



# PROPOSED RULE MAKING

## CR-102 (June 2004)

(Implements RCW 34.05.320)

Do NOT use for expedited rule making

Agency: Department of Labor & Industries

- Preproposal Statement of Inquiry was filed as WSR 04-12-067 ; or
- Expedited Rule Making--Proposed notice was filed as WSR \_\_\_\_\_; or
- Proposal is exempt under RCW 34.05.310(4).

- Original Notice
- Supplemental Notice to WSR \_\_\_\_\_
- Continuance of WSR \_\_\_\_\_

**Title of rule and other identifying information:**

This rule proposal will amend WAC 296-30-090, What are the maximum allowable fees?, reducing Crime Victims' Compensation (CVC) provider reimbursement rates to the Department of Social and Health Services (DSHS) reimbursement rates (the lowest rates allowed by law.)

**Hearing location(s):** Department of Labor & Industries  
7273 Linderson Way SW  
Tumwater, WA 98501

Date: February 24, 2005 Time: 9:00 am to 1:00 pm

**Submit written comments to:**

Name: Janice M. Deal  
Address: PO Box 44520  
Olympia WA 98504-4520  
e-mail [deal235@lni.wa.gov](mailto:deal235@lni.wa.gov)  
fax (360)902-5333 by (date) March 23, 2005

**Assistance for persons with disabilities:** Contact

Jill Short by March 9, 2005

TTY (360) 905-4974

**Date of intended adoption:** April 26, 2005

(Note: This is NOT the effective date)

**Purpose of the proposal and its anticipated effects, including any changes in existing rules:**

Due to an increase in medical costs paid by the CVC program it has been determined that the current appropriation will not be sufficient to carry the program through this biennium. RCW 7.68.015 requires the program to operate within the appropriations and the conditions and limitations on the appropriations provided for the program. RCW 7.68.080 (2)(b) gives the department the authority to set the service levels and fees no lower than those established by the department of social and health services under Title 74 RCW.

The CVC program filed an emergency rule to immediately reduce its provider reimbursement rates to the DSHS reimbursement rates, effective September 1<sup>st</sup>, 2004. L&I will also file a second emergency rule, effective December 30<sup>th</sup>, 2004. This will continue the reimbursement rate at the DSHS rate while the agency works to put this permanent rule in place. We chose this option because it had the least onerous impact on crime victims.

**Statutory authority for adoption:** RCW 7.68.030

**Statute being implemented:** RCW 7.68.030

**Is rule necessary because of a:**

- Federal Law?  Yes  No
  - Federal Court Decision?  Yes  No
  - State Court Decision?  Yes  No
- If yes, CITATION:

**CODE REVISER USE ONLY**

**WSR#05-01-170**

**DATE**  
December 21, 2004

**NAME** (type or print)  
Paul Trause

**SIGNATURE**

**TITLE**  
Director

**Agency comments or recommendations, if any, as to statutory language, implementation, enforcement, and fiscal matters:**

N/A

**Name of proponent:** (person or organization) Department of Labor and Industries

- Private
- Public
- Governmental

**Name of agency personnel responsible for:**

Name	Office Location	Phone
Drafting..... Janice M. Deal	7273 Linderson Way, Tumwater WA 98501	(360) 902-5369
Implementation..... Cletus Nnanabu	7273 Linderson Way, Tumwater WA 98501	(360) 902-5340
Enforcement..... Bob Malooly	7273 Linderson Way, Tumwater WA 98501	(360) 902-4209

**Has a small business economic impact statement been prepared under chapter 19.85 RCW?**

Yes. Attach copy of small business economic impact statement.

A copy of the statement may be obtained by contacting:

Name: Janice M. Deal

Address:

PO BOX 44520

Olympia WA 98504-4520

phone (360) [902-5369](tel:3609025369)

fax (360)[902-5333](tel:3609025333)

e-mail [deal235@lni.wa.gov](mailto:deal235@lni.wa.gov)

No. Explain why no statement was prepared.

**Is a cost-benefit analysis required under RCW 34.05.328?**

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

Name: Janice M. Deal

Address:

PO BOX 44520

Olympia WA 98504-4520

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No: Please explain: