



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: March 04, 2020

TIME: 3:22 PM

WSR 20-07-005

Agency: Office of Administrative Hearings

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: WAC 10-08-110 was updated to allow for electronic filing of appeal records on existing cases with OAH. The amendment implements provisions of the State Administrative Procedures Act, Chapter 34.05 RCW, relating to electronic service of notices and orders in administrative adjudications, specifically RCW 34.05.010(19), RCW 34.05.434(5), and RCW 34.05.461(8)(a).

Citation of rules affected by this order:

New:

Repealed:

Amended: WAC 10-08-110

Suspended:

Statutory authority for adoption: RCW 34.12.080

Other authority:

PERMANENT RULE (Including Expedited Rule Making)

Adopted under notice filed as WSR 20-03-163 on January 21, 2020 (date).

Describe any changes other than editing from proposed to adopted version: WAC 10-08-110(1)(b)(iv) and (1)(b)(vi) were deleted to remove the limitation on number of faxed pages and mailing hard copies after faxing. Section 3(c)(iv) was added to allow for emailing or uploading to an electronic case management system. Section 4 was added to allow for electronic filing with OAH.

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Federal statute:	New	___	Amended	___	Repealed	___
Federal rules or standards:	New	___	Amended	___	Repealed	___
Recently enacted state statutes:	New	___	Amended	___	Repealed	___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New	___	Amended	___	Repealed	___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	<u>1</u>	Repealed	___
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The number of sections adopted in order to clarify, streamline, or reform agency procedures:

New	___	Amended	<u>1</u>	Repealed	___
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The number of sections adopted using:

Negotiated rule making:	New	___	Amended	<u>1</u>	Repealed	___
Pilot rule making:	New	___	Amended	___	Repealed	___
Other alternative rule making:	New	___	Amended	___	Repealed	___

Date Adopted: February 27, 2020

Name: Lorraine Lee

Title: Chief Administrative Law Judge

Signature:

