



# PROPOSED RULE MAKING

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

CODE REVISER USE ONLY

OFFICE OF THE CODE REVISER  
STATE OF WASHINGTON  
FILED

DATE: August 06, 2025

TIME: 9:35 AM

WSR 25-16-107

Agency: Department of Licensing

☐ Original Notice

☒ Supplemental Notice to WSR 25-11-085

☐ Continuance of WSR \_\_\_\_\_

☒ Preproposal Statement of Inquiry was filed as WSR 25-08-090 ; 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) Chapter 308-08 WAC Practice and Procedure

Hearing location(s):

Date:	Time:	Location: (be specific)	Comment:
September 16, 2025	10:00 am	<p><b>Join Zoom Meeting</b> <a href="https://us06web.zoom.us/j/85655082365?pwd=hr4OXkVRr0AHTeXbyjcb5TAERzmtiQ.1">https://us06web.zoom.us/j/85655082365?pwd=hr4OXkVRr0AHTeXbyjcb5TAERzmtiQ.1</a></p> <p><b>Meeting ID:</b> 856 5508 2365 <b>Passcode:</b> 777533</p> <p>---</p> <p>One tap mobile +12532158782,,85655082365#,,,*,777533# US (Tacoma) +12532050468,,85655082365#,,,*,777533# US</p> <p>---</p> <p>Dial by your location • +1 253 215 8782 US (Tacoma) • +1 253 205 0468 US • +1 720 707 2699 US (Denver) • +1 346 248 7799 US (Houston) • +1 669 444 9171 US • +1 719 359 4580 US • +1 386 347 5053 US • +1 507 473 4847 US • +1 564 217 2000 US • +1 646 558 8656 US (New York) • +1 646 931 3860 US • +1 689 278 1000 US • +1 301 715 8592 US (Washington DC) • +1 305 224 1968 US • +1 309 205 3325 US • +1 312 626 6799 US (Chicago) • +1 360 209 5623 US</p>	<p>If you are having trouble accessing the virtual meeting, please call 360-902-0131 at the time of the hearing to request assistance. Please email <a href="mailto:rulescoordinator@dol.wa.gov">rulescoordinator@dol.wa.gov</a> if you would like to request an interpreter, or other accommodations, at least one week prior to the public hearing.</p> <p>PLEASE NOTE: Hearing participants are encouraged to attend in-person or be prepared to use the call-in option if they experience technical difficulties</p>

	Meeting ID: 856 5508 2365 Passcode: 777533  Find your local number: <a href="https://us06web.zoom.us/j/8NY">https://us06web.zoom.us/j/8NY</a>																	
<b>Date of intended adoption:</b> <u>September 17, 2025</u> (Note: This is <b>NOT</b> the effective date)																		
<b>Submit written comments to:</b> Name Ellis Starrett Address 1125 Washington St SE Olympia, WA 98501 Email rulescoordinator@dol.wa.gov Fax Other Beginning (date and time) _____ By (date and time) <u>September 16, 2025</u>		<b>Assistance for persons with disabilities:</b> Contact Ellis Starrett Phone 360-902-3846 Fax TTY Email rulescoordinator@dol.wa.gov Other By (date) <u>September 5, 2025</u>																
<b>Purpose of the proposal and its anticipated effects, including any changes in existing rules:</b> Creating a new section in Chapter 308-08 WAC to clarify current agency procedures regarding the process for filing a petition for review of an initial order, and clarifying that initial orders become final if there is no petition for review by the deadline																		
<b>Reasons supporting proposal:</b> This proposal will clarify and formalize current agency practices																		
<b>Statutory authority for adoption:</b> RCW 18.235.030 Disciplinary authority – Powers; and RCW 34.05.464 Review of initial orders																		
<b>Statute being implemented:</b> RCW 34.05.464 Review of initial orders																		
<b>Is rule necessary because of a:</b> <div style="display: flex; justify-content: space-between;"> <div>           Federal Law?            Federal Court Decision?            State Court Decision?         </div> <div style="text-align: right;"> <input type="checkbox"/> Yes   <input checked="" type="checkbox"/> No  <input type="checkbox"/> Yes   <input checked="" type="checkbox"/> No  <input type="checkbox"/> Yes   <input checked="" type="checkbox"/> No         </div> </div> If yes, CITATION:																		
<b>Agency comments or recommendations, if any, as to statutory language, implementation, enforcement, and fiscal matters:</b> N/A																		
<b>Name of proponent:</b> (person or organization) Department of Licensing <b>Type of proponent:</b> <input type="checkbox"/> Private. <input type="checkbox"/> Public. <input checked="" type="checkbox"/> Governmental.																		
<b>Name of agency personnel responsible for:</b> <table style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th style="width: 10%;"></th> <th style="width: 30%;">Name</th> <th style="width: 40%;">Office Location</th> <th style="width: 20%;">Phone</th> </tr> </thead> <tbody> <tr> <td>Drafting</td> <td>Kelsey Stone</td> <td>1125 Washington St SE Olympia, WA 98501</td> <td>360-902-0131</td> </tr> <tr> <td>Implementation</td> <td>Marguerite Friedlander</td> <td>1125 Washington St SE Olympia, WA 98501</td> <td>360-664-1523</td> </tr> <tr> <td>Enforcement</td> <td>Marguerite Friedlander</td> <td>1125 Washington St SE Olympia, WA 98501</td> <td>360-664-1523</td> </tr> </tbody> </table>				Name	Office Location	Phone	Drafting	Kelsey Stone	1125 Washington St SE Olympia, WA 98501	360-902-0131	Implementation	Marguerite Friedlander	1125 Washington St SE Olympia, WA 98501	360-664-1523	Enforcement	Marguerite Friedlander	1125 Washington St SE Olympia, WA 98501	360-664-1523
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<b>Is a school district fiscal impact statement required under <a href="#">RCW 28A.305.135</a>?</b> <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No If yes, insert statement here:  <div style="border: 1px solid black; padding: 10px; margin-top: 10px;">           The public may obtain a copy of the school district fiscal impact statement by contacting:            Name            Address            Phone            Fax            TTY            Email            Other         </div>																		
<b>Is a cost-benefit analysis required under <a href="#">RCW 34.05.328</a>?</b> <input type="checkbox"/> Yes: A preliminary cost-benefit analysis may be obtained by contacting: Name Address Phone																		

Fax  
TTY  
Email  
Other

☒ No: Please explain: A CBA isn't required because the proposed rule change is a procedural rule under RCW 34.05.328 and adopts a procedure for requesting administrative review.

### 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)(c)  
(Incorporation by reference)

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

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

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

☒ [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

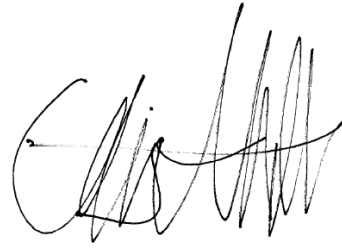
Other

Signature:

**Date:** August 6, 2025

**Name:** Ellis Starrett

**Title:** Rules and Policy Manager

A handwritten signature in black ink, appearing to read 'Ellis Starrett', is written over a light blue rectangular background.