



EXPEDITED RULE MAKING

CR-105 (June 2004)
(Implements RCW 34.05.353)
EXPEDITED RULE MAKING ONLY

Agency: Department of Health- Medical Quality Assurance Commission

Title of rule and other identifying information: (Describe Subject)

WAC 246-919-615 (physicians) and WAC 246-918-010 (physician assistants). Repeal delegation of authority to initiate investigations.

NOTICE

THIS RULE IS BEING PROPOSED UNDER AN EXPEDITED RULE-MAKING PROCESS THAT WILL ELIMINATE THE NEED FOR THE AGENCY TO HOLD PUBLIC HEARINGS, PREPARE A SMALL BUSINESS ECONOMIC IMPACT STATEMENT, OR PROVIDE RESPONSES TO THE CRITERIA FOR A SIGNIFICANT LEGISLATIVE RULE. IF YOU OBJECT TO THIS USE OF THE EXPEDITED RULE-MAKING PROCESS, YOU MUST EXPRESS YOUR OBJECTIONS IN WRITING AND THEY MUST BE SENT TO

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Agency: Department of Health, Medical Quality Assurance Commission

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AND RECEIVED BY (Date) 08/02/2010

Purpose of the proposal and its anticipated effects, including any changes in existing rules:

The Medical Quality Assurance Commission (commission) intends to repeal WAC 246-919-615 (physicians) and WAC 246-918-010 (physician assistants) as these rules are not necessary because the commission has statutory authority to delegate to a panel.

Reasons supporting proposal:

RCW 18.130.050(18) authorizes the disciplining authority to establish panels with three or more members to perform any duty or authority within its jurisdiction. The commission delegates authority to initiate investigations to a panel based upon this statute. For this reason, these rules are not required. The Commission believes the expedited rulemaking process is appropriate because the rules only pertain to internal governmental actions.

Statutory authority for adoption: RCW 18.130.050(1), RCW 18.71.017

Statute being implemented: RCW 18.130.080(2), RCW 18.130.050(11)(18)

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: May 21, 2010

TIME: 2:21 PM

WSR 10-12-019

DATE 04/05/2010

NAME (TYPE OR PRINT)

Maryella Jansen

SIGNATURE

TITLE

Executive Director

Name of proponent: (person or organization)
Commission

Department of Health - Medical Quality Assurance

- Private
- Public
- Governmental

Name of agency personnel responsible for:

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

None

REPEALER

The following section of the Washington Administrative Code is repealed:

WAC 246-918-010

Delegation of authority to initiate investigations.

REPEALER

The following section of the Washington Administrative Code is repealed:

WAC 246-919-615

Delegation of authority to initiate investigations.