



# PROPOSED RULE MAKING

## CR-102 (June 2012)

(Implements RCW 34.05.320)

Do NOT use for expedited rule making

Agency: Department of Enterprise Services

<input checked="" type="checkbox"/> Preproposal Statement of Inquiry was filed as WSR 17-07-138 _____ ; or	<input checked="" type="checkbox"/> Original Notice
<input type="checkbox"/> Expedited Rule Making--Proposed notice was filed as WSR _____ ; or	<input type="checkbox"/> Supplemental Notice to WSR _____
<input type="checkbox"/> Proposal is exempt under RCW 34.05.310(4) or 34.05.330(1).	<input type="checkbox"/> Continuance of WSR _____

Title of rule and other identifying information: (Describe Subject) Update chapter 200-110 WAC, Local government self-insurance health and welfare program

Hearing location(s): Room 2320, 1500 Jefferson, Olympia, WA

Submit written comments to:  
Online: <https://www.surveymonkey.com/r/LGSIHWR>.  
Comments will be accepted through July 27, 2017, 5:00 p.m. PDT.

Date: July 25, 2017 Time: 2 pm to 4 pm

Assistance for persons with disabilities: Contact

Jack Zeigler by July 18, 2017

Date of intended adoption: July 28, 2017

(Note: This is NOT the effective date)

Phone: (360) 407-9209 or Email: [jack.zeigler@des.wa.gov](mailto:jack.zeigler@des.wa.gov)

Purpose of the proposal and its anticipated effects, including any changes in existing rules: The purpose of this proposal is to update 200-110 WAC Local Government Self-Insurance health and welfare program rules in order to resolve incorrect references and information, align with recent amendments to other self-insurance rules, and align with the transfer of State Risk Management from OFM to DES

The following areas will be addressed by this proposal:

- Fees set by the Health and Welfare Advisory Board (eliminated in 2010)
- Payment made to OFM
- Antiquated language in relation to federal and other healthcare regulations
- Clarify the roles and responsibilities of the State Risk Manager
- Establish clear timeframes and requirements for compliance reporting
- Update standards for solvency to ensure local governments are able to pay healthcare claims for employees.

Reasons supporting proposal: Current rules are no longer current as a result of statutory changes and agency practices. Without these changes the rules may promote misunderstanding and inefficiency in state government. Further, lack of clarity increases the risk of noncompliance.

Statutory authority for adoption: RCW [48.62.061](#) Rule making by state risk manager—Standards

Statute being implemented: RCW [48.62.061](#) Rule making by state risk manager—Standards

Is rule necessary because of a:

Federal Law?	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No
Federal Court Decision?	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No
State Court Decision?	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No
If yes, CITATION:	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No

### CODE REVISER USE ONLY

OFFICE OF THE CODE REVISER  
STATE OF WASHINGTON  
FILED

DATE: **June 20, 2017**

TIME: **2:52 PM**

WSR **17-13-115**

DATE  
June 20, 2017

NAME (type or print)  
Jack Zeigler

SIGNATURE

TITLE  
Rules and Policy Manager

**Agency comments or recommendations, if any, as to statutory language, implementation, enforcement, and fiscal matters:**

The department has no comments or recommendations

**Name of proponent:** (person or organization) Department of Enterprise Services

- Private
- Public
- Governmental

**Name of agency personnel responsible for:**

Name	Office Location	Phone
Drafting..... Jack Zeigler	1500 Jefferson, Olympia, WA	(360) 407-9209
Implementation....Shannon Stuber	1500 Jefferson, Olympia, WA	(360) 407-8153
Enforcement.....Jason Siems	1500 Jefferson, Olympia, WA	(360) 407-8729

**Has a small business economic impact statement been prepared under chapter 19.85 RCW or has a school district fiscal impact statement been prepared under section 1, chapter 210, Laws of 2012?**

Yes. Attach copy of small business economic impact statement or school district fiscal impact statement.

A copy of the statement may be obtained by contacting:

Name:  
Address:

phone ( ) \_\_\_\_\_  
fax ( ) \_\_\_\_\_  
e-mail \_\_\_\_\_

No. Explain why no statement was prepared.

A small business economic impact statement is not required. These rules only impact local governments and have no impact to small business.

**Is a cost-benefit analysis required under RCW 34.05.328?**

Yes A preliminary cost-benefit analysis may be obtained by contacting:

Name:  
Address:

phone ( ) \_\_\_\_\_  
fax ( ) \_\_\_\_\_  
e-mail \_\_\_\_\_

No: Please explain: The Department of Enterprise Services (DES) is not an agency listed in RCW 34.05.328(5)(a)(i). Further, DES does not voluntarily make section 201 applicable to this rule adoption nor to date, has the Joint Administrative Rules Review Committee made section 201 applicable to this rule adoption