

WSR 06-05-001
AGENDA
DEPARTMENT OF REVENUE
 [Filed February 1, 2006, 2:13 p.m.]

The department of revenue's rules development agenda shows those rules for which we anticipate some formal rule-making action, either a public meeting, hearing, or adoption, by July 31, 2006. Rules may be added or deleted from the work schedule as a result of resource allocation, legislative action, court decisions, or taxpayer request.

We have a web site that includes this list at <http://www.dor.wa.gov/content/laws/RuleMaking/default.aspx>.

If you would like to receive future copies of this list, please send a request to Roseanna Hodson, Interpretations and Technical Advice Unit, P.O. Box 47453, Olympia, WA 98504-7453.

Any person currently on the excise tax rules maintenance list or property tax rules list will automatically receive a copy of the rules development agenda.

RULES DEVELOPMENT AGENDA
 Activity planned by July 31, 2006

Rule Number	Subject	Explanation	Assigned To	Status
458-12-New	Destroyed property	To clarify statutory provisions.	Jim Winterstein	CR-101 public meeting anticipated.
458-12-New	Intangible property	To clarify statutory provisions.	TBD	CR-101 public meeting possible.
458-14-001 458-14-015 458-14-025 458-14-046 458-14-056 458-14-066 458-14-076 458-14-105 458-14-116 458-14-127 458-14-170	Board of equalization	Update per rule review.	Jim Winterstein	CR-102 Public hearing anticipated.
458-16-180	Cemeteries	Update per rule review.	Kim Qually	CR-101 public meeting anticipated.
458-16-282	Performing arts	Incorporate provisions of chapter 121, Laws of 2003 regarding use of property.	Kim Qually	CR-101 public meeting anticipated.
458-16A-100 458-16A-110 458-16A-115 458-16A-120 458-16A-130 458-16A-135 458-16A-150	Senior citizen/disabled person exemption	Incorporate provisions of chapter 270, Laws of 2004, and recognize federal law changes.	Jim Winterstein	CR-101 public meeting anticipated.
458-18-020 458-18-070 458-18-100	Senior citizen/disabled person deferral	Incorporate provisions of chapter 270, Laws of 2004 (18-020). Update per rule review.	Jim Winterstein	CR-101 public meeting anticipated.
458-20-131	Games of chance	Incorporate chapter 369, Laws of 2005.	Gayle Carlson	CR-101 public meeting anticipated.
458-20-141	Duplicating industry and mailing bureaus	Incorporate chapter 514, Laws of 2005.	JoAnne Gordon	Candidate for expedited adoption process. Further rule action anticipated.
458-20-148	Barber and beauty shops	Update per rule review.	Beulah Holman	CR-102 public hearing anticipated.

Rule Number	Subject	Explanation	Assigned To	Status
458-20-155	Computer services	Update per rule review.	Allan Lau	CR-101 public meeting possible.
458-20-166	Hotels/motels	Incorporate provisions of chapter 514, Laws of 2005.	JoAnne Gordon	Candidate for expedited adoption process. Further rule action anticipated.
458-20-173	Installing, cleaning, repairing tangible personal property	Update per rule review.	Allan Lau	CR-102 public hearing anticipated.
458-20-175	Interstate commerce by air/rail/water carriers	Update per rule review—Possible consolidation with Rule 181.	Gayle Carlson	CR-101 public meeting anticipated.
458-20-178	Use tax	Incorporate provisions of chapter 168, Laws of 2003 and chapter 153, Laws of 2004. Update per rule review.	TBD	CR-102 public hearing anticipated.
458-20-17801	Use tax exemptions	Incorporate and update exemption info from WAC 458-20-178.	TBD	CR-102 public hearing anticipated.
458-20-17803	Promotional materials	Incorporate provisions of chapter 514, Laws of 2005.	JoAnne Gordon	Adoption anticipated.
458-20-179 458-20-17901	Public utility tax PUT—Energy conservation/cogeneration	Update per rule review. Possible consolidation of Rule 17901 into WAC 458-20-179.	Gayle Carlson	CR-102 public hearing anticipated.
458-20-17902	Brokered natural gas—Use tax	Update per rule review.	Pat Moses	CR-102 public hearing possible.
458-20-181	Operating vessels in Washington	Update per rule review—Possible consolidation with Rule 175.	Gayle Carlson	CR-101 public meeting anticipated.
458-20-183	Amusement/recreation services	Update per rule review.	Chris Coffman	CR-101 public meeting possible.
458-20-185	Other tobacco products tax	Incorporate provisions of chapter 180, Laws of 2005.	Margaret Partlow	CR-101 public meeting anticipated.
458-20-186	Cigarette tax	Update per rule review.	Margaret Partlow	CR-101 public meeting possible.
458-20-18801	Prescription drugs, etc.	Incorporate provisions of chapter 168, Laws of 2003 and chapter 153, Laws of 2004.	Pat Moses	CR-102 public hearing anticipated.
458-20-189	Sales to/by state and political subdivision	Update per rule review.	Pat Moses	CR-101 public meeting anticipated.
458-20-193	Inbound and outbound interstate sales of tangible personal property	Update per rule review.	TBD	2nd CR-101 public meeting anticipated.
458-20-209	Custom farming	Update per rule review.	Steve Zagelow	CR-101 public meeting anticipated.
458-20-210 458-20-271	Sales to/by farmers Agricultural burning exemption	Incorporate provisions of chapter 420, Laws of 2005.	Gayle Carlson	CR-102 public hearing anticipated.

