



STATE OF WASHINGTON
DEPARTMENT OF LICENSING
PO Box 9020, Olympia, Washington 9850-9020

Washington Administrative Code
Notice of Permanent Rules for
Driver licensing hearings procedures.

Adoption of:

Repealed: WAC 308-104-145
Amended: Chapter 308-104 WAC

Effective date: These rule changes will become effective 31 days after filing or on August 16, 2020.

What are the agency's reasons for adopting this rule?

This rulemaking updates and aligns hearings procedural rules with statute changes and implements long standing policies and practices.

Summary of all public comments received on this rule proposal and the agency's response to those comments:

What does this rule change do? DOL no longer produces commercial/non-commercial abstracts for records for insurance companies. We are eliminating this rule and provide what is now called, the insurance version for insurance companies that includes both commercial/non-commercial violations into one driving record. Insurance agents have to look at these tickets more carefully and consider all tickets for their respective policy.

Will both personal driver's license information and CDL information be released to potential employers? Yes, that information has not changed.

What will the impact be to third parties? None.

Is DOL only providing 1 driving abstract for commercial and personal records? Yes, we now combine the non-commercial and commercial insurance driving abstract. Our website lists the different types of abstracts available that can be requested for your own use.

<https://www.dol.wa.gov/driverslicense/drivingrecfaq.html#recordtypes>

Name: Katie Raftelis

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Phone: 678.694.5387

The Administrative Procedure Act (RCW 34.05.325(6)) requires agencies to complete a concise explanatory statement before filing adopted rules with the Office of the Code Reviser. This statement must be provided to anyone who gave comment about the proposed rulemaking.

The Department of Licensing appreciates your involvement in this rulemaking process. If you have any questions, please contact Damon Monroe, Agency Rules Coordinator, at (360) 902-3843 or email dmonroe@dol.wa.gov.

Organization: LexisNexis Risk Solutions

Will insurance companies now receive notice of non-moving infractions? In other words, will obtaining amendments of speeding tickets down to non-moving infractions be a part of the new ADRs sent to insurance companies, potentially resulting in an increase in their insurance rates? Non-moving infractions do show on the Abstract of Driving Record (ADR) as well as moving violations. There's been no change from the previous ADR's.

Name: Steve Clark

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Phone: (509) 926-4900

Organization: Crary, Clark & Domanico, PS: Attorney at Law

Does this mean they no longer will allow us to order an MVR for a customer? You are still allowed to order a driving record. Before our new system rolled out on September 4th 2018, we provided two separate versions of the ADR; non-commercial and commercial. We are just combining into one ADR that includes both commercial and non-commercial violations into one drive record.

Name: Jennifer Evans

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Phone #: 206-284-0730

Organization: Farmers Insurance Group

We generally run background checks and request driving record abstracts to vet new drivers before employment. Will this still be available in some form? Yes, this rule does not change the employment ADR's. This ADR includes both commercial and non-commercial violations on the abstract.

Name: Josh Choi

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Phone #: 425-889-9231

Changes made to the proposed WAC as a result of public comment:

N/A

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