

WSHA Top Priority State Rule Making

PRIORITY	Primary	AGENCY	DESCRIPTION	Pre-Proposal	Proposal	Final Order	Extra Materials	Intended Adoption Date	Effective Date	WSHA Position/Impact	WSHA CONTACT
1	Repealing Old Pharmacy WAC's	Pharmacy Quality Assurance Commission	The proposal repeals the chapters of rules relating to pharmacy that were replaced by chapter 246- 945 WAC		Proposal			10/05/20		SUPPORT	David Streater DavidS@wsha.org
1	Psychiatric Per Diem Rates	Health Care Authority	This rule is being amended to increase psychiatric per diem rates for community hospitals that serve patients in long-term inpatient psychiatric care. During the course of this review, the agency may identify additional related changes that are required in order to improve clarity or update policy.	Pre-Proposal	Proposal			01/06/21		SUPPORT	Shirley Prasad ShirleyP@wsha.org
1	Waiver for the Electronic Prescribing Mandate	Pharmacy Quality Assurance Commission	Waiver for the Electronic Prescribing Mandate- The Pharmacy Quality Assurance Commission is considering adopting a new section of rule creating criteria for a waiver for the electronic prescribing mandate as required by Substitute Senate Bill (SSB) 5380.	Pre-Proposal				By January 1, 2021		MONITOR	David Streater DavidS@wsha.org
1	Waiver for the Electronic Prescribing Mandate- Providers with 10 or More Prescribers	Department of Health	Prescription Monitoring Program Waiver- The Department of Health is proposing a new section in chapter 246-470 WAC to establish a waiver process and criteria for facilities, entities, offices, or provider groups with ten or more prescribers to apply for an exemption from the PMP and electronic health record (EHR) integration required by Substitute Senate Bill (SSB) 5380.	Pre-Proposal				By January 1, 2021		MONITOR	David Streater DavidS@wsha.org
1	Chapter 182-548 WAC, Federally qualified health centers; Chapter 182-549 WAC, Rural health clinics	Health Care Authority	Health Care Authority - Chapter 182-548 WAC, Federally qualified health centers; Chapter 182-549 WAC, Rural health clinics. The agency is amending these sections to clarify payment methodology and update policy for Rural Health Clinics.	Pre-Proposal						MONITOR	Andrew Busz Andrewb@wsha.org
1	New Behavioral Health Chapter 182-110 WAC	Health Care Authority	The agency intends to develop rules to implement the requirements of SHB 2728, which requires the health care authority (HCA) to: (1) Calculate the annual costs to operate and administer the partnership lines described in SHB 2728; (2) Calculate the proportion of clients covered by the medicaid program; and (3) Collect a proportional share of program costs from entities that are not for covered lives under contract with HCA as medicaid managed care organizations. During the course of this review, the agency may identify additional related changes that are required in order to improve clarity or update policy.	Pre-Proposal						MONITOR	Andrew Busz Andrewb@wsha.org Jaclyn Greenberg JaclynG@wsha.org
1	Retired Active Licenses	Washington Medical Commission	This is special rulemaking in response to COVID-19		Draft Language					SUPPORT	Alicia Eyer AliciaE@wsha.org

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1	Emergency Medical Services (EMS) and Trauma Care Systems - WAC 246-976	Department of Health	Department of Health he Department of Health (DOH) is updating EMD sections to align with national standards and respond to legislative requirements by: (1) considering updates to align with current national standards; (2) making regulations more clear and concise; (3) responding to statutory requirements; and (4) streamlining initial and renewal application processes for prehospital services licenses and EMS provider certification. ((Ch. 246-976 WAC))	Pre-Proposal						MONITOR	Alicia Eyer AliciaE@wsha.org
1	Workers' Comp Financial Qualification Rules	Department of Labor & Industries	The purpose of this rule making is to update the rules for the financial qualification and maintenance of self-insurance certification, so that these rules are consistent with modern business practices. Existing rules will be amended, and new sections may be added. Existing rules are dated and out of alignment with industry best practices. The key objectives of the rule-making effort are to: - Ensure self-insured employers can accurately and timely provide workers' compensation benefits to their workers; - Protect and safeguard the insolvency trust fund; - Promote transparency for the department of labor and industries (L&I) actions when a firm is placed on financial watch; - Make the rules relevant to current financial conditions and business models; and - Create efficient and adaptable standards for employers' overall financial management.	Pre-Proposal						MONITOR	David Streeter DavidS@wsha.org
1	Wildfire Smoke	Department of Labor & Industries	The agency recognizes the hazard of wildfire smoke exposure is increasing every year and is now potentially presenting important health risks to all outdoor workers including those in construction and agriculture. Labor and industries has received a petition for rule making on this topic as well. California has adopted rules for workplace safety and health rules regarding wildfire smoke.	Pre-Proposal						MONITOR	David Streeter DavidS@wsha.org
1	Workers' Comp Third Party Administrators	Department of Labor & Industries	SHB 2409 creates a new requirement that any third-party administrators hired to manage claims for a self-insured employer must be licensed by L&I. It also requires all claims administrators managing claims for self-insured employers to be certified.	Pre-Proposal						CONCERNS	David Streeter DavidS@wsha.org
1	OUD Remote Dispensing Sites	Pharmacy Quality Assurance Commission	SSB 6086 mandates that the commission adopt rules to establish the minimum standards for opioid use disorder (OUD) medication remote dispensing sites. Consequently, there is no alternative to adopting rules. Current rules related to storing drugs outside of a pharmacy do not adequately cover the minimum standards and exclude certain facilities from having remote dispensing sites, which does not align with the intent of the law. Furthermore, these regulations must be in rule to [be] enforceable.	Pre-Proposal						MONITOR	David Streeter DavidS@wsha.org

