

**WSR 14-19-028**  
**PREPROPOSAL STATEMENT OF INQUIRY**  
**DEPARTMENT OF**  
**SOCIAL AND HEALTH SERVICES**  
 (Children's Administration)  
 [Filed September 8, 2014, 12:55 p.m.]

Subject of Possible Rule Making: The department is amending chapter 388-61A WAC, Shelters for victims of domestic violence, and other related rules as may be required.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 70.123.030(1) and 70.123.040(1).

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: Revisions to chapter 388-61A WAC are intended to update the section on required training for staff and staff supervisors.

Other Federal and State Agencies that Regulate this Subject and the Process Coordinating the Rule with These Agencies: We will consult with individuals and organizations having experience and knowledge about training requirements for staff and staff supervisors of contracted agencies.

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

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Susan Hannibal, DSHS Program Manager, DSHS/Children's Administration, 4045 Delridge Way S.W., Room 300, Seattle, WA 98106, phone (206) 923-4910, fax (206) 923-5497, e-mail [hsus300@dshs.wa.gov](mailto:hsus300@dshs.wa.gov).

September 8, 2014  
 Katherine I. Vasquez  
 Rules Coordinator

**WSR 14-19-037**  
**PREPROPOSAL STATEMENT OF INQUIRY**  
**HEALTH CARE AUTHORITY**  
 (Washington Apple Health)  
 [Filed September 9, 2014, 2:43 p.m.]

Subject of Possible Rule Making: WAC 182-507-0120 Alien medical for dialysis and cancer treatment, and other rules as appropriate.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 41.05.021, 41.05.160.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: The agency will update language to include treatment for life-threatening benign tumors. During the course of this review, the agency may identify additional changes that are required in order to improve clarity or update policy.

Process for Developing New Rule: The health care authority (HCA) welcomes the public to take part in developing this rule. If interested, contact the person identified below

to receive an early rule draft to review. After the early review, HCA will send a notice of proposed rule making (CR-102) to everyone receiving this notice and 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 Amy Emerson, P.O. Box 42716, Olympia, WA 98504-2716, phone (360) 725-1348, fax (360) 586-9727, TTY 1-800-848-5429, e-mail [amy.emerson@hca.wa.gov](mailto:amy.emerson@hca.wa.gov).

September 9, 2014  
 Kevin M. Sullivan  
 Rules Coordinator

**WSR 14-19-041**  
**PREPROPOSAL STATEMENT OF INQUIRY**  
**SUPERINTENDENT OF**  
**PUBLIC INSTRUCTION**  
 [Filed September 9, 2014, 5:15 p.m.]

Subject of Possible Rule Making: WAC 392-415-070 and 392-410-(new section).

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 28A.230.125.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: SB 6424 specifies that "The office of superintendent of public instruction shall adopt rules establishing criteria for award of the Washington state seal of biliteracy." The bill also indicates that RCW 28A.230.125 and 2011 should be amended to add "(3) The standardized high school transcript may include a notation of whether the student has earned the Washington state seal of biliteracy...."

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

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

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Jessica Vavrus, Old Capitol Building, P.O. Box 47200, Olympia, WA 98504-7200, (360) 725-6417.

September 9, 2014  
 Randy Dorn  
 State Superintendent  
 of Public Instruction

**WSR 14-19-062**  
**PREPROPOSAL STATEMENT OF INQUIRY**  
**DEPARTMENT OF REVENUE**  
 [Filed September 12, 2014, 11:23 a.m.]

Subject of Possible Rule Making: WAC 458-40-540 Forest land values—2015 and 458-40-660 Timber excise tax—Stumpage value tables—Stumpage value adjustments.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 84.33.096, 82.32.300, and 82.01.060(2).

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: RCW 84.33.140 requires that forest land values be adjusted annually by a statutory formula contained in RCW 84.33.140(3). WAC 458-40-540 Forest land values, adjusts the table of forest land values in Washington as required by statute. County assessors will use these published land values for property tax purposes in 2015. RCW 84.33.091 requires the department of revenue to revise the stumpage value tables every six months. The department establishes stumpage value tables to apprise timber harvesters of the timber values used to calculate the timber excise tax. The department anticipates amending WAC 458-40-660 to provide valuations for the first half of 2015.

