



RULE-MAKING ORDER

CR-103E (May 2009)
(Implements RCW 34.05.360)

Agency: Department of Labor and Industries

Emergency Rule Only

Effective date of rule:

Emergency Rules

- Immediately upon filing.
- Later (specify) _____

Any other findings required by other provisions of law as precondition to adoption or effectiveness of rule?

- Yes
 - No
- If Yes, explain:

Purpose: Amending WAC 296-30-900 to meet the conditions of Engrossed Second Substitute Senate Bill 6504 (E2SSB 6504), Chapter 122, Laws of 2010. WAC 296-30-900 establishes that the statute in effect when the criminal act occurred is the controlling law. E2SSB 6504 sets maximum benefit levels and makes new benefit reductions retroactive to all claims with dates of criminal acts on or after July 1, 1981. In order to be in compliance with the requirements of the law, WAC 296-30-900 must be amended to refer to E2SSB 6504.

Citation of existing rules affected by this order:

Repealed:
 Amended: WAC 296-30-900
 Suspended:

Statutory authority for adoption: RCW 7.68.030

Other authority :

EMERGENCY RULE

Under RCW 34.05.350 the agency for good cause finds:

- 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.
- That state or federal law or federal rule or a federal deadline for state receipt of federal funds requires immediate adoption of a rule.
- That in order to implement the requirements or reductions in appropriations enacted in any budget for fiscal years 2009, 2010, or 2011, which necessitates the need for the immediate adoption, amendment, or repeal of a rule, and that observing the time requirements of notice and opportunity to comment upon adoption of a permanent rule would be contrary to the fiscal needs or requirements of the agency.

Reasons for this finding:

The difficult state economy has caused the Crime Victims Compensation Program's caseloads and costs to increase significantly. Without modifications to the benefits, the program would have run out of money by May 2010 and would no longer be available to crime victims. The passing of E2SSB 6504 with reductions in benefits retroactive to claims back to July 1, 1981 provided the funding source needed to keep services available to victims. The bill has a sunset clause of July 1, 2015.

Amending WAC 296-30-900 changes the date of eligibility in accordance with E2SSB 6504. The amendment will allow for the sunset date of July 1, 2015, to eliminate the need for further rulemaking.

Date adopted: April 7, 2010

NAME (TYPE OR PRINT)
Judy Schurke

SIGNATURE

TITLE
Director

CODE REVISER USE ONLY

OFFICE OF THE CODE REVISER
STATE OF WASHINGTON
FILED

DATE: April 07, 2010
TIME: 9:58 AM

WSR 10-08-108

(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:

Federal statute:	New	_____	Amended	_____	Repealed	_____
Federal rules or standards:	New	_____	Amended	_____	Repealed	_____
Recently enacted state statutes:	New	_____	Amended	<u>1</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>1</u>	Repealed	_____
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The number of sections adopted using:

Negotiated rule making:	New	_____	Amended	_____	Repealed	_____
Pilot rule making:	New	_____	Amended	_____	Repealed	_____
Other alternative rule making:	New	_____	Amended	<u>1</u>	Repealed	_____