



PROPOSED RULE MAKING

CR-102 (June 2012)

(Implements RCW 34.05.320)

Do NOT use for expedited rule making

Agency: Department of Early Learning

<input checked="" type="checkbox"/> Preproposal Statement of Inquiry was filed as WSR 13-07-051 _____ ; 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) WAC 170-290-0220 Special needs rates – Qualification and required documentation, WAC 170-290-0225 Special needs rates – Licensed or certified child care centers and seasonal day camps, WAC 170-290-0230 Special needs rates – Licensed or certified family home child care providers, and WAC 170-290-0235 Special needs rates – In-home/relative providers.

Hearing location(s):
Department of Early Learning Olympia Office
1110 Jefferson St SE
Olympia, WA 98501

Date: 1/3/14 Time: 12 pm

Submit written comments to:
Name: Rules Coordinator, Department of Early Learning
Address: PO Box 40970
Olympia, WA 98504-0970
e-mail rules@del.wa.gov
fax (360)586-0533 by (date) _____

Assistance for persons with disabilities: Contact
DEL Rules Coordinator by
12/27/13
TTY () _____ or (360) 407-1962

Date of intended adoption: Not earlier than 1/3/14
(Note: This is NOT the effective date)

Purpose of the proposal and its anticipated effects, including any changes in existing rules: To remove language in Chapter 170-290 WAC referring to and associated with special needs level 3, such that rates in excess of special needs level 2 rates require an exception to rule request. To clarify that special needs rate request forms must be completed separately by the consumer and provider. To specify the timeframe in which the Department of Early Learning is required to notify the provider of a decision on a level 2 special needs additional rate request. To update outdated terminology.

Reasons supporting proposal: Streamlining Chapter 170-290 WAC is necessary to prevent potential confusion regarding special needs rates in excess of special needs level 2 rates. Clarification on how special needs rate request forms are to be completed is needed in order to accurately determine a child's level of need and make special needs rate determinations. Updating outdated terminology is necessary to ensure consistency and compatibility across sections and chapters within Title 170.

Statutory authority for adoption: RCW 43.215.060, RCW 43.215.070; chapter 43.215 RCW

Statute being implemented: Chapter 43.215 RCW

Is rule necessary because of a:

Federal Law?	<input type="checkbox"/> Yes	<input type="checkbox"/> No
Federal Court Decision?	<input type="checkbox"/> Yes	<input type="checkbox"/> No
State Court Decision?	<input type="checkbox"/> Yes	<input type="checkbox"/> No

If yes, CITATION:

DATE
November 20, 2013

NAME (type or print)
Elizabeth M. Hyde

SIGNATURE
Elizabeth M. Hyde

TITLE
DEL Director

CODE REVISER USE ONLY

OFFICE OF THE CODE REVISER
STATE OF WASHINGTON
FILED

DATE: November 20, 2013

TIME: 9:07 AM

WSR 13-23-093

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

Name of proponent: (person or organization) Department of Early Learning

- Private
- Public
- Governmental

Name of agency personnel responsible for:

Name	Office Location	Phone
Drafting..... Lynne Shanafelt, Licensing Admin	DEL State Office, PO Box 40970, Olympia, WA 98504	(360) 407-1953
Implementation.... DEL Licensing Offices	Statewide	()
Enforcement..... DEL Licensing Offices	Statewide	()

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.

The proposed rules are not expected to impose new costs on businesses that are required to comply. If the rules result in costs, those costs are not expected to be "more than minor" as defined in chapter 19.85 RCW.

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: DEL is not among the agencies listed as required to comply with RCW 34.05.328