Other Federal and State Agencies that Regulate this Subject and the Process Coordinating the Rule with These Agencies: Although the United States Forest Service and Washington state department of natural resources both regulate forest practices, neither is involved in valuation for taxation purposes. The nontax processes and definitions are coordinated with these agencies to avoid conflict.

Process for Developing New Rule: Parties interested in this rule making may contact the individual listed below. The public may also participate by providing written comments throughout this rule making or giving oral testimony at the public meeting or public hearing.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication. A preliminary draft of possible rule changes will be available upon request shortly before the public meeting.

Written comments may be submitted by mail and should be directed to Mark E. Bohe, e-mail markbohe@dor.wa.gov, or ITA Division, P.O. Box 47453, Olympia, WA 98504-7453.

Written and oral comments will be accepted at the public meeting.

Public Meeting Location: Capital Plaza Building, Fourth Floor Large Executive Conference Room, 1025 Union Avenue S.E., Olympia, WA, on October 14, 2014, at 10:00 a.m. *Call-in option can be provided upon request no later than three days before the meeting date.*

Assistance for Persons with Disabilities: Contact Mary Carol LaPalm, (360) 725-7499 or Renee Cosare, (360) 725-7514, no later than ten days before the meeting date. For hearing impaired please contact us via the Washington relay operator at (800) 833-6384.

September 12, 2014  
Dylan Waits  
Rules Coordinator

### WSR 14-19-065

#### PREPROPOSAL STATEMENT OF INQUIRY OLYMPIC COLLEGE

[Filed September 12, 2014, 2:28 p.m.]

Subject of Possible Rule Making: Olympic College grievance procedure—Discrimination and harassment.

Statutes Authorizing the Agency to Adopt Rules on this Subject: Chapter 28B.50 RCW.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: This policy is proposed to condense, replace and update existing policies regarding the college's responsibility to prevent discrimination and harassment throughout the college community.

Other Federal and State Agencies that Regulate this Subject and the Process Coordinating the Rule with These Agencies: This policy will meet federal and state laws as follows: Title VI and VII of the Civil Rights Act of 1964, Title IX of the Educational Amendments of 1972, Sections 504 and 508 of the Rehabilitation Act of 1973, the Americans with Disabilities Act and ADA Amendment Act, the Age Discrimination Act of 1975, the Violence Against Women Reauthorization Act and Washington state's law against discrimination, chapter 49.60 RCW and their implementing regulations.

Process for Developing New Rule: Review by the board of trustees.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Thomas Oliver at (360) 475-7502 or tolover@olympic.edu to provide comments on this rule.

September 12, 2014  
Thomas Oliver  
Rules Coordinator

### WSR 14-19-077

#### PREPROPOSAL STATEMENT OF INQUIRY DEPARTMENT OF AGRICULTURE

[Filed September 15, 2014, 10:56 a.m.]

Subject of Possible Rule Making: Chapter 16-350 WAC, Registration and certification of fruit tree planting stock, the department is considering adopting changes to the fruit tree planting stock rule to better align with the national clean plant network (NCPN). This proposal would adopt the format of the fruit tree "state level model regulatory standard" of the NCPN, modify the eligibility requirements for registered prunus trees, and clarify eligibility requirements for imported propagation material.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 15.14.015 and chapter 34.05 RCW.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: NCPN was created to protect specialty crops from the spread of economically harmful plant pests and diseases. Its mission is to provide healthy planting stock that is easier to propagate, requires fewer chemical inputs, and produces higher crop yields and better crop quality. The NCPN does this through programs which screen plant selections for viruses and other diseases that can be spread by contaminated planting stock. Modifying our certification program is necessary to continue to reduce the chance of introduction of exotic pests that can be difficult and costly to control and to further standardize our program with the NCPN model.

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

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

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

September 15, 2014  
Brad White  
Assistant Director

#### WSR 14-19-078

##### PREPROPOSAL STATEMENT OF INQUIRY DEPARTMENT OF AGRICULTURE

[Filed September 15, 2014, 10:57 a.m.]

Subject of Possible Rule Making: Chapter 16-752 WAC, Noxious weed seed and plant quarantine, the agency is considering adding additional species to the noxious weed seed and plant quarantine as a result of a petition submitted by the Washington state noxious weed control board. These species include: Butterfly bush (*Buddleja davidii*), except for sterile hybrid cultivars; yellow archangel (*Lamiastrum galeobdolon*); lesser celandine (*Ficaria verna*); and all nonnative hawkweed species and hybrids (*Hieracium spp.*).

