



PROPOSED RULE MAKING

CR-102 (June 2004)

(Implements RCW 34.05.320)

Do NOT use for expedited rule making

Agency: Department of Labor and Industries

- Preproposal Statement of Inquiry was filed as WSR 07-15-070 ; 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: Chapter 296-17 WAC General Reporting Rules, Audit and Recordkeeping, Rates and Rating System for Washington Workers' Compensation Insurance; and WAC 296-17A Classifications for Worker's Compensation Insurance

Hearing location(s):

Date: November 1, 2007
Time: 1:00 p.m.
Location: Dept of Labor and Industries Bldg Rm S117-118
7273 Linderson Way SW
Tumwater, WA 98501

Date: November 1, 2007 Time: 1:00 pm.

Date of intended adoption: November 6, 2007

Submit written comments to:

Name: Name: Mr. Ronald Moore, Program Mgr., Employer Svcs.
Address: P. O. Box 44140
Olympia, WA 98504-4140

e-mail MOOA235@lni.wa.gov
fax (360)902-4729 by 5 p.m., November 1, 2007

Assistance for persons with disabilities: Contact

Office of Information and Assistance

TTY (360) 902-5797 by October 29, 2007

Purpose of the proposal and its anticipated effects, including any changes in existing rules: One new classification for geoduck harvesting is being proposed as a result of 2007 legislation; creating new classification and two sub classifications for community action councils is being proposed (to be effective 1/1/09) at the industry request to assist with reporting needs. Housekeeping changes are being proposed to the following rules and classifications:

Effective January 1, 2008

New: WAC 296-17A-4801 Effective 1/1/08;

Amended WAC 296-17-35203; 296-17-61021; WAC 296-17A-0508; WAC 296-17A-1109; WAC 296-17A-3309; WAC 296-17A-3512; WAC 296-17A-4803; WAC 296-17A-4902; WAC 296-17A-5300; WAC 296-17A-5307; WAC 296-17A-6301; WAC 296-17A-6614; WAC 296-17A-6615; WAC 296-17A-6616; WAC 296-17A-6617; WAC 296-17A-6618; WAC 296-17A-6622; WAC 296-17A-6623; WAC 296-17A-7201

Effective January 1, 2009

New: WAC 296-17A-5308

Amended:

WAC 296-17A-1501
WAC 296-17A-4904

Reasons supporting proposal: Most proposals are general housekeeping changes. Creating a new class and two sub classifications is being proposed for community action councils at the industry request for more efficient reporting; Rule 296-17-31021 proposes removing the 40-hour minimum requirement for sports teams which will encourage more accurate reporting from that industry. A new classification, 4801 for geoduck harvesting divers, is being proposed in response to 2007 legislation.

Statutory authority for adoption:

RCW 51.16.035 and RCW 51.16.100

Statute being implemented:

RCW 51.16.035 and RCW 51.16.100

Is rule necessary because of a:

- Federal Law? Yes No
- Federal Court Decision? Yes No
- State Court Decision? Yes No

If yes, CITATION:

DATE
September 18, 2007

NAME
Judy Schurke

SIGNATURE

TITLE
Director

CODE REVISER USE ONLY

**OFFICE OF THE CODE REVISER
STATE OF WASHINGTON
FILED**

DATE: September 18, 2007

TIME: 3:59 PM

WSR 07-19-097

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

Name of proponent:

Department of Labor and Industries

- Private
- Public
- Governmental

Name of agency personnel responsible for:

Name	Office Location	Phone
Drafting..... Jo Anne Smith	Tumwater, Washington	(360) 902-4777
Implementation....Ronald Moore	Tumwater, Washington	(360) 902-4748
Enforcement..... Robert Malooly	Tumwater, Washington	(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:
Address:

phone
fax
e-mail

No. Explain why no statement was prepared.

In this case the agency is exempt from conducting a SBEIS since the proposed rules set or adjust fees or rates to legislative standards described in RCW 34.05.310(4)(f) and because the content of the rules is specifically dictated by statute described in RCW 34.05.310 (4) (e).

Is a cost-benefit analysis required under RCW 34.05.328?

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

Name:
Address:

phone () _____
fax () _____
e-mail _____

No: Please explain: In this case, the agency is exempt from conducting a CBA since the proposed rules set or adjust fees or rates pursuant to legislative standards described in RCW 34.05.325(5)(b)(vi) and because the content of the ruels is specifically dictated by statute described in RCW 34.05.328(5)(b)(v).

Attachment A

CR 102 Rulemaking Order

Chapter 296-17 General Reporting rules, Audit and Recordkeeping, Rates and Rating system for Workers' Compensation Insurance and
Chapter 296-17A Classifications for Washington Workers Compensation Insurance

Effective January 1, 2008

Amended :

WAC 296-17-35203; 296-17-31021; WAC 296-17A-0508; WAC 296-17A-1109; WAC 296-17A-3309; WAC 296-17A-3512; WAC 296-17A-4803; WAC 296-17A-4902; WAC 296-17A-5300; WAC 296-17A-5307; WAC 296-17A-6301; WAC 296-17A-6614; WAC 296-17A-6615; WAC 296-17A-6616; WAC 296-17A-6617; WAC 296-17A-6618; WAC 296-17A-6622; WAC 296-17A-6623; WAC 296-17A-7201

Effective January 1, 2009

Amended:

WAC 296-17A-1501
WAC 296-17A-4904