

**OFFICE OF THE CODE REVISER**  
**Quarterly Rule-Making Report**  
**Covering Registers 22-07 through 22-12**

Type of Activity	New	Amended	Repealed
<b>AGRICULTURE, DEPARTMENT OF</b>			
<b>Type of Activity</b>	<b>New</b>	<b>Amended</b>	<b>Repealed</b>
Number of Permanent Rules Adopted	6	4	2
Number of Rules Adopted as Emergency Rules	7	1	0
Number of Rules Proposed for Permanent Adoption	13	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	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	0	0	0
Number of Sections Adopted using Pilot Rule Making	0	0	0
<b>BELLEVUE COLLEGE</b>			
<b>Type of Activity</b>	<b>New</b>	<b>Amended</b>	<b>Repealed</b>
Number of Rules Proposed for Permanent Adoption	9	0	33
<b>BUILDING CODE COUNCIL</b>			
<b>Type of Activity</b>	<b>New</b>	<b>Amended</b>	<b>Repealed</b>
Number of Permanent Rules Adopted	1	7	0
Number of Rules Adopted as Emergency Rules	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	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	0	0	0
Number of Sections Adopted using Pilot Rule Making	0	0	0
<b>CHARTER SCHOOL COMMISSION</b>			
<b>Type of Activity</b>	<b>New</b>	<b>Amended</b>	<b>Repealed</b>
Number of Rules Proposed for Permanent Adoption	0	8	0
<b>CHILDREN, YOUTH, AND FAMILIES, DEPARTMENT OF</b>			
<b>Type of Activity</b>	<b>New</b>	<b>Amended</b>	<b>Repealed</b>
Number of Permanent Rules Adopted	2	177	3
Number of Rules Adopted as Emergency Rules	0	8	0
Number of Rules Proposed for Permanent Adoption	2	14	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	0	0	0
Number of Sections Adopted on the Agency's own Initiative	0	2	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>COMMERCE, DEPARTMENT OF</b>			
<b>Type of Activity</b>	<b>New</b>	<b>Amended</b>	<b>Repealed</b>

Type of Activity	New	Amended	Repealed
Number of Permanent Rules Adopted	0	1	0
Number of Rules Proposed for Permanent Adoption	4	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	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	0	0	0
Number of Sections Adopted using Pilot Rule Making	0	0	0

**CORRECTIONS, DEPARTMENT OF**

Type of Activity	New	Amended	Repealed
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	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	0	0	0
Number of Sections Adopted using Pilot Rule Making	0	0	0

**CRIMINAL JUSTICE TRAINING COMMISSION**

Type of Activity	New	Amended	Repealed
Number of Rules Proposed for Permanent Adoption	7	57	6

**EASTERN WASHINGTON UNIVERSITY**

Type of Activity	New	Amended	Repealed
Number of Permanent Rules Adopted	1	11	1
Number of Rules Proposed for Permanent Adoption	1	11	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	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	0	0	0
Number of Sections Adopted using Pilot Rule Making	0	0	0

**ECOLOGY, DEPARTMENT OF**

Type of Activity	New	Amended	Repealed
Number of Permanent Rules Adopted	0	2	0
Number of Rules Proposed for Permanent Adoption	78	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	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	0	0
Number of Sections Adopted using Pilot Rule Making	0	0	0

**EDUCATION, STATE BOARD OF**

Type of Activity	New	Amended	Repealed
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Type of Activity	New	Amended	Repealed
Number of Permanent Rules Adopted	3	5	0
Number of Rules Proposed for Permanent Adoption	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	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	0	0	0
Number of Sections Adopted using Pilot Rule Making	0	0	0
<b>EMPLOYMENT SECURITY DEPARTMENT</b>			
Type of Activity	New	Amended	Repealed
Number of Permanent Rules Adopted	0	4	0
Number of Rules Adopted as Emergency Rules	1	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	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	0	0
Number of Sections Adopted using Pilot Rule Making	0	0	0
<b>ENGINEERS AND LAND SURVEYORS, BOARD OF REGISTRATION FOR PROFESSIONAL</b>			
Type of Activity	New	Amended	Repealed
Number of Permanent Rules Adopted	0	1	0
Number of Rules Proposed for Permanent Adoption	2	9	2
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	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	0	0
Number of Sections Adopted using Pilot Rule Making	0	0	0
<b>ENTERPRISE SERVICES, DEPARTMENT OF</b>			
Type of Activity	New	Amended	Repealed
Number of Rules Proposed for Permanent Adoption	0	6	0
<b>EVERGREEN STATE COLLEGE, THE</b>			
Type of Activity	New	Amended	Repealed
Number of Rules Proposed for Permanent Adoption	0	11	3
<b>EXECUTIVE ETHICS BOARD</b>			
Type of Activity	New	Amended	Repealed
Number of Rules Proposed for Permanent Adoption	0	6	0
<b>FINANCIAL MANAGEMENT, OFFICE OF</b>			
Type of Activity	New	Amended	Repealed
Number of Permanent Rules Adopted	3	29	1
Number of Rules Proposed for Permanent Adoption	3	30	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	0	0
Number of Sections Adopted in Order to Comply with Federal Rules or Standards	0	0	0

Type of Activity	New	Amended	Repealed
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	0	0	0
Number of Sections Adopted using Pilot Rule Making	0	0	0
<b>FISH AND WILDLIFE, DEPARTMENT OF</b>			
Type of Activity	New	Amended	Repealed
Number of Permanent Rules Adopted	3	20	2
Number of Rules Adopted as Emergency Rules	61	0	48
Number of Rules Proposed for Permanent Adoption	1	18	0
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	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	0	0	0
Number of Sections Adopted using Pilot Rule Making	0	0	0
<b>GAMBLING COMMISSION</b>			
Type of Activity	New	Amended	Repealed
Number of Permanent Rules Adopted	0	1	0
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	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	0	0	0
Number of Sections Adopted using Pilot Rule Making	0	0	0
<b>GRAYS HARBOR COLLEGE</b>			
Type of Activity	New	Amended	Repealed
Number of Rules Proposed for Permanent Adoption	0	2	0
<b>GREEN RIVER COLLEGE</b>			
Type of Activity	New	Amended	Repealed
Number of Permanent Rules Adopted	9	0	5
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	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	0	0
Number of Sections Adopted using Pilot Rule Making	0	0	0
<b>HEALTH CARE AUTHORITY</b>			
Type of Activity	New	Amended	Repealed
Number of Permanent Rules Adopted	5	31	0
Number of Rules Adopted as Emergency Rules	0	4	0
Number of Rules Proposed for Permanent Adoption	6	80	0

Type of Activity	New	Amended	Repealed
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	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	0	0	0
Number of Sections Adopted using Pilot Rule Making	0	0	0

**HEALTH, DEPARTMENT OF**

Type of Activity	New	Amended	Repealed
Number of Permanent Rules Adopted	24	101	12
Number of Rules Adopted as Emergency Rules	14	19	0
Number of Rules Proposed for Permanent Adoption	13	49	10
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	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	0	0
Number of Sections Adopted using Pilot Rule Making	0	0	0

**HIGHLINE COLLEGE**

Type of Activity	New	Amended	Repealed
Number of Rules Adopted as Emergency Rules	0	3	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	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	0	0
Number of Sections Adopted using Pilot Rule Making	0	0	0

**HORSE RACING COMMISSION**

Type of Activity	New	Amended	Repealed
Number of Permanent Rules Adopted	1	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	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	0	0	0
Number of Sections Adopted using Pilot Rule Making	0	0	0

**INDUSTRIAL INSURANCE APPEALS, BOARD OF**

Type of Activity	New	Amended	Repealed
Number of Rules Proposed for Permanent Adoption	0	7	0

**INSURANCE COMMISSIONER, OFFICE OF THE**

Type of Activity	New	Amended	Repealed
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Type of Activity	New	Amended	Repealed
Number of Permanent Rules Adopted	0	1	0
Number of Rules Proposed for Permanent Adoption	3	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	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	0	0
Number of Sections Adopted using Pilot Rule Making	0	0	0
<b>LABOR AND INDUSTRIES, DEPARTMENT OF</b>			
Type of Activity	New	Amended	Repealed
Number of Permanent Rules Adopted	11	6	1
Number of Rules Adopted as Emergency Rules	59	22	0
Number of Rules Proposed for Permanent Adoption	10	39	8
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	0	0	0
Number of Sections Adopted using Negotiated Rule Making	0	0	0
Number of Sections Adopted using Other Alternative Rule Making	6	0	0
Number of Sections Adopted using Pilot Rule Making	0	0	0
<b>LICENSING, DEPARTMENT OF</b>			
Type of Activity	New	Amended	Repealed
Number of Permanent Rules Adopted	0	1	0
Number of Rules Adopted as Emergency Rules	0	1	0
Number of Rules Proposed for Permanent Adoption	1	5	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	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	0	0
Number of Sections Adopted using Pilot Rule Making	0	0	0
<b>LIQUOR AND CANNABIS BOARD</b>			
Type of Activity	New	Amended	Repealed
Number of Rules Proposed for Permanent Adoption	3	85	0
Number of Rules Withdrawn	1	13	0
<b>LOTTERY, WASHINGTON STATE</b>			
Type of Activity	New	Amended	Repealed
Number of Permanent Rules Adopted	1	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	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	0	0

Type of Activity	New	Amended	Repealed
Number of Sections Adopted using Pilot Rule Making	0	0	0
<b>MILITARY DEPARTMENT</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>PIERCE COLLEGE</b>			
<b>Type of Activity</b>	<b>New</b>	<b>Amended</b>	<b>Repealed</b>
Number of Rules Adopted as Emergency Rules	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	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	0	0	0
Number of Sections Adopted using Pilot Rule Making	0	0	0
<b>PILOTAGE COMMISSIONERS, BOARD OF</b>			
<b>Type of Activity</b>	<b>New</b>	<b>Amended</b>	<b>Repealed</b>
Number of Rules Adopted as Emergency Rules	0	2	0
Number of Rules Proposed for Permanent Adoption	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	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	0	0	0
Number of Sections Adopted using Pilot Rule Making	0	0	0
<b>POLLUTION LIABILITY INSURANCE AGENCY</b>			
<b>Type of Activity</b>	<b>New</b>	<b>Amended</b>	<b>Repealed</b>
Number of Permanent Rules Adopted	4	0	0
Number of Rules Proposed for Permanent Adoption	1	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	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	0	0	0
Number of Sections Adopted using Pilot Rule Making	0	0	0
<b>PROFESSIONAL EDUCATOR STANDARDS BOARD</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	3	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	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

Type of Activity	New	Amended	Repealed
Number of Sections Adopted using Other Alternative Rule Making	0	0	0
Number of Sections Adopted using Pilot Rule Making	0	0	0
<b>PUBLIC DISCLOSURE COMMISSION</b>			
Type of Activity	New	Amended	Repealed
Number of Rules Proposed for Permanent Adoption	0	1	0
<b>PUBLIC INSTRUCTION, SUPERINTENDENT OF</b>			
Type of Activity	New	Amended	Repealed
Number of Permanent Rules Adopted	0	5	2
Number of Rules Adopted as Emergency Rules	3	9	8
Number of Rules Proposed for Permanent Adoption	2	15	8
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	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	0	0
Number of Sections Adopted using Pilot Rule Making	0	0	0
<b>REDISTRICTING COMMISSION</b>			
Type of Activity	New	Amended	Repealed
Number of Permanent Rules Adopted	1	1	0
Number of Rules Proposed for Permanent Adoption	1	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	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	0	0	0
Number of Sections Adopted using Pilot Rule Making	0	0	0
<b>RETIREMENT SYSTEMS, DEPARTMENT OF</b>			
Type of Activity	New	Amended	Repealed
Number of Permanent Rules Adopted	1	4	0
Number of Rules Proposed for Permanent Adoption	2	25	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	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	0	0
Number of Sections Adopted using Pilot Rule Making	0	0	0
<b>REVENUE, DEPARTMENT OF</b>			
Type of Activity	New	Amended	Repealed
Number of Permanent Rules Adopted	0	1	0
Number of Rules Proposed for Permanent Adoption	1	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	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



Type of Activity	New	Amended	Repealed
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>SECRETARY OF STATE</b>			
Type of Activity	New	Amended	Repealed
Number of Permanent Rules Adopted	4	10	0
Number of Rules Adopted as Emergency Rules	0	1	0
Number of Rules Proposed for Permanent Adoption	5	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	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	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	6	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>SOCIAL AND HEALTH SERVICES, DEPARTMENT OF</b>			
Type of Activity	New	Amended	Repealed
Number of Permanent Rules Adopted	35	25	0
Number of Rules Adopted as Emergency Rules	13	23	5
Number of Rules Proposed for Permanent Adoption	8	28	18
Number of Rules Withdrawn	2	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	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	1	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	0	0
Number of Sections Adopted using Pilot Rule Making	0	0	0
<b>SPOKANE, COMMUNITY COLLEGES OF</b>			
Type of Activity	New	Amended	Repealed
Number of Permanent Rules Adopted	1	3	0
Number of Rules Proposed for Permanent Adoption	1	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	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	0	0
Number of Sections Adopted using Pilot Rule Making	0	0	0
<b>STUDENT ACHIEVEMENT COUNCIL</b>			
Type of Activity	New	Amended	Repealed
Number of Permanent Rules Adopted	15	0	9
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	0	0	0

Type of Activity	New	Amended	Repealed
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>TAX APPEALS, BOARD OF</b>			
Type of Activity	New	Amended	Repealed
Number of Permanent Rules Adopted	9	7	6
Number of Rules Proposed for Permanent Adoption	2	33	7
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	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	0	0
Number of Sections Adopted using Pilot Rule Making	0	0	0
<b>TRANSPORTATION IMPROVEMENT BOARD</b>			
Type of Activity	New	Amended	Repealed
Number of Permanent Rules Adopted	0	14	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	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	0	0
Number of Sections Adopted using Pilot Rule Making	0	0	0
<b>TRANSPORTATION, DEPARTMENT OF</b>			
Type of Activity	New	Amended	Repealed
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	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	0	0	0
Number of Sections Adopted using Pilot Rule Making	0	0	0
<b>UTILITIES AND TRANSPORTATION COMMISSION</b>			
Type of Activity	New	Amended	Repealed
Number of Rules Proposed for Permanent Adoption	1	30	0
<b>WASHINGTON STATE UNIVERSITY</b>			
Type of Activity	New	Amended	Repealed
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	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

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Type of Activity	New	Amended	Repealed
Number of Sections Adopted using Other Alternative Rule Making	0	0	0
Number of Sections Adopted using Pilot Rule Making	0	0	0
<b>WESTERN WASHINGTON UNIVERSITY</b>			
Type of Activity	New	Amended	Repealed
Number of Rules Proposed for Permanent Adoption	0	10	0
<hr/>			
<b>TOTALS FOR THE QUARTER:</b>	<b>New</b>	<b>Amended</b>	<b>Repealed</b>
Number of Permanent Rules Adopted	141	490	44
Number of Rules Adopted as Emergency Rules	158	100	61
Number of Rules Proposed for Permanent Adoption	180	628	97
Number of Rules Withdrawn	3	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	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	1	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	0	8	0
Number of Sections Adopted using Negotiated Rule Making	0	6	0
Number of Sections Adopted using Other Alternative Rule Making	7	0	0
Number of Sections Adopted using Pilot Rule Making	0	0	0

**WSR 22-13-005**

**NOTICE OF PUBLIC MEETINGS**

**WASHINGTON STATE LOTTERY**

(Lottery Commission)

[Filed June 2, 2022, 8:22 a.m.]

