

**WAC 212-80-245 Penalty adjustments.** (1) **Can a penalty be adjusted without an informal or formal hearing?** The assessment of adjustment of penalties for amounts other than those set by chapter 18.160 or 18.270 RCW will be done only by the director through a hearings process either formally or informally.

(2) **What factors are considered for assessing penalties?** The assessment of penalties for not being in conformance with chapter 18.160 or 18.270 RCW, or this chapter may be made only after considering:

(a) The gravity and magnitude of the violation.

(b) The person's previous record.

(c) Such other considerations as the director may consider appropriate.

(d) The uniformity and consistency in the application of violations or penalties statewide.

[Statutory Authority: RCW 18.270.900 and 18.160.030. WSR 14-03-019, § 212-80-245, filed 1/7/14, effective 2/7/14. Statutory Authority: RCW 18.270.900. WSR 09-01-114, § 212-80-245, filed 12/19/08, effective 1/19/09. Statutory Authority: Chapters 43.43 and 18.160 RCW. WSR 05-05-006, § 212-80-245, filed 2/4/05, effective 3/7/05.]