

WSR 23-22-044
EXPEDITED RULES
CRIMINAL JUSTICE
TRAINING COMMISSION

[Filed October 24, 2023, 2:37 p.m.]

Title of Rule and Other Identifying Information: WAC 139-27-060
Recertification process.

Purpose of the Proposal and Its Anticipated Effects, Including Any Changes in Existing Rules: This is to correct an administrative error in the original filing to match the intended changes, as seen in WAC 139-27-050, that was also reduced from 45 hours to 30 hours in relation to the reduced time frame requiring recertification.

Reasons Supporting Proposal: This is to correct an administrative error in the original filing to match the intended changes, as seen in WAC 139-27-050, that was also reduced from 45 hours to 30 hours in relation to the reduced time frame requiring recertification.

Statutory Authority for Adoption: RCW 43.101.080.

Statute Being Implemented: RCW 43.101.480.

Rule is not necessitated by federal law, federal or state court decision.

Name of Proponent: Jennifer Pendray, governmental.

Name of Agency Personnel Responsible for Drafting, Implementation, and Enforcement: Jennifer Pendray, 19010 1st Avenue South, Burien, WA 98148, 206-571-2190.

Agency Comments or Recommendations, if any, as to Statutory Language, Implementation, Enforcement, and Fiscal Matters: This is to correct an administrative error in the original filing to match the intended changes, as seen in WAC 139-27-050, that was also reduced from 45 hours to 30 hours in relation to the reduced time frame requiring recertification.

This notice meets the following criteria to use the expedited adoption process for these rules:

Relates only to internal governmental operations that are not subject to violation by a person.

Corrects typographical errors, makes address or name changes, or clarifies language of a rule without changing its effect.

Explanation of the Reason the Agency Believes the Expedited Rule-Making Process is Appropriate: The proposed change is administrative only and the change from 45 hours to 30 hours was accidentally omitted from the prior filing. As this change impacts only recertification of these individuals, which is three years from now, the potential impact to any individuals has not yet happened.

NOTICE

THIS RULE IS BEING PROPOSED UNDER AN EXPEDITED RULE-MAKING PROCESS THAT WILL ELIMINATE THE NEED FOR THE AGENCY TO HOLD PUBLIC HEARINGS, PREPARE A SMALL BUSINESS ECONOMIC IMPACT STATEMENT, OR PROVIDE RESPONSES TO THE CRITERIA FOR A SIGNIFICANT LEGISLATIVE RULE. IF YOU OBJECT TO THIS USE OF THE EXPEDITED RULE-MAKING PROCESS, YOU MUST EXPRESS YOUR OBJECTIONS IN WRITING AND THEY MUST BE SENT TO Lacey Ledford, Washington State Criminal Justice Training Commission, 19010 1st Avenue South, Burien, WA 98148, phone 206-670-5813, email Lacey.Ledford@cjtc.wa.gov, AND RECEIVED BY January 2, 2024.

October 24, 2023
Lacey Ledford
Rules Coordinator

OTS-5038.1

AMENDATORY SECTION (Amending WSR 23-19-039, filed 9/13/23, effective 10/14/23)

WAC 139-27-060 Recertification process. (1) Requests for recertification must be submitted by the employing agency designee for any coroner, medical examiner, or medicolegal investigative personnel directly affected by the regulation.

(2) Requests shall be submitted in writing, with appropriate documentation, to the commission. Requests shall be accepted up to six months prior to the expiration date and due by or before the expiration date.

(3) Request for recertification:

(a) For a medical examiner:

(i) Proof of continued board certification as a forensic pathologist by the American Board of Pathology or proof of ((45)) 30 hours of continuing education, for which documentation shall include:

(A) Certificate of completion or other documentation showing completion;

(B) Course description;

(C) Agenda/syllabus/program;

(D) Number of education hours.

(ii) Proof of continued licensure by the Washington state medical commission.

(iii) Proof of good standing by the employing agency on agency letterhead.

(b) For a coroner or medicolegal investigation personnel:

(i) Proof of 30 hours of continuing education. Documentation shall include:

(A) Certificate of completion or other documentation showing completion;

(B) Course description;

(C) Agenda/syllabus/program;

(D) Number of education hours.

(ii) Proof of good standing by the employing agency on agency letterhead.

(4) Upon submission of the appropriate documentation, the commission shall review and evaluate relevant materials and issue recertification, if applicable, within 60 days.

(5) If the applicant has not met the qualifications to receive recertification, the commission shall:

(a) Issue recertification upon satisfactory completion of acceptable continuing education to be completed within six months from time application for recertification is deemed not to have met the qualifications, or submission of needed materials; or

(b) Require attendance of the core medicolegal forensic investigation training regardless of previous attendance if certification has lapsed by one year or more.

(6) During the six-month period to complete or rectify missing eligibility requirements for recertification required by the commission as provided in subsection (5)(a) of this section, expiration of the current certificate will be delayed until the end of this six-month period or upon the issuance of a new certificate.