

**WSR 15-05-007**  
**PREPROPOSAL STATEMENT OF INQUIRY**  
**DEPARTMENT OF**  
**EARLY LEARNING**

[Filed February 5, 2015, 1:30 p.m.]

Subject of Possible Rule Making: Chapters 170-295 and 170-296A WAC, updating health and safety standards relating to safe sleep practices for infants napping or sleeping in licensed child care settings.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 43.215.060, 43.215.070, chapter 43.215 RCW.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: Rule making is needed to update licensing rules pertaining to safe sleep practices in order to reduce sleep related incidents in licensed child care settings.

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; and the department of early learning (DEL) intends to engage in negotiated rule making as to chapter 170-296A WAC. Otherwise, to the extent practicable, DEL intends to seek public input during the rule drafting and development process. At a later date, DEL will file proposed rules (more than one proposed rule-making notice may be filed), hold a public hearing or hearings, and accept written comments before adopting permanent rules.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication. Individuals and organizations wishing to receive draft and proposed materials may join a DEL rules mailing list by contacting the DEL rules coordinator at Rules@del.wa.gov, by fax (360) 725-4523, or by writing to the Rules Coordinator, DEL, P.O. Box 40970, Olympia, WA 98504-0970.

February 5, 2015  
 Matt Judge  
 Rules Coordinator

**WSR 15-05-009**  
**PREPROPOSAL STATEMENT OF INQUIRY**  
**TRANSPORTATION IMPROVEMENT BOARD**

[Filed February 5, 2015, 3:08 p.m.]

Subject of Possible Rule Making: Chapters 479-01, 479-02, 479-05, 479-06, 479-10, and 479-14 WAC.

Statutes Authorizing the Agency to Adopt Rules on this Subject: Chapters 47.26 and 47.66 RCW.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: Adoption of these rules is necessary to (1) establish a permanent LED streetlight program which will provide funding for cities to modernize street lights to current technology and (2) update the existing details of our programs to better serve the communities.

Other Federal and State Agencies that Regulate this Subject and the Process Coordinating the Rule with These Agencies:

There are no other federal or state agencies which impact this project.

Process for Developing New Rule: Pilot rule making; and agency study.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication. A public hearing will be held during the board's May 28 and 29 meeting in Bremerton, Washington. Other public hearings may also be held, date and location to be determined.

The board will post information and proposed WAC language on our web site, tib.wa.gov.

Interested parties are welcome to contact Kelsey Davis, executive assistant, by e-mail kelseyd@tib.wa.gov or (360) 586-1140, or toll-free 800-562-6345.

February 5, 2015  
 Stevan Gorcester  
 Executive Director

**WSR 15-05-011**  
**PREPROPOSAL STATEMENT OF INQUIRY**  
**STATE BOARD OF EDUCATION**

[Filed February 5, 2015, 5:24 p.m.]

Subject of Possible Rule Making: Amendments to WAC 180-51-025 Local district application of state requirements.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 28A.230.090.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: Amended rules will clarify how districts may adopt local policies to aid students fulfilling the graduation requirements for the class of 2019 and beyond.

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

Process for Developing New Rule: The state board of education (SBE) will solicit comment on the content of the rules from the private school advisory committee, education organizations, the superintendent of public instruction, private schools, parents, teachers, district boards of directors, and other interested parties.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Jack Archer, Rules Coordinator, SBE, Old Capitol Building, P.O. Box 47206, 600 Washington Street S.E., Olympia, WA 98504, (360) 725-6035, sbe@sbe.wa.gov.

February 5, 2015  
 Ben Barick  
 Executive Director

**WSR 15-05-022**  
**PREPROPOSAL STATEMENT OF INQUIRY**  
**SUPERINTENDENT OF**  
**PUBLIC INSTRUCTION**

[Filed February 9, 2015, 1:59 p.m.]

Subject of Possible Rule Making: Chapter 392-700 WAC, Dropout reengagement.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 28A.175.100.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: Chapter 392-700 WAC requires updating to clarify student eligibility, program requirements, and reporting processes for dropout reengagement programs.

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 Becky McLean, OSPI Enrollment Supervisor, Old Capitol Building, P.O. Box 47200, Olympia, WA, (360) 725-6306.

February 6, 2015  
 Randy Dorn  
 Superintendent of  
 Public Instruction

**WSR 15-05-024**  
**PREPROPOSAL STATEMENT OF INQUIRY**  
**HEALTH CARE AUTHORITY**

(Washington Apple Health)

[Filed February 9, 2015, 3:06 p.m.]

Subject of Possible Rule Making: Chapter 182-538 WAC, Managed care; and other rules as appropriate.

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

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: The agency is adding new sections to chapter 182-538 WAC in response to legislative changes.

During the course of this review, the agency may identify additional changes that are required in order to improve clarity or update policy.

Other Federal and State Agencies that Regulate this Subject and the Process Coordinating the Rule with These Agencies: The United States Department of Health and Human Services' Substance Abuse and Mental Health Services Administration and the Washington state department of social and health services.

