

Washington State Register, Issue 08-02

OFFICE OF THE CODE REVISER  
 Quarterly Rule-Making Report  
 Covering Registers 07-19 through 07-24

| <b>Type of Activity</b>   | <b>New</b> | <b>Amended</b> | <b>Repealed</b> |
|---|------------|----------------|-----------------|
| <b>AGRICULTURE, DEPARTMENT OF</b>   |            |                |                 |
| <b>Type of Activity</b>   | <b>New</b> | <b>Amended</b> | <b>Repealed</b> |
| Number of Petitions Received by Agency  | 6          |                |                 |
| Number of Permanent Rules Adopted   | 0          | 19             | 0               |
| Number of Rules Adopted as Emergency Rules  | 0          | 5              | 0               |
| Number of Rules Proposed for Permanent Adoption   | 23         | 30             | 20              |
| Number of Sections Adopted at Request of a Nongovernmental Entity                       | 0          | 14             | 0               |
| Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures | 0          | 12             | 0               |
| Number of Sections Adopted in Order to Comply with Federal Rules or Standards           | 0          | 0              | 0               |
| Number of Sections Adopted in Order to Comply with Federal Statute                      | 0          | 0              | 0               |
| Number of Sections Adopted in Order to Comply with Recently Enacted State Statutes      | 0          | 0              | 0               |
| Number of Sections Adopted on the Agency's own Initiative                               | 0          | 6              | 0               |
| Number of Sections Adopted using Negotiated Rule Making                                 | 0          | 0              | 0               |
| Number of Sections Adopted using Other Alternative Rule Making                          | 0          | 9              | 0               |
| Number of Sections Adopted using Pilot Rule Making                                      | 0          | 0              | 0               |
| <b>BUILDING CODE COUNCIL</b>  |            |                |                 |
| <b>Type of Activity</b>   | <b>New</b> | <b>Amended</b> | <b>Repealed</b> |
| Number of Rules Adopted as Emergency Rules  | 1          | 1              | 0               |
| Number of Sections Adopted at Request of a Nongovernmental Entity                       | 1          | 1              | 0               |
| Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures | 0          | 0              | 0               |
| Number of Sections Adopted in Order to Comply with Federal Rules or Standards           | 0          | 0              | 0               |
| Number of Sections Adopted in Order to Comply with Federal Statute                      | 0          | 0              | 0               |
| Number of Sections Adopted in Order to Comply with Recently Enacted State Statutes      | 0          | 0              | 0               |
| Number of Sections Adopted on the Agency's own Initiative                               | 0          | 0              | 0               |
| Number of Sections Adopted using Negotiated Rule Making                                 | 0          | 0              | 0               |
| Number of Sections Adopted using Other Alternative Rule Making                          | 1          | 1              | 0               |
| Number of Sections Adopted using Pilot Rule Making                                      | 0          | 0              | 0               |
| <b>COMMUNITY AND TECHNICAL COLLEGES, STATE BOARD FOR</b>                                |            |                |                 |
| <b>Type of Activity</b>   | <b>New</b> | <b>Amended</b> | <b>Repealed</b> |
| Number of Permanent Rules Adopted   | 0          | 2              | 0               |
| Number of Sections Adopted at Request of a Nongovernmental Entity                       | 0          | 0              | 0               |
| Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures | 0          | 0              | 0               |
| Number of Sections Adopted in Order to Comply with Federal Rules or Standards           | 0          | 1              | 0               |
| Number of Sections Adopted in Order to Comply with Federal Statute                      | 0          | 0              | 0               |
| Number of Sections Adopted in Order to Comply with Recently Enacted State Statutes      | 0          | 0              | 0               |
| Number of Sections Adopted on the Agency's own Initiative                               | 0          | 1              | 0               |
| Number of Sections Adopted using Negotiated Rule Making                                 | 0          | 0              | 0               |
| Number of Sections Adopted using Other Alternative Rule Making                          | 0          | 2              | 0               |
| Number of Sections Adopted using Pilot Rule Making                                      | 0          | 0              | 0               |
| <b>COMMUNITY, TRADE AND ECONOMIC DEVELOPMENT, DEPARTMENT OF</b>                         |            |                |                 |
| <b>Type of Activity</b>   | <b>New</b> | <b>Amended</b> | <b>Repealed</b> |
| Number of Rules Proposed for Permanent Adoption   | 20         | 0              | 0               |

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| <b>Type of Activity</b>   | <b>New</b> | <b>Amended</b> | <b>Repealed</b> |
|---|------------|----------------|-----------------|
| <b>CORRECTIONS, DEPARTMENT OF</b>   |            |                |                 |
| <b>Type of Activity</b>   | <b>New</b> | <b>Amended</b> | <b>Repealed</b> |
| Number of Permanent Rules Adopted   | 6          | 0              | 0               |
| Number of Rules Proposed for Permanent Adoption   | 6          | 0              | 0               |
| Number of Sections Adopted at Request of a Nongovernmental Entity                       | 0          | 0              | 0               |
| Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures | 0          | 0              | 0               |
| Number of Sections Adopted in Order to Comply with Federal Rules or Standards           | 0          | 0              | 0               |
| Number of Sections Adopted in Order to Comply with Federal Statute                      | 0          | 0              | 0               |
| Number of Sections Adopted in Order to Comply with Recently Enacted State Statutes      | 6          | 0              | 0               |
| Number of Sections Adopted on the Agency's own Initiative                               | 6          | 0              | 0               |
| Number of Sections Adopted using Negotiated Rule Making                                 | 0          | 0              | 0               |
| Number of Sections Adopted using Other Alternative Rule Making                          | 0          | 0              | 0               |
| Number of Sections Adopted using Pilot Rule Making                                      | 0          | 0              | 0               |
| <b>COUNTY ROAD ADMINISTRATION BOARD</b>   |            |                |                 |
| <b>Type of Activity</b>   | <b>New</b> | <b>Amended</b> | <b>Repealed</b> |
| Number of Rules Proposed for Permanent Adoption   | 0          | 1              | 0               |
| <b>EARLY LEARNING, DEPARTMENT OF</b>  |            |                |                 |
| <b>Type of Activity</b>   | <b>New</b> | <b>Amended</b> | <b>Repealed</b> |
| Number of Permanent Rules Adopted   | 0          | 4              | 0               |
| Number of Rules Adopted as Emergency Rules  | 72         | 3              | 0               |
| Number of Rules Proposed for Permanent Adoption   | 61         | 0              | 0               |
| Number of Sections Adopted at Request of a Nongovernmental Entity                       | 0          | 0              | 0               |
| Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures | 0          | 6              | 0               |
| Number of Sections Adopted in Order to Comply with Federal Rules or Standards           | 0          | 0              | 0               |
| Number of Sections Adopted in Order to Comply with Federal Statute                      | 0          | 0              | 0               |
| Number of Sections Adopted in Order to Comply with Recently Enacted State Statutes      | 72         | 0              | 0               |
| Number of Sections Adopted on the Agency's own Initiative                               | 0          | 0              | 0               |
| Number of Sections Adopted using Negotiated Rule Making                                 | 0          | 0              | 0               |
| Number of Sections Adopted using Other Alternative Rule Making                          | 72         | 0              | 0               |
| Number of Sections Adopted using Pilot Rule Making                                      | 0          | 0              | 0               |
| <b>ECOLOGY, DEPARTMENT OF</b>   |            |                |                 |
| <b>Type of Activity</b>   | <b>New</b> | <b>Amended</b> | <b>Repealed</b> |
| Number of Permanent Rules Adopted   | 70         | 32             | 92              |
| Number of Sections Adopted at Request of a Nongovernmental Entity                       | 0          | 4              | 0               |
| Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures | 70         | 21             | 11              |
| Number of Sections Adopted in Order to Comply with Federal Rules or Standards           | 0          | 0              | 0               |
| Number of Sections Adopted in Order to Comply with Federal Statute                      | 0          | 0              | 0               |
| Number of Sections Adopted in Order to Comply with Recently Enacted State Statutes      | 70         | 17             | 2               |
| Number of Sections Adopted on the Agency's own Initiative                               | 0          | 15             | 0               |
| Number of Sections Adopted using Negotiated Rule Making                                 | 0          | 0              | 0               |
| Number of Sections Adopted using Other Alternative Rule Making                          | 70         | 11             | 2               |
| Number of Sections Adopted using Pilot Rule Making                                      | 0          | 0              | 0               |
| <b>EDUCATION, STATE BOARD OF</b>  |            |                |                 |
| <b>Type of Activity</b>   | <b>New</b> | <b>Amended</b> | <b>Repealed</b> |
| Number of Permanent Rules Adopted   | 0          | 3              | 1               |
| Number of Sections Adopted at Request of a Nongovernmental Entity                       | 0          | 0              | 0               |
| Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures | 0          | 3              | 1               |

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| Type of Activity   | New | Amended | Repealed |
|--|-----|---------|----------|
| Number of Sections Adopted in Order to Comply with Federal Rules or Standards      | 0   | 0       | 0        |
| Number of Sections Adopted in Order to Comply with Federal Statute                 | 0   | 0       | 0        |
| Number of Sections Adopted in Order to Comply with Recently Enacted State Statutes | 0   | 0       | 0        |
| Number of Sections Adopted on the Agency's own Initiative                          | 0   | 0       | 0        |
| Number of Sections Adopted using Negotiated Rule Making                            | 0   | 3       | 1        |
| Number of Sections Adopted using Other Alternative Rule Making                     | 0   | 0       | 0        |
| Number of Sections Adopted using Pilot Rule Making                                 | 0   | 0       | 0        |

**EMPLOYMENT SECURITY DEPARTMENT**

| Type of Activity  | New | Amended | Repealed |
|---|-----|---------|----------|
| Number of Permanent Rules Adopted   | 51  | 41      | 15       |
| Number of Rules Adopted as Emergency Rules  | 1   | 0       | 0        |
| Number of Rules Proposed for Permanent Adoption   | 51  | 17      | 11       |
| Number of Rules Withdrawn   | 0   | 1       | 0        |
| Number of Sections Adopted at Request of a Nongovernmental Entity                       | 0   | 0       | 0        |
| Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures | 16  | 29      | 11       |
| Number of Sections Adopted in Order to Comply with Federal Rules or Standards           | 0   | 0       | 0        |
| Number of Sections Adopted in Order to Comply with Federal Statute                      | 11  | 0       | 0        |
| Number of Sections Adopted in Order to Comply with Recently Enacted State Statutes      | 36  | 12      | 0        |
| Number of Sections Adopted on the Agency's own Initiative                               | 16  | 29      | 8        |
| Number of Sections Adopted using Negotiated Rule Making                                 | 0   | 0       | 0        |
| Number of Sections Adopted using Other Alternative Rule Making                          | 51  | 17      | 11       |
| Number of Sections Adopted using Pilot Rule Making                                      | 0   | 0       | 0        |

**ENERGY FACILITY SITE EVALUATION COUNCIL**

| Type of Activity  | New | Amended | Repealed |
|---|-----|---------|----------|
| Number of Permanent Rules Adopted   | 0   | 9       | 3        |
| Number of Rules Withdrawn   | 0   | 1       | 1        |
| Number of Sections Adopted at Request of a Nongovernmental Entity                       | 0   | 0       | 0        |
| Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures | 0   | 9       | 3        |
| Number of Sections Adopted in Order to Comply with Federal Rules or Standards           | 0   | 0       | 0        |
| Number of Sections Adopted in Order to Comply with Federal Statute                      | 0   | 0       | 0        |
| Number of Sections Adopted in Order to Comply with Recently Enacted State Statutes      | 0   | 0       | 0        |
| Number of Sections Adopted on the Agency's own Initiative                               | 0   | 9       | 3        |
| Number of Sections Adopted using Negotiated Rule Making                                 | 0   | 0       | 0        |
| Number of Sections Adopted using Other Alternative Rule Making                          | 0   | 0       | 0        |
| Number of Sections Adopted using Pilot Rule Making                                      | 0   | 0       | 0        |

**ENVIRONMENTAL HEARINGS OFFICE**

| Type of Activity                                | New | Amended | Repealed |
|---|-----|---------|----------|
| Number of Rules Proposed for Permanent Adoption | 0   | 1       | 0        |

**FINANCIAL INSTITUTIONS, DEPARTMENT OF**

| Type of Activity  | New | Amended | Repealed |
|---|-----|---------|----------|
| Number of Permanent Rules Adopted   | 7   | 12      | 1        |
| Number of Sections Adopted at Request of a Nongovernmental Entity                       | 0   | 0       | 0        |
| Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures | 2   | 12      | 1        |
| Number of Sections Adopted in Order to Comply with Federal Rules or Standards           | 5   | 4       | 0        |
| Number of Sections Adopted in Order to Comply with Federal Statute                      | 0   | 0       | 0        |
| Number of Sections Adopted in Order to Comply with Recently Enacted State Statutes      | 1   | 0       | 0        |
| Number of Sections Adopted on the Agency's own Initiative                               | 5   | 12      | 1        |