Washington's lottery commission has changed the following regular meeting:

From: August 18, 2022, TBD.

To: August 18, 2022, Lottery Headquarters and Microsoft Teams meeting.

If you require additional information, please contact Stephanie Porter at 360-810-2887, or email [SPorter@walottery.com](mailto:SPorter@walottery.com).

WSR 22-13-006

INTERPRETIVE STATEMENT

DEPARTMENT OF REVENUE

[Filed June 2, 2022, 8:51 a.m.]

INTERPRETIVE STATEMENT ISSUED

The department of revenue has issued the following excise tax advisory (ETA):

***ETA 3231.2022 Applicability of Leasehold Excise Tax to Occupancy and Use of Public Sidewalks by Private Businesses***

This ETA provides guidance regarding when the occupancy and use of a public sidewalk by a private business is subject to the leasehold excise tax.

A copy of this document is available via the internet at Rule and Tax Advisory Adoptions and Repeals.

Atif Aziz  
Tax Policy Manager  
Rules Coordinator

**WSR 22-13-011**

**HEALTH CARE AUTHORITY**

(Health Technology Clinical Committee)

[Filed June 2, 2022, 10:06 a.m.]

The health technology clinical committee reached a final coverage decision for the following technology at their May 20, 2022, public meeting:

Acupuncture for chronic migraine and chronic tension-type headache      Decision No: 20220318A

All documents related to this evidence assessment, including the final coverage decision, is available on the health technology assessment program website [www.hca.wa.gov/about-hca/health-technology-assessment](http://www.hca.wa.gov/about-hca/health-technology-assessment).

For further information, contact Melanie Golob, MS, HTA program and FFS operations manager, health services, health technology assessment, clinical quality and care transformation, office 360-725-0793, [melanie.golob@hca.wa.gov](mailto:melanie.golob@hca.wa.gov).

**WSR 22-13-028**

**PUBLIC RECORDS OFFICER  
OFFICE OF MINORITY AND  
WOMEN'S BUSINESS ENTERPRISES**

[Filed June 6, 2022, 8:04 a.m.]

Pursuant to RCW 42.56.580, the public records officer for the Office of Minority and Women's Business Enterprises is Julie Bracken, 1110 Capitol Way South, Suite 150, Olympia, WA 98501, phone 360-664-9750, fax 360-586-1463, email julieb@omwbe.wa.gov and publicrecords@omwbe.wa.gov.

Lisa van der Lugt  
Director

**WSR 22-13-029**  
**RULES COORDINATOR**  
**OFFICE OF MINORITY AND**  
**WOMEN'S BUSINESS ENTERPRISES**  
[Filed June 6, 2022, 8:05 a.m.]

Pursuant to RCW 34.05.312, the rules coordinator for the Office of Minority and Women's Business Enterprises is Julie Bracken, 1110 Capitol Way South, Suite 150, Olympia, WA 98501, phone 360-664-9750, fax 360-586-1463, email julieb@omwbe.wa.gov and rules@omwbe.wa.gov.

Lisa van der Lugt  
Director



WSR 22-13-030

NOTICE OF PUBLIC MEETINGS

BILLY FRANK JR NATIONAL STATUARY

HALL SELECTION COMMITTEE

[Filed June 6, 2022, 8:50 a.m.]

Update to June 14 meeting, hybrid option available. Online  
<https://us06web.zoom.us/j/85477450163>; in-person at Nisqually Tribe,  
4840 Journey Street S.E., Olympia, WA 98513.

**WSR 22-13-031  
NOTICE OF PUBLIC MEETINGS  
STATE INDEPENDENT  
LIVING COUNCIL**

[Filed June 6, 2022, 10:00 a.m.]

The Washington state independent living council has made the following modifications to its 2022 quarterly meeting schedule: Thursday, July 14, 2022. This meeting will be held from 10:00 a.m. - 2:45 p.m. online via Zoom. A time for public comment will be available. All are welcome to attend. Join Zoom meeting <https://dshs-telehealth.zoom.us/j/85675829538?pwd=TmN3M3I4dDJ3SEN0SWE0WS9YeVVFUT09>, Meeting ID 856 7582 9538, Passcode 184833.

WSR 22-13-032

AGENDA

ATTORNEY GENERAL'S OFFICE

[Filed June 6, 2022, 10:38 a.m.]

**Semi-Annual Rule-Making Agenda  
July 1 through December 31, 2022**

This is the office of the attorney general's semi-annual rule-making agenda for publication in the Washington State Register pursuant to RCW 34.05.314. The office may have additional rule making as conditions warrant.

Should you have questions about this rule-making agenda, please contact Elaine Ganga, Rules Coordinator, P.O. Box 40100, Olympia, WA 98504-0100, 360-753-9672, elaine.ganga@atg.wa.gov. Additional contact information for particular rules is provided below.

There is no rule making anticipated at this time.

Elaine Ganga  
Rules Coordinator

## WSR 22-13-033

## AGENDA

## BOARD OF ACCOUNTANCY

[Filed June 6, 2022, 11:20 a.m.]

Semi-Annual Rules Development Agenda  
July through December 2022

The Washington state board of accountancy's semi-annual, rules development agenda follows for publication in the Washington State Register under RCW 34.05.314.

This agenda is for information purposes, and the noted dates of anticipated activity are estimates. Additional rule development activity not on the agenda may occur as conditions warrant.

If you have questions about this rule development agenda, please contact Jennifer Sciba, Acting Executive Director, P.O. Box 9131, Olympia, WA 98507-9131, phone 360-586-0952, email Jennifer.sciba@acb.wa.gov.

WAC Citation	Subject Matter	Anticipated Activity Dates		
		Preproposal (CR-101)	Proposed (CR-102) or Expedited (CR-105)	Permanent (CR-103)
4-30-040	What are the requirements concerning integrity and objectivity?	March 2022	November 2022	February 2023
4-30-042	When is independence required?	March 2022	November 2022	February 2023
4-30-044	What restrictions govern commissions, referral, and contingent fees?	March 2022	November 2022	February 2023
4-30-046	What are the requirements concerning competence?	March 2022	November 2022	February 2023
4-30-048	Compliance is required with which rules, regulations and professional standards?	March 2022	November 2022	February 2023
4-30-050	Records and clients confidential information.	March 2022	November 2022	February 2023
4-30-051	Client records.	March 2022	November 2022	February 2023
4-30-052	What acts are considered discreditable?	March 2022	November 2022	February 2023
4-30-054	What are the limitations on advertising and other forms of solicitation?	March 2022	November 2022	February 2023
4-30-056	What are the limitations regarding individual and firm names?	March 2022	November 2022	February 2023
4-30-058	Does the board authorize the use of any other titles or designations?	March 2022	November 2022	February 2023

Jennifer Sciba  
Acting Executive Director

WSR 22-13-036

DEPARTMENT OF

LABOR AND INDUSTRIES

[Filed June 6, 2022, 4:30 p.m.]

Prevailing Rate of Wage Publication - Wage Rate Corrections

Pursuant to RCW 39.12.015, 39.12.020 and WAC 296-127-011, on June 6, 2022, the industrial statistician determined and published on the internet a correction to multiple prevailing wage rates. The corrected rates become effective 30 days from publication on July 6, 2022, and impact multiple counties in Washington state.

For more information on prevailing wage or a copy of the rates, please visit our website at <https://lni.wa.gov/licensing-permits/public-works-projects/prevailing-wage-rates/> or call 360-902-5335.

Tracy West  
Rules Coordinator

WSR 22-13-039

**AGENDA**

**OFFICE OF THE CODE REVISER**

[Filed June 7, 2022, 9:53 a.m.]

**Semi-Annual Rule-Making Agenda  
July through December 2022**

The office of the code reviser does not anticipate any rule-making activity for the period of July through December 2022. There may be additional rule-making activity not on the agenda as conditions warrant.

If you have questions about this rule-making agenda, please contact Jennifer Meas, Rules Coordinator, P.O. Box 40551, Olympia, WA 98504-0551, phone 360-786-6697, email [Jennifer.Meas@leg.wa.gov](mailto:Jennifer.Meas@leg.wa.gov).

Jennifer C. Meas  
Rules Coordinator

**WSR 22-13-040**  
**NOTICE OF PUBLIC MEETINGS**  
**TRANSPORTATION IMPROVEMENT BOARD**  
[Filed June 7, 2022, 10:44 a.m.]

**2023 Meeting Locations**

January 26 - 27	Olympia
March 23 - 24	Kent vicinity
May 18 - 19	Wenatchee
September 21 - 22	Walla Walla
November 30 - December 1	Bellevue vicinity

## WSR 22-13-041

## DEPARTMENT OF ECOLOGY

[Filed June 7, 2022, 11:01 a.m.]

## PUBLIC NOTICE

**Announcing the Safer Products for Washington Report to the Legislature on Regulatory Determinations**

This notifies the public that the Washington department of ecology's (ecology) safer products for Washington program published the final report to the legislature on regulatory determinations. The report on regulatory determinations is available on the ecology website at <https://apps.ecology.wa.gov/publications/summarypages/2204018.html>.

Ecology published a draft report on November 17, 2021, and held a 75-day public comment period ending January 28, 2022, to allow stakeholders and the public to review and comment on the draft regulatory determinations. After considering over 700 comments received on the draft report, ecology conducted additional research and consulted with the Washington department of health.

Based on this additional work, our regulatory determinations are restrictions on the following chemical-product combinations:

- Organohalogen flame retardants in external plastic device casings for electric and electronic products intended for indoor use.
- Organohalogen and organophosphate flame retardants in chapter 70A.430 RCW in recreational polyurethane:
  - Uncovered foam
  - Covered floor mats
  - Covered flooring
  - Outdoor recreational products
- PFAS in:
  - Carpets and rugs
  - Indoor leather and textile furniture and furnishings
  - Aftermarket stain- and water-resistance treatments for leather and textile products
- Bisphenols in:
  - Thermal paper
  - Drink can linings
- APEs in laundry detergent.
- Ortho-phthalates in:
  - Vinyl flooring
  - Fragrances used in personal care and beauty products

Our regulatory determinations are reporting requirements for the following chemical-product combinations:

- Organohalogen flame retardants in external plastic device casings for electric and electronic products intended for outdoor use.
- Organohalogen and organophosphate flame retardants listed in chapter 70A.430 RCW in recreational polyurethane covered wall padding.
- PFAS in outdoor leather and textile furniture and furnishings.
- Bisphenols in food can linings.

**Identification of peer-reviewed science and other sources of information:** Find this information in the citation list in Appendix B within the report to the legislature, ecology publication #22-04-018.

**Rule-making process:** To implement these regulatory determinations, ecology will use a rule-making process in accordance with the



Administrative Procedure Act. Ecology will develop new chapter 173-337 WAC, Safer products restrictions and reporting. This rule aims to reduce toxic chemicals in consumer products. See more on the safer products for Washington rule-making web page <https://ecology.wa.gov/SaferProductsRule>.

More information: Find more details about the safer products for Washington program on the stakeholder web page <https://bit.ly/SaferProductsWA>.

For information, or to request copies of the report on regulatory determinations, contact the safer products for Washington program: Department of Ecology, P.O. Box 47600, Olympia, WA 98504-7600, phone 360-407-6700, email [SaferProductsWA@ecy.wa.gov](mailto:SaferProductsWA@ecy.wa.gov).

If you require special accommodations or need this public notice in a format for the visually impaired, contact ecology by phone at 360-407-6700 or email at [hwtrpubs@ecy.wa.gov](mailto:hwtrpubs@ecy.wa.gov). Persons with hearing loss can call 711 for Washington relay service. Persons with a speech disability can call 877-833-6341.

**WSR 22-13-042**

**NOTICE OF PUBLIC MEETINGS**

**WASHINGTON STATE LOTTERY**

(Lottery Commission)

[Filed June 7, 2022, 1:31 p.m.]

Washington's lottery commission has changed the following regular meeting:

From: June 23, 2022, Lottery Headquarters and Microsoft Teams meeting.

To: Cancelled.

If you require additional information, please contact Stephanie Porter at 360-480-5385, or email [SPorter@walottery.com](mailto:SPorter@walottery.com).

WSR 22-13-050

NOTICE OF PUBLIC MEETINGS

DEPARTMENT OF HEALTH

(Board of Nursing Home Administrators)

[Filed June 8, 2022, 9:54 a.m.]

In accordance with the Open Public Meeting[s] Act (chapter 42.30 RCW) and the Administrative Procedure Act (chapter 34.05 RCW), the following is a revised schedule of regular meetings for the department of health (DOH) board of nursing home administrators for the year 2022. The board of nursing home administrators meetings are open to the public and access for persons with disabilities may be arranged with advance notice; please contact the staff person shown below for more information.

Agendas for the meetings listed below are made available in advance via GovDelivery and DOH website. Every attempt is made to ensure that the agenda is up-to-date. However, the board of nursing home administrators reserves the right to change or amend agendas at the meeting. Given the uncertainty of holding in-person meetings in 2022, we are assuming that all meetings will be held virtually.

