



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: December 16, 2024

TIME: 1:03 PM

WSR 25-01-114

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: Implements HB1964 passed by 2024 Legislature, by removing references to informal hearing, changing penalties for dyed diesel violations, and creates the Discovery Team to perform fuel tax investigations.

Citation of rules affected by this order:

New: WAC 308-78-102 Appeals., WAC 308-79A-010 Introduction., WAC 308-79A-020 Records., WAC 308-79A-030 Investigation.

Repealed:

Amended: WAC 308-77-102 Appeals., WAC 308-77-114 Unauthorized use of dyed diesel., WAC 308-91-172 Appeals.

Suspended:

Statutory authority for adoption: RCW 82.38.260 Administration and enforcement; RCW 82.41.120 Implementing rules required; and RCW 82.42.130 Administration and enforcement, RCW 82.38.072 Dyed special fuel—Penalties., RCW 82.38.390 Prorate and fuel tax discovery team., RCW 82.42.118 Civil and statutory penalties and interest—Deficiency assessments., RCW 82.38.170 Civil and statutory penalties and interest—Deficiency assessments.

Other authority: N/A

PERMANENT RULE (Including Expedited Rule Making)

Adopted under notice filed as WSR 24-22-125 on November 5, 2024 (date).

Describe any changes other than editing from proposed to adopted version: N/A

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Federal statute:	New	_____	Amended	_____	Repealed	_____
Federal rules or standards:	New	_____	Amended	_____	Repealed	_____
Recently enacted state statutes:	New	<u>3</u>	Amended	<u>3</u>	Repealed	_____

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

New	_____	Amended	_____	Repealed	_____
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The number of sections adopted on the agency's own initiative:

New	<u>1</u>	Amended	_____	Repealed	_____
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The number of sections adopted in order to clarify, streamline, or reform agency procedures:

New	_____	Amended	_____	Repealed	_____
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The number of sections adopted using:

Negotiated rule making:	New	<u>4</u>	Amended	<u>3</u>	Repealed	_____
Pilot rule making:	New	_____	Amended	_____	Repealed	_____
Other alternative rule making:	New	_____	Amended	_____	Repealed	_____

Date Adopted: December 16, 2024

Name: Ellis Starret

Title: Rules and Policy Manager

Signature:

