



# PROPOSED RULE MAKING

**CR-102 (June 2024)**  
**(Implements RCW 34.05.320)**  
Do **NOT** use for expedited rule making

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STATE OF WASHINGTON  
FILED

DATE: March 25, 2025

TIME: 3:39 PM

**WSR 25-08-027**

Agency: Department of Health

☒ Original Notice

☐ Supplemental Notice to WSR

☐ Continuance of WSR

☒ Preproposal Statement of Inquiry was filed as WSR 24-21-034; or

☐ Expedited Rule Making--Proposed notice was filed as WSR \_\_\_\_; or

☐ Proposal is exempt under RCW 34.05.310(4) or 34.05.330(1); or

☐ Proposal is exempt under RCW \_\_\_\_.

**Title of rule and other identifying information:** Athletic Trainers - Removing licensure barriers and updating rules to align with recent legislation. The Department of Health (department) is proposing amendments to WAC 246-916-010 and 246-916-030 to align with RCW 18.130.077.

## Hearing location(s):

Date:	Time:	Location: (be specific)	Comment:
May 6, 2025	9:00 AM	<b>Zoom Link:</b>  Register in advance for this webinar:  <a href="https://us02web.zoom.us/webinar/register/WN_xA7Tn36hRaqRwANfy-znmQ">https://us02web.zoom.us/webinar/register/WN_xA7Tn36hRaqRwANfy-znmQ</a>  After registering, you will receive a confirmation email containing information about joining the webinar.	The Department of Health will be offering a virtual public hearing. You may also submit comments in writing.

**Date of intended adoption:** May 13, 2025 (Note: This is **NOT** the **effective** date)

## Submit written comments to:

Name: Allyson McIver, Program Manager

Address: Department of Health  
PO Box 47852  
Olympia, WA 98504-7852

Email: [allyson.mciver@doh.wa.gov](mailto:allyson.mciver@doh.wa.gov)

Fax: n/a

Other <https://fortress.wa.gov/doh/policyreview>

Beginning (date and time) The date and time of this filing.

By (date and time) May 6, 2025, at 11:59 pm

## Assistance for persons with disabilities:

Contact: Allyson McIver, Program Manager

Phone: 360-236-2878

Fax: n/a

TTY: 711

Email: [allyson.mciver@doh.wa.gov](mailto:allyson.mciver@doh.wa.gov)

Other

By (date) April 22, 2025

**Purpose of the proposal and its anticipated effects, including any changes in existing rules:** The department is proposing amendments to WAC 246-916-010 and 246-916-030 to remove barriers to entering and remaining in the health care workforce and waive education and exam requirements for certain applicants. The department is also proposing to create a pathway for applicants to qualify for licensure if they have achieved national certification as of January 1, 2004, or

later. The proposed amendments will streamline and shorten the credentialing process for athletic trainers and implement Second Substitute House Bill (2SHB) 1724 (chapter 425, Laws of 2023), codified as RCW 18.130.077. Additionally, the department has rearranged the requirements to more closely follow the structure of other department rules.

**Reasons supporting proposal:** Under RCW 18.130.077, all disciplining authorities shall waive education, training, experience, and exam requirements for applicants who have been credentialed in another state or states with substantially equivalent standards for at least two years immediately preceding their application with no interruption in licensure for longer than 90 days. Licensing authorities are also granted the authority to allow evidence of a national certification to qualify an applicant for a license, if applicable. The proposal includes a pathway to licensure for applicants with the national certification as of January 1, 2004, or later due to changes to the national certification requirements that began in 2004.

The intent of the law is to make disciplining authorities review and adjust licensure requirements to remove barriers to entering and remaining in the health care workforce, and to streamline and shorten the credentialing process. Rulemaking is necessary to amend existing licensure requirements in WAC 246-916-010 and 246-916-030 to align with RCW 18.130.077.

The department had previously filed a CR 101 as WSR 24-13-078 for rules regarding athletic training, but withdrew that filing under WSR 24-21-035 and refiled under WSR 24-21-034 on October 7, 2024, to consider the optional national certification for all athletic training applicants as a part of this rulemaking project.

**Statutory authority for adoption:** RCW 18.250.020 and 2SHB 1724 (chapter 425, Laws of 2023) codified in RCW 18.130.077.

**Statute being implemented:** RCW 18.130.077

**Is rule necessary because of a:**

Federal Law?	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No
Federal Court Decision?	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No
State Court Decision?	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No

If yes, CITATION:

**Agency comments or recommendations, if any, as to statutory language, implementation, enforcement, and fiscal matters:** None

**Name of proponent:** (person or organization) Department of Health  
**Type of proponent:** ☐ Private. ☐ Public. ☒ Governmental.

