



RULE-MAKING ORDER
(RCW 34.05.360)

CR-103 (10/1/89)

Agency: Department of Community, Trade and Economic Development

- Permanent Rule
 Emergency Rule

(1) Date of adoption: April 6, 1995

(2) Purpose: To specify by rule the fees, requirements for passing the examination, and appeal process for Manufactured Housing Installer Training and Certification.

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

- Repealed:
Amended:
Suspended:

(4) Authority for adoption:

Statute: RCW 43.63B

Other Authority:

(5.1) PERMANENT RULE ONLY

Pursuant to notice filed as WSR _____ on _____ (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:

- mb* (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: Training classes and examinations are scheduled April through June. The certification of manufactured home installers must begin by 7/1/95 according to our statute, 43.63B RCW. This rule is necessary to allow the training necessary for certification to proceed prior to that date. These provisions are currently the subject of regular rulemaking to be completed by 7/1/95.

(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 | Emergency Rules |
| <input type="checkbox"/> 31 days after filing | <input checked="" type="checkbox"/> Immediately |
| <input type="checkbox"/> Other (specify) _____ * | <input type="checkbox"/> 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 06 1995

TIME: 10:54
WSR 1609-001

NAME (TYPE OR PRINT)

Nancy L. Hanna

SIGNATURE

Nancy L. Hanna
TITLE Section Manager, Office of Manufactured

DATE 4/5/95

Housing

March 24, 1995

**EMERGENCY RULE FOR
MANUFACTURED HOUSING
INSTALLER TRAINING AND CERTIFICATION**

NEW SECTION

WAC 365-210-010 Examination/Failure/Re-taking. The examination shall only include topics covered in the training program. In order to pass the examination, applicants must answer 70% of the questions correctly. An applicant who fails the examination shall be permitted to re-take the training course and/or the examination as often as is necessary to secure a passing rate of 70%.

NEW SECTION

WAC 365-210-020 Fees. (1) Fees due at the time of certification must be paid in full in order for the department to issue the certificate.

(2) The fee for the combined application and training program, including the cost of one copy of the training manual, shall be \$100.00. The cost for the examination and certification shall be \$100.00. The fee for renewal of the certificate after three years, including retaking the examination, shall be \$100.

(3) An applicant whose application is found to be ineligible or inadequate shall be entitled to a full refund, and shall be notified by the department of such ineligibility or inadequacy at least 20 days prior to the examination. If a late application is received and found to be inadequate, the department shall make its best effort to notify the applicant prior to the examination.

(4) An applicant who fails the examination shall not be entitled to a refund.

(5) Individuals will be allowed to audit the training program and not take the examination. The audit fee shall be \$100.00

(6) The department shall make extra copies of the training manual available on request for a fee designed to cover costs.

NEW SECTION

WAC 365-210-030 Failure of Examination/Brief Adjudicative Proceeding. Persons failing the examination may seek agency review as a brief adjudicative proceeding under RCW 34.05.482 through 34.05.494.