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1	EMS Data Reporting for SUD Treatment	Department of Health	Updates to existing sections of chapter 246-976 WAC and the establishment of new sections may be needed to align existing ambulance and aid service requirements with RCW 70.168.090, as revised under SSB 5380. RCW 70.168.090 now requires licensed ambulance and aid services to report patient data electronically to the department and allow for certain data sharing for the purpose of substance abuse treatment. It is anticipated that amendments to existing EMS data rules and new sections may need to be created to ensure clear and concise data submission standards and to produce quality, usable data for improving standards of care and best practice for the benefit and safety of the public.	Pre-Proposal			Rule Page			MONITOR	David Streeeter DavidS@wsha.org
1	Exempting Patients in Nursing Homes and Long-Term Acute Care Hospital from the Opioid Prescribing Rules	Washington Medical Commission	Since the rules related to ESHB 1427 became effective January 1, 2019, the commission has continued to receive comments related to long term acute care and nursing home patients. To address this issue, the commission filed an interpretive statement: "Exempting Patients in Nursing Homes and Long-Term Acute Care Hospital from the Opioid Prescribing Rules." While the interpretive statement has helped to curb the comments and concerns from prescribers, the commission feels this important exemption should be in rule.	Pre-Proposal						MONITOR	David Streeeter DavidS@wsha.org
1	Certificate of Need	Department of Health	Certificate of Need- The Department of Health is opening all rules related to Certificate of Need (CN) in chapter 246-310 WAC. The Department is considering amending, creating, and repealing some or all rules to clarify, streamline, develop progressive enforcement tools, and modernize language. This review will include examining general and specific facility type need methodologies. Updates to rules will take into account incorporating national optimal approaches, providing clear and consistent guidance, and reducing litigation. As part of the rulemaking process, the department will consider the rulemaking topics in recently withdrawn Preproposals (CR-101's) as well as recent petitions regarding updates to need methodologies. WSHA is in active discussions with the Department to more clearly understand the approach and breadth in this rulemaking.	Pre-Proposal						MONITOR	David Streeeter DavidS@wsha.org
1	Pharmacy Licensing Fees	Pharmacy Quality Assurance Commission	The Department of Health in consultation with the commission, is considering creating a new section in the chapter of rule to move existing licensing fees collected by the commission into the new consolidated chapter created by the commission. The department, in consultation with the commission, will also consider changes to renewal cycles, and restructuring the fees for drug researchers as requested by stakeholders during public comment of the pharmacy chapter rewrite.	Pre-Proposal						MONITOR	David Streeeter DavidS@wsha.org

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1	Telemedicine for Physicians and Physician Assistants	Washington Medical commission	The commission will consider rule making to address the practice of physicians and physician assistants engaging in telemedicine with Washington patients. Possible subjects the commission may address are: What, if any requirements for licensure; recordkeeping requirements; establishing a patient-practitioner relationship; prescribing issues; and standard of care. Regulating the use of telemedicine would place the commission in an active patient safety role.	Pre-Proposal						MONITOR	David Streeter DavidS@wsha.org
1	Chapter 246-341 WAC, Behavioral Health Services Administrative Requirements	Department of Health	The Department of Health is considering updating the chapter of rules for licensed and certified behavioral health agencies that will include: (1) Changes to reflect legislation; (2) changes related to federal requirements; (3) requests from partners and stakeholders for clarification, and areas of clean up that have been identified since the department began regulating behavioral health agencies in 2018.	Pre-Proposal						MONITOR	Jaclyn Greenberg JaclynG@wsha.org
1	Right of involuntarily detained/committed individuals to refuse antipsychotic medication	Health Care Authority	The agency intends to develop rules regarding the right of involuntarily detained/committed individuals to refuse antipsychotic medication as required by RCW 71.05.215	Pre-Proposal						MONITOR	Jaclyn Greenberg JaclynG@wsha.org
1	Whistleblower Complaints	Department of Health	The Department of Health (department) is considering revising sections of this chapter to implement SHB 1049 (chapter 62, Laws of 2019) and to ensure the rules are clear, up to date, and align with best practices. Rulemaking is necessary to align rule definitions and criteria with current law, which expanded whistleblower protections. These rule updates are needed to ensure consistency and enforceability.	Pre-Proposal			Draft Rules			MONITOR	Jaclyn Greenberg JaclynG@wsha.org
1	Severity Matrix for Fines Related to Psychiatric Hospital Enforcement	Department of Health	Section 3 of SHB 2426 directs the department to adopt in rule specific fine amounts in relation to the severity of noncompliance by a psychiatric hospital. A fine would only be assessed if the department determines the psychiatric hospital has previously been subject to an enforcement action for the same or similar type of violation of the same statute or rule, or has been given any previous statement of deficiency that included the same or similar type of violation of the same or similar statute or rule, or when the psychiatric hospital failed to correct noncompliance with a statute or rule by a date established or agreed to by the department.	Pre-Proposal						SUPPORT	Shirley Prasad ShirleyP@wsha.org
1	Alien Emergency Medical Program	Health Care Authority	The agency is amending WAC 182-507-0115 to change the alien emergency medical program's scope of covered services to include testing, assessment, and treatment of conditions that pose a potential threat to public health.	Pre-Proposal						MONITOR	Zosia Stanley zosiaS@wsha.org
1	Residential Long Term Care Services Training	Department of Social and Health Services	The department is considering adding new sections to chapter 388-112A WAC, in response to the passage of SB [SSB] 5630 passed in 2013, in which the department shall examine whether additional specialty training categories should be created for adult family homes serving residents with other special needs, such as traumatic brain injury, skilled nursing, or bariatric care.	Pre-Proposal						MONITOR	Zosia Stanley zosiaS@wsha.org

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1	Charity care	Department of Health	The Department of Health will consider rulemaking to revise the state regulations pertaining to charity care (WAC 246-453) to comply with legislation passed in 2018.	Pre-Proposal			Rulemaking activity			CONCERNS	Zosia Stanley zosiaS@wsha.org
2	Pharmacist to Pharmacy Technician Ratio (WAC 246-901-130)	Department of Health	Pharmacist to Pharmacy Technician Ratio (WAC 246-901-130) - The Department of Health (DOH), Pharmacy Quality Assurance Commission, is proposing policy changes to eliminate or reduce the current ratio requirements of 1-pharmacist to 3-pharmacy technicians.		Proposal		Amending language pending proposal	04/26/19		SUPPORT	David Streeer DavidS@wsha.org
2	WAC 246-809 and WAC 246-811 Probationary Social Work Licenses	The Department of Health	WAC 246-809 and WAC 246-811 Probationary Social Work Licenses- DOH is considering adding new sections to these chapters to implement the requirements of Senate Bill 5054 regarding probationary licensure and a reciprocity program between Washington and other US states and territories for the following mental health licenses: Substance Use Disorder Professional, Mental Health Counselor, Marriage and Family Therapist, Advanced Social Worker, and Independent Clinical Social Worker.	Pre-Proposal				08/23/19		SUPPORT	Alicia Eyer AliciaE@wsha.org
2	Notifiable Conditions (Ch. 246-101 WAC)	Department of Health Washington State Board of Health	Department of Health - Notifiable Conditions (Ch. 246-101 WAC) - The Department of Health (DOH) and the State Board of Health (SBOH) will consider adding notification and specimen submission requirements for "new conditions" and conditions currently identified as "other rare diseases of public health significance"; changing notification and specimen submission requirements for existing conditions; clarifying notification requirements for suspected cases; requiring electronic lab notification; revising reporting requirements for veterinarians and the Washington state department of agriculture; updating statutory references in the rules; updating references to the 2006 Security and Confidentiality Guidelines developed by the Centers for Disease Control and Prevention to the most recent publication; harmonizing definitions between WAC 246-100-011 and chapter 246-101 WAC; and improving clarity and usability. See Pre-Proposal for the list of conditions under consideration.	Pre-Proposal	Proposal		Rulemaking page	04/08/20		MONITOR	Alicia Eyer AliciaE@wsha.org
2	DDA Client Rights	Department of Social and Health Services	The developmental disabilities administration (DDA) is planning to amend these rules to implement SSHB [SHB] 1651 (2019), which is related to the rights of clients of the DDA. During the course of this review, the department may make additional changes that are necessary to improve clarity or update policy.	Pre-Proposal	Proposal			12/09/20		MONITOR	Zosia Stanley zosiaS@wsha.org
2	Health Care Benefit Managers	Office of the Insurance Commissioner	Amends existing rules and adds new sections necessary to implement Chapter 240, Laws of 2020 requiring registration of health care benefit managers and related filings.	Pre-Proposal	Proposal			12/10/20		SUPPORT	Andrew Busz Andrewb@wsha.org
2	CQIP for non-hospital health care entities -	The Department of Health	Department of Health - CQIP for non-hospital health care entities - Chapter 246-50 WAC, Coordinated quality improvement program (CQIP), the Department of Health will review the CQIP chapter and will consider updating the rules for clarification, streamlining, modernization, and other necessary updates for compliance with state statute.	Pre-Proposal	Proposal			12/14/20		SUPPORT WITH CONCERNS	Zosia Stanley zosiaS@wsha.org

