



PROPOSED RULE MAKING

CR-102 (June 2012)

(Implements RCW 34.05.320)

Do NOT use for expedited rule making

Agency: Board for Volunteer Firefighters and Reserve Officers

- | | |
|--|---|
| <input checked="" type="checkbox"/> Preproposal Statement of Inquiry was filed as WSR 10-21-075 ; 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)

Chapter 491-04 WAC
Filing Appeals

Hearing location(s):

Thurston Co. FPD #8 at 3506 Shincke Rd. N.E., Olympia, WA 98506.

Date: October 10, 2013 Time: 6:00 p.m.

Submit written comments to:

Name: Brigette K. Smith
Address: PO Box 114, Olympia, WA 98507 or in person at 605 11th Ave SE, STE # 112, Olympia, WA 98501

e-mail bridgettes@bvff.wa.gov
fax (360)586-1987 by (date) September 27, 2013

Assistance for persons with disabilities: Contact
Brigette K. Smith by September 27, 2013

TTY (360) 753-7318 or (877) 753-7318

Date of intended adoption: October 10, 2013

(Note: This is NOT the effective date)

Purpose of the proposal and its anticipated effects, including any changes in existing rules: This rule is necessary to lay out a procedure for filing an appeal of a local board or staff decision denying benefits to a participant. The Board for Volunteer Firefighters and Reserve Officers (BVFF) currently has no rules for filing an appeal.

Reasons supporting proposal: Most other agencies have a WAC or WAC's outlining the procedure for filing an appeal of a decision. Because the BVFF does not have one, it is confusing for staff, constituents, and stakeholders to know what to do when an appeal is requested. This results in inconsistencies between appeals and increases the cost of hearing because of the time involved in explaining a process that is not documented anywhere.

Statutory authority for adoption: RCW 41.24.290(2)

Statute being implemented: 491-04

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:

CODE REVISER USE ONLY

OFFICE OF THE CODE REVISER
STATE OF WASHINGTON
FILED

DATE: August 08, 2013

TIME: 3:37 PM

WSR 13-17-016

DATE
August 8, 2013

NAME (type or print)
Brigette K. Smith

SIGNATURE

TITLE
Executive Secretary

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

Name of proponent: (person or organization) Board for Volunteer Firefighters and Reserve Officers

- Private
- Public
- Governmental

Name of agency personnel responsible for:

Name	Office Location	Phone
Drafting..... Brigette K. Smith	605 11 th Ave, Suite #112, Olympia, WA 98501	(360) 753-7318
Implementation....Brigette K. Smith	605 11 th Ave, Suite #112, Olympia, WA 98501	(360) 753-7318
Enforcement..... State Board for Volunteer Firefighters and Reserve Officers	605 11 th Ave, Suite #112, Olympia, WA 98501	(360) 753-7318

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.

This rule will not affect small businesses.

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 Board's proposed WAC is not a significant rule of the specified governmental departments nor is it a rule that adopts, by incorporation or reference, federal or state statutes or rules from other state agencies. It is a rule that relates to only internal governmental operations that are not subject to violation by a nongovernmental party, thus negating the requirement.