

**WSR 15-08-005****PREPROPOSAL STATEMENT OF INQUIRY  
DEPARTMENT OF LICENSING**

[Filed March 20, 2015, 10:12 a.m.]

Subject of Possible Rule Making: WAC 308-12-205 Architect fees.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 18.08.340 and 43.24.086.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: The proposed rule change will extend suspension of fees in an effort to maintain a balanced budget for the architect licensing program.

The current temporary suspension expires on July 1, 2015.

The proposed rule change will allow the program to collect fees that are appropriate to the program's budget needs. Collecting full fees would result in over collection of revenue and cause the fund balance to increase at an unreasonable 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: Direct notice will be made to stakeholders and all active licensees under chapter 18.08 RCW. Details will be posted on our web site and distributed through the architect board listserv.

To receive information by e-mail, please sign up on the architect board listserv at <http://listserv.wa.gov/cgi-bin/wa?A0=ARCHITECT-BOARD>.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication. Interested parties may send comments by mail, phone, fax or e-mail to Autumn Dryden, Washington State Board for Architects, Department of Licensing, P.O. Box 9012, Olympia, WA 98507, phone (360) 664-1388, fax (360) 570-7098, e-mail [architects@dol.wa.gov](mailto:architects@dol.wa.gov). Additional information will be posted on the architect board web site as it becomes available at <http://www.dol.wa.gov/business/architects/>.

March 20, 2015  
Damon Monroe  
Rules Coordinator

**WSR 15-08-014****PREPROPOSAL STATEMENT OF INQUIRY  
DEPARTMENT OF  
SOCIAL AND HEALTH SERVICES**

(Aging and Long-Term Support Administration)

[Filed March 24, 2015, 12:42 p.m.]

Subject of Possible Rule Making: The department is proposing to amend WAC 388-71-0515 What are the responsibilities of an individual provider when providing services to a client?, and other related rules as may be required.

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 388-71-0515(11) to modify the language so that it will accurately reflect a change in the way individual providers will report the time they have worked. This change is based on payment moving from the social services payment system to the provider compensation subsystem that will be implemented in 2016.

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 Stacy Graff, Program Manager Medicaid Unit, AL TSA/HCS, P.O. Box 45600, Olympia, WA 98504-5600, phone (360) 725-2533, fax (360) 438-8633, TTY (360) 493-2637, e-mail [stacy.graff@dshs.wa.gov](mailto:stacy.graff@dshs.wa.gov).

March 24, 2015  
Katherine I. Vasquez  
Rules Coordinator

**WSR 15-08-028****PREPROPOSAL STATEMENT OF INQUIRY  
PROFESSIONAL EDUCATOR  
STANDARDS BOARD**

[Filed March 25, 2015, 9:29 a.m.]

Subject of Possible Rule Making: Chapter 181-01 WAC, WEST B assessment program.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 28A.210.410, 28A.305.130, 28A.410.010, and 28A.150.220.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: The professional educator standards board is responsible for basic skill assessment of teacher candidates.

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. Professional educator standards board meeting[s] are open to the public and regularly scheduled. The calendar of meetings is announced on the web site [www.PESB.wa.gov](http://www.PESB.wa.gov).

March 25, 2015  
David Brenna  
Senior Policy Analyst

**WSR 15-08-032**  
**PREPROPOSAL STATEMENT OF INQUIRY**  
**LIQUOR CONTROL BOARD**

[Filed March 25, 2015, 10:55 a.m.]

March 25, 2015  
Jane Rushford  
Chairman

Subject of Possible Rule Making: WAC 314-28-030 What does a distillery license allow? and 314-28-05 [314-28-050] What does a craft distillery license allow?

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 66.24.140 and 66.24.145.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: This rule making is the result of a petition for rule making submitted by a stakeholder requesting the board allow mixers to be used in samples provided at the distillery premises to customers.

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

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.

March 25, 2015  
Jane Rushford  
Chairman

**WSR 15-08-033**  
**PREPROPOSAL STATEMENT OF INQUIRY**  
**LIQUOR CONTROL BOARD**

[Filed March 25, 2015, 10:55 a.m.]

Subject of Possible Rule Making: Chapter 314-02 WAC, Allowed activities.

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 petition for rule making by a stakeholder requesting the board to allow restaurants and taverns holding an off-premises endorsement to sell beer and wine over the internet and deliver to their customers.

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

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.