Process for Developing New Rule: The agency 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, the agency 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 contacting Sean Sullivan, P.O. Box 42716, Olympia, WA 98504-2716, fax (360) 586-9727, TTY 1-800-848-5429, e-mail Sean.Sullivan@hca.wa.gov.

February 9, 2015  
 Jason R. P. Crabbe  
 Rules Coordinator

**WSR 15-05-025**  
**PREPROPOSAL STATEMENT OF INQUIRY**  
**HEALTH CARE AUTHORITY**

(Washington Apple Health)

[Filed February 9, 2015, 4:19 p.m.]

Subject of Possible Rule Making: Chapter 182-514 WAC, Long-term care for families and children; 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: Clarifying rules to comply with federal guidance.

During the course of this review, the agency may identify additional changes that are required in order to improve clarity or update policy.

Other Federal and State Agencies that Regulate this Subject and the Process Coordinating the Rule with These Agencies: Aging and long-term support administration of the department of social and health services.

Process for Developing New Rule: The agency 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, the agency 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 Melinda Froud, P.O. Box 42716, Olympia, WA 98504-2716, fax (360) 586-9727, TTY 1-800-848-5429, e-mail Melinda.froud@hca.wa.gov.

February 9, 2015  
 Jason R. P. Crabbe  
 Rules Coordinator

**WSR 15-05-027**  
**PREPROPOSAL STATEMENT OF INQUIRY**  
**TRANSPORTATION COMMISSION**

[Filed February 10, 2015, 7:33 a.m.]

Subject of Possible Rule Making: SR 520 Bridge toll rate, fee, discount and policy setting.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 47.56.850 and 47.56.870.

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

sider toll rates that will help maintain travel time, speed, and reliability on the SR 520 corridor and must set and adjust toll rates and policies to generate revenue sufficient and necessary to cover costs and obligations described in RCW 47.56.-830 and 47.56.850.

Other Federal and State Agencies that Regulate this Subject and the Process Coordinating the Rule with These Agencies: Washington state department of transportation will review and coordinate with the transportation commission on this rule-making process.

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. The transportation commission would hold public input meetings in the regional area surrounding the SR 520 Bridge in the spring of 2015. More details will be issued in coming months. Public comment will be taken at the public input meetings as well as at the final hearing. Comments may also be submitted in writing to the Transportation Commission, P.O. Box 47308, Olympia, WA 98504-7308, phone (360) 705-7070, fax (360) 705-6802, or e-mail [transc@wsdot.wa.gov](mailto:transc@wsdot.wa.gov).

February 10, 2015  
Reema Griffith  
Executive Director

Other Federal and State Agencies that Regulate this Subject and the Process Coordinating the Rule with These Agencies: The United States Department of Agriculture, FNS enforces the provisions of the federal SNAP as enacted in the 2008 Food and Nutrition Act and codified in the Code of Federal Regulations. The department will develop amendments to WASHCAP rules that are consistent with the act, federal regulations, and our approved WASHCAP demonstration project waiver while ensuring cost neutrality of the program.

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

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication contacting Holly St. John, Program Manager, Economic Services Administration, Community Services Division, P.O. Box 45470, Olympia, WA 98504-5470, phone (360) 725-4895, fax (360) 725-4905, e-mail [Holly.St.John@dshs.wa.gov](mailto:Holly.St.John@dshs.wa.gov).

February 11, 2015  
Katherine I. Vasquez  
Rules Coordinator

### WSR 15-05-039

**PREPROPOSAL STATEMENT OF INQUIRY  
DEPARTMENT OF  
SOCIAL AND HEALTH SERVICES  
(Economic Services Administration)  
(Community Services Division)  
[Filed February 11, 2015, 2:06 p.m.]**

Subject of Possible Rule Making: The department may propose rules related to the Washington combined application project (WASHCAP) under chapter 388-492 WAC in order to ensure that the project remains cost neutral with supplemental nutrition assistance program (SNAP) benefits provided under the Washington Basic Food program or Basic Food. Proposed revisions may include WAC 388-492-0040 Can I choose whether I get WASHCAP food benefits or Basic Food benefits?, 388-492-0070 How are my WASHCAP food benefits calculated?, and other related rules as may be required.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 74.04.050, 74.04.055, 74.04.057, 74.04.500, 74.04.510, 74.08.090, and 7 C.F.R. 282.1.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: As required by the demonstration project waiver with the United States Department of Agriculture, Food and Nutrition Service (FNS), the department will review the cost neutrality between WASHCAP and Basic Food. Based on the findings of this evaluation, the department may amend WAC 388-492-0040, 388-492-0070, and other related rules to ensure that WASHCAP benefits are cost neutral to SNAP.

### WSR 15-05-040

**PREPROPOSAL STATEMENT OF INQUIRY  
DEPARTMENT OF REVENUE  
[Filed February 11, 2015, 2:48 p.m.]**

Subject of Possible Rule Making: WAC 458-20-196 Bad debts (Rule 196), provides information about the tax treatment of bad debts under the business and occupation (B&O), public utility, retail sales, and use taxes.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 82.32.300, 82.01.060(2), 82.08.037, 82.12.-037, 82.04.4284, and 82.16.050(5).