Date	Time	Location
January 28, 2022	9:00 a.m.	Virtual via Microsoft Teams
April 29, 2022	9:00 a.m.	Virtual via Microsoft Teams
July 15, 2022	9:00 a.m.	Virtual via Microsoft Teams
October 21, 2022	9:00 a.m.	Virtual via Microsoft Teams

If you need further information, please contact Kendra Pitzler, Program Manager, DOH, Board of Nursing Home Administrators, P.O. Box 47852, Olympia, WA 98504-7852, phone 360-236-4723, fax 360-236-2901, email Kendra.Pitzler@doh.wa.gov, web www.doh.wa.gov.

Please be advised the board of nursing home administrators is required to comply with the Public Disclosure [Records] Act, chapter 42.56 RCW. This act establishes a strong state mandate in favor of disclosure of public records. As such, the information you submit to the board, including personal information, may ultimately be subject to disclosure as a public record.

WSR 22-13-059

INTERPRETIVE STATEMENT

DEPARTMENT OF REVENUE

[Filed June 8, 2022, 2:48 p.m.]

INTERPRETIVE STATEMENT ISSUED

The department of revenue has issued the following excise tax advisory (ETA):

***ETA 3232.2022 Estate Tax Deduction for Selling Expenses Incurred in Administering an Estate***

This ETA addresses the deductibility from the Washington gross estate of selling expenses that estates may incur during the administration of an estate, such as expenses from the sale of real estate.

A copy of this document is available via the internet at Rule and Tax Advisory Adoptions and Repeals.

Atif Aziz  
Tax Policy Manager  
Rules Coordinator

**WSR 22-13-062**  
**CLEMENCY AND PARDONS BOARD**  
 [Filed June 8, 2022, 4:13 p.m.]

**AMENDED Notice of Quarterly Hearing**

The Washington state clemency and pardons board hereby gives notice of its quarterly hearings scheduled for June 9 and 10, 2022, via virtual hearing, starting at 9:00 a.m.<sup>1</sup> The following petitions will be considered by the board<sup>2</sup>:

<sup>1</sup> Please note that all board hearings are recorded by a court reporter, open to the public, and broadcast on the state public affairs network, TVW.  
<sup>2</sup> [No footnote provided by agency.]

**June 9, 2022:**

Petitioner:	County of Conviction:	Relief Requested:
Link, Lonnie	Spokane	Commutation
McGaha, Bradley	Okanogan	Pardon
Lane, Julie	Snohomish	Pardon
Cote, Jacob	Snohomish	Pardon
Williams, Joseph	Snohomish	Update and vote
Kincaid, William	Yakima	Commutation

TVW link: Morning, <https://tvw.org/video/washington-state-clemency-pardons-board-2022061035/?eventID=2022061035>.

TVW link: Afternoon, <https://tvw.org/video/washington-state-clemency-pardons-board-2022061036/?eventID=2022061036>.

**June 10, 2022:**

Petitioner:	County of Conviction:	Relief Requested:
Spurgeon, Steven	King	Commutation
Larsen, Kristopher	King	Pardon
Carter, Spencer	Benton	Commutation
Tillmon, Jessup	Thurston	Commutation
Morgan, John	Clark	Pardon

TVW link: Morning, <https://tvw.org/video/washington-state-clemency-pardons-board-2022061037/?eventID=2022061037>.

TVW link: Afternoon, <https://tvw.org/video/washington-state-clemency-pardons-board-2022061038/?eventID=2022061038>.

Pedro, Brandon, King - *Continued* due to 6164 review.

This notice shows petitions that are already scheduled for future hearing dates. There are files still under review by the preliminary review committee that will be added to both the September and December 2022 agendas. The purpose of publishing the known future hearings is to give the stakeholders more advance notice.

**Matters already approved for future hearings:**

Petitioner:	County of Conviction:	Relief Requested:	Hearing Date:
Smith, Andrew	Spokane	Pardon	Not scheduled yet
Thompson, Lennie	Cowlitz	Pardon	Not scheduled yet
Matson, James	Lewis	Pardon	Not scheduled yet
Turk, Jeffrey	Snohomish	Pardon	September 8, 2022
Channon, Thomas	Pierce	Commutation	September 8, 2022
Ros, David	King - Expedited	Pardon	September 9, 2022

Petitioner:	County of Conviction:	Relief Requested:	Hearing Date:
Macas, Minviluz	King	Commutation	December 9, 2022
Godfrey, Anthony	Pierce	Commutation	December 8, 2022
Grisby, Henry	King	Commutation	December 9, 2022
Mora, Jose	Grant	Commutation	
Ramsey, Sheri	Yakima	Commutation	
Martin, William	Spokane	Commutation	
Lewis, Ray	King	Commutation	
Carter, Robert	Kitsap	Commutation	
Lennon, David	Benton	Commutation	
Hutcheson, James	King	Commutation	
McDaniel, Mary Jo	Pierce	Commutation	
Powers, Bryan	Clark	Commutation	

WSR 22-13-065

NOTICE OF PUBLIC MEETINGS

CENTER FOR DEAF AND  
HARD OF HEARING YOUTH

[Filed June 9, 2022, 9:53 a.m.]

The Washington Center for Deaf and Hard of Hearing Youth board of trustees will be holding the following board meetings for the remainder of 2022. At this time, board meetings will be held in a hybrid model with in-person attendance and a virtual option. This remains in compliance with the Open Public Meetings Act.

July 20, 2022	9:00 [a.m.] - 4:00 [p.m.]
July 21, 2022	10:00 [a.m.] - 12:30 [p.m.]
September 30, 2022	10:00 [a.m.] - 3:00 [p.m.]
October 28, 2022	10:00 [a.m.] - 3:00 [p.m.]
December 2, 2022	10:00 [a.m.] - 3:00 [p.m.]

**WSR 22-13-067**

**INTERPRETIVE STATEMENT**

**DEPARTMENT OF REVENUE**

[Filed June 9, 2022, 10:26 a.m.]

**INTERPRETIVE STATEMENT ISSUED**

The department of revenue has issued the following excise tax advisory (ETA):

**ETA 3233.2022 Discount Vouchers and Other Types of Payment or Credit Vouchers**

This ETA explains the tax treatment of discount vouchers and certain other types of payment or credit vouchers.

A copy of this document is available via the internet at Rule and Tax Advisory Adoptions and Repeals.

Atif Aziz  
Tax Policy Manager  
Rules Coordinator



**WSR 22-13-072**  
**NOTICE OF PUBLIC MEETINGS**  
**DEPARTMENT OF HEALTH**  
 (Board of Hearing and Speech)  
 [Filed June 9, 2022, 2:05 p.m.]

In accordance with the Open Public Meeting[s] Act (chapter 42.30 RCW) and the Administrative Procedure Act (chapter 34.05 RCW), the following is the schedule of regular meetings for the department of health (DOH), board of hearing and speech, for the year 2022. The board of hearing and speech meetings are open to the public and access for persons with disabilities may be arranged with advance notice; please contact the staff person below for more information.

Agendas for the meetings listed below are made available in advance via listserv and DOH website (see below). Every attempt is made to ensure that the agenda is up-to-date. However, the board of hearing and speech reserves the right to change or amend agendas at the meeting.

Date	Time	Location
February 4, 2022	9:00 a.m.	TBD - Webinar only
May 6, 2022	9:00 a.m.	TBD - Webinar only
July 29, 2022	9:00 a.m.	TBD - Webinar only
November 4, 2022	9:00 a.m.	TBD - Webinar only

Please be advised the board of hearing and speech is required to comply with the Public Disclosure [Records] Act, chapter 42.56 RCW. This act establishes a strong state mandate in favor of disclosure of public records. As such, the information you submit to the board, including personal information, may ultimately be subject to disclosure as a public record.

If you need further information, please contact Kim-Boi Shadduck, Program Manager, Board of Hearing and Speech, DOH, P.O. Box 47852, Olympia, WA 98504-7852, phone 360-236-2912, fax 360-236-2901, kim-boi.shadduck@doh.wa.gov, www.doh.wa.gov.

**WSR 22-13-076**  
**NOTICE OF PUBLIC MEETINGS**  
**STATE BOARD OF HEALTH**  
 [Filed June 9, 2022, 8:59 a.m.]

In accordance with the Open Public Meetings Act (chapter 42.30 RCW) and the Administrative Procedure Act (chapter 34.05 RCW), the following is the schedule of regular meetings for the Washington state board of health, for the year 2022. The board's meetings are open to the public and access for persons with disabilities may be arranged with advance notice; please contact the staff person below for more information.

Agendas for the meetings listed below are made available in advance via listserv and the board's website (see below). Every attempt is made to ensure that the agenda is up-to-date. However, the board reserves the right to change or amend agendas at the meeting.

**2022 Meeting Schedule**

Approved by the Board November 10, 2021  
 Update Approved by the Board June 8, 2022

<b>Meeting Date</b>	<b>Location</b>
Wednesday January 12, 2022	Likely virtual, TBD: Virtual meeting via Zoom webinar, hyperlink provided on website and agenda. Public attendees can preregister and access the meeting online.
Wednesday March 9, 2022	TBD: Virtual meeting via Zoom webinar, hyperlink provided on website and agenda. Public attendees can preregister and access the meeting online.
Wednesday April 13, 2022	Hold date - meet only if necessary.
Wednesday June 8, 2022	TBD: Virtual meeting via Zoom webinar, hyperlink provided on website and agenda. Public attendees can preregister and access the meeting online.
Wednesday July 13, 2022	Cancelled June 8, 2022
Wednesday August 10, 2022	TBD: Virtual meeting via Zoom webinar, hyperlink provided on website and agenda. Public attendees can preregister and access the meeting online.
Wednesday October 12, 2022	TBD: Virtual meeting via Zoom webinar, hyperlink provided on website and agenda. Public attendees can preregister and access the meeting online. <i>(Note: Possibly colocate with WSALPHO or EPHD meeting in mid-October; date TBD.)</i>

Meeting Date	Location
Wednesday November 9, 2022	TBD: Virtual meeting via Zoom webinar, hyperlink provided on website and agenda. Public attendees can preregister and access the meeting online. <i>(Note: Possibly colocate with WSAC and WSALPHO county leaders conference in mid- November, date TBD.)</i>

Start time is 9:30 a.m. unless otherwise specified. Time and locations subject to change as needed. See the board of health website for the most current information.

If you need further information, please contact Melanie Hisaw, Executive Assistant, Washington State Board of Health, P.O. Box 47990, phone 360-236-4110, email melanie.hisaw@sboh.wa.gov, web www.sboh.wa.gov, Olympia, WA 98504-7990.

Please be advised the Washington state board of health is required to comply with the Public Records Act, chapter 42.56 RCW. This act establishes a strong state mandate in favor of disclosure of public records. As such, the information you submit to the board, including personal information, may ultimately be subject to disclosure as a public record.

WSR 22-13-078

DEPARTMENT OF ECOLOGY

[Filed June 10, 2022, 11:21 a.m.]

PUBLIC NOTICE

**Chehalis Basin Board July 2022 Meeting**

The department of ecology's office of Chehalis Basin has determined the Chehalis Basin board meeting on July 7, 2022, will be held as a hybrid (in-person/virtual webinar) meeting. Board members and staff are encouraged to attend in person, but public participants should continue attending virtually until further notice. Board meetings will regularly be held in 2022 on the first Thursday of each month.

With current health and safety recognition surrounding the COVID-19 pandemic, the Chehalis Basin board will be determining location and approach for each meeting on a monthly basis from April - December 2022.

Meeting Name: Chehalis Basin board meeting.

Location (Hybrid): Port Commission Chambers, 111 South Wooding Street, Aberdeen, WA 98520; or Zoom online meeting <https://www.zoomgov.com/j/1611950990?pwd=dE95Z3E1WVhNczY5SEQ2YVhRdzNWZz09>, Call-in option 551-285-1373, Meeting ID 161-195-0990.

Date: July 7, 2022.

To request ADA accommodation for disabilities, or printed materials in a format for the visually impaired, call ecology at 360-407-6831 or visit <https://ecology.wa.gov/accessibility>. People with impaired hearing may call Washington relay service at 711. People with speech disability may call TTY at 877-833-6341.

WSR 22-13-081
RULES OF COURT
STATE SUPREME COURT
[June 9, 2022]

IN THE MATTER OF THE ) ORDER
SUGGESTED AMENDMENTS TO ) NO. 25700-A-1427
CrRLJ 4.2—STATEMENT OF )
DEFENDANT ON PLEA OF GUILTY )
[PLEA FORM] )

The Washington State Pattern Forms Committee, having recommended the adoption of the suggested amendments to CrRLJ 4.2—Statement of Defendant on Plea of Guilty [Plea Form], and the Court having considered the suggested amendments, and having determined that the suggested amendments will aid in the prompt and orderly administration of justice;

Now, therefore, it is hereby

ORDERED:

(a) That the suggested amendments as shown below are adopted.

(b) That pursuant to the emergency provisions of GR 9 (j) (1), the suggested amendments will be expeditiously published in the Washington Reports and will become effective June 9, 2022.

DATED at Olympia, Washington this 9th day of June, 2022.

Johnson, J.
Madsen, J.
Owens, J.
Stephens, J.
Gonzalez, C.J.
Gordon McCloud, J.
Yu, J.
Whitener, J.

CrRLJ 4.2

STATEMENT ON DEFENDANT ON PLEA OF GUILTY

(a) - (f) [Unchanged.]

(g) Written Statement. A written statement of the defendant in substantially the form set forth below shall be filed on a plea of guilty:

Court of Washington,
City/County of County of

No.
Statement of
Defendant on Plea of
Guilty (STDFG)
Plaintiff,
v.
Defendant.

- 1. My true name is
2. My age is
3. The last level of education I completed was:
4. I Have Been Informed and Fully Understand that:

(a) I have the right to representation by a lawyer and that if I cannot afford to pay for a lawyer, one will be provided at no expense to me.

(b) I am charged with:

Count	Crime	RCW or Ordinance (with subsection)
1.		
2.		
3.		
4.		

[ ] Count(s) \_\_\_\_\_ was (were) committed against an intimate partner.

[ ] Count(s) \_\_\_\_\_ was (were) committed against a family or household member.

The elements are:

[ ] as set out in the charging document.

