



PROPOSED RULE MAKING

CR-102 (December 2017) (Implements RCW 34.05.320)

Do NOT use for expedited rule making

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OFFICE OF THE CODE REVISER
STATE OF WASHINGTON
FILED

DATE: January 27, 2022

TIME: 10:25 AM

WSR 22-04-052

Agency: Pollution Liability Insurance Agency

- Original Notice
- Supplemental Notice to WSR
- Continuance of WSR 22-02-070

- Preproposal Statement of Inquiry was filed as WSR 20-07-029 ; 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); or
- Proposal is exempt under RCW _____.

Title of rule and other identifying information: (describe subject) Chapter 374-45 WAC Reporting and Initial Investigations.

Hearing location(s):

Date:	Time:	Location: (be specific)	Comment:
February 9, 2022	11:30am-1:00pm	Virtual meeting.	Meeting link can be found on PLIA's website: www.plia.wa.gov .
February 10, 2022	11:30am-1:00pm	Virtual meeting.	
February 15, 2022	3:30pm-5:30pm	Virtual meeting.	

Date of intended adoption: March 25, 2022 (Note: This is NOT the effective date)

Submit written comments to:

Name: Phi Ly
 Address: PO Box 40930, Olympia, WA 98504-0930
 Email: rules@plia.wa.gov
 Fax:
 Other: 800-822-3905
 By (date) February 23, 2022

Assistance for persons with disabilities:

Contact Xyzlinda Marshall
 Phone: 360-407-0515
 Fax:
 TTY: 711 or 800-833-6388
 Email: rules@plia.wa.gov
 Other:
 By (date) February 6, 2022.

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

Reasons supporting proposal:

Statutory authority for adoption:

Statute being implemented: N/A

Is rule necessary because of a:

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

If yes, CITATION:

Agency comments or recommendations, if any, as to statutory language, implementation, enforcement, and fiscal matters: None.

Name of proponent: (person or organization) N/A Private
 Public
 Governmental

Name of agency personnel responsible for:

	Name	Office Location	Phone
Drafting:	Phi Ly	500 Columbia St NW, Olympia WA 98501	360-407-0517
Implementation:	Phi Ly	500 Columbia St NW, Olympia WA 98501	360-407-0517
Enforcement:	Phi Ly	500 Columbia St NW, Olympia WA 98501	360-407-0517

Is a school district fiscal impact statement required under RCW 28A.305.135? Yes No

If yes, insert statement here:

The public may obtain a copy of the school district fiscal impact statement by contacting:

Name:
Address:
Phone:
Fax:
TTY:
Email:
Other:

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:
TTY:
Email:
Other:

No: Please explain: Cost-benefit analysis is not required for an existing program. These proposed rules codify current program processes already established in interpretative guidance.

Regulatory Fairness Act Cost Considerations for a Small Business Economic Impact Statement:

This rule proposal, or portions of the proposal, **may be exempt** from requirements of the Regulatory Fairness Act (see chapter 19.85 RCW). Please check the box for any applicable exemption(s):

This rule proposal, or portions of the proposal, is exempt under RCW 19.85.061 because this rule making is being adopted solely to conform and/or comply with federal statute or regulations. Please cite the specific federal statute or regulation this rule is being adopted to conform or comply with, and describe the consequences to the state if the rule is not adopted.

Citation and description:

This rule proposal, or portions of the proposal, is exempt because the agency has completed the pilot rule process defined by RCW 34.05.313 before filing the notice of this proposed rule.

This rule proposal, or portions of the proposal, is exempt under the provisions of RCW 15.65.570(2) because it was adopted by a referendum.

This rule proposal, or portions of the proposal, is exempt under RCW 19.85.025(3). Check all that apply:

RCW 34.05.310 (4)(b)
(Internal government operations)

RCW 34.05.310 (4)(e)
(Dictated by statute)

RCW 34.05.310 (4)(c)
(Incorporation by reference)

RCW 34.05.310 (4)(f)
(Set or adjust fees)

RCW 34.05.310 (4)(d)
(Correct or clarify language)

RCW 34.05.310 (4)(g)
((i) Relating to agency hearings; or (ii) process requirements for applying to an agency for a license or permit)

This rule proposal, or portions of the proposal, is exempt under RCW _____.

Explanation of exemptions, if necessary:

COMPLETE THIS SECTION ONLY IF NO EXEMPTION APPLIES

If the proposed rule is **not exempt**, does it impose more-than-minor costs (as defined by RCW 19.85.020(2)) on businesses?

No Briefly summarize the agency's analysis showing how costs were calculated. _____

Yes Calculations show the rule proposal likely imposes more-than-minor cost to businesses, and a small business economic impact statement is required. Insert statement here:

The public may obtain a copy of the small business economic impact statement or the detailed cost calculations by contacting:

- Name:
- Address:
- Phone:
- Fax:
- TTY:
- Email:
- Other:

Date: January 27, 2022

Name: Phi Ly

Title: Legislative and Policy Manager

Signature:

