

WSR 12-09-003**PREPROPOSAL STATEMENT OF INQUIRY
SUPERINTENDENT OF
PUBLIC INSTRUCTION**

[Filed April 5, 2012, 9:39 a.m.]

Subject of Possible Rule Making: WAC 392-121-182 Alternative learning experience requirements.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 28A.150.290(1).

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: WAC 392-121-182 requires updating to clarify questions resulting from last year's rewrite of this WAC and address the new requirement to report enrollment for the tenth month - June.

Process for Developing New Rule: Early solicitation of public comments and recommendations respecting new, amended, or repealed rules, and consideration of the comments and recommendations in the course of drafting rules.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Becky McLean, OSPI Enrollment Supervisor, (360) 725-6306, Old Capitol Building, P.O. Box 47200, Olympia, WA.

April 5, 2012
Randy Dorn
Superintendent of
Public Instruction

WSR 12-09-004**PREPROPOSAL STATEMENT OF INQUIRY
SUPERINTENDENT OF
PUBLIC INSTRUCTION**

[Filed April 5, 2012, 9:40 a.m.]

Subject of Possible Rule Making: WAC 392-121-188 Instruction provided under contract.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 28A.150.290(1).

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: WAC 392-121-188 requires updating to align with purchasing individual on-line courses and the rule change already in place for WAC 392-121-182. The proposed changes will clarify the requirements for these emerging practices.

Process for Developing New Rule: Early solicitation of public comments and recommendations respecting new, amended, or repealed rules, and consideration of the comments and recommendations in the course of drafting rules.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Becky McLean, OSPI Enrollment Supervisor, (360) 725-6306, Old Capitol Building, P.O. Box 47200, Olympia, WA.

April 2, 2012
Randy Dorn
Superintendent of
Public Instruction

WSR 12-09-022**PREPROPOSAL STATEMENT OF INQUIRY
GAMBLING COMMISSION**

[Filed April 6, 2012, 10:40 a.m.]

Subject of Possible Rule Making: Merchandise prizes for pull-tab games.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 9.46.070, 9.46.110.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: We have received a petition for rule change from Pat Tompkins, a licensee, requesting a rule change to allow pull-tab licensees to post a description or photograph of a pull-tab prize, rather than displaying the actual prize itself, due to security concerns such as theft or accidental damage. The merchandise will be stored on the gambling premises.

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

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

[Meetings on] May 10 or 11, 2012, location to be determined, Spokane, Washington, visit www.wsgc.wa.gov on May 1 to confirm meeting location and start time; on July 12 or 13, 2012, at the Double Tree Guest Suites, Southcenter, 16500 Southcenter Parkway, Seattle, WA 98188, visit www.wsgc.wa.gov on July 1 to confirm meeting location and start time; and on August 9 or 10, 2012, at the Vancouver Heathman Lodge, 7801 N.E. Greenwood Drive, Vancouver, WA 98662, visit www.wsgc.wa.gov on August 1 to confirm meeting location and start time.

April 6, 2012
Susan Arland
Rules Coordinator

WSR 12-09-026**PREPROPOSAL STATEMENT OF INQUIRY
EMPLOYMENT SECURITY DEPARTMENT**

[Filed April 6, 2012, 12:05 p.m.]

Subject of Possible Rule Making: Rules related to the self-employment assistance program in chapter 192-210 WAC, School or training.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 50.12.010, 50.12.040, 50.20.010, and 50.20.-250.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: Chapter 40, Laws of 2012 (HB 6289) modified eligibility and notification requirements related to the self-employment assistance program (SEAP) and entrepreneurial training. Rules in chapter 192-210 WAC related to SEAP will be amended or new rules adopted to implement the legislation.

Other Federal and State Agencies that Regulate this Subject and the Process Coordinating the Rule with These Agencies: The United States Department of Labor (USDOL) reviews the state's administration of the unemployment insurance program to ensure conformity to federal statutes and regulations. The state has broad flexibility in the implementation of unemployment insurance laws as long as conformity is maintained. The proposed regulations will be shared with USDOL prior to adoption.