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| <b>Type of Activity</b>   | <b>New</b> | <b>Amended</b> | <b>Repealed</b> |
|---|------------|----------------|-----------------|
| Number of Sections Adopted using Negotiated Rule Making                                 | 6          | 10             | 1               |
| Number of Sections Adopted using Other Alternative Rule Making                          | 1          | 2              | 0               |
| Number of Sections Adopted using Pilot Rule Making                                      | 0          | 0              | 0               |
| <b>FISH AND WILDLIFE, DEPARTMENT OF</b>   |            |                |                 |
| <b>Type of Activity</b>   | <b>New</b> | <b>Amended</b> | <b>Repealed</b> |
| Number of Permanent Rules Adopted   | 3          | 32             | 1               |
| Number of Rules Adopted as Emergency Rules  | 74         | 0              | 70              |
| Number of Rules Proposed for Permanent Adoption   | 0          | 22             | 0               |
| Number of Sections Adopted at Request of a Nongovernmental Entity                       | 0          | 0              | 0               |
| Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures | 0          | 0              | 0               |
| Number of Sections Adopted in Order to Comply with Federal Rules or Standards           | 17         | 1              | 0               |
| Number of Sections Adopted in Order to Comply with Federal Statute                      | 17         | 0              | 0               |
| Number of Sections Adopted in Order to Comply with Recently Enacted State Statutes      | 1          | 0              | 0               |
| Number of Sections Adopted on the Agency's own Initiative                               | 71         | 27             | 78              |
| Number of Sections Adopted using Negotiated Rule Making                                 | 0          | 0              | 0               |
| Number of Sections Adopted using Other Alternative Rule Making                          | 0          | 0              | 0               |
| Number of Sections Adopted using Pilot Rule Making                                      | 0          | 0              | 0               |
| <b>FOREST PRACTICES BOARD</b>   |            |                |                 |
| <b>Type of Activity</b>   | <b>New</b> | <b>Amended</b> | <b>Repealed</b> |
| Number of Permanent Rules Adopted   | 2          | 15             | 0               |
| Number of Rules Adopted as Emergency Rules  | 0          | 1              | 0               |
| Number of Rules Proposed for Permanent Adoption   | 0          | 2              | 0               |
| Number of Sections Adopted at Request of a Nongovernmental Entity                       | 2          | 0              | 0               |
| Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures | 0          | 8              | 0               |
| Number of Sections Adopted in Order to Comply with Federal Rules or Standards           | 0          | 0              | 0               |
| Number of Sections Adopted in Order to Comply with Federal Statute                      | 0          | 0              | 0               |
| Number of Sections Adopted in Order to Comply with Recently Enacted State Statutes      | 0          | 0              | 0               |
| Number of Sections Adopted on the Agency's own Initiative                               | 0          | 16             | 0               |
| Number of Sections Adopted using Negotiated Rule Making                                 | 0          | 0              | 0               |
| Number of Sections Adopted using Other Alternative Rule Making                          | 2          | 16             | 0               |
| Number of Sections Adopted using Pilot Rule Making                                      | 0          | 0              | 0               |
| <b>GAMBLING COMMISSION</b>  |            |                |                 |
| <b>Type of Activity</b>   | <b>New</b> | <b>Amended</b> | <b>Repealed</b> |
| Number of Permanent Rules Adopted   | 113        | 48             | 451             |
| Number of Rules Proposed for Permanent Adoption   | 14         | 20             | 447             |
| Number of Rules Withdrawn   | 50         | 2              | 1               |
| Number of Sections Adopted at Request of a Nongovernmental Entity                       | 0          | 0              | 0               |
| Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures | 125        | 44             | 10              |
| Number of Sections Adopted in Order to Comply with Federal Rules or Standards           | 0          | 0              | 0               |
| Number of Sections Adopted in Order to Comply with Federal Statute                      | 0          | 0              | 0               |
| Number of Sections Adopted in Order to Comply with Recently Enacted State Statutes      | 0          | 0              | 0               |
| Number of Sections Adopted on the Agency's own Initiative                               | 125        | 48             | 10              |
| Number of Sections Adopted using Negotiated Rule Making                                 | 24         | 48             | 10              |
| Number of Sections Adopted using Other Alternative Rule Making                          | 101        | 0              | 0               |
| Number of Sections Adopted using Pilot Rule Making                                      | 0          | 0              | 0               |

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| <b>Type of Activity</b>   | <b>New</b> | <b>Amended</b> | <b>Repealed</b> |
|---|------------|----------------|-----------------|
| <b>GENERAL ADMINISTRATION, DEPARTMENT OF</b>  |            |                |                 |
| <b>Type of Activity</b>   | <b>New</b> | <b>Amended</b> | <b>Repealed</b> |
| Number of Permanent Rules Adopted   | 0          | 1              | 0               |
| Number of Sections Adopted at Request of a Nongovernmental Entity                       | 0          | 0              | 0               |
| Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures | 0          | 1              | 0               |
| Number of Sections Adopted in Order to Comply with Federal Rules or Standards           | 0          | 0              | 0               |
| Number of Sections Adopted in Order to Comply with Federal Statute                      | 0          | 0              | 0               |
| Number of Sections Adopted in Order to Comply with Recently Enacted State Statutes      | 0          | 0              | 0               |
| Number of Sections Adopted on the Agency's own Initiative                               | 0          | 1              | 0               |
| Number of Sections Adopted using Negotiated Rule Making                                 | 0          | 0              | 0               |
| Number of Sections Adopted using Other Alternative Rule Making                          | 0          | 0              | 0               |
| Number of Sections Adopted using Pilot Rule Making                                      | 0          | 0              | 0               |
| <b>HEALTH CARE AUTHORITY</b>  |            |                |                 |
| <b>Type of Activity</b>   | <b>New</b> | <b>Amended</b> | <b>Repealed</b> |
| Number of Permanent Rules Adopted   | 3          | 45             | 1               |
| Number of Rules Proposed for Permanent Adoption   | 0          | 2              | 0               |
| Number of Sections Adopted at Request of a Nongovernmental Entity                       | 0          | 0              | 0               |
| Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures | 3          | 39             | 1               |
| Number of Sections Adopted in Order to Comply with Federal Rules or Standards           | 0          | 0              | 0               |
| Number of Sections Adopted in Order to Comply with Federal Statute                      | 0          | 3              | 0               |
| Number of Sections Adopted in Order to Comply with Recently Enacted State Statutes      | 0          | 8              | 0               |
| Number of Sections Adopted on the Agency's own Initiative                               | 0          | 1              | 0               |
| Number of Sections Adopted using Negotiated Rule Making                                 | 0          | 0              | 0               |
| Number of Sections Adopted using Other Alternative Rule Making                          | 0          | 0              | 0               |
| Number of Sections Adopted using Pilot Rule Making                                      | 0          | 0              | 0               |
| <b>HEALTH, DEPARTMENT OF</b>  |            |                |                 |
| <b>Type of Activity</b>   | <b>New</b> | <b>Amended</b> | <b>Repealed</b> |
| Number of Permanent Rules Adopted   | 19         | 27             | 9               |
| Number of Rules Proposed for Permanent Adoption   | 5          | 57             | 1               |
| Number of Sections Adopted at Request of a Nongovernmental Entity                       | 0          | 0              | 0               |
| Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures | 3          | 8              | 3               |
| Number of Sections Adopted in Order to Comply with Federal Rules or Standards           | 0          | 0              | 0               |
| Number of Sections Adopted in Order to Comply with Federal Statute                      | 1          | 4              | 0               |
| Number of Sections Adopted in Order to Comply with Recently Enacted State Statutes      | 14         | 4              | 2               |
| Number of Sections Adopted on the Agency's own Initiative                               | 3          | 11             | 4               |
| Number of Sections Adopted using Negotiated Rule Making                                 | 0          | 0              | 0               |
| Number of Sections Adopted using Other Alternative Rule Making                          | 12         | 28             | 7               |
| Number of Sections Adopted using Pilot Rule Making                                      | 0          | 0              | 0               |
| <b>HIGHLINE COMMUNITY COLLEGE</b>   |            |                |                 |
| <b>Type of Activity</b>   | <b>New</b> | <b>Amended</b> | <b>Repealed</b> |
| Number of Rules Proposed for Permanent Adoption   | 1          | 29             | 1               |
| <b>HORSE RACING COMMISSION</b>  |            |                |                 |
| <b>Type of Activity</b>   | <b>New</b> | <b>Amended</b> | <b>Repealed</b> |
| Number of Permanent Rules Adopted   | 0          | 1              | 0               |
| Number of Rules Proposed for Permanent Adoption   | 0          | 4              | 0               |
| Number of Rules Withdrawn   | 1          | 1              | 0               |
| Number of Sections Adopted at Request of a Nongovernmental Entity                       | 0          | 0              | 0               |

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| <b>Type of Activity</b>   | <b>New</b> | <b>Amended</b> | <b>Repealed</b> |
|---|------------|----------------|-----------------|
| Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures | 0          | 0              | 0               |
| Number of Sections Adopted in Order to Comply with Federal Rules or Standards           | 0          | 0              | 0               |
| Number of Sections Adopted in Order to Comply with Federal Statute                      | 0          | 0              | 0               |
| Number of Sections Adopted in Order to Comply with Recently Enacted State Statutes      | 0          | 0              | 0               |
| Number of Sections Adopted on the Agency's own Initiative                               | 0          | 1              | 0               |
| Number of Sections Adopted using Negotiated Rule Making                                 | 0          | 1              | 0               |
| Number of Sections Adopted using Other Alternative Rule Making                          | 0          | 0              | 0               |
| Number of Sections Adopted using Pilot Rule Making                                      | 0          | 0              | 0               |
| <b>INDUSTRIAL INSURANCE APPEALS, BOARD OF</b>   |            |                |                 |
| <b>Type of Activity</b>   | <b>New</b> | <b>Amended</b> | <b>Repealed</b> |
| Number of Rules Proposed for Permanent Adoption   | 1          | 5              | 0               |
| <b>INSURANCE COMMISSIONER, OFFICE OF</b>  |            |                |                 |
| <b>Type of Activity</b>   | <b>New</b> | <b>Amended</b> | <b>Repealed</b> |
| Number of Permanent Rules Adopted   | 2          | 1              | 0               |
| Number of Rules Proposed for Permanent Adoption   | 0          | 3              | 0               |
| Number of Sections Adopted at Request of a Nongovernmental Entity                       | 0          | 0              | 0               |
| Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures | 0          | 0              | 0               |
| Number of Sections Adopted in Order to Comply with Federal Rules or Standards           | 0          | 0              | 0               |
| Number of Sections Adopted in Order to Comply with Federal Statute                      | 0          | 0              | 0               |
| Number of Sections Adopted in Order to Comply with Recently Enacted State Statutes      | 2          | 0              | 0               |
| Number of Sections Adopted on the Agency's own Initiative                               | 0          | 1              | 0               |
| Number of Sections Adopted using Negotiated Rule Making                                 | 0          | 0              | 0               |
| Number of Sections Adopted using Other Alternative Rule Making                          | 2          | 1              | 0               |
| Number of Sections Adopted using Pilot Rule Making                                      | 0          | 0              | 0               |
| <b>LABOR AND INDUSTRIES, DEPARTMENT OF</b>  |            |                |                 |
| <b>Type of Activity</b>   | <b>New</b> | <b>Amended</b> | <b>Repealed</b> |
| Number of Permanent Rules Adopted   | 54         | 93             | 38              |
| Number of Rules Adopted as Emergency Rules  | 0          | 5              | 1               |
| Number of Rules Proposed for Permanent Adoption   | 56         | 134            | 41              |
| Number of Sections Adopted at Request of a Nongovernmental Entity                       | 0          | 1              | 0               |
| Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures | 51         | 59             | 36              |
| Number of Sections Adopted in Order to Comply with Federal Rules or Standards           | 9          | 0              | 0               |
| Number of Sections Adopted in Order to Comply with Federal Statute                      | 0          | 0              | 0               |
| Number of Sections Adopted in Order to Comply with Recently Enacted State Statutes      | 0          | 4              | 1               |
| Number of Sections Adopted on the Agency's own Initiative                               | 54         | 94             | 38              |
| Number of Sections Adopted using Negotiated Rule Making                                 | 0          | 0              | 0               |
| Number of Sections Adopted using Other Alternative Rule Making                          | 54         | 95             | 38              |
| Number of Sections Adopted using Pilot Rule Making                                      | 0          | 0              | 0               |
| <b>LICENSING, DEPARTMENT OF</b>   |            |                |                 |
| <b>Type of Activity</b>   | <b>New</b> | <b>Amended</b> | <b>Repealed</b> |
| Number of Permanent Rules Adopted   | 4          | 24             | 1               |
| Number of Rules Proposed for Permanent Adoption   | 4          | 6              | 0               |
| Number of Rules Withdrawn   | 0          | 3              | 0               |
| Number of Sections Adopted at Request of a Nongovernmental Entity                       | 0          | 4              | 1               |
| Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures | 0          | 14             | 0               |
| Number of Sections Adopted in Order to Comply with Federal Rules or Standards           | 1          | 1              | 0               |
| Number of Sections Adopted in Order to Comply with Federal Statute                      | 0          | 0              | 0               |