[ ] as follows: \_\_\_\_\_

**5. I Understand That I Have the Following Important Rights, and I Give Them All Up by Pleading Guilty:**

(a) The right to a speedy and public trial by an impartial jury in the county where the crime is alleged to have been committed;

(b) The right to remain silent before and during trial, and the right to refuse to testify against myself;

(c) The right at trial to hear and question the witnesses who testify against me;

(d) The right at trial to testify and to have witnesses testify for me. These witnesses can be made to appear at no expense to me;

(e) The right to be presumed innocent unless the charge is proven beyond a reasonable doubt or I enter a plea of guilty;

(f) The right to appeal a finding of guilt after a trial.

**6. In Considering the Consequences of My Guilty Plea, I Understand That:**

(a) My right to appeal is limited.

(b) The crime with which I am charged carries a maximum sentence of \_\_\_\_\_ days in jail and a \$ \_\_\_\_\_ fine.

(c) The prosecuting authority will make the following recommendation to the judge:

(d) The judge does not have to follow anyone's recommendation as to ~~to~~ about the sentence. The judge can give me any sentence, up to the maximum authorized by law, no matter what the prosecuting authority or anyone else recommends.

(e) The judge may place me on probation for up to 5 years if I am sentenced for a domestic violence offense or under RCW 46.61.5055, or up to 2 years for all other offenses and impose conditions of probation. If the court orders me to appear at a hearing regarding my compliance with probation and I fail to attend the hearing, the term of probation will be tolled until I appear before the court on the record.

(f) The judge may require me to pay costs, fees, and assessments authorized by law. The judge may also order me to make restitution to any victims who lost money or property as a result of crimes I commit-

ted. The maximum amount of restitution is double the amount of the loss of all victims or double the amount of my gain.

(g) If I am not a citizen of the United States, a plea of guilty to an offense punishable as a crime under state law may be grounds for deportation, exclusion from admission to the United States, or denial of naturalization pursuant to the laws of the United States.

**Notification Relating to Specific Crimes: If any of the Following Paragraphs Apply, the Box Should Be Checked and the Paragraph Initialed by the Defendant.**

(h) The crime of \_\_\_\_\_ has a mandatory minimum sentence of \_\_\_\_\_ days in jail and a \$ \_\_\_\_\_ fine, plus costs and assessments.

(i) The crimes of prostitution, indecent exposure, permitting prostitution, and patronizing a prostitute have a mandatory assessment of \$ \_\_\_\_\_. The court may reduce up to 2/3 of this assessment if the court finds that I am not able to pay the assessment. RCW 9A.88.120.

(j) If this crime involves patronizing a prostitute, a condition of my sentence will be that I not be subsequently arrested for patronizing a prostitute or commercial sexual abuse of a minor. The court will impose crime-related geographical restrictions on me, unless the court finds they are not feasible. If this is my first offense, the court will order me to attend a program designed to educate me about the negative costs of prostitution.

(k) This plea of guilty will result in suspension or revocation of my driving license or privilege by the Department of Licensing for a minimum period of \_\_\_\_\_. The Department of Licensing may impose a longer period of suspension or revocation based upon my record of conviction. The Department of Licensing shall grant credit on a day-for-day basis for any portion of a license suspension, revocation, or denial arising out of the same incident, served prior to this plea of guilty. If you have already served an administrative suspension, revocation or denial under RCW 46.20.3101, the Department of Licensing may not require further suspension or revocation. Additional requirements and fees may apply. RCW 46.61.5055(9).

(l) I understand that RCW 46.20.265 requires that my driver's license be revoked if (a) the current offense is a violation under chapters 69.41 [legend drug], 69.50 [violation of the Uniform Controlled Substances Act], or 69.52 [imitation drugs] RCW, and I was under the age of 21 at the time of the offense **OR** (b) the current offense is a violation under RCW 9.41.040 (unlawful possession of firearm), and I was under the age of 18 at the time of the offense **OR** (c) the current offense is a violation under chapter 66.44 RCW [alcohol], and I was under the age of 18 at the time of the offense, **AND** if (a), (b), or (c) applies, the court finds that I previously committed an offense while armed with a firearm, an unlawful possession of a firearm offense, or an offense in violation of chapters 66.44, 69.41, 69.50, or 69.52 RCW.

(m) If I am convicted for violating a domestic violence protection order ~~issued under chapter 26.50 RCW~~, the court shall impose a mandatory fine of \$15. RCW 26.50.110; (effective July 1, 2022) RCW 7.105.450.

(n) I may not possess, own, or have under my control any firearm, and under federal law, any firearm or ammunition, unless my right to do so is restored by the court of record that ordered the prohibition on possession of a firearm or the superior court in Washington State where I live, and by a federal court if required.

(o) Concealed Pistol License (CPL):

If I am convicted of carrying a weapon apparently capable of producing bodily harm under RCW 9.41.270, my CPL will be revoked.

OR

If I am convicted of knowingly possessing a dangerous weapon on school facilities or areas of facilities while being used for official meetings of a school district board of directors under RCW 9.41.280, my CPL will be revoked for a period of 3 years, and I will be prohibited from applying for a CPL for 3 years.

OR

If I am convicted of possessing a dangerous weapon on a child care premises under RCW 9.41.282, my CPL will be revoked for a period of 3 years, I will be prohibited from applying for a CPL for 3 years from the date of conviction, and I must immediately surrender any concealed pistol license.

(p) If this crime involves a violation of Title 77 RCW, the Department of Fish and Wildlife may, and in some cases shall, suspend or revoke my privileges under Fish and Wildlife licensing.

(q) If this crime involves a drug offense, my eligibility for state and federal education benefits will be affected. 20 U.S.C. § 1091(r).

(r) This plea of guilty is considered a conviction under RCW 46.25.010 and I will be disqualified from driving a commercial motor vehicle. RCW 46.25.090. I am required to notify the Department of Licensing and my employer of this guilty plea within 30 days after the judge signs this document. RCW 46.25.030.

(s) If this case involves driving while under the influence of alcohol and/or being in actual physical control of a vehicle while under the influence of alcohol and/or drugs, I have been informed and understand that I will be subject to:

the penalties described in the "DUI" Attachment" ~~or the "Washington State Misdemeanor DUI Sentencing Attachment."~~

OR OR

these ~~following~~ penalties: Mandatory minimum sentence:

- \_\_\_\_\_ days in jail.
- \_\_\_\_\_ days of electronic home monitoring.
- \$ \_\_\_\_\_ monetary penalty.
- If a 24/7 sobriety program is available, I will have to comply with the 24/7 sobriety program monitoring.
- Comply with the rules and requirements of the Department of Licensing regarding the installation and use of a functioning ignition interlock device on all motor vehicles that I operate.
- For each passenger under age 16 in the vehicle, I will be required to install an ignition interlock device for an additional 12 months for a BAC less than 0.15, drug-related, no test, or THC; or 18 additional months for a BAC greater or equal to 0.15, or refusal. RCW 46.61.5055 (6) (a). This period is in addition to any other ignition interlock device requirements imposed by the court or the Department of Licensing.
- The Department of Licensing will suspend or revoke my driving privilege for the period of time stated above in paragraph 6(k).

If I have no prior offenses, instead of the minimum jail term, the judge may order me to serve \_\_\_\_\_ days in electronic home monitoring or \_\_\_\_\_ days on 24/7 sobriety program monitoring.

If I have prior offense(s):



- The judge shall order me to submit to an expanded alcohol assessment and comply with treatment deemed appropriate by that assessment.
- If I have one prior offense, instead of mandatory jail and electronic home monitoring, the judge may order me to serve not less than \_\_\_\_ days in jail, and either \_\_\_\_ days of electronic home monitoring or a 120-day period of 24/7 sobriety program monitoring or a 120-day period of ignition interlock device requirement, or both.
- If I have 2 prior offenses, instead of mandatory electronic home monitoring, the judge may order me to serve additional jail time.

If the judge orders me to refrain from consuming any alcohol, the judge may order me to submit to alcohol monitoring. I shall be required to pay for the monitoring unless the judge specifies that the cost will be paid with funds from another source.

The judge may waive electronic home monitoring or order me to obtain an alcohol monitoring device with wireless reporting technology, if that device is reasonably available, if I do not have a dwelling, telephone service, or any other necessity to operate electronic home monitoring. The judge may waive electronic home monitoring if I live out of state, or if the judge determines I would violate the terms of electronic home monitoring. If the judge waives electronic home monitoring, ~~he or she~~ they will impose an alternative sentence which may include use of an ignition interlock device, additional jail time, work crew, work camp, or 24/7 sobriety program.

I understand that the 24/7 sobriety program is a program which requires tests of my blood, breath, urine, or other bodily substances to find out if I have alcohol, ~~marijuana~~ cannabis, or any controlled substance in my body. Testing must take place at designated location/s. I may be required to pay the fees and costs for the program.

The judge will order as conditions of probation that I: (i) shall not drive a motor vehicle without a valid license; (ii) shall not drive a motor vehicle without proof of liability insurance or other financial responsibility; (iii) shall not drive or be in physical control of a motor vehicle with an alcohol concentration of 0.08 or more or a THC concentration of 5.00 nanograms per milliliter of whole blood or higher, within 2 hours after driving; (iv) shall submit to a breath or blood alcohol test upon the reasonable request of a law enforcement officer; (v) shall not drive a motor vehicle without a functioning ignition interlock device as required by the Department of Licensing. For each violation of the above mandatory conditions, the court shall order my confinement for a minimum of 30 days, which may not be suspended or deferred. For each incident involving a violation, the court shall suspend my license for 30 days.

[ ](t) If this case involves reckless driving and the original charge was driving while under the influence of alcohol and/or being in actual physical control of a vehicle while under the influence of alcohol and/or drugs, and I have one or more prior offenses as defined in RCW 46.61.5055(14) within 7 years; or if the original charge was Vehicular Homicide (RCW 46.61.520) or Vehicular Assault (RCW 46.61.522) committed while under the influence of intoxicating liquor or any drug, I have been informed and understand that I will be subject to the penalties for Reckless Driving described in the "DUI Attachment" ~~or the "Washington State Misdemeanor DUI Sentencing Attachment."~~

(u) If this case involves negligent driving in the first degree, and I have 1 or more prior offenses, as defined in RCW 46.61.5055(14) within 7 years, I have been informed and understand that I will be subject to the penalties for Negligent Driving-1st Degree described in the "DUI Attachment" ~~or the "Washington State Misdemeanor DUI Sentencing Attachment."~~

(v) If this case involves a conviction for operating a vehicle without an ignition interlock device under RCW 46.20.740, then my sentence will run consecutive to any sentences imposed under RCW 46.20.750, 46.61.502, 46.61.504, or 46.61.5055. RCW 46.20.740(3).

(w) If this case involves a conviction for tampering with or circumventing an ignition interlock device under RCW 46.20.750, then my sentence will run consecutive to any sentences imposed under RCW 46.20.740(3), 46.61.502, 46.61.504, 46.61.5055, 46.61.520(1), or 46.61.522 (1)(b).

(x) If this crime involves sexual misconduct with a minor in the ~~second~~ 2nd degree, communication with a minor for immoral purposes, ~~or an~~ attempt, solicitation, or conspiracy to commit a sex offense, ~~or a~~ kidnapping offense involving a minor as defined in RCW 9A.44.128, or unlawful transmission of HIV to a child or vulnerable adult under chapter 70.24 RCW, I will be required to register with the county sheriff as described in the "Offender Registration Attachment."

(y) Pursuant to RCW 43.43.754, if this crime is an offense which requires sex or kidnapping offender registration, or is one of the following offenses: assault in the ~~fourth~~ 4th degree where domestic violence was pleaded and proved, assault in the ~~fourth~~ 4th degree with sexual motivation, communication with a minor for immoral purposes, custodial sexual misconduct in the ~~second~~ 2nd degree, failure to register, harassment, patronizing a prostitute, sexual misconduct with a minor in the ~~second~~ 2nd degree, stalking, indecent exposure, or violation of a sexual assault protection order ~~granted under chapter 7.90 RCW, or comparable ordinance,~~ I will be required to have a biological sample collected for purposes of DNA identification analysis, unless it is established that the Washington State Patrol crime laboratory already has a sample from me for a qualifying offense.

(z) **Travel Restrictions:** I will be required to contact my probation officer, the probation director or designee, or the court if there is no probation department, to request permission to travel or transfer to another state if I am placed on probation for one year or more and this crime involves: (i) an offense in which a person has incurred direct or threatened physical or psychological harm; (ii) an offense that involves the use or possession of a firearm; (iii) a second or subsequent misdemeanor offense of driving while impaired by drugs or alcohol; (iv) a sexual offense that requires the offender to register as a sex offender in the sending state. I understand that I will be required to pay an application fee with my travel or transfer request.

7. I plead guilty to the crime(s) of \_\_\_\_\_ as charged in the complaint(s) or citation(s) and notice. I have received a copy of that complaint or citation and notice.

The complaint or citation and notice was orally amended and I waive filing of a written amended complaint or citation and notice.

8. I make this plea freely and voluntarily.

9. No one has threatened harm of any kind to me, or to any other person, to cause me to make this plea.

10. No person has made promises of any kind to cause me to enter this plea except as set forth in this statement.

11. **Statement of Facts [by Defendant]:** The judge has asked me to state in my own words what I did that makes me guilty of the crime(s), including domestic violence relationships, if they apply. This is my statement (state the specific facts that support each element of the crime(s)):

\_\_\_\_\_  
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\_\_\_\_\_.

The crime(s) was (were) committed against intimate partner(s): (names) \_\_\_\_\_.

The crime(s) was (were) committed against family or household member(s): (names) \_\_\_\_\_.

[**No statement made.**] Instead of making a statement, I agree that the court may review the police reports and/or a statement of probable cause supplied by the prosecution to establish a factual basis for the plea, including a determination of my relationship to each victim as:

- intimate partner(s): (names) \_\_\_\_\_.
- family or household member(s): (names) \_\_\_\_\_.

12. My lawyer has explained to me, and we have fully discussed, or I have read, all of the above paragraphs. I understand them all. I have been given a copy of this *Statement of Defendant on Plea of Guilt*. I have no further questions to ask the judge.

Date: \_\_\_\_\_

\_\_\_\_\_  
Defendant  
I have read and discussed this statement with the defendant and believe that the defendant is competent and fully understands the statement.

\_\_\_\_\_  
Prosecuting Authority

\_\_\_\_\_  
Defendant's Lawyer

\_\_\_\_\_  
Type or Print Name

WSBA No.

\_\_\_\_\_  
Type or Print Name

WSBA No.