**WSR 15-08-039**  
**WITHDRAWAL OF**  
**PREPROPOSAL STATEMENT OF INQUIRY**  
**DEPARTMENT OF**  
**LABOR AND INDUSTRIES**

[Filed March 26, 2015, 9:02 a.m.]

The department of labor and industries would like to withdraw the preproposal statement of inquiry for chapter 296-307 WAC, WSR 14-12-074 which was filed on June 3, 2014.

If you have any questions, please contact Maggie Leland, rules coordinator at (360) 902-4504.

Maggie A. Leland  
Senior Policy Advisor  
and Rules Coordinator

**WSR 15-08-042**  
**PREPROPOSAL STATEMENT OF INQUIRY**  
**PENINSULA COLLEGE**

[Filed March 26, 2015, 11:00 a.m.]

Subject of Possible Rule Making: Revise chapter 132A-125 WAC, Student rights and responsibilities, based on new Title IX and Violence Against Women Act (VAWA) regulations.

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: Modification of rule needed to update misconduct and incorporate Title IX and VAWA procedural elements based on the Department of Education's final rule released in October 2014.

Other Federal and State Agencies that Regulate this Subject and the Process Coordinating the Rule with These Agencies: The United States Department of Education, Office for Civil Rights has provided colleges with recent specific guidance on Title IX requirements: Final rule, October 17, 2014, Dear Colleague Letter, April 4, 2011, and Revised Sexual Harassment Guidance: Harassment of Students by School Employees, Other Students or Third Parties, January 2001; May 9, 2013, University of Montana-Missoula OCR compliance review and settlement agreement. See also 2013 amendment to VAWA.

Process for Developing New Rule: Agency study; and review by administrative policy and procedure review committee [committee], college council, president's cabinet, 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 Jack Huls, Vice-President for Student Services, (360) 417-6225, or [jhuls@pencol.edu](mailto:jhuls@pencol.edu); or Patricia

Fischer, Executive Assistant to the President and Rules Coordinator, (360) 417-6201, or pfischer@pencol.edu, to provide comments on this rule.

March 26, 2015  
P. A. Fischer  
Rules Coordinator

**WSR 15-08-047**  
**PREPROPOSAL STATEMENT OF INQUIRY**  
**DEPARTMENT OF**  
**SOCIAL AND HEALTH SERVICES**  
(Economic Services Administration)

[Filed March 26, 2015, 3:47 p.m.]

**Subject of Possible Rule Making:** The department is proposing to amend WAC 388-450-0200 Will the medical expenses of elderly persons or individuals with disabilities in my assistance unit be used as an income deduction for Basic Food?, 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, 74.04.510, 74.08.090, 7 C.F.R. 273.9.

**Reasons Why Rules on this Subject may be Needed and What They Might Accomplish:** Changes proposed under this filing will amend WAC 388-450-0200 to clarify use of the excess medical expense deduction so it is applied consistently with federal regulations under Title 7 C.F.R. §273.9 (d)(3).

**Other Federal and State Agencies that Regulate this Subject and the Process Coordinating the Rule with These Agencies:** The state legislature authorizes the department to administer the food stamp program and food assistance program for legal immigrants under RCW 74.04.500, 74.04.510, and 74.08A.120.

**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 Ezra Paskus, Program Manager, Economic Services Administration, Community Services Division, P.O. Box 45470, Olympia, WA 98504-5470, phone (360) 725-4611, fax (360) 725-4905, e-mail paskuet@dshs.wa.gov.

March 26, 2015  
Katherine I. Vasquez  
Rules Coordinator

**WSR 15-08-049**  
**PREPROPOSAL STATEMENT OF INQUIRY**  
**HEALTH CARE AUTHORITY**  
(Washington Apple Health)  
[Filed March 26, 2015, 4:00 p.m.]

**Subject of Possible Rule Making:** WAC 182-504-0125 Washington apple health—Effect of reported changes 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 must update this rule to specify that it applies only to categorically needy coverage.

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 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 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.

March 26, 2015  
Jason R. P. Crabbe  
Rules Coordinator

**WSR 15-08-050**  
**PREPROPOSAL STATEMENT OF INQUIRY**  
**HEALTH CARE AUTHORITY**  
(Washington Apple Health)  
[Filed March 26, 2015, 4:04 p.m.]

**Subject of Possible Rule Making:** WAC 182-509-0360 MAGI income—How a child's income is counted 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 must update this rule to comply with 42 C.F.R. 435.603.

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 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 pub-

lication by 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.