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| <b>Type of Activity</b>   | <b>New</b> | <b>Amended</b> | <b>Repealed</b> |
|---|------------|----------------|-----------------|
| Number of Sections Adopted in Order to Comply with Recently Enacted State Statutes      | 4          | 7              | 1               |
| Number of Sections Adopted on the Agency's own Initiative                               | 4          | 15             | 0               |
| Number of Sections Adopted using Negotiated Rule Making                                 | 0          | 1              | 0               |
| Number of Sections Adopted using Other Alternative Rule Making                          | 0          | 15             | 1               |
| Number of Sections Adopted using Pilot Rule Making                                      | 0          | 0              | 0               |
| <b>LIQUOR CONTROL BOARD</b>   |            |                |                 |
| <b>Type of Activity</b>   | <b>New</b> | <b>Amended</b> | <b>Repealed</b> |
| Number of Rules Proposed for Permanent Adoption   | 0          | 1              | 0               |
| <b>LOWER COLUMBIA COLLEGE</b>   |            |                |                 |
| <b>Type of Activity</b>   | <b>New</b> | <b>Amended</b> | <b>Repealed</b> |
| Number of Rules Proposed for Permanent Adoption   | 42         | 0              | 0               |
| <b>NATURAL RESOURCES, DEPARTMENT OF</b>   |            |                |                 |
| <b>Type of Activity</b>   | <b>New</b> | <b>Amended</b> | <b>Repealed</b> |
| Number of Rules Proposed for Permanent Adoption   | 2          | 0              | 0               |
| <b>PARKS AND RECREATION COMMISSION</b>  |            |                |                 |
| <b>Type of Activity</b>   | <b>New</b> | <b>Amended</b> | <b>Repealed</b> |
| Number of Permanent Rules Adopted   | 7          | 0              | 0               |
| Number of Rules Proposed for Permanent Adoption   | 9          | 4              | 0               |
| Number of Sections Adopted at Request of a Nongovernmental Entity                       | 0          | 0              | 0               |
| Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures | 0          | 0              | 0               |
| Number of Sections Adopted in Order to Comply with Federal Rules or Standards           | 0          | 0              | 0               |
| Number of Sections Adopted in Order to Comply with Federal Statute                      | 0          | 0              | 0               |
| Number of Sections Adopted in Order to Comply with Recently Enacted State Statutes      | 7          | 0              | 0               |
| Number of Sections Adopted on the Agency's own Initiative                               | 7          | 0              | 0               |
| Number of Sections Adopted using Negotiated Rule Making                                 | 0          | 0              | 0               |
| Number of Sections Adopted using Other Alternative Rule Making                          | 7          | 0              | 0               |
| Number of Sections Adopted using Pilot Rule Making                                      | 0          | 0              | 0               |
| <b>PERSONNEL, DEPARTMENT OF</b>   |            |                |                 |
| <b>Type of Activity</b>   | <b>New</b> | <b>Amended</b> | <b>Repealed</b> |
| Number of Permanent Rules Adopted   | 7          | 4              | 0               |
| Number of Rules Proposed for Permanent Adoption   | 7          | 4              | 0               |
| Number of Sections Adopted at Request of a Nongovernmental Entity                       | 0          | 0              | 0               |
| Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures | 0          | 0              | 0               |
| Number of Sections Adopted in Order to Comply with Federal Rules or Standards           | 0          | 0              | 0               |
| Number of Sections Adopted in Order to Comply with Federal Statute                      | 0          | 0              | 0               |
| Number of Sections Adopted in Order to Comply with Recently Enacted State Statutes      | 7          | 4              | 0               |
| Number of Sections Adopted on the Agency's own Initiative                               | 0          | 0              | 0               |
| Number of Sections Adopted using Negotiated Rule Making                                 | 0          | 0              | 0               |
| Number of Sections Adopted using Other Alternative Rule Making                          | 7          | 4              | 0               |
| Number of Sections Adopted using Pilot Rule Making                                      | 0          | 0              | 0               |
| <b>PUBLIC DISCLOSURE COMMISSION</b>   |            |                |                 |
| <b>Type of Activity</b>   | <b>New</b> | <b>Amended</b> | <b>Repealed</b> |
| Number of Rules Proposed for Permanent Adoption   | 2          | 13             | 0               |
| <b>PUBLIC EMPLOYMENT RELATIONS COMMISSION</b>   |            |                |                 |
| <b>Type of Activity</b>   | <b>New</b> | <b>Amended</b> | <b>Repealed</b> |
| Number of Rules Proposed for Permanent Adoption   | 7          | 22             | 0               |

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| <b>Type of Activity</b>   | <b>New</b> | <b>Amended</b> | <b>Repealed</b> |
|---|------------|----------------|-----------------|
| <b>PUBLIC INSTRUCTION, SUPERINTENDENT OF</b>  |            |                |                 |
| <b>Type of Activity</b>   | <b>New</b> | <b>Amended</b> | <b>Repealed</b> |
| Number of Permanent Rules Adopted   | 0          | 18             | 0               |
| Number of Rules Adopted as Emergency Rules  | 0          | 1              | 0               |
| Number of Rules Proposed for Permanent Adoption   | 2          | 36             | 0               |
| Number of Rules Withdrawn   | 0          | 10             | 0               |
| Number of Sections Adopted at Request of a Nongovernmental Entity                       | 0          | 0              | 0               |
| Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures | 0          | 13             | 0               |
| Number of Sections Adopted in Order to Comply with Federal Rules or Standards           | 0          | 0              | 0               |
| Number of Sections Adopted in Order to Comply with Federal Statute                      | 0          | 0              | 0               |
| Number of Sections Adopted in Order to Comply with Recently Enacted State Statutes      | 0          | 1              | 0               |
| Number of Sections Adopted on the Agency's own Initiative                               | 0          | 6              | 0               |
| Number of Sections Adopted using Negotiated Rule Making                                 | 0          | 2              | 0               |
| Number of Sections Adopted using Other Alternative Rule Making                          | 0          | 4              | 0               |
| Number of Sections Adopted using Pilot Rule Making                                      | 0          | 0              | 0               |
| <b>RETIREMENT SYSTEMS, DEPARTMENT OF</b>  |            |                |                 |
| <b>Type of Activity</b>   | <b>New</b> | <b>Amended</b> | <b>Repealed</b> |
| Number of Permanent Rules Adopted   | 0          | 1              | 0               |
| Number of Rules Proposed for Permanent Adoption   | 45         | 11             | 0               |
| Number of Sections Adopted at Request of a Nongovernmental Entity                       | 0          | 0              | 0               |
| Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures | 0          | 1              | 0               |
| Number of Sections Adopted in Order to Comply with Federal Rules or Standards           | 0          | 0              | 0               |
| Number of Sections Adopted in Order to Comply with Federal Statute                      | 0          | 1              | 0               |
| Number of Sections Adopted in Order to Comply with Recently Enacted State Statutes      | 0          | 0              | 0               |
| Number of Sections Adopted on the Agency's own Initiative                               | 0          | 0              | 0               |
| Number of Sections Adopted using Negotiated Rule Making                                 | 0          | 0              | 0               |
| Number of Sections Adopted using Other Alternative Rule Making                          | 0          | 1              | 0               |
| Number of Sections Adopted using Pilot Rule Making                                      | 0          | 0              | 0               |
| <b>REVENUE, DEPARTMENT OF</b>   |            |                |                 |
| <b>Type of Activity</b>   | <b>New</b> | <b>Amended</b> | <b>Repealed</b> |
| Number of Permanent Rules Adopted   | 0          | 6              | 0               |
| Number of Rules Adopted as Emergency Rules  | 0          | 2              | 0               |
| Number of Rules Proposed for Permanent Adoption   | 1          | 4              | 0               |
| Number of Sections Adopted at Request of a Nongovernmental Entity                       | 0          | 0              | 0               |
| Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures | 0          | 1              | 0               |
| Number of Sections Adopted in Order to Comply with Federal Rules or Standards           | 0          | 0              | 0               |
| Number of Sections Adopted in Order to Comply with Federal Statute                      | 0          | 0              | 0               |
| Number of Sections Adopted in Order to Comply with Recently Enacted State Statutes      | 0          | 3              | 0               |
| Number of Sections Adopted on the Agency's own Initiative                               | 0          | 8              | 0               |
| Number of Sections Adopted using Negotiated Rule Making                                 | 0          | 0              | 0               |
| Number of Sections Adopted using Other Alternative Rule Making                          | 0          | 8              | 0               |
| Number of Sections Adopted using Pilot Rule Making                                      | 0          | 0              | 0               |
| <b>SECRETARY OF STATE</b>   |            |                |                 |
| <b>Type of Activity</b>   | <b>New</b> | <b>Amended</b> | <b>Repealed</b> |
| Number of Permanent Rules Adopted   | 10         | 58             | 14              |
| Number of Rules Adopted as Emergency Rules  | 0          | 3              | 0               |
| Number of Rules Proposed for Permanent Adoption   | 3          | 34             | 9               |



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| <b>Type of Activity</b>   | <b>New</b> | <b>Amended</b> | <b>Repealed</b> |
|---|------------|----------------|-----------------|
| Number of Sections Adopted at Request of a Nongovernmental Entity                       | 0          | 2              | 0               |
| Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures | 9          | 68             | 16              |
| Number of Sections Adopted in Order to Comply with Federal Rules or Standards           | 0          | 0              | 0               |
| Number of Sections Adopted in Order to Comply with Federal Statute                      | 0          | 2              | 0               |
| Number of Sections Adopted in Order to Comply with Recently Enacted State Statutes      | 1          | 15             | 2               |
| Number of Sections Adopted on the Agency's own Initiative                               | 9          | 56             | 12              |
| Number of Sections Adopted using Negotiated Rule Making                                 | 9          | 68             | 14              |
| Number of Sections Adopted using Other Alternative Rule Making                          | 0          | 0              | 0               |
| Number of Sections Adopted using Pilot Rule Making                                      | 0          | 0              | 0               |
| <b>SOCIAL AND HEALTH SERVICES, DEPARTMENT OF</b>  |            |                |                 |
| <b>Type of Activity</b>   | <b>New</b> | <b>Amended</b> | <b>Repealed</b> |
| Number of Permanent Rules Adopted   | 243        | 95             | 144             |
| Number of Rules Adopted as Emergency Rules  | 127        | 145            | 19              |
| Number of Rules Proposed for Permanent Adoption   | 20         | 52             | 42              |
| Number of Rules Withdrawn   | 2          | 16             | 0               |
| Number of Sections Adopted at Request of a Nongovernmental Entity                       | 0          | 0              | 0               |
| Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures | 327        | 45             | 16              |
| Number of Sections Adopted in Order to Comply with Federal Rules or Standards           | 14         | 132            | 32              |
| Number of Sections Adopted in Order to Comply with Federal Statute                      | 0          | 9              | 0               |
| Number of Sections Adopted in Order to Comply with Recently Enacted State Statutes      | 120        | 56             | 0               |
| Number of Sections Adopted on the Agency's own Initiative                               | 0          | 0              | 0               |
| Number of Sections Adopted using Negotiated Rule Making                                 | 0          | 0              | 0               |
| Number of Sections Adopted using Other Alternative Rule Making                          | 370        | 240            | 48              |
| Number of Sections Adopted using Pilot Rule Making                                      | 0          | 0              | 0               |
| <b>TOXICOLOGIST, STATE</b>  |            |                |                 |
| <b>Type of Activity</b>   | <b>New</b> | <b>Amended</b> | <b>Repealed</b> |
| Number of Rules Proposed for Permanent Adoption   | 0          | 6              | 0               |
| <b>TRANSPORTATION, DEPARTMENT OF</b>  |            |                |                 |
| <b>Type of Activity</b>   | <b>New</b> | <b>Amended</b> | <b>Repealed</b> |
| Number of Permanent Rules Adopted   | 0          | 1              | 0               |
| Number of Rules Adopted as Emergency Rules  | 0          | 1              | 0               |
| Number of Sections Adopted at Request of a Nongovernmental Entity                       | 0          | 1              | 0               |
| Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures | 0          | 2              | 0               |
| Number of Sections Adopted in Order to Comply with Federal Rules or Standards           | 0          | 1              | 0               |
| Number of Sections Adopted in Order to Comply with Federal Statute                      | 0          | 0              | 0               |
| Number of Sections Adopted in Order to Comply with Recently Enacted State Statutes      | 0          | 0              | 0               |
| Number of Sections Adopted on the Agency's own Initiative                               | 0          | 1              | 0               |
| Number of Sections Adopted using Negotiated Rule Making                                 | 0          | 0              | 0               |
| Number of Sections Adopted using Other Alternative Rule Making                          | 0          | 2              | 0               |
| Number of Sections Adopted using Pilot Rule Making                                      | 0          | 0              | 0               |
| <b>UNIVERSITY OF WASHINGTON</b>   |            |                |                 |
| <b>Type of Activity</b>   | <b>New</b> | <b>Amended</b> | <b>Repealed</b> |
| Number of Permanent Rules Adopted   | 1          | 11             | 0               |
| Number of Rules Adopted as Emergency Rules  | 0          | 1              | 0               |
| Number of Rules Proposed for Permanent Adoption   | 1          | 12             | 0               |
| Number of Sections Adopted at Request of a Nongovernmental Entity                       | 0          | 0              | 0               |
| Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures | 1          | 11             | 0               |