Rule Number	Subject	Explanation	Assigned To	Status
458-20-229	Refunds	Incorporate provisions of chapter 73, Laws of 2003.	Gil Brewer	Adoption anticipated.
458-20-24001 458-20-24001A	Sales/use tax deferral— Distressed areas.	Incorporate provisions of chapter 25, Laws of 2004.	Allan Lau	CR-102 public hearing anticipated.
458-20-24003	Tax incentives for high tech	Incorporate provisions of chapter 2, Laws of 2004.	Allan Lau	CR-102 public hearing anticipated.
458-20-243	Litter tax	Incorporate provisions of chapter 289, Laws of 2005. Update per rule review.	Gayle Carlson	CR-102 public hearing anticipated.
458-20-244	Food	Incorporate provisions of chapter 153, Laws of 2004.	TBD	CR-101 public meeting anticipated.
458-20-245	Telephone service	Update per rule review.	TBD	CR-101 public meeting anticipated.
458-20-New	Mobile telephone service	To address issues per Rule 245 rule review.	TBD	CR-101 public meeting possible.
458-20-250 458-20-272	Solid waste collection business Tire fee	Incorporate provisions of chapter 354, Laws of 2005. Update per rule review.	Nate Schreiner	CR-102 public hearing anticipated.
458-20-252	Hazardous substance tax/petroleum products tax	Update per rule review. Possible incorporation of petroleum products tax into a new rule.	Steve Zagelow	CR-102 public hearing anticipated.
458-20-257	Warranties and maintenance agreements	Incorporate provisions of chapter 514, Laws of 2005.	Chris Coffman	CR-102 public hearing anticipated.
458-20-267	Accountability reports (including aerospace)	Incorporate provisions of chapter 1, Laws of 2003.	Alan Lau	CR-102 public hearing anticipated.
458-20-268	Accountability reports (including high tech)	Incorporate provisions of chapter 2, Laws of 2004 and chapter 514, Laws of 2005.	Alan Lau	CR-102 public hearing anticipated.
458-20-New	Aerospace incentives	Incorporate provisions of chapter 1, Laws of 2003.	Alan Lau	CR-101 public meeting anticipated.
458-20-New	Incentives to support renewable energy	Incorporate provisions of chapter 300, Laws of 2005.	TBD	CR-101 public meeting anticipated.
458-20-New	Staffing companies	Incorporate provisions of ETA 2016 and industry guide.	TBD	CR-101 public meeting anticipated.
458-30-330 458-30-335 458-30-340	Current Use	Incorporate provisions of chapter 310, Laws of 2005.	Kim Qally	Candidate for expedited rule-making process.
458-30-210 458-30-225 458-30-232 458-30-260 458-30-270 458-30-275 458-30-295 458-30-300 458-30-500 458-30-700	Current Use	Incorporate provisions of various legislation, including, chapters 57 and 303, Laws of 2005. Also update per rule reviews.	Kim Qally	CR-101 public meeting anticipated.

Rule Number	Subject	Explanation	Assigned To	Status
458-40-660	Timber/forest tax stumpage values	Required semiannually.	Beulah Holman	Must be revised by the 1st of January and July each year.
458-50-040 458-50-070	Annual reports—Filing and extension Annual assessment—Procedure	Update per rule review.	Kim Qually	Adoption anticipated.
458-50-100	Apportionment of operating property			
Chapter 458-57	Estate tax	Incorporate provisions of chapters 332, 514, and 516, Laws of 2005.	Cindy Evans	Adoption anticipated.
458-61A-113	Sales of standing timber (REET)	Clarification needed for when REET applies.	Margaret Partlow	CR-101 public meeting anticipated.

Alan R. Lynn
Rules Coordinator

WSR 06-05-002
INTERPRETIVE STATEMENT
DEPARTMENT OF REVENUE
[Filed February 1, 2006, 2:13 p.m.]

ISSUANCE OF INTERPRETIVE STATEMENT

The department is announcing the issuance of this interpretive statement in the Washington State Register pursuant to the requirements of RCW 34.05.230(4).

The department of revenue has issued the following Excise Tax Advisory: **ETA 2028.04.193 Foreign Trade Zones.**

The purpose of this advisory is to explain Washington's right to impose tax on businesses operating in a Foreign Trade Zone located within the state.

A copy of this document is available via the internet at <http://www.dor.wa.gov/content/laws/eta/eta.aspx> or a request for copies may be directed to Roseanna Hodson, Interpretations and Technical Advice Unit, P.O. Box 47453, Olympia, WA 98504-7453, phone (360) 570-6119, fax (360) 586-5543.

Alan R. Lynn
Rules Coordinator

WSR 06-05-003
DEPARTMENT OF
LABOR AND INDUSTRIES
[Filed February 1, 2006, 2:42 p.m.]

Prevailing Rate of Wage

As per RCW 39.12.015, 39.12.020 and WAC 296-127-011 and as was published on the internet on February 1, 2006, the industrial statistician has determined the statewide prevailing rates of wage. These prevailing rates of wage are

effective for public works projects bid on or after March 3, 2006.

Every contractor and subcontractor on every public works project must file a statement of intent to pay prevailing wages and an affidavit of wages paid. Both forms must be filed on every project. The filing of the affidavit of wages paid does not set aside the requirement to also file the statement of intent to pay prevailing wages. The department may fine contractors \$500 for failure to file these forms.

For more information on prevailing wage or a copy of the rates please visit our web site at www.lni.wa.gov/TradesLicensing/PrevailingWage/ or call (360) 902-5335.

David Soma
Prevailing Wage Manager/
Industrial Statistician

WSR 06-05-004
AGENDA
EMPLOYMENT SECURITY DEPARTMENT
[Filed February 1, 2006, 3:15 p.m.]

The following is the employment security department's semi-annual rule-making agenda for publication in the Washington State Register, pursuant to RCW 34.05.314. There may be additional rule-making activity not on the agenda as conditions warrant.

Please call Larry Oline at (360) 902-9387, or e-mail at looline@esd.wa.gov if you have questions.

Unemployment Insurance Division
Semi-Annual Rule-Making Agenda (January 31, 2006 - July 31, 2006)

WAC CHAPTER	SUBJECT	AGENCY CONTACT	TIMING	SCOPE OF RULE CHANGES
Chapter 192-210 WAC	Referral unions	Juanita Myers (360) 902-9665	CR-101 - 2/02 CR-102 - 3/06 Hearing - to be determined	Adopt rules to clarify job search and availability requirements for individual members of full referral unions. Clarify requirements of unions participating in the referral union program.
Chapter 192-250 WAC	Shared work	Juanita Myers (360) 902-9665	CR-101 - 5/03 CR-102 - 1/06	Amend and adopt rules to modify eligibility requirements for employers and participants applying for the shared work program, clarify expectations of participating employers, address the number of consecutive plans an employer may have, and define terms.
Chapter 192-200 WAC	Nonunion apprentices	Juanita Myers (360) 902-9665	CR-101 - 1/06	Determine the conditions under which nonunion apprentices in programs approved by the Washington apprenticeship training council are eligible for commissioner approved training and exempt from seeking work beyond those employers who are part of the apprenticeship program.
Chapter 192-220 WAC	Overpaid unemployment benefits	Juanita Myers (360) 902-9665	CR-101 - 1/06	Amend rules concerning the definition of "equity and good conscience" as that term relates to waivers of overpayments and offers in compromise. Adopt rules outlining the policies for partial waivers of overpayments. The court of appeals recently held that waivers must be made under the standard of "fairness" rather than relying primarily on the individual's financial circumstances. The court also for the first time ordered the department to consider partial waivers of overpayments.

