

Chapter 14-122 WAC
WITHHOLDING SERVICES FOR OUTSTANDING DEBTS

Last Update: 12/7/05

WAC

14-122-010	Policy.
14-122-020	Notification.
14-122-030	Procedure for brief adjudicative proceeding.

WAC 14-122-010 Policy. If any purchaser of an account as defined in RCW 28B.95.020(8), or any other person, is indebted to the program for an outstanding overdue debt, the committee need not provide any further services of any kind to such individual, including, but not limited to, transmitting files, records, vouchers, or other services which have been requested by such person.

[Statutory Authority: RCW 28B.95.030 (9)(e). WSR 05-24-103, § 14-122-010, filed 12/7/05, effective 1/7/06; WSR 98-23-009, § 14-122-010, filed 11/5/98, effective 12/6/98.]

WAC 14-122-020 Notification. (1) Upon receiving a request for services where there is an outstanding debt due to the program from the requesting person, the program shall notify the person by first-class mail that the services will not be provided since there is an outstanding debt due. The person shall be told that until the debt is satisfied, requested services will not be provided.

(2) The letter of notification shall also state that the person has a right to a brief adjudicative proceeding before a person designated by the chair of the committee or designee. The proceeding must be requested within twenty days of the date of mailing notification of refusal to provide services.

[Statutory Authority: RCW 28B.95.030 (9)(e). WSR 98-23-009, § 14-122-020, filed 11/5/98, effective 12/6/98.]

WAC 14-122-030 Procedure for brief adjudicative proceeding. Upon receipt of a timely request for a hearing, the person designated by the chair shall have the records and files of the program available for review and shall hold an informal hearing concerning whether the individual in fact owes any outstanding debts to the program. The hearing must be conducted within ten working days of the request for a hearing. After the informal hearing, a decision shall be rendered by the chair's designee indicating whether in fact the program is correct in withholding services for the outstanding debt. If the outstanding debt is owed by the individual involved, no further services shall be provided. Notification of this decision shall be sent to the individual within five working days after the hearing. This hearing shall constitute a brief adjudicative proceeding established by the Administrative Procedure Act at RCW 34.05.482 through 34.05.494.

[Statutory Authority: RCW 28B.95.030 (9)(e). WSR 98-23-009, § 14-122-030, filed 11/5/98, effective 12/6/98.]