Name of agency personnel responsible for:		
Name	Office Location	Phone
Drafting: Allyson McIver, Program Manager	111 Israel Rd SE Tumwater, WA 98501	360-236-2878
Implementation: Allyson McIver, Program Manager	111 Israel Rd SE Tumwater, WA 98501	360-236-2878
Enforcement: Allyson McIver, Program Manager	111 Israel Rd SE Tumwater, WA 98501	360-236-2878

**Is a school district fiscal impact statement required under [RCW 28A.305.135](#)?** ☐ Yes ☒ No

If yes, insert statement here:

The public may obtain a copy of the school district fiscal impact statement by contacting:

Name
Address
Phone
Fax
TTY
Email
Other

**Is a cost-benefit analysis required under [RCW 34.05.328](#)?**

☐ Yes: A preliminary cost-benefit analysis may be obtained by contacting:

Name
Address
Phone
Fax
TTY

Email

Other

- ☒ No: Please explain: The proposed rule is exempt from a cost benefit analysis under RCW 34.05.328(5)(c)(i) and 34.05.328(5)(b)(v) because the rule is considered a procedural rule and it incorporates statutory requirements dictated by RCW 18.130.077. Additionally, portions of the rule are exempt from a cost-benefit analysis under RCW 34.05.328(5)(b)(iii) as they incorporate by reference existing Washington state law and rule without material change and RCW 34.05.328(5)(b)(iv) as they rearrange some existing requirements without changing the intent.

### Regulatory Fairness Act and Small Business Economic Impact Statement

Note: The [Governor's Office for Regulatory Innovation and Assistance \(ORIA\)](#) provides support in completing this part.

#### (1) Identification of exemptions:

This rule proposal, or portions of the proposal, **may be exempt** from requirements of the Regulatory Fairness Act (see [chapter 19.85 RCW](#)). For additional information on exemptions, consult the [exemption guide published by ORIA](#). Please check the box for any applicable exemption(s):

☐ This rule proposal, or portions of the proposal, is exempt under [RCW 19.85.061](#) because this rule making is being adopted solely to conform and/or comply with federal statute or regulations. Please cite the specific federal statute or regulation this rule is being adopted to conform or comply with, and describe the consequences to the state if the rule is not adopted.

Citation and description:

☐ This rule proposal, or portions of the proposal, is exempt because the agency has completed the pilot rule process defined by [RCW 34.05.313](#) before filing the notice of this proposed rule.

☐ This rule proposal, or portions of the proposal, is exempt under the provisions of [RCW 15.65.570](#)(2) because it was adopted by a referendum.

☐ This rule proposal, or portions of the proposal, is exempt under [RCW 19.85.025](#)(3). Check all that apply:

- |   |   |
|---|---|
| <input type="checkbox"/> <a href="#">RCW 34.05.310</a> (4)(b)<br>(Internal government operations)         | <input checked="" type="checkbox"/> <a href="#">RCW 34.05.310</a> (4)(e)<br>(Dictated by statute)   |
| <input checked="" type="checkbox"/> <a href="#">RCW 34.05.310</a> (4)(c)<br>(Incorporation by reference)  | <input type="checkbox"/> <a href="#">RCW 34.05.310</a> (4)(f)<br>(Set or adjust fees)   |
| <input checked="" type="checkbox"/> <a href="#">RCW 34.05.310</a> (4)(d)<br>(Correct or clarify language) | <input type="checkbox"/> <a href="#">RCW 34.05.310</a> (4)(g)<br>(i) Relating to agency hearings; or (ii) process requirements for applying to an agency for a license or permit) |

☒ This rule proposal, or portions of the proposal, is exempt under [RCW 19.85.025](#)(4). (Does not affect small businesses).

☐ This rule proposal, or portions of the proposal, is exempt under RCW \_\_\_\_\_.

Explanation of how the above exemption(s) applies to the proposed rule: The proposed amendments impact rules regulating individual professional licenses, not businesses. Portions of the proposed rule also incorporates statutory requirements dictated by RCW 18.130.077. Additionally, portions of the rule incorporate by reference existing Washington state law and rule without material change and provide clarification as they rearrange some existing requirements without changing the intent.

#### (2) Scope of exemptions: *Check one.*

- ☒ The rule proposal: Is fully exempt. (*Skip section 3.*) Exemptions identified above apply to all portions of the rule proposal.
- ☐ The rule proposal: Is partially exempt. (*Complete section 3.*) The exemptions identified above apply to portions of the rule proposal, but less than the entire rule proposal. Provide details here (consider using [this template from ORIA](#)):
- ☐ The rule proposal: Is not exempt. (*Complete section 3.*) No exemptions were identified above.

#### (3) Small business economic impact statement: *Complete this section if any portion is not exempt.*

If any portion of the proposed rule is **not exempt**, does it impose more-than-minor costs (as defined by RCW 19.85.020(2)) on businesses?

- ☐ No Briefly summarize the agency's minor cost analysis and how the agency determined the proposed rule did not impose more-than-minor costs.
- ☐ Yes Calculations show the rule proposal likely imposes more-than-minor cost to businesses and a small business economic impact statement is required. Insert the required small business economic impact statement here:

The public may obtain a copy of the small business economic impact statement or the detailed cost calculations by contacting:

Name

Address

Phone  
Fax  
TTY  
Email  
Other

**Date:** March 25, 2025

**Name:** Kristin Peterson, JD for Jessica Todorovich, MS

**Title:** Chief of Policy for Acting Secretary of Health

**Signature:**

A handwritten signature in cursive script, appearing to read "Kristin Peterson", written in dark ink.