



# PROPOSED RULE MAKING

## CR-102 (December 2017) (Implements RCW 34.05.320)

Do NOT use for expedited rule making

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STATE OF WASHINGTON  
FILED

DATE: July 08, 2020

TIME: 11:48 AM

WSR 20-15-038

Agency: Department of Licensing

Original Notice

Supplemental Notice to WSR \_\_\_\_\_

Continuance of WSR \_\_\_\_\_

Preproposal Statement of Inquiry was filed as WSR 20-03-027 ; 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) Amending: WAC 308-125-010 - Definitions, WAC 308-125-080 – Application for Certification, WAC 308-125-090 – Continuing Education Required, WAC 308-125-120 – Fees and Charges, and a new section WAC 308-125-250 – Inactive licenses

### Hearing location(s):

Date:	Time:	Location: (be specific)	Comment:
August 25, 2020	9:00 a.m.	Telephonic Public Hearing Call in number: <b>(360) 407-3780</b> Pin Code: <b>PIN Code: 447041#</b>	

Date of intended adoption: August 26, 2020 (Note: This is NOT the effective date)

### Submit written comments to:

Name: Dee Sharp

Address: Department of Licensing  
Real Estate Appraiser Program  
PO Box 9021  
Olympia, WA 98507-9021

Email: [reappraisers@dol.wa.gov](mailto:reappraisers@dol.wa.gov)

Fax: 360-570-4981

Other:

By (date) August 24, 2020

### Assistance for persons with disabilities:

Contact Dee Sharp

Phone: 360-664-6504

Fax: 360-570-4981

TTY: 771

Email: [reappraisers@dol.wa.gov](mailto:reappraisers@dol.wa.gov)

Other:

By (date) August 24, 2020

Purpose of the proposal and its anticipated effects, including any changes in existing rules: Rule changes are necessary to update the WAC to incorporate changes required by ESSB 5480 to establish an Inactive status, establish rules for Inactive status, and establish rules for reactivation process for Real Estate Appraisers. ESSB 5480 is effective September 1, 2020 and was passed by the 2019 Legislature which requires the ability for an Appraiser license to go inactive and DOL to establish rules to clarify inactive status and reactivation processes.

**Reasons supporting proposal:** Rule modifications and adoptions are proposed to comply with the state legislature's intent to provide an Inactive status for real estate appraisers.

**Statutory authority for adoption:** RCW 18.140.030 (1) and (15)

**Statute being implemented:** None

**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:** None

**Name of proponent:** (person or organization) Department of Licensing

- Private  
 Public  
 Governmental

**Name of agency personnel responsible for:**

	Name	Office Location	Phone
Drafting:	Dee Sharp	2000 4 <sup>th</sup> Ave W. Olympia, WA 98507	(360) 664-6504
Implementation:	Dee Sharp	2000 4 <sup>th</sup> Ave. W. Olympia, WA 98507	(360) 664-6504
Enforcement:	Dee Sharp	2000 4 <sup>th</sup> Ave. W. Olympia, WA 98507	(360) 664-6504

**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: A cost benefit analysis is not required under subsections (5)(b)(ii) and (5)(b)(v) of RCW 34.05.328 as these rules relate to business and professional licensing application processes and are dictated by statute.

**Regulatory Fairness Act Cost Considerations for a Small Business Economic Impact Statement:**

This rule proposal, or portions of the proposal, **may be exempt** from requirements of the Regulatory Fairness Act (see chapter 19.85 RCW). 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 \_\_\_\_\_.

Explanation of exemptions, if necessary:

**COMPLETE THIS SECTION ONLY IF NO EXEMPTION APPLIES**

If 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 analysis showing how costs were calculated. \_\_\_\_\_
- Yes Calculations show the rule proposal likely imposes more-than-minor cost to businesses, and a small business economic impact statement is required. Insert 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:** July 8, 2020

**Name:** Damon Monroe

**Title:** Agency Rules Coordinator

**Signature:**