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2	Vital Statistics Data Release	Department of Health	The Department of Health is considering creating a new chapter of rule to: prescribe the direct and indirect identifiers for birth and fetal death records; establish a formalized procedure for requesting vital records data; and establish fees for data files, analysis, and data requests.	Pre-Proposal	Proposal			12/29/20		MONITOR	David Streeeter DavidS@wsha.org
2	Hospital Construction Review	Department of Health	Hospital Construction Review - The Department of Health (DOH) is considering amending licensing regulations to align with the 2018 federal and national construction standards, namely the Facility Guidelines Institute (FGI)'s Guidelines for Design and Construction of Hospitals and Guidelines for Design and Construction of Outpatient Facilities. According to the Pre-Proposal, adopting current standards would allow facilities to take advantage of newer construction methods. This change would also provide the opportunity to be consistent with widely-recognized standards that are vital to the health and safety of hospital patients and staff. A report detailing draft proposals in response to the initial draft of revisions to the WAC was recently released. (WAC 246-320-500 thru 600).	Pre-Proposal			Report on Draft Proposals (10.18.18)	Intended: Spring 2019		MONITOR	Jaclyn Greenberg JaclynG@wsha.org
2	Safe Medication Return Program	Department of Health	Safe Medication Return Program - The Department of Health (DOH) is creating rules as required by state law to establish a system of regulation for the safe and secure collection and disposal of unwanted medicines through a uniform drug "take-back" program. ESHB 1047 establishes a comprehensive drug take-back program that will be fully financed by the pharmaceutical industry. Rules are necessary to establish a framework for administration, oversight, and enforcement of these drug take-back programs. ESHB 1047 - (2018)		Proposal		Rule analysis	Not before May 22, 2019		SUPPORT WITH CONCERNS	David Streeeter DavidS@wsha.org
2	Exceptions to Rule Related to Long-Term Services and Supports Programs	Health Care Authority	The agency is amending WAC 182-503-0090 to specify the department of social and health services (DSHS) administrations responsible for processing exceptions to rule related to long-term services and supports programs. The agency is also making nonsubstantive changes for consistency with other agency rules. During the course of this review, the agency may identify additional related changes that are required in order to improve clarity or update policy.	Pre-Proposal						MONITOR	Andrew Busz Andrewb@wsha.org
2	WAC 182-501-0180	Health Care Authority	The agency is amending WAC 182-501-0180 so it applies to both fee-for-service clients and clients enrolled in a managed care organization (MCO). During the course of this review, the agency may identify additional related changes that are required in order to improve clarity or update policy.	Pre-Proposal						SUPPORT	Andrew Busz Andrewb@wsha.org
2	Direct Care Staff Methodology	Department of Social and Health Services	The department of social and health services (DSHS) is considering amending WAC 388-97-0001 and 388-97-1090 to implement EHB 1564 (chapter 301, Laws of 2019). The bill revised the definition of "direct care staff" to establish the methodology for calculating the hours per day minimum staffing standard. The department will consider amending the staffing language in WAC 388-97-0001 and 388-97-1090 to include when the director of nursing services hours must be included or excluded in calculating the minimum staffing standard.	Pre-Proposal						MONITOR	Andrew Busz Andrewb@wsha.org

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2	Amending WAC 182-535-1098, WAC 182-535-1350, and WAC 182-550-1100 to reflect policy changes on dental prescriptions and hospital charges for dental services	Health Care Authority	Amending WAC 182-535-1098, WAC 182-535-1350, and WAC 182-550-1100 to reflect policy changes on dental prescriptions and hospital charges for dental services- HCA is amending these rules to align with recent policy changes regarding dental prescriptions and hospital charges for dental services for clients enrolled in an agency-contracted managed care organization (MCO). Beginning in January 2020, these charges will be the responsibility of the client's MCO	Pre-Proposal						MONITOR	Andrew Busz Andrewb@wsha.org
2	CHIP Eligibility - WAC 182-505-0215	Health Care Authority	Health Care Authority - CHIP Eligibility - WAC 182-505-0215 - During the 2017 legislative session, the Washington State Legislature passed Engrossed House Bill (EHB) 2242 which created the School Employees' Benefits Board (SEBB) health insurance benefit beginning January 1, 2020. The availability of this benefit, beginning January 1, 2020, means these children no longer meet the definition of targeted low income children under 42 CFR 357.310, and will not be eligible for the Children's Health Insurance Program (CHIP), also known as Washington Apple Health with Premiums Program.	Pre-Proposal						MONITOR	Andrew Busz Andrewb@wsha.org
2	Network Access and Notice Requirements	Office of the Insurance Commissioner	Network Access and Notice Requirements, OIC- Amend existing rules and add new sections to align with Chapter 11, Laws of 2019 (ESHB 1099), requiring additional network access standards, in addition to new notices and information being provided about networks and access.	Pre-Proposal						SUPPORT	Andrew Busz Andrewb@wsha.org
2	Amending WAC 182-535-1098, WAC 182-535-1350, and WAC 182-550-1100	Health Care Authority	Amending WAC 182-535-1098, WAC 182-535-1350, and WAC 182-550-1100 to reflect policy changes on dental prescriptions and hospital charges for dental services- HCA is amending these rules to align with recent policy changes regarding dental prescriptions and hospital charges for dental services for clients enrolled in an agency-contracted managed care organization (MCO). Beginning in January 2020, these charges will be the responsibility of the client's MCO	Pre-Proposal						MONITOR	Andrew Busz Andrewb@wsha.org
2	Ordering Home Health Services by Non-Physician Practitioners	Health Care Authority	The agency is amending WAC 182-543-0500 and 182-551-2040 to allow ordering of home health services, including medical supplies, by certain nonphysician practitioners. During the course of this review, the agency may identify additional related changes that are required in order to improve clarity or update policy.	Pre-Proposal						SUPPORT	Alicia Eyler aliciae@wsha.org
2	Licensure for Mental Health counselors, Marriage and Family Therapists, and Social Workers (Ch. 246-809 WAC)	Department of Health	Licensure for Mental Health counselors, Marriage and Family Therapists, and Social Workers (Ch. 246-809 WAC) - The Department of Health (DOH) is considering developing new and revised requirements related to supervision of associates and the approved supervisor requirements in order to better prepare associates for independent licensure. In addition, the department is considering amending the recordkeeping, education, and continuing education requirements to strengthen the requirements and align them with current trends in practice. The department will also consider making clarifications and technical changes in other licensing standards, as needed.	Pre-Proposal						MONITOR	Alicia Eyler aliciae@wsha.org