The foregoing statement was signed by the defendant in open court in the presence of the defendant's lawyer, (if represented), and the undersigned judge. The defendant asserted that (check the appropriate box):

[ ](a) The defendant had previously read; or

[ ](b) The defendant's lawyer had previously read to the defendant; or

[ ](c) An interpreter had previously read the entire statement above to the defendant and that the defendant understood it in full.

**Interpreter Declaration:** I am a certified or registered interpreter, or have been found otherwise qualified by the court to interpret in the \_\_\_\_\_ language, which the defendant understands. I have translated this document for the defendant from English into that language. I certify under penalty of perjury under the laws of the State of Washington that the foregoing is true and correct.

Signed at (city) \_\_\_\_\_, (state) \_\_\_\_\_, on (date) \_\_\_\_\_.

\_\_\_\_\_  
Interpreter

\_\_\_\_\_  
Print Name

I find the defendant's plea of guilty to be knowingly, intelligently, and voluntarily made. Defendant understands the charges and the consequences of the plea. There is a factual basis for the plea. The defendant is guilty as charged.

Dated: \_\_\_\_\_

\_\_\_\_\_  
Judge/Commissioner/Judge Pro Tempore

"DUI ATTACHMENT"  
[Unchanged.]

"Offender Registration" Attachment  
[Unchanged.]

(i) [Unchanged.]

WSR 22-13-082
RULES OF COURT
STATE SUPREME COURT
[June 9, 2022]

IN THE MATTER OF THE ) ORDER
SUGGESTED AMENDMENTS TO ) NO. 25700-A-1428
ADMISSION AND PRACTICE RULE )
(APR) 5(e) AND APR 28 APPENDIX )
REGULATION 9 )

The Limited License Legal Technician Board, having recommended the adoption of the suggested amendments to Admission and Practice Rule (APR) 5(e) and APR 28 Appendix Regulation 9, and the Court having considered the suggested amendments, and having determined that the suggested amendments will aid in the prompt and orderly administration of justice;

Now, therefore, it is hereby

ORDERED:

(a) That the suggested amendments as shown below are adopted.

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

DATED at Olympia, Washington this 9th day of June, 2022.

Johnson, J.
Madsen, J.
Owens, J.
Stephens, J.
Gonzalez, C.J.
Gordon McCloud, J.
Yu, J.
Whitener, J.

RULE 5. PRE-ADMISSION REQUIREMENTS; OATH; RECOMMENDATION FOR ADMISSION; ORDER ADMITTING TO PRACTICE LAW

(a) - (d) Unchanged.

(e) Expiration of Preadmission Requirements. The preadmission requirements must be completed:

- (1) Unchanged.
(2) by July 31, 2023, for LLLT applicants;
(3) Unchanged.
(4) Unchanged.

APR 28 APPENDIX. REGULATIONS OF THE APR 28 LIMITED PRACTICE LEGAL TECHNICIAN BOARD

REGULATIONS 1 - 8 Unchanged.

REGULATION 9: SUBSTANTIVE LAW-RELATED WORK EXPERIENCE REQUIREMENT

Each applicant for licensure as a limited license legal technician shall show proof of having completed 1,500 hours of substantive law-related work experience supervised by a licensed lawyer as required by APR 5(c). The experience requirement shall be completed no more than three years before and 40 months after the date of the LLLT practice area examination that the applicant passed and must be completed by July 31, 2023. The proof shall be provided in such form as the Bar requires, but shall include at a minimum:

- 1. - 4. Unchanged.

WSR 22-13-083
RULES OF COURT
STATE SUPREME COURT
[June 9, 2022]

IN THE MATTER OF THE PROPOSED ) ORDER
AMENDMENTS TO RPC 8.4— ) NO. 25700-A-1429
MISCONDUCT )

QLaw, having recommended the adoption of the proposed amendments to RPC 8.4—Misconduct, and the Court having considered the proposed amendments, and having determined that the proposed amendments will aid in the prompt and orderly administration of justice;

Now, therefore, it is hereby

ORDERED:

(a) That the proposed amendments as shown below are adopted.

(b) That the proposed amendments will be published in the Washington Reports and will become effective September 1, 2022.

DATED at Olympia, Washington this 9th day of June, 2022.

Johnson, J.
Madsen, J.
Owens, J.
Stephens, J.
Gonzalez, C.J.
Gordon McCloud, J.
Yu, J.
Whitener, J.

RPC 8.4
MISCONDUCT

It is professional misconduct for a lawyer to:

(a) - (f) [Unchanged.]

(g) commit a discriminatory act prohibited by state law on the basis of sex, race, age, creed, religion, color, national origin, disability, sexual orientation, gender expression, or gender identity, honorably discharged veteran or military status, or marital status, where the act of discrimination is committed in connection with the lawyer's professional activities. In addition, it is professional misconduct to commit a discriminatory act on the basis of sexual orientation, gender expression, or gender identity, if such an act would violate this Rule when committed on the basis of sex, race, age, creed, religion, color, national origin, disability, honorably discharged veteran or military status, or marital status. This Rule shall not limit the ability of a lawyer to accept, decline, or withdraw from the representation of a client in accordance with Rule 1.16;

(h) in representing a client, engage in conduct that is prejudicial to the administration of justice toward judges, lawyers, or LLLTs, other parties, witnesses, jurors, or court personnel or officers, that a reasonable person would interpret as manifesting prejudice or bias on the basis of sex, race, age, creed, religion, color, national origin, disability, sexual orientation, gender expression or gender identity, honorably discharged veteran or military status, or marital status. This Rule does not restrict a lawyer from representing a client by advancing material factual or legal issues or arguments;

(i) - (n) [Unchanged.]

Comment

[1]-[8] [Unchanged.]

**Reviser's note:** The typographical error in the above section occurred in the copy filed by the agency and appears in the Register pursuant to the requirements of RCW 34.08.040.

WSR 22-13-084
RULES OF COURT
STATE SUPREME COURT
[June 9, 2022]

IN THE MATTER OF THE PROPOSED ) ORDER
AMENDMENT TO CrRLJ 2.1— ) NO. 25700-A-1430
COMPLAINT—CITATION AND )
NOTICE )

The Washington Association of Prosecuting Attorneys, having recommended the adoption of the proposed amendment to CrRLJ 2.1—Complaint—Citation and Notice, and the Court having considered the proposed amendment, and having determined that the proposed amendment will aid in the prompt and orderly administration of justice;

Now, therefore, it is hereby

ORDERED:

(a) That the proposed amendment as shown below is adopted.

(b) That the proposed amendment will be published in the Washington Reports and will become effective September 1, 2022.

DATED at Olympia, Washington this 9th day of June, 2022.

Johnson, J.
Madsen, J.
Owens, J.
Stephens, J.
Gonzalez, C.J.
Gordon McCloud, J.
Yu, J.
Whitener, J.

CrRLJ 2.1

COMPLAINT—CITATION AND NOTICE

(a) - (b) [Unchanged.]

(c) Citizen Complaints. Any person wishing to institute a criminal action alleging a misdemeanor or gross misdemeanor shall appear before a judge empowered to commit persons charged with offenses against the State, other than a judge pro tem. The judge may require the appearance to be made on the record, and under oath. The judge may consider any allegations on the basis of an affidavit sworn to before the judge. The court may also grant an opportunity at said hearing for evidence to be given by the county prosecuting attorney or deputy, the potential defendant or attorney of record, law enforcement or other potential witnesses. The court may also require the presence of other potential witnesses.

In addition to probable cause, the court may consider:

(1) Whether an unsuccessful prosecution will subject the State to costs or damage claims under RCW 9A.16.110, or other civil proceedings;

(2) Whether the complainant has adequate recourse under laws governing small claims suits, anti-harassment petitions or other civil actions;

(3) Whether a criminal investigation is pending;

(4) Whether other criminal charges could be disrupted by allowing the citizen complaint to be filed;

(5) The availability of witnesses at trial;



~~(6) The criminal record of the complainant, potential defendant and potential witnesses, and whether any have been convicted of crimes of dishonesty as defined by ER 609; and~~

~~(7) Prosecution standards under RCW 9.94A.440.~~

If the judge is satisfied that probable cause exists, and factors (1) through (7) justify filing charges, and that the complaining witness is aware of the gravity of initiating a criminal complaint, of the necessity of a court appearance or appearances for himself or herself and witnesses, of the possible liability for false arrest and of the consequences of perjury, the judge may authorize the citizen to sign and file a complaint in the form prescribed in CrRLJ 2.1(a). The affidavit may be in substantially the following form:

THE STATE OF WASHINGTON )  
 )ss.No. \_\_\_\_\_  
-COUNTY OF \_\_\_\_\_ )

AFFIDAVIT OF COMPLAINING WITNESS

DEFENDANT:

Name \_\_\_\_\_ Name \_\_\_\_\_  
Address \_\_\_\_\_ Address \_\_\_\_\_  
Phone \_\_\_\_\_ Bus. \_\_\_\_\_ Phone \_\_\_\_\_ Bus. \_\_\_\_\_

WITNESSES:

Name \_\_\_\_\_ Name \_\_\_\_\_  
Address \_\_\_\_\_ Address \_\_\_\_\_  
Phone \_\_\_\_\_ Bus. \_\_\_\_\_ Phone \_\_\_\_\_ Bus. \_\_\_\_\_

Name \_\_\_\_\_ Name \_\_\_\_\_  
Address \_\_\_\_\_ Address \_\_\_\_\_  
Phone \_\_\_\_\_ Bus. \_\_\_\_\_ Phone \_\_\_\_\_ Bus. \_\_\_\_\_

I, the undersigned complainant, understand that I have the choice of complaining to a prosecuting authority rather than signing this affidavit. I elect to use this method to start criminal proceedings. I understand that the following are some but not all of the consequences of my signing a criminal complaint: (1) the defendant may be arrested and placed in custody; (2) the arrest if proved false may result in a lawsuit against me; (3) if I have sworn falsely I may be prosecuted for perjury; (4) this charge will be prosecuted even though I might later change my mind; (5) witnesses and complainant will be required to appear in court on the trial date regardless of inconvenience, school, job, etc.

Following is a true statement of the events that led to filing this charge. I (have) (have not) consulted with a prosecuting authority concerning this incident.

On the \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_, at \_\_\_\_\_.  
\_\_\_\_\_(location)

Signed \_\_\_\_\_

SUBSCRIBED AND SWORN TO before me this \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_.

\_\_\_\_\_  
Judge

~~(d)~~ (c) Filing.

(1) - (2) [Unchanged.]

WSR 22-13-085
RULES OF COURT
STATE SUPREME COURT
[June 9, 2022]

IN THE MATTER OF THE PROPOSED ) ORDER
AMENDMENTS TO RAP 10.8— ) NO. 25700-A-1431
ADDITIONAL AUTHORITIES )

The Washington State Court of Appeals Rules Committee, having recommended the adoption of the proposed amendments to RAP 10.8—Additional Authorities, and the Court having considered the proposed amendments, and having determined that the proposed amendments will aid in the prompt and orderly administration of justice;

Now, therefore, it is hereby

ORDERED:

(a) That the proposed amendments as shown below are adopted.

(b) That the proposed amendments will be published in the Washington Reports and will become effective September 1, 2022.

DATED at Olympia, Washington this 9th day of June, 2022.

Johnson, J.
Madsen, J.
Owens, J.
Stephens, J.
Gonzalez, C.J.
Gordon McCloud, J.
Yu, J.
Whitener, J.

RAP 10.8

ADDITIONAL AUTHORITIES

(a) Generally. A party or amicus curiae may file a statement of additional authorities. The statement should not contain argument, but should identify the issue for which each authority is offered. The additional authorities must relate to a point made in the briefing or at oral argument.

(b) Contents. The statement must include argument explaining the reasons for the additional authorities and must include a pinpoint citation either to the pertinent page of the brief or to a point argued orally. The body of the statement must not exceed 350 words (word processing software) or one page (typewritten or handwritten). The statement of additional authorities shall be accompanied by a certificate of compliance as set forth in RAP 18.17(b).

(c) Response. Any response to the statement of additional authorities must be filed within seven days after the statement is filed and also must be limited to 350 words (word processing software) or one page (typewritten or handwritten). The response shall be accompanied by a certificate of compliance as set forth in RAP 18.17(b).

WSR 22-13-086
RULES OF COURT
STATE SUPREME COURT
[June 9, 2022]

IN THE MATTER OF THE PROPOSED ) ORDER
AMENDMENT TO RAP 2.5— ) NO. 25700-A-1432
CIRCUMSTANCES WHICH MAY )
AFFECT SCOPE OF REVIEW )

Senior Law Clerk Laura Anglin, having recommended the adoption of the proposed amendment to RAP 2.5—Circumstances Which May Affect Scope of Review, and the Court having considered the proposed amendment, and having determined that the proposed amendment will aid in the prompt and orderly administration of justice;

Now, therefore, it is hereby

ORDERED:

(a) That the proposed amendment as shown below is adopted.

(b) That the proposed amendment will be published in the Washington Reports and will become effective September 1, 2022.

DATED at Olympia, Washington this 9th day of June, 2022.

Johnson, J.
Madsen, J.
Owens, J.
Stephens, J.
Gonzalez, C.J.
Gordon McCloud, J.
Yu, J.
Whitener, J.

RAP 2.5
CIRCUMSTANCES WHICH MAY AFFECT SCOPE OF REVIEW

(a) [Unchanged.]

(b) Acceptance of Benefits.

(1) Generally. A party may accept the benefits of a trial court decision without losing the right to obtain review of that decision only (i) if the decision is one that is subject to modification by the court making the decision, or (ii) if the party gives security as provided in subsection (b)(2), or (iii) if, regardless of the result of the review based solely on the issues raised by the party accepting benefits, the party will be entitled to at least the benefits of the trial court decision or (iv) if the decision is one that divides property in connection with a dissolution of marriage, a legal separation, a declaration of invalidity of marriage, or the dissolution of a meretricious relationship committed intimate relationship.

(2)-(3) [Unchanged.]

(c) [Unchanged.]

WSR 22-13-087
RULES OF COURT
STATE SUPREME COURT
[June 9, 2022]

IN THE MATTER OF THE PROPOSED ) ORDER
AMENDMENTS TO RULES FOR ) NO. 25700-A-1433
ENFORCEMENT OF LAWYER )
CONDUCT (ELC) 3.4, 4.1, 4.3, 5.1, 5.3, )
5.7, 7.2, 14.3, AND 15.1 )

The Washington State Bar Association, having recommended the adoption of the proposed amendments to Rules for Enforcement of Lawyer Conduct (ELC) 3.4, 4.1, 4.3, 5.1, 5.3, 5.7, 7.2, 14.3, and 15.1, and the Court having considered the proposed amendments, and having determined that the proposed amendments will aid in the prompt and orderly administration of justice;

Now, therefore, it is hereby

ORDERED:

(a) That the proposed amendments as shown below are adopted.