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| <b>Type of Activity</b>   | <b>New</b> | <b>Amended</b> | <b>Repealed</b> |
|---|------------|----------------|-----------------|
| Number of Sections Adopted in Order to Comply with Federal Rules or Standards           | 0          | 0              | 0               |
| Number of Sections Adopted in Order to Comply with Federal Statute                      | 0          | 0              | 0               |
| Number of Sections Adopted in Order to Comply with Recently Enacted State Statutes      | 0          | 1              | 0               |
| Number of Sections Adopted on the Agency's own Initiative                               | 1          | 11             | 0               |
| Number of Sections Adopted using Negotiated Rule Making                                 | 0          | 0              | 0               |
| Number of Sections Adopted using Other Alternative Rule Making                          | 0          | 0              | 0               |
| Number of Sections Adopted using Pilot Rule Making                                      | 0          | 0              | 0               |
| <b>UTILITIES AND TRANSPORTATION COMMISSION</b>  |            |                |                 |
| <b>Type of Activity</b>   | <b>New</b> | <b>Amended</b> | <b>Repealed</b> |
| Number of Permanent Rules Adopted   | 21         | 9              | 0               |
| Number of Rules Proposed for Permanent Adoption   | 7          | 46             | 49              |
| Number of Sections Adopted at Request of a Nongovernmental Entity                       | 0          | 0              | 0               |
| Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures | 0          | 0              | 0               |
| Number of Sections Adopted in Order to Comply with Federal Rules or Standards           | 10         | 9              | 0               |
| Number of Sections Adopted in Order to Comply with Federal Statute                      | 0          | 0              | 0               |
| Number of Sections Adopted in Order to Comply with Recently Enacted State Statutes      | 10         | 9              | 0               |
| Number of Sections Adopted on the Agency's own Initiative                               | 10         | 9              | 0               |
| Number of Sections Adopted using Negotiated Rule Making                                 | 0          | 0              | 0               |
| Number of Sections Adopted using Other Alternative Rule Making                          | 0          | 0              | 0               |
| Number of Sections Adopted using Pilot Rule Making                                      | 0          | 0              | 0               |
| <b>WASHINGTON STATE UNIVERSITY</b>  |            |                |                 |
| <b>Type of Activity</b>   | <b>New</b> | <b>Amended</b> | <b>Repealed</b> |
| Number of Rules Proposed for Permanent Adoption   | 0          | 1              | 0               |
| <b>WESTERN WASHINGTON UNIVERSITY</b>  |            |                |                 |
| <b>Type of Activity</b>   | <b>New</b> | <b>Amended</b> | <b>Repealed</b> |
| Number of Rules Proposed for Permanent Adoption   | 12         | 0              | 8               |
| <b>WHATCOM COMMUNITY COLLEGE</b>  |            |                |                 |
| <b>Type of Activity</b>   | <b>New</b> | <b>Amended</b> | <b>Repealed</b> |
| Number of Permanent Rules Adopted   | 0          | 6              | 0               |
| Number of Sections Adopted at Request of a Nongovernmental Entity                       | 0          | 0              | 0               |
| Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures | 0          | 4              | 0               |
| Number of Sections Adopted in Order to Comply with Federal Rules or Standards           | 0          | 2              | 0               |
| Number of Sections Adopted in Order to Comply with Federal Statute                      | 0          | 0              | 0               |
| Number of Sections Adopted in Order to Comply with Recently Enacted State Statutes      | 0          | 1              | 0               |
| Number of Sections Adopted on the Agency's own Initiative                               | 0          | 0              | 0               |
| Number of Sections Adopted using Negotiated Rule Making                                 | 0          | 0              | 0               |
| Number of Sections Adopted using Other Alternative Rule Making                          | 0          | 0              | 0               |
| Number of Sections Adopted using Pilot Rule Making                                      | 0          | 0              | 0               |
| <b>WORKFORCE TRAINING AND EDUCATION COORDINATING BOARD</b>                              |            |                |                 |
| <b>Type of Activity</b>   | <b>New</b> | <b>Amended</b> | <b>Repealed</b> |
| Number of Rules Proposed for Permanent Adoption   | 1          | 9              | 0               |
| <b>TOTALS FOR THE QUARTER:</b>  |            |                |                 |
| Number of Permanent Rules Adopted   | 623        | 618            | 771             |
| Number of Rules Adopted as Emergency Rules  | 275        | 168            | 90              |
| Number of Rules Proposed for Permanent Adoption   | 403        | 588            | 629             |
| Number of Rules Withdrawn   | 53         | 34             | 2               |

| Type of Activity  | New | Amended | Repealed |
|---|-----|---------|----------|
| Number of Sections Adopted at Request of a Nongovernmental Entity                       | 3   | 27      | 1        |
| Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures | 607 | 410     | 109      |
| Number of Sections Adopted in Order to Comply with Federal Rules or Standards           | 56  | 151     | 32       |
| Number of Sections Adopted in Order to Comply with Federal Statute                      | 29  | 19      | 0        |
| Number of Sections Adopted in Order to Comply with Recently Enacted State Statutes      | 351 | 142     | 8        |
| Number of Sections Adopted on the Agency's own Initiative                               | 311 | 378     | 154      |
| Number of Sections Adopted using Negotiated Rule Making                                 | 39  | 133     | 26       |
| Number of Sections Adopted using Other Alternative Rule Making                          | 750 | 456     | 107      |
| Number of Sections Adopted using Pilot Rule Making                                      | 0   | 0       | 0        |

**WSR 08-02-001**  
**INTERPRETIVE OR POLICY STATEMENT**  
**DEPARTMENT OF**  
**SOCIAL AND HEALTH SERVICES**  
 [Filed December 19, 2007, 1:37 p.m.]

**Notice of Interpretive or Policy Statements**  
 December 18, 2007

In accordance with RCW 34.05.230(12), following is a list of policy and interpretive statements issued by the department of social and health services.

**Economic Services Administration**  
**Division of Child Support**

Document Title: PCM 07-010 2008 Changes to the Need Standard and Minimum Wage.

Subject: 2008 changes to the need standard and minimum wage.

Effective Date: December 5, 2007.

Document Description: This policy clarification memo (PCM) notice explains to division of child support staff the changes to the need standard and minimum wage effective January 1, 2008.

To receive a copy of the interpretive or policy statements, contact Jeff Kildahl, Technical Writer, Division of Child Support, P.O. Box 11520, Tacoma, WA 98411-5520, phone (360) 664-5278, TDD/TTY (360) 753-9122, fax (360) 586-3274, e-mail [jkildahl@dshs.wa.gov](mailto:jkildahl@dshs.wa.gov), web site <http://www1.dshs.wa.gov/dcs/>.

**WSR 08-02-002**  
**NOTICE OF PUBLIC MEETINGS**  
**HEALTH CARE AUTHORITY**  
 (Pharmacy and Therapeutics Committee)  
 [Filed December 19, 2007, 2:14 p.m.]

2008 Meeting Schedule

All meetings are held on Wednesdays and begin at 9:00 a.m.

|    |   |
|----|---|
| 1. | <b>February 20, 2008</b><br>9:00 a.m. - 4:00 p.m.<br>Location: DoubleTree Inn |
| 2. | <b>June 18, 2008</b><br>9:00 a.m. - 4:00 p.m.<br>Location: TBA                |
| 3. | <b>August 20, 2008</b><br>9:00 a.m. - 4:00 p.m.<br>Location: TBA              |
| 4. | <b>October 15, 2008</b><br>9:00 a.m. - 4:00 p.m.<br>Location: TBA             |

If you a person with a disability and need a special accommodation, please contact Regina Chacon, (206) 521-2027.

**WSR 08-02-003**  
**POLICY STATEMENT**  
**MARINE EMPLOYEES' COMMISSION**  
 [Filed December 19, 2007, 2:43 p.m.]

Following are notice of adoption of policy statements for two new policies adopted December 14, 2007.

Title: Using Exchange Time.

Issuing Entity: Marine employees' commission.

Description: Establishing how exchange time is accumulated and how it may be used.

Contact: Kathy Marshall, Administrator, Marine Employees' Commission, Evergreen Plaza Building, Suite 104, P.O. Box 40902, Olympia, WA 98504-0902, phone (360) 586-6354.

Effective Date: December 14, 2007.

Title: Commissioners' Salary Compensation.

Issuing Entity: Marine employees' commission.

Description: Outlines the process for salary compensation for commissioners of the marine employees' commission.

Contact: Kathy Marshall, Administrator, Marine Employees' Commission, Evergreen Plaza Building, Suite

104, P.O. Box 40902, Olympia, WA 98504-0902, phone (360) 586-6354.

Effective Date: December 14, 2007.

Kathy J. Marshall  
Administrator

Effective Date: December 14, 2007.

Kathy J. Marshall  
Administrator

**WSR 08-02-004**

**POLICY STATEMENT**

**MARINE EMPLOYEES' COMMISSION**

[Filed December 19, 2007, 2:43 p.m.]

Following are notice of adoption of policy statements for four recently revised adopted policies. They were adopted December 14, 2007.

Title: Traveling.

Issuing Entity: Marine employees' commission.

Description: In compliance with SAAM Chapter 10 policy adopted to clarify authorized travel activities by commissioners and staff.

Contact: Kathy Marshall, Administrator, Marine Employees' Commission, Evergreen Plaza Building, Suite 104, P.O. Box 40902, Olympia, WA 98504-0902, phone (360) 586-6354.

Effective Date: December 14, 2007.

Title: Protecting Essential Records.

Issuing Entity: Marine employees' commission.

Description: In compliance with chapter 40.10 RCW, Governor's Directive 7-06 policy adopted to outline agency activities to protect records during an emergency.

Contact: Kathy Marshall, Administrator, Marine Employees' Commission, Evergreen Plaza Building, Suite 104, P.O. Box 40902, Olympia, WA 98504-0902, phone (360) 586-6354.

Effective Date: December 14, 2007.

Title: Corporate Cards.

Issuing Entity: Marine employees' commission.

Description: In compliance with SAAM Chapter 10 policy adopted to outline the VISA corporate card program and procedures.

Contact: Kathy Marshall, Administrator, Marine Employees' Commission, Evergreen Plaza Building, Suite 104, P.O. Box 40902, Olympia, WA 98504-0902, phone (360) 586-6354.

Effective Date: December 14, 2007.

Title: Preventing Sexual Harassment.

Issuing Entity: Marine employees' commission.

Description: In compliance with chapter 49.60 RCW, Executive Order 89-01 policy adopted to provide a working definition of sexual harassment and to establish policy regarding sexual harassment awareness and prevention.

Contact: Kathy Marshall, Administrator, Marine Employees' Commission, Evergreen Plaza Building, Suite 104, P.O. Box 40902, Olympia, WA 98504-0902, phone (360) 586-6354.

**WSR 08-02-008**

**DEPARTMENT OF AGRICULTURE**

[Filed December 20, 2007, 2:41 p.m.]

Report on rule-making activity, WAC 1-21-180

The Washington state department of agriculture received six petitions for rule making in 2007. Two of these petitions were denied, and four initiated rule-making activities.

Teresa Norman  
Administrative Regulations

**WSR 08-02-009**

**NOTICE OF PUBLIC MEETINGS**

**WASHINGTON SCHOOL FOR THE DEAF**

[Filed December 20, 2007, 2:46 p.m.]

Following is updated information regarding a special meeting to be held by the Washington School for the Deaf board of trustees. No decisions will be made at this special meeting.

**Special Meeting (via video conference):** January 9, 2007 [2008] (6:30 - 8:30 p.m.) - video conference sites (see below). Board members may attend at the site in their region.

**ASK WSD MEETING - VIDEOLINK LOCATIONS**

**BELLEVUE**

Bellevue Community College  
Directions and Parking Permit

**BURIEN**

Highline School District Office  
15675 Ambaum Boulevard S.W.  
Burien, WA

**EDMONDS**

Edmonds Cyberschool  
23200 100th Avenue West  
Edmonds, WA 98020  
At old Edmonds Woodway site

**ELLENSBURG**

Central Washington University  
400 East University Way  
Black Hall, Room 138  
Ellensburg, WA

SEATTLE  
Children's Hospital  
1100 Fairview Avenue North  
#D2-373  
Seattle, WA

SPANAWAY  
Bethel District Office  
516 East 176 Street  
Spanaway, WA

SPOKANE  
Spokane Falls Community College  
3410 West Fort George Wright Drive  
Spokane, WA

VANCOUVER  
ESD 112  
2500 N.E. 65th Avenue  
Vancouver, WA

WENATCHEE  
ESD 171  
3rd Floor Training Room  
430 Olds Station Road  
Wenatchee, WA

YAKIMA  
Educational Service District 105  
33 South 2nd Avenue  
Yakima, WA

For more information please contact Heather Abraham at (360) 696-6525, ext. 4292 V/TTY or heather.abraham@wsd.wa.gov.

**WSR 08-02-010**  
**RULES COORDINATOR**  
**COMMISSION ON**  
**HISPANIC AFFAIRS**

[Filed December 20, 2007, 2:47 p.m.]

Alicia Luna has been designated as the rules coordinator for the commission on hispanic affairs.

Please call Uriel Iniguez at (360) 725-5661 or e-mail at uiniguez@cha.wa.gov if you have any questions/concerns.

Uriel Iniguez  
Executive Director

**WSR 08-02-011**  
**NOTICE OF PUBLIC MEETINGS**  
**DEPARTMENT OF**  
**RETIREMENT SYSTEMS**  
(Employee Retirement Benefits Board)  
[Filed December 20, 2007, 2:47 p.m.]

The following information is provided in compliance with the requirement for the employee retirement benefits board (ERBB) to submit a schedule of regular meeting dates and locations for 2008.

