

WSR 11-21-043
PREPROPOSAL STATEMENT OF INQUIRY
LIQUOR CONTROL BOARD

[Filed October 12, 2011, 10:56 a.m.]

Subject of Possible Rule Making: WAC 314-11-070
 During what hours can I sell or serve liquor?

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 66.08.030.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: This rule making is the result of a stakeholder request to allow local jurisdictions to establish an extended hours service area within their jurisdiction allowing on-premises liquor service after 2 a.m.

Process for Developing New Rule: Interested parties can participate in the discussions formulating this rule change by contacting or sending written comments to the agency staff listed below.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Karen McCall, Agency Rules Coordinator, P.O. Box 43080, Olympia, WA 98504-3080, (360) 664-1631, fax (360) 664-9689.

October 12, 2011
 Sharon Foster
 Chairman

WSR 11-21-064
PREPROPOSAL STATEMENT OF INQUIRY
HEALTH CARE AUTHORITY

(Medicaid Program)

[Filed October 17, 2011, 9:56 a.m.]

Subject of Possible Rule Making: WAC 182-550-1200
 Restrictions on hospital coverage and possibly other related chapters and sections as necessary.

Statutes Authorizing the Agency to Adopt Rules on this Subject: Section 213, chapter 50, Laws of 2011 (2ESHB 1087), RCW 41.05.021, 43.88.290.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: Pursuant to 2ESHB 1087, effective October 1, 2011, the health care authority (HCA) is directed to restrict coverage of emergency room visits that do not meet the definition of emergency services according to WAC 182-550-1050.

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

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

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Jason Crabbe, Rules and Publications Program Manager, P.O. Box 45504, Olympia, WA 98504-

5504, phone (360) 725-1346, fax (360) 586-9727, TTY 1-800-848-5429, e-mail jason.crabbe@hca.wa.gov.

October 17, 2011
 Kevin M. Sullivan
 Rules Coordinator

WSR 11-21-067
PREPROPOSAL STATEMENT OF INQUIRY
HEALTH CARE AUTHORITY

(Medicaid Program)

[Filed October 17, 2011, 1:55 p.m.]

Subject of Possible Rule Making: WAC 182-550-4650
 Full cost public hospital certified public expenditure (CPE) payment program and 182-550-5400 Payment method—Public hospital disproportionate share hospital (PHDSH).

Statutes Authorizing the Agency to Adopt Rules on this Subject: 42 C.F.R. 433.51(b), RCW 41.05.021.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: The agency is revising the rule to clarify that hospitals must be "operated" by a public hospital district (PHD) to qualify as a CPE hospital rather than "owned by a PHD." This change ensures that the state remains in compliance with 42 C.F.R. 433.51(b).

This rule revision also includes housekeeping changes such as "department" to "agency" and cross-reference fixes from Title 388 WAC to Title 182 WAC as a result of the merge to health care authority (HCA) on July 1, 2011.

Process for Developing New Rule: HCA welcomes the public to take part in developing the rules. Anyone interested should contact the staff person identified below. At a later date, HCA will file a notice of proposed rule-making (CR-102) with the office of the code reviser. A copy of the proposal will be sent to everyone on the mailing list and to anyone who requests a copy.

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

Kevin M. Sullivan
 Rules Coordinator

WSR 11-21-081
PREPROPOSAL STATEMENT OF INQUIRY
DEPARTMENT OF
LABOR AND INDUSTRIES

[Filed October 18, 2011, 9:27 a.m.]

Subject of Possible Rule Making: Chapter 296-150C WAC, Commercial coaches; chapter 296-150F WAC, Factory-built housing and commercial structures; chapter 296-150M WAC, Manufactured homes; chapter 296-150P WAC, Recreational park trailers; chapter 296-150R WAC, Recre-

ational vehicles; chapter 296-150T WAC, Factory-built temporary worker housing structures; and chapter 296-150V WAC, Conversion vendor units and medical units.

