

March 2, 2026

**Subject: Informative- Department of Health/State Board of Health Code Reviser Filings  
February 16-28, 2026**

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](#), WA-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,



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 Correction****February 16-28, 2026**

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**Department of Health & State Board of Health Rulemaking**

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 February 16-28, 2026. If you have any questions about the documents, please contact the person listed on the filing forms.

**Preproposal Statement of Inquiry (CR-101)**

**Psychology—Artificial Intelligence and Emerging Technologies.** The Examining Board of Psychology filed a CR-101 to consider amending chapter 246-924 WAC and possibly creating new sections to establish standards for integrating artificial intelligence (AI) and other developing technologies into the practice of psychology. Filed as [WSR 26-06-022](#).

**Veterinarian and Veterinary Technician Licensure Fees.** WA DOH filed a CR-101 in consultation with the Veterinary Board of Governors to consider amendments to WAC 246-933-990 and 246-935-990 to remove the jurisprudence exam fee, add the Washington Physicians Health Program impaired practitioner surcharge to initial licensure, and update fees to reflect program operating costs. Filed as [WSR 26-05-076](#).

**Proposed Rules (CR-102)**

**Office-Based Surgery—Use of Nitrous Oxide in Office-Based Settings (Continuance).** The Washington Medical Commission filed a CR-102 continuance of WSR 26-04-130 to correct the virtual hearing link for the proposed rule establishing WAC 246-919-603 and amending WAC 246-919-601. Filed as [WSR 26-06-041](#).

**Expedited Rulemaking (CR-105)**

**Pharmacy—Incorporation by Reference Updates.** The Pharmacy Quality Assurance Commission proposed amendments to WAC 246-945-010, 246-945-030, 246-945-032, 246-945-040, 246-945-550, 246-945-565, and 246-945-600 to update incorporated federal regulations and national consensus codes without material change. Filed as [WSR 26-05-078](#).

**WHPS Program Name Change.** The Washington State Board of Nursing proposed amendments to WAC 246-840-750 through 246-840-790 to remove references to Washington Health Professional Services (WHPS) and update terminology to the board's approved substance use disorder monitoring program. Filed as [WSR 26-05-086](#).

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

No filings.

## Adopted Rules (CR-103P)

**Continuing Education Requirements for Dentists Administering Sedation.** The Dental Quality Assurance Commission adopted amendments to WAC 246-817-773 to clarify continuing education and training requirements for dentists administering sedation. Filed as [WSR 26-05-070](#).

**Radiologic Imaging Professionals—Correction of X-Ray Technician Fees.** WA DOH adopted amendments to WAC 246-926-990 to correct a transposition error in the X-ray technician application fee. Filed as [WSR 26-05-085](#).

## Miscellaneous Filings

**Applied Behavior Analysis Advisory Committee – Revised 2026 schedule of regular meetings.** Filed as [WSR 26-05-080](#).

**Alternate Distribution Models for a Dispensed Prescription Drug—Withdrawal.** The Pharmacy Quality Assurance Commission withdrew the CR-102 for WAC 246-945-416 filed as WSR 25-18-070 to allow additional work with interested parties. Filed as [WSR 26-05-069](#).