(b) That the proposed amendments will be published in the Washington Reports and will become effective September 1, 2022.

DATED at Olympia, Washington this 9th day of June, 2022.

Johnson, J.
Madsen, J.
Owens, J.
Stephens, J.
Gonzalez, C.J.
Gordon McCloud, J.
Yu, J.
Whitener, J.

ELC 3.4
RELEASE OR DISCLOSURE OF OTHERWISE CONFIDENTIAL INFORMATION

(a) [Unchanged].

(b) Investigative Disclosure. The Association may disclose otherwise confidential information, including relevant information from related grievances filed by the same grievant, as necessary to conduct the a review or investigation, to recruit counsel, or to keep a grievant advised of the status of a matter except as prohibited by rule 5.4(b) or 5.1 (c) (3), a protective order under rule 3.2(e), other court order, or other applicable law.

(c) - (n) [Unchanged.]

ELC 4.1
SERVICE OF PAPERS

(a) Service Required; Transmittal of Other Documents.

(1) Whenever these Rules require service of papers or documents, service must be accomplished as provided in this Rule or as otherwise agreed to in writing by the parties. Every pleading, every paper relating to discovery, every written request or motion other than one which may be heard ex parte, and every similar paper or document issued by disciplinary counsel or the respondent lawyer under these rules must be served on the opposing party. If a hearing is pending and a hearing officer has been assigned, except for discovery, the party also must serve a copy on the hearing officer.

(2) Every written request or other paper or document issued under these Rules, which these Rules do not require to be served, may be transmitted by postage prepaid mail or electronic means (including e-mail), or may be personally delivered.

**(b) Methods of Service.**

(1) *Service by Mail.*

(A) ~~Unless personal service is required or these rules specifically provide otherwise,~~ service may be accomplished by postage prepaid mail. If properly made, service by mail is deemed accomplished on the date of mailing and is effective regardless of whether the person to whom it is addressed actually receives it.

(B)-(C) [Unchanged.]

(2)-(3) [Unchanged.]

(4) *Electronic Service.*

(A) Unless personal service is required, service may also be accomplished by electronic service of all papers or documents. Electronic service is complete on transmission when made prior to 5:00 p.m. Pacific Time on a day that is not a Saturday, Sunday, or legal holiday. Service made on a Saturday, Sunday, legal holiday, or after 5:00 p.m. Pacific Time on any other day is deemed complete on the first day thereafter that is not a Saturday, Sunday, or legal holiday. If properly made, electronic service is presumed effective.

(B) The address for electronic service is as follows:

(i) If service is on the Office of Disciplinary Counsel, to the assigned disciplinary counsel's e-mail address on file with the Bar, unless a different e-mail address is provided in writing by disciplinary counsel;

(ii) If service is on respondent or any lawyer representing the respondent, to the e-mail address on file with the Bar, unless a different e-mail address is provided in writing by respondent or respondent's counsel.

(C) The e-mail address specified in section (b) (4) (B) of this Rule must be sufficient to receive electronic transmission of information and electronic documents.

(c) [Unchanged.]

**(d) Proof of Service.**

(1) If service is accomplished electronically, by mail, or by other means authorized by this Rule, proof of service may be made by a certificate of service.

(2) If personal service is required, proof of service may be made by affidavit or declaration of service, sheriff's return of service, or a signed acknowledgment of service.

(3) Proof of service in all cases must be filed but need not be served. If personal service is required, proof of service may be made by affidavit of service, sheriff's return of service, or a signed acknowledgment of service. In other cases, proof of service may also be made by certificate of a lawyer similar to that allowed by CR 5(b)(2)(B), which certificate must state the form of mail used. Proof of service in all cases must be filed but need not be served on the opposing party.

ELC 4.3  
PAPERS

All pleadings or other papers must be legibly typewritten or printed, double spaced, on good quality 8 1/2- by 11-inch paper or the electronic equivalent. The use of letter-size copies of exhibits is encouraged if it does not impair legibility.

## ELC 5.1

## GRIEVANTS

(a)-(b) [Unchanged.]

(c) **Grievant Rights.** A grievant has the following rights:

(1)-(2) [Unchanged.]

(3) to receive a copy of any response submitted by the respondent, subject to the following:

(A) [Unchanged.]

(B) Challenge to Disclosure Decision. Either the grievant or the respondent may ~~file~~ transmit a written challenge to disciplinary counsel's decision to withhold or not withhold all or a portion of a grievance or response within 20 days of the date of ~~mailing~~ transmittal of the decision by disciplinary counsel. The challenge shall be resolved by a review committee, unless the matter has previously been dismissed under rule 5.7(d) or the time period for submitting a request for review of a dismissal has expired under rule 5.7(b).

(4)-(8) [Unchanged.]

(d) [Unchanged.]

(e) **Vexatious grievants.**

(1)-(3) [Unchanged.]

(4) The moving party must serve a copy of the motion on the grievant. If the motion is filed by a respondent lawyer, the motion must also be served on disciplinary counsel. ~~Service may be made by first class mail.~~

(5)-(8) [Unchanged].

## ELC 5.3

## INVESTIGATION OF GRIEVANCE

(a)-(c) [Unchanged.]

(d) **Deferral by Disciplinary Counsel.**

(1) [Unchanged.]

(2) Disciplinary counsel must inform the grievant and respondent of a decision to defer or a denial of a request to defer and of the procedure for requesting review. A grievant or respondent may request review of a decision on deferral. If review is requested, disciplinary counsel refers the matter to a review committee for reconsideration of the decision on deferral. To request review, the grievant or respondent must ~~deliver or~~ deposit in the mail or transmit a written request for review to disciplinary counsel no later than 45 days after disciplinary counsel ~~mails~~ transmits the notice regarding deferral. If the request for review is deposited in the mail, it must be postage prepaid.

(e)-(h) [Unchanged.]

(i) **Objections.** Within 30 days of ~~service~~ transmittal of an investigative inquiry under subsection (g) of this rule, a lawyer may serve a written objection on disciplinary counsel. An objection is reviewed by motion as provided in rule 5.6.

## ELC 5.7

## DISPOSITION OF GRIEVANCE

(a) [Unchanged.]

(b) **Review of Dismissal.** A grievant may request review of dismissal of the grievance by ~~delivering or~~ depositing in the mail or transmitting a written request for review to disciplinary counsel no

later than 45 days after disciplinary counsel mails transmits the notice of dismissal. If the request for review is deposited in the mail, it Mailing requires must be postage prepaid first-class mail. If review is requested, disciplinary counsel may either reopen the matter for investigation or refer it to a review committee. If no timely request for review is made, the dismissal is final and may not be reviewed. Disputes regarding timeliness may be submitted to a review committee. A grievant may withdraw in writing a request for review, but thereafter the request may not be revived.

(c)-(f) [Unchanged.]

#### ELC 7.2

##### INTERIM SUSPENSION IN OTHER CIRCUMSTANCES

(a) [Unchanged.]

(b) **Procedure.**

(1) *Petition.* A petition to the Court under this rule must set forth the acts of the lawyer constituting grounds for suspension, and if filed under subsection (a)(2) must include a copy of the Board's decision. The petition may be supported by documents or affidavits. The Association must serve the petition by mail or electronic service as provided in ELC 4.1 ~~on the day of filing~~. In addition, a copy of the petition must be personally served on the lawyer no later than the date of service of the show cause order.

(2)-(6) [Unchanged.]

#### ELC 14.3

##### AFFIDAVIT OF COMPLIANCE

Within 25 days of the effective date of a lawyer's disbarment, suspension, or transfer to disability inactive status, the lawyer must serve on disciplinary counsel an affidavit stating that the lawyer has fully complied with the provisions of this title. The affidavit must also provide a mailing address and e-mail address where communications to the lawyer may thereafter be directed. The lawyer must attach to the affidavit copies of the form letters of notification sent to the lawyer's clients and opposing counsel or parties and copies of letters to any court, together with a list of names and addresses of all clients and opposing counsel or parties to whom notices were sent. The affidavit is a confidential document except the lawyer's mailing address and e-mail address are ~~is~~ treated as a changes of mailing address under APR 13 (b) and (c).

#### ELC 15.1

##### RANDOM EXAMINATION OF BOOKS AND RECORDS

(a)-(d) [Unchanged.]

(e) **Review Committee Action.** In reviewing matters under this rule, a review committee has the following authority:

(1) [Unchanged.]

(2) A review committee may review a challenge to the selection of a lawyer or law firm in section (b) of this rule if review is requested by a lawyer or law firm within 30 days of mailing transmittal of the notice of selection.

(3) [Unchanged.]



## WSR 22-13-089

## HEALTH CARE AUTHORITY

[Filed June 13, 2022, 3:14 p.m.]

## NOTICE

Title or Subject: Section 1115 Family Planning Only Demonstration Waiver Extension Application.

Effective Date: July 1, 2023.

Description: The health care authority (agency) intends to submit an application to extend the Section 1115 Family Planning Only Demonstration Waiver for five years (through July 2028). The current waiver expires on June 31, 2023. It covers limited family planning and family planning-related services for people who identify as women, men, and gender fluid who are in need of contraceptive care and are enrolled in the family planning only programs.

The purpose, client eligibility requirements, and benefit package will remain the same. The only potential change is the elimination of the family planning pregnancy-related program, due to the implementation of the after-pregnancy coverage program. This change will take effect when the end of the federal public health emergency (PHE) is declared. There is currently no established end date for the PHE.

The purpose of the family planning only program is to:

- Assure [Ensure] access to family planning services.
- Decrease unintended pregnancies and births.
- Lengthen intervals between births.
- Reduce state and federal medicaid expenditures for averted births from unintended pregnancies.

The following groups are eligible for services under the family planning only program:

- Recently pregnant people who lose medicaid coverage after their pregnancy coverage ends. These people are automatically enrolled for 10 months.<sup>1</sup>
- Uninsured people with family incomes at or below 260 percent federal poverty level (FPL), seeking to prevent an unintended pregnancy.
- Teens and domestic violence victims who need confidential family planning services and are covered under their perpetrator's or parent's health insurance and are at or below 260 percent FPL.

<sup>1</sup> This eligibility group will be eliminated once the PHE ends and then this group will be eligible for the after-pregnancy coverage benefit which provides 12 months of full-scope apple health (medicaid) benefits to people who have had a pregnancy within 12 months.

Family planning coverage under the waiver is for a 12-month duration starting on the first day of the month the application was signed. Applications are available on the agency website or any apple health provider that offers family planning services who can assist with the completion of the application.

The family planning only program provides the following services on a fee-for-service basis: FDA-approved contraceptives; natural family planning; over-the-counter contraception; emergency contraception; sterilization; contraceptive education, counseling and management; limited STD testing and treatment related to the safe and effective use of the chosen contraceptive method; cervical cancer screening according to the national clinical guidelines when associated with a family planning visit; and office visits and limited ancillary serv-

ices related to the above services. There are no cost-sharing requirements to receive services under this program.

There may be decreases in annual aggregate expenditures or enrollment due to the end of the PHE and implementation of the after-pregnancy coverage program. Based on demonstration year (DY) 2020, we expect approximately 8,000 enrollees and 1,400 participants with an expenditure of \$300,000 (DY 2021) for each year of the five-year renewal period.<sup>2</sup>

<sup>2</sup> These totals do not consider the loss of the family pregnancy-related group due to the implementation of the after-pregnancy coverage program.

The demonstration waiver will test the hypotheses that by maintaining the family planning only program: (1) Access to family planning services will remain available to people who otherwise may not have access; (2) health outcomes will improve or maintain for the waiver population; and (3) the unintended pregnancy rate in Washington state will remain stable or continue to decrease. The state expects that over the five years of the renewal period, the state will have decreased costs due to averted births from unintended pregnancy.

These hypotheses will be measured by evaluating enrollment in the family planning only program, contraceptive methods chosen, Pregnancy Risk Assessment Monitoring System (PRAMS) data, birth certificates, and claims data. Due to small sample sizes, the evaluation may be limited to descriptive analysis.

The demonstration's expenditure authority falls under the state's Title XIX medicaid state plan and Section 1115 (a)(2) of the Social Security Act. Requirements not applicable to the expenditure authorities are:

1. Methods of Administration: Transportation: Section 1902 (a)(4) insofar as it incorporates 42 C.F.R. 431.53. To the extent necessary to enable the state to not assure [ensure] transportation to and from providers for the demonstration population.

2. Amount, Duration, and Scope of Services (Comparability): Section 1902 (a)(10)(B). To the extent necessary to allow the state to offer the demonstration population a benefit package consisting only of family planning services and family planning-related services.

3. Prospective Payment for Federally Qualified Health Centers and Rural Health Centers and Rural Health Clinics: Section 1902 (a)(15). To the extent necessary for the state to establish reimbursement levels to these clinics that will compensate them solely for family planning and family planning-related services.

4. Eligibility Procedures: Section 1902 (a)(17). To the extent necessary to allow the state to not include parental income when determining a minor's (a person under age 18) eligibility for the family planning demonstration. To the extent necessary to allow the state to not require reporting of changes in income or household size for 12 months, for a person found income-eligible upon application or annual redetermination when determining eligibility for the family planning demonstration.

5. Retroactive Coverage: Section 1902 (a)(34). To the extent necessary to enable the state to not provide medical assistance to the demonstration population for any time prior to the first of the month in which an application for the demonstration is made.

6. Early and Periodic Screening, Diagnostic, and Treatment (EPSDT): Section 1902 (a)(43)(A). To the extent necessary to enable the state to not furnish or arrange for EPSDT services to the demonstration population.

A link to the full public notice for the family planning only demonstration waiver extension application can be found at [www.hca.wa.gov/family-planning](http://www.hca.wa.gov/family-planning). The agency updates this web page regularly.

Public comment period: The public comment period for the family planning only demonstration waiver extension application is from **June 30** through **July 29, 2022**. During this time, people can share their feedback on the waiver renewal application, the change that the program may experience, or share any other comments about the waiver renewal.

