

**WAC 110-80-0400 Does an adoptive parent have the right to appeal department decisions regarding adoption support issues?** (1) An adoptive parent has the right to an administrative hearing to contest the following department actions:

(a) Denial of a child's initial eligibility for the adoption support program or the adoption support reconsideration program;

(b) Failure to respond with reasonable promptness to a written application or request for services;

(c) Denial of a written request to modify the level of payment or service in the agreement;

(d) Delay of more than 30 calendar days when responding to a written request for modification of the agreement;

(e) Denial of a request for nonrecurring adoption expenses;

(f) Suspension of adoption support benefits; or

(g) Termination from the program.

(2) To initiate the appeal, the adoptive parent must submit a request for an administrative hearing to the office of administrative hearings within 90 calendar days of receipt of the department's decision to deny a request, to suspend or terminate adoption support, or failure to respond to a request, unless good cause for a late request can be established under chapter 110-03 WAC.

(3) The office of administrative hearings must apply the rules in this chapter as they pertain to the issues being contested.

[Statutory Authority: RCW 74.08.080 and 74.09.741. WSR 23-12-037, § 110-80-0400, filed 5/30/23, effective 7/1/23. Statutory Authority: 2017 c 6. WSR 20-04-019, § 110-80-0400, filed 1/27/20, effective 2/27/20. WSR 18-14-078, recodified as § 110-80-0400, filed 6/29/18, effective 7/1/18. Statutory Authority: 42 U.S.C. § 671-675, RCW 26.33.340, 74.13A.020, 74.13A.030, 74.13A.040, 74.13A.045, 74.13A.047, 74.13A.060, 74.13A.075, 74.13A.085, 74.13A.100, 74.15.020, 45 C.F.R. § 1356.40 and RCW 74.13A.050, 74.13A.055. WSR 01-08-045, § 388-27-0365, filed 3/30/01, effective 4/30/01.]