Chapter 192-300 WAC	Employer contribution rates (SUTA dumping)	Juanita Myers (360) 902-9665	CR-101 - 4/06	Adopt rules to implement the department's request legislation following passage and signing by the governor. The intent is to ensure that employers do not evade their appropriate contribution (tax) rate.
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Larry Oline
Rules Coordinator

WSR 06-05-008A

AGENDA

PUBLIC DISCLOSURE COMMISSION

[Filed February 2, 2006, 9:02 a.m.]

Agenda for Rules Under Development January - June, 2006

Agency Contact: Doug Ellis, Assistant Director, P.O. Box 40908, Olympia, WA 98504-0908, phone (360) 664-2735, toll free 1-877-601-2828, fax (360) 753-1112, e-mail dellis@pdc.wa.gov.

At present, the public disclosure commission (PDC) has approximately twenty-five rules under development:

1. **Topic:** Electioneering communications.

Status: On September 19, 2005, the commission filed the preproposal statement with the code reviser giving notice that it is considering changes to Title 390 WAC to implement chapter 445, laws of 2005 (ESSB 5034). A public hearing and possible adoption of approximately twenty new and amended rules may occur on April 27, 2006. If adopted, the new and amended rules will likely go into effect in June of 2006.

Statutory Authority: RCW 42.17.370(1) and chapter 445, Laws of 2005.

Statute Being Implemented: ESSB 5034 Electioneering communications.

WAC Cite: New Title 390 WAC section.

2. **Topic:** Contribution limits.

Status: On September 19, 2005, the commission filed the preproposal statement with the code reviser giving notice that it is considering a possible amendment to the Initiative 134 dollar amounts subject to inflationary adjustment.

A public hearing and possible adoption of an amended rule may occur on February 23, 2006. If adopted, the amended rule will likely go into effect in April of 2006.

Statutory Authority: RCW 42.17.370(1) and 42.17.-690.

Statute Being Implemented: RCW 42.17.690.

WAC Cite: WAC 390-05-400 Changes in dollar amounts.

3. **Topic:** Commission meetings.

Status: On September 19, 2005, the commission filed the preproposal statement with the code reviser giving notice that it is considering a possible rule amendment to change the regular meetings of the public disclosure commission. The possible amendment would change the PDC regular meetings

from the fourth Tuesday to the fourth Thursday of each month to accommodate commissioner scheduling conflicts. A public hearing and possible adoption of an amended rule may occur on February 23, 2006. If adopted, the amended rule will likely go into effect in April of 2006.

Statutory Authority: RCW 42.17.370(1).

Statute Being Implemented: RCW 42.30.075.

WAC Cite: WAC 390-12-010 Public disclosure commission—Regular meetings.

4. **Topic:** Production of documents and use at hearing (adjudicative proceeding).

Status: On September 19, 2005, the commission filed the preproposal statement with the code reviser giving notice that it is considering changes to WAC 390-37-136. The commission is considering a possible rule amendment to incorporate modifications for the submission of hearing materials to include timing, electronic format, spacing, page limits, etc. A public hearing and possible adoption of an amended rule may occur on February 23, 2006. If adopted, the amended rule will likely go into effect in April of 2006.

Statutory Authority: RCW 42.17.370(1).

Statute Being Implemented: RCW 42.17.360 and 42.17.370.

WAC Cite: WAC 390-37-136 Production of documents and use at hearing (adjudicative proceeding).

5. **Topic:** Candidate registration forms.

Status: On November 23, 2005, the commission filed the preproposal statement with the code reviser giving notice that it is considering changes to WAC 390-16-012. The commission is considering a possible rule amendment to update PDC form C-1, registration statement for candidates, to reflect legislative changes to RCW 42.17.080 under HB 1130. A public hearing and possible adoption of an amended rule may occur on March 23, 2006. If adopted, the amended rule will likely go into effect in May of 2006.

Statutory Authority: RCW 42.17.370(1).

Statute Being Implemented: RCW 42.17.080.

WAC Cite: WAC 390-16-012 Forms—Registration statement for candidates.

6. **Topic:** Political committee registration forms.

Status: On November 23, 2005, the commission filed the preproposal statement with the code reviser giving notice that it is considering changes to WAC 390-16-011. The commission is considering a possible rule amendment to update PDC form C-1pc, registration statement for political committees, to reflect legislative changes to RCW 42.17.080 under

HB 1130. A public hearing and possible adoption of an amended rule may occur on March 23, 2006. If adopted, the amended rule will likely go into effect in May of 2006.

Statutory Authority: RCW 42.17.370(1).

Statute Being Implemented: RCW 42.17.080.

WAC Cite: WAC 390-16-011 Forms—Registration statement for political committees.

A complete listing of rule-making activity from 1999 to present can be found on the public disclosure commission web site at www.pdc.wa.gov under rule-making activity.

February 1, 2006
Douglas J. Ellis
Assistant Director

ested; information about the attorney general's opinion process; information on how to submit your comments; and a due date by which your comments must be received to ensure that they are fully considered.

The attorney general's office seeks public input on the following opinion request(s):

**06-01-09 Request by Jeremy Randolph
Lewis County Prosecutor**

1. When commissioners of a fire district issue non-voted, limited tax general obligation bonds (LTGO), does the indebtedness attach to property within the district?

2. If the property referenced in the previous question is annexed by an adjoining city while the bonds are still in effect, who is obligated to repay the remaining indebtedness?

WSR 06-05-009

**NOTICE OF PUBLIC MEETINGS
DEPARTMENT OF**

GENERAL ADMINISTRATION

(Capitol Campus Design Advisory Committee)

[Memorandum—February 1, 2006]

Following is a notice of cancellation for the Thursday, February 9, 2006, capitol campus design advisory committee (CCDAC) meeting. This meeting has been rescheduled for Thursday, February 16, 2006, from 10:00 a.m. to 2:00 p.m. in Room 207 on the second floor of the General Administration Building, 210 11th Avenue S.W., Olympia, WA.

If you have any questions, please contact Victoria Brooks at (360) 902-0975.

WSR 06-05-011

**NOTICE OF PUBLIC MEETINGS
OIL SPILL**

ADVISORY COUNCIL

[Memorandum—January 25, 2006]

The 2006 meeting dates for the Washington oil spill advisory council are as follows:

- March 16-17, 2006
- May 18-19, 2006
- July 21, 2006
- August 18, 2006
- September 15, 2006
- November 17, 2006

WSR 06-05-010

ATTORNEY GENERAL'S OFFICE

[Filed February 2, 2006, 10:16 a.m.]

