

WAC 212-90-215 Citations and penalties. (1) The director may at his or her discretion issue either a monetary penalty and/or take an action against a certificate depending on the severity of the violation(s) evidenced in the investigation. Each violation is classified and penalties assessed according to the violation type as provided by the chart below:

Violation Level	Monetary Penalty Issued	Action Taken Against License and/or Certificate
1	Warning to \$200	License: No action.
		Certificate: No action.
2	\$100 to \$500	License: Only monetary penalties.
		Certificate: Suspended immediately for 30 calendar days.
3	\$500 to \$5,000	License: Only monetary penalties.
		Certificate: Suspended immediately for 90 calendar days.

(2) If a licensed contractor or certificate holder has incurred multiple findings of the same violation over a period of time, the director may classify the licensed contractor or certificate holder as a habitual offender and issue either an increased monetary penalty or the action against the license or certificate depending on the severity of the violation(s) evidenced in multiple investigations as provided by the chart below:

Violation Level	Monetary Penalty Issued	Violation Level and Action Taken Against License and/or Certificate
1	\$500	Evidence of three or more Level 1 violations without compliance over a period of 24 months constitutes an increase to a Level 2 violation.
2	\$1,500 per violation	Evidence of three or more Level 2 violations without compliance over a period of 24 months constitutes an increase to a Level 3 violation. License: Only monetary penalties. Certificate: Suspended immediately for 60 calendar days.
3	\$5,000 per violation	License: Only monetary penalties. Certificate: Suspended immediately for 180 calendar days.

(3) Civil penalties shall be resolved through the following:

(a) **Pay the penalty** by returning the notice and payment to the director at State Fire Marshal's Office, P.O. Box 42642, Olympia, WA 98504-2642 within 30 days from the date the penalty was issued. Payments must be made by check or money order payable to the Washington state patrol.

(b) **Request an informal conference** as outlined in WAC 212-90-235.

(c) **Request a formal hearing** as outlined in WAC 212-90-205 or 212-90-240.

[Statutory Authority: Chapter 18.270 RCW. WSR 24-08-005, § 212-90-215, filed 3/21/24, effective 4/21/24. Statutory Authority: Chapters 18.160 and 18.270 RCW. WSR 22-22-072, § 212-90-215, filed 10/31/22, effective 1/1/23.]