



RULE-MAKING ORDER

CR-103 (June 2004) (Implements RCW 34.05.360)

Agency: Department of Licensing

- Permanent Rule
- Emergency Rule

Effective date of rule:

Permanent Rules

- 31 days after filing.
- Other (specify) _____ (If less than 31 days after filing, a specific finding under RCW 34.05.380(3) is required and should be stated below)

Effective date of rule:

Emergency Rules

- Immediately upon filing.
- Later (specify) _____

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

- Yes
 - No
- If Yes, explain:

Purpose: To repeal language that concerns on-site practice permits, which ended on June 30, 2003; repeal late penalty fees for Certificate of Competency holders; repeal suspended fees, and; amend current fees for on-site designers and Certificate of Competency holders.

Citation of existing rules affected by this order:

Repealed: WAC 196-30-100 and WAC 196-30-110
 Amended: WAC 196-30-020 and WAC 196-30-030
 Suspended:

Statutory authority for adoption: RCW 43.24.086

Other authority : RCW 18.210

PERMANENT RULE ONLY (Including Expedited Rule Making)

Adopted under notice filed as WSR 07-07-120 on March 20, 2007 (date).
 Describe any changes other than editing from proposed to adopted version: None

If a preliminary cost-benefit analysis was prepared under RCW 34.05.328, a final cost-benefit analysis is available by contacting:

Name: _____ phone () _____
 Address: _____ fax () _____
 e-mail _____

EMERGENCY RULE ONLY

Under RCW 34.05.350 the agency for good cause finds:

- 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.
- 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:

Date adopted: May 2, 2007

NAME (TYPE OR PRINT)
Ralph Osgood

SIGNATURE

TITLE
Assistant Director

CODE REVISER USE ONLY

DATE OF ADOPTION: _____

DATE OF REVISION: _____

MAY 2 2007

1021

07-10-126

(COMPLETE REVERSE SIDE)

**Note: If any category is left blank, it will be calculated as zero.
No descriptive text.**

Count by whole WAC sections only, from the WAC number through the history note.
A section may be counted in more than one category.

The number of sections adopted in order to comply with:

Federal statute:	New	_____	Amended	_____	Repealed	_____
Federal rules or standards:	New	_____	Amended	_____	Repealed	_____
Recently enacted state statutes:	New	_____	Amended	_____	Repealed	_____

The number of sections adopted at the request of a nongovernmental entity:

New	_____	Amended	_____	Repealed	_____
-----	-------	---------	-------	----------	-------

The number of sections adopted in the agency's own initiative:

New	_____	Amended	<u>2</u>	Repealed	<u>2</u>
-----	-------	---------	----------	----------	----------

The number of sections adopted in order to clarify, streamline, or reform agency procedures:

New	_____	Amended	<u>2</u>	Repealed	<u>2</u>
-----	-------	---------	----------	----------	----------

The number of sections adopted using:

Negotiated rule making:	New	_____	Amended	<u>2</u>	Repealed	<u>2</u>
Pilot rule making:	New	_____	Amended	_____	Repealed	_____
Other alternative rule making:	New	_____	Amended	_____	Repealed	_____

WAC 196-30-020 On-site wastewater treatment designer and inspector fees. The business and professions division of the department of licensing shall assess the following fees:

Title of Fee	Amount (\$)
((Practice permit application	100.00))
((Practice permit renewal	250.00))
Designer license application	((175.00)) 200.00
Designer license application (comity)	((50.00)) 75.00
Designer license renewal	((250.00)) 325.00
Designer license re-examination	((100.00)) 140.00
Late Renewal Penalty	100.00
Certificate of competency (inspector)	
Application	175.00
Certificate of competency renewal	((250.00)) 150.00
Certificate of competency re-examination	((100.00)) 140.00
((Late Renewal Penalty	100.00))

WAC 196-30-030 License renewals. ~~((1) Practice permits are valid for one year. They must be renewed each year by paying the required fee no later than the anniversary date of when the permit was originally issued. A valid practice permit will remain in force until the permit holder is issued a designer license, or July 1, 2003, whichever comes first. The permit holder must renew for a full year. No refunds will be made, or payments accepted, for a partial year.))~~

~~((2))~~ (1) The initial designer license and certificate of competency will expire on the licensee's or certificate holder's next birth date. However, if the licensee's or certificate holder's next birth date is within three months of the initial date of issuing the license or certificate, the original license or certificate will expire on his or her second birthday following issuance of the original license or certificate. All subsequent renewals shall be for a one-year period due on the individuals birth date. No refunds will be made, or payments accepted for a partial year.

~~((3))~~ (2) It shall be the licensee's or certificate holder's responsibility to pay the prescribed renewal fee to the department of licensing on or before the date of expiration.

~~((4))~~ (3) Licensees ~~((and certificate holders))~~ who fail to pay the prescribed renewal fee within ninety days of the license expiration date will be subject to a late penalty fee of \$100.00. However, the license or certificate is invalid the date of expiration (if not renewed) even though an additional 90 days is granted to pay the renewal fee without penalty. After ninety days, the base renewal fee plus the penalty fee must be paid before the license or certificate can be renewed to a valid status.

~~((5))~~ (4) Any designer license ~~((or certificate of competency))~~ that remains expired for more that two years would be canceled. After cancellation, a new application must be made in accordance with chapter 18.210 RCW to obtain another license ~~((or certificate))~~.

**Chapter 196-30 WAC
FEES FOR ON-SITE WASTEWATER TREATMENT
DESIGNERS AND INSPECTORS**

REPEALER

The following sections of the Washington Administrative code are repealed:

WAC 196-30-100 Suspended Fees.

WAC 196-30-110 Suspended Fees.