



RULE-MAKING ORDER PERMANENT RULE ONLY

CR-103P (December 2017) (Implements RCW 34.05.360)

CODE REVISER USE ONLY

OFFICE OF THE CODE REVISER
STATE OF WASHINGTON
FILED

DATE: March 13, 2019

TIME: 3:43 PM

WSR 19-07-034

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 These changes to chapter 365-220 WAC will update policy, improve clarity, and remove outdated information.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- Repealed: 365-220-085, 365-220-125, 365-220-130
- Amended: 365-220-005, 365-220-010, 365-220-015, 365-220-020, 365-220-025, 365-220-040, 365-220-045, 365-220-055, 365-220-060, 365-220-065, 365-220-070, 365-220-075, 365-220-080, 365-220-095, 365-220-100, 365-220-115, 365-220-140, 365-220-150, 365-220-175, 365-220-180, 365-220-185, 365-220-190
- 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:

Federal statute:	New	___	Amended	___	Repealed	___
Federal rules or standards:	New	___	Amended	___	Repealed	___
Recently enacted state statutes:	New	___	Amended	___	Repealed	___

The number of sections adopted at the request of a nongovernmental entity:

New	___	Amended	___	Repealed	___
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The number of sections adopted on the agency's own initiative:


New	<u>1</u>	Amended	<u>22</u>	Repealed	<u>3</u>
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The number of sections adopted in order to clarify, streamline, or reform agency procedures:

New	___	Amended	___	Repealed	___
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The number of sections adopted using:

Negotiated rule making:	New	___	Amended	___	Repealed	___
Pilot rule making:	New	___	Amended	___	Repealed	___
Other alternative rule making:	New	___	Amended	___	Repealed	___

Date Adopted: 3.13.19	Signature: 
Name: Connie Robins	
Title: Acting Director, Department of Commerce	