Meetings will be held at 9:30 a.m. in the boardroom at the Washington State Investment Board, 2100 Evergreen Park Drive S.W., in Olympia.

The meeting dates are:

- February 19, 2008
- May 27, 2008
- September 23, 2008
- December 9, 2008

If you have any questions or need additional information, please contact Wilma Eby at 664-7311.

**WSR 08-02-012**  
**NOTICE OF PUBLIC MEETINGS**  
**DEPARTMENT OF**  
**NATURAL RESOURCES**  
(Forest Fire Prevention and Protection Work Group)  
[Filed December 20, 2007, 4:23 p.m.]

The forest fire prevention and protection work group will be meeting from 9:00 a.m. to 4:00 p.m., on the following dates at the listed locations:

- |                   |   |
|-------------------|---|
| January 31, 2008  | Washington Realtors Office<br>504 14th Avenue S.E.<br>Downstairs Conference Room<br>Olympia, WA |
| February 29, 2008 | WA State Light Industrial Park<br>801 88th Avenue S.E.<br>Conference Rooms A&B<br>Tumwater, WA  |
| March 26, 2008    | Centennial Community Center<br>719 East 3rd<br>Fireside Room<br>Cle Elum, WA                    |
| April 30, 2008    | WA State Light Industrial Park<br>801 88th Avenue S.E.<br>Conference Rooms A&B<br>Tumwater, WA  |

The following topics will be discussed: The various studies/reports done by or about the department of natural resources' fire program in the past ten years; and possible policy recommendations regarding the department of natural resources' fire program to present to the legislature in August 2008.

**WSR 08-02-017**  
**NOTICE OF PUBLIC MEETINGS**  
**HIGHER EDUCATION**  
**COORDINATING BOARD**  
 [Filed December 21, 2007, 10:51 a.m.]

In accordance with RCW 28B.80.420, 42.30.075, and WAC 250-10-070, the higher education coordinating board approved the following board meeting calendar for 2008 at its regular meeting held on December 13, 2007. Public notice is given before each meeting, including any changes in date, time, and venue.

If anyone wishes to request disability accommodations, notice should be given to the higher education coordinating board, at least ten days in advance of the meeting in question. Notice may be given by phone at (360) 753-7800 or fax (360) 753-7808.

**2008 MEETING CALENDAR**

| DATE                    | MEETING                        | LOCATION                       |
|-------------------------|--------------------------------|--------------------------------|
| January 24, 2:00 - 5:00 | Board/Advisory Council Meeting | Long House, TESC               |
| January 25, 9:00 - 3:00 | Regular Board Meeting          | Red Lion, Olympia              |
| March 18, 2:00 - 5:00   | Board/Advisory Council Meeting | State Investment Board Olympia |
| March 19, 9:00 - 3:00   | Regular Board Meeting          |                                |
| May 21, 2:00 - 5:00     | Work/Study Session             | Spokane Riverpoint Campus      |
| May 22, 9:00 - 3:00     | Regular Board Meeting          |                                |
| June 25, 2:00 - 5:00    | Work/Study Session             | Western Washington University  |
| June 26, 9:00 - 3:00    | Regular Board Meeting          |                                |

| DATE                      | MEETING                        | LOCATION                 |
|---------------------------|--------------------------------|--------------------------|
| <b>July 24 - 25</b>       | <b>Board Retreat</b>           | <b>Seattle tbd</b>       |
| September 17, 2:00 - 5:00 | Work/Study Session             | SeaTac tbd               |
| September 18, 9:00 - 3:00 | Regular Board Meeting          |                          |
| October 28, 2:00 - 5:00   | Board/Advisory Council Meeting | University of Washington |
| October 29, 9:00 - 3:00   | Regular Board Meeting          |                          |
| November 20, 2:00 - 5:00  | Work/Study Session             | SeaTac tbd               |
| November 21, 9:00 - 3:00  | Regular Board Meeting          |                          |
| December 17, 2:00 - 5:00  | Board/Advisory Council Meeting | UW Tacoma                |
| December 18, 9:00 - 3:00  | Regular Board Meeting          |                          |

**WSR 08-02-018**  
**AGENDA**  
**UTILITIES AND TRANSPORTATION**  
**COMMISSION**

[Filed December 21, 2007, 9:49 a.m.]

The Washington utilities and transportation commission submits its semi-annual report rule development agenda for publication in the Washington state register pursuant to RCW 34.05.314.

Please direct any questions to Kippi Walker at (360) 664-1139 or [kwalker@utc.wa.gov](mailto:kwalker@utc.wa.gov).

**Semi-annual Rules Development Agenda**  
**(January 1, 2008 - June 30, 2008)**

Additional rule-making activity not on the agenda may be undertaken to meet conditions not now anticipated.

Dates that are in "bold" print, indicate that filing has occurred. All other dates are projected. The commission maintains a schedule of rule-making activity that is updated several times per month. See [www.utc.wa.gov](http://www.utc.wa.gov).

| WAC CHAPTER        | TITLE                              | AGENCY CONTACT               | PROPOSED TIMELINE |                 |                 | DESCRIPTION OF POSSIBLE CHANGES                           |
|--------------------|------------------------------------|------------------------------|-------------------|-----------------|-----------------|---|
|                    |                                    |                              | CR-101            | CR-102          | CR-103 HEARING  |   |
| Chapter 480-15 WAC | Household goods rules              | Vicki Elliott (360) 664-1110 | <b>4/18/07</b>    | <b>10/24/07</b> | <b>12/12/07</b> | Review of rules in chapter 480-15 WAC.                    |
| WAC 480-120-071    | Telecom line extension rule making | Bob Shirley (360) 664-1292   | <b>8/10/07</b>    | 4/23/08         | 6/26/08         | Consider standards for line extensions to unserved areas. |

| WAC CHAPTER  | TITLE   | AGENCY CONTACT                  | PROPOSED TIMELINE |                  |                  | DESCRIPTION OF POSSIBLE CHANGES   |
|--|---|---------------------------------|-------------------|------------------|------------------|---|
|  |   |                                 | CR-101            | CR-102           | CR-103 HEARING   |   |
| Chapter 480-07 WAC                                 | Procedural rules  | Ann Rendahl<br>(360) 664-1144   | 12/5/07           | 5/7/08           | 7/10/08          | Examine the need to revise and clarify rules to selected sections of chapter 480-07 WAC, Procedural rules.  |
| Chapter 480-93 WAC                                 | Pipeline safety statutory update                            | Sondra Walsh<br>(360) 664-1286  | 7/26/07           | 1/23/08          | 3/27/08          | Amend gas safety rules to reflect passage of SSB 5225.  |
| Chapter 480-75 WAC                                 | Pipeline safety statutory update                            | Sondra Walsh<br>(360) 664-1286  | 7/26/07           | 1/23/08          | 3/27/08          | Amend hazardous liquids rules to reflect passage of SSB 5225.   |
| Chapters 480-120, 480-121, 480-123, and 480-80 WAC | Telecom Tune-up rule making                                 | Sharyn Bate<br>(360) 664-1295   | 4/08              | To be determined | To be determined | Consider possible changes to rules in chapter 480-120 WAC, Telephone companies, and chapter 480-80 WAC, Utilities general—Tariff and contracts, relating to telecommunications.   |
| WAC 480-70-016(3)                                  | Solid Waste—Alternate daily cover—Definition of solid waste | Gene Eckhardt<br>(360) 664-1249 | To be determined  | To be determined | 12/08            | Consider changing rule to eliminate interpretation that soil used as cover in a landfill has value and is regulated as a commodity under chapter 80.80 RCW instead of regulated as solid waste under chapter 81.77 RCW. |
| Chapters 480-100 and 480-107 WAC                   | Greenhouse gas emissions standard rules                     | Dick Byers<br>(360) 664-1209    | 1/08              | To be determined | To be determined | Consider rules to govern the process for determining compliance with the greenhouse gas emissions standard established pursuant to SB 6001 (chapter 80.80 RCW).   |

Carole J. Washburn  
Executive Secretary

**WSR 08-02-023**

**NOTICE OF PUBLIC MEETINGS  
CITIZEN COMMISSION FOR PERFORMANCE  
MEASUREMENT OF TAX PREFERENCES**

[Filed December 21, 2007, 3:17 p.m.]

Following is the schedule of meetings the citizen commission for performance measurement of tax preferences plans to hold during 2008:

Regular Meetings:

| Date        | Location |
|-------------|----------|
| February 4  | Olympia  |
| April 18    | Olympia  |
| August 6    | SeaTac   |
| September 5 | Olympia  |
| October 31  | SeaTac   |

Meetings usually begin at 1:00 p.m. The exact location of each meeting has not been determined.

Distribution of agendas to all individuals and groups on the commission's mailing list also provides notice of these meetings. To be added to the mailing list, please contact Lisa Hennessy at (360) 786-5288, or visit the commission's web site at [www.citizen taxpref.wa.gov](http://www.citizen taxpref.wa.gov).

**WSR 08-02-026**

**INTERPRETIVE OR POLICY STATEMENT  
DEPARTMENT OF  
SOCIAL AND HEALTH SERVICES**

[Filed December 24, 2007, 8:33 a.m.]

**December 24, 2007**

**Notice of Interpretive or Policy Statement**

In accordance with RCW 34.05.230(12), following is a list of policy and interpretive statements issued by the department of social and health services.

**Economic Services Administration  
Division of Child Support (DCS)**

Document Title: CN-263: Bonus, Lottery, and Legal Settlement Withholding.

Subject: Bonus, lottery, and legal settlement withholding.

Effective Date: December 19, 2007.

Document Description: This canary notice (CN) explains how DCS will now collect bonuses, lottery winnings, and legal settlements.

To receive a copy of the interpretive or policy statements, contact Jeff Kildahl, Division of Child Support, P.O. Box 11520, Tacoma, WA 98411, phone (360) 664-5278, TDD/TTY (360) 753-9122, fax (360) 586-3274, e-mail

JKildahl@dshs.wa.gov, web site <http://www1.dshs.wa.gov/dcs/>.

**WSR 08-02-028**  
**NOTICE OF PUBLIC MEETINGS**  
**PUGET SOUND**  
**CLEAN AIR AGENCY**  
 [Filed December 24, 2007, 9:49 a.m.]

Following is the list of board of directors meeting dates for publication in the Washington state register is our agency's list of meeting dates for the year 2008. if you have any questions, please call Carol Pogers at (206) 689-4080.

| <u>MONTH</u> | <u>DATE</u>        |
|--------------|--------------------|
| January      | January 24, 2008   |
| February     | February 28, 2008  |
| March        | March 27, 2008     |
| April        | April 24, 2008     |
| May          | May 22, 2007       |
| June         | June 26, 2008      |
| July         | July 24, 2008      |
| August       | No Meeting         |
| September    | September 25, 2008 |
| October      | October 23, 2008   |
| November     | November 20, 2008  |
| December     | December 18, 2008  |

**WSR 08-02-029**  
**NOTICE OF PUBLIC MEETINGS**  
**UNIFORM LEGISLATION COMMISSION**  
 [Filed December 24, 2007, 9:49 a.m.]

Following are the 2008 meetings of the Washington uniform law commission for publication in the *Washington state register*. These meetings will take place via conference call at 10 a.m. on the second Wednesday in January, April, July, and October. The actual dates are:

- January 9
- April 9
- July 9
- October 8

**WSR 08-02-030**  
**NOTICE OF PUBLIC MEETINGS**  
**COLUMBIA RIVER**  
**GORGE COMMISSION**  
 [Filed December 24, 2007, 9:49 a.m.]

**Regular Meetings 2008\***  
**updated December 2007**

| Date        | Day     | Location   |
|-------------|---------|--|
| January 8   | Tuesday | Hood River, Oregon<br>County Administration                              |
| February 12 | Tuesday | Hood River, Oregon<br>Best Western HR Inn                                |
| March 11    | Tuesday | The Dalles, Oregon<br>Discovery Center                                   |
| April 8     | Tuesday | Stevenson, Washington<br>Rock Creek Center                               |
| May 13      | Tuesday | Hood River, Oregon<br>Best Western HR Inn                                |
| June 10     | Tuesday | Stevenson, Washington<br>Rock Creek Center                               |
| July 8      | Tuesday | The Dalles, Oregon<br>Discovery Center                                   |
| August 12   | Tuesday | Camas, Washington<br>Camas Police Station                                |
| September 9 | Tuesday | Gresham, Oregon<br>Mount Hood<br>Community College<br>Town and Gown Room |
| October 14  | Tuesday | Cascade Locks, Oregon<br>Port of Cascade Locks<br>Pavilion               |
| November 11 | Tuesday | Hood River<br>County Administration                                      |
| December 9  | Tuesday | The Dalles, Oregon<br>Discovery Center                                   |

\*On occasion, the commission cancels a regular meeting or must meet in a different location. Please check prior to each meeting for updates to this calendar.

**WSR 08-02-031**  
**NOTICE OF PUBLIC MEETINGS**  
**OFFICE OF**  
**PUBLIC DEFENSE**  
 [Filed December 24, 2007, 9:50 a.m.]

Washington state office of public defense will hold its quarterly advisory committee meetings on March 20, 2008, June 19, 2008, October 2, 2008, and December 11, 2008.

Meetings are held from 9:30 - 12:00 at the Radisson Hotel Gateway Seattle-Tacoma Airport, 18118 International Boulevard (formerly Prime Hotel), Seattle, WA, (206) 244-6666.