Public comment is open to anyone who [would] like to share feedback. The agency encourages health care and social service providers, accountable communities of health, tribal nations, Indian health care providers, hospitals and health systems, medical associations, community-based organizations, and the public to provide feedback.

You can email comments to [familyplanning@hca.wa.gov](mailto:familyplanning@hca.wa.gov) or mail comments to the address below. **The deadline to provide public comment is Friday July 29, 2022, at 5 p.m. PDST.** A copy of the draft application will be available by June 30, 2022, at [www.hca.wa.gov/family-planning](http://www.hca.wa.gov/family-planning) by June 30.

Two public webinars are scheduled. The agency will accept verbal and written comments at these webinars. Details of the webinars are below and can also be found at [www.hca.wa.gov/family-planning](http://www.hca.wa.gov/family-planning).

**Thursday, June 30, 2022, from 12 to 1 p.m. via Zoom** <https://us02web.zoom.us/j/81274431420>, Meeting ID 812 7443 1420, dial by your location +1 253 215 8782 US (Tacoma), +1 346 248 7799 US (Houston), +1 669 900 6833 US (San Jose), +1 301 715 8592 US (Washington DC), +1 312 626 6799 US (Chicago), +1 929 205 6099 US (New York), Meeting ID: 812 7443 1420. Find your local number <https://us02web.zoom.us/j/ku0tvtuGcV>.

**Friday, July 29, 2022, from 10 to 11 a.m. via Zoom** <https://us02web.zoom.us/j/89782865366>, Meeting ID 897 8286 5366, dial by your location +1 253 215 8782 US (Tacoma), +1 346 248 7799 US (Houston), +1 669 900 6833 US (San Jose), +1 312 626 6799 US (Chicago), +1 929 205 6099 US (New York), +1 301 715 8592 US (Washington DC), Meeting ID: 897 8286 5366. Find your local number <https://us02web.zoom.us/j/kNUO2JBDB>.

For additional information, contact Christine Quinata, Family Planning Only Program, 626 8th Avenue S.E., Olympia, WA 98501, phone 360-725-1652, fax 360-725-1152, email [FamilyPlanning@hca.wa.gov](mailto:FamilyPlanning@hca.wa.gov), website <https://www.hca.wa.gov/health-care-services-and-supports/apple-health-medicaid-coverage/family-planning-only>.

## WSR 22-13-092

## AGENDA

## OFFICE OF

## FINANCIAL MANAGEMENT

[Filed June 14, 2022, 7:35 a.m.]

Following is the office of financial management's (OFM) semi-annual rule-making agenda for publication in the Washington State Register. This list identifies rules under development and rules with anticipated rule-making action during the next six months.

This agenda is available on OFM's website at <https://ofm.wa.gov/about/rule-making-activities>. The information on the OFM website is updated as rule-making notices are filed. If OFM should begin rule-making activities for a rule not listed on the attached agenda, that information will also be posted.

If you have any questions, please contact Roselyn Marcus at [Roselyn.Marcus@ofm.wa.gov](mailto:Roselyn.Marcus@ofm.wa.gov) or 360-688-3462. If you have specific questions about state personnel rules, these can readily be addressed by Brandy Chinn with OFM rules and appeals. Brandy can be reached at [Brandy.Chinn@ofm.wa.gov](mailto:Brandy.Chinn@ofm.wa.gov) or 360-407-4141.

**Semi-Annual Rule-Making Agenda  
July 1 through December 31, 2022**

WAC Citation	Subject Matter/Purpose of Rule	Current Activity/ Approximate Filing Date
357-25-027	Sexual harassment policy, repeal subsection (17) to align with the changes in chapter 133, Laws of 2022 (ESHB 1795).	CR-102 filing anticipated in October.
Chapter 357-31 Chapter 357-46	Legislative service leave, amend chapters 357-31 and 357-46 WAC to align with chapter 271, Laws of 2022 (HB 1927).	CR-102 filing anticipated in October.
357-13-090	Classification cleanup, amend WAC 357-13-090 to accommodate the information technology professional structure salary grids.	CR-102 filing anticipated in October.
Chapter 357-28	Compensation cleanup, amend WAC 357-28-190 to align with the comp plan to clarify which employees are eligible to receive shift premium. Amend WAC 357-28-203 to clarify when employees receive location-based assignment pay. Amend WAC 357-28-215 to clarify supervisory differential is in addition to their base salary, not base pay.	CR-102 filing anticipated in October.

Roselyn Marcus  
Assistant Director

## WSR 22-13-098

## AGENDA

DEPARTMENT OF  
FINANCIAL INSTITUTIONS

[Filed June 14, 2022, 1:45 p.m.]

**Semi-Annual Agenda for Rules under Development  
July 1 - December 31, 2022****DIVISION OF CONSUMER SERVICES**

- Consumer Loan Act. Finalize and adopt rules under chapter 208-620 WAC to amend the current rules to implement the legislative changes (chapter 15, Laws of 2021 - SB 5077) that now allow mortgage loan originators (MLOs), under certain conditions, to work from home locations without requiring the sponsoring company of the MLOs to license the home location as a branch of the company.
- Mortgage Broker Practices Act. Finalize and adopt rules under chapter 208-660 WAC to amend the current rules to implement the legislative changes (chapter 15, Laws of 2021 - SB 5077) that now allow MLOs, under certain conditions, to work from home locations without requiring the sponsoring company of the MLOs to license the home location as a branch of the company.

**DIVISION OF SECURITIES**

- Amendments to SCOR rules in chapter 460-17A WAC. The small company offering registration rules set forth in chapter 460-17A WAC are based on a statement of policy adopted by the North American Securities Administrators Association (NASAA). NASAA amended this statement of policy on May 19, 2019. The securities division plans to amend its related rules in chapter 460-17A WAC to align with the updated NASAA statement of policy.
- Repeal of the mortgage paper securities registration rules in chapter 460-33A WAC. The rules set forth in chapter 460-33A WAC provide an optional method of registration for offerings of mortgage paper securities. An offering has not been registered under these rules since 2013. Changes in federal laws since that time eliminate the utility of these rules. Accordingly, the securities division plans to repeal these rules.
- Amendments to securities broker-dealer rules in chapters 460-20B, 460-21B, 460-21C, and 460-22B WAC. The rules in these chapters apply to securities broker-dealers and their representatives. Many of the rules in these chapters have not been updated in more than two decades. The securities division plans to propose amendments to these rules to bring them up-to-date with federal rules, incorporate NASAA model rules, and describe application filing procedures and requirements, among other possible updates.

**WSR 22-13-099**  
**PUBLIC RECORDS OFFICER**  
**DEPARTMENT OF**  
**RETIREMENT SYSTEMS**

[Filed June 14, 2022, 1:51 p.m.]

Effective July 1, 2022, pursuant to RCW 42.56.580, the public records officer for the department of retirement systems is Johnna Craig, P.O. Box 48380, Olympia, WA 98504-8380, 360-664-7854, and public records requests should be sent to [Johnna.craig@drs.wa.gov](mailto:Johnna.craig@drs.wa.gov).

Michelle S. Brown  
Public Records Officer

## WSR 22-13-104

## AGENDA

## BOARD OF

## PILOTAGE COMMISSIONERS

[Filed June 15, 2022, 10:42 p.m.]

**Semi-Annual Rule-Making Agenda  
July through December 2022**

Following is the board of pilotage commissioner's semi-annual rule-making agenda for publication in the Washington State Register pursuant to RCW 34.05.314.

There may be additional rule-making activity not on this agenda. Refer to our website for periodic updates.

Please direct any questions about this agenda to Jaimie Bever, Executive Director and Rules Coordinator, 2901 Third Avenue, Suite 500, Seattle, WA 98121, 206-515-3904, BeverJ@wsdot.wa.gov, www.pilotage.wa.gov.

WAC Citation	Subject Matter	Current Activity		
		Preproposal (CR-101)	Proposed (CR-102)	Permanent (CR-103P)
363-116-0751	Qualifications for pilot applicants	Intent to file		
363-116-076	Examination for pilot applicants	Intent to file		
363-116-077	Simulator evaluation for pilot applicants	Intent to file		
363-116-078	Training program	WSR 21-16-088		
363-116-082	Limitations on new pilots	Intent to file		
363-116-065	Exempt vessels	Intent to file		

**WSR 22-13-106**  
**NOTICE OF PUBLIC MEETINGS**  
**HEALTH CARE AUTHORITY**  
[Filed June 15, 2022, 12:58 p.m.]

**TOTAL COST OF INSULIN WORK GROUP**

**First 2022 meeting schedule:**

Date	Time	Location
July 8, 2022	10:00 a.m. - 1:00 p.m.	Webinar*

\* Webinar link, meeting materials, and announcements will be emailed to the work group 15 days before the meeting date, HCAPharmacyStrategy&Innovation@hca.wa.gov.

For further assistance, please contact Nonye Connor, 360-725-2044, Nonye.Connor@HCA.wa.gov.



**WSR 22-13-107**  
**RULES COORDINATOR**  
**BATES TECHNICAL COLLEGE**  
[Filed June 15, 2022, 1:05 p.m.]

Pursuant to RCW 34.05.312, the rules coordinator for the Bates Technical College is Autumm Robertson, 1101 South Yakima Avenue, Tacoma, WA 98405, phone 253-680-7100, email autumm.robertson@batestech.edu.

Lin Zhou, Ph.D.  
President

**WSR 22-13-124**  
**NOTICE OF PUBLIC MEETINGS**  
**BATES TECHNICAL COLLEGE**  
 [Filed June 17, 2022, 11:27 a.m.]

The board of trustees of Bates Technical College have [has] identified revisions below for their monthly meetings in the years 2021-2022, in compliance with RCW 42.30.075, as follows:

<b>From:</b>	July 25, 2022	Downtown Campus or virtual	<b>To:</b>	July 25, 2022	Central Campus
<b>From:</b>	October 24, 2022	Downtown Campus or virtual	<b>To:</b>	October 24, 2022	Central Campus
<b>From:</b>	December 12, 2022	Downtown Campus or virtual	<b>To:</b>	December 12, 2022	Central Campus

**Board of Trustees Meeting Calendar  
2021-2022**

September 27, 2021	2:00 p.m.	Study session Downtown campus or virtual
	3:00 p.m.	Meeting Downtown campus or virtual
October 18, 2021	10:00 a.m.	Special meeting Virtual
	10:30 a.m.	
November 29, 2021	2:00 p.m.	Study session Downtown campus or virtual
	3:00 p.m.	Meeting Downtown campus or virtual
January 31, 2022	2:00 p.m.	Study session Downtown campus or virtual
	3:00 p.m.	Meeting Downtown campus or virtual
February 28, 2022	2:00 p.m.	Study session Downtown campus or virtual
	3:00 p.m.	Meeting Downtown campus or virtual
March 28, 2022	2:00 p.m.	Study session Downtown campus or virtual
	3:00 p.m.	Meeting Downtown campus or virtual
April 25, 2022	2:00 p.m.	Study session Downtown campus or virtual
	3:00 p.m.	Meeting Downtown campus or virtual
May 23, 2022	2:00 p.m.	Study session Downtown campus or virtual
	3:00 p.m.	Meeting Downtown campus or virtual
June 6, 2022	To be determined	<b>Commencement</b> Tacoma Dome
June 27, 2022	2:00 p.m.	Study session South campus
	3:00 p.m.	Meeting South campus
July 25, 2022	2:00 p.m.	Study session Central campus
	3:00 p.m.	Meeting Central campus
September 26, 2022	2:00 p.m.	Study session Central campus
	3:00 p.m.	Meeting Central campus

October 24, 2022	2:00 p.m.	Study session Central campus
	3:00 p.m.	Meeting Central campus
December 12, 2022	2:00 p.m.	Study session Central campus
	3:00 p.m.	Meeting Central campus

WSR 22-13-126

HEALTH CARE AUTHORITY

[Filed June 17, 2022, 12:22 p.m.]

NOTICE

Title or Subject: Medicaid State Plan Amendment (SPA) 21-0027 July 2022 Fee Schedule Updates.

Effective Date: July 1, 2022.

Description: The health care authority (HCA) intends to submit Medicaid SPA 22-0027 to update the fee schedule effective dates for several medicaid programs and services. This is a regular, budget neutral update to keep rates and billing codes in alignment with the coding and coverage changes from the Centers for Medicare and Medicaid Services, the state, and other sources. These changes are routine and do not reflect significant changes to policy or payment.

SPA 22-0027 is expected to have no effect on the annual aggregate expenditures/payments for the services listed above. These changes are routine and do not reflect significant changes to policy or payment.

HCA is in the process of developing the SPA. HCA would appreciate any input or concerns regarding this SPA. To request a copy of the SPA when it becomes available or submit comments, you may contact the people named below (please note that all comments are subject to public review and disclosure, as are the names of those who comment).

CONTACT: Ann Myers, State Plan Coordinator, P.O. Box 42716, Olympia, WA 98504, TRS 711, email ann.myers@hca.wa.gov.

WSR 22-13-130

POLICY STATEMENT

WASHINGTON STATE LOTTERY

[Filed June 17, 2022, 2:46 p.m.]

NOTICE OF ADOPTION OF POLICY STATEMENT

Title of Policy Statement: Vending Machine Purchase and Reinvestment Limits[—PS-22-01].

Issuing Entity: Washington's lottery.

Subject Matter: This policy statement describes the maximum dollar amounts accepted by lottery vending machines for purchases of lottery tickets.

Effective Date: June 27, 2022.

Contact Person: Kristi Weeks, director of legal services, kweeks@walottery.com, 360-810-2881.

## WSR 22-13-131

## AGENDA

## HEALTH CARE AUTHORITY

[Filed June 17, 2022, 2:57 p.m.]

The following is the Washington health care authority's semi-annual rule-making agenda for publication in the Washington State Register pursuant to RCW 34.05.314.

Additional rule-making activity may occur which is not listed on this agenda as conditions warrant. If you have questions about this rule-making agenda, contact Wendy Barcus, Rules Coordinator, P.O. Box 42716, Olympia, WA 98504-2716, phone 360-725-1306, email wendy.barcus@hca.wa.gov.