Process for Developing New Rule: Proposed rules will be shared with stakeholders identified in the rule-making process, input solicited from stakeholders, and all comments considered in the development of the final rules.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Juanita Myers, Unemployment Insurance Rules Coordinator, Employment Security Department, P.O. Box 9046, Olympia, WA 98507-9046, phone (360) 902-9665, fax (360) 902-9799, e-mail jmyers@esd.wa.gov. Please include your name, organization (if any), mailing address, e-mail address, and phone number.

April 6, 2012
Paul Trause
Commissioner

WSR 12-09-031

PREPROPOSAL STATEMENT OF INQUIRY DEPARTMENT OF LICENSING

[Filed April 11, 2012, 9:21 a.m.]

Subject of Possible Rule Making: To allow driver training schools and school districts to administer the knowledge and driving portions of driver licensing examinations.

Statutes Authorizing the Agency to Adopt Rules on this Subject: Chapter 46.82 RCW and RCW 46.01.110.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: Department of licensing (DOL) needs to create guidelines for driver training schools (DTS) and office of superintendent of public instruction (OSPI) to administer knowledge and driving examinations. By creating rules there will be a clear understanding of the requirements to administer examinations. This will establish procedures to be in compliance with the terms of the agreements between DOL, DTS, and OSPI.

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

Process for Developing New Rule: Internal review and input from stakeholders.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Clark J. Holloway, Department of Licensing, P.O. Box 9020, Olympia, WA 98507-9020, (360) 902-3846, cholloway@dol.wa.gov.

April 11, 2012
Damon G. Monroe
Rules Coordinator

WSR 12-09-038

PREPROPOSAL STATEMENT OF INQUIRY HORSE RACING COMMISSION

[Filed April 12, 2012, 3:08 p.m.]

Subject of Possible Rule Making: WAC 260-32-400 Jockey agents—Powers and duties.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 67.16.020.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: The Washington horse racing commission is contemplating amending the restriction on jockey's agents owning horses. Jockey agents would be allowed to own with certain restrictions to ensure the integrity of the race is maintained.

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

Process for Developing New Rule: Negotiated rule making.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Douglas L. Moore, Deputy Executive Secretary, Washington Horse Racing Commission, 6326 Martin Way, Suite 209, Olympia, WA 98516-5578, phone (360) 459-6462, fax (360) 459-6461, doug.moore@whrc.state.wa.us.

April 12, 2012
Douglas L. Moore
Deputy Executive Secretary

WSR 12-09-049

PREPROPOSAL STATEMENT OF INQUIRY DEPARTMENT OF FISH AND WILDLIFE

[Filed April 16, 2012, 1:41 p.m.]

Subject of Possible Rule Making: Updates and structural improvements to several recreational and commercial fisheries rules in chapters 220-48, 220-56, 220-52 and 220-16 WAC, and in WAC 220-20-025. These changes will be done to comply with statutory requirements and to streamline and clarify Washington department of fish and wildlife's (WDFW) administrative code. Additionally, this proposal will repeal outdated and inapplicable rules within the chapters listed above.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 77.04.012, 77.04.013, 77.04.055, 77.12.045, and 77.12.047.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: Changes to these rules are needed because many of the rules are disorganized and contain conflicting, outdated language. WDFW will consider consolidating and splitting up rules. The project will also repeal outdated and inapplicable rules.

Other Federal and State Agencies that Regulate this Subject and the Process Coordinating the Rule with These Agencies: WDFW incorporates many federal fisheries regulations in rule by reference. States can be more restrictive than fed-

eral regulations, but not less so. Given these parameters, WDFW will coordinate the regulatory landscape of these rule changes, where applicable.

Process for Developing New Rule: Agency study.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Joanna Eide, Administrative Regulations Analyst, WDFW Enforcement Program, 600 Capitol Way North, Olympia, WA 98501-1091, phone (360) 902-2403, fax (360) 902-2156, e-mail Joanna.Eide@dfw.wa.gov. Contact by May 18, 2012. Expected proposal filing on or after May 23, 2012.

