



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 Credit Unions)

Preproposal Statement of Inquiry was filed as WSR 08-08-119 ; or
 Expedited Rule Making--Proposed notice was filed as WSR _____; or
 Proposal is exempt under RCW 34.05.310(4).

Original Notice
 Supplemental Notice to WSR _____
 Continuance of WSR _____

Title of rule and other identifying information: (Describe Subject) "Fees charged to credit unions and other persons" WAC 208-418, regarding fees and assessments of credit unions.

Hearing location(s): John A. Cherberg Bldg, State Capitol campus, Olympia, WA 98501

Date: August 27, 2008 Time: 10 AM to 12 noon.

Date of intended adoption: November 26, 2008
(Note: This is **NOT** the **effective** date)

Submit written comments to:

Name: Joanne Conrad, Regulatory Analyst
Address: Dept of Financial Institutions PO Box 41200.
Olympia WA 98504-1200

e-mail jconrad@dfi.wa.gov
fax (360)704-6490 by (date) August 27, 2008

Assistance for persons with disabilities: Contact
Rhonda Mires by e-mail: rmires@dfi.wa.gov
or (360) 902-8718

Purpose of the proposal and its anticipated effects, including any changes in existing rules: The proposed rule increases credit union assessments and fee rates, in accordance with the "fiscal growth factor" under RCW 43.135, and makes related technical changes.

Reasons supporting proposal: The regulation for safety and soundness of state-chartered credit unions is supported by industry fees and assessments, not the general fund. The last fee increase was in 2002. This proposed increase is necessary to support the statutory mandate of the Division of Credit Unions.

Statutory authority for adoption: RCW 43.135; RCW 43.320.040, Chapter 285, Laws of 2008

Statute being implemented: RCW 31.12.516 (6); Chapter 285, Laws of 2008

Is rule necessary because of a:

Federal Law? Yes No
 Federal Court Decision? Yes No
 State Court Decision? Yes No
 If yes, CITATION: Yes No

DATE July 2, 2008

NAME (type or print) LINDA K. JEKEL

SIGNATURE

TITLE Director, Division of Credit Unions

CODE REVISER USE ONLY

OFFICE OF THE CODE REVISER
STATE OF WASHINGTON
FILED

DATE: July 11, 2008
TIME: 11:29 AM

WSR 08-15-044

Agency comments or recommendations, if any, as to statutory language, implementation, enforcement, and fiscal matters: This fee increase is needed in order to provide for an increase in assessment and fee rates, in accordance with the "fiscal growth" factor under RCW 43.135. See proposed amendments to WAC 208-418 for text of fee increase and related changes.

Name of proponent: (person or organization) Division of Credit Unions, Dept of Financial Institutions

Private
 Public
 Governmental

Name of agency personnel responsible for:

Name	Office Location	Phone
Drafting..... Joanne Conrad	DFI, 150 Israel Rd SW, Tumwater, WA 98501	360 902-8813
Implementation....Linda K. Jekel	DFI, 150 Israel Rd SW, Tumwater, WA 98501	360-902-8778
Enforcement..... Linda K. Jekel	DFI, 150 Israel Rd SW, Tumwater, WA 98501	360-902-8778

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:

Address:

phone () _____

fax () _____

e-mail _____

No. Explain why no statement was prepared.

1. Credit union fees are already asset-based on size of credit union
2. Small credit unions may also be granted waivers to prevent hardship

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: This rule is to provide for a routine fee increase, to an existing fee structure, in order to enable the Division of Credit Unions to maintain its statutory mission. The Dept of Financial Institutions is not one of the agencies specified in RCW 34.05.328 (5)(i), and the rule is a "rule that sets or adjusts fees or rates pursuant to legislative standards." RCW 34.05.328(5)(b)(vi).