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 17.10.074, 17.24.011, 17.24.041, and chapter 34.05 RCW.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: The intrusion into this state of nonnative, invasive weed species continues to be a concern. The spread of these weeds presents a risk to the economic well-being of the agricultural, forest, horticultural, and floricultural industries, and the environmental quality and natural resources of the state. Initiating quarantines forbidding entry or distribution of weed species may be critical for their exclusion or control.

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

Process for Developing New Rule: Department staff will discuss any proposed amendments with affected stakeholders. Affected stakeholders will also have an opportunity to submit written comments on the proposed rules during the

public comment period and will be able to present oral testimony at the public hearing.

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

September 15, 2014  
Brad White  
Assistant Director

#### WSR 14-19-079

##### PREPROPOSAL STATEMENT OF INQUIRY OFFICE OF INSURANCE COMMISSIONER

[Insurance Commissioner Matter No. R 2014-12—Filed September 15, 2014, 11:44 a.m.]

Subject of Possible Rule Making: Fraternal benefit society risk-based surplus (RBS) standards.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 48.36A.100.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: The National Association of Insurance Commissioners amends certain financial provisions and qualifications within the model laws and regulation from time to time. The risk-based capital (RBC) model for insurers (#312) was amended in 2012 that increased the trend test threshold from 2.5 to 3.0. The commissioner will consider rules to amend the RBS trend test for fraternal benefit societies to comport with this change in the RBC trend test.

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

Process for Developing New Rule: Submit written comments by October 31, 2014, to Jim Tompkins, P.O. Box 40258, Olympia, WA 98504-0258, e-mail [rulescoordinator@oic.wa.gov](mailto:rulescoordinator@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 Jim Tompkins, P.O. Box 40258, Olympia, WA 98504-0258, e-mail [rulescoordinator@oic.wa.gov](mailto:rulescoordinator@oic.wa.gov), fax (360) 586-3109.

September 15, 2014  
Mike Kreidler  
Insurance Commissioner

**WSR 14-19-087****PREPROPOSAL STATEMENT OF INQUIRY  
DEPARTMENT OF  
LABOR AND INDUSTRIES**

[Filed September 16, 2014, 9:16 a.m.]

Subject of Possible Rule Making: Chapter 296-14 WAC, Industrial insurance.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 51.04.020, 51.44.070(1), 51.44.080.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: The current mortality tables used to determine the funding needs for injured workers who are totally permanently disabled and for survivors of fatally injured workers are over thirty years old. The department conducted a study of pensioned injured workers and their spouses in our system from 2001 to 2012 together with 2000 United States Census data. The study revealed that the pension tables no longer reflect the current experience of pension beneficiaries funded by the pension reserve fund. These tables need to be updated for life expectancy and gender.

The pension discount rate is the interest rate used to account for the time value of money when evaluating the present value of future pension payments. The current pension discount rate of 6.5 percent is too high given market rates of long-term Treasury bonds, which are considered by the actuaries for establishing discount rates. The department has worked with the workers' compensation advisory committee (WCAC) to develop a plan that would reduce the pension discount rate from the current 6.5 percent to 6.4 percent and continue to adjust annually, through 2022, until it reaches 4.5 percent.

The department plans to update the mortality tables and reduce the pension discount rate.

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 Department of Labor and Industries, Suzy Campbell, P.O. Box 44208, Olympia, WA 98504-4208, phone (360) 902-5003, fax (360) 902-4960, [casu235@lni.wa.gov](mailto:casu235@lni.wa.gov).

September 16, 2014  
Joel Sacks  
Director

**WSR 14-19-108****PREPROPOSAL STATEMENT OF INQUIRY  
PARKS AND RECREATION  
COMMISSION**

[Filed September 17, 2014, 5:47 a.m.]

Subject of Possible Rule Making: Chapter 352-37 WAC for review.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 79A.05.610.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: This change would expand recreational opportunities within the Seashore Conservation Area to allow windpowered vehicles within the Seashore Conservation Area (ocean beaches) managed by Washington state parks. Participants of this recreational activity have requested a change to allow them to pursue their sport on ocean beaches within the Seashore Conservation Area.

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

Process for Developing New Rule: Agency study.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Steven Brand, Partnership and Planning Programs Manager, Washington State Parks, 1111 Israel Road, Tumwater, WA 98504.

