



PREPROPOSAL STATEMENT OF INQUIRY

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

Agency:

Department of Labor & Industries

Subject of possible rule making:

Chapter 296-17B WAC, Retrospective Rating for Workers' Compensation Insurance

Statutes authorizing the agency to adopt rules on this subject:

RCW 51.18.005, RCW 51.04.020 and RCW 51.16.035

Reasons why rules on this subject may be needed and what they might accomplish:

Two Petitions for Rulemaking were received from members of the Retrospective Rating Advisory Committee. Petitioners are requesting revisions to WAC 296-17B-100, 296-17B-720, 296-17B-730 and 296-17B-770. One petition addresses extending requirements currently in WAC for group retro participants to businesses that enroll in individual retro plans. The second addresses retro enrollment requirements for businesses under common majority ownership.

This rulemaking is intended to open the dialog with the broader retro community and other stakeholders in order to ensure appropriate public input.

Identify other federal and state agencies that regulate this subject and the process coordinating the rule with these agencies:

No other state, local or federal agency regulates this issue.

Process for developing new rule (check all that apply):

Negotiated rule making

Pilot rule making

Agency study

Other (describe) Labor and Industries will solicit public input by way of direct mailings, the retro web page, listserv and Retro Advisory Committee meetings. Labor and Industries will use this input to formulate proposed changes to the existing rules. We will advise customers of future rule making by direct mailing, meetings and/or the internet.

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

Labor & Industries will initiate communication through the Retrospective Rating Advisory Committee and will post notices on the Retro web page and listserv. Interested parties may request information on our rules process at <http://www.lni.wa.gov/LawRule/ruleProcess.asp> and may submit comments electronically to Tim.Smolen@Lni.wa.gov, by fax to (360) 902-4258 or by calling (360) 902-4851.

DATE

April 30, 2013

NAME (TYPE OR PRINT)

Joel Sacks

SIGNATURE**TITLE**

Director

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STATE OF WASHINGTON
FILED

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