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: Rule 196 is being amended to address a proposed change on how to handle the sale of repossessed property securing a bad debt with postrecovery repairs and improvements. Other changes include: (1) Adding language in the introduction; (2) adding clarifying language throughout the rule; and (3) repositioning the examples where the applicable law is interpreted and numbering them consecutively throughout the rule.

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 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 pub-

lication. A preliminary draft of possible rule changes is available via the department's online Rules Agenda.

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

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

Public Meeting Location: Capital Plaza Building, Fourth Floor Executive Conference Room, 1025 Union Avenue S.E., Olympia, WA, on March 31, 2015, 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.

February 11, 2015  
Dylan Waits  
Rules Coordinator

#### WSR 15-05-041

##### PREPROPOSAL STATEMENT OF INQUIRY HIGHLINE COLLEGE

[Filed February 11, 2015, 3:31 p.m.]

Subject of Possible Rule Making: Repealing and reissuing the Highline College student conduct code to make substantive changes to policies and add sections pertaining to Title IX and VAWA violations. Reissuing student rights under a separate new chapter.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 28B.50.140(13).

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: The Highline student conduct code is being updated to add sections required by Title IX and VAWA and to address changes in the student disciplinary process that more closely conform to the statewide model code of conduct. Sections are also being added to address concerns about student conduct that have evolved in the last several years (e.g. cyber-bullying). Student rights will be removed and reissued under a separate new chapter.

Other Federal and State Agencies that Regulate this Subject and the Process Coordinating the Rule with These Agencies: There are no other federal or state agencies that regulate this matter.

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 Toni Castro, Vice-President for Student Services, Highline College, P.O. Box 98000, 2400 South 240th Street, Mailstop 6-11, Des Moines, WA 98198-9800, (206) 592-3351, tcastro@highline.edu; or Dena Dillon, Executive Assistant for Student Services, Highline College, P.O. Box 98000, 2400 South 240th Street, Mailstop 6-11, Des Moines, WA 98198-9800, (206) 592-3077, ddillon@highline.edu.

February 11, 2015  
Toni Castro  
Vice-President for  
Student Services

#### WSR 15-05-045

##### PREPROPOSAL STATEMENT OF INQUIRY DEPARTMENT OF SOCIAL AND HEALTH SERVICES (Developmental Disabilities Administration)

[Filed February 12, 2015, 1:59 p.m.]

Subject of Possible Rule Making: Chapter 388-827 WAC, State supplementary payment program.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 71A.12.140, 74.39A.400, 74.39.010, 74.08.-090, 74.09.520, 74.36.110, ESHB 2746.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: The developmental disabilities administration (DDA) intends to make changes to chapter 388-827 WAC, State supplementary payment program, that will improve the management of the program and more easily meet the needs of DDA clients on the program, by streamlining the methods currently used.

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 Alan McMullen, DDA, P.O. Box 45310, Olympia, WA 98504-5310, phone (360) 725-3524, fax (360) 407-0955, TTY 1-800-833-6388, e-mail alan.mcmullen@dshs.wa.gov

February 9, 2015  
Katherine I. Vasquez  
Rules Coordinator

#### WSR 15-05-046

##### PREPROPOSAL STATEMENT OF INQUIRY COMMUNITY COLLEGES OF SPOKANE

[Filed February 12, 2015, 2:45 p.m.]

Subject of Possible Rule Making: Amend chapter 132Q-20 WAC, Traffic rules and regulations.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 28B.50.140.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: To incorporate changes regarding the administrative oversight of these rules and to amend the appeals process. Other policy changes that arise during this rule making may be incorporated. Other WAC

chapters may need to be updated as a result of this rule making.

Process for Developing New Rule: Community Colleges of Spokane (CCS) welcomes students, employees, and the public to take part in developing the rules. Anyone interested should contact the staff person identified below. At a later date, CCS will file with the office of the code reviser a notice of proposed rule making with the formal text. A copy of the proposal will be posted on the CCS internet site [www.ccs.spokane.edu/about-ccs/rulemaking](http://www.ccs.spokane.edu/about-ccs/rulemaking).

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Kathleen Roberson, Executive Assistant to the CFO, Mailstop 1006, P.O. Box 6000, Spokane, WA 99217-6000, e-mail [kathleen.roberson@ccs.spokane.edu](mailto:kathleen.roberson@ccs.spokane.edu).

February 12, 2015  
Kathleen Roberson  
Executive Assistant  
to the CFO

**WSR 15-05-050**  
**WITHDRAWL OF**  
**PREPROPOSAL STATEMENT OF INQUIRY**  
**DEPARTMENT OF HEALTH**  
(Dental Quality Assurance Commission)

[Filed February 13, 2015, 9:37 a.m.]