April 16, 2012

Joanna M. Eide

Administrative Regulations Analyst

WSR 12-09-050

PREPROPOSAL STATEMENT OF INQUIRY HUMAN RIGHTS COMMISSION

[Filed April 16, 2012, 2:22 p.m.]

Subject of Possible Rule Making: Sexual orientation and gender identity.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 49.60.390.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: Legislation including sexual orientation and gender identity as protected classes under the Washington law against discrimination was passed in 2006. There are many unanswered questions about what the specific requirements of the law are, particularly with places of public accommodation, and many stakeholders have requested clarification and explanation in the form of rules.

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

Process for Developing New Rule: We will have workgroups across the state which interested parties can attend and provide information and recommendations. From that information, the agency will draft proposed rules, which will then be the subject of a public comment period, which will include a public meeting on the rule.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication. Interested parties can become involved with our workgroup sessions May 23, 2012, in Pasco; June 6, 2012, in Olympia or Spokane; or June 20, 2012, in Seattle; and then, later, can provide public comment on the proposed rule. The public meeting will occur in Olympia, and comments will also be accepted via phone message, e-mail, fax and mail. Contact Laura Lindstrand, Policy Analyst, Washington State Human Rights Commission, 711 South Capitol Way, Suite 402, P.O. Box 42490, Olympia, WA 98541 [98504-2490], phone (360) 359-4923, fax (360) 586-2282, e-mail laura.lindstrand@hum.wa.gov.

April 16, 2012

Laura Lindstrand

Policy Analyst

WSR 12-09-064

PREPROPOSAL STATEMENT OF INQUIRY HEALTH CARE AUTHORITY

(Public Employees Benefits Board)

[PEBB Admin # 2012-01—Filed April 17, 2012, 11:46 a.m.]

Subject of Possible Rule Making: The public employees benefits board (PEBB) rules related to enrollment in chapter 182-08 WAC; eligibility in chapter 182-12 WAC; and appeals in chapter 182-16 WAC.

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

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: 1. The health care authority (HCA) will consider amendments to PEBB rules to provide additional clarity in rules that address the following:

- Eligibility for blind vendor and commissioners as it relates to retiree insurance.
- Certain special open enrollment circumstances.
- Eligibility for surviving dependents and the dependents of a surviving dependent.
- Domestic partner eligibility.
- When coverage ends for an employee whose appeal of a dismissal is upheld.
- Consequences for not submitting notice within sixty days of any dependent ceasing to be eligible.
- Dependent eligibility with respect to stepchildren.
- What occurs if the PEBB appeals committee does not render a decision within thirty days of a notice of appeal.
- When coverage ends for employees who cease to be eligible for PEBB retiree insurance.
- Eligibility of elected and full-time appointed state officials for PEBB retiree insurance coverage.
- Appeals related to application for auto/home and long-term care insurance.

2. Adopt rules related to the application process and participation requirements for employer groups.

3. HCA will conduct a full review of PEBB program rules in these chapters and make changes as necessary to provide technical corrections, implement legislation and to comply with federal or state regulations.

4. Adopt rules to implement a wellness program.

5. Consider how the agency handles underpayment for medical and dental premiums.

Process for Developing New Rule: Stakeholder mailing and public hearing. HCA welcomes the public to take part in developing the rules. Anyone interested should contact the staff person identified below. At a later date, HCA will file a notice of proposed rule making (CR-102) with the office of the code reviser. A copy of the proposal will be sent to everyone on the mailing list and to anyone who requests a copy.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication. Individuals wishing to receive PEBB rule-making notices are encouraged to join our listserv, PEBB-rule-making-notice, via this link <http://listserv.wa.gov/archives/pebb-rule-making-notice.html> or by logging on to listserv.wa.gov and selecting our listserv from the public e-mail list. If you have questions about this rule making, contact Barbara Scott

at (360) 725-0830 or Rob Parkman at (360) 725-0883 or at the Health Care Authority, P.O. Box 42684, Olympia, WA 98504-2684, e-mail Barbara.Scott@hca.wa.gov, e-mail Robert.Parkman@hca.wa.gov.