**NOTICE OF REQUEST FOR ATTORNEY GENERAL'S OPINION
WASHINGTON ATTORNEY GENERAL**

The Washington attorney general issues formal published opinions in response to requests by the heads of state agencies, state legislators, and county prosecuting attorneys. When it appears that individuals outside the attorney general's office have information or expertise that will assist in the preparation of a particular opinion, a summary of that opinion request will be published in the state register. If you are interested in commenting on a request listed in this volume of the register, you should notify the attorney general's office of your interest by March 8, 2006. This is not the due date by which comments must be received. However, if you do not notify the attorney general's office of your interest in commenting on an opinion request by this date, the opinion may be issued before your comments have been received. You may notify the attorney general's office of your intention to comment by calling (360) 664-3027, or by writing to the Solicitor General, Office of the Attorney General, P.O. Box 40100, Olympia, WA 98504-0100. When you notify the office of your intention to comment, you will be provided with a copy of the opinion request in which you are inter-

Meeting times, locations, agendas, and other information will be posted online prior to the meeting at www.governor.wa.gov/osac. If you would like additional information, or wish to be added to our information list, please phone (360) 902-3061 or e-mail at osac@gov.wa.gov.

WSR 06-05-012

**RULES OF COURT
STATE SUPREME COURT**

[Filed February 3, 2006, 9:24 a.m.]

IN THE MATTER OF THE ADOPTION) ORDER
OF THE AMENDMENT TO IRLJ 6.7) NO. 25700-A-846

The District and Municipal Court Judges' Association having recommended the adoption of the proposed amendment to IRLJ 6.7, and the Court having determined that the proposed amendment will aid the prompt and orderly administration of justice and further determined that an emergency exists which necessitates an early adoption;

Now, therefore, it is hereby

ORDERED:

(a) That the amendment as attached hereto is adopted.

(b) That pursuant to the emergency provisions of GR 9 (j)(1), the amendment will be published expeditiously and become effective upon publication.

DATED at Olympia, Washington this 2nd day of February, 2006.

	Alexander, C. J.
C. Johnson, J.	Chambers, J.
Madsen, J.	Owens, J.
Sanders, J.	Fairhurst, J.
Bridge, J.	J. M. Johnson, J.

INFRACTION RULES FOR COURTS OF LIMITED JURISDICTION

IRLJ 6.7

IDENTITY CHALLENGES AND RELIEF FROM JUDGMENT

(a) **Relief from Judgment.** A motion to waive or suspend a fine, or to convert a penalty to community service, or to vacate a judgment is governed by CRLJ 60(b).

(b) **Identity Challenge.**

(1) **Right Granted.** In addition to the rights granted defendants pursuant to rule 6.7(a), a defendant may move to vacate a judgment that was entered after a failure to respond to a notice of infraction on the basis that he or she was mistakenly identified as the person who allegedly committed the infraction.

(2) **Identity Affidavit.** A defendant moving to vacate a judgment for mistaken identification shall file an affidavit or certification under RCW 9A.72.085 with the court in which the infraction was found committed and with the office of the prosecuting authority assigned to the court stating that he or she could not be the person identified by the citing officer as having committed the infraction, citing a factual basis for the assertion and stating that he or she was not served with the notice of infraction.

(3) **Adjudication Pending Hearing.** The court may, at its discretion, set aside the default judgment pending the hearing.

(4) **Scheduling of Hearings.** An identification hearing shall be scheduled for not less than 14 days and not more than 120 days from the date an identity affidavit is filed unless otherwise agreed by the defendant. The court shall send the defendant written notice of the time, place, and date of the hearing within 28 days of the receipt of the request for a hearing.

(5) **Hearing Procedure.** The court may require the presence of the defendant at the scheduled hearing. At the hearing, identification may be established by methods other than direct identification in court.

(6) **Disposition.** If the court determines that the named defendant was the person identified by the citing officer as the person who committed the infraction or was served with the notice of infraction, the infraction shall remain committed or be re-adjudicated as committed.

Reviser's note: The typographical errors in the above material occurred in the copy filed by the State Supreme Court and appear in the Register pursuant to the requirements of RCW 34.08.040.

WSR 06-05-013

RULES OF COURT

STATE SUPREME COURT

[Filed February 3, 2006, 9:25 a.m.]

IN THE MATTER OF THE ADOPTION) ORDER
OF THE AMENDMENT TO CrR 7.1) NO. 25700-A-847

The Superior Court Judges' Association having recommended the adoption of the proposed amendment to CrR 7.1, and the Court having determined that the proposed amendment will aid in the prompt and orderly administration of justice and further determined that an emergency exists which necessitates an early adoption;

Now, therefore, it is hereby

ORDERED:

(a) That the amendment as attached hereto is adopted.

(b) That pursuant to the emergency provisions of GR 9(j)(1), the amendment will be published expeditiously and become effective upon publication.

DATED at Olympia, Washington this 2nd day of February, 2006.

	Alexander, C. J.
C. Johnson, J.	Chambers, J.
Madsen, J.	Owens, J.
Sanders, J.	Fairhurst, J.
Bridge, J.	J. M. Johnson, J.

SUPERIOR COURT CRIMINAL RULES

RULE 7.1 PROCEDURES BEFORE SENTENCING

(a) **Generally.** At the time of, or within 3 days after, a plea, finding, or verdict of guilt of a felony, the court may order that a risk assessment or presentence investigation and report be prepared by the Department of Corrections, when authorized by law. The court shall also then:

(1) Set a date, time, and place for sentencing in compliance with the time requirements of RCW 9.94A.110 9.94A 500;

(2) Order the defendant to return at the designated date, time, and place; and

(3) Set a date at least 10 days before sentencing for delivery of the risk assessment or presentence report, if any, to the court, to the prosecuting attorney, and to the defendant or defense counsel.

(b) **Report.** The report of the presentence investigation shall contain the defendant's criminal history, as defined by RCW 9.94A.030, such information about the defendant's characteristics, financial condition, and the circumstances

affecting the defendant's behavior as may be relevant in imposing sentence or in the correctional treatment of the defendant, information about the victim, and such other information as may be required by the court.

(c) Notice of New Evidence. At least 3 days before the sentencing hearing, defense counsel and the prosecuting attorney shall notify opposing counsel and the court of any part of the presentence report that will be controverted by the production of evidence.

(d) Other Reports. Any interested person, as designated in RCW ~~9.94A.110~~ 9.94A.500 may submit a report separate from that furnished by the Department of Corrections.