September 16, 2014  
Valeria Evans  
Management Analyst

**WSR 14-19-111****PREPROPOSAL STATEMENT OF INQUIRY  
UTILITIES AND TRANSPORTATION  
COMMISSION**

[Docket UW-143295—Filed September 17, 2014, 8:33 a.m.]

Subject of Possible Rule Making: The utilities and transportation commission (UTC) commences this rule making to consider rules within chapter 480-110 WAC to improve the financial and managerial capacity of regulated water companies, provide incentives for companies to make appropriate investments and for viable companies or public entities to acquire struggling water systems that have the potential to be stabilized and improved through consolidation and investment.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 80.01.040 and 80.04.160.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: The commission regulates private water companies operating within Washington state that have one hundred or more connections or if the utility charges more than \$557 a year per customer. Many of these companies find it difficult to generate sufficient revenue or raise enough capital to make and maintain capital improvements in the systems, comply with safe drinking water standards and be financially and managerially viable. To address the problem of under-investment in water systems, the com-

mission is interested in developing rules to establish financial and managerial standards. The commission is also interested in developing regulatory incentives for companies to make equity investments in their water systems and for viable companies or public entities to acquire struggling water systems that have the potential to be stabilized and improved through consolidation and investment.

Other Federal and State Agencies that Regulate this Subject and the Process Coordinating the Rule with These Agencies: The state departments of health and ecology also have authority over water systems in the state, in particular governing safe drinking water standards and water rights. The commission will coordinate with the agencies in the rule making to ensure that the agencies are working cooperatively with affected water companies.

Process for Developing New Rule: Agency study and the commission will ask for initial written comments, schedule one or more workshops, and will provide the opportunity for stakeholders to submit additional written comments on draft rules and proposed CR-102 rules prior to adoption.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication. Interested persons may file comments with the Executive Director and Secretary, UTC, P.O. Box 47250, 1300 South Evergreen Park Drive S.W., Olympia, WA, 98504-7250, phone (360) 664-1174, facsimile (360) 586-1150, e-mail [records@utc.wa.gov](mailto:records@utc.wa.gov), or through the UTC web portal <http://www.utc.wa.gov/e-filing> by 5:00 p.m., Friday, October 24, 2014.

#### WRITTEN COMMENTS AND STAKEHOLDER WORKSHOP:

Written comments may be submitted to the commission at the address given above and should be filed with the commission no later than 5:00 p.m., Friday, October 24, 2014, for consideration at the November 21, 2014, stakeholder workshop.

Electronic copies. The commission requests that comments be provided in electronic format to enhance public access, for ease of providing comments, to reduce the need for paper copies, and to facilitate quotations from the comments. Comments may be submitted via the commission's web portal at [www.utc.wa.gov/e-filing](http://www.utc.wa.gov/e-filing) or by electronic mail to the commission's records center at [records@utc.wa.gov](mailto:records@utc.wa.gov). Please include:

- The docket number of this proceeding (UW-143295).
- The commenting party's name.
- The title and date of the comment or comments.

An alternative method for submitting comments may be by mailing/delivering an electronic copy on a flash drive, compact disk, or 3 1/2 inch, IBM-formatted, high-density disk, in .pdf Adobe Acrobat format or in Word 97 or later. Include all of the information requested above. The commission will post on the commission's web site all comments that are provided in electronic format. The web site is located at <http://www.utc.wa.gov/143295>. If you are unable to file your comments electronically or to submit them on a disk, the commission will always accept a paper document.

Opportunity for further comment is anticipated. Information about the schedule and other aspects of the rule making, including comments, will be posted on the commission's

web site as it becomes available. If you wish to receive further information on this rule making you may (1) call the commission's records center at (360) 664-1234, (2) e-mail the commission at [records@utc.wa.gov](mailto:records@utc.wa.gov), or (3) mail written comments to the address above to the attention of Steven V. King, executive director and secretary. When contacting the commission, please refer to Docket UW-143295 to ensure that you are placed on the appropriate service list. Questions may be addressed to Chris Rose (360) 664-1303 or e-mail at [crose@utc.wa.gov](mailto:crose@utc.wa.gov).

