



**RULE-MAKING ORDER**  
(RCW 34.05.360)

**CR-103** (10/1/89)

Agency: Code Reviser's Office

- Permanent Rule  
 Emergency Rule

(1) Date of adoption: April 19, 1991

(2) Purpose: To comply with RCW 34.05.250; and make a housekeeping change.

(3) Citation of existing rules affected by this order:

- Repealed: Chapter 1-08 WAC
- Amended: WAC 1-06-040
- Suspended:

(4) Authority for adoption:

- Statute: RCW 1.08.110 and 34.05.220
- Other Authority: RCW 34.05.250

**(5.1) PERMANENT RULE ONLY**

Pursuant to notice filed as WSR 91-06-067 on March 4, 1991 (date).

Describe any changes other than editing from proposed to adopted version:

**(5.2) EMERGENCY RULE ONLY**

Pursuant to RCW 34.05.350 the agency for good cause finds:

- (a) That immediate adoption, amendment, or repeal of a rule is necessary for the preservation of the public health, safety, or general welfare, and that observing the time requirements of notice and opportunity to comment upon adoption of a permanent rule would be contrary to the public interest.
- (b) That state or federal law or federal rule or a federal deadline for state receipt of federal funds requires immediate adoption of a rule.

Reasons for this finding:

(5.3) Any other findings required by other provisions of law as precondition to adoption or effectiveness of rule?

- Yes  No If yes, explain:

(6) Effective date of rule:

**Permanent Rules**

- 31 days after filing
- Other (specify) \_\_\_\_\_ \*

**Emergency Rules**


- Immediately
- Later (specify) \_\_\_\_\_

\*(If less than 31 days after filing, specific finding in 5.3 under RCW 34.05.380(3) is required)

**CODE REVISER USE ONLY**

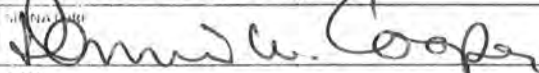
CODE REVISER'S OFFICE  
STATE OF WASHINGTON  
FILED

APR 19 1991

TIME 1:27   
WSR 91-10-010

NAME (TYPE OR PRINT)

Dennis W. Cooper



TITLE

Code Reviser

DATE

4/19/91

AMENDATORY SECTION (Amending Order 8, filed 9/25/74, effective 10/25/74)

WAC 1-06-040 OPERATIONS AND PROCEDURES. (1) Practice and procedure in and before the agency are governed by the uniform procedure rules, chapter ((1-08)) 10-08 WAC.

(2) The operations of the agency, including meetings, selection of officers, filling of vacancies, and fiscal matters, are conducted according to the provisions of chapter 1.08 RCW.

REPEALER

The following sections of the Washington Administrative Code are repealed:

- 1-08-005 APPLICATION AND SCOPE OF CHAPTER 1-08 WAC.
- 1-08-007 "AGENCY" DEFINED.
- 1-08-010 APPEARANCE AND PRACTICE BEFORE AGENCY--WHO MAY APPEAR.
- 1-08-030 APPEARANCE AND PRACTICE BEFORE AGENCY--SOLICITATION OF BUSINESS UNETHICAL.
- 1-08-040 APPEARANCE AND PRACTICE BEFORE AGENCY--STANDARDS OF ETHICAL CONDUCT.
- 1-08-050 APPEARANCE AND PRACTICE BEFORE AGENCY--APPEARANCE BY FORMER EMPLOYEE OF AGENCY OR FORMER MEMBER OF ATTORNEY GENERAL'S STAFF.
- 1-08-060 APPEARANCE AND PRACTICE BEFORE AGENCY--FORMER EMPLOYEE AS EXPERT WITNESS.
- 1-08-070 COMPUTATION OF TIME.
- 1-08-080 NOTICE AND OPPORTUNITY FOR HEARING IN CONTESTED CASES.
- 1-08-090 SERVICE OF PROCESS--BY WHOM SERVED.
- 1-08-100 SERVICE OF PROCESS--UPON WHOM SERVED.
- 1-08-110 SERVICE OF PROCESS--SERVICE UPON PARTIES.
- 1-08-120 SERVICE OF PROCESS--METHOD OF SERVICE.
- 1-08-130 SERVICE OF PROCESS--WHEN SERVICE COMPLETE.
- 1-08-140 SERVICE OF PROCESS--FILING WITH AGENCY.
- 1-08-150 SUBPOENAS--WHERE PROVIDED BY LAW--FORM.
- 1-08-160 SUBPOENAS--ISSUANCE TO PARTIES.
- 1-08-170 SUBPOENAS--SERVICE.
- 1-08-180 SUBPOENAS--FEES.
- 1-08-190 SUBPOENAS--PROOF OF SERVICE.
- 1-08-200 SUBPOENAS--QUASHING.
- 1-08-210 SUBPOENAS--ENFORCEMENT.
- 1-08-220 SUBPOENAS--GEOGRAPHICAL SCOPE.
- 1-08-230 DEPOSITIONS AND INTERROGATORIES IN CONTESTED CASES--RIGHT TO TAKE.
- 1-08-240 DEPOSITIONS AND INTERROGATORIES IN CONTESTED CASES--SCOPE.
- 1-08-250 DEPOSITIONS AND INTERROGATORIES IN CONTESTED CASES--OFFICER BEFORE WHOM TAKEN.
- 1-08-260 DEPOSITIONS AND INTERROGATORIES IN CONTESTED CASES--AUTHORIZATION.

