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WSR 24-13-017

June 6, 2024

TO:Office of Financial Management<br/>Via email to <a href="mailto:roselyn.marcus@ofm.wa.gov">roselyn.marcus@ofm.wa.gov</a><br/>Office of the Code Reviser

Via email to <u>efilewsr@leg.wa.gov</u> Joint Administrative Rules Review Committee

Via email to <u>jarrc\_co@leg.wa.gov</u>

**FROM:** Ellis Starrett, Rules Coordinator Department of Licensing, MS: 48006

## SUBJECT: Semi-Annual Rule-Making Agenda; July through December 2024

This report details current and anticipated rulemaking activities for the Department of Licensing (DOL). This agenda is sent to you as a requirement of Ch. 34.05.314 Revised Code of Washington (RCW). If you have any questions regarding this report or DOL rulemaking activities, please contact Ellis Starrett at (360) 902-3846 or <u>rulescoordinator@dol.wa.gov</u>.

This agenda is for information purposes, and the noted dates of anticipated rulemaking actions are estimates. Any errors in this agenda do not affect the rules and rulemaking notices filed with the Office of the Code Reviser and published in the Washington State Register. There may be additional DOL rulemaking activities that cannot be forecasted as the department initiates rulemaking to implement new state laws, meet federal requirements, or meet unforeseen circumstances. See the **"Key"** below for explanations of terms and acronyms.

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## Key

**CR** means "Code Reviser" on notice forms created by the Office of the Code Reviser for use by all state agencies.

**CR-101** is a Preproposal Statement of Inquiry filed under RCW 34.05.310.

**CR-102** is a Proposed Rule Making notice filed under RCW 34.05.320 or 34.05.340.

Proposal is Exempt under RCW 34.05.310(4) means a rule that does not require the filing of a CR-101 notice under RCW 34.05.310(4).

**CR-105** is an Expedited Rule Making notice filed under RCW 34.05.353. This is an accelerated rule adoption process with no public hearing required.

**CR-103P** is a Rule Making Order permanently adopting a rule, and filed under RCW 34.05.360 and 34.05.380.

**CR-103E** Emergency rules are temporary rules filed under RCW 34.05.350 and 34.05.380 by using a CR-103E Rule Making Order. Emergency rules may be used to meet certain urgent circumstances. These rules are effective for 120 days after the filing date, and may be extended in certain circumstances.

Blank cells in tables mean the anticipated filing date is not known at the time this rules agenda is filed.

## RCW is the Revised Code of Washington

WSR number is the Washington State Register official filing reference number given by the Office of the Code Reviser when a notice is filed

Proposed Rulemaking				
Rule	Scope	Agency Contact	Deadline	Legislation Effective Date
Implementation of HB 1996 – Recreational Vehicle Manufacturers and Dealers	DOL will conduct rulemaking necessary to complete bill implementation.	Brandon Bannister brandon.bannister@d ol.wa.gov	N/A	June 6, 2024
Implementation of HB 2153 – Catalytic Converter Theft	DOL will conduct rulemaking necessary to complete bill implementation.	Brandon Bannister <u>brandon.bannister@d</u> <u>ol.wa.gov</u>	N/A	April 1, 2025
Abandoned RVs	Setting clearer guidelines around the time frame for the Abandoned RV reimbursement application.	Brandon Bannister brandon.bannister@d ol.wa.gov	N/A	N/A
Disabled American Veterans Free License	Expand on the eligibility guidelines for Disabled American Veterans (DAV) plates and fees that apply to customers.	Brandon Bannister brandon.bannister@d ol.wa.gov	N/A	N/A
Redesigns for Specialty Plates	Provide guidelines and process for sponsoring organizations to follow when seeking to redesign current specialty plates.	Brandon Bannister <u>brandon.bannister@d</u> <u>ol.wa.gov</u>	N/A	N/A