#### NOTICE

**TO CONTINUE RECEIVING NOTICES AND INFORMATION ABOUT THIS RULE MAKING** - The commission wants to ensure its mailings are sent to persons who are interested in the topic and want to receive that information. ANY PERSON WHO COMMENTS will continue to receive notices and information. If you do not submit comments but wish to remain on the mailing list for this rule making, please advise the records center by any one of the following methods: (1) Send a note with your name, address (or a copy of your mailing label), and telephone and fax numbers referencing Docket UW-143295, and the words "Please keep me on the mailing list"; or (2) e-mail your name, address, telephone and fax numbers, referencing Docket UW-143295, and the words "Please keep me on the mailing list" to [records@utc.wa.gov](mailto:records@utc.wa.gov). Please note that all information in the mailings will be accessible through the commission's internet web site at <http://www.utc.wa.gov/143295>. **THOSE INTERESTED PERSONS WHO DO NOT RESPOND MAY NOT RECEIVE FURTHER MAILINGS OR INFORMATION ON THE RULEMAKING.**

September 17, 2014  
Steven V. King  
Executive Director  
and Secretary

#### WSR 14-19-115

#### PREPROPOSAL STATEMENT OF INQUIRY GAMBLING COMMISSION

[Filed September 17, 2014, 9:42 a.m.]

Subject of Possible Rule Making: Electronic raffle systems.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 9.46.070, 9.46.0277.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: To authorize a pilot study to test the regulatory impacts on the commission and benefits to charitable/nonprofit licensees of authorizing and operating electronic raffle systems.

Process for Developing New Rule: Pilot rule making.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Susan Newer, Rules Coordinator, P.O. Box 42400, Olympia, WA 98504-2400, (360) 486-3466, e-mail [Susan.Newer@wsgc.wa.gov](mailto:Susan.Newer@wsgc.wa.gov), fax (360) 486-3625.

[Meetings on] October 9 or 10, 2014, at the Spokane Davenport Hotel, 10 South Post Street, Spokane, WA 98501

[99201], visit [www.wsgc.wa.gov](http://www.wsgc.wa.gov) on October 1 to confirm meeting location and start time; on November 13 or 14, 2014, at the Comfort Inn, 1620 74th Avenue S.E., Tumwater, WA 98501, visit [www.wsgc.wa.gov](http://www.wsgc.wa.gov) on November 1 to confirm meeting location and start time; and on January 15 or 16, 2015, at the Comfort Inn, 1620 74th Avenue S.E., Tumwater, WA 98501, visit [www.wsgc.wa.gov](http://www.wsgc.wa.gov) on January 1 to confirm meeting location and start time.

September 17, 2014  
Susan Newer  
Rules Coordinator

**WSR 14-19-121**  
**WITHDRAWL OF**  
**PREPROPOSAL STATEMENT OF INQUIRY**  
**DEPARTMENT OF**  
**LABOR AND INDUSTRIES**

[Filed September 17, 2014, 10:35 a.m.]

The department of labor and industries would like to withdraw the preproposal statement of inquiry for chapter 296-600 WAC, WSR 01-13-096 which was filed on June 20, 2001.

If you have any questions, please contact Suchi Sharma, rules coordinator at (360) 902-6744.

Suchi Sharma  
Senior policy Advisor  
and Rules Coordinator

**WSR 14-19-122**  
**PREPROPOSAL STATEMENT OF INQUIRY**  
**DEPARTMENT OF AGRICULTURE**

[Filed September 17, 2014, 10:40 a.m.]

Subject of Possible Rule Making: Chapter 16-08 WAC, Practice and procedure.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 43.17.060 and chapter 34.05 RCW.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: The department proposes to amend chapter 16-08 WAC to improve language clarity, to update the department's procedure for conducting brief adjudicative proceedings and to list additional actions that the department may review in a brief adjudicative proceeding.

Under RCW 34.05.482 of the Administrative Procedure Act, an agency may use a brief adjudicative proceeding if:

- Use of those proceedings in the circumstance does not violate any provision of law;
- The protection of the public interest does not require the agency to give notice and an opportunity to participate to persons other than the parties;
- The matter is within a category the agency has identified by rule for use of a brief adjudicative proceeding; and
- The issue and interests involved in the controversy do not warrant use of a formal adjudicative proceeding.

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

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

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Elizabeth McNagny, Program Manager, Administrative Regulations Program, Washington State Department of Agriculture, P.O. Box 42560, Olympia, WA 98504-2560, phone (360) 902-1809, fax (360) 902-2092.

September 17, 2014  
Julie D. Morgan  
Chief of Staff