Statutes Authorizing the Agency to Adopt Rules on this Subject: Chapter 43.22 RCW and chapter 50, Laws of 2011 (2ESHB 1087).

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: The purpose of this rule making is to increase the factory assembled structure fees. The program's budget and projected revenue were evaluated and a fee increase is necessary to help cover the cost of ongoing services for the program.

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

Process for Developing New Rule: Parties interested in these rules may contact the individual listed below. The public may also participate by commenting after amendments are proposed by providing written comments and/or testimony during the public hearing and comment process. Public hearings will be held after the proposal is filed.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Sally Elliott, Department of Labor and Industries, Specialty Compliance Services Division, P.O. Box 44400, Olympia, WA 98504-4400, phone (360) 902-6411, fax (360) 902-5292, e-mail sally.elliott@lni.wa.gov.

October 18, 2011

Judy Schurke

Director

WSR 11-21-082

PREPROPOSAL STATEMENT OF INQUIRY

DEPARTMENT OF

LABOR AND INDUSTRIES

[Filed October 18, 2011, 9:29 a.m.]

Subject of Possible Rule Making: Chapter 296-96 WAC, Safety regulations and fees for all elevators, dumb-waiters, escalators and other conveyances.

Statutes Authorizing the Agency to Adopt Rules on this Subject: Chapter 70.87 RCW and chapter 50, Laws of 2011 (2ESHB 1087).

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: The purpose of this rule making is to increase fees 4.34 percent, which is the office of financial management's maximum allowable fiscal growth rate factor for fiscal year 2012. The program's budget and projected revenue were evaluated and a fee increase is necessary to help cover the cost of ongoing services for the program.

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

Process for Developing New Rule: Parties interested in these rules may contact the individual listed below. The public may also participate by commenting after amendments are proposed by providing written comments and/or testimony

during the public hearing and comment process. Public hearings will be held after the proposal is filed.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Sally Elliott, Department of Labor and Industries, Specialty Compliance Services Division, P.O. Box 44400, Olympia, WA 98504-4400, phone (360) 902-6411, fax (360) 902-5292, e-mail sally.elliott@lni.wa.gov.

October 18, 2011

Judy Schurke

Director

WSR 11-21-085

PREPROPOSAL STATEMENT OF INQUIRY

EASTERN WASHINGTON UNIVERSITY

[Filed October 18, 2011, 12:00 p.m.]

Subject of Possible Rule Making: Creating chapter 172-137 WAC, Use of university facilities.

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

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: These rules are needed to establish standard requirements and procedures for the use of Eastern Washington University (EWU) facilities by persons or organizations, internal or external. These rules also provide for the use of EWU facilities for the exercise of free speech and other first amendment protected activities.

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

Process for Developing New Rule: Negotiated rule making.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication. Interested parties can participate in the formulation and adoption process of the proposed rule changes by contacting Trent Lutey, University Policy Administrator, Office of the President, Eastern Washington University, 214 Showalter Hall, Cheney, WA 99004, phone (509) 359-6322, fax (509) 359-7036, and e-mail tlutey@ewu.edu. A public hearing will be held to permit comment on all proposed rules and revisions.

October 18, 2011

Trent Lutey

University Policy Administrator

WSR 11-21-087

PREPROPOSAL STATEMENT OF INQUIRY

EASTERN WASHINGTON UNIVERSITY

[Filed October 18, 2011, 12:03 p.m.]

Subject of Possible Rule Making: Repealing WAC 172-122-100 Civil demonstrations.

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

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: This rule is obsolete. University response to civil demonstrations is governed by state law and internal university policies.

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

Process for Developing New Rule: Negotiated rule making.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication. Interested parties can participate in the formulation and adoption process of the proposed rule changes by contacting Trent Lutey, University Policy Administrator, Office of the President, Eastern Washington University, 214 Showalter Hall, Cheney, WA 99004, phone (509) 359-6322, fax (509) 359-7036, and e-mail tlutey@ewu.edu. A public hearing will be held to permit comment on all proposed rules and revisions.

