



PREPROPOSAL STATEMENT OF INQUIRY

CR-101 (October 2017) (Implements RCW 34.05.310)

Do NOT use for expedited rule making

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FILED

DATE: August 14, 2023

TIME: 3:26 PM

WSR 23-17-070

Agency: Department of Health

Subject of possible rule making: Creating licenses for organ transplant services and vehicles. The Department of Health (department) is considering rulemaking in response to new legislative requirements under Substitute House Bill (SHB) 1271 (chapter 290, Laws of 2023) regarding organ transport vehicles. New sections of WAC 246-976 may be added as required.

Statutes authorizing the agency to adopt rules on this subject: RCW 43.70.040, 18.73.081, SHB 1271 (chapter 290, Laws of 2023)

Reasons why rules on this subject may be needed and what they might accomplish: As directed by SHB 1271 – Organ Transport Vehicles, the department must establish minimum standards for organ transport vehicles and equipment. Additionally, the legislation requires the department to issue a license to organ transport services. The department is considering rules to establish minimum standards for the issuance of a license for organ transport services.

By establishing rule, the department will satisfy the requirements of SHB 1271 – Organ Transport Vehicles. The department will be able to enforce minimum standards through the effect of rule.

It is anticipated that the rulemaking will ensure regulations and standards are clear, concise, and reflect current standards and best practices for organ transport vehicles and services for the benefit and safety of the public.

Identify other federal and state agencies that regulate this subject and the process coordinating the rule with these agencies: Washington State Department of Licensing (DOL). The department is required to issue organ transport vehicle licenses and organ transport service licenses in consultation with the DOL. The department will collaborate with the DOL in rulemaking and establish standards and processes in agreement with DOL.

Process for developing new rule (check all that apply):

- Negotiated rule making
- Pilot rule making
- Agency study
- Other (describe) Collaborative rulemaking

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting:

	(If necessary)
Name: Jason Norris	Name: Jill Hayes
Address: P.O. Box 47853, Olympia, 98504	Address P.O. Box 47853, Olympia, WA 98504
Phone: 360-236-2851	Phone: 360-236-2838
Fax: 360-236-2830	Fax: 360-236-2830
TTY: 360-833-6388 or 711	TTY: 360-833-6388 or 711
Email: Jason.Norris@doh.wa.gov	Email: jill.hayes@doh.wa.gov
Web site: https://doh.wa.gov	Web site: https://doh.wa.gov

Other:

Other:

Additional comments:

Date: 8/14/2023

Signature:

Name: Kristin Peterson, JD for Umair A. Shah, MD, MPH

A handwritten signature in cursive script that reads "Kristin Peterson".

Title: Chief of Policy for Secretary of Health