



June 3, 2025

**Subject: Informative- Information on Agency Rulemaking May 16-31, 2025**

Dear Tribal Leaders,

**We thank you for your partnership and guidance on the Washington State Department of Health rulemaking process.** As an agency, we are committed to honoring the Tribal sovereignty of Washington's first Nations. As part of this commitment, and in appreciation of the governance structures of Tribal Nations, we welcome your expertise and collaboration in these current and upcoming rulemaking activities. We prioritize Tribal involvement early in the process to better ensure we are incorporating Tribal expertise, perspectives, and transparency in agency rulemaking.

In accordance with [Chapter 43.376 RCW](#), the [Washington State Centennial Accord of 1989](#), and the [Department of Health's \(WA-DOH\) Tribal Consultation and Collaboration Procedure](#), DOH invites you to review the list of rulemaking activities below and actively collaborate with staff on all topics that may be of interest.

We appreciate your feedback, if you have any suggestions or questions about how to best honor Tribal sovereignty and strengthen agency processes, please let us know.

To provide comments or requests for additional information, please contact:

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Sincerely,

A handwritten signature in blue ink, appearing to read "Candice Wilson".

Candice Wilson – Quatz'tenaut (Lummi)  
Executive Director OTPHR

CC: Jessica Todorovich, Interim Secretary of Health, WA-DOH  
Kristin Peterson, Chief of Policy, Planning & Evaluation, WA-DOH  
Lacy Fehrenbach, Deputy Secretary, Prevention Safety & Health, WA-DOH  
Tao Sheng Kwan-Gett, MD, MPH, Chief Science Officer, WA-DOH  
Michelle Davis, Executive Director, Washington State Board of Health

# WASHINGTON STATE **BOARD OF HEALTH**

Department of Health/State Board of Health  
Rule Report  
May 16-31, 2025

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The following Department of Health (WA-DOH) and State Board of Health (SBOH) rules and documents were filed with the Washington State's Code Reviser Office May 16-31, 2025. If you have any questions about the documents, please contact the person on the forms.

## Preproposal Statement of Inquiry (CR-101)

### **Preproposal Statements of Inquiry (CR-101)**

**Allopathic Physicians Chapter Review.** The Washington Medical Commission is considering amending WAC 246-919-010 through 246-919-520 and WAC 246-919-602 through 246-919-700 to modernize language, add clarity, and align with current practice. Filed as [WSR 25-12-014](#).

**Brief Adjudicative Proceedings.** WA DOH filed a CR-101 to consider changes to brief adjudicative proceedings (BAP) rules, which expand applicability to new category types for department rules and board and commission rules. Filed as [WSR 25-11-080](#).

**Emergency Medical Care, Emergency Abortion Care.** WA DOH is considering amendments to WAC 246-320-010 and 246-320-281 to comply with recently passed legislation and Governor Directive 25-01 to ensure access to treatment, including abortion care, for emergency medical conditions in hospital emergency departments. Filed as [WSR 25-12-043](#).

### **Proposed Rules (CR-102)**

**Chiropractic Fees and Renewal Cycle Updates.** WA DOH and the Chiropractic Quality Assurance Commission proposed to increase clarity and update chiropractic and X-ray technician licensure, registration, renewal, and other fees in WAC 246-808-990. Filed as [WSR 25-12-015](#).

**Dental Assistant Registration - Adding Minimum Age Requirements.** The Dental Quality Assurance Commission proposed amending WAC 246-817-190 to include a minimum age requirement for dental assistant registration. Filed as [WSR 25-11-083](#).

**Denturist Renewal Licensure Requirements Update.** The Board of Denturists proposed revising WAC 246-812-159 to establish an annual requirement for a jurisprudence examination to maintain licensure. Filed as [WSR 25-12-045](#).

**Pharmacy – Incorporation by Reference.** WA DOH proposed amendments to WAC 246-945 to update references to federal standards to improve clarity and modernize regulatory requirements. Filed as [WSR 25-11-064](#).

### **Adopted Rules (CR-103P)**

**Athletic Trainers – Removing Barriers to Licensure.** WA DOH adopted amendments to WAC 246-916-010 and 246-916-030 to align with RCW 18.130.077, reducing barriers to licensure for out-of-state applicants and to increase clarity. Filed as [WSR 25-12-075](#).

**Behavioral Health Agency – Substance Use Disorder Requirements.** WA DOH adopted updates to WAC 246-341-1108 concerning reporting information about early release of individuals receiving substance use disorder (SUD) treatment to support treatment program compliance. These adopted rules implement legislative mandates and finalize rule language. Filed as [WSR 25-12-048](#).

**Hospital at-Home Services.** WA DOH adopted permanent rules establishing standards and fees in WAC 246-320-278 and 246-320-199 for hospital at-home programs. These adopted rules implement recent legislation codified as RCW 70.41.550. Filed as [WSR 25-12-072](#).

**Pharmacy Quality Assurance Commission Reference Updates.** WA DOH adopted updates to outdated rule references. Filed as [WSR 25-12-074](#).

**Psychologist and Psychology Associate Fees.** WA DOH adopted changes to WAC 246-924-990, updating fees for psychology credentials and establishing a fee schedule for participation in an interjurisdictional compact. Filed as WSR [25-12-013](#).

**Residential Treatment Facility Fee Correction.** WA DOH corrected a renewal fee error in WAC 246-337-990. Filed as WSR [25-12-073](#).

### **Emergency Rules (CR-103E)**

**Licensed Counselor Supervisor Directory.** WA DOH refiled its sixth emergency rule extending alternate supervision pathways, establishing a directory to help mental health counselors, marriage and family therapists, and social worker associates find supervisors and set supervision standards. Filed as [WSR 25-11-057](#).

### **Expedited Rules (CR-105)**

No filings.

### **Miscellaneous Filings**

**Brief Adjudicative Proceedings Rescission – Board Model Rules.** WA DOH rescinded CR101 filed as WSR 24-08-043, considering rulemaking on Application of Brief Adjudicated Proceedings for the Department of Health to combine and expand the scope of the amendment. Filed as [WSR 25-12-004](#).

**Brief Adjudicative Proceedings Rescission –Department Rules.** WA DOH rescinded CR101 filed as WSR 21-21-105, considering rulemaking on Application of Brief Adjudicated Proceedings for Boards and Commissions to combine and expand the scope of the amendment. Filed as [WSR 25-12-003](#).

**Mental Health Supervisor Directory Rescission.** WA DOH rescinded emergency rule WSR 25-11-057 for Mental Health Counselors, Marriage and Family Therapists, and Social Worker Associates because permanent rulemaking on the topic has been completed. Filed as WSR [25-11-062](#).

**Pharmacy Quality Assurance Commission.** Regular meeting schedule for 2026. Filed as [WSR 25-12-061](#).

**Washington Medical Commission Interpretive Statement – INS2025-02,** 'Opioid Prescribing Monitoring – Allopathic Physicians and Physician's Assistants' clarifies rules for pain management. Filed as [WSR 25-11-078](#).

**Washington Medical Commission Interpretive Statement – INS2025-03,** 'Opioid Prescribing Monitoring – Allopathic Physicians and Pas' ensures patients understand opioid prescribing rules and provides guidance to support informed discussions with their healthcare practitioners. Filed as [WSR 25-11-079](#).

**Washington Medical Commission Policy Statement – POL2025-03,** 'Visiting Student License Exemption' clarifies license exemption for post-graduate medical students, residents, and fellows in elective educational rotations. Filed as [WSR 25-11-077](#).