



PROPOSED RULE MAKING

CR-102 (June 2004)

(Implements RCW 34.05.320)

Do NOT use for expedited rule making

Agency: Department of Financial Institutions, Division of Consumer Services

- | | |
|---|---|
| <input checked="" type="checkbox"/> Preproposal Statement of Inquiry was filed as WSR <u>09-10-066</u> ; 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). | <input type="checkbox"/> Continuance of WSR _____ |

Title of rule and other identifying information: (Describe Subject)
Amending the rules (chapter 208-630 WAC) under the Check Cashers and Sellers Act (chapter 31.45 RCW).

Hearing location(s): John A. Cherberg Senate Building
Senate Hearing Room 1
Capitol Campus, Capitol Way
Olympia, Washington 98504

Date: November 5, 2009 **Time:** 10 am – 12 noon

Date of intended adoption: November 24, 2009
(Note: This is NOT the effective date)

Submit written comments to:
Name: Elizabeth Hampton
Address: P.O. Box 41200
Olympia, WA 98504-120
e-mail elizabeth.hampton@dfi.wa.gov
fax (360)586-5068 by (date) November 13, 2009

Assistance for persons with disabilities: Contact
Elizabeth Hampton by October 30, 2009
TTY (360) 664-8126 or (360) 902-8786

Purpose of the proposal and its anticipated effects, including any changes in existing rules: To implement chapters 13 and 510, Laws of 2009, and to amend the rules generally for clarity and consistency. The Laws of 2009 are significant amendments and rule amendments are necessary to provide specificity and guidance to the laws' requirements.

Reasons supporting proposal: The changes to the law are significant and specific information is necessary to guide the industry in complying with the laws.

Statutory authority for adoption: chapter 43.320 RCW,
chapter 510, Laws of 2009

Statute being implemented: chapter 31.45 RCW

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

DATE
September 22, 2009

NAME (type or print)
Deborah Bortner

SIGNATURE *Deborah Bortner*

TITLE Director, Division of Consumer Services

Agency comments or recommendations, if any, as to statutory language, implementation, enforcement, and fiscal matters: None.

Name of proponent: (person or organization) Department of Financial Institutions

- Private
- Public
- Governmental

Name of agency personnel responsible for:

Name	Office Location	Phone
Drafting..... Cindy Fazio	150 Israel Road, Olympia, Washington	(360) 902-8800
Implementation....Deborah Bortner	150 Israel Road, Olympia, Washington	(360) 902-8800
Enforcement.....Deborah Bortner	150 Israel Road, Olympia, Washington	(360) 902-8800

Has a small business economic impact statement been prepared under chapter 19.85 RCW?

Yes. Attach copy of small business economic impact statement.

A copy of the statement may be obtained by contacting:

Name: Elizabeth Hampton
Address: P.O. Box 41200, Olympia, WA 98504-120

phone (360) 902-8793
fax (360) 586-5068
e-mail elizabeth.hampton@dfi.wa.gov

No. Explain why no statement was prepared.

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: Not applicable to the proposed rules.