March 26, 2015  
Jason R. P. Crabbe  
Rules Coordinator

**WSR 15-08-052**

**PREPROPOSAL STATEMENT OF INQUIRY  
HEALTH CARE AUTHORITY**

(Washington Apple Health)  
[Filed March 27, 2015, 8:45 a.m.]

Subject of Possible Rule Making: WAC 182-502-0018, 182-502-0025, 182-502-0030, 182-502-0050, 182-502-0100, 182-502-0110, 182-502-0120, 182-502-0130, 182-502-0150, 182-502-0210, 182-502-0220, 182-502-0260, Administration of medical programs—Providers; 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: To clean up outdated references.

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 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 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.

March 27, 2015  
Jason R. P. Crabbe  
Rules Coordinator

**WSR 15-08-053**

**PREPROPOSAL STATEMENT OF INQUIRY  
HEALTH CARE AUTHORITY**

(Washington Apple Health)  
[Filed March 27, 2015, 8:48 a.m.]

Subject of Possible Rule Making: WAC 182-531-0250 Who can provide and bill for physician-related and health care professional services, 182-531-1900 Payment—General requirements for physician-related services, 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: To establish in rule the agency's policy for payment of services provided by, or in conjunction with, a resident physician.

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: Centers for Medicare and Medicaid Services; department of health.

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 Wendy Barcus, Rules and Publications Program Manager, Health Care Authority, Division of Legal Services, P.O. Box 42716, Olympia, WA 98504-2716, e-mail wendy.barcus@hca.wa.gov, fax (360) 586-9727, TTY 1-800-848-5429.

March 27, 2015  
Jason R. P. Crabbe  
Rules Coordinator

**WSR 15-08-056**

**PREPROPOSAL STATEMENT OF INQUIRY  
DEPARTMENT OF LICENSING**

[Filed March 27, 2015, 10:31 a.m.]

Subject of Possible Rule Making: Chapter 308-125 WAC, Real estate appraisers, application requirements for real estate appraisers.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 18.140.030(1).

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: Change existing rules to ensure applicants are aware of and can clearly identify the current education and experience requirements to apply for an appraiser credential.

Other Federal and State Agencies that Regulate this Subject and the Process Coordinating the Rule with These Agencies: Appraisal Subcommittee, 1401 H Street N.W., Suite 760, Washington, DC 20005.

Process for Developing New Rule: The director must have the advice and approval of the real estate appraiser commission to do new rules.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Dee Sharp, P.O. Box 9021, Olympia, WA 98507-9021, (360) 664-6504, e-mail dsharp@dol.wa.gov.

March 27, 2015  
Damon Monroe  
Rules Coordinator

March 27, 2015  
William M. Beatty  
Securities Administrator

**WSR 15-08-059**

**PREPROPOSAL STATEMENT OF INQUIRY  
DEPARTMENT OF  
FINANCIAL INSTITUTIONS  
(Securities Division)**

[Filed March 27, 2015, 11:09 a.m.]

**Subject of Possible Rule Making:** The securities division is planning to propose rules to preserve filing requirements in connection with offerings of securities to be made under Tier 2 of the Securities and Exchange Commission's newly adopted rules for Regulation A offerings.

**Statutes Authorizing the Agency to Adopt Rules on this Subject:** RCW 21.20.327, 21.20.340, 21.20.450.

**Reasons Why Rules on this Subject may be Needed and What They Might Accomplish:** The securities division is planning to propose rules to preserve filing requirements in connection with Tier 2 offerings under Regulation A so that it may continue to provide oversight of these offerings in the interest of investor protection.

**Other Federal and State Agencies that Regulate this Subject and the Process Coordinating the Rule with These Agencies:** On March 25, 2015, the Securities and Exchange Commission adopted final rules providing for a federal exemption from registration for offerings of securities of up to \$50 million as authorized by the JOBS Act of 2012. *See* amendments to Regulation A, Securities Act Release Nos. 33-9741, 34-74578, 39-2501, *available at* <http://www.sec.gov/rules/final/2015/33-9741.pdf>. These rules adopt a definition of "qualified purchaser" pursuant to Sec. 18 (b)(3) of the Securities Act of 1933 that extends to "any person to whom securities are offered or sold" in offerings of up to \$50 million in a Tier 2 offering under federal Regulation A. While the effect of defining a "qualified purchaser" in this manner is to preempt the states from requiring registration of these smaller and less regulated offerings, states retain the authority to require the filing of offering materials, a consent to service of process, and fees that would otherwise be required in the absence of preemption. The securities division is filing this notice to commence the rule-making process to require the filing of offering materials, a consent to service of process, and the fees that would otherwise be required in connection with the registration of these securities offerings but for preemption by the Securities and Exchange Commission.

