



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: June 10, 2010

Emergency Rules

- Immediately upon filing.
- Later (specify) June 10, 2010

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

- Yes
 - No
- If Yes, explain:

Purpose: Amendments to 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. New classifications.

This emergency rulemaking order will add WAC 296-17-89503, which establishes rates for farm internship classifications, and will add WAC 296-17-31014 (7) Farming and agriculture.

This emergency rulemaking order will create WAC 296-17A-4814, WAC 296-17A-4815, and WAC 296-17A-4816 which are classifications for the farm internship pilot project. This is an emergency rulemaking due to the effective date of the law passed by the 2010 Legislature. Permanent adoption of the rules will be made through the normal rulemaking process effective September 9, 2010.

Citation of existing rules affected by this order:

- Repealed:
- Amended: WAC 296-17-31014 (7)
- Suspended:
- New: WAC 296-17-89503, WAC 296-17A-4814, WAC 296-17A-4815, and WAC 296-17A-4816.

Statutory authority for adoption:

RCW 51.16.035, RCW 51.16.100, and RCW 51.04.020

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:

During the 2010 Legislative session, Substitute Senate Bill 6349 (Chapter 160, Laws of 2010) passed for the farm internship program and was made effective June 10, 2010. Three new farm risk classifications have been established. WAC 296-17-89503 has been established for the rates. Without this emergency rulemaking, we would not ensure proper reporting of intern hours and collect premiums based on the rates for the new farm intern risk classifications.

Date adopted: June 10, 2010

NAME (TYPE OR PRINT)

Judy Schurke

SIGNATURE

TITLE

Director

CODE REVISER USE ONLY

OFFICE OF THE CODE REVISER
STATE OF WASHINGTON
FILED

DATE: June 10, 2010

TIME: 11:24 AM

WSR 10-13-059

**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	<u>4</u> _____	Amended	_____	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	_____	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	<u>4</u> _____	Amended	_____	Repealed	_____