The dental quality assurance commission (commission) is withdrawing the CR-101 filed as WSR 14-11-057, on May 16, 2014, for WAC 246-817-360 Prescribing, dispensing, or distributing drugs. Modify the term "dental-related condition" to be consistent with the definition of practice of dentistry in RCW 18.32.020.

The commission is withdrawing this CR-101 for the following [following] reasons: The original intent of the pre-proposal was to modify the term "dental-related condition" to be consistent with the definition of practice of dentistry in RCW 18.32.020.

The commission determined at its October 24, 2014, business meeting that the rule duplicates language in RCW 18.2.020 [18.32.020]. The commission will be repealing the rule under a different rule making.

If you have questions please contact Jennifer Santiago at (360) 236-4893 or [jennifer.santiago@doh.wa.gov](mailto:jennifer.santiago@doh.wa.gov).

Tami Thompson  
Regulatory Affairs Manager

**WSR 15-05-055**  
**PREPROPOSAL STATEMENT OF INQUIRY**  
**DEPARTMENT OF HEALTH**

[Filed February 13, 2015, 10:29 a.m.]

Subject of Possible Rule Making: WAC 246-926-140, 246-926-310, and 246-926-410, radiologic technology - mil-

itary equivalency of training or experience in meeting credentialing standards.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 18.84.040 and 18.84.095.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: In 2011, the legislature allowed military training or experience to satisfy credentialing requirements for health care professions unless a health profession regulatory entity determines that it is not substantially equivalent to Washington licensure standards (SSB 5307, chapter 32, Laws of 2011). For the radiologic technology professions, the department is considering amending rules to address final equivalency determinations for radiologic technologists, radiologist assistants, and cardiovascular invasive specialists.

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

Process for Developing New Rule: Collaborative rule making.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication. Interested persons can participate in the rule process through meetings and by submitting written comments, and are encouraged to join the listserv at <http://listserv.wa.gov/cgi-bin/wa?A0=RADIOLOGIC-TECHNOLOGISTS>. Please address questions and/or comments to Susan Gragg, Program Manager, P.O. Box 47852, Olympia, WA 98504-7852, phone (360) 236-4941, fax (360) 236-2901, e-mail [susan.gragg@doh.wa.gov](mailto:susan.gragg@doh.wa.gov).

February 12, 2015  
Dennis E. Worsham  
Deputy Secretary  
for John Wiesman, DrPH, MPH  
Secretary

**WSR 15-05-058**  
**PREPROPOSAL STATEMENT OF INQUIRY**  
**DEPARTMENT OF REVENUE**

[Filed February 13, 2015, 3:45 p.m.]

Subject of Possible Rule Making: WAC 458-20-108 (Rule 108) ~~Returned goods, allowances, cash discounts. Selling price—Credit card service fees, foreign currency, discounts, patronage dividend~~ and 458-20-278 Returned goods, defective goods—Motor vehicle lemon law.

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

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: The department is considering a revision to WAC 458-20-108 which currently discusses returned goods, allowances and cash discounts. The proposed revision includes the definition of "selling price" or "sales price" which was expanded by legislation. The definition was previously found in WAC 458-20-107. Information on taxability for credit card service fees, purchases with foreign currency, use of coupons and discount vouchers, patronage dividends and payments to dealers for "make-ready" services

has been added. The following excise tax advisories (ETA) will be canceled upon adoption of a revised rule: ETA 3008, 3129, 3060, 3081, 3041, and 3147, as pertinent information has been incorporated in the draft.

Returned goods, defective goods, and motor vehicle lemon law sales are a better fit for a separate rule and have been moved from WAC 458-20-108 to new proposed WAC 458-20-278.

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 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 is available via the department's online Rules Agenda.

Written comments may be submitted by mail and should be directed to Gayle Carlson, ITA Division, P.O. Box 47453, Olympia, WA 98504-7453, e-mail GayleC@dor.wa.gov.

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

Public Meeting Location: Capital Plaza Building, 4th Floor Executive Conference Room, 1025 Union Avenue S.E., Olympia, WA, on March 25, 2015, 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.

February 13, 2015  
Dylan Waits  
Rules Coordinator

**WSR 15-05-059**  
**PREPROPOSAL STATEMENT OF INQUIRY**  
**CLARK COLLEGE**

[Filed February 16, 2015, 1:48 p.m.]

Subject of Possible Rule Making: Revise chapter 132N-300 WAC, Grievance procedure—Discrimination and chapter 132N-125 WAC, Code of student conduct.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 28B.50.140.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: Revision is necessary to comply with the latest Title IX, Violence Against Women Act (VAWA), and campus SaVE requirements.

Other Federal and State Agencies that Regulate this Subject and the Process Coordinating the Rule with These Agencies: United States Department of Education, Office of Civil Rights (Titles VII and IX of the Civil Rights Act of 1964),

VAWA, and Washington state human rights commission, chapter 49.60 RCW.

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 Matthew Rygg, Dean of Student Success and Retention, Clark College, 1933 Ft. Vancouver Way, GHJL 204, Vancouver, WA 98663, mrygg@clark.edu, phone (360) 992-2983, fax (360) 992-2878.

