# RULE-MAKING PROCESS

**Legislature enacts law needing implementing rules**

**OR**

**Federal law or rule changes**

**OR**

**State court decision**

**OR**

**Public petition for rule making**

**Denied**

**Granted**

**Agency must make rule** — **IF** → **Emergency effect needed** → **Adopt and file with Code Reviser's Office and JARRC. Emergency rule effective for 120 days maximum** → **Emergency rule published in Register**

**7 days maximum** → **Petition to governor for repeal of emergency rule** — **7 days max.** → **Grant** / **Deny**

**IF** → **Permanent effect needed** — **OR** → **Agency prepares Expedited Rule Making CR-105** → **File with Code Reviser's Office** — **14 to 42 days** → **Published in Register**

**Copies sent to JARRC**

**3 day max.** → **Send to requesting persons**

**45 days minimum** → **No Objections Agency adopts**

**30 to 45 days** → **Objections CR-105 takes the place of CR-101**

**OR** → **Agency prepares preproposal statement of inquiry CR-101** → **File with Code Reviser's Office** → **Send to requesting persons** / **Publish in Register**

**Comment Period** — **34 to 222 days**

**30 days minimum**

**180 days maximum**

**Agency prepares proposed text and CR-102** → **File with Code Reviser's Office** — **14 to 42 days** → **Proposal published in Register** — **20 days minimum** → **Agency hearing** → **Agency prepares a final cost-benefit analysis, if needed**

**Copies sent to JARRC**

**3 day max.** → **Send to requesting persons**

**Adopt** / **Continue** / **Drop**

**Agency prepares SBEIS and determines if RCW 34.05.328 applies and prepares a preliminary cost-benefit analysis if necessary**

**Supplemental Notice**

**Makes substantial changes**

**Agency reconsiders proposal**

**Withdrawal of proposal**

**File with Code Reviser's Office** → **Publish in Register** / **Send to JARRC**

**Rule normally takes effect in 31 days**

last update
9/24/2013