



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 10-07-127 ; 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 10-16-140

Title of rule and other identifying information:

Chapter 296-17 WAC Rates and Rating System for Washington Workers' Compensation Insurance
Chapter 296-17B WAC Retrospective Rating for Workers' Compensation Insurance

Additional Hearing location(s):

Date: September 30, 2010, 3:00 p.m.
CenterPlace Regional Event Center
2426 N Discovery Place
Spokane Valley, WA 99216

Date: October 4, 2010, 10:00 a.m.
Department of Labor & Industries, Room S118
7273 Linderson Way SW
Tumwater, WA 98501

Date of intended adoption: October 18, 2010
(Note: This is **NOT** the effective date)

Submit written comments to:

Name: Diane Doherty
Address: PO Box 44180
Olympia, WA 98504
e-mail Dohr235@lni.wa.gov
fax (360)902-4258 by (date) 5:00, October 5, 2010

Assistance for persons with disabilities: Contact

Diane Doherty at (360) 902-4835 or Office of Information and Assistance TTY (360) 902-5797 by September 28, 2010

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

The purpose of this proposal is to add two additional public hearings, extending the public comment period from September 3, 2010, to October 5, 2010. The department wanted to give stakeholders additional time to offer input regarding the proposed rules.

The extension and the additional hearing times and locations were announced at the hearings, which were listed in the original CR-102 proposal. The extension and the additional hearing times and locations were also sent to current retro participants via letter, as well as to the Retrospective Rating program listserv and the L&I rules listserv of interested parties.

Reasons supporting proposal:

This rulemaking will be a significant change to the Retrospective rating program. The transition will require extended communications. It is important the department and stakeholders have ample opportunity to exchange information.

Statutory authority for adoption:
RCW 51.18.010(2), RCW 51.04.020

Statute being implemented:
RCW 51.18.010, RCW 51.04.020

Is rule necessary because of a:

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

DATE
October 14, 2010

NAME
Judy Schurke

SIGNATURE

TITLE
Director

CODE REVISER USE ONLY

OFFICE OF THE CODE REVISER
STATE OF WASHINGTON
FILED

DATE: October 14, 2010
TIME: 12:53 PM

WSR 10-21-054

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

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..... Diane Doherty	Tumwater, WA	(360) 902-4835
Implementation.... Diane Doherty	Tumwater, WA	(360) 902-4835
Enforcement..... Robert Malooly	Tumwater, WA	(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.

RCW 19.85.025(3) does not apply to a rule described in RCW 34.05.310(4), and that subsection exempts rules that "set or adjust fees pursuant to legislative standards." These proposed rules clarify one part of the process for calculating retrospective rating premiums.

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:

RCW 34.05.328 exempts from its requirements rules "that set or adjust fees pursuant to legislative standards." These proposed rules clarify one part of the process for calculating retrospective rating premiums.