



PROPOSED RULE MAKING

CR-102 (June 2024)
(Implements RCW 34.05.320)
Do **NOT** use for expedited rule making

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STATE OF WASHINGTON
FILED

DATE: September 04, 2024

TIME: 10:46 AM

WSR 24-18-122

Agency: Department of Licensing

- Original Notice
- Supplemental Notice to WSR
- Continuance of WSR 24-15-149

- Preproposal Statement of Inquiry was filed as WSR 24-13-120 ; or
- Expedited Rule Making--Proposed notice was filed as WSR _____; or
- Proposal is exempt under RCW 34.05.310(4) or 34.05.330(1); or
- Proposal is exempt under RCW _____.

Title of rule and other identifying information: (describe subject) Real Estate Appraisers Fee Increases: WAC 308-125-120 Fees and charges

Hearing location(s):

Date:	Time:	Location: (be specific)	Comment:
September 18, 2024	10:30AM	IN-PERSON: Highways and Licensing Building 1125 Washington ST SE Olympia, WA 98504 Virtual Option: Microsoft Teams Need help? Join the meeting now Meeting ID: 294 796 429 452 Passcode: qktssp	If you are having trouble accessing the virtual meeting, please call in and you can participate over the phone. You may also attend in person at the listed address. Signs will be posted on the lobby door of the visitor entrance.
		Dial in by phone +1 564-999-2000,,570747312# United States, Olympia (564) 999-2000,,570747312# United States (Toll-free) Find a local number Phone conference ID: 570 747 312#	

Date of intended adoption: September 19, 2024 (Note: This is **NOT** the effective date)

Submit written comments to:

Name Ellis Starrett
Address 1125 Washington St SE, Olympia, WA 98504
Email rulescoordinator@dol.wa.gov (subject: Appraisers' Fee Increases Public Hearing)
Fax
Other

Beginning (date and time) 7/24/2024

By (date and time) 9/18/2024

Assistance for persons with disabilities:

Contact Ellis Starrett
Phone 360-902-3846
Fax
TTY
Email rulescoordinator@dol.wa.gov
Other

By (date) 9/1/2024

Purpose of the proposal and its anticipated effects, including any changes in existing rules: DOL is continuing their rulemaking to raise appraisers' licensing fees. DOL is required to set fees for each professional, occupational, or business licensing program at a sufficient level to defray the costs of administering that program. Current fees for appraisers are insufficient to sustain the program, and therefore DOL is increasing fees.

Reasons supporting proposal: In accordance with RCW 43.24.086, we are required to set these fees “at a sufficient level to defray the costs of administering that program.” After completing an account audit with the federal Appraiser Subcommittee (ASC), DOL identified an error in the program fund balance. To bring the program balance to good standing, DOL must increase program fees. The appraiser program has not had a fee increase since 2009 (15 years). Current fees are insufficient to sustain this program with cost of business increases. Fee increases are needed to continue providing the information technology systems, training and oversight, and other critical services needed to support licensees and maintain public safety.

Statutory authority for adoption: RCW 43.24.086 Fee policy for professions, occupations, and businesses – Determination by rule and RCW 46.01.110. RCW 18.140.050 Fees and collection procedures.

Statute being implemented: RCW 43.24.086 Fee policy for professions, occupations, and businesses – Determination by rule and RCW 18.140.050 Fees and collection procedures.

Is rule necessary because of a:

Federal Law? Yes No
Federal Court Decision? Yes No
State Court Decision? Yes No

If yes, CITATION:

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

Name of proponent: (person or organization)

Type of proponent: Private. Public. Governmental.

Name of agency personnel responsible for:

	Name	Office Location	Phone
Drafting	Lauren Gilmore	405 Black Lake Blvd SW, Olympia, WA 98502	(360)634-5365
Implementation	Chantelle Petrone Marker	405 Black Lake Blvd SW, Olympia, WA 98502	(360)634-5365
Enforcement	Chantelle Patrone Marker	405 Black Lake Blvd SW, Olympia, WA 98502	(360)634-5365

Is a school district fiscal impact statement required under [RCW 28A.305.135](#)?

