

WSR 23-12-076
PREPROPOSAL STATEMENT OF INQUIRY
WASHINGTON STATE PATROL
[Filed June 6, 2023, 11:55 a.m.]

Subject of Possible Rule Making: New chapter 446-09 WAC, Firearms background check.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 43.43.580.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: Under the Brady Handgun Violence Prevention Act of 1993 and RCW 43.43.580(5), any person denied the transfer of a firearm based on the results of a firearms background check has the right to appeal that denial. This request for rule-making authority is to allow the Washington state patrol (WSP) firearms background division to develop and promulgate those rules necessary to meet the requirements of the Brady Act, and to operate the centralized firearms background check program established under RCW 43.43.580.

Other Federal and State Agencies that Regulate this Subject and the Process Coordinating the Rule with These Agencies: Washington state attorney general's office, FBI National Instant Criminal Background Check System.

Process for Developing New Rule: WSP welcomes the public to take part in developing the rules. Anyone interested should contact the staff person identified below. At a later date, WSP will file a proposed rule making (CR-102) with the office of the code reviser. A copy of the proposal will be sent to anyone who requests a copy.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Kimberly Mathis, 106 11th Avenue S.W., Olympia, WA, phone 360-596-4017, email wsprules@wsp.wa.gov, website wsp.wa.gov/rules-development/.

June 6, 2023
John R. Batiste
Chief