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: September 23, 2026
TIME: 8:10 AM

WSR 26-19-132

Agency: Department of Licensing

Subject of possible rule making: DOL intends to create a new section in Chapter 308-101 WAC to further clarify requirements for law enforcement on what to include in sworn reports. RCW 46.20.308(5)(d) provides that law enforcement will transmit their sworn report to DOL with specified contents, including "any other information that the director may require by rule." RCW 46.20.308(5)(D)(iii).

Statutes authorizing the agency to adopt rules on this subject: RCW 46.01.110, RCW 46.20.308 (5)(d)(iii).

Reasons why rules on this subject may be needed and what they might accomplish: The change is needed to clarify what law enforcement should provide DOL in its sworn reports, to include the DUI packet front page, law enforcement summary of events(narrative), and breath (BAC) or blood (Toxicology Results) test evidence or test refusal.

Identify other federal and state agencies that regulate this subject and the process coordinating the rule with these agencies: DOL is adopting rules in accordance with RCW 46.20.308(5)(d)(iii). DOL will notify partner agencies and organizations and invite their input on these rules. These partners include but are not limited to Washington State Patrol, Washington Association of Sheriffs and Policy Chiefs (WASPC), Washington Council of Policy and Sheriffs (WACOPS), and the Washington State Bar Association. These rules govern what law enforcement must include in sworn reports and DOL anticipates the impact of these rules to be limited to law enforcement entities.

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:

	(If necessary)
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Other:	Other:

Additional comments:

Date: September 23, 2026	**Signature:** 
Name: Kelsey Stone	
Title: Legislative Policy Analyst	