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2	WAC 388-97-0300 Notice of rights and services	Department of Social and Health Services	Federal rules regarding nursing home clinical records were amended by the Centers for Medicare and Medicaid Services (CMS) through an 1135 blanket waiver in response to the COVID-19 public health emergency. The amended federal rules are effective March 1, 2020, through the end of the national emergency declaration. The department will monitor federal nursing home communication to ensure this rule making reflects the same span of time as the suspended federal rule regarding clinical records. This will help ensure federal and state rules remain similar and provide for consistent application of clinical record rules during the investigation process.	Pre-Proposal						SUPPORT	Alicia Eyler aliciae@wsha.org Zosia Stanley zosiaS@wsha.org
2	WAC 388-71-0100 What are the statutory references for WAC 388-71-0100 through 388-71-01281? through 388-71-01281 To whom does the department report a final substantiated finding against a nursing assistant employed in a nursing facility or skilled nursing facility?	Department of Social and Health Services	Because adult protective services (APS) is now a separate division within the aging and long-term support administration, rules will be recodified to a new rule chapter; in response to Crosswhite v. DSHS, 389 P.3d 731, 197 Wn. App. 539 (2017), a definition of "willful" will be added; to memorialize the process, rules will be updated to include the petition process for nursing assistants; and other changes in grammar, structure, and consistency may be made.	Pre-Proposal						SUPPORT	Alicia Eyler aliciae@wsha.org Zosia Stanley zosiaS@wsha.org
2	TB Screening Waiver	Department of Social and Health Services	The department is considering amending the following rules to identify the period of time tuberculosis testing is suspended or waived during the declared emergency of COVID-19 per Proclamation by the Governor 20-05.	Pre-Proposal						MONITOR	Alicia Eyler Zosia Stanley
2	Chapter 246-926 WAC Radiological technologists	The Department of Health	Chapter 246-926 WAC Radiological technologists - The Department of Health (department) is considering opening rules to clarify, streamline, and modernize the regulations for cardiovascular invasive specialists, radiologic technologists, radiologist assistants, and X-ray technicians. This may include repealing or adding new sections of rules, clarifying competency requirements and identifying authorized duties.	Pre-Proposal						MONITOR	Alicia Eyler AliciaE@wsha.org
2	Medicaid Client Signature Requirement	Health Care Authority	HCA is revising this section to eliminate the requirement for date and signature from the medicaid client or the client's designee upon delivery of medical equipment and supplies in order to avoid contact between the client and delivery person. HCA currently has emergency rules, filed under WSR 20-23-038, striking this requirement.	Pre-Proposal						MONITOR	David Streeter DavidS@wsha.org

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2	Physician Assistants	Washington Medical Commission	The commission is considering updating the PA chapter to more closely align with current industry standards, modernize regulations to align with current national industry standards and best practices, and provide clearer rules language for licensed PAs. Included in this rule-making proposal is incorporating the requirements of SHB 2378 Concerning physician assistants. The commission is considering adding new sections in accordance with SHB 2378. This bill combines the PA licensing under the Washington medical commission effective July 1, 2021, and eliminates the profession of osteopathic physician assistant. The bill instructs the commission to consult with the board of osteopathic medicine and surgery when investigating allegations of unprofessional conduct by a licensee under the supervision of an osteopathic physician. The bill also reduces administrative and regulatory burdens on PA practice by moving practice agreements from an agency-level approval process to employment level process. Employers are required to keep agreements on file. The bill requires the commission to collect and file the agreements. Changes nomenclature from "delegation" to "practice" agreement and from "supervising physician" to "participating physician" agreement.	Pre-Proposal						SUPPORT	David Streeter DavidS@wsha.org
2	De-scheduling Epidiolex	Pharmacy Quality Assurance Commission	Epidiolex is an FDA-approved cannabidiol with less than 0.3% THC, used to help treat some seizure disorders. The 2018 Agricultural Improvement Act (2018 Farm Bill) amended the Controlled Substances Act and declassified hemp products with less than 0.3% THC from Schedule I and excluded hemp from the definition of marijuana. Epidiolex remained on Schedule V until April 6, 2020, when the United States Drug Enforcement Agency (DEA) announced that it would no longer be a federally controlled substance. Following this statement and decision from the 2018 Farm Bill, the commission received a petition from stakeholders to update their rules to reflect the change. In response to the federal change, stakeholder petition, and in support of the COVID-19 pandemic response, the commission implemented emergency rules to delete Epidiolex from the list of Schedule V controlled substances on July 10, 2020, under WSR 20-15-059. This proposal is opening WAC 246-945-056 to consider making the emergency rule permanent and align Washington regulation with the federal decision.	Pre-Proposal						SUPPORT	David Streeter DavidS@wsha.org
2	Telemedicine for Osteopathic Physicians and Surgeons	Department of Health	The board will consider rulemaking to address the practice of osteopathic physicians and surgeons engaging in telemedicine with Washington State patients. Possible subjects the board may address are: licensure requirements; record keeping requirements; establishing a patient-practitioner relationship; prescribing issues; and standard of care. Regulating the use of telemedicine ensures the board continues to take an active patient safety role as technology evolves.	Pre-Proposal						SUPPORT	David Streeter DavidS@wsha.org

