

WSR 20-02-008**PREPROPOSAL STATEMENT OF INQUIRY
DEPARTMENT OF HEALTH**

[Filed December 18, 2019, 4:02 p.m.]

Subject of Possible Rule Making: Chapter 246-310 WAC, Certificate of need, the department of health (department) is considering amending, creating, and repealing rules in order to clarify, streamline, and modernize language including need methodologies.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 70.38.115, 70.38.135, and 43.70.040.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: The department is considering amending, creating, and repealing certificate of need (CN) rules in chapter 246-310 WAC to clarify, streamline, develop progressive enforcement tools, and modernize language. The department is authorized and directed to implement the CN program in this state under chapter 70.38 RCW. This review will include examining general and specific facility type need methodologies. Updates to rules will take into account incorporating national optimal approaches, providing clear and consistent guidance, and reducing litigation. As part of the rule-making process, the department will consider the rule-making topics in recently withdrawn preproposals (CR-101s) as well as recent petitions regarding updates to need methodologies.

Other Federal and State Agencies that Regulate this Subject and the Process Coordinating the Rule with These Agencies: The department of social and health services (DSHS) and the health care authority (HCA) are involved in medicare and medicaid billing and reimbursement issues for certain CN approved facilities. The department will coordinate with DSHS and HCA as appropriate.

Process for Developing New Rule: Collaborative rule making.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Nancy Tyson, Department of Health, phone 360-236-2955, fax 360-236-2321, TTY 360-833-6388 or 711, email nancy.tyson@doh.wa.gov, website www.doh.wa.gov.

Additional comments: The department will be conducting rule workshops. Interested parties can participate in the drafting of the proposed rules. The department will use existing GovDelivery lists to inform stakeholders of opportunities to provide input on proposed rule language. Interested parties can join the GovDelivery list to get information on participating in the process by subscribing at <https://public.govdelivery.com/accounts/WADOH/subscriber/new>.

December 18, 2019
John Wiesman, DrPH, MPH
Secretary

WSR 20-02-079**PREPROPOSAL STATEMENT OF INQUIRY
DEPARTMENT OF LICENSING**

[Filed December 27, 2019, 1:49 p.m.]

Subject of Possible Rule Making: WAC 308-124A-775 Real estate fees and 308-124H-990 Real estate course, school, and instructor approval fees.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 18.85.041.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: These rules will change fees for statutory required licensing services the department provides. In order to maintain the statutory licensing services, fees must be increased. RCW 43.24.086.

Other Federal and State Agencies that Regulate this Subject and the Process Coordinating the Rule with These Agencies: None.

Process for Developing New Rule: Department staff will discuss any proposed amendments with affected stakeholders. Affected stakeholders will also have an opportunity to submit written comments on the proposed rule during the public comment period and will be able to present oral testimony at the public hearing.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Jerry McDonald, Department of Licensing, Real Estate Program, P.O. Box 48053, Olympia, WA 98502, phone 360-664-6525, TTY 711, email jmcDonald@dol.wa.gov, website www.dol.wa.gov.

December 27, 2019
Damon Monroe
Rules Coordinator

WSR 20-02-081**PREPROPOSAL STATEMENT OF INQUIRY
DEPARTMENT OF LICENSING**

[Filed December 27, 2019, 3:25 p.m.]

Subject of Possible Rule Making: WAC 308-104-145 Driving record abstracts—Release to insurance companies.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 46.01.110 and 46.25.140.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: In the DRIVES system, we no longer produce a "commercial" and "noncommercial" version of the abstract of driving record for insurance companies. We are proposing to repeal WAC 308-104-145 since we no longer issue these separate abstracts.

Other Federal and State Agencies that Regulate this Subject and the Process Coordinating the Rule with These Agencies: Not applicable.

Process for Developing New Rule: Internal review and stakeholder input.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Chante El, Department of Licensing, P.O. Box 9031, Olympia, WA 98507-9031, phone 360-902-3776, email chel@dol.wa.gov.

December 27, 2019
Damon Monroe
Rules Coordinator