



**RULE-MAKING ORDER**

**(RCW 34.05.360)**

**CR-103 (7/22/01)**

**Agency:** Department of Labor and Industries

- Permanent Rule
- Emergency Rule
- Expedited Rule Making

**(1) Date of adoption:** March 30, 2004

**(2) Purpose:** These rules govern the evidence-based prescription drug program at L&I and are necessary to implement SB 6088 (Chapter 29, Laws of 2003). Pursuant to RCW 70.14.050 the agencies shall adopt rules governing practitioner endorsement and use of any list developed as part of the program authorized by this section.

**(3) Citation of existing rules affected by this order:**

Repealed: None  
 Amended: WAC 296-20-01002, WAC 296-20-02704, WAC 296-20-02705, WAC 296-20-03011, WAC 296-20-03012  
 Suspended: None

**(4) Statutory authority for adoption:** RCW 51.04.020, RCW 70.14.050

Other Authority: None

**PERMANENT RULE ONLY (Including Expedited Rule Making)**

Adopted under notice filed as WSR 04.03.082 on January 20, 2004.

Describe any changes other than editing from proposed to adopted version: The department removed one example from WAC 296-20-03012, that contained the brand name drug, oxycontin, that could become obsolete in the future.

**EMERGENCY RULE ONLY**

Under RCW 34.05.350 the agency for good cause finds:

- (a) That immediate adoption, amendment, or repeal of a rule is necessary for the preservation of the public health, safety, or general welfare, and that observing the time requirements of notice and opportunity to comment upon adoption of a permanent rule would be contrary to the public interest.
- (b) That state or federal law or federal rule or a federal deadline for state receipt of federal funds requires immediate adoption of a rule.

Reasons for this finding: None

**(5.3) Any other findings required by other provisions of law as precondition to adoption or effectiveness of rule?:**

- Yes      No     If Yes, explain:

**(6) Effective date of rule:**

**Permanent Rules**

- 31 days after filing
- Other (specify) 5/1/04

**Emergency Rules**

- Immediately
- Later (specify) \_\_\_\_\_

**\*(If less than 31 days after filing, specific finding in 5.3 under RCW 34.05.380(3) is required)**

**Name (Type or Print)**

Paul Trause

**Signature**

**Title**

Director

**Date**

March 30, 2004

**CODE REVISER USE ONLY**

**WSR 04-08-040**

**(COMPLETE REVERSE SIDE)**

**Note: If any category is left blank, it will be calculated as zero.  
No descriptive text.**

Count by whole WAC sections only, from the WAC number through the history note.  
A section may be counted in more than one category.

**The number of sections adopted in order to comply with:**

<b>Federal statute:</b>	New	_____	Amended	_____	Repealed	_____
<b>Federal rules or standards:</b>	New	_____	Amended	_____	Repealed	_____
<b>Recently enacted state statutes:</b>	New	_____	Amended	<u>5</u>	Repealed	_____

**The number of sections adopted at the request of a nongovernmental entity:**

New	_____	Amended	_____	Repealed	_____
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**The number of sections adopted in the agency's own initiative:**

New	_____	Amended	_____	Repealed	_____
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**The number of sections adopted in order to clarify, streamline, or reform agency procedures:**

New	_____	Amended	<u>5</u>	Repealed	_____
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**The number of sections adopted using:**

<b>Negotiated rule making:</b>	New	_____	Amended	_____	Repealed	_____
<b>Pilot rule making:</b>	New	_____	Amended	_____	Repealed	_____
<b>Other alternative rule making:</b>	New	_____	Amended	<u>5</u>	Repealed	_____