Reviser's note: The typographical errors in the above material occurred in the copy filed by the State Supreme Court and appear in the Register pursuant to the requirements of RCW 34.08.040.

WSR 06-05-026

**NOTICE OF PUBLIC MEETINGS
EASTERN WASHINGTON UNIVERSITY**

[Memorandum—February 2, 2006]

The board of trustees of Eastern Washington University will hold meetings at the Cheney campus on Thursday and Friday, February 2 and 3, 2006, according to the following schedule. At 11:30 a.m. on February 3, the board will convene an executive session according to RCW 42.30.110 (1)(g) to evaluate the qualifications of an applicant for public employment and/or to review the performance of a public employee. Immediately following executive session the board will convene in open session to discuss and take action on agenda items as outlined in the following agenda.

WSR 06-05-031

**NOTICE OF PUBLIC MEETINGS
HUMAN RIGHTS COMMISSION**

[Memorandum—February 3, 2006]

Following is [the] updated 2006 schedule for meetings of the Washington state human rights commission.

Please contact Tanya Y. Calahan at (360) 753-4876 or tcalahan@hum.wa.gov if you have questions or need additional information.

**NOTICE OF PUBLIC MEETINGS
FOR 2006**

With the exception of conference calls, the usual format for the meetings is a public forum on Thursday evenings from 7:00 p.m. to 9:00 p.m. (for meetings that have Thursdays noted) and a regular business meeting beginning at 9:00 a.m. on Friday. All meetings are held in accessible locations.

Conference calls start at 10 a.m. originating out of Olympia. Individuals can participate in commission meetings held by conference call by coming to the commission's headquarters office at 711 South Capitol Way, Suite 402, Olympia, WA.

DATES		LOCATION
January 26-27 (Thursday and Friday)		Olympia
February 10 (Friday)	Work Study Session	Olympia
February 23-24 (Thursday and Friday)		Vancouver
March 17 (Friday)	Work Study Session	Olympia
March 31 (Friday)		Seattle
April 14 (Friday)	Work Study Session	Olympia
April 27-28 (Thursday and Friday)		Bellingham
May 12 (Friday)	Work Study Session	Olympia
May 25-26 (Thursday and Friday)		Spokane
June 9 (Friday)	Work Study Session	Olympia
June 29-30 (Thursday and Friday)		Yakima
July 14 (Friday)	Work Study Session	Olympia
July 27-28 (Thursday and Friday)		Silverdale
August 11 (Friday)	Work Study Session	Olympia
August 25 (Friday)		Olympia (Conference Call)
September 15 (Friday)	Work Study Session	Olympia
September 28-29 (Thursday and Friday)		Tri-Cities
October 13 (Friday)	Work Study Session	Olympia
October 26-27 (Thursday and Friday)		Port Angeles
November 10 (Friday)	Work Study Session	Olympia
November 17 (Friday)		Olympia (Conference Call)
December 8 (Friday)	Work Study Session	Olympia
December 15 (Friday)		Olympia (Conference Call)

WSR 06-05-032

**PUBLIC RECORDS OFFICER
WASHINGTON STATE LOTTERY**

[Filed February 8, 2006, 9:14 a.m.]

Please be advised that, effective immediately, Ceil Buddeke no longer represents Washington's lottery as legal counsel.

We are actively recruiting for a legal counsel representative, and anticipate that position to be filled within the next few months. In the interim, Deputy Director Julie Martin will be serving as public records coordinator for Washington's lottery. Please address any questions or correspondence pertaining to public records to Ms. Martin's attention until further notice. Correspondence can be sent to the address indicated above or via e-mail to jmartin@walottery.com.

Lorri Kredel
Executive Secretary

WSR 06-05-033
RULES COORDINATOR
WASHINGTON STATE LOTTERY

[Filed February 8, 2006, 9:15 a.m.]

Please be advised that, effective immediately, Ceil Buddeke no longer represents Washington's lottery as legal counsel.

We are actively recruiting for a legal counsel representative, and anticipate that position to be filled within the next few months. In the interim, Deputy Director Julie Martin will be serving as rules coordinator for Washington's lottery. Please address any questions or correspondence pertaining to rules to Ms. Martin's attention until further notice. Correspondence can be sent to the address indicated above or via e-mail to jmartin@walottery.com.

Lorri Kredel
 Executive Secretary

WSR 06-05-041
NOTICE OF PUBLIC MEETINGS
OFFICE OF THE
INTERAGENCY COMMITTEE

(Biodiversity Council)

[Memorandum—February 7, 2006]

The next public meeting of the biodiversity council will be Wednesday, March 8, 2006, from 1:00 p.m. to 5:00 p.m., and Thursday, March 9, 2006, from 8:30 a.m. to 3:30 p.m. at The Cedar River Watershed Education Center, North Bend, Washington.

For further information, please contact Amie Fowler, interagency committee for outdoor recreation (IAC), (360) 902-3012 or check the web page at <http://www.iac.wa.gov>.

The IAC schedules all public meetings at barrier free sites. Persons who need special assistance, such as large type materials, may contact Amie Fowler at the number listed above or by e-mail AmieF@iac.wa.gov.

WSR 06-05-042
NOTICE OF PUBLIC MEETINGS
SHORELINE COMMUNITY COLLEGE

[Memorandum—February 7, 2006]

The board of trustees of Shoreline Community College will hold a special meeting for the purpose of continuing the presidential search process with the designated search committee on Wednesday, February 8, from 2:00 to 5:00 p.m. in the Building 1000 Board Room.

Please call (206) 546-4552 or e-mail Michele Foley at mfoley@shoreline.edu if you have further information.

WSR 06-05-045
INTERPRETIVE OR POLICY STATEMENT
DEPARTMENT OF
SOCIAL AND HEALTH SERVICES

[Filed February 10, 2006, 11:11 a.m.]

DESCRIPTION OF INTERPRETIVE OR POLICY STATEMENT

Document Title: HRSA Numbered Memorandums.

Subject: 06-01, 06-02, 06-03, 06-04, 06-05.

Effective Date: 06-01 January 1, 2006, 06-02 March 1, 2006, 06-03 March 1, 2006, 06-04 February 6, 2006, 06-05 February 3, 2006.

Document Description: Numbered Memorandum 06-01, Family Planning Providers: 2006 Deletions and Additions to CPT™ Codes, Policies and Fee Schedules, Numbered Memorandum 06-02, Prescription Drug Program: Maximum Allowable Cost Update, Numbered Memorandum 06-03, Prescription Drug Program: New Drug Initiative Minimizing Therapeutic Duplication of Second-Generation Antidepressants, Changes to EPA, and Additions to the list of Limitations on Certain Drugs, Numbered Memorandum 06-04, Update HCFA-1500 Claim Form Instructions and page updates for the General Information Booklet, Numbered Memorandum 06-05, Billing Changes for Medicare Part A and Part B crossover claims to HRSA.