Vehicle Transit Permits	Remove the requirement for a licensing	Brandon Bannister	N/A	N/A
	agent or issuing authority to provide a	brandon.bannister@d		
	signature for a vehicle transit permit.	ol.wa.gov		
Implementation of HB	Establish the Prorate Fuel Tax Discovery	James Manuel	N/A	July 1, 2024
1964 – Enhancing Fuel	Team and implement new fuel tax	james.manuel@dol.w		501y 1, 202 1
Tax Collection	compliance, data protections, and civil	a.gov		
	penalty provisions.			
Commercial Drivers	Modify testing exam fees, allow CDL	Ellis Starrett	N/A	January 1, 2024
Licenses	holders to renew online, and allow	estarrett@dol.wa.gov		
	individuals who have previously			
	surrendered their license to obtain			
	another without having to test again.			
Implementation of SB	Include new language to define	Ellis Starrett	N/A	January 1, 2025
- 5800 – Access to	"responsible adult".	estarrett@dol.wa.gov	,	
Identification				
Ignition Interlock	Clarifying guidelines and practices	Ellis Starrett	N/A	N/A
Driver's License	pertaining to medical exemptions around	estarrett@dol.wa.gov		
	the use of an Ignition Interlock Device			
	(IID).			
Financial Assistance for	Allow customers to apply for financial	Ellis Starrett	N/A	N/A
Ignition Interlock	assistance when there is no ignition	<u>estarrett@dol.wa.gov</u>		
Device Requirements	interlock device (IID) requirement on file.			
Ignition Interlock	Crat new rules related to DOLs ignition	Ellis Starrett	N/A	N/A
Employer Exemption	interlock device (IID) employer exemption	<u>estarrett@dol.wa.gov</u>		
Form	form.			
Formalizing Processes	Formalize the process for handling formal	Ellis Starrett	N/A	N/A
	hearings for drivers who hold CDLs, update	<u>estarrett@dol.wa.gov</u>		
	the definition of "good cause", formalize			
	the process for requesting an interpreter			
	for a hearing, and removing the driving			
	declaration for HTOs.			

Older Drivers	Adopt strategies to address driver safety	Ellis Starrett	N/A	December 1, 2024
	for medically at-risk drivers after a study is	estarrett@dol.wa.gov		
	conducted in collaboration with WTSC,			
	DOH, and stakeholders representing			
	medically at-risk drivers and older drivers.			

Ongoing Rulemaking				
Rule	Scope	Agency Contact	CR-101	CR-102
Vehicle Dealers	DOL is considering further defining	Brandon Bannister	April 17, 2024	
and	each type of business practices	brandon.bannister@dol		
Manufacturers	allowed for vehicle dealers and	.wa.gov		
Definitions	manufacturers to provide industry			
WSR 24-09-083	clarity			
Hearings Unit	DOL is considering rulemaking to	Ellis Starrett	April 17, 2024	
<b>Reviews and</b>	define the business rules, guidelines,	estarrett@dol.wa.gov		
Interviews	and process for conducting			
Process	administrative reviews and			
WSR 24-09-082	interviews.			
Traffic Safety	Update rules to reflect the current	Ellis Starrett	February 22, 2023	May 1, 2024
Education	process for waiving a driver	estarrett@dol.wa.gov		
Waiver	education requirement; in response			
WSR 23-06-024	to a rulemaking petition.			
Young Drivers	Create requirements for driver	Ellis Starrett	April 3, 2024	
WSR 24-08-080	training schools to provide	estarrett@dol.wa.gov		
	information for an interactive map,			
	establish alternative pathways to			
	licensure for driver training school			
	instructors, modify intermediate			

Implementation of SB 5191 – Broker Price Opinions	drivers licensing requirements, and update course requirement rules. DOL is considering rulemaking to provide further clarity for real estate brokers concerning required documentation maintenance.	Kelsey Stone <u>kelsey.stone@dol.wa.go</u> ⊻	February 7, 2024	April 17, 2024
WSR 24-09-085				
06L Fee Increases WSR 24-04-101	DOL is considering fee increases that would go into effect in 2024 for several professions.	Kelsey Stone <u>Kelsey.stone@dol.wa.g</u> <u>ov</u>	February 7, 2024	
Notary Fee Cap Increases WSR 24-09-086	DOL is considering raising the maximum fees a notary may charge from \$10 to \$15, based on a rulemaking petition and additional industry feedback.	Kelsey Stone <u>Kelsey.stone@dol.wa.g</u> <u>ov</u>	February 21, 2024	April 17, 2024
Appraiser Prohibitions WSR 24-06-079	DOL is considering updating language in WAC 308-409-080 Prohibitions to include requirements from RCW 18.310.150 Disciplinary actions- Grounds in response to a rulemaking petition.	Kelsey Stone <u>Kelsey.stone@dol.wa.g</u> <u>ov</u>	March 5, 2024	May 1, 2024