



# PROPOSED RULE MAKING

## CR-102 (June 2012)

(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 15-22-083 _____ ; 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) or 34.05.330(1).	<input type="checkbox"/> Continuance of WSR _____

**Title of rule and other identifying information:** (Describe Subject) Chapter 296 14 WAC, Industrial Insurance – Pension Tables, Pension Discount Rate and Mortality Tables  
Amended: WAC 296-14-8810

**Hearing location(s):**

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

Date: January 26, 2016 Time: 2:30 pm

**Submit written comments to:**

Name: Suzy Campbell  
Address: PO Box 44208  
Olympia, WA 98504-4208  
e-mail suzanne.campbell@lni.wa.gov  
fax (360) 902-4960 by 5 pm on January 27, 2016

**Assistance for persons with disabilities:** Contact

Veronica Berets by January 19, 2016

at Veronica.Berets@lni.wa.gov or (360) 902-4252

**Date of intended adoption:** February 16, 2016  
(Note: This is NOT the effective date)

**Purpose of the proposal and its anticipated effects, including any changes in existing rules:** The pension discount rate is the interest rate used to account for the time value of money when evaluating the present value of future pension payments. Currently, WAC 296-14-8810 sets the pension discount rate at 6.4 percent. The department has worked with the Workers' Compensation Advisory Committee (WCAC) to develop a plan reducing the pension discount rate annually, through 2022, until it reaches 4.5 percent. The purpose of this rulemaking is to reduce the current pension discount rate to 6.3 percent in 2016.

**Reasons supporting proposal:**

**Statutory authority for adoption:** RCW 51.04.020,  
RCW 51.44.070(1), RCW 51.44.080

**Statute being implemented:** RCW 51.44.070

**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:

**CODE REVISER USE ONLY**

OFFICE OF THE CODE REVISER  
STATE OF WASHINGTON  
FILED

**DATE: December 22, 2015**

**TIME: 9:46 AM**

**WSR 16-01-164**

**DATE**  
December 22, 2015

**NAME**  
Joel Sacks

**SIGNATURE**

**TITLE**  
Director

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

None

**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..... Suzy Campbell	Tumwater, Washington	(360) 902-5003
Implementation....Sandi Haerling	Tumwater, Washington	(360) 902-5006
Enforcement.....Vickie Kennedy	Tumwater, Washington	(360) 902-4997

**Has a small business economic impact statement been prepared under chapter 19.85 RCW or has a school district fiscal impact statement been prepared under section 1, chapter 210, Laws of 2012?**

Yes. Attach copy of small business economic impact statement or school district fiscal 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.

L&I is exempt from preparing a small business economic impact statement under RCW 19.85.025(3) referencing RCW 34.05.310(4)(f) since the purpose of this rulemaking is to set or adjust fees pursuant to legislative standards.

**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:

L&I is exempt from preparing a cost-benefit analysis under RCW 34.05.328(5)(b)(vi) since the purpose of this rulemaking is to set or adjust fees pursuant to legislative standards.