To receive a copy of the interpretive or policy statement, contact Amelia Holl, Office of Rules and Publications, Department of Social and Health Services, Health and Recovery Services Administration, Division of Policy and Analysis, P.O. Box 45533, Olympia, WA 98504-5533, phone (360) 725-1349 or go to web site <http://maa.dshs.wa.gov/download/publicationsfees.htm> (Click on "Numbered Memos," "Year 2005"), TDD (800) 848-5429, fax (360) 586-9727, e-mail hollag@dshs.wa.gov.

February 9, 2006

Amelia Holl

for Ann Myers, Manager
 Rules and Publications Section

WSR 06-05-046
INTERPRETIVE OR POLICY STATEMENT
DEPARTMENT OF
SOCIAL AND HEALTH SERVICES

[Filed February 10, 2006, 11:13 a.m.]

DESCRIPTION OF INTERPRETIVE OR POLICY STATEMENT

Document Title: PCM 06-002, 2005 Changes to Chapter 388-14A WAC Regarding the Content and Duration of Administrative Child Support Orders.

Subject: Changes to chapter 388-14A WAC regarding the content and duration of administrative child support orders.

Effective Date: February 6, 2006.

Document Description: This notice describes to staff the 2005 changes to chapter 388-14A WAC relating to the definition of a dependent child, which affect the duration of an administrative support obligation. This policy also clarifies

that the division of child support does not establish an administrative support obligation for a child who is over the age of eighteen.

To receive a copy of the interpretive or policy statement, contact Fran Ferry, Division of Child Support, P.O. Box 11520, Tacoma, WA 98411-5520, phone (360) 664-5322, TDD (360) 753-9122, fax (360) 586-3274, e-mail fferry@dshs.wa.gov.

February 8, 2006
Fran Ferry

WSR 06-05-052
NOTICE OF PUBLIC MEETINGS
EASTERN WASHINGTON UNIVERSITY
[Memorandum—February 13, 2006]

2006
EWU Board of Trustees
Open Meeting Schedule (Revised)
Cheney Campus
TAW 215 B and C

Friday, February 3	12:30 p.m. - 3:30 p.m.
Thursday, March 23	12:30 p.m. - 3:30 p.m.
Friday, May 19 (Committee of the Whole and Open Meeting)	12:30 p.m. - 3:30 p.m.
Friday, June 23	12:30 p.m. - 3:30 p.m.
August 15 and 16 Retreat (Tuesday and Wednesday)	
Thursday, August 17	9:00 a.m. - 12 p.m.
Friday, October 13	12:30 p.m. - 3:30 p.m.
Friday, December 1	12:30 p.m. - 3:30 p.m.

Advancement and student affairs committee meetings will occur the afternoon prior to the open meeting; academic affairs and business and finance committee meetings will occur the morning of the open meeting.

WSR 06-05-053
NOTICE OF PUBLIC MEETINGS
WASHINGTON STATE
SCHOOL FOR THE DEAF
[Memorandum—February 9, 2006]

This letter is to advise you that the February Washington School for the Deaf (WSD) board of trustees meeting, scheduled for February 16, has been cancelled.

WSR 06-05-055
NOTICE OF PUBLIC MEETINGS
GENERAL ADMINISTRATION
(Capitol Campus Design Advisory Committee)
[Memorandum—February 13, 2006]
General Administration Building
210 11th Avenue S.W., Room 207
Olympia, WA
February 16, 2006
10:00 - 2:00

WSR 06-05-070
NOTICE OF PUBLIC MEETINGS
DEPARTMENT OF
FISH AND WILDLIFE
[Memorandum—February 9, 2006]

In a letter dated October 13, 2005, Susan Yeager submitted the dates and locations for the Washington fish and wildlife commission's public meetings and conference calls. There are two corrections:

- The April 7-8, 2006, meeting will be held in **Tumwater** not Olympia; and
- The December 1-2, 2006, meeting will be held in **Lynnwood** not Edmonds.

WSR 06-05-071
NOTICE OF PUBLIC MEETINGS
TRANSPORTATION IMPROVEMENT BOARD
[Memorandum—February 10, 2006]

The following dates and locations list the meeting schedule for 2006 for the transportation improvement board.

DATE	CITY
January 26-27	Lacey
March 23-24	Bellingham
May 18-19	Spokane Valley
July 27-28	Richland
September 21-22	North Bonneville
November 16-17	Federal Way

Please contact Eileen Bushman at 586-1146 or at eileenb@tib.wa.gov if you need additional information.

WSR 06-05-072
ATTORNEY GENERAL'S OFFICE
[Filed February 13, 2006, 3:24 p.m.]

NOTICE OF REQUEST FOR ATTORNEY GENERAL'S OPINION
WASHINGTON ATTORNEY GENERAL

The Washington attorney general issues formal published opinions in response to requests by the heads of state

agencies, state legislators, and county prosecuting attorneys. When it appears that individuals outside the attorney general's office have information or expertise that will assist in the preparation of a particular opinion, a summary of that opinion request will be published in the state register. If you are interested in commenting on a request listed in this volume of the register, you should notify the attorney general's office of your interest by March 8, 2006. This is not the due date by which comments must be received. However, if you do not notify the attorney general's office of your interest in commenting on an opinion request by this date, the opinion may be issued before your comments have been received. You may notify the attorney general's office of your intention to comment by calling (360) 664-3027, or by writing to the Solicitor General, Office of the Attorney General, P.O. Box 40100, Olympia, WA 98504-0100. When you notify the office of your intention to comment, you will be provided with a copy of the opinion request in which you are interested; information about the attorney general's opinion process; information on how to submit your comments; and a due date by which your comments must be received to ensure that they are fully considered.

The attorney general's office seeks public input on the following opinion request(s).

**06-02-01 Request by Debbie Regala
State Senator, 27th District**

1. Does the "costs of service" in an interlocal agreement under RCW 39.34.180(2) include the cost of potential tort liability associated with suspended sentence misdemeanants? If so, how can that cost of potential tort liability be properly calculated?

2. Can an interlocal agreement under RCW 39.34.180(2) containing an indemnity provision requiring a city to indemnify hold a county harmless against tort liability?

WSR 06-05-073

ATTORNEY GENERAL'S OFFICE

[Filed February 13, 2006, 3:23 p.m.]