February 16, 2015  
Bob Williamson  
Vice-President of  
Administrative Services

**WSR 15-05-061**  
**PREPROPOSAL STATEMENT OF INQUIRY**  
**DEPARTMENT OF**  
**LABOR AND INDUSTRIES**

[Filed February 17, 2015, 9:26 a.m.]

Subject of Possible Rule Making: WAC 296-20-1103 Travel expense.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 51.04.020, 51.04.030, and 51.32.099.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: In response to a petition for rule making, labor and industries is proposing to amend the travel expense rule, WAC 296-20-1103, to better align with RCW 51.32.099 (3)(e) regarding the reimbursement of the cost of transportation for a worker who is actively participating in a retraining plan.

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

Process for Developing New Rule: Labor and industries will begin the rule amendment process and will share the draft proposal with stakeholders and other interested parties. A public hearing 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, Laurinda Grytness, P.O. Box 44329, Olympia, WA 98504-4329.

February 17, 2015  
Joel Sacks  
Director

**WSR 15-05-068**  
**PREPROPOSAL STATEMENT OF INQUIRY**  
**GAMBLING COMMISSION**

[Filed February 17, 2015, 1:38 p.m.]

Subject of Possible Rule Making: Amusement games.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 9.46.070, 9.46.0201, 9.46.0331.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: We have received a petition for rule change from the public requesting changes to amusement game rules.

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

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

[Meetings on] March 12 or 13, 2015, at 415 Capitol Way North, Olympia, WA 98501, (360) 570-0555, visit [www.wsgc.wa.gov](http://www.wsgc.wa.gov) on March 1 for meeting location and start time; on April 9 or 10, 2015, at 415 Capitol Way North, Olympia, WA 98501, (360) 570-0555, visit [www.wsgc.wa.gov](http://www.wsgc.wa.gov) on April 1 for meeting location and start time; and on May 7 or 8, 2015, at 7801 N.E. Greenwood Drive, Vancouver, WA 98662, (360) 254-3100, visit [www.wsgc.wa.gov](http://www.wsgc.wa.gov) on May 1 for meeting location and start time.

February 17, 2015  
Susan Newer  
Rules Coordinator

#### WSR 15-05-071

##### PREPROPOSAL STATEMENT OF INQUIRY WASHINGTON STATE UNIVERSITY

[Filed February 17, 2015, 3:19 p.m.]

Subject of Possible Rule Making: The university is updating the facilities use rules.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 28B.30.150.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: WSU is amending rules regarding use of university facilities and locations for first amendment/free speech activities. Such amendments are intended to clarify language and to provide additional latitude for managing first amendment/free speech activities at university locations.

Process for Developing New Rule: Reviewed internally at many levels before proposal.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Ralph T. Jenks, Director, Office of Procedures, Records, and Forms and University Rules Coordinator, P.O. Box 641225, Pullman, WA 99164-1225, phone (509) 335-2005, fax (509) 335-3969, and e-mail [prf.forms@wsu.edu](mailto:prf.forms@wsu.edu). A public hearing will be held to permit comment to all proposed rules and revisions. There will be an opportunity to provide written comments to the proposed rules.

February 17, 2015  
Ralph T. Jenks, Director  
Procedures, Records, and Forms  
and University Rules Coordinator

#### WSR 15-05-073

##### PREPROPOSAL STATEMENT OF INQUIRY DAIRY PRODUCTS COMMISSION

[Filed February 17, 2015, 4:40 p.m.]

Subject of Possible Rule Making: The dairy products commission (DPC) is considering changes to chapter 142-30 WAC that would reduce the current assessment rate.

Statutes Authorizing the Agency to Adopt Rules on this Subject: Chapter 34.05 RCW, RCW 15.44.060, 15.44.080, 15.44.130.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: The Washington State Dairy Federation petitioned the DPC to begin the rule-making process to reduce the milk assessment rate set in chapter 142-30 WAC. The DPC board voted to begin the rule-making process. As part of the process, DPC will determine whether an assessment decrease is appropriate, the amount of the decrease, if any, and to what extent it may impact their ability to carry out their mission.

Other Federal and State Agencies that Regulate this Subject and the Process Coordinating the Rule with These Agencies: United States Department of Agriculture (USDA), the commission will apprise the USDA of any proposed rules and seek comment as appropriate.

Process for Developing New Rule: Members of the DPC will develop the rule proposal following education-information gathering sessions with stakeholders. Interested parties can also participate in the formal public hearing/public comment process once the rule proposal is developed.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Janet C. Leister, Washington State Dairy Products Commission, 4201 198th Street S.W., Suite 101, Lynnwood, WA 98036, phone (425) 672-0687, fax (425) 672-0674.

February 17, 2015  
Janet C. Leister  
General Manager

#### WSR 15-05-074

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

[Filed February 18, 2015, 7:54 a.m.]

