



PROPOSED RULE MAKING

CR-102 (June 2012)

(Implements RCW 34.05.320)

Do NOT use for expedited rule making

Agency: Washington State Patrol

- | | |
|--|---|
| <input checked="" type="checkbox"/> Preproposal Statement of Inquiry was filed as WSR 16-12-056 ; 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) Report Contents (PCN Requirement for Dispositions)

Hearing location(s): Washington State Patrol
General Administration Building Room G-3
210 11th Avenue SW
Olympia WA 98504-2600

Date: September 27, 2016 Time: 8:30 AM

Date of intended adoption: September 28, 2016
(Note: This is NOT the effective date)

Submit written comments to:

Name: Deborah Collinsworth, Criminal Records Division
Address: 3000 Pacific Avenue SE, Suite 204
Olympia WA 98504-2633
e-mail Deborah.collinsworth@wsp.wa.gov
fax (360) 534-2070 by (date) September 26, 2016

Assistance for persons with disabilities: Contact
Melissa Van Gorkom by September 26, 2016
(360) 596-4017

Purpose of the proposal and its anticipated effects, including any changes in existing rules: The proposed changes will provide clean up to WAC 446-16-070 to require a PCN to be entered when fingerprints are taken.

Reasons supporting proposal: In response to an audit recommendation for the Washington State Patrol (WSP) to seek changes to the statute/rule to require that a Process Control Number (PCN) be entered for every disposition.

Statutory authority for adoption: RCW 43.43.745 and RCW 10.97.090

Statute being implemented:

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 15, 2016**

TIME: **4:20 PM**

WSR 16-17-063

DATE
8-4-16

NAME (type or print)
John R. Batiste

SIGNATURE

TITLE
Chief

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

Name of proponent: (person or organization) State Auditor's Office

- Private
- Public
- Governmental

Name of agency personnel responsible for:

Name	Office Location	Phone
Drafting..... Deborah Collinsworth	3000 Pacific Avenue SE, Suite 204 Olympia WA	(360) 534-2102
Implementation....Criminal Records Division	3000 Pacific Avenue SE, Suite 204 Olympia WA	(360) 534-2102
Enforcement..... Criminal Records Division	3000 Pacific Avenue SE, Suite 204 Olympia WA	(360) 534-2102

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 changes do not impact 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: This proposal is not a significant rules change.

AMENDATORY SECTION (Amending WSR 10-01-109, filed 12/17/09, effective 1/17/10)

WAC 446-16-070 Report contents—General. The report of disposition must be made on forms provided by the section or shall be transferred electronically on forms approved by the section. The disposition report must include all arrest details as they appeared on the fingerprint card or arrest record previously forwarded to the section. The state identification number and process control number (PCN) (~~should~~) must be indicated on the disposition report if (~~known~~) fingerprints were taken.