

WAC 480-15-305 Permanent authority. (1) The commission will grant permanent authority to any applicant that meets the following criteria:

(a) The applicant has met all of the criteria required for a provisional permit as described in WAC 480-15-302.

(b) The applicant has completed a provisional period of not less than six months and not more than eighteen months from the date the provisional permit was issued unless the commission determines that for good cause the provisional period should be extended beyond eighteen months. Good cause may include, among other circumstances, a carrier that has not yet made an intrastate move or a carrier that has not yet achieved a satisfactory safety rating but is making substantial progress toward a satisfactory rating.

(c) The applicant has attended a commission-sponsored household goods carrier training class.

(d) The applicant has provided commission staff with evidence that the applicant has completed a criminal background check on each person it employs or intends to employ. The commission will not grant permanent authority if any employee has, within the past five years, been convicted of any crime involving theft, burglary, assault, sexual misconduct, identity theft, fraud, false statements, or the manufacture, sale, or distribution of a controlled substance.

(e) The applicant has received a satisfactory safety rating in a safety review conducted by commission safety staff.

(f) The applicant has no outstanding commission-issued monetary penalties.

(g) The applicant has paid all outstanding fees or other amounts due to the commission.

(h) The applicant has met all other commission regulatory requirements, including any requirements set by statute, rule, tariff, or order.

(i) The applicant has no unresolved consumer complaints on file with the commission.

(j) No other circumstances exist that cause the commission to deny permanent authority.

(2) The commission will not grant permanent authority if an employee has been convicted of any crime involving theft, burglary, assault, sexual misconduct, identity theft, fraud, false statements, or the manufacture, sale, or distribution of a controlled substance more than five years prior to the date of the application and the commission determines that the nature or extent of the crime(s) will likely interfere with the proper operation of a household goods moving company.

(3) If the carrier has not completed the requirements for permanent authority within eighteen months of the date the provisional permit was issued, the commission will cancel the provisional permit and dismiss the application for permanent authority, unless the commission determines that for good cause the provisional period should be extended beyond eighteen months. Good cause may include, among other circumstances, a carrier that has not yet made an intrastate move or a carrier that has not yet achieved a satisfactory safety rating but is making substantial progress toward a satisfactory rating.

[Statutory Authority: RCW 80.01.040, 81.01.010, 81.04.160, and 81.80.130. WSR 13-23-048 (Docket TV-130079, General Order R-573), § 480-15-305, filed 11/15/13, effective 12/16/13. Statutory Authority: RCW 80.01.040, 81.04.160, and 81.80.075. WSR 12-13-007 (Docket

TV-111493, General Order R-565), § 480-15-305, filed 6/7/12, effective 7/8/12.]