**NOTICE OF REQUEST FOR ATTORNEY GENERAL'S OPINION
WASHINGTON ATTORNEY GENERAL**

The Washington attorney general issues formal published opinions in response to requests by the heads of state agencies, state legislators, and county prosecuting attorneys. When it appears that individuals outside the attorney general's office have information or expertise that will assist in the preparation of a particular opinion, a summary of that opinion request will be published in the state register. If you are interested in commenting on a request listed in this volume of the register, you should notify the attorney general's office of your interest by March 8, 2006. This is not the due date by which comments must be received. However, if you do not notify the attorney general's office of your interest in commenting on an opinion request by this date, the opinion may be issued before your comments have been received. You may notify the attorney general's office of your intention

to comment by calling (360) 664-3027, or by writing to the Solicitor General, Office of the Attorney General, P.O. Box 40100, Olympia, WA 98504-0100. When you notify the office of your intention to comment, you will be provided with a copy of the opinion request in which you are interested; information about the attorney general's opinion process; information on how to submit your comments; and a due date by which your comments must be received to ensure that they are fully considered.

The attorney general's office seeks public input on the following opinion request(s).

**06-02-03 Request by Alex Deccio
State Senator, 14th District**

When a city or county council or council members are invited to attend a public meeting not called by the city or county council or anyone, is it legal for a quorum of such members to be present without violating the Open Meeting law?

WSR 06-05-081

**NOTICE OF PUBLIC MEETINGS
FORENSIC INVESTIGATIONS COUNCIL**

[Memorandum—February 9, 2006]

Following, pursuant to RCW 42.30.075, is the Washington state forensic investigations council's notice of public meetings for 2006.

Fred Johnson's direct telephone number is (360) 795-3652.

DATE	LOCATION
Friday, March 24, 2006	Large Conference Room Forensic Laboratory Services Bureau 2203 Airport Way South Seattle, WA
Friday, April 28, 2006	Conference Room WA Counties Building 206 Tenth Avenue S.E. Olympia, WA
Friday, May 26, 2006*	Conference Room WA Counties Building 206 Tenth Avenue S.E. Olympia, WA
Friday, June 23, 2006	TBA
Friday, July 28, 2006*	Conference Room WA Counties Building 206 Tenth Avenue S.E. Olympia, WA
Friday, August 25, 2006*	Conference Room WA Counties Building 206 Tenth Avenue S.E. Olympia, WA
Friday, September 22, 2006	TBA

DATE	LOCATION
Friday, October 27, 2006	Conference Room WA Counties Building 206 Tenth Avenue S.E. Olympia, WA
Friday, November 17, 2006	Conference Room WA Counties Building 206 Tenth Avenue S.E. Olympia, WA
Friday, December 22, 2006*	Conference Room WA Counties Building 206 Tenth Avenue S.E. Olympia, WA

Seattle
NeuroSurgery Faculty Meeting

Meeting Date	Location (Building and Room #)	Time
February 13, 2006	RR-738	6-8 p.m.
March 6, 2006	RR-738	6-8 p.m.
April 3, 2006	RR-738	6-8 p.m.
May 1, 2006	RR-738	6-8 p.m.
June 5, 2006	RR-738	6-8 p.m.
July 10, 2006	RR-738	6-8 p.m.
August 7, 2006	RR-738	6-8 p.m.
September 11, 2006	RR-738	6-8 p.m.
October 2, 2006	RR-738	6-8 p.m.
November 6, 2006	RR-738	6-8 p.m.
December 4, 2006	RR-738	6-8 p.m.

**The May, July, August, and December meetings will be canceled, circumstances permitting.*

The meetings will commence at 9:00 a.m., unless public notice is given to the contrary. The locations of the June and September meetings shall be published in the State Register for distribution at least twenty days prior to those meetings.

The forensic investigations council strives to satisfy all requests for persons with disabilities. Requests for such accommodation are welcome and should be made by calling Kitty Jacobs, (206) 262-6000, at least forty-eight hours prior to the scheduled meeting.

WSR 06-05-082

NOTICE OF PUBLIC MEETINGS

**LAW ENFORCEMENT OFFICERS' AND
FIRE FIGHTERS' PLAN 2 RETIREMENT BOARD**

[Memorandum—February 10, 2006]

The law enforcement officers' and fire fighters' plan 2 retirement board has cancelled the February 22, 2006, board meeting.

The next regularly scheduled meeting is **Wednesday, March 29, 2006**, at 9:30 a.m. located in the Washington State Investment Board room.

Please feel free to contact Jessica Burkhart at (360) 586-2322 or by e-mail at jessica.burkhart@leoff.wa.gov should you have any questions.

WSR 06-05-083

NOTICE OF PUBLIC MEETINGS

UNIVERSITY OF WASHINGTON

[Memorandum—February 13, 2006]

Following is the regular meeting schedule for neurosurgery faculty at the University of Washington.

WSR 06-05-084

**NOTICE OF PUBLIC MEETINGS
WESTERN WASHINGTON GROWTH
MANAGEMENT HEARINGS BOARD**

[Memorandum—February 13, 2006]

The annual meeting of the three growth management hearings boards will take place on Thursday, April 27, 2006. The meeting will begin at 8:00 a.m. and will be held at the Olympia Country and Golf Club.

WSR 06-05-096

**NOTICE OF PUBLIC MEETINGS
OIL SPILL ADVISORY COUNCIL**

[Memorandum—February 14, 2006]

The 2006 meeting dates for the Washington oil spill advisory council are as follows:

- March 16-17, 2006
- May 18-19, 2006
- July 21, 2006
- August 18, 2006
- September 15, 2006
- November 17, 2006

Meeting times, locations, agendas, and other information will be posted online prior to the meeting at www.governor.wa.gov/osac. If you would like additional information, or wish to be added to our information list, please phone (360) 902-3061 or e-mail at osac@gov.wa.gov.

WSR 06-05-098
INTERPRETIVE OR POLICY STATEMENT
DEPARTMENT OF
SOCIAL AND HEALTH SERVICES

[Filed February 14, 2006, 4:19 p.m.]

DESCRIPTION OF INTERPRETIVE OR POLICY STATEMENT

Document Title: DCS Administrative Policy 1.23.

Subject: When staff may not participate in purchasing property that DCS has seized.

Effective Date: February 8, 2006.

Document Description: This is a new administrative policy which gives clear guidance that division of child support (DCS) staff may not participate in purchasing property that notice explains to DCS has seized pursuant to a collection action.