April 17, 2012
Kevin M. Sullivan
Rules Coordinator

WSR 12-09-070
PREPROPOSAL STATEMENT OF INQUIRY
PROFESSIONAL EDUCATOR
STANDARDS BOARD

[Filed April 17, 2012, 1:52 p.m.]

Subject of Possible Rule Making: Chapter 181-79A WAC, Standards for teacher, administrator, and educational staff associate certification, certification requirements related to professional certification.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 28A.210.410, 28A.410.010, and 28A.150.-220.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: Amending rules for teacher, administrator, education staff associates certification. Addresses requirements for teachers, administrators and education staff associates for obtaining, retaining and renewing their certificate.

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

Process for Developing New Rule: Negotiated rule making.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication. Professional educator standards board meeting[s] are open to the public and regularly scheduled. The calendar of meetings is announced on the web site at www.PESB.wa.gov.

April 17, 2012
David Brenna
Senior Policy Analyst

WSR 12-09-073
PREPROPOSAL STATEMENT OF INQUIRY
PROFESSIONAL EDUCATOR
STANDARDS BOARD

[Filed April 17, 2012, 2:27 p.m.]

Subject of Possible Rule Making: Chapter 181-78A WAC, Teacher preparation programs, higher education programs standards, criteria, infrastructure and timelines for approval.

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

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

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

Process for Developing New Rule: Negotiated rule making.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication. PESB meeting[s] are open to the public and regularly scheduled. The calendar of meetings is announced on the web site at www.PESB.wa.gov.

April 17, 2012
David Brenna
Senior Policy Analyst

WSR 12-09-074
PREPROPOSAL STATEMENT OF INQUIRY
PROFESSIONAL EDUCATOR
STANDARDS BOARD

[Filed April 17, 2012, 2:28 p.m.]

Subject of Possible Rule Making: Chapter 181-78A WAC, Teacher preparation programs, higher education programs standards, criteria, infrastructure and timelines for approval.

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

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

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

Process for Developing New Rule: Negotiated rule making.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication. PESB meeting[s] are open to the public and regularly scheduled. The calendar of meetings is announced on the web site at www.PESB.wa.gov.

April 17, 2012
David Brenna
Senior Policy Analyst

WSR 12-09-080
PREPROPOSAL STATEMENT OF INQUIRY
HEALTH CARE AUTHORITY
 (Medicaid Program)
 [Filed April 17, 2012, 4:59 p.m.]

Subject of Possible Rule Making: Amending WAC 182-530-1000 and 182-531-0100, and possibly other related WAC sections.

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

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: Amendment of these rules is necessary due to changes the agency is making to WAC 182-502-0005.

The agency is amending WAC 182-502-0005 to implement 42 C.F.R. 455.410 which mandates states to require all ordering, prescribing, or referring providers to be enrolled as participating providers. During the course of this review, the agency may identify additional changes that are required in order to improve clarity or update policy.

Process for Developing New Rule: The health care authority (HCA) welcomes the public to take part in developing the rules. Anyone interested should contact the staff person identified below. At a later date, HCA will file a notice of proposed rule making (CR-102) with the office of the code reviser. A copy of the proposal will be sent to everyone on the mailing list and to anyone who requests a copy.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Jason Crabbe, P.O. Box 45504, Olympia, WA 98504-5504, fax (360) 586-9727, TTY 1-800-848-5429, e-mail Jason.crabbe@hca.wa.gov.

April 17, 2012
 Kevin M. Sullivan
 Rules Coordinator

WSR 12-09-082
PREPROPOSAL STATEMENT OF INQUIRY
DEPARTMENT OF LICENSING
 [Filed April 18, 2012, 7:46 a.m.]

Subject of Possible Rule Making: WAC 308-391-602 Processor lien or preparer lien, Uniform Commercial Code (UCC).

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 60.13.040.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: As a result of HB 2362 which passed the 2012 legislature, the rule describing how to file certain liens in the UCC office needs to be amended. The department of licensing (DOL) needs to simply insert "wine producer" in the appropriate places.