**WSR 08-02-032**  
**NOTICE OF PUBLIC MEETINGS**  
**GREEN RIVER**  
**COMMUNITY COLLEGE**

[Filed December 24, 2007, 9:51 a.m.]

COMMUNITY COLLEGE DISTRICT NO. 10

RESOLUTION NO. 2007-2008/1  
RESOLUTION SETTING SCHEDULE OF  
REGULAR MEETINGS - 2008

WHEREAS, the legislature enacted a requirement (section 12, chapter 240, Laws of 1977, 1st executive session, 2SSB 3067) in the Washington State Register Act of 1977, that state agencies holding regular meetings file with the code reviser "a schedule of the time and place of such meetings on or before January 1st of each year for publication in the Washington State Register," and

WHEREAS, the board of trustees of Green River Community College will meet the third Thursday of each month as follows:

- January 17
- February 21
- March 20
- April 17
- May 15
- June 19
- July 17
- August 21
- September 18
- October 16
- November 20
- December 18

NOW, THEREFORE, BE IT RESOLVED, that the board of trustees of Community College District No. 10 does hereby set the regular meeting dates for the board of trustees on the third Thursday of each month, commencing at 4:00 p.m., in the Board Room of the Administration Building, Green River Community College, 12401 S.E. 320th Street, Auburn, WA 98092. Notice of any change from such regular meeting schedule shall be published in the state register for distribution at least twenty days prior to the rescheduled meeting date.

ADOPTED this 20th day of December, 2007.

**WSR 08-02-033**  
**NOTICE OF PUBLIC MEETINGS**  
**RECREATION AND CONSERVATION**  
**OFFICE**

(Invasive Species Council)

[Filed December 24, 2007, 9:51 a.m.]

The next public meeting of the Washington invasive species council (WISC) will be Wednesday, January 23, 2008, from 9:00 a.m. to 3:00 p.m. in Room 172, at the Natural

Resources Building, located at 1111 Washington Street, Olympia, WA 98501.

For further information, please contact Rachel Utley, WISC, (360) 902-3012.

WISC schedules all public meetings at barrier free sites. Persons who need special assistance, such as large type materials, may contact Rachel Utley at the number listed above or by e-mail at RachelU@rco.wa.gov.

**WSR 08-02-034**  
**NOTICE OF PUBLIC MEETINGS**  
**FRYER COMMISSION**

[Filed December 24, 2007, 9:51 a.m.]

The Washington fryer commission board meeting for dates for 2008 have been set to be Wednesday, January 16, Wednesday, April 16, Wednesday, July 16, and Wednesday, October 15, 2008.

All meetings will take place in Lacey at the Washington Farm Bureau building.

Any questions you may have can be addressed to JoAnne Naganawa, Washington fryer commission at (425) 226-6125 or e-mail jlnag@qwest.net.

**WSR 08-02-035**  
**NOTICE OF PUBLIC MEETINGS**  
**GRAYS HARBOR COLLEGE**

[Filed December 24, 2007, 9:52 a.m.]

The Grays Harbor College board of trustees will meet in the boardroom on the main campus in the Jewell C. Manspeaker Instructional Building, unless otherwise noted, on the following dates at 5:30 p.m.

- January 15, 2008      Quinault Beach Resort  
                                 Ocean Shores, Washington
- February 19, 2008
- March 18, 2008
- April 15, 2008
- May 20, 2008
- June 17, 2008
- September 16, 2008
- October 21, 2008
- November 18, 2008

**WSR 08-02-037**  
**AGENDA**  
**DEPARTMENT OF CORRECTIONS**  
 [Filed December 24, 2007, 10:36 a.m.]

SEMI-ANNUAL RULE-MAKING AGENDA  
 JANUARY 1 - JUNE 30, 2008

Below is the department of corrections' semi-annual rule development 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.

WAC Chapter or Section  
 137-08

Purpose  
 Public disclosure - revise policies and procedures for disclosure of public records; develop and adopt rules relating to the electronic disclosure of public records.  
 Facility siting.

137-59

John Nispel  
 Rules Coordinator

**WSR 08-02-050**  
**AGENDA**  
**DEPARTMENT OF**  
**LABOR AND INDUSTRIES**  
 [Filed December 27, 2007, 3:04 p.m.]

Below, in accordance with RCW 34.05.314, is the department of labor and industries' semi-annual rules development agenda for January 1, 2008 - June 30, 2008.

Please contact Judy Schurke at (360) 902-6805 or e-mail Josh Swanson at swaj235@lni.wa.gov, if you have any questions.

**Semi-annual Rules Development Agenda**  
**January 2008 - June 2008**

| WAC CHAPTER   | TITLE   | AGENCY CONTACT                 | PROPOSED TIMELINE |                  |                  | DESCRIPTION OF CHANGES   |
|---|---|--------------------------------|-------------------|------------------|------------------|--|
|   |   |                                | CR-101            | CR-102           | CR-103           |  |
| <b>DIVISION: Division of Occupational Safety and Health (DOSH)</b>  |   |                                |                   |                  |                  |  |
| Chapter 296-155 WAC   | Construction cranes, certification of cranes, crane inspectors, and crane operators | Cindy Ireland (360) 902-5522   | 7/17/07           | To be determined | To be determined | The department is required by ESHB 2171 (chapter 49.17 RCW) to establish rules for the certification of cranes, accreditation of crane inspectors, certification of crane operators and rules pertaining to cranes in the construction industry. |
| Chapters 296-24, 296-45, 296-155, 296-305, 296-307, and 296-800 WAC | Fall protection   | Jamie Scibelli (360) 902-4568  | 4/4/06            | To be determined | To be determined | We are reviewing language and combining two parts of the construction rule for clarity and ease of use.  |
| Chapter 296-305 WAC   | Fire fighting   | Cindy Ireland (360) 902-5522   | To be determined  | To be determined | To be determined | We are reviewing the fire fighting rules, updating, and rewriting the rules for clarity, ease of use, and understanding.   |
| Chapter 296-800 WAC   | Hazard communications   | Carol Stevenson (360) 902-4778 | To be determined  | To be determined | To be determined | We are reviewing the language in the core rules along with other DOSH rules concerning hazard communications to update language for consistency with industry standards and federal requirements.  |
| Chapter 296-817 WAC   | Hearing loss  | Kim Johnson (360) 902-5008     | 2/6/07            | To be determined | To be determined | We are reviewing language in the hearing loss prevention (noise) rule, to clarify technical requirements and update language for consistency with industry standards.  |

| WAC CHAPTER  | TITLE   | AGENCY CONTACT                   | PROPOSED TIMELINE |                  |                  | DESCRIPTION OF CHANGES  |
|--|---|----------------------------------|-------------------|------------------|------------------|---|
|  |   |                                  | CR-101            | CR-102           | CR-103           |   |
| Chapter 296-62 WAC   | Heat related illness in the outdoor environment | Jamie Scibelli<br>(360) 902-4568 | 12/19/06          | To be determined | To be determined | DOSH filed an emergency rule for heat related illness in the outdoor environment on June 5, 2007. We are working on a permanent rule.   |
| Chapters 296-27, 296-37, 296-78, 296-305, 296-307, and 296-800 WAC | Hospitalization                                 | Kim Johnson<br>(360) 902-5008    | 10/2/07           | 12/4/07          | 2/08             | We are making the rules for reporting hospitalization consistent throughout all industries.   |
| Chapters 296-24 and 296-155 WAC                                    | Rigging   | Cindy Ireland<br>(360) 902-5522  | 2/17/04           | To be determined | To be determined | We are reviewing the rigging rules, updating, and rewriting the rules for clarity, ease of use, and understanding.  |
| Chapter 296-900 WAC  | Safety and health investments project           | Jill Saibel<br>(360) 902-4519    | 7/5/07            | 10/23/07         | 1/8/08           | This rule making is in response to a legislative budget item enacted in 2007 mandating that L&I establish a safety and health investment/grant program through rule making for employers and employees covered by the medical aid fund regarding worker safety programs.  |
| <b>DIVISION: Specialty Compliance Services</b>                     |   |                                  |                   |                  |                  |   |
| Chapter 296-05 WAC   | Apprenticeship rules                            | Sally Elliott<br>(360) 902-6411  | 9/18/07           | To be determined | To be determined | The purpose of this rule making is to create provisional approval for new apprenticeship programs. The department will work with stakeholders to develop language and to review the rules for additional changes.   |
| Chapter 296-46B WAC  | Electrical                                      | Sally Elliott<br>(360) 902-6411  | 11/20/07          | 1/22/08          | 3/18/07          | The primary purpose of the rule making is to amend language in WAC 296-46B-995, regarding appeals. The electrical program has been challenged on two appeals within the last month on this issue. The amendment will move the burden of proof from the appellant to the department for appeals heard before the office of administrative hearings (OAH) or directly by the electrical board. If there is an appeal from an OAH decision, the party aggrieved is responsible for the burden of proof. The department is also reviewing the rules for other changes that may be needed. |
| Chapter 296-104 WAC  | Board of boiler rules                           | Sally Elliott<br>(360) 902-6411  | 1/22/08           | To be determined | To be determined | The purpose of this rule making is to make clarification and technical changes to the Board of boiler rules—Substantive (chapter 296-104 WAC) based on actions and requests of the board of boiler rules. The rule making will: <ul style="list-style-type: none"> <li>• Make clarifications concerning the state of Washington's requirements for both the state and the National Board Boiler Inspector examinations;</li> <li>• Allow boilers in an accredited owner/user inspection program extended frequencies between internal inspections; and</li> </ul>                     |

| WAC CHAPTER  | TITLE  | AGENCY CONTACT  | PROPOSED TIMELINE |                      |                  | DESCRIPTION OF CHANGES   |
|--|--|---|-------------------|----------------------|------------------|--|
|  |  |   | CR-101            | CR-102               | CR-103           |  |
|  |  |   |                   |                      |                  | <ul style="list-style-type: none"> <li>Include installation options for boiler fuel trains for ease of compliance without compromising safety.</li> </ul>  |
| Chapter 296-127 WAC  | Electronic technician  | Sally Elliott<br>(360) 902-6411                                       | 5/2/06            | To be determined     | To be determined | This rule making will amend the scope of work definition for electronic technicians. The department will work with stakeholders throughout the rule-making process.  |
| Chapter 296-150M WAC   | Manufactured homes   | Sally Elliott<br>(360) 902-6411                                       | 5/22/07           | 1/2/08               | 3/18/08          | This rule making is a result [of] SHB 2118, which passed the 2007 legislature. This bill transfers the mobile and manufactured home installation program and the state administrative agency (SAA) programs from the department of community, trade and economic development to the department of labor and industries.  |
| Chapter 296-150M WAC   | Manufactured homes   | Sally Elliott<br>(360) 902-6411                                       | Not applicable    | Expedited<br>11/6/07 | 1/22/08          | The purpose of this rule making is to correct inconsistency between the factory assembled structure (FAS) statute and rules. RCW 43.22.435 (2)(a) outlines the information that is needed before the department can issue a "notice of correction." This requirement was also adopted into WAC 296-150M-0815, however, the rules refer to the "notice of correction" as a "notice of infraction." The department will amend the rules to be consistent with the FAS statute. |
| Chapter 296-400A WAC   | Contractor certificate of registration                         | Sally Elliott<br>(360) 902-6411                                       | 5/22/07           | 1/22/08              | 4/1/08           | This rule making is a result [of] SHB 1843, which passed the 2007 legislature. This rule making is needed to implement the new changes. Additional changes are also being considered to ensure the rules are consistent with industry practice and to make other necessary changes.  |
| Chapters 296-96, 296-104, 296-150C, 296-150F, 296-150M, 296-150P, 296-150R, 296-150T, 296-150V, 296-200A, and 296-400A WAC | Annual fee increase for specialty compliance services programs | Sally Elliott<br>(360) 902-6411                                       | 1/22/08           | 3/19/08              | 5/21/08          | The purpose of this rule making is to review the fees for possible changes.  |
| <b>DIVISION: Insurance Services (Workers' Compensation, Employer Services, Health Services Analysis, etc.)</b>             |  |   |                   |                      |                  |  |
| Chapters 296-19A and 296-15 WAC<br><br>There may also be changes to chapter 296-19A WAC                                    | Vocational rehabilitation                                      | Valerie Grimm<br>Policy and Quality<br>Coordination<br>(360) 902-5005 | 5/22/07           | 12/18/07             | 2/29/08          | The proposed rules will assist in the implementation of chapter 72, Laws of 2007 (ESSB 5920). To implement the pilot program for vocational rehabilitation services, this rule making will include new rules and may include amendments of existing rules.   |

