



PROPOSED RULE MAKING

CR-102 (June 2012)
(Implements RCW 34.05.320)
Do **NOT** use for expedited rule making

Agency: Labor and Industries

- Preproposal Statement of Inquiry was filed as WSR 16-09-091 ; or**
- Expedited Rule Making-Proposed notice was filed as WSR _____; or**
- Proposal is exempt under RCW 34.05.310(4) or 34.05.330(1).**

- Original Notice**
- Supplemental Notice to WSR**
- Continuance of WSR _____**

Title of rule and other identifying information: WAC Chapter 296-17, General Reporting Rules, Audit and Recordkeeping, Rates and Rating System for Workers' Compensation Insurance and WAC Chapter 296-17A, Classifications for Washington Workers' Compensation Insurance

Hearing location(s): L&I Tumwater Headquarters
Room S117
7273 Linderson Way SW
Tumwater, WA 98501

Date: August 3, 2016 Time: 10:00 a.m.

Date of intended adoption: September 6, 2016
(Note: This is **NOT** the **effective** date)

Submit written comments to:

Name: Jo Anne Attwood
Address: PO Box 44148
Olympia, WA 98504-4148
e-mail JoAnne.Attwood@lni.wa.gov
fax (360)902-4788 by (date) August 3, 2016

Assistance for persons with disabilities: Contact
Office of Information & Assistance by July 29, 2016
TTY (360) 902-5797

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

This rulemaking is to implement requirements of Engrossed Substitute Senate Bill 6293 (ESSB 6293) which allows public and private colleges to create unpaid student volunteer programs in for-profit or non-profit businesses, and allows those businesses to elect medical aid coverage for student volunteers and unpaid students participating in the program. Providing employers the opportunity to elect medical aid coverage for student volunteers and unpaid students in experience-based activities will encourage more employers to participate in these school-sponsored programs.

Also, private colleges will now be able to elect medical aid coverage for qualifying students volunteering for the college. (Current law requires state colleges to cover volunteers serving the college, but allows only charitable private organizations to elect coverage for volunteers.)

This legislation also creates a means for all entities with coverage for volunteers, student volunteers, or unpaid students to cap reporting at 100 hours per volunteer per calendar year. This type of reporting is not currently an option for employers and L&I must design rules to implement such a reporting and premium change.

See Attachment A for a list of affected rules.

Reasons supporting proposal:

Statutory authority for adoption: RCWs 51.04.020 and 51.16.035

Statute being implemented: RCW 51.16.035

Is rule necessary because of a:

- Federal Law? Yes No
- Federal Court Decision? Yes No
- State Court Decision? Yes No

If yes, CITATION:
Section 3, chapter 62, Laws of 2016

DATE
June 21, 2016

NAME (type or print)
Joel Sacks

SIGNATURE

TITLE
Director

CODE REVISER USE ONLY

OFFICE OF THE CODE REVISER
STATE OF WASHINGTON
FILED

DATE: June 21, 2016

TIME: 10:50 AM

WSR 16-13-118

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

Name of proponent: (person or organization)

- Private
 Public
 Governmental

Name of agency personnel responsible for:

Name	Office Location	Phone
Drafting..... Jo Anne Attwood	Tumwater, WA	(360) 902-4777
Implementation.... Chris Bowe	Tumwater, WA	(360) 902-4826
Enforcement..... Vickie Kennedy	Tumwater, WA	(360) 902-4612

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.

The agency is exempt from conducting a small business economic impact statement since the proposed rules set or adjust fees or rates pursuant to legislative standards described in RCW 34.05.310(4)(f) and do not change current coverage options for employers and workers.

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: Since the proposed rules do not change any existing coverage options for employers or workers and adjust fees pursuant to legislative standards, they are exempted by RCW 34.05.328(5)(b)(vi) from the requirement for a cost-benefit analysis.

Attachment A: 2016 Volunteer rules

Chapter 296-17 WAC, General Reporting Rules, Audit and Recordkeeping, Rates and Rating System for Washington Workers' Compensation Insurance and Chapter 296-17A WAC Classifications for Washington Workers' Compensation Insurance

New:

WAC 296-17-935 Options for reporting qualifying volunteers, including student volunteers and unpaid students

Amend:

WAC 296-17-35201 Recordkeeping and retention

WAC 296-17-925 Student volunteers

WAC 296-17-930 Volunteers

WAC 296-17A-6901 Classification 6901 (Volunteers and student volunteers)

WAC 296-17A-6906 Classification 6906 (Volunteer law enforcement officers)