Process for Developing New Rule: Communication with the public in general through the DOL/UCC web page and UCC listserv.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Kim Summers, P.O. Box 9660, Olym-

pia, WA 98507-9660, fax (360) 570-7052, e-mail ucc@dol.wa.gov.

April 18, 2012
 Damon G. Monroe
 Rules Coordinator

WSR 12-09-083
PREPROPOSAL STATEMENT OF INQUIRY
OFFICE OF
INSURANCE COMMISSIONER

[Insurance Commissioner Matter No. R 2012-10—Filed April 18, 2012, 8:09 a.m.]

Subject of Possible Rule Making: Postponing the transition date for title insurers to file their rates with the commissioner and delaying the filing of title agent financial data with their title insurers for the calendar year 2011.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 48.02.060 and 48.29.140.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: Following the adoption of WAC 284-29A-110, the National Association of Insurance Commissioners (NAIC) task force on title insurance statistical reporting, after working with the title insurance industry, adopted a guideline for title insurance agents to report financial data to insurance commissioners. The commissioner is considering amending the current rules, which require title insurance agents to submit data to the insurance company(s), to adopt the NAIC guideline. In an effort to avoid unnecessary administrative filings under the current rules, the commissioner will also consider postponing the current requirement for title insurance agents to submit the data to the title insurance company(s) and postponing the change to the prior approval system in order to implement the NAIC guideline.

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

Process for Developing New Rule: Submit written comments by May 21, 2012, to Jim Tompkins, P.O. Box 40258, Olympia, WA 98504-0258, e-mail jimt@oic.wa.gov, fax (360) 586-3109.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Jim Tompkins, P.O. Box 40258, Olympia, WA 98504-0258, e-mail jimt@oic.wa.gov, fax (360) 586-3109.

April 18, 2012
 Mike Kreidler
 Insurance Commissioner

WSR 12-09-084
PREPROPOSAL STATEMENT OF INQUIRY
UTILITIES AND TRANSPORTATION
COMMISSION

[Docket UT-120451—Filed April 18, 2012, 8:30 a.m.]

Subject of Possible Rule Making: In this rule making the utilities and transportation commission will consider modifications to, or elimination of, the requirement that local exchange companies provide each customer a copy of a telephone directory for the customer's exchange area, as described in WAC 480-120-251. The rule making has been assigned Docket UT-120451.

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

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: Due to changes in technology, the number of people who rely on printed directories of telephone numbers has decreased significantly and continues to decline. Telephone numbers are readily available on the internet, which an increasing number of consumers access in place of printed directories. Communities are also concerned with the environmental impact of printed directories, and local governments are beginning to encourage their citizens to forgo these directories as a means of reducing waste and the expense created by directory disposal. This rule making seeks to accommodate these concerns and customer usage patterns to more carefully tailor regulatory requirements to consumer and community needs.

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

Process for Developing New Rule: Agency study; and the commission will ask for initial written comments, and will provide the opportunity to provide additional written comments on draft rules and proposed CR-102 rules prior to adoption.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication. Interested persons may file comments with the Executive Director and Secretary, Utilities and Transportation Commission, P.O. Box 47250, 1300 South Evergreen Park Drive S.W., Olympia, WA 98504-7250, phone (360) 664-1174, fax (360) 586-1150, by 5:00 p.m., Monday, May 21, 2012.

WRITTEN COMMENTS: Written comments may be submitted to the commission at the address given above and should be filed with the commission no later than **Monday, May 21, 2012**.

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

- The docket number of this proceeding (UT-120451).
- The commenting party's name.
- The title and date of the comment or comments.

An alternative method for submitting comments may be by mailing/delivering an electronic copy on a 3 1/2 inch, IBM-formatted, high-density disk, in .pdf Adobe Acrobat format or in Word 97 or later. Include all of the information requested above. The commission will post on the commission's web site all comments that are provided in electronic format. The web site is located at <http://www.utc.wa.gov/120451>. If you are unable to file your comments electronically or to submit them on a disk, the commission will always accept a paper document.

