



October 7, 2025

Subject: Informative- Information on Agency Rulemaking September 16-30, 2025

Honorable Tribal Leaders, Partners, and Professionals,

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: Dennis E. Worsham, Secretary of Health, WA-DOH
Jessica Todorovich, Chief of Staff, Office of the Secretary, WA-DOH
Kristin Peterson, Chief, Office of Policy, Planning & Evaluation, WA-DOH
Lacy Fehrenbach, Chief, Office of 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



Department of Health & State Board of Health Rulemaking Report September 16-30, 2025

The following Department of Health (WA DOH) and State Board of Health (SBOH) rules and documents were filed with Washington State's Code Reviser Office during September 16-30, 2025. If you have any questions about the documents, please contact the person listed on the filing forms.

Preproposal Statement of Inquiry (CR-101)

Birthing Centers - Updating Inspection Requirements. WADOH is considering rulemaking to implement and align with statutory changes under Substitute House Bill (SHB) 1824 (chapter 69, Laws of 2025). This rulemaking will consider amendments to Chapter 246-329 WAC to update inspection requirements for birthing centers and make other necessary updates. Filed as [WSR 25-20-068](#).

Home Care Aide Basic Training Standardization. WA-DOH is considering amendments to chapter 246-980 WAC implementing legislation to reflect standardized basic training requirements for exempt workers and increase the home care aide workforce. Filed as [WSR 25-20-069](#).

Applied Behavior Analysis Continuing Supervision and Educational Programs. WA-DOH, in consultation with the Washington State Applied Behavior Analysis Advisory Committee, is considering amendments to WAC 246-805-210, 246-805-240, and 246-805-330 to remove barriers for education and update the requirements for continuing supervision for certified behavior technicians (CBT) and licensed assistant behavior analysts (LABA). Filed as [WSR 25-20-070](#).

Proposed Rules (CR-102)

Newborn Screening. SBOH is proposing amendments to the newborn screening (NBS) rules, chapter 246-650 WAC, to add three conditions to the list of conditions for which the Department of Health's Newborn Screening Program screens all babies in Washington State. These conditions are Ornithine Transcarbamylase Deficiency (OTCD), Guanidinoacetate Methyltransferase (GAMT) Deficiency, and Arginase 1 Deficiency (ARG1-D). Filed as [WSR 25-20-019](#).

Group A Public Water Supply Testing. Per- and polyfluoroalkyl substances (PFAS) – State action levels, state maximum contaminant levels and public notifications for Group A public water supplies in chapter 246-290 WAC. SBOH is proposing amendments to WAC 246-290-315, State Action Levels (SALs) and State Minimum Contaminant Levels (MCLs) and WAC 246-290-71006, Public notice for contaminants with a SAL and other unregulated contaminants, to align with the federal Environmental Protection Agency's (EPA) new standards for per- and polyfluoroalkyl substances (PFAS). Filed as [WSR 25-20-085](#).

Expedited Rulemaking (CR-105)

No Filings

Emergency Rules (CR-103E)

No Filings

Adopted Rules (CR-103P)

Dietitian and Nutritionist Certification Standards. WA-DOH adopted new sections to chapter 246-822 WAC to align with Second Substitute House Bill (2SHB) 1724 (chapter 425, Laws of 2023), codified as RCW 18.130.077,

which directs disciplining authorities to waive certain requirements for some out-of-state applicants, or nationally certified applicants seeking certification in Washington State. WAC 246-822-125 and 246-822-133 were added to create faster pathways to certification for dietitians and nutritionists. Filed as [WSR 25-20-011](#).

Ground Ambulance Services - Balanced billing. WA-DOH adopted amendments to WAC 246-976-260 and 246-976-270 in response to Substitute Senate Bill (SSB) 5986 (chapter 218, Laws of 2024) regarding out of network health care charges for ground ambulance services, and licensed ground emergency medical services. Filed as [WSR 25-20-024](#).

Naturopathic Physician Licensure Fees. The Board of Naturopathy adopted rules to remove the Jurisprudence exam fee in WAC 246-836-990 to align with recent rule changes. Filed as [WSR 25-20-031](#).

Miscellaneous Filings

Board of Massage– 2026 meeting schedule. Filed as [WSR 25-20-001](#).

Dispensing Optician Examining Committee – 2026 meeting schedule. Filed as [WSR 25-19-034](#).

Examining Board of Psychology Policy Statement. The Examining Board of Psychology rescinded EBOP-22-02, Supplemental Information Requirement for Applicants for Psychology License from Hybrid or Online Graduate Programs Filed as [WSR 25-20-067](#).

Examining Board of Psychology Interpretive Statement. The Examining Board of Psychology rescinded EBOP-22-01, Requirements for Educational Meetings Completed in lieu of Doctoral Residency - Applicants for psychology license. Filed as [WSR 25-20-066](#).

Examining Board of Psychology Policy Statement. The Examining Board of Psychology rescinded EBOP-21-01, Application of Supervised Experience Hours for Applicants of a Psychologist License When Only Partial Credit Applies. Filed as [WSR 25-20-065](#).

Examining Board of Psychology Policy. Statement. The Examining Board of Psychology rescinded EBOP-20-02.2, Virtual Supervision for Psychology Internships and Preinternships during and following the COVID-19 Declared Emergency. Filed as [WSR 25-20-062](#).

Examining Board of Psychology Interpretive Statement. The Examining Board of Psychology rescinded EBOP-20-01.2, Use of Telepsychology to Fulfill Experience Requirements during and following the COVID-19 Declared Emergency. Filed as [WSR 25-20-060](#).

