



# RULE-MAKING ORDER PERMANENT RULE ONLY

## CR-103P (December 2017) (Implements RCW 34.05.360)

CODE REVISER USE ONLY

OFFICE OF THE CODE REVISER  
STATE OF WASHINGTON  
FILED

DATE: March 13, 2023

TIME: 4:18 PM

WSR 23-07-073

Agency: Department of Licensing

**Effective date of rule:**

**Permanent Rules**

- 31 days after filing.
- Other (specify) \_\_\_\_\_ (If less than 31 days after filing, a specific finding under RCW 34.05.380(3) is required and should be stated below)

**Any other findings required by other provisions of law as precondition to adoption or effectiveness of rule?**

- Yes  No If Yes, explain:

**Purpose:** Purpose: **Update procedures, guidelines, and language of the financial responsibility judgment hearings to align with the intent of 46.29 RCW.** The purpose of these WAC amendments is to update and clarify the process of Financial Responsibility hearings, specifically to bring the rules into compliance with the governing authority set forth in the RCWs, clarify portions of the WAC that are harder to read, and bring the WACs more in line with inclusive language.

**Citation of rules affected by this order:**

New: None  
Repealed: None

Amended: WAC 308-102-004 (Presiding officer); WAC 308-102-006 (Correspondence address); WAC 308-102-008 (Property damage threshold); WAC 308-102-010 (Order fixing amount of security); WAC 308-102-011 (Amount of security—How determined); WAC 308-102-020 (Notice of intent to suspend); WAC 308-102-085 (Agreements for payment of damages—Effect on administrative proceedings); WAC 308-102-100 (Request for informal settlement—Effect, timeliness); WAC 308-102-140 (Informal settlement—Interview); WAC 308-102-190 (Informal settlement — Interview — Decision); WAC 308-102-200 (Request for adjudicative proceeding — Formal hearing); WAC 308-102-250 (Issues to be determined—Formal hearing); WAC 308-102-255 (Determination of possibility of judgment); WAC 308-102-260 (Presiding officer—Duties); WAC 308-102-265 (Formal hearing—Failure to appear); and, WAC 308-102-290 (Formal hearings—Findings, conclusions and decisions).

Suspended: None

**Statutory authority for adoption:** RCW 46.01.110 Rule-making authority; RCW 46.01.040(10) Powers, duties, and functions relating to motor vehicle laws vested in department. (10) The administration of the laws relating to reciprocal or proportional registration of motor vehicles as provided in chapter 46.85 RCW

**Other authority:**

**PERMANENT RULE (Including Expedited Rule Making)**

Adopted under notice filed as WSR 23-01-143 on 12/21/2022 (date).  
Describe any changes other than editing from proposed to adopted version: None

If a preliminary cost-benefit analysis was prepared under RCW 34.05.328, a final cost-benefit analysis is available by contacting:

Name:  
Address:  
Phone:  
Fax:  
TTY:

Email:  
Web site:  
Other:

**Note: If any category is left blank, it will be calculated as zero.  
No descriptive text.**

**Count by whole WAC sections only, from the WAC number through the history note.  
A section may be counted in more than one category.**

**The number of sections adopted in order to comply with:**

Federal statute:	New	<u>0</u>	Amended	<u>0</u>	Repealed	<u>0</u>
Federal rules or standards:	New	<u>0</u>	Amended	<u>0</u>	Repealed	<u>0</u>
Recently enacted state statutes:	New	<u>0</u>	Amended	<u>0</u>	Repealed	<u>0</u>

**The number of sections adopted at the request of a nongovernmental entity:**

New	<u>0</u>	Amended	<u>0</u>	Repealed	<u>0</u>
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**The number of sections adopted on the agency's own initiative:**

New	<u>0</u>	Amended	<u>0</u>	Repealed	<u>0</u>
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**The number of sections adopted in order to clarify, streamline, or reform agency procedures:**

New	___	Amended	<u>16</u>	Repealed	___
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**The number of sections adopted using:**

Negotiated rule making:	New	<u>0</u>	Amended	___	Repealed	<u>0</u>
Pilot rule making:	New	<u>0</u>	Amended	___	Repealed	<u>0</u>
Other alternative rule making:	New	<u>0</u>	Amended	___	Repealed	<u>0</u>

**Date Adopted:** March 13, 2023

**Name:** Ellis Starrett

**Title:** Rules and Policy Manager

**Signature:**