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2	Allopathic CDTA	Washington Medical Commission	The Washington Medical Commission (commission) is considering creating new rule sections to regulate the use of collaborative drug therapy agreements (CDTA).	Pre-Proposal						MONITOR	David Streeer DavidS@wsha.org
2	Prescription Price Transparency	Health Care Authority	The health care authority (HCA) is revising this section to include chapter 182-70 WAC, All payer health care claims database; and new chapter 182-51 WAC, Washington prescription drug pricing transparency program, as chapters that this section applies to. New rules for the Washington prescription drug pricing transparency program are being promulgated under WSR 20-03-078. HCA also intends to clarify in this section that rules in chapter 182-526 WAC do not apply to the school benefits board found in chapter 182-32 WAC. During the course of this review, the agency may identify additional related changes that are required in order to improve clarity or update policy.	Pre-Proposal						MONITOR	David Streeer DavidS@wsha.org
2	Prescription Drug Monitoring Program	Health Care Authority	The agency intends to establish rules regarding provider use of the qualified prescription drug monitoring program, as required by Section 5042 of the SUPPORT for Patients and Communities Act (P.L. 115-271), prior to prescribing or dispensing scheduled drugs. During the course of this review, the agency may identify additional related changes in order to improve clarity of update policy.	Pre-Proposal						MONITOR	David Streeer DavidS@wsha.org
2	Medical marijuana consultant certification	Department of Health	The department is opening this chapter of rules to consider amendments that would enhance and clarify training requirements and practice parameters of a medical marijuana certified consultant.	Pre-Proposal						MONITOR	David Streeer DavidS@wsha.org
2	New rules to implement chapter 220, Laws of 2017 (SSB 5514), Emergency department patient care information—Department of health collection—Confidentiality	Department of Health	Department of Health - DOH is considering creating new rules to implement chapter 220, Laws of 2017 (SSB 5514), Emergency department patient care information—Department of health collection—Confidentiality, by establishing reporting and data release requirements for emergency department data collection.	Pre-Proposal			RHINO rulemaking website			MONITOR	David Streeer DavidS@wsha.org
2	CMS SUD Waiver	Health Care Authority	The agency is creating a new section within this chapter to meet the Centers for Medicare and Medicaid Services (CMS) milestone requirement 3 regarding the agency's Section 1115 Substance Use Disorder (SUD) Waiver Implementation Plan. Milestone 3 requires the adoption of rules reflecting the requirement that residential treatment facilities offer medication assisted treatment access on-site or facilitate off-site access.	Pre-Proposal						MONITOR	Jaclyn Greenberg JaclynG@wsha.org

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2	Chapter 246-08 WAC, Practice and Procedure	Department of Health	Department of Health (DOH) - Chapter 246-08 WAC, Practice and Procedure. DOH has opened this chapter to review its rules regarding adjudicative proceedings for declaratory orders; public record requests; agency indexes; and general agency administrative processes. The department is reviewing existing rules within the chapter to identify amendments that may be necessary as a result of changes in statutes, changes in internal operations, opportunities to streamline processes to reduce regulatory burden without compromising public health and safety, and to provide clear, concise and reasonable rules. This rulemaking excludes: WAC 246-08-390 Acquisition, security, disclosure and destruction of health information; and WAC 246- 08-400, How much can a health care provider charge for searching and duplicating health care records.	Pre-Proposal						MONITOR	Jaclyn Greenberg JaclynG@wsha.org
2	Stem Cell Therapy	Washington Medical Commission	The commission has received complaints from licensees, stakeholders, and the public about the use of stem cells. The complaints have been regarding the advertising related to stem cell therapy, practitioners using non-FDA approved stem cell therapy, as well as concerns stem cell therapy not being within a practitioner's scope of practice. Regulating the use of stem cell therapy would place the commission in an active patient safety role. Rule making would provide clarity around this emerging medical technology and procedure to help avoid potential discipline and increase patient safety. New sections being considered will potentially benefit the public's health by ensuring participating providers are informed and regulated by current national industry and best practice standards.	Pre-Proposal						MONITOR	Zosia Stanley zosiaS@wsha.org
2	WAC 388-97-1260 Physician services, and other related rules as may be required to identify the period of time that portions of the rule was held in suspension during the declared emergency of COVID-19 per Proclamation by the Governor 20-05.	Department of Social and Health Services	This rule making is necessary to establish a timeframe when the portions of the rules were suspended during the COVID-19 pandemic, and nursing homes were not required to comply with the suspended portions of the rules.	Pre-Proposal						MONITOR	Zosia Stanley zosiaS@wsha.org
2	DDA Oversight and Enforcement of Provider Practices	Department of Social and Health Services	The rule making is necessary to incorporate 2SHB 1651 (chapter 271, Laws of 2020) into rules. This passed legislation requires the department to adopt rules as necessary to provide oversight and enforcement of provider practices related to developmental disabilities administration client rights for providers licensed or certified by the department.	Pre-Proposal						MONITOR	Zosia Stanley zosiaS@wsha.org

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3	PNA Allowance	Health Care Authority	The agency is amending these rules to increase the personal needs allowance from \$70.00 to \$71.12 effective January 1, 2021. Funding is approved for this increase which affects those receiving long-term services and supports in medical institutions and alternate living facilities. During the course of this review, the agency may identify additional related changes that are required in order to improve clarity or update policy.	Pre-Proposal	Proposal			01/06/21	01/01/21	NEUTRAL	Andrew Busz Andrewb@wsha.org
3	Prenatal Tests - Chapter 246-680 WAC Congenital and Heritable Disorders	Washington State Board of Health	Washington State Board of Health - Prenatal Tests - Chapter 246-680 WAC Congenital and Heritable Disorders - This rule outlines prenatal screening and diagnostic tests that are considered to be medically necessary and are required to be included in benefits packages provided by insurers, health care service contractors, and health maintenance organizations.	Pre-Proposal	Proposal			08/14/19		SUPPORT	Alicia Eyer AliciaE@wsha.org
3	Allowing Master's Level Therapists to Treat Injured Workers	Department of Labor & Industries	Allowing Master's Level Therapists to Treat Injured Workers- L&I rules don't currently allow master's level therapists (MLTs) to treat injured workers. Stakeholders requested L&I change the rules and allow these providers to treat workers for accepted conditions within the providers' scope of practice. L&I decided to initiate a pilot to help determine how MLTs can best be incorporated into the workers' compensation setting. Under this pilot these current provisions related to treatment by MLTs are waived for pilot participants only. The pilot will begin on January 1, 2020 and the exceptions granted are effective throughout a four-year pilot period or as otherwise specified. Labor & Industries may pay qualified providers participating in the project to deliver appropriate behavioral and mental health interventions to workers with an open workers' compensation claim. Pilot program results, including billing patterns, submission of required documentation, and referrals for further services will be considered in developing final rule language, medical coverage decisions, and/or payment policy. L&I has determined this waiver is in the public interest and necessary to conduct this pilot project.	Pre-Proposal				12/03/19		SUPPORT	David Streeter DavidS@wsha.org