Subject of Possible Rule Making: Chapter 16-240 WAC, WSDA grain inspection program—Definitions, standards, and fees, the department is considering amending this chapter to address the fee structure in consideration of workload variables that contribute to variability in the fund balance, and to make modifications to update the chapter and make it more usable.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 22.09.020, chapter 34.05 RCW.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: The grain inspection program is supported entirely by inspection services. The department is considering amending the fee structure to ensure that the grain fund is sufficient to support the program without gener-

ating an unnecessarily high balance, and to make modifications to update the chapter and make it more usable.

Other Federal and State Agencies that Regulate this Subject and the Process Coordinating the Rule with These Agencies: The United States Department of Agriculture, Grain Inspection, Packers and Stockyards Administration, Federal Grain Inspection Service (USDA GIPSA FGIS) must approve changes in the Washington state department of agriculture grain inspection program's fee schedule.

Process for Developing New Rule: The grain inspection program staff will develop the proposed amendments based upon program needs, requirements of USDA GIPSA FGIS, and input from the grain inspection program advisory committee and members of the grain industry.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Jason Ferrante, Grain Inspection Program Manager, 1111 Washington Street S.E., P.O. Box 42560, Olympia, WA 98504-2560, (360) 902-1921, [jferrante@agr.wa.gov](mailto:jferrante@agr.wa.gov); or Jeff Larsen, Commodity Inspection Division, 1111 Washington Street S.E., P.O. Box 42560, Olympia, WA 98504-2560, (360) 902-1960, [jlarsen@agr.wa.gov](mailto:jlarsen@agr.wa.gov).

The grain inspection program manager and/or the grain inspection program advisory committee may be contacted. The public may submit written comments during the public comment period and participate in the public hearing process.

February 18, 2015  
Brad J. Avy  
Assistant Director

### WSR 15-05-076

**PREPROPOSAL STATEMENT OF INQUIRY  
DEPARTMENT OF  
SOCIAL AND HEALTH SERVICES**  
(Developmental Disabilities Administration)  
[Filed February 18, 2015, 9:10 a.m.]

Subject of Possible Rule Making: The department plans to update specific sections of chapter 388-825 WAC, Division of developmental disabilities services rules, including WAC 388-825-056, 388-825-057, 388-825-058, 388-825-061, 388-825-062, 388-825-064, 388-825-066, 388-825-067, 388-825-069, 388-825-071, 388-825-072, 388-825-074, 388-825-081, 388-825-084, 388-825-087, 388-825-088, 388-825-089, 388-825-091, 388-825-093, 388-825-094, 388-825-096, 388-825-097, 388-825-098, 388-825-100, 388-825-101, 388-825-102, 388-825-103, 388-825-104, 388-825-105, 388-825-120, 388-825-125, 388-825-130, 388-825-135, 388-825-140, 388-825-150, 388-825-155, 388-825-165, 388-825-201, 388-825-206, 388-825-211, 388-825-300, and 388-825-360, and other related rules as may be required.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 71A.12.030 General authority of secretary—Rule adoption.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: The department of social and health services, developmental disabilities administration, plans to amend, create, and repeal sections of this chapter.

These updates will include process, policy, eligibility information changes, and changes to the current verbiage to make it easier to comprehend.

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 Alan McMullen, Developmental Disabilities Administration, P.O. Box 45310, Olympia, WA 98504-5310, phone (360) 725-3524, fax (360) 407-0955, TTY 1-800-833-6388, e-mail [alan.mcmullen@dshs.wa.gov](mailto:alan.mcmullen@dshs.wa.gov).

February 18, 2015  
Katherine I. Vasquez  
Rules Coordinator

### WSR 15-05-077

**PREPROPOSAL STATEMENT OF INQUIRY  
DEPARTMENT OF REVENUE**

[Filed February 18, 2015, 9:11 a.m.]

Subject of Possible Rule Making: WAC 458-50-020 Annual reports—Duty to file, 458-50-030 Annual reports—Contents, 458-50-060 Failure to make report—Default valuation—Penalty—Estoppel, 458-50-110 Apportionment reports, and 458-50-130 Taxing district boundary changes—Estoppel.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 84.08.010(2) and 84.12.390.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: The department is proposing the revised rules above to incorporate legislative changes, to remove outdated language, to ensure consistency with the corresponding statutes in chapter 84.12 RCW, and to more clearly explain and distinguish the annual reports from the apportionment reports, including the required information and filing deadlines.

Specifically, the rules incorporate legislative changes made to RCW 84.12.260 (2007 c 111, § 201 and 1984 c 132, § 2) and to RCW 84.09.030 (2008 c 86 § 501).

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 is available via the department's online Rules Agenda.

Written comments may be submitted by mail and should be directed to Jay Jetter, ITA Division, P.O. Box 47453, Olympia, WA 98504-7453, e-mail [JayJ@dor.wa.gov](mailto:JayJ@dor.wa.gov).

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

Public Meeting Location: Capital Plaza Building, 2nd Floor Property Tax Conference Room, 1025 Union Avenue S.E., Olympia, WA, on March 26, 2015, at 1:30 p.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.