| WAC CHAPTER                    | TITLE   | AGENCY CONTACT   | PROPOSED TIMELINE |                  |                  | DESCRIPTION OF CHANGES  |
|--------------------------------|---|--|-------------------|------------------|------------------|---|
|                                |   |  | CR-101            | CR-102           | CR-103           |   |
| Chapters 296-14 and 296-15 WAC | Industrial insurance—Suppressing workers' compensation claims             | Valerie Grimm<br>Policy and Quality Coordination<br>(360) 902-5005 | 6/5/07            | 2/6/08           | 4/22/08          | The proposed rules will assist in the implementation of chapter 77, Laws of 2007 (SSB 5443). The proposed rule making will: <ul style="list-style-type: none"> <li>• Define bona fide workplace safety and accident prevention program and first aid, and</li> <li>• Establish the penalty structure for employers when there is a finding of claim suppression.</li> </ul> Consideration will be given to when and how employers may be required to notify workers of a finding of claim suppression. In addition, the rule making may address additional issues identified in the rule-development process. |
| Chapter 296-14 WAC             | Industrial insurance—Wages  | Suzy Campbell<br>Policy and Quality Coordination<br>(360) 902-4583 | 9/18/07           | 1/23/08          | May 2008         | This rule making will amend existing rules for consistency with chapter 297, Laws of 2007 (SHB 1244). A new rule will be added to clarify when the value of health care benefits is included in determining the worker's monthly wage.  |
| Chapter 296-14 WAC             | Industrial insurance—Confidentiality of worker's compensation claim files | Valerie Grimm<br>Policy and Quality Coordination<br>(360) 902-5005 | 11/6/04           | 2/20/08          | 4/28/08          | This rule making will define the responsibility of employers, workers, and other parties who have access to worker's compensation claim files for confidentiality and release of claim information.   |
| Chapter 296-14 WAC             | Industrial insurance—Pension discount rates and mortality assumptions     | Valerie Grimm<br>Policy and Quality Coordination<br>(360) 902-5005 | 6/20/01           | March 2008       | May 2008         | This rule making will update the mortality assumptions used to determine pension reserves and actuarial benefit reductions.   |
| Chapter 296-14 WAC             | Industrial insurance—Definitions  | Valerie Grimm<br>Policy and Quality Coordination<br>(360) 902-5005 | 5/3/05            | June 2008        | June 2008        | This rule making will define terms used in chapter 296-14 WAC and move definitions currently in chapter 296-20 WAC to chapter 296-14 WAC. The rule making will amend the definition of temporary partial disability. This rule making will impact crime victims' compensation.  |
| Chapter 296-14 WAC             | Industrial insurance—Worker employment patterns                           | Valerie Grimm<br>Policy and Quality Coordination<br>(360) 902-5005 | 8/21/02           | To be determined | To be determined | This rule making will provide clarification on how to determine a worker's employment pattern at the time of injury or on the date of disease manifestation for the purpose of calculating the worker's wage. This rule will impact crime victims' compensation.  |
| Chapter 296-14 WAC             | Industrial insurance—Transitional/light duty job                          | Valerie Grimm<br>Policy and Quality Coordination<br>(360) 902-5005 | 03/04 2008        | To be determined | To be determined | This rule making will provide clarification on: <ul style="list-style-type: none"> <li>• The required elements of a valid transitional/light duty job offered from the employer of record.</li> <li>• What is expected of the employer and worker?</li> <li>• How to determine a worker's entitlement to time-loss compensation and loss of earning power benefits when a transitional/light duty job is offered.</li> </ul>  |

| WAC CHAPTER                     | TITLE  | AGENCY CONTACT  | PROPOSED TIMELINE |         |          | DESCRIPTION OF CHANGES   |
|---------------------------------|--|---|-------------------|---------|----------|--|
|                                 |  |   | CR-101            | CR-102  | CR-103   |  |
| Chapter 296-17A WAC             | Classifications  | Jo Anne Smith/<br>Bill Moomau<br>(360) 902-4774         | 2/20/08           | 4/4/08  | 5/30/08  | The purpose of this rule making is to review existing industrial insurance classifications for possible changes.   |
| Chapter 296-17 WAC              | Dividends  | Jo Anne Smith/<br>Bill Moomau<br>(360) 902-4774         | 2/20/08           | 4/4/08  | 5/30/08  | The purpose of this rule making is to make changes related to industrial insurance dividends for nonretrospective rating employers in response to the medical-aid rate holiday of 2007.  |
| Chapter 296-17A WAC             | Gravel yard rule-making petition                       | Jo Anne Smith/<br>Bill Moomau<br>(360) 902-4774         | 8/24/07           | 1/22/08 | 5/27/08  | The purpose of this rule making is to review and possibly move industrial insurance classification 5206 to construction classification 1102 as a result of a rule-making petition.   |
| Chapter 296-17 WAC              | Industrial insurance rates                             | Jo Anne Smith/<br>Bill Moomau<br>(360) 902-4774         | 7/2/08            | 9/3/08  | 11/18/08 | The purpose of this rule making is to review industrial insurance rates for possible changes.  |
| Chapters 296-17 and 296-17A WAC | Drywall rules and classes                              | Jo Anne Smith/<br>Bill Moomau<br>(360) 902-4774         | 10/1/07           | 4/2/08  | 5/20/08  | The purpose of this rule making is to review and possibly make changes to drywall reporting rules and classifications in response to suggestions of the drywall advisory committee.  |
| WAC 296-20-135                  | Conversion factors                                     | Tom Davis<br>Health Services Analysis<br>(360) 902-6687 | 12/18/07          | 2/19/08 | 4/22/08  | The purpose of this rule making is to review and update the conversion factors used by the department in calculating reimbursement rates for most professional health care and anesthesia services.                                |
| WAC 296-23-220                  | Physical therapy rules                                 | Tom Davis<br>Health Services Analysis<br>(360) 902-6687 | 12/18/07          | 2/19/08 | 4/22/08  | The purpose of this rule making is to review and possibly update the maximum daily reimbursement level for physical therapy services so the department may, if necessary, give cost-of-living increases to affected providers.     |
| WAC 296-23-230                  | Occupational therapy rules—Maximum daily reimbursement | Tom Davis<br>Health Services Analysis<br>(360) 902-6687 | 12/18/07          | 2/19/08 | 4/22/08  | The purpose of this rule making is to review and possibly update the maximum daily reimbursement level for occupational therapy services so the department may, if necessary, give cost-of-living increases to affected providers. |
| WAC 296-23-250                  | Massage therapy rules                                  | Tom Davis<br>Health Services Analysis<br>(360) 902-6687 | 12/18/07          | 2/19/08 | 4/22/08  | The purpose of this rule making is to review and possibly establish a separate maximum daily reimbursement level for massage therapy.  |
| Chapter 296-23 WAC              | Advanced registered nurse practitioners (ARNPs)        | Jami Lifka<br>(360) 902-4941                            |                   |         | 1/22/08  | This rule making is in response to HB 1666 from the 2007 legislature relating to what procedures and reports ARNPs can do as attending providers.  |
| Chapter 296-20 WAC              | Physicians assistants (PAs)                            | Jami Lifka<br>(360) 902-4941                            |                   |         | 1/22/08  | This rule making is in response to HB 1722 from the 2007 legislature relating to what forms that PAs can sign. Also, adopts the new terms "attending provider" and "treating provider."  |

| WAC CHAPTER        | TITLE  | AGENCY CONTACT               | PROPOSED TIMELINE |        |        | DESCRIPTION OF CHANGES   |
|--------------------|--|------------------------------|-------------------|--------|--------|--|
|                    |  |                              | CR-101            | CR-102 | CR-103 |  |
| Chapter 296-20 WAC | Industrial insurance medical advisory committee      | Jami Lifka<br>(360) 902-4941 |                   |        |        | This rule making is in response to ESHB [ESSB] 5290 from the 2007 legislature relating to the establishment of an industrial insurance medical advisory committee. These rules provide the administrative details for the committee. |
| Chapter 296-20 WAC | Industrial insurance chiropractic advisory committee | Jami Lifka<br>(360) 902-4941 |                   |        |        | This rule making is in response to ESHB [ESSB] 5290 from the 2007 legislature relating to the chiropractic advisory committee. These rules provide the administrative details for the committee.                                     |

Josh Swanson  
Legislative Liaison/  
Rules Coordinator

**WSR 08-02-062**  
**NOTICE OF PUBLIC MEETINGS**  
**PUBLIC RECORDS EXEMPTIONS**  
**ACCOUNTABILITY COMMITTEE**

[Filed December 28, 2007, 11:33 a.m.]

Following is the schedule of the regular meetings of the public records exemptions accountability committee ("sunshine" committee) for 2008:

- January 8            Columbia Room  
                          Legislative Building  
                          Olympia
- February 12        Lookout Conference Room  
                          Office Building 2  
                          East Capitol Campus
- March 11            Room 172  
                          Natural Resources Building  
                          Olympia
- April 8              Columbia Room  
                          Legislative Building  
                          Olympia
- May 13              Washington Room  
                          Legislative Building  
                          Olympia
- June 10             Washington Room  
                          Legislative Building  
                          Olympia
- July 8                Olympia
- August 12          Olympia
- September 9       Olympia
- October 14         Olympia
- November 11      Olympia
- December 9        Olympia

Meetings will commence at 9:00 a.m. Unless noted in the above schedule, the exact location of each meeting has not been determined. In addition, some meetings may be rescheduled or relocated. The building and room number of each meeting, together with meeting agenda and other information, may be accessed five to seven days prior to each meeting at <http://www.atg.wa.gov/opengovernment/sunshine.aspx>. To join a listserve [ListServ] and receive notices, please access this web site.

If you have any questions about the meeting schedule, please contact Cynthia Jordan at (360) 664-0651 or e-mail at [cynthiaj@atg.wa.gov](mailto:cynthiaj@atg.wa.gov).

**WSR 08-02-065**  
**NOTICE OF PUBLIC MEETINGS**  
**RED RASPBERRY COMMISSION**  
[Filed December 28, 2007, 2:01 p.m.]

The Washington red raspberry commission has adopted the following schedule for our 2008 board meetings.

- Adopted 2008 Meeting Schedule
- February 13        Lynden
  - March 12           Puyallup
  - September 10     Mt. Vernon
  - October 29        Lynden
  - December 10      Lynden

**WSR 08-02-066**  
**NOTICE OF PUBLIC MEETINGS**  
**STATE RECORDS COMMITTEE**

[Filed December 28, 2007, 2:01 p.m.]

**MEETINGS, POWERS AND DUTIES**

**FOR STATE GOVERNMENT AGENCIES:** There is created a committee, to be known as the records committee, composed of the archivist, an appointee of the state auditor, an appointee of the attorney general, and an appointee of the director of financial management.

The records committee shall meet at least once every quarter or oftener as business dictates. Action by the committee shall be by majority vote and records shall be kept of all committee business.

It shall be the duty of the records committee to approve, modify or disapprove the recommendations on retention schedules of all files of public records and to act upon requests to destroy any public records: PROVIDED, That any modification of a request or recommendation must be approved by the head of the agency originating the request or recommendation, RCW 40.14.050.

You may verify meeting cancellations by visiting our web site at <http://www.secstate.wa.gov/archives/> or call records management at (360) 586-4900/4901. The 2008 meeting dates are as follows:

- 1:30 p.m.
- 1129 Washington Street S.E.
- Olympia
- January 2
- February 6
- March 5
- April 2
- May 7
- June 4
- July 2
- August 6
- September 3
- October 1
- November 5
- December 3

**WSR 08-02-067**  
**NOTICE OF PUBLIC MEETINGS**  
**LOCAL RECORDS COMMITTEE**

[Filed December 28, 2007, 2:01 p.m.]

**MEETINGS, POWERS AND DUTIES**

**FOR LOCAL GOVERNMENT AGENCIES:** The local records committee may adopt appropriate procedures for records disposition authorization, scheduling, and other matters relating to the retention, preservation, or destruction of public records of local government agencies, (WAC 434-630-030).

The local records committee shall review lists of records submitted to it for destruction authorization and may veto the destruction of any or all items contained therein.

The local records committee shall also review recurring disposition schedules recommended to it by agencies of local government and may veto, approve, or amend such schedules, WAC 434-630-040.

You may verify meeting cancellations by visiting our web site at <http://www.secstate.wa.gov/archives/> or call records management at (360) 586-4900/4903. The 2008 meeting dates are as follows:

- 10:00 a.m.
- 1129 Washington Street S.E.
- Olympia
- January 31
- February 28
- March 27
- April 24
- May 29
- June 26
- July 31
- August 28
- September 25
- October 30
- November 27
- December 25

**WSR 08-02-068**  
**NOTICE OF PUBLIC MEETINGS**  
**CONSERVATION COMMISSION**  
(Farmland Preservation Task Force)

[Filed December 28, 2007, 2:04 p.m.]

The farmland preservation task force will meet beginning at 9 a.m. on February 6, 2008. The meeting will be held at the Lacey Community Center, 6729 Pacific Avenue S.E., Lacey, WA.

**WSR 08-02-075**  
**NOTICE OF PUBLIC MEETINGS**  
**PIERCE COLLEGE**

[Filed December 31, 2007, 9:31 a.m.]