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3	HCBS Waiver Funded Services	Department of Social and Health Services	The department is proposing to amend WAC 388-845-0030 Do I meet criteria for HCBS waiver-funded services?, 388-845-0055 How do I remain eligible for the waiver?, 388-845-0100 What determines which waiver I am assigned to?, 388-845-0230 What services are available under the individual and family services (IFS) waiver?, 388-845-0415 What is assistive technology?, 388-845-0425 Are there limits to the assistive technology you may receive?, 388-845-0600 What are community access services?, 388-845-0605 Who are qualified providers of community access services?, 388-845-0610 Are there limits to community access services you may receive?, 388-845-0900 What are environmental adaptations?, 388-845-0910 What limits apply to environmental adaptations?, 388-845-1100 What are behavioral health crisis diversion bed services?, 388-845-1110 What are the limits of behavioral health crisis diversion bed services?, 388-845-1150 What are behavioral health stabilization services?, 388-845-1190 What is peer mentoring?, 388-845-1191 Who are qualified providers of peer mentoring?, 388-845-1192 What limitations are there for peer mentoring?, 388-845-1800 What are specialized medical equipment and supplies?, 388-845-1805 Who are the qualified providers of specialized medical equipment and supplies?, 388-845-1810 Are there limits to the specialized medical equipment and supplies you may receive?, 388-845-2000 What is staff and family consultation and training?, 388-845-2005 Who is a qualified provider of staff/family consultation and training?, 388-845-2010 Are there limits to the staff and family consultation and training you may receive?, 388-845-2160 What is therapeutic equipment and supplies?, and 388-845-2170 Are there limits to your receipt of therapeutic equipment and supplies?	Pre-Proposal	Proposal			01/23/20		NEUTRAL	Shirley Prasad ShirleyP@wsha.org
3	AIDS Training Requirement Repeal	Department of Health	DOH is proposing to repeal AIDS education and training requirements that fall under the authority of the secretary of health, in support of ESHB 1551 Modernizing the control of certain communicable diseases.		Proposal			11/25/20		MONITOR	Alicia Eyer aliciae@wsha.org
3	Sales and Use Tax Exemption Update	Department of Revenue	The department is amending WAC 458-20-168 to incorporate 2020 legislation ESB 5402. The legislation codifies terms relating to sales and use tax exemptions in RCW 82.08.808, 82.12.808, 82.08.02807, and 82.12.02749.		Proposal			12/07/20		NEUTRAL	Andrew Busz Andrewb@wsha.org
3	Mitigating inequity in the health insurance market	Office of the Insurance Commissioner	Amending existing rules and add new sections necessary to implement HB 2554, chapter 283, Laws of 2020, concerning mandatory benefits, notices and fees related to mandatory benefits.	Pre-Proposal	Proposal		Rule Page	12/09/20		SUPPORT	Andrew Busz Andrewb@wsha.org
3	Pension Discount Rate for Self-Insured Employers	Department of Labor & Industries	The pension discount rate (PDR) is the interest rate used to account for the time value of money when evaluating the present value of future pension payments. The purpose of this rule making is to lower the PDR for annual investment returns for the reserve funds for self-insured employers. This rule making will consider reducing the PDR from 5.9 percent to 5.8 percent for self-insurance.	Pre-Proposal	Proposal			01/05/21		MONITOR	David Streeter DavidS@wsha.org

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3	Establishing pediatric transitional care facilities	Department of Health	Establishing pediatric transitional care facilities - The Department of Health proposes to amend and add new sections to existing rules to establish licensure, construction requirements, and operational standards for pediatric transitional care facilities as directed by Substitute Senate Bill 5152 (chapter 168, laws of 2017). Pediatric transitional care facilities are an alternative to continued hospitalization, and support the infant and family's transition to care at home. According to the DOH, these rules are needed to set enforceable licensing, construction, staffing and operational requirements, and to establish the regulatory structure and specialized requirements for PTCS facilities to be licensed as an RTF.		Proposal			Intended: December 1, 2018		SUPPORT	Jaclyn Greenberg JaclynG@wsha.org
3	MTP Waiver	Health Care Authority	The Washington state health care authority (HCA) will submit a one-year extension and amendment request to the Centers for Medicare and Medicaid Services (CMS) for the MTP. MTP is a five-year Section 1115 waiver from CMS. This extension, if approved, would create a sixth year.		Notice					SUPPORT	Andrew Busz Andrewb@wsha.org
3	Washington State Managed Care Quality Strategy	Health Care Authority	The Washington state QS outlines a comprehensive plan that incorporates assessment, monitoring, coordination and ongoing performance improvement processes and activities that are directed at continually improving the medicaid apple health managed care program. The QS is the vehicle used by the Washington state health care authority (HCA) to communicate the vision, goals and monitoring strategies addressing health care quality, timeliness, and access. The QS also serves to meet the requirements specified by C.F.R. 438.340, which requires the development and maintenance of a medicaid quality strategy.		Notice		Review Draft			NEUTRAL	Andrew Busz Andrewb@wsha.org
3	Drug Data and Price Reporting	Health Care Authority	HCA is amending WAC 182-51-0600 to change the timeframe manufacturers have to report to HCA new covered drugs being introduced to market in Washington. HCA is also amending WAC 182-51-0900 to add the contents of the prescription drug pricing transparency program's nondisclosure agreement. During the course of this review, the agency may identify additional related changes that are required in order to improve clarity or update policy.	Pre-Proposal						MONITOR	Andrew Busz Andrewb@wsha.org
3	WAC 182-501-0135 Patient Review and Coordination	Health Care Authority	The agency is revising this section to clarify that a client with private full coverage insurance is not reviewed or placed into the patient review and coordination (PRC) program unless the client does not have pharmacy coverage. In this situation, if the client qualifies for PRC and is placed into the PRC program, the restriction is only to a pharmacy. During the course of this review, the agency may identify additional related changes that are required in order to improve clarity or update policy.	Pre-Proposal						NEUTRAL	Andrew Busz Andrewb@wsha.org
3	Disenrollment of Health Home Enrollees	Health Care Authority	The agency intends to conduct rule making regarding the disenrollment of health home enrollees for cause to align with agency policy. During the course of this review, the agency may identify additional related changes that are required in order to improve clarity or update policy.	Pre-Proposal						MONITOR	Andrew Busz Andrewb@wsha.org