February 18, 2015  
Dylan Waits  
Rules Coordinator

### WSR 15-05-078

#### PREPROPOSAL STATEMENT OF INQUIRY DEPARTMENT OF

#### SOCIAL AND HEALTH SERVICES

(Aging and Long-Term Support Administration)

[Filed February 18, 2015, 9:39 a.m.]

Subject of Possible Rule Making: The department is proposing to amend chapter 388-106 WAC, Long-term care services, specifically private duty nursing.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 74.08.090, 74.09.520.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: The department is amending WAC 388-106-1000 through 388-106-1055 to clarify the definition for nurse services intervention, to define the scope of services to be authorized, and explain the necessity for documentation to support the required services.

Other related changes that arise during this rule making may be incorporated. Other WAC chapters may need to be updated as a result of this rule making.

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

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 Angel Sullivan, P.O. Box 45600, Olympia, WA 98504-5600, phone (360) 725-2495, fax (360) 407-7582, TTY (360) 493-2637, e-mail angel.sullivan@dshs.wa.gov.

February 17, 2015  
Katherine I. Vasquez  
Rules Coordinator

### WSR 15-05-082

#### PREPROPOSAL STATEMENT OF INQUIRY UTILITIES AND TRANSPORTATION COMMISSION

[Docket U-144155—Filed February 18, 2015, 10:23 a.m.]

Subject of Possible Rule Making: The subject of this inquiry is to consider whether the utilities and transportation commission (commission) should develop a new rule and/or modify existing rules in chapter 480-90 WAC (gas companies) and chapter 480-100 WAC (electric companies), to address problems with inaccurate energy usage metering, which results in retroactive billing of electric and natural gas customers. This inquiry addresses key concerns of both the companies and commission staff regarding reducing the length of retroactive bills while recognizing: (1) Equipment breaks; (2) some customers do not notify the company immediately upon moving in; and (3) companies may not have complete control over how quickly these issues can be identified without significantly increasing costs that would ultimately be borne by all ratepayers.

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 is responsible for protecting consumers by ensuring that investor-owned utility services are fairly priced, available, reliable, and accurate. Consumers have a right to timely and accurate bills each month. It is reasonable to expect utilities to identify and correct stopped meters, as well as, unidentified energy usage within a reasonable time frame. Initial data provided by the utilities indicate that customers are continuing to receive retroactive bills for periods in excess of six months, and in some cases, more than twelve and twenty-four months. A rule making would establish common standards for all the regulated energy utilities.

Process for Developing New Rule: Agency study; and the commission will ask for initial written comments and conduct such other process as necessary to gather the information necessary to determine whether rules should be proposed or modified.

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, Washington Utilities and Transportation Commission, P.O. Box 47250, 1300 South Evergreen Park Drive S.W., Olympia, WA 98504-7250, phone (360) 664-1174, fax (360) 586-1150, web portal [www.utc.wa.gov/e-filing](http://www.utc.wa.gov/e-filing), or e-mail [records@utc.wa.gov](mailto:records@utc.wa.gov), by 5:00 p.m., March 23, 2015.

#### WRITTEN COMMENTS AND STAKEHOLDER WORKSHOP:

The commission has scheduled a stakeholder workshop in this rule making for **May 20, 2015, beginning at 9:30 a.m.**, in the Commission's Hearing Room, Richard Hemstad Building, 1300 South Evergreen Park Drive S.W., Olympia, WA. 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., Monday, March 23, 2015**, for consideration at the May 20, 2015, 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 (U-144155).
- 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 version. 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/144155>. If you are unable to file your comments electronically or to submit them on a disk, the commission will 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 U-144155 to ensure that you are placed on the appropriate service list. Questions may be addressed to Roger Kouchi, (360) 664-1101, or e-mail [rkouchi@utc.wa.gov](mailto:rkouchi@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 U-144155, and the words "Please keep me on the mailing list"; or (2) e-mail your name, address, telephone and fax numbers, referencing Docket U-144155, 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/144155>. **THOSE INTERESTED PERSONS WHO DO NOT RESPOND MAY NOT RECEIVE FURTHER MAILINGS OR INFORMATION ON THE RULE MAKING.**

February 18, 2015  
Steven V. King  
Executive Director  
and Secretary

#### WSR 15-05-083

#### PREPROPOSAL STATEMENT OF INQUIRY STATE BOARD OF HEALTH

[Filed February 18, 2015, 10:41 a.m.]

Subject of Possible Rule Making: WAC 246-760-001, 246-760-020, 246-760-070, 246-760-080, 246-760-090 and 246-760-100, visual screening in schools.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 28A.210.020.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: RCW 28A.210.020 tasks the state board of health (board) to adopt rules for visual screening in schools. In 2005 the legislature enacted SHB 1951 and required the department of health (department) to convene a workgroup to reevaluate visual screening of school children and issue a report. In 2007 the board endorsed the workgroup's recommendations in the report. When the report was published there was a moratorium on rule making and subsequently, staff resources were not available. The board and the department have since reevaluated the recommendations and determined some are still valid and changes may need to be made to the current rules.

