**RULE-MAKING ORDER**  
**PERMANENT RULE ONLY**  
CR-103P (December 2017)  
(Implements RCW 34.05.360)

**Agency:** Department of Commerce

**Effective date of rule:**
- Permanent Rules
  - ☒ 31 days after filing.
  - ☐ Other (specify) ______ (If less than 31 days after filing, a specific finding under RCW 34.05.380(3) is required and should be stated below)

**Any other findings required by other provisions of law as precondition to adoption or effectiveness of rule?**
- ☐ Yes  ☒ No  ☐ If Yes, explain:

**Purpose:** The department is amending chapter 365-220 WAC, developmental disabilities endowment trust fund, as follows: correcting RCW citations; correcting the name of the department; updating definitions; clarifying disbursement authorities and types; clarifying disposition plan authorities and processes; clarifying dispute process; clarifying eligibility; correcting agency name of developmental disabilities administration; clarifying notification responsibilities when a beneficiary moves out of state; clarifying when a beneficiary no longer meets the eligibility definitions; clarifying the fees; clarifying transfer practices; and clarifying match practices. These changes to chapter 365-220 WAC will update policy, improve clarity, and remove outdated information.

**Citation of rules affected by this order:**
- **New:** 365-220-048
- **Repealed:** 365-220-085, 365-220-125, 365-220-130
- **Suspended:**

**Statutory authority for adoption:** 43.330.430 though 43.330.437

**Other authority:**

**PERMANENT RULE (Including Expedited Rule Making)**
Adopted under notice filed as WSR 18-21-129 on October 18, 2018 (date).
Describe any changes other than editing from proposed to adopted version: 365-220-040 inadvertent deletion at the end of the clause. Instead of the whole sentence getting deleted, only a few words will be deleted. It will read as follows "When an individual trust account is closed by reason of the death of the beneficiary, the unexpended state matching money and any earnings attributable to the unexpended state matching money revert to the developmental disabilities endowment trust fund".

If a preliminary cost-benefit analysis was prepared under RCW 34.05.328, a final cost-benefit analysis is available by contacting:

- **Name:**
- **Address:**
- **Phone:**
- **Fax:**
- **TTY:**
- **Email:**
- **Web site:**
- **Other:**
Note: If any category is left blank, it will be calculated as zero.
No descriptive text.

Count by whole WAC sections only, from the WAC number through the history note.
A section may be counted in more than one category.

The number of sections adopted in order to comply with:

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<tr>
<th></th>
<th>New</th>
<th>Amended</th>
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<tbody>
<tr>
<td>Federal statute:</td>
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<td>Federal rules or standards:</td>
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<td>Recently enacted state statutes:</td>
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The number of sections adopted at the request of a nongovernmental entity:

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The number of sections adopted on the agency's own initiative:

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The number of sections adopted in order to clarify, streamline, or reform agency procedures:

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<tr>
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The number of sections adopted using:

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<tr>
<th></th>
<th>New</th>
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<tbody>
<tr>
<td>Negotiated rule making:</td>
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<tr>
<td>Pilot rule making:</td>
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<td>Other alternative rule making:</td>
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Date Adopted: 3.13.19

Name: Connie Robins

Title: Acting Director, Department of Commerce

Signature:

Connie Robins