



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

| | |
|--|---|
| <input checked="" type="checkbox"/> Preproposal Statement of Inquiry was filed as WSR 11-13-099 ; or | <input checked="" type="checkbox"/> Original Notice |
| <input type="checkbox"/> Expedited Rule Making--Proposed notice was filed as WSR _____; or | <input type="checkbox"/> Supplemental Notice to WSR _____ |
| <input type="checkbox"/> Proposal is exempt under RCW 34.05.310(4). | <input type="checkbox"/> Continuance of WSR _____ |

Title of rule and other identifying information:

Chapter 296-30 WAC, Rules for the Administration of the Crime Victims Compensation Program

Amending:

WAC 296-30-010, Definitions

WAC 296-30-085, What is different about billing for a crime victim client?

WAC 296-30-090, What are the maximum allowable fees?

WAC 296-30-100, Will the department notify providers if a fee schedule is amended or established?

Creating:

WAC 296-30-087, Can a victim be billed for expenses related to their claim?

Hearing location(s):

Department of Labor and Industries, Room S117
7273 Linderson Way SW
Tumwater, WA 98501

Date: September 28, 2011 Time: 2:00 p.m.

Submit written comments to:

Name: Cletus Nnanabu
Address: PO Box 44520
Olympia, WA 98504-4520
e-mail nnan235@lni.wa.gov
fax (360) 902-5333 by September 28, 2011

Date of intended adoption: October 31, 2011
(Note: This is NOT the effective date)

Assistance for persons with disabilities: Contact
Victoria Jones by September 14, 2011 at (360) 902-5341

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

This rulemaking will update four rules under chapter 296-30 WAC and will add one rule to be consistent with Substitute Senate Bill 5691 (Chapter 346, Laws of 2011). The updates include removal of references to Title 51 RCW, addition or clarification of some definitions, an explanation of new medical cap, fee schedule changes, and fee schedule change notification methods.

Reasons supporting proposal:

The updates are needed to remove references to Title 51 RCW, add or clarify some definitions, explain the new medical cap, fee schedule changes, and fee schedule change notification methods. In addition, there is a need to remove definitions for services or benefits that are no longer available and add definitions for new terminology. Without revisions, victims and their legal counsel may pursue legal remedies to obtain benefits defined in WACs but no longer authorized by the statute.

Statutory authority for adoption: RCW 7.68

Statute being implemented: Substitute Senate bill 5691
(Chapter 346, Laws of 2011)

Is rule necessary because of a:

| | | |
|-------------------------|------------------------------|--|
| Federal Law? | <input type="checkbox"/> Yes | <input checked="" type="checkbox"/> No |
| Federal Court Decision? | <input type="checkbox"/> Yes | <input checked="" type="checkbox"/> No |
| State Court Decision? | <input type="checkbox"/> Yes | <input checked="" type="checkbox"/> No |

If yes, CITATION:

DATE
August 23, 2011

NAME
Judy Schurke

SIGNATURE

TITLE
Director

CODE REVISER USE ONLY

OFFICE OF THE CODE REVISER
STATE OF WASHINGTON
FILED

DATE: August 23, 2011

TIME: 8:25 AM

WSR 11-17-108

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

N/A

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..... Cletus Nnanabu | Tumwater, WA | (360) 902-5340 |
| Implementation...Cletus Nnanabu | Tumwater, WA | (360) 902-5340 |
| Enforcement.....Cletus Nnanabu | Tumwater, WA | (360) 902-5340 |

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.

This rule is specifically exempt from the small business economic impact statement requirement because the proposed rule changes will clarify rule language without changing its effect [see RCW 19.85.025 referencing RCW 34.05.310(4)(d)] .

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:

This rule is specifically exempt from the cost-benefit analysis requirement because the proposed rule changes will clarify rule language without changing its effect [see RCW 34.05.328(5)(b)(iv)].