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3	Ambulance Quality Assurance Fee	Health Care Authority	Rules are necessary to provide for a quality assurance fee for specified providers of emergency ambulance to be added to the base funding from all other sources supporting additional medicaid payments to nonpublic and nonfederal providers. Additionally, a section is being added for a dedicated fund established by the treasury as the ambulance transport fund. During the course of this review, the agency may identify additional related changes that are required in order to improve clarity or update policy.	Pre-Proposal						MONITOR	Andrew Busz Andrewb@wsha.org
3	Offset of Expenses of Group Policy Holders	Office of the Insurance Commissioner	The Legislature passed SHB 1075 during the 2019 legislative session. The bill establishes that the Insurance Code's prohibition on offering rebates or inducements does not prohibit an insurer from issuing payment to offset documented expenses incurred by a group policy holder in changing coverage from one insurer to another or for implementing new insurance coverage. Based on the legislation, the OIC needs to develop rules to provide guidance for companies to use and apply implementation credits.	Pre-Proposal						MONITOR	Andrew Busz Andrewb@wsha.org
3	Maternity Support Services	Health Care Authority	The agency is amending this rule to replace "Chemical Dependency Professional" with "Substance Use Disorder Professional." This change aligns with RCW 18.205.020. During the course of this review, the agency may identify additional related changes that are required in order to improve clarity or update policy.	Pre-Proposal						MONITOR	Alicia Eyler aliciae@wsha.org
3	Physician and Physician Assistant Practice Deficiencies	Washington Medical Commission	The commission is considering creating two new rule sections that will establish a clinical assistance program to resolve practice deficiencies that may not rise to the level of a license sanction or revocation through a plan of education, training, and/or supervision for allopathic physicians and physician assistants. The commission will consider amending other related rules as needed.	Pre-Proposal						MONITOR	Alicia Eyler aliciae@wsha.org
3	Applied Behavioral Analysis Licensing	Department of Health	Since chapter 246-805 WAC became effective in 2017, the department has acquired several years of experience regulating these professions. After consultation with the applied behavioral analysis advisory committee, the department is taking the opportunity to consider updates for a variety of issues. Updates may be needed to clarify requirements as well as possible alignment with current best practices and national standards. Rules may be needed to create a temporary license as allowed by RCW 18.380.080, as well as consider establishing a corresponding temporary license fee. Fees for duplicate licenses or license verification may need to be reduced to align with similar department fees for other professions. The department may update terms, references, and citations as needed, and will consider repealing requirements for AIDS training per recently passed legislation (ESHB 1551; chapter 76, Laws of 2020).	Pre-Proposal						MONITOR	Alicia Eyler aliciae@wsha.org
3	Sexual Assault Kit Tracking System	Washington State Patrol	The proposed changes will provide clean up and clarification to the existing language to ensure the rules reference and comply with current laws in the state of Washington.	Pre-Proposal						SUPPORT	Alicia Eyler aliciae@wsha.org

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3	Tribal Designated Crisis Responder	Health Care Authority	Chapter 256, Laws of 2020, among other things, amended RCW 71.05.020(13) definition of "designated crisis responder" to include a mental health professional appointed by the health care authority (HCA) in consultation with a federally recognized Indian tribe or after meeting and conferring with an Indian health care provider. HCA is adopting a new rule to govern this appointment process.	Pre-Proposal						MONITOR	Alicia Eyler aliciae@wsha.org
3	HIV/AIDS Legal Changes	Washington State Board of Health	During the 2020 legislative session, the legislature passed ESHB 1551, modernizing the control of certain communicable diseases (chapter 76, Laws of 2020). This bill modernizes the state's control of communicable disease laws by ending statutory HIV/AIDS exceptionalism, reducing HIV-related stigma, defeloning HIV exposure, and removing barriers to HIV testing. The new law took effect June 11, 2020. The board is undertaking rule making to consider possible revisions to chapters 246-100 and 246-101 WAC to assure consistency with the bill's requirements and protect public health and safety. Revisions may include, but are not limited to, establishing reporting requirements and procedures for investigations for sexually transmitted diseases; specifying behavior that endangers the public health; defining specimens that can be obtained and tests that can be administered for sexually transmitted diseases, blood-borne pathogens, and other infections; determining categories of employment that are at risk of substantial exposure to a blood-borne pathogen; and defining what constitutes an exposure that presents a possible risk of transmission of a blood-borne pathogen.	Pre-Proposal						NEUTRAL	Alicia Eyler aliciae@wsha.org
3	Apple Health Income Eligibility	Health Care Authority	In response to the current public health emergency surrounding the outbreak of the Coronavirus disease (COVID-19), along with the Governor of Washington's emergency proclamations related to COVID-19, HCA is creating these new rules to identify income that HCA does not count when determining Apple Health eligibility.	Pre-Proposal						MONITOR	Alicia Eyler aliciae@wsha.org
3	Medicaid Client Prescription Signature	Health Care Authority	The agency intends to remove the requirement to obtain a signature from the Medicaid client or the client's designee upon receipt of pharmacy products dispensed and delivered directly to a client; other related rules as appropriate.	Pre-Proposal						MONITOR	Alicia Eyler aliciae@wsha.org
3	Suicide Prevention and AIDS Training	Department of Health	The Department of Health is considering amending rules to reflect legislation. ESHB 2411 (chapter 229, Laws of 2020) adds additional requirements for suicide prevention continuing education that impact mental health counselors, marriage and family therapists, and social workers. ESHB 1551 removes training requirements for AIDS training.	Pre-Proposal						MONITOR	Alicia Eyler aliciae@wsha.org
3	Integrating International Medical School Graduates	Washington Medical Commission	SB 6551 permits the commission to issue limited licenses to IMG. The bill also directs the commission to establish requirements for an exceptional qualification waiver in rule as well as establish requirements for a time-limited clinical experience license for IMG applicants. Establishing these requirements would reduce barriers for IMG applicants obtaining residency positions in Washington.	Pre-Proposal						MONITOR	Alicia Eyler aliciae@wsha.org

