



# 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: May 21, 2018

TIME: 7:37 AM

WSR 18-11-098

**Agency:** Department of Licensing

**Effective date of rule:**

**Permanent Rules**

- 31 days after filing.  
 Other (specify) September 4, 2018 (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:** This rulemaking will align driver licensing hearing procedural rules with recent legislation, standardize the procedural rules across all types of hearings, and codify long-standing informal procedures and policies.

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

New: Chapter 308-101 WAC; WAC 308-102-085  
Repealed: Chapter 308-103 WAC; WAC 308-102-130; WAC 308-104-035; WAC 308-104-350  
Amended: WAC 308-102-100; WAC 308-102-190; WAC 308-102-200; WAC 308-104-025  
Suspended:

**Statutory authority for adoption:** RCW 46.01.110

**Other authority:**

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

Adopted under notice filed as WSR 18-07-008 on March 9, 2018 (date).  
Describe any changes other than editing from proposed to adopted version: In the adoption, the department made a technical correction by adding "suspension or" to WAC 308-104-025(4) which was unintentionally left out of the proposed language. This clarifies the requirements but does not substantively change the rulemaking.

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Federal statute:	New	___	Amended	___	Repealed	___
Federal rules or standards:	New	___	Amended	___	Repealed	___
Recently enacted state statutes:	New	___	Amended	___	Repealed	___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New	___	Amended	___	Repealed	___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>27</u>	Amended	<u>4</u>	Repealed	<u>23</u>
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**The number of sections adopted in order to clarify, streamline, or reform agency procedures:**

New	<u>27</u>	Amended	<u>4</u>	Repealed	<u>23</u>
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**The number of sections adopted using:**

Negotiated rule making:	New	___	Amended	___	Repealed	___
Pilot rule making:	New	___	Amended	___	Repealed	___
Other alternative rule making:	New	<u>27</u>	Amended	<u>4</u>	Repealed	<u>23</u>

**Date Adopted:** May 21, 2018

**Name:** Damon Monroe

**Title:** Rules Coordinator

**Signature:**