To receive a copy of the interpretive or policy statement, contact Fran Ferry, Division of Child Support, P.O. Box 11520, Tacoma, WA 98411-5520, phone (360) 664-5322, TDD (360) 753-9122, fax (360) 586-3274, e-mail fferry@dshs.wa.gov.

February 9, 2006
 Fran Ferry

WSR 06-05-105
DEPARTMENT OF ECOLOGY

[Filed February 14, 2006, 4:39 p.m.]

Announcing the Issuance of the
Aquatic Plant and Algae Management General Permit

The Washington department of ecology (ecology) is issuing a final general permit to cover the application of aquatic herbicides, algaecides, and nutrient inactivation products to state waters. Ecology issued the permit on March 1, 2006, and it will take effect on April 1, 2006. The permit, called the "Aquatic Plant and Algae Management General Permit, a joint National Pollutant Discharge Elimination System (NPDES) and State Waste Discharge General Permit," rescinds and replaces the Nuisance Plant and Algae Control NPDES General Permit (WAG-994000) and provides coverage for any in-lake treatment of state listed noxious weeds or quarantine-list weeds.

This general permit covers aquatic plant and algae management activities that discharge chemicals and other aquatic plant and algae control products into freshwater lakes of Washington state. The permit also regulates shoreline native emergent vegetation control activities along lake shorelines where chemicals may enter the water and the application of herbicides to native nuisance plants in wet areas along roadsides or ditch banks. The products regulated by the permit include herbicides, algaecides, adjuvants, marker dyes, barley straw, shading products, biological water clarifiers, or nutrient inactivation products. The permit requires any person or group conducting aquatic and algae plant management products involving these types of products to obtain coverage under this permit. There are three differ-

ent management categories covered under this permit: Eradication, control, and nutrient inactivation.

Summary of public involvement process: On November 22, 2005, ecology published a notice in the Washington State Register (WSR 05-23-136). Ecology also posted an announcement on its web site. Ecology held public workshops and hearings in Centralia on January 9, 2006, Spokane on January 10, 2006, and Lynnwood on January 12, 2006. The public comment period closed Friday, January 27, 2006.

Ecology prepared a *Response to Comments*, which is an appendix to the fact sheet for the aquatic plant and algae management general permit. It includes ecology's response to all the comments submitted during the public comment period and notes those changes made to the draft permit. It is available from ecology's web site <http://www.ecy.wa.gov/programs/wq/pesticides/>.

Summary of significant changes: Based on comments received during the formal public comment period, ecology made the following significant changes to the general permit:

- Changed the permit from a state waste discharge general permit to a joint state waste and NPDES permit (chapter 90.48 RCW and 40 C.F.R.). This change to a NPDES permit does not significantly alter any of the permit content.
- Due to significant comment on the restriction allowing only 40% of the littoral zone on individual water front lots to be treated, ecology has:
 - o Replaced the 40% restriction with a tiered strategy. The amount of littoral zone in a lake allowed for treatment each year is based on the total acreage of the lake.
 - o Limited an individual homeowner's treatment area (when not treating as part of a lake-wide effort). If an individual homeowner wishes to treat in front of their house, they may treat up to ten feet on both sides of their dock, or twenty feet total (in lieu of treatment around a dock). This is an "intended treatment area," allowing for some drift and unintended impacts to nontarget plants.
- Set out separate conditions and treatment limitations for Lake Washington, Lake Union/Portage Bay, and Lake Sammamish in the "control" section of the final permit.
- Clarified language regarding permit application timelines. Ecology must receive applications at least sixty days prior to the start of aquatic plant and algae management activities. This sixty-day time period will include a thirty-day public comment period on the application itself, and a fourteen-day public comment period on the State Environmental Policy Act (SEPA) documentation submitted on the project.
- Provided more protection for threatened, sensitive, and endangered plants.

Appeals Procedure: The terms and conditions of a general permit may be appealed only by filing an appeal to the pollution control hearings board and by serving it upon ecology at the Pollution Control Hearings Board, P.O. Box 40903, Olympia, WA 98504-0903 and the Department of Ecology, Appeals Coordinator, P.O. Box 47608, Olympia, WA 98504-7608. Appeals of the general permit must be

made within thirty days of issuance or receipt, whichever is later (chapter 43.21B RCW). The procedures and requirements for the appeal process are contained in RCW 43.21B-310. (RCW is the Revised Code of Washington).

In addition, please send a copy of your appeal to Kelly McLain, Department of Ecology, P.O. Box 47600, Olympia, WA 98504-47600 [98504-7600].

The terms and conditions of a general permit, as they apply to an individual discharger, are appealable within thirty days of the effective date of coverage of that discharger (see chapter 43.21C RCW). This appeal is limited to the general permit's applicability or nonapplicability to a specific discharger.

Application process and permit coverage: New or unpermitted applicators seeking coverage should request an application from ecology headquarters. Applicators conducting aquatic plant and algae management described above, and in accordance with permit conditions will receive coverage, unless ecology is provided with reasons to deny coverage. Anyone with knowledge of why a specific facility should or should not receive coverage under this general permit may contact the ecology regional office appropriate for the location of the applicator's project.

To apply for coverage under this permit, submit a completed application form to ecology headquarters and complete the public notice requirements. The application and public notice process is available from ecology headquarters; see contact information below.

For additional information: Please contact Kelly McLain, Department of Ecology, P.O. Box 47600, Olympia, WA 98504-47600 [98504-7600], phone (360) 407-6938, fax (360) 407-6426, e-mail kelm461@ecy.wa.gov.

If you need this information in an alternative format, please contact the program development services section secretary at (360) 407-6401. If you are a person with a speech or hearing impairment, call 711 or 1-800-833-6388 for TTY.

WSR 06-05-106

NOTICE OF PUBLIC MEETINGS SHORELINE COMMUNITY COLLEGE

[Memorandum—February 13, 2006]

A subcommittee of the board of trustees of Shoreline Community College will hold a special meeting on Tuesday, February 14, 2006, beginning at 3:30 p.m. to 5:30 p.m. in the board room of the Shoreline Community College Administration Building 1000.

Please call (206) 546-4552 or e-mail Michele Foley at mfoley@shoreline.edu if you have further information.

WSR 06-05-107 NOTICE OF PUBLIC MEETINGS DEPARTMENT OF INFORMATION SERVICES

[Memorandum—February 13, 2006]

The information services board has rescheduled their March 9, 2006, regular meeting to March 16, 2006. The meeting will be held in the James R. Larson Forum Building, at 605 East 11th Street, Olympia, WA. The meeting begins at 1:00.

For further information please contact Laurel McMillan at (360) 902-3566.