Other Federal and State Agencies that Regulate this Subject and the Process Coordinating the Rule with These Agencies: Washington state office of the superintendent of public instruction.

Process for Developing New Rule: Collaborative.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication. Interested parties and stakeholders may attend and participate in the public rules hearing. To request an early rule draft for review or the notice of proposed rule making (CR-102) please contact Ellen Silverman, P.O. Box 47880, Olympia, WA 98504, phone (360) 236-3580, fax (360) 586-7868, [Ellen.Silverman@DOH.WA.GOV](mailto:Ellen.Silverman@DOH.WA.GOV). or Tara Wolff, Health Policy Advisor, State Board of Health, (360) 236-4101 or [Tara.Wolff@DOH.WA.GOV](mailto:Tara.Wolff@DOH.WA.GOV).

February 18, 2015  
Michelle A. Davis  
Executive Director

#### WSR 15-05-084

#### PREPROPOSAL STATEMENT OF INQUIRY OFFICE OF FINANCIAL MANAGEMENT

[Filed February 18, 2015, 10:41 a.m.]

Subject of Possible Rule Making: Changes to the director's review process.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 41.06.170.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: State human resource staff underwent a lean project to review the director's review process. As a result director's review rules will be updated. Chapter 357-49 WAC provides employees the opportunity to request a review by the state human resource director for certain actions taken by the employer. These rules describe what

actions an individual can request a review of, the process for filing a request for a review, the process used to conduct a review and the rights of an employee to appeal to the Washington personnel resources board.

Other Federal and State Agencies that Regulate this Subject and the Process Coordinating the Rule with These Agencies: All state agencies and higher education institutions.

Process for Developing New Rule: Draft rules will be posted on the office of financial management (OFM) web site under "Rule-making activities" with information about how to submit comments. Draft rules will also be sent to a list of stakeholders as well as presented for discussion at stakeholder meetings to solicit comments and recommendations prior to publication of the rules for the rule-making hearing.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Kristie Wilson, State HR Rules and Policy Coordinator, OFM, P.O. Box 47500, Olympia, WA 98504-7500, phone (360) 407-4139, or e-mail [kristie.wilson@ofm.wa.gov](mailto:kristie.wilson@ofm.wa.gov).

February 18, 2015  
Roselyn Marcus  
Assistant Director  
Legal and Legislative Affairs  
Rules Coordinator

**WSR 15-05-085**  
**PREPROPOSAL STATEMENT OF INQUIRY**  
**COMMUNITY COLLEGES**  
**OF SPOKANE**

[Filed February 18, 2015, 11:05 a.m.]

Subject of Possible Rule Making: Amend chapter 132Q-30 WAC, Standards of conduct for students.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 28B.50.140.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: To clarify existing rules and be in compliance with updated federal and state regulations. Other policy changes that arise during this rule making may be incorporated. Other WAC chapters may need to be updated as a result of this rule making.

Process for Developing New Rule: Community Colleges of Spokane (CCS) welcomes students, employees, and the public to take part in developing the rules. Anyone interested should contact the staff person identified below. At a later date, CCS will file with the office of the code reviser a notice of proposed rule making with the formal text. A copy of the proposal will be posted on the CCS internet site at [www.ccs.spokane.edu/about-ccs/rulemaking](http://www.ccs.spokane.edu/about-ccs/rulemaking).

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Kathleen Roberson, Executive Assistant to the CFO, Mailstop 1006, P.O. Box 6000, Spokane, WA 99217-6000, e-mail [kathleen.roberson@ccs.spokane.edu](mailto:kathleen.roberson@ccs.spokane.edu).

February 18, 2015  
Kathleen Roberson  
Executive Assistant to the CFO

**WSR 15-05-088**  
**PREPROPOSAL STATEMENT OF INQUIRY**  
**SUPERINTENDENT OF**  
**PUBLIC INSTRUCTION**

[Filed February 18, 2015, 11:18 a.m.]

Subject of Possible Rule Making: WAC 392-129-150 School emergency closure—Implementation of superintendent of public instruction's determination of eligibility.

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

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: Amended rule provides further clarification for school emergency closure eligibility.

Other Federal and State Agencies that Regulate this Subject and the Process Coordinating the Rule with These Agencies: WAC 392-129-150 requires an emergency declaration by the governor to excuse five days by the superintendent of public instruction for a school emergency closure. These proposed changes to WAC 392-129-150 will keep the emergency declaration by the governor, and absent an emergency declaration by the governor, allow the superintendent of public instruction to excuse five days for a school emergency closure when the unforeseen natural event, mechanical failure, or action or [in]action by one or more person caused a loss of life or significant injury to a person or persons on a school campus, and the event prevented operation of the school.

Process for Developing New Rule: Consideration of public comments and recommendations in the course of amending rules.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Michael J. (Mike) Dooley, OSPI School District and ESD Budgeting Supervisor, (360) 725-6305, Old Capitol Building, P.O. Box 47200, Olympia, WA.

February 17, 2015  
Randy Dorn  
State Superintendent  
of Public Instruction