1-08-270 DEPOSITIONS AND INTERROGATORIES IN CONTESTED CASES--  
PROTECTION OF PARTIES AND DEPONENTS.

1-08-280 DEPOSITIONS AND INTERROGATORIES IN CONTESTED CASES--  
ORAL EXAMINATION AND CROSS-EXAMINATION.

1-08-290 DEPOSITIONS AND INTERROGATORIES IN CONTESTED CASES--  
RECORDATION.

1-08-300 DEPOSITIONS AND INTERROGATORIES IN CONTESTED CASES--  
SIGNING ATTESTATION AND RETURN.

1-08-310 DEPOSITIONS AND INTERROGATORIES IN CONTESTED CASES--USE  
AND EFFECT.

1-08-320 DEPOSITIONS AND INTERROGATORIES IN CONTESTED CASES--  
FEES OF OFFICERS AND DEPONENTS.

1-08-330 DEPOSITIONS UPON INTERROGATORIES--SUBMISSION OF  
INTERROGATORIES.

1-08-340 DEPOSITIONS UPON INTERROGATORIES--INTERROGATION.

1-08-350 DEPOSITIONS UPON INTERROGATORIES--ATTESTATION AND  
RETURN.

1-08-360 DEPOSITIONS UPON INTERROGATORIES--PROVISIONS OF DEPOSI-  
TION RULE.

1-08-370 OFFICIAL NOTICE--MATTERS OF LAW.

1-08-380 OFFICIAL NOTICE--MATERIAL FACTS.

1-08-390 PRESUMPTIONS.

1-08-400 STIPULATIONS AND ADMISSIONS OF RECORD.

1-08-410 FORM AND CONTENT OF AGENCY DECISIONS IN CONTESTED  
CASES.

1-08-420 DEFINITION OF ISSUES BEFORE HEARING.

1-08-430 PREHEARING CONFERENCE RULE--AUTHORIZED.

1-08-440 PREHEARING CONFERENCE RULE--RECORD OF CONFERENCE  
ACTION.

1-08-450 SUBMISSION OF DOCUMENTARY EVIDENCE IN ADVANCE.

1-08-460 EXCERPTS FROM DOCUMENTARY EVIDENCE.

1-08-470 EXPERT OR OPINION TESTIMONY AND TESTIMONY BASED ON ECO-  
NOMIC AND STATISTICAL DATA--NUMBER AND QUALIFICATIONS OF WITNESSES.

1-08-480 EXPERT OR OPINION TESTIMONY AND TESTIMONY BASED ON ECO-  
NOMIC AND STATISTICAL DATA--WRITTEN SWORN STATEMENTS.

1-08-490 EXPERT OR OPINION TESTIMONY AND TESTIMONY BASED ON ECO-  
NOMIC AND STATISTICAL DATA--SUPPORTING DATA.

1-08-500 EXPERT OR OPINION TESTIMONY AND TESTIMONY BASED ON ECO-  
NOMIC AND STATISTICAL DATA--EFFECT OF NONCOMPLIANCE WITH WAC 1-08-470  
OR 1-08-480.

1-08-510 CONTINUANCES.

1-08-520 RULES OF EVIDENCE--ADMISSIBILITY CRITERIA.

1-08-530 RULES OF EVIDENCE--TENTATIVE ADMISSION--EXCLUSION--  
DISCONTINUANCE--OBJECTIONS.

1-08-540 PETITIONS FOR RULE MAKING, AMENDMENT OR REPEAL--WHO MAY  
PETITION.

1-08-550 PETITIONS FOR RULE MAKING, AMENDMENT OR REPEAL--  
REQUISITES.

1-08-560 PETITIONS FOR RULE MAKING, AMENDMENT OR REPEAL--AGENCY  
MUST CONSIDER.

1-08-570 PETITIONS FOR RULE MAKING, AMENDMENT OR REPEAL--NOTICE  
OF DISPOSITION.

1-08-580 DECLARATORY RULINGS.

1-08-590 FORMS.