

WSR 23-16-151
PREPROPOSAL STATEMENT OF INQUIRY
DEPARTMENT OF LICENSING
[Filed August 2, 2023, 11:16 a.m.]

Subject of Possible Rule Making: WAC 308-100-005 Definitions, 308-100-033 Minimum training requirements, 308-100-035 Employer certification, 308-100-040 Examination requirement for commercial driver's license, 308-100-050 Examination fees, 308-100-100 Intrastate waiver, 308-100-130 Serious traffic violations, 308-100-180 Third-party testing fee; and creation of two new WAC to cover retesting and retraining requirements following the surrender, disqualification, or cancellation of a driver's commercial driver's license (CDL), and CDL drivers from Canada and Mexico.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 46.01.110 Rule-making authority.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: The department of licensing is proposing the amendment of current definitions related to CDL holders to decrease regulatory barriers to obtaining a CDL per a petition from the Washington trucking association, as well as implementation pursuant to HB 1058 passed during the 2023 legislative session. This will include technical corrections clarifying rules related to training, testing, and reporting requirements for CDL holders, training providers, and employers, which is intended to increase Washington's capacity to train CDL holders, improve agency efficiency and oversight capabilities, and ensure compliance with state statute and federal regulation.

Other Federal and State Agencies that Regulate this Subject and the Process Coordinating the Rule with These Agencies: Workforce training and education coordinating board.

Process for Developing New Rule: Negotiated rule making.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Kelsey Stone, 1125 Washington Street S.E., Olympia, WA 98504, phone 360-902-0131, email rulescoordinator@dol.wa.gov, website dol.wa.gov/about/rulemaking-activity; or Dan Cooke, 1125 Washington Street S.E., Olympia, WA 98504, phone 360-902-3826, email dcooke@dol.wa.gov.

August 2, 2023
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