Opportunity for further comment is anticipated. Information about the schedule and other aspects of the rule making, including comments, will be posted on the commission's web site as it becomes available. If you wish to receive further information on this rule making you may (1) call the commission's records center at (360) 664-1234, (2) e-mail the commission at records@utc.wa.gov, or (3) mail written comments to the address above to the attention of David W. Danner, executive director and secretary. When contacting the commission, please refer to Docket UT-120451 to ensure that you are placed on the appropriate service list. Questions may be addressed to John Cupp, at (360) 664-1113 or e-mail at jcupp@utc.wa.gov.

NOTICE

TO CONTINUE RECEIVING NOTICES AND INFORMATION ABOUT THIS RULE MAKING — The commission wants to ensure its mailings are sent to persons who are interested in the topic and want to receive that information. ANY PERSON WHO COMMENTS will continue to receive notices and information. If you do not submit comments but wish to remain on the mailing list for this rule making, please advise the records center by any one of the following methods: (1) Send a note with your name, address (or a copy of your mailing label), and telephone and fax numbers referencing Docket UT-120451, and the words "Please keep me on the mailing list"; or (2) e-mail your name, address, telephone and fax numbers, referencing Docket UT-120451, and the words "Please keep me on the mailing list" to records@utc.wa.gov. Please note that all information in the mailings will be accessible through the commission's internet web site at <http://www.utc.wa.gov/120451>. **THOSE INTERESTED PERSONS WHO DO NOT RESPOND MAY NOT RECEIVE FURTHER MAILINGS OR INFORMATION ON THE RULE MAKING.**

April 18, 2012

David W. Danner
Executive Director
and Secretary

WSR 12-09-091
PREPROPOSAL STATEMENT OF INQUIRY
HEALTH CARE AUTHORITY
 (Medicaid Program)

[Filed April 18, 2012, 11:10 a.m.]

Subject of Possible Rule Making: WAC 182-507-0130
 Refugee medical assistance (RMA), 182-507-0135 Immigra-

tion status requirement for refugee assistance, and possibly other related WAC sections.

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

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: With the passage of ESSHB [2E2SHB] 1738, the responsibility for refugee medical assistance (RMA) was transferred to the health care authority (HCA). HCA is now recodifying the rules for RMA under Title 182 WAC.

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

Process for Developing New Rule: HCA welcomes the public to take part in developing the rules. Anyone interested should contact the staff person identified below. At a later date, HCA will file a notice of proposed rule making (CR-102) with the office of the code reviser. A copy of the proposal will be sent to everyone on the mailing list and to anyone who requests a copy.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Kevin Sullivan, P.O. Box 45504, Olympia, WA 98504-5504, phone (360) 725-1344, fax (360) 586-9727, TTY 1-800-848-5429, e-mail kevin.sullivan@hca.wa.gov.

April 18, 2012
Kevin M. Sullivan
Rules Coordinator

date, DSHS will file a proposal with the office of the code reviser with a notice of proposed rule making. A copy of the proposal will be sent to everyone on the mailing list and to anyone who requests a copy.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Kathy Sayre, Rules Manager, P.O. Box 45330, Olympia, WA 98504-5330, phone (360) 725-1342, fax (360) 725-2280, e-mail kathy.sayre@dshs.wa.gov.

April 18, 2012
Katherine I. Vasquez
Rules Coordinator

WSR 12-09-093

PREPROPOSAL STATEMENT OF INQUIRY

DEPARTMENT OF

SOCIAL AND HEALTH SERVICES

(Aging and Disability Services Administration)

[Filed April 18, 2012, 11:15 a.m.]

Subject of Possible Rule Making: WAC 388-865-0536 Standards for administration, 388-865-0755 Standards for administration, and other related rules, as appropriate.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 10.31.110, 71.05.153, 71.05.190, and chapter 74.09 RCW.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: Amends rules to comply with SSB 5452 that requires, in-part, procedures to ensure a facility documents in an individual's clinical record that the mental health provider informed the arresting officer of the individual's release from the facility by agreement to voluntarily participate in outpatient treatment when the arresting officer specifically requested notification and provided contact information.

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

Process for Developing New Rule: DSHS welcomes the public to take part in developing the rules. Anyone interested should contact the staff person identified below. At a later