**Process for Developing New Rule:** The securities division will adopt rules after considering all comments received.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication. Comments may be directed to Faith Anderson, Esq., Chief of Registration and Regulatory Affairs, Securities Division, Department of Financial Institutions, P.O. Box 9033, Olympia, WA 98507-9033, phone (360) 725-7825, fax (360) 704-6480, e-mail [faith.anderson@dfi.wa.gov](mailto:faith.anderson@dfi.wa.gov).

**WSR 15-08-061**

**PREPROPOSAL STATEMENT OF INQUIRY  
EASTERN WASHINGTON UNIVERSITY**

[Filed March 27, 2015, 11:37 a.m.]

**Subject of Possible Rule Making:** Amending chapter 172-121 WAC, Eastern Washington University student conduct code.

**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 revision modifies the violations covered under this rule to exclude acts of academic dishonesty which shall be subsequently governed by chapter 172-90 WAC, Student academic integrity.

**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 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](mailto:tlutey@ewu.edu). A public hearing will be held to permit comment on all proposed rules and revisions.

March 27, 2015

Trent Lutey  
University Policy Administrator

**WSR 15-08-067**

**WITHDRAWL OF  
PREPROPOSAL STATEMENT OF INQUIRY  
HORSE RACING COMMISSION**

[Filed March 30, 2015, 9:45 a.m.]

The Washington horse racing commission would like to withdraw from publication our preproposal statement of inquiry (CR-101), WSR 15-03-052, filed on January 14, 2015.

Douglas L. Moore  
Executive Secretary

**WSR 15-08-070****PREPROPOSAL STATEMENT OF INQUIRY  
DEPARTMENT OF HEALTH**

(Board of Nursing Home Administrators)

[Filed March 31, 2015, 8:13 a.m.]

Subject of Possible Rule Making: Chapter 246-843 WAC, Nursing home administrators, opening the chapter to consider updating the examination, training, licensure, and continuing education requirements for nursing home administrators (NHA), and amending sexual misconduct rules for NHAs. Other sections may be updated as necessary.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 18.52.061, 18.52.071, 18.130.040, 18.130.050, 18.130.062, and Executive Order 06-03.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: Licensure rules for training, examination, continuing education, and reactivation have not been updated since early 2000. The board is considering revising the rules in order to clarify, streamline, and modernize the standards. The board is also considering revising the sexual misconduct rules to clarify what forcible nonconsensual acts are within the definition of sexual misconduct by a nursing home administrator.

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 parties, may receive notice of rule development workshops and other rule-making activities by contacting Kendra Pitzler, Program Manager, Department of Health, P.O. Box 47852, Olympia, WA 98504-7852, phone (360) 236-4723, fax (360) 236-2901, e-mail [kendrapitzler@doh.wa.gov](mailto:kendrapitzler@doh.wa.gov). All notices will be sent to the board of nursing home listserv. Interested parties can join the listserv at <http://listserv.wa.gov/cgi-bin/wa?SUBED1=NHA-BOARD&A=1>.

March 31, 2015  
Harry Aubert, Chair  
Board of Nursing  
Home Administrators

**WSR 15-08-074****PREPROPOSAL STATEMENT OF INQUIRY  
DEPARTMENT OF LICENSING**

[Filed March 31, 2015, 9:05 a.m.]

Subject of Possible Rule Making: Vehicle wreckers, hulk haulers and scrap processors, WAC 308-63-040, 308-65-040, 308-65-090, 308-65-120(5).

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 46.79.030, 46.80.030.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: Currently there exists conflicting information in the RCW and WAC on who to contact for inspections for vehicle wreckers, hulk haulers, and scrap

processors. The change will provide uniform contact information for inspections.

Other Federal and State Agencies that Regulate this Subject and the Process Coordinating the Rule with These Agencies: Other state agency: Washington state patrol. Washington state patrol requested this rule change as they are one of the entities responsible for certain inspections. Local chief of police also perform inspections (if business is located in a city with population of more than five thousand).

