



# PREPROPOSAL STATEMENT OF INQUIRY

## CR-101 (October 2017) (Implements RCW 34.05.310)

Do **NOT** use for expedited rule making

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STATE OF WASHINGTON  
FILED

DATE: August 02, 2023

TIME: 11:16 AM

WSR 23-16-151

**Agency:** Department of Licensing

**Subject of possible rule making:** WAC 308-100-005 Definitions; WAC 308-100-033 Minimum training requirements; WAC 308-100-035 Employer certification; WAC 308-100-040 Examination requirement for commercial driver's license; WAC 308-100-050 Examination fees; WAC 308-100-100 Intrastate waiver; WAC 308-100-130 Serious traffic violations; WAC 308-100-180 Third-party testing fee; and creation of two new WACs to cover retesting and retraining requirements following the surrender, disqualification, or cancellation of a driver's 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:** DOL 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.

**Identify 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 (check all that apply):**

- Negotiated rule making
- Pilot rule making
- Agency study
- Other (describe)

**Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting:**

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(If necessary)

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Additional comments:

**Date:** August 2, 2023

**Name:** Ellis Starrett

**Title:** Rules and Policy Manager

**Signature:**