**Semi-Annual Rule-Making Agenda  
July through December 2022**

WAC Citation	Subject Matter	Current Activity		
		CR-101	CR-102 (Public Hearing) or CR-105 (Expedited)	CR-103E (Emergency)
<b>HEALTH CARE AUTHORITY - GENERAL</b>				
Chapter 182-51	Prescription drug transparency pricing program	WSR 22-03-057 Filed 1/14/2022	CR-102 WSR 22-13-045 Public hearing 7/26/2022	
TBD	Establishment of prescription drug affordability board (2SSB 5532)	<i>To be filed soon</i>		
<b>PUBLIC EMPLOYEES BENEFITS (PEB)</b>				
Chapters 182-08, 182-12, and 182-16 (multiple sections)	Public employees benefits board—General updates	WSR 22-04-098 Filed 2/1/2022	CR-102 WSR 22-10-081 Public hearing 6/7/2022	
182-08-197	Public employees benefits board—Resolution updates 2022-02-01	WSR 22-04-099 Filed 2/1/2022	CR-102 WSR 22-10-082 Public hearing 6/7/2022	
182-12-123	Public employees benefits board—Resolution updates 2022-02-02	WSR 22-04-099 Filed 2/1/2022	CR-102 WSR 22-10-083 Public hearing 6/7/2022	
182-12-171, 182-12-180, 182-12-200, 182-12-211, 182-12-250, 182-12-265	Public employees benefits board—Resolution updates 2022-02-03	WSR 22-04-099 Filed 2/1/2022	CR-102 WSR 22-10-084 Public hearing 6/7/2022	
182-12-205	Public employees benefits board—Resolution updates 2022-02-04	WSR 22-04-099 Filed 2/1/2022	CR-102 WSR 22-10-085 Public hearing 6/7/2022	
<b>SCHOOL EMPLOYEES BENEFITS (SEB)</b>				
Chapters 182-30, 182-31, and 182-32 (multiple sections)	School employees benefits board—SEBB Admin #2022-01 general updates	WSR 22-04-095 Filed 2/1/2022	CR-102 WSR 22-10-79 [22-10-079] Public hearing 6/7/2022	

WAC Citation	Subject Matter	Current Activity		
		CR-101	CR-102 (Public Hearing) or CR-105 (Expedited)	CR-103E (Emergency)
182-30-080	School employees benefits board—SEBB Admin #2022-02	WSR 22-04-095 Filed 2/1/2022	CR-102 WSR 22-10-080 Public hearing 6/7/2022	
<b>BEHAVIORAL HEALTH</b>				
Chapter 182-120 (new chapter)	Antipsychotic medication rights and less restrictive alternative treatment	WSR 20-09-130 Filed 4/21/2020		
182-130-0100	Family initiated treatment	WSR 22-08-055 Filed 4/1/2022	CR-102 WSR 22-12-057 Public hearing 7/5/2022	
<b>WASHINGTON APPLE HEALTH (MEDICAID)</b>				
182-501-0070, 182-556-0200 (possible others)	Chiropractic services for adults	<i>To be filed soon</i>		
182-500-0010, 182-500-0020, 182-500-0035, 182-504-0005	Definitions; retroactive certification period postpartum coverage	WSR 22-10-028 Filed 4/26/2022		
182-502-0002	Eligible provider types		CR-105 WSR 22-11-079 Comments due 7/19/2022	
182-502-0110, 182-500-0065	Conditions of payment and prior authorization requirements—Medicare coinsurance, copayments, and deductibles	WSR 22-11-027 Filed 5/11/2022		
182-503-0005	Washington apple health —How to apply	WSR 22-08-059 Filed 4/4/2022		
182-503-0535, 182-507-0135	Washington apple health —Citizenship and immigration status; immigration status requirements for refugee medical assistance	<i>To be filed soon</i>		
182-504-0015, 182-507-0130	Refugee medical assistance eligibility	<i>To be filed soon</i>		<i>To be filed soon</i>
182-505-0211	Washington apple health —Foster care	<i>To be filed soon</i>		
182-507-0115, 182-507-0120	Alien emergency medical program	WSR 20-15-077 Filed 7/14/2020	CR-102 WSR 21-13-049 Public hearing held 7/27/2021	WSR 22-06-047 Effective 2/24/2022
182-513-1625, 182-513-1635, 182-513-1640	Tailored supports for older adults—Applications, income eligibility, and resource eligibility	<i>To be filed soon</i>		
Chapters 182-513, 182-515 (new sections)	Presumptive eligibility— Long-term services and supports in a home setting or in an alternate living facility authorized by home and community services.	WSR 22-09-067 Filed 4/19/2022		

WAC Citation	Subject Matter	Current Activity		
		CR-101	CR-102 (Public Hearing) or CR-105 (Expedited)	CR-103E (Emergency)
182-517-0100	Federal medicare savings programs	<i>To be filed soon</i>		
182-515-1509	Personal needs allowance increase	WSR 22-09-064 Filed 4/19/2022	CR-102 WSR 22-13-118 Public hearing 7/26/2022	
Chapter 182-531 (new section)	Acupuncture—Coverage (ESSB 5693)	<i>To be filed soon</i>		
182-531-0300	Anesthesia providers and covered physician-related services	WSR 22-07-103 Filed 3/23/2022	CR-102 WSR 22-13-048 Public hearing 7/26/2022	
182-531-1730	Telemedicine	WSR 21-15-065 Filed 7/16/2021		
182-533-0701 through 182-533-0730	Chemical-using pregnant women	WSR 22-06-079 Filed 3/1/2022		
182-535-1082	Dental coverage—Preventive services	WSR 22-09-051 Filed 4/15/2022	CR-102 WSR 22-13-047 Public hearing 7/26/2022	
182-537-0600	School-based health care services	WSR 22-07-085 Filed 3/22/2022	CR-102 WSR 22-11-005 Public hearing 6/21/2022	
182-550-2600	Inpatient psychiatric services	WSR 20-21-106 Filed 10/21/2020		
Chapter 182-548	Federally qualified health centers	WSR 22-07-053 Filed 3/15/2022		
Chapter 182-549	Rural health clinics	WSR 22-07-053 Filed 3/15/2022		
182-550-2600	Inpatient psychiatric	WSR 20-21-106 Filed 10/21/2020		
182-550-3830	Adjustments to inpatient rates	WSR 22-11-060 Filed 5/16/2022		
182-550-6000	Outpatient hospital services—Conditions of payment and payment methods	WSR 22-07-049 Filed 3/15/2022	CR-102 WSR 22-11-057 Public hearing 6/21/2022	
182-550-7500, 182-550-7550	OPPS rate and OPPS payment enhancements	WSR 22-11-061 Filed 5/16/2022		
182-554-400	Enteral nutrition—Provider requirements	WSR 22-10-045 Filed 4/28/2022		
182-557-0225	Health home services—Methodology for calculating a person's risk score	WSR 22-12-029 Filed 5/24/2022		
Chapter 182-561 (new chapter)	Community behavioral health support services	WSR 22-09-074 Filed 4/19/2022		

Wendy Barcus  
Rules Coordinator



**WSR 22-13-133**  
**NOTICE OF PUBLIC MEETINGS**  
**SKAGIT VALLEY COLLEGE**  
 [Filed June 17, 2022, 4:01 p.m.]

The Skagit Valley College board of trustees, at their June 14, 2022, meeting, approved the following meeting schedule for 2022-2023. Unless otherwise noted, all meetings will be held the second Tuesday of the month, at the Mount Vernon Campus, 2405 East College Way, Mount Vernon, WA 98273, and will begin at 4:30 p.m.

<b>2022-23 Board Meeting Dates</b>	<b>Location</b>
July 2022	<i>No regular meeting is scheduled.</i>
August 2022	<i>No regular meeting is scheduled.</i>
September 2022	<i>No regular meeting is scheduled.</i>
October 11, 2022	Mount Vernon Campus
<b>November 8, 2022</b>	<b>Whidbey Island Campus 1900 S.E. Pioneer Way Oak Harbor, WA 98277</b>
December 13, 2022	Mount Vernon Campus
January 2023	<i>No regular meeting is scheduled.</i>
February 14, 2023	Mount Vernon Campus
March 14, 2023	Mount Vernon Campus
April 2023	<i>No regular meeting is scheduled.</i>
May 11, 2023	Mount Vernon Campus
June 13, 2023	Mount Vernon Campus

WSR 22-13-142

NOTICE OF PUBLIC MEETINGS  
RECREATION AND CONSERVATION  
OFFICE

(Recreation and Conservation Funding Board)

[Filed June 20, 2022, 11:30 a.m.]

The recreation and conservation funding board is adjusting the **time** and **location** of the regular quarterly meeting scheduled for July 26-27, 2022:

**FROM:** July 26-27, 2022, from 9:00 a.m. to 5:00 p.m., TBD.

**TO:** July 26, 2022, from **9:00 a.m. to 4:05 p.m.** and July 27, 2022, from **9:00 a.m. to 11:25 a.m., and online via Zoom and in person in Room 172, Natural Resources Building, 1111 Washington Street.**

For further information, please contact Julia McNamara, Julia.McNamara@rco.wa.gov or check recreation and conservation office (RCO)'s web page at <https://rco.wa.gov/boards/recreation-and-conservation-funding-board/meetings/>.

The RCO schedules all public meetings at barrier-free sites. Persons who need special assistance may contact Leslie Frank at 360-902-0220 or email [leslie.frank@rco.wa.gov](mailto:leslie.frank@rco.wa.gov).

## WSR 22-13-177

## AGENDA

## WESTERN WASHINGTON UNIVERSITY

[Filed June 22, 2022, 8:55 a.m.]

**Notice of Semi-Annual Agenda for Rules Under Development**

Pursuant to RCW 34.05.314, the following is Western Washington University's semi-annual agenda for WAC rules under development for the term of July 1 through December 31, 2022:

**1. Chapter 516-26 WAC Student records.** University review of chapter 516-26 WAC, Student records, with possible amendments, including, but not limited to, WAC 516-26-040 Right to copy education records, WAC 516-26-090(2), directory information, and housekeeping changes. Preproposal CR-101 was filed December 12, 2017 (WSR 18-01-044), and CR-102 anticipated to be filed in 2022.

**2. WAC 516-52-001 Smoking on campus.** Amendments to WAC 516-52-001 Smoking on campus, to comply with a state initiative that prohibits smoking in public places and workplaces and to address electronic cigarettes and other smoking devices. Preproposal CR-101 was filed February 10, 2010 (WSR 10-05-049), and CR-102 anticipated to be filed in 2022.

**3. WAC 516-52-010 Control of dogs and other service animals.** Amendments to WAC 516-52-010 Control of dogs and other service animals, to address animals and pets on campus, as well as service animals and exceptions. Preproposal CR-101 was filed April 6, 2017 (WSR 17-09-005), and CR-102 anticipated to be filed in 2022.

**4. Repeal and amendment in chapter 516-38 WAC.** Repeal WAC 516-38-115, 516-38-116, 516-38-118, and 516-38-119 to remove outdated content. Amendment to WAC 516-38-117 to better reflect current processes and define discrimination. Preproposal CR-101 was filed April 13, 2022 (WSR 22-09-038), and CR-102 anticipated to be filed in 2022.

**5. Proposed chapter 516-32 Small works roster.** Proposed new chapter to expeditiously solicit bids with a construction cost of \$350,000 or less. Preproposal CR-101 was filed May 24, 2022 (WSR 22-12-028), and CR-102 anticipated to be filed in 2022.

Additional rule-making activity not on the agenda may occur as conditions warrant. For more information concerning the semi-annual agenda, please contact Jennifer Sloan, Rules Coordinator, Western Washington University, 516 High Street, Bellingham, WA 98225-9044, phone 360-650-3117, email Jennifer.Sloan@wwu.edu.

Jennifer L. Sloan  
Rules Coordinator

## WSR 22-13-178

## DEPARTMENT OF ECOLOGY

[Filed June 22, 2022, 10:09 a.m.]

CALL FOR DATA FOR  
THE WASHINGTON STATE 2022 WATER QUALITY ASSESSMENT

The Washington state department of ecology (ecology) is seeking data to include in our next statewide water quality assessment (assessment). The assessment fulfills Washington state's obligation under the Clean Water Act to identify polluted waters (known as the §303(d) list) as well as report on the status of water quality in the state (called the §305(b) Report).

The assessment is developed using readily available water quality data and information to determine the status of water quality for a given waterbody segment. For more information on the assessment, view our water quality assessment web page at [ecology.wa.gov/303d](http://ecology.wa.gov/303d).

Ecology is seeking new water quality data collected between January 1, 2012, and December 31, 2021, during this "call for data." **The call for data window closes on September 30, 2022.** To ensure inclusion of your data in the next assessment, please submit data before this date. Ecology will only use scientifically credible data for the assessment. All data submitted must have been collected in accordance with a quality assurance project plan, or equivalent guidance document, and must be representative of ambient water quality conditions. Persons submitting data must be able to attest that quality assurance procedures were followed and must provide ecology with a copy of the plan upon request. **Data previously submitted to ecology does not need to be submitted again.**

Please submit numeric data to ecology's environmental information management system (EIM). Submit relevant nonnumeric data, such as published research or peer-reviewed reports, directly to assessment staff at [303d@ecy.wa.gov](mailto:303d@ecy.wa.gov).

Following the closure of the call for data window on September 30, 2022, ecology will begin reviewing and analyzing data for use in the 2022 assessment. We anticipate a draft will be available for public review in early 2024.

Information on submitting water quality data to EIM is available on ecology's website at [ecology.wa.gov/eim](http://ecology.wa.gov/eim). Please direct questions on EIM to Kristen Slodysko, EIM coordinator, at [eimwqp@ecy.wa.gov](mailto:eimwqp@ecy.wa.gov) or phone 360-972-5509.

If you have questions on the assessment process or would like to schedule a meeting to discuss data submittal options, please contact Jeremy Reiman, water quality assessment scientist, at [303d@ecy.wa.gov](mailto:303d@ecy.wa.gov) or phone 360-819-0197.

**WSR 22-13-188**

**POLICY STATEMENT**

**DEPARTMENT OF HEALTH**

[Filed June 22, 2022, 11:53 a.m.]

**NOTICE OF ADOPTION OF A POLICY STATEMENT**

Title of Policy Statement: Emergency Care for K-9 Officers. Policy Number: VBOG 22-01.

Issuing Entity: Veterinary board of governors.

Subject Matter: Emergency care provided to K-9 officers in emergency situations.

Effective Date: July 1, 2022.

Contact Person: Lorelei Walker, P.O. Box 47852, Olympia, WA 98504-7852, 360-236-4947, Lorelei.Walker@doh.wa.gov.