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3	WAC 182-531-1600, Bariatric surgery	Health Care Authority	Health Care Authority - The agency is revising WAC 182-531-1600, Bariatric surgery, to reflect coverage changes made by the Health Technology Clinical Committee.	Pre-Proposal						MONITOR	Alicia Eyler AliciaE@wsha.org
3	WAC 246-840-111, 246-840-120, 246-840-125, and 246-840-200 through 246-840-260	Department of Health Nursing Care Quality Assurance Commission	The Nursing Care Quality Assurance Commission is considering amendments to the continuing competency rules and requirements for active, inactive, expired, and retired active credential status.	Pre-Proposal						MONITOR	Alicia Eyler AliciaE@wsha.org
3	Nursing scope of practice standards - WAC 246-840-300 ARNP scope of practice and WAC 246-840-700 through 246-840-710 pertaining to nursing practice standards, and other related sections in chapter 246-840 WAC	Nursing Care Quality Assurance Commission	Nursing scope of practice standards - WAC 246-840-300 ARNP scope of practice and WAC 246-840-700 through 246-840-710 pertaining to nursing practice standards, and other related sections in chapter 246-840 WAC, the nursing care quality assurance commission (commission) is considering amending sections of the scope of practice and practice standard rules to improve clarity.	Pre-Proposal						MONITOR	Alicia Eyler AliciaE@wsha.org
3	Workers' Comp Claim Confidentiality	Department of Labor & Industries	The purpose of rule making is to amend the existing claim file confidentiality rules to align with recent amendments to statute (RCW 51.28.070). Rules will be drafted to subject an injured worker's employer or duly authorized representative to a penalty for unauthorized disclosure of claim file information regarding a mental health condition or treatment. The amended statute more broadly requires the department to notify employers and workers of their rights and responsibilities under this law when the claim is allowed as required.	Pre-Proposal						MONITOR	David Streeter DavidS@wsha.org
3	Independent Medical Examination Specialist Availability	Department of Labor & Industries	The rule will address how to accommodate the injured worker if no approved independent medical examiner in the specialty needed is available in a reasonably convenient location as well as how telemedicine IMEs may be used.	Pre-Proposal						MONITOR	David Streeter DavidS@wsha.org
3	DOH and Professional Board Adjudicative Proceedings	Department of Health	The Department of Health is considering amending the procedural rules applicable to adjudicative proceedings conducted by the department and health professions boards and commissions in order to facilitate filing and serving documents. The department is considering adding the option of e-filing documents with the department's adjudicative clerk's office (ACO) and serving documents to a party or a party's designated representative. Documents would be efiled at a particular email address at the department's ACO and parties could agree to serve documents electronically. The department will consider retaining the options of mailing hard copies to or faxing to the ACO or a party or their designated representative, but removing the requirement to mail copies at the same time as faxing them. The department is considering retaining the option to file by hand delivery.	Pre-Proposal						MONITOR	David Streeter DavidS@wsha.org

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3	Chapter 246-854 WAC -- Osteopathic physician assistants	Department of Health	Department of Health - Chapter 246-854 WAC -- Osteopathic physician assistants. The Board of Osteopathic Medicine and Surgery (board) is considering establishing two new sections of rule to: 1) describe the process for issuing an expedited temporary practice permit to an osteopathic physician assistant (PA) applicant who is a spouse or registered domestic partner of a military service member, and 2) establish return to practice requirements for an osteopathic PA who has not been in practice for a certain period of time.	Pre-Proposal						MONITOR	David Streefer DavidS@wsha.org
3	Inpatient Psychiatric Services	Health Care Authority	The agency is amending this section to replace outdated terms such as "residential support network (RSN)" and "mental health designee," to delete references to the department of mental health, and to update language regarding authorization and certification for inpatient psychiatric care consistent with the current managed care and administrative services organization structure. During the course of this review, the agency may identify additional related changes that are required in order to improve clarity or update policy.	Pre-Proposal						MONITOR	Jaclyn Greenberg JaclynG@wsha.org
3	Prior Authorization Consent Forms ("Written Acknowledgement") (WAC 182-531-0200)	Health Care Authority	Prior Authorization Consent Forms ("Written Acknowledgement") (WAC 182-531-0200) - The Health Care Authority (HCA) is amending this WAC to remove the reference to consent forms and replace with "written acknowledgement." This amendment will align WAC 182-531-0200 with 42 CFR 441.255(c), WAC 182-531-0050, RCW 7.70.060, and RCW 7.70.065. During the course of this review, the agency may identify additional changes that are required in order to improve clarity or update policy.	Pre-Proposal						NEUTRAL	Jaclyn Greenberg JaclynG@wsha.org
3	Palliative Service for Adults	Health Care Authority	Palliative Service for Adults - The Health Care Authority (HCA) is amending these rules to add palliative services for adults. During the course of this review, the agency may identify additional changes that are required in order to improve clarity of update policy. (Ch. 182-551 WAC)	Pre-Proposal						MONITOR	Zosia Stanley zosiaS@wsha.org
3	Guardianship fees and related costs for long-term care for medicaid patients	Department of Social and Health Services	Guardianship fees and related costs for long-term care for medicaid patients - WAC 388-79a-005 - The Department of Social and Health Services, Aging and Long-Term Support Administration is intending to revise this WAC to clarify that there are only 2 classes of clients with guardians, and not a third class of clients with guardians. There is a reading of the current WAC that would create this third class of people with guardians who would have no enumerated limits on fees or costs under the WAC.	Pre-Proposal						MONITOR	Zosia Stanley zosiaS@wsha.org
4	AIDS Training for Nurses	Nursing Care Quality Assurance Commission	Section 22(11) of ESHB 1551 repeals RCW 70.24.270 Health professionals—Rules for AIDS education and training. This repeal no longer requires health professionals to obtain AIDS education and training as a condition of licensure. As a result, the commission proposes to repeal the requirement for AIDS training in WAC 246-840-025, 246-840-030, 246-840-045, 246-840-090, 246-840-539, 246-840-541, 246-840-860, 246-840-905, 246-841-490, 246-841-578, 246-841-585, and 246-841-610.		Expedited Proposal			11/02/20		MONITOR	Alicia Eyler aliciae@wsha.org

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4	Covered Generic Cough and Cold Products	Health Care Authority	The agency intends to replace the list of covered generic products for the treatment of cough and cold. Instead, the agency will cover only those products with a preferred status on the Medicaid preferred drug list (PDL) on the date a prescription is dispensed.	Pre-Proposal	Proposal			12/23/20		MONITOR	Alicia Eyler aliciae@wsha.org
4	WAC 246-915-085 Continuing competency, physical therapists and physical therapist assistants.	Department of Health	The Board of Physical Therapy is considering general updates, revisions, and housekeeping amendments.	Pre-Proposal						MONITOR	Alicia Eyler aliciae@wsha.org
4	PFML Rule Clarity	Employment Security Department	The paid family and medical leave (PFML) program (Title 50A RCW) requires updating existing rules and promulgating new rules to ensure clarity and make necessary changes based on programmatic needs. This preproposal statement of inquiry includes, but is not limited to, adding definitions of "illegal acts" and "successor," updating the definition of "health care provider," clarifying references to "hours worked," for the purposes of job protection and program consistency, clarification regarding small business grants, and adding information regarding closed hearings and appeal withdrawals.	Pre-Proposal						MONITOR	David Streeter DavidS@wsha.org