**BOARD OF TRUSTEES**  
**2008 REGULAR MEETING SCHEDULE**

The board of trustees of Community College District Number Eleven will hold their regular meetings on the second Wednesday of each month. These meetings will be open to the public and advertised accordingly (RCW 42.30.075). The chancellor shall file, with the code reviser, a schedule of the time and place of such meetings on or before January of each year for publication in the Washington state register.



| DATE         | TIME   | LOCATION  |
|--------------|--|---|
| January 9    | 2:30 p.m.  | Pierce College Puyallup   |
| February 13  | 2:30 p.m.  | Pierce College<br>Fort Steilacoom   |
| March 12     | 2:30 p.m.  | Pierce College Puyallup<br><i>Joint Lunch with Founda-<br/>tion Board</i> |
| April 9      | 2:30 p.m.  | Pierce College at McChord   |
| May 14       | 2:30 p.m.  | Pierce College<br>Fort Steilacoom   |
| June         | (date, time, and location to be announced<br>at least 20 days prior) |   |
| July 9       | 2:30 p.m.  | Pierce College Puyallup   |
| August       | (No meeting is scheduled)  |   |
| September 10 | 2:30 p.m.  | Pierce College<br>Fort Steilacoom   |
| October 8    | 2:30 p.m.  | Pierce College Puyallup   |
| November 12  | 2:30 p.m.  | Pierce College<br>Fort Steilacoom   |
| December     | (No meeting is scheduled)  |   |

**PLEASE NOTE:** Special meetings may be called at any time by the chairperson or a majority vote of the board. All special meetings will be publicly advertised at least twenty-four hours prior to being convened. A study session will take place at 1:30 p.m. prior to each board meeting.

**WSR 08-02-076  
NOTICE OF PUBLIC MEETINGS  
DEPARTMENT OF  
FISH AND WILDLIFE**

(Regional Fisheries Enhancement Group Advisory Board)  
[Filed December 31, 2007, 9:32 a.m.]

Below are the regional fisheries enhancement group advisory board meeting dates for 2008 for publication in the Washington state register:

| DATE         | FUNCTION | LOCATION    |
|--------------|----------|-------------|
| March 1      | Meeting  | Aberdeen    |
| June 14      | Meeting  | Walla Walla |
| September 13 | Meeting  | Skamania    |
| December 13  | Meeting  | Olympia     |

Additional meetings may be scheduled on an as-needed basis. If you have any questions, Dianne Ludwig can be reached at 902-2252 or ludwidkl@dfw.wa.gov.

**WSR 08-02-079  
NOTICE OF PUBLIC MEETINGS  
DEPARTMENT OF LICENSING  
(Real Estate Commission)  
[Filed December 31, 2007, 11:14 a.m.]**

Per WAC 308-124-007, regular commission meetings are schedule [scheduled] for March, June, September and December.

**March 26, 2008**  
Planning Session and  
Regular Commission Meeting  
Best Western, Bremerton Inn  
4303 Kitsap Way  
Bremerton, WA 98312

**June 19, 2008**  
Regular Commission Meeting  
Hampton Inn  
3985 Bennett Drive  
Bellingham, WA 98225

**September 23, 2008**  
Regular Commission Meeting  
Hampton Inn  
486 Bradley Boulevard  
Richland, WA 99352

**December 9, 2008**  
Regular Commission Meeting  
DoubleTree Hotel Seattle Airport  
18740 International Boulevard  
Seattle, WA 98188

**WSR 08-02-083  
NOTICE OF PUBLIC MEETINGS  
SENTENCING GUIDELINES COMMISSION  
[Filed December 31, 2007, 2:54 p.m.]**

**MEETING SCHEDULE FOR 2008**

- January 18, 2008
- February 8, 2008
- March 14, 2008
- April 11, 2008
- May 9, 2008
- June 13, 2008
- July 11, 2008
- August 8, 2008
- September 12, 2008
- October 10, 2008
- November 14, 2008
- December 12, 2008

**WSR 08-02-086**  
**ATTORNEY GENERAL'S OFFICE**

[Filed January 2, 2008, 9:17 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 January 23, 2008. 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.

If you are interested in receiving notice of new formal opinion requests via e-mail, you may visit the attorney general's web site at [www.atg.wa.gov/AGOOpinions/default.aspx](http://www.atg.wa.gov/AGOOpinions/default.aspx) for more information on how to join our opinions List-Serv.

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

**Opinion Docket No. 07-12-05**  
**Request by Pam Roach**  
**State Senator 31st District**

**1. If a candidate is denied the change [to their reporting option from mini reporting to full reporting] within the thirty-day requirement, the candidate is prevented from campaign fundraising. Does this violate or constitutionally interfere with the candidate's First Amendment right of freedom of speech?**

**2. If a candidate used another candidate's name in a political advertisement, would this be a violation of RCW 42.17.095(8)?**

**WSR 08-02-087**  
**INTERPRETIVE AND POLICY STATEMENT**  
**DEPARTMENT OF**  
**LABOR AND INDUSTRIES**

[Filed January 2, 2008, 9:38 a.m.]

In accordance with RCW 34.05.230(12), following are the policy and interpretive statements issued by the department regarding the insurance services division policies.

If you have any questions or need additional information, please call Josh Swanson at (360) 902-6805.

**Insurance Services: Office of the Medical Director, State Fund Claims Administration, Self Insurance, and Crime Victims.**

**Policy 0710 This provider bulletin explains the new L&I dental payment policies and fees.**

This is a new policy. This provider bulletin becomes effective January 1, 2008. This bulletin applies to state fund, self-insurance and crime victims' compensation.

Contact Dee Hahn, P.O. Box 44322, Olympia, WA 98504, phone (360) 902-6828.

**Insurance Services: Office of the Medical Director, State Fund Claims Administration, Self Insurance, and Crime Victims.**

**PB 0711 Provider Bulletin 07-11 Payment of Initial Prescription Drugs.**

This is a new policy. This provider bulletin becomes effective January 1, 2008. This provider bulletin explains:

- The implementation of guaranteed payments for initial prescription drugs,
- Pharmacy billing requirements for transactions that use the point-of-service (POS) system,
- A new thirty-day supply limit, and
- The discontinuation of the pharmacy incentive payment program.

Contact Jamie Mai, P.O. Box 44321, Olympia, WA 98504, phone (360) 902-6792.

Josh Swanson

**WSR 08-02-091**  
**AGENDA**  
**DEPARTMENT OF ECOLOGY**

[Filed January 2, 2008, 10:53 a.m.]

Pursuant to RCW 34.05.314, following is the department of ecology's rule agenda for January 2008 through June 2008.

If you have any questions please contact Jerry Thielen at (360) 407-7551 or e-mail at [jthi461@ecy.wa.gov](mailto:jthi461@ecy.wa.gov).

| Rule-making Agenda                                     |         |   |                    |                    |                    |
|--|---------|---|--------------------|--------------------|--------------------|
| *The bolded dates indicate filings that have occurred. |         |   |                    |                    |                    |
| WAC Chapter  | Program | Chapter Title   | CR-101 Filing Date | CR-102 Filing Date | CR-103 Filing Date |
| 173-400 and 173-460<br>AO # 05-19<br>11/05             | AQ      | General regulation for air pollution sources (WAC 173-400-110 only) and controls for new sources of toxic air pollutants. | <b>Jan-06</b>      | Jul-08             | Dec-08             |

| Rule-making Agenda                                     |         |  |                    |                    |                    |
|--|---------|--|--------------------|--------------------|--------------------|
| *The bolded dates indicate filings that have occurred. |         |  |                    |                    |                    |
| WAC Chapter  | Program | Chapter Title  | CR-101 Filing Date | CR-102 Filing Date | CR-103 Filing Date |
| 173-406 and 173-400<br>AO # 07-07<br>5/06              | AQ      | Acid rain regulation (mercury emissions from coal burning power plants) and general regulation for air pollution sources (WAC 173-400-112 and 173-400-113 only).                 | <b>Mar-07</b>      | Mar-08             | Jul-08             |
| 173-407 and 173-218<br>AO # 07-11<br>7/07              | AQ/WQ   | Chapter 173-407 WAC, Carbon dioxide mitigation program for fossil-fueled thermal electric generating facilities; and chapter 173-218 WAC, Underground injection control program. | <b>Jul-07</b>      | Feb-08             | Jun-08             |
| 173-700<br>AO # 04-13<br>7/04                          | SEA     | Wetland mitigation banking—Pilot rule.   | <b>Jul-04</b>      | Jun-08             | Dec-08             |
| 173-351<br>AO # 07-15<br>7/07                          | SWFAP   | Criteria for municipal solid waste landfills.  | <b>Aug-07</b>      | May-08             | Sep-08             |
| 173-345<br>AO # 07-16<br>10/07                         | SWFAP   | Transporter rule.  | <b>Nov-07</b>      | Mar-08             | Jun-08             |
| 173-303<br>AO # 07-12<br>7/07                          | HWTR    | Dangerous waste regulations.   | <b>Oct-07</b>      | Jun-08             | Nov-08             |
| 173-219<br>AO # 06-12<br>8/06                          | WQ      | Reclaimed water use.   | <b>Nov-06</b>      | Aug-10             | Dec-10             |
| 173-525<br>AO # 05-03<br>3/2/05                        | WR      | Grays Elochoman instream resources protection and water management program WRIA 25.  | <b>Mar-05</b>      | Under Development  | Under Development  |
| 173-526<br>AO # 05-04<br>3/2/05                        | WR      | Cowlitz instream resources protection and water management program WRIA 26.  | <b>Mar-05</b>      | Under Development  | Under Development  |
| 173-527<br>AO # 05-05<br>3/2/05                        | WR      | Lewis instream resources protection and water management program WRIA 27.  | <b>Mar-05</b>      | Feb-08             | Spring -08         |
| 173-528<br>AO # 05-06<br>3/05                          | WR      | Salmon-Washougal instream resources protection and water management program WRIA 28.   | <b>Mar-05</b>      | Feb-08             | Spring -08         |
| 173-503A<br>AO # 04-01<br>2/04                         | WR      | Instream flow rule for the Samish subbasin.  | <b>Feb-05</b>      | Under Development  | Under Development  |
| 173-134A<br>AO # 06-05<br>3/06                         | WR      | Quincy ground water subarea management policy.   | <b>Apr-07</b>      | Under Development  | Under Development  |
| 173-517<br>AO # 04-02<br>3/04                          | WR      | Quilcene-Snow instream resources protection and water management program.  | <b>Mar-04</b>      | Jun-08             | Winter - 08        |
| 173-518<br>AO # 07-17<br>11/07                         | WR      | Focusing on the Dungeness only: Dungeness instream resources protection and watershed management program.  | <b>Nov-07</b>      | Jul-08             | Winter - 08        |

Jerry Thielen  
Rules Coordinator

## WSR 08-02-092

## DEPARTMENT OF ECOLOGY

[Filed January 2, 2008, 10:54 a.m.]

## PUBLIC NOTICE

**Announcing the Issuance of the  
Aquatic Noxious Weed Control General Permit**

The department of ecology (ecology) is reissuing a general permit to cover the control of aquatic noxious weeds and quarantine-listed weeds in and around surface waters of the state. This permit will become effective on February 16, 2008. The title of the revised permit is "Aquatic Noxious Weed Control National Pollutant Discharge Elimination System and State Waste Discharge General Permit." This revokes and replaces the aquatic noxious weed control general permit that expired on June 14, 2007.

The general permit covers the discharge of products used to control noxious weeds and quarantine-listed weeds in and near water. The pesticides regulated under this permit include 2, 4-D, glyphosate, triclopyr TEA, imazapyr, fluridone, and diquat dibromide.

Some aquatic weed control activities are exempted from coverage under this permit. The exempted activities include applying herbicides for noxious aquatic weed control to:

- ◆ Constructed detention ponds for wastewater or storm-water treatment or control covered by a separate individual or general NPDES or state permit,
- ◆ Upland farm ponds and constructed water bodies, five acres or less, in surface area with no discharge to other surface waters of the state for two weeks following treatment,
- ◆ Seasonally dry land surfaces (including seasonally dry wetlands) as long as the active ingredient is not biologically active when the water returns,
- ◆ Water bodies under a state experimental use permit (sites are less than one acre).

**Summary of public involvement process:** On October 3, 2007, ecology published a notice of draft in the Washington state register (WSR 07-19-046). Ecology also posted a notice on its web site. Ecology held public workshops and hearings in Olympia on November 5, 2007, and Spokane on November 7, 2007. The draft permit and fact sheet were available for review and public comment from October 3 to November 14, 2007. The public comment period closed on Wednesday, November 14, 2007.

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

**Summary of significant changes:** Ecology clarified language for the control of freshwater emergent plants along marine shorelines, and shortened the required posting period from forty-eight hours to "the length of recreation restrictions plus twenty-four hours."

The signage requirement was changed to allow the permittee to clarify whether a pesticide application happened near water, rather than in water.

**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 address below. Appeals of the general permit must be made within thirty days of issuance (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).

Pollution Control Hearings Board  
P.O. Box 40903  
Olympia, WA 98504-0903  
Department of Ecology  
Appeals Coordinator  
P.O. Box 47608  
Olympia, WA 98504-7608

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:** There are two ways to obtain coverage under this general permit. New or unpermitted applicators seeking coverage can request an application from ecology's headquarters office. In addition, coverage can be obtained at no cost through the Washington department of agriculture's pest program.

For information about the application and public notice process see the below contact information.

**For additional information:** Please contact Kelly McLain, Department of Ecology, P.O. Box 47600, Olympia, WA 98504-7600, phone (360) 407-6938, e-mail [kelm461@ecy.wa.gov](mailto:kelm461@ecy.wa.gov); or the Pest Program, Department of Agriculture, P.O. Box 42560, Olympia, WA 98504-2560, phone (360) 902-2071, e-mail [BWhite@agr.wa.gov](mailto:BWhite@agr.wa.gov).

If you have special accommodation needs or require a copy of the permit and fact sheet in an alternative format, please contact Kelly McLain at (360) 407-6938. If you are a person with a speech or hearing impairment, call 711 or 800-833-6388 for TTY.