



PREPROPOSAL STATEMENT OF INQUIRY

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

Agency: Labor and Industries

Subject of possible rule making:

WAC sections as follows: WAC 296-23-317 and 296-23-337, both pertaining to Independent Medical Examination providers.
Purpose: We are changing our recently revised language to specifically address requirements for general dentistry providers who apply to be approved independent medical examiners. Also we will make some changes to make the language of both sections clearer.

Statutes authorizing the agency to adopt rules on this subject: RCW 51.04.020, 51.04.030, 51.32.055, 51.32.112, 51.32.114, 51.36.060, and 51.36.070.

Reasons why rules on this subject may be needed and what they might accomplish: Our rules require board certification for providers to perform independent medical exams. This applies to all medical, osteopathic, and podiatric physicians as well as dentists. Because only dentists with specialties are board certified, we must change the rules to allow those in general dentistry to remain on the approved examiner list.

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)

Labor and Industries will begin the rule development process and will share the draft proposal with stakeholders and other interested parties, including the Workers' Compensation Advisory Committee. Public hearings will be held after the proposal is filed.

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

A notification will be mailed to all IME providers alerting them to the rulemaking and encouraging them to sign up for the IME ListServ. Updates will be published at the ListServ site. Providers who wish to be added to the ListServ can do so through this link: <http://www.lni.wa.gov/Main/Listservs/IME.asp>

Meetings will be held with business and labor representatives and small groups representing IME firms and providers. Feedback from providers is encouraged through the ListServ or contacting:

Anita L. Austin
Health Services Analysis
PO Box 44322
Olympia, WA 98404-4322
T 360.902.6825
F 360.902.4249
E-mail: sund235@lni.wa.gov

DATE
June 23, 2010

NAME (TYPE OR PRINT)
Judy Schurke

SIGNATURE

TITLE
Director

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