Process for Developing New Rule: Negotiated rule making, the department of licensing (DOL) has been working with Washington state patrol to identify and develop this rule change.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Jennifer Freudenthal, Dealer and Manufacturer Services, DOL, Business and Professions Division, P.O. Box 9039, Olympia, WA 98507-9039, phone (360) 664-6464, e-mail [jfreudenth@dol.wa.gov](mailto:jfreudenth@dol.wa.gov), fax (360) 586-6703. Interested parties may send in comments by mail, phone, facsimile or e-mail. Additional information will be posted on the Vehicle Wrecker, Hulk Hauler, and Scrap Processor web sites as it becomes available at <http://www.dol.wa.gov/business/vehicletransport/vtwrecker.html>; <http://www.dol.wa.gov/business/vehicletransport/vthulkhauler.html>; or <http://www.dol.wa.gov/business/vehicletransport/vtscrap.html>.

March 31, 2015  
Damon Monroe  
Rules Coordinator

**WSR 15-08-076****PREPROPOSAL STATEMENT OF INQUIRY  
RECREATION AND CONSERVATION  
OFFICE**

(Recreation and Conservation Funding Board)

[Filed March 31, 2015, 9:19 a.m.]

Subject of Possible Rule Making: The recreation and conservation funding board will consider amendments to chapter 286-04 WAC, General and chapter 286-13 WAC, General grant assistance to modify grant program requirements. The board will also consider reorganization of chapter 286-26 WAC, Nonhighway and off-road vehicle funds; chapter 286-27 WAC, Washington wildlife and recreation program; chapter 286-30 WAC, Firearms range; chapter 286-35 WAC, Boating facilities program; chapter 286-40 WAC, Land and water conservation fund; and chapter 286-42 WAC, Aquatic lands enhancement account to provide consistent rules across grant programs.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 34.05.220, 42.56.040, 46.09.530, 79A.15.030, 79A.15.060, 79A.15.070, 79A.15.120, 79A.15.130, 79A.25.-210.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: The reasons for this proposal are to clarify and bring up-to-date grant program definitions and requirements and eliminate repetitive sections throughout Title 286 WAC. The intended result is to improve the

clarity of grant program requirements for grant project sponsors and grant program staff.

Other Federal and State Agencies that Regulate this Subject and the Process Coordinating the Rule with These Agencies: No other federal or state agencies regulate grant funding programs administered by the board and office.

Process for Developing New Rule: The recreation and conservation office will advance this proposal through a participatory process that includes distribution of the recommendations to the agency's advisory committees and other interested parties, including those who are on the agency's WAC notification listing. We encourage comments via mail, e-mail, and in person at a scheduled recreation and conservation funding board meeting. Based on any comments, revisions will be considered before presentation of the final recommendations for adoption in an advertised and open public hearing of the board.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Leslie Connelly, Rules Coordinator, Recreation and Conservation Office, 1111 Washington Street S.E., P.O. Box 40917, Olympia, WA 98504-0917, office (360) 902-3080, fax (360) 902-3026, leslie.connelly@rco.wa.gov.

March 31, 2015  
Leslie Connelly  
Rules Coordinator

### WSR 15-08-082

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

[Filed March 31, 2015, 11:48 a.m.]

Subject of Possible Rule Making: 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: Community Colleges of Spokane (CCS) originally published WSR 15-05-085 to amend its standards of conduct for students. Rather than amend, CCS is now planning to repeal and replace its current standards of conduct for students. 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: 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).

March 31, 2015  
Kathleen Roberson  
Executive Assistant  
to the CFO

### WSR 15-08-084

#### PREPROPOSAL STATEMENT OF INQUIRY SUPERINTENDENT OF PUBLIC INSTRUCTION

[Filed March 31, 2015, 12:18 p.m.]

Subject of Possible Rule Making: WAC 392-502-030 Approval assurances, criteria, and performance targets.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 28A.150.290 and 28A.250.020.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: The office of superintendent of public instruction (OSPI) is proposing changes to WAC 392-502-030 to adjust the effective date of the online provider performance targets that rely on the percentage of students meeting standard on the state assessment. The 2015 administration of the smarter balanced assessments will provide a new baseline score. OSPI will adjust the performance targets based on the 2015 results prior to September 1, 2016.

Process for Developing New Rule: Early solicitation of public comments and recommendations respecting amended 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 Karl Nelson, OSPI, 4507 University Way N.E., Suite 204, Seattle, WA 98105, [karl.nelson@k12.wa.us](mailto:karl.nelson@k12.wa.us).