Yes No

If yes, insert statement here:

The public may obtain a copy of the school district fiscal impact statement by contacting:

Name
Address
Phone
Fax
TTY
Email
Other

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
TTY
Email
Other

No: Please explain: RCW 34.055(b)(vi) exempts the Department from this requirement since the Department sets and adjusts fees pursuant to legislative standards, authorized in RCW 43.24.086 Fee policy for professions, occupations, and businesses – Determination by rule, and RCW 18.140.050 Fees and collection procedures.

Regulatory Fairness Act and Small Business Economic Impact Statement

Note: The [Governor's Office for Regulatory Innovation and Assistance \(ORIA\)](#) provides support in completing this part.

(1) Identification of exemptions:

This rule proposal, or portions of the proposal, **may be exempt** from requirements of the Regulatory Fairness Act (see [chapter 19.85 RCW](#)). For additional information on exemptions, consult the [exemption guide published by ORIA](#). Please check the box for any applicable exemption(s):

This rule proposal, or portions of the proposal, is exempt under [RCW 19.85.061](#) because this rule making is being adopted solely to conform and/or comply with federal statute or regulations. Please cite the specific federal statute or regulation this rule is being adopted to conform or comply with, and describe the consequences to the state if the rule is not adopted.

Citation and description:

This rule proposal, or portions of the proposal, is exempt because the agency has completed the pilot rule process defined by [RCW 34.05.313](#) before filing the notice of this proposed rule.

This rule proposal, or portions of the proposal, is exempt under the provisions of [RCW 15.65.570\(2\)](#) because it was adopted by a referendum.

This rule proposal, or portions of the proposal, is exempt under [RCW 19.85.025\(3\)](#). Check all that apply:

[RCW 34.05.310](#) (4)(b)
(Internal government operations)

[RCW 34.05.310](#) (4)(e)
(Dictated by statute)

[RCW 34.05.310](#) (4)(c)
(Incorporation by reference)

[RCW 34.05.310](#) (4)(f)
(Set or adjust fees)

[RCW 34.05.310](#) (4)(d)
(Correct or clarify language)

[RCW 34.05.310](#) (4)(g)
(i) Relating to agency hearings; or (ii) process requirements for applying to an agency for a license or permit)

This rule proposal, or portions of the proposal, is exempt under [RCW 19.85.025\(4\)](#). (Does not affect small businesses).

This rule proposal, or portions of the proposal, is exempt under RCW _____.

Explanation of how the above exemption(s) applies to the proposed rule:

(2) Scope of exemptions: *Check one.*

The rule proposal: Is fully exempt. (*Skip section 3.*) Exemptions identified above apply to all portions of the rule proposal.

The rule proposal: Is partially exempt. (*Complete section 3.*) The exemptions identified above apply to portions of the rule proposal, but less than the entire rule proposal. Provide details here (consider using [this template from ORIA](#)):

The rule proposal: Is not exempt. (*Complete section 3.*) No exemptions were identified above.

(3) Small business economic impact statement: *Complete this section if any portion is not exempt.*

If any portion of the proposed rule is **not exempt**, does it impose more-than-minor costs (as defined by RCW 19.85.020(2)) on businesses?

No Briefly summarize the agency's minor cost analysis and how the agency determined the proposed rule did not impose more-than-minor costs. _____

Yes Calculations show the rule proposal likely imposes more-than-minor cost to businesses and a small business economic impact statement is required. Insert the required small business economic impact statement here:

The public may obtain a copy of the small business economic impact statement or the detailed cost calculations by contacting:

Name
Address
Phone
Fax
TTY
Email
Other

Date: September 4, 2024

Name: Ellis Starrett

Title: Rules and Policy Manager

Signature:

