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

Title 389-12 WAC (Practice and Procedure – Public Depositaries)

These rules govern the operation of the Public Deposit Protection Commission (PDPC). The rules set forth reporting requirements and operational procedures followed by financial institutions to become a public depositary and maintain qualification to hold public funds while allowing the PDPC to preserve the viability and success of the program.

Hearing location(s):
Office of the State Treasurer
General Administration Building, Room 125
210 11th Avenue SW
Olympia, Washington 98504

Date: July 22, 2009 Time: 1:00 pm

Submit written comments to:
Name: Shad Pruitt
Address: PO Box 40202
Olympia, Washington 98504-0202
e-mail shad.pruitt@tre.wa.gov
fax (360) 586-6890 by July 17, 2009

Date of intended adoption: July 22, 2009
(Note: This is NOT the effective date)

Assistance for persons with disabilities: Contact
Shad Pruitt by July 17, 2009
TTY Dial 7-1-1 for Telecommunications Relay Services

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

To amend and update the existing procedures followed by financial institutions that hold public funds in accordance with the Public Deposit Protection Act, as amended by Chapter 9, Laws of 2009.

Reasons supporting proposal:
To make rules consistent with recent legislative changes to the Public Deposit Protection Act and respond to industry developments.

Statutory authority for adoption: RCW 39.58.040
Statute being implemented: Chapter 39.58 RCW

(COMPLETE REVERSE SIDE)
Agency comments or recommendations, if any, as to statutory language, implementation, enforcement, and fiscal matters:

<table>
<thead>
<tr>
<th>Name of proponent: (person or organization)</th>
<th>Washington State Treasurer</th>
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| Name of agency personnel responsible for: |  
|-------------------------------|-------------------------------|-------------------------------|-------------------------------|
| Name                          | Office Location               | Phone                        |
|--------------------------------|-------------------------------|-------------------------------|-------------------------------|
| Drafting......................| Shad Pruitt                    | 210 11th Avenue SW, Room 125, Olympia, WA 98504 | (360) 902-8904 |
| Implementation................| Nancy Adams                   | 210 11th Avenue SW, Room 125, Olympia, WA 98504 | (360) 902-9077 |
| Enforcement...................| Nancy Adams                   | 210 11th Avenue SW, Room 125, Olympia, WA 98504 | (360) 902-9077 |

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.

No small business economic impact statement has been prepared under Chapter 19.85 RCW. The proposed rule does not regulate or have an economic impact on any small business. The rule only impacts financial institutions participating as public depositaries in Washington state.

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:

The Office of the State Treasurer (OST) is not an agency listed in RCW 34.05.328 (5)(a)(i). Further, OST does not voluntarily make the section applicable to the adoption of this rule, and, to date, JARRC has not made the section applicable to the adoption of these rules.