



# 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: October 31, 2022  
TIME: 1:16 PM

WSR 22-22-075

**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:** The Department of Licensing is amending rules to allow driver training schools to offer driver training education classes virtually after the state of emergency ends in Washington state.

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

New:

Repealed: WAC 308-108-190 (Emergency clause)

Amended: WAC 308-108-020 (Definitions); WAC 308-108-120 (Administration); WAC 308-108-130 (Inspection and review); WAC 308-108-150 (Course requirements); WAC 308-108-165 (Prohibition on wireless communication devices during instruction); WAC 308-108-170 (Ensuring student accomplishment)

Suspended:

**Statutory authority for adoption:** RCW 46.82.290 Administration of chapter – Adoption of rules. And RCW 46.01.110 Rule-making authority

**Other authority:**

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

Adopted under notice filed as WSR 22-19-098 on 09/21/2022 (date).

Describe any changes other than editing from proposed to adopted version: Insert “of” after “the duration” in WAC 308-108-150 Course requirements(4) for grammatical accuracy. It now reads “...where the instructor is present for the duration of instruction...”

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Federal statute:	New	___	Amended	___	Repealed	___
Federal rules or standards:	New	___	Amended	___	Repealed	___
Recently enacted state statutes:	New	___	Amended	___	Repealed	___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	___	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	___	Amended	<u>6</u>	Repealed	<u>1</u>
Pilot rule making:	New	___	Amended	___	Repealed	___
Other alternative rule making:	New	___	Amended	___	Repealed	___

<b>Date Adopted:</b> October 31, 2022
<b>Name:</b> Ellis Starrett
<b>Title:</b> Rules and Policy Manager

**Signature:**

