



PREPROPOSAL STATEMENT OF INQUIRY

CR-101 (June 2004)
(Implements RCW 34.05.310)
Do **NOT** use for expedited rule making

Agency: Department of Labor and Industries

Subject of possible rule making: Chapter 296-135 WAC, Leave for Victims of Domestic Violence, Sexual Assault, or Stalking

Statutes authorizing the agency to adopt rules on this subject: Chapter 49.76 RCW and Chapter 286, Laws of 2008 (Substitute House Bill 2602)

Reasons why rules on this subject may be needed and what they might accomplish: This rulemaking is a result of Substitute House Bill 2602, which passed the 2008 Legislature and became effective on April 1, 2008. This bill requires employers to provide employees who are victims of domestic violence, sexual assault, or stalking, or whose family members are victims, with reasonable or intermittent leave from work, upon advance notice except in emergencies, for seeking or obtaining legal or law-enforcement assistance, medical treatment, social services, or counseling, or for safety planning or relocation. This bill prohibits employers from discriminating against employees who exercise rights protected by this bill and it creates administrative and civil causes of action for violation of the provisions of the bill. The department is drafting rules in order to administer and enforce the law.

Identify other federal and state agencies that regulate this subject and the process coordinating the rule with these agencies:
None.

Process for developing new rule (check all that apply):

- Negotiated rule making
- Pilot rule making
- Agency study
- Other (describe)

Parties interested in these rules may contact the individual listed below. The public may also participate by commenting after amendments are proposed by providing written comments and/or testimony during the public hearing and comment process.

How interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication:

Sally Elliott
Department of Labor and Industries
Specialty Compliance Services Division
Post Office Box 44400
Olympia, Washington 98504-4400
Phone: 360-902-6411 Fax: 360-902-5292 Email: yous235@lni.wa.gov

| |
|--|
| DATE August 19, 2008 |
| NAME (TYPE OR PRINT) Judy Schurke |
| SIGNATURE  |
| TITLE Director |

| |
|---|
| CODE REVISER USE ONLY |
| <div style="border: 1px solid black; padding: 10px;"> <p style="text-align: center;">OFFICE OF THE CODE REVISER STATE OF WASHINGTON FILED</p> <p>DATE: August 19, 2008 TIME: 8:48 AM</p> <p>WSR 08-17-068</p> </div> |