March 31, 2015  
Randy Dorn  
Superintendent of  
Public Instruction

### WSR 15-08-087

#### WITHDRAWAL OF PREPROPOSAL STATEMENT OF INQUIRY DEPARTMENT OF SOCIAL AND HEALTH SERVICES

(Aging and Long-Term Support Administration)

[Filed March 31, 2015, 12:39 p.m.]

The aging and long-term support administration requests the withdrawal of the preproposal statement of inquiry notice filed as WSR 15-03-029 on January 12, 2015, (chapter 388-71 WAC) regarding electronic timekeeping.

The aging and long-term support administration does not need to create WAC as RCW 74.39A.325 provides the necessary language regarding electronic timekeeping.

Katherine I. Vasquez  
Rules Coordinator

**WSR 15-08-088**  
**PREPROPOSAL STATEMENT OF INQUIRY**  
**DEPARTMENT OF**  
**SOCIAL AND HEALTH SERVICES**  
(Economic Services Administration)  
[Filed March 31, 2015, 12:43 p.m.]

Subject of Possible Rule Making: The department is proposing to amend WAC 388-310-1300 Community jobs, 388-310-1500 WorkFirst—Employment conditions, 388-450-0050 How does your participation in the community jobs (CJ) program affect your cash assistance and Basic Food benefits?, and other related rules as may be required.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 74.04.050, 74.04.057, 74.04.500, 74.04.510, 74.08.090, 74.08A.120, chapters 74.08A and 74.12 RCW.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: The department is proposing to amend these rules to address local minimum wage increase ordinances.

Other Federal and State Agencies that Regulate this Subject and the Process Coordinating the Rule with These Agencies: The United States Department of Labor and Washington state department of labor and industries regulate this subject. No process is necessary for coordinating the rule with these 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 Miranda Adams, P.O. Box 45470, Olympia, WA 98504-5470, phone (360) 725-4769, fax (360) 725-4905, e-mail adamsmk@dshs.wa.gov.

March 31, 2015  
Katherine I. Vasquez  
Rules Coordinator

**WSR 15-08-096**  
**PREPROPOSAL STATEMENT OF INQUIRY**  
**DEPARTMENT OF CORRECTIONS**  
[Filed April 1, 2015, 8:10 a.m.]

Subject of Possible Rule Making: WAC 137-30-080 Earned release/good time for offenders.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 72.09.130 and 72.01.090.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: To correct/update references to the department of corrections (DOC) policy.

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 department invites interested parties to review and provide input on the proposed rules. Comments may be sent to John Nispel, rules coordinator at the address shown below.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting John Nispel, Rules Coordinator, DOC, Contracts and Legal Affairs, P.O. Box 41114, Olympia, WA 98504-1114, phone (360) 725-8365, fax (360) 664-2009, e-mail john.nispel@DOC.wa.gov.

March 31, 2015  
Bernard Warner  
Secretary

**WSR 15-08-097**  
**PREPROPOSAL STATEMENT OF INQUIRY**  
**PROFESSIONAL EDUCATOR**  
**STANDARDS BOARD**  
[Filed April 1, 2015, 9:50 a.m.]

Subject of Possible Rule Making: Chapter 181-82A WAC, Performance based certificate endorsements.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 28A.210.410, 28A.305.130, 28A.410.010, and 28A.150.220.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: The professional educator standards board (PESB) is responsible for teacher certification and preparation programs. This chapter pertains to certification endorsements. Rule-making authority is granted to the PESB for Title 181 WAC.

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. PESB meeting[s] are open to the public and regularly scheduled. The calendar of meetings is announced on the web site www.PESB.wa.gov.

April 1, 2015  
David Brenna  
Senior Policy Analyst



**WSR 15-08-102**  
**PREPROPOSAL STATEMENT OF INQUIRY**  
**HEALTH CARE AUTHORITY**  
(Washington Apple Health)  
[Filed April 1, 2015, 11:21 a.m.]

Subject of Possible Rule Making: WAC 182-531A-0800, 182-531A-1200, 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 is amending these rules to align with requirements set by the behavior analyst certification board. The agency is also amending these rules to update policy on providing applied behavioral analysis services via telemedicine.

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 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 Chantelle Diaz, P.O. Box 42716, Olympia, WA 98504-2716, fax (360) 586-9727, TTY 1-800-848-5429, e-mail [Chantelle.Diaz@hca.wa.gov](mailto:Chantelle.Diaz@hca.wa.gov).

April 1, 2015  
Jason R. P. Crabbe  
Rules Coordinator