October 18, 2011

Trent Lutey
University Policy Administrator

WSR 11-21-088

PREPROPOSAL STATEMENT OF INQUIRY EASTERN WASHINGTON UNIVERSITY

[Filed October 18, 2011, 12:29 p.m.]

Subject of Possible Rule Making: Repealing WAC 172-122-500 Posters.

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

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: This rule is obsolete. Agency regulations relative to posters are contained in other university rules and policies.

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

Process for Developing New Rule: Negotiated rule making.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication. Interested parties can participate in the formulation and adoption process of the proposed rule changes by contacting Trent Lutey, University Policy Administrator, Office of the President, Eastern Washington University, 214 Showalter Hall, Cheney, WA 99004, phone (509) 359-6322, fax (509) 359-7036, and e-mail tlutey@ewu.edu. A public hearing will be held to permit comment on all proposed rules and revisions.

October 18, 2011

Trent Lutey
University Policy Administrator

WSR 11-21-089

PREPROPOSAL STATEMENT OF INQUIRY EASTERN WASHINGTON UNIVERSITY

[Filed October 18, 2011, 12:29 p.m.]

Subject of Possible Rule Making: Repealing WAC 172-139-030 Handbills.

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

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: This rule is obsolete. Agency regulations relative to handbills are contained in other university rules and policies.

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

Process for Developing New Rule: Negotiated rule making.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication. Interested parties can participate in the formulation and adoption process of the proposed rule changes by contacting Trent Lutey, University Policy Administrator, Office of the President, Eastern Washington University, 214 Showalter Hall, Cheney, WA 99004, phone (509) 359-6322, fax (509) 359-7036, and e-mail tlutey@ewu.edu. A public hearing will be held to permit comment on all proposed rules and revisions.

October 18, 2011

Trent Lutey
University Policy Administrator

WSR 11-21-090

PREPROPOSAL STATEMENT OF INQUIRY EASTERN WASHINGTON UNIVERSITY

[Filed October 18, 2011, 12:55 p.m.]

Subject of Possible Rule Making: Updating chapter 172-136 WAC, University facilities.

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

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: These revisions are needed to eliminate obsolete provisions, to more accurately reflect current practices, and to coincide with existing labor agreements.

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

Process for Developing New Rule: Negotiated rule making.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication. Interested parties can participate in the formulation and adoption process of the proposed rule changes by contacting Trent Lutey, University Policy Administrator, Office of the President, Eastern Washington University, 214 Showalter Hall, Cheney, WA 99004, phone (509) 359-6322, fax (509) 359-7036, and e-mail tlutey@ewu.edu. A public hearing

ing will be held to permit comment on all proposed rules and revisions.

October 18, 2011
Trent Lutey
University Policy Administrator

WSR 11-21-096
PREPROPOSAL STATEMENT OF INQUIRY
OFFICE OF
INSURANCE COMMISSIONER

[Insurance Commissioner Matter No. R 2011-23—Filed October 19, 2011,
7:22 a.m.]

Subject of Possible Rule Making: Adoption of rules to implement RCW 48.23.015.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 48.02.060, 48.23.015(8).

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: Update existing rules regarding disclosures and suitability of sales for annuities based on the National Association of Insurance Commissioner's model regulation #275 adopted in April 2010.

Other Federal and State Agencies that Regulate this Subject and the Process Coordinating the Rule with These Agencies: Department of financial institutions regulates producers who also offer securities products; the commissioner coordinates rule-making efforts to align the regulatory frameworks of the two agencies.

Process for Developing New Rule: Notice and comment. Submit written comments by November 22, 2011, to Kacy Scott, P.O. Box 40258, Olympia, WA 98504, kacys@oic.wa.gov, fax (360) 586-3109.

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

October 19, 2011
Mike Kreidler
Insurance Commissioner