



PREPROPOSAL STATEMENT OF INQUIRY

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

Do NOT use for expedited rule making

CODE REVISER USE ONLY

OFFICE OF THE CODE REVISER
STATE OF WASHINGTON
FILED

DATE: June 06, 2023

TIME: 11:55 AM

WSR 23-12-076

Agency: Washington State Patrol

Subject of possible rule making: NEW - WAC 446-09 Firearms Background Check

Statutes authorizing the agency to adopt rules on this subject: RCW 43.43.580

Reasons why rules on this subject may be needed and what they might accomplish: Under the Brady Handgun Violence Prevention Act of 1993, and RCW 43.43.580(5), any person denied the transfer of a firearm based on the results of a firearms background check has the right to appeal that denial. This request for rulemaking authority is to allow the WSP Firearms Background Division to develop and promulgate those rules necessary to meet the requirements of the Brady Act, and to operate the centralized firearms background check program established under RCW 43.43.580.

Identify other federal and state agencies that regulate this subject and the process coordinating the rule with these agencies: Washington State Attorney General Office, FBI National Instant Criminal Background Check System,

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

- Negotiated rule making
- Pilot rule making
- Agency study

Other (describe) WSP welcomes the public to take part in developing the rules. Anyone interested should

contact the staff person identified below. At a later date, the WSP will file a Proposed Rule Making (CR-102) with the Office of the Code Reviser with a notice proposed rulemaking. A copy of the proposal will be sent to anyone who requests a copy.

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

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 Other:

(If necessary)

Name:
 Address:
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Additional comments:

Date: June 6, 2023

Name: John R. Batiste

Title: Chief

Signature: