

found free of purple nutsedge and its plant parts, seeds, rhizomes, bulbs and nutlets.

[Statutory Authority: Chapters 15.13 and 17.24 RCW and RCW 17.10.074 (1)(c). 00-02-033, § 16-752-705, filed 12/29/99, effective 1/29/00.]

WAC 16-752-710 Acts prohibited by this purple nutsedge quarantine. (1) Except under the terms of a compliance agreement with the department, the movement into or within the state of Washington of the following is prohibited:

(a) All purple nutsedge plants and purple nutsedge plant parts, including seeds and propagules; and

(b) Soil, humus, compost, bark, sawdust, ground wood products or manure contaminated with purple nutsedge seed, rhizomes, bulbs or nutlets.

(2) Planting or propagation of purple nutsedge is prohibited.

(3) Shipment of any of the regulated articles described in WAC 16-752-705(2) into or within the state of Washington without a certificate of inspection issued in accordance with WAC 16-752-705(3) is prohibited.

(4) The department may issue permits allowing actions otherwise prohibited under this section subject to the department's conditions and provisions necessary to prevent the introduction, escape or spread of purple nutsedge as prescribed in the permits.

[Statutory Authority: Chapters 15.13 and 17.24 RCW and RCW 17.10.074 (1)(c). 00-02-033, § 16-752-710, filed 12/29/99, effective 1/29/00.]

WAC 16-752-715 Disposal of articles regulated under this purple nutsedge quarantine. Any regulated articles that are in violation of this purple nutsedge quarantine are subject to destruction, shipment out-of-state or other disposition in a manner prescribed by the department. Any such action will be at the expense of the owner or owner's agent and without compensation.

[Statutory Authority: Chapters 15.13 and 17.24 RCW and RCW 17.10.074 (1)(c). 00-02-033, § 16-752-715, filed 12/29/99, effective 1/29/00.]

Title 36 WAC DEPARTMENT OF LICENSING (PROFESSIONAL ATHLETICS)

Chapters

36-12	Professional boxing and wrestling.
36-13	Professional wrestling rules.
36-14	Professional martial arts.

Chapter 36-12 WAC

PROFESSIONAL BOXING AND WRESTLING

WAC

36-12-195	License fees, renewals and requirements.
36-12-364	Rule exceptions boxing bouts.
36-12-365	Repealed.

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Repealed.
Repealed.
Repealed.
Repealed.
Repealed.
Repealed.
Repealed.
Repealed.
Repealed.
Repealed.
Application of brief adjudicative proceedings.
Preliminary record in brief adjudicative proceedings.
Conduct of brief adjudicative proceedings.

DISPOSITION OF SECTIONS FORMERLY CODIFIED IN THIS CHAPTER

36-12-365 Definitions. [Statutory Authority: Chapter 67.08 RCW. 91-11-038, § 36-12-365, filed 5/10/91, effective 6/10/91.] Repealed by 00-02-054, filed 12/31/99, effective 1/31/00. Statutory Authority: RCW 67.08.017(1).

36-12-367 Participants. [Statutory Authority: Chapter 67.08 RCW. 97-01-035, § 36-12-367, filed 12/10/96, effective 1/10/97; 91-11-038, § 36-12-367, filed 5/10/91, effective 6/10/91.] Repealed by 00-02-054, filed 12/31/99, effective 1/31/00. Statutory Authority: RCW 67.08.017(1).

36-12-370 Ring. [Statutory Authority: Chapter 67.08 RCW. 91-11-038, § 36-12-370, filed 5/10/91, effective 6/10/91; Rule .04.370, filed 9/22/60, 3/17/60.] Repealed by 00-02-054, filed 12/31/99, effective 1/31/00. Statutory Authority: RCW 67.08.017(1).

36-12-385 Department inspector. [Statutory Authority: Chapter 67.08 RCW. 97-01-035, § 36-12-385, filed 12/10/96, effective 1/10/97; 91-11-038, § 36-12-385, filed 5/10/91, effective 6/10/91.] Repealed by 00-02-054, filed 12/31/99, effective 1/31/00. Statutory Authority: RCW 67.08.017(1).

36-12-400 Timekeepers and announcers. [Statutory Authority: Chapter 67.08 RCW. 97-01-035, § 36-12-400, filed 12/10/96, effective 1/10/97; 91-11-038, § 36-12-400, filed 5/10/91, effective 6/10/91; Rule .04.400, filed 9/22/60, 3/17/60.] Repealed by 00-02-054, filed 12/31/99, effective 1/31/00. Statutory Authority: RCW 67.08.017(1).

36-12-410 Matches. [Statutory Authority: Chapter 67.08 RCW. 97-01-035, § 36-12-410, filed 12/10/96, effective 1/10/97; 91-11-038, § 36-12-410, filed 5/10/91, effective 6/10/91; Rule .04.410, filed 12/6/67; Rule .04.410, filed 12/21/62; Rule .04.410, filed 9/22/60, 3/17/60.] Repealed by 00-02-054, filed 12/31/99, effective 1/31/00. Statutory Authority: RCW 67.08.017(1).

36-12-415 Tickets. [Statutory Authority: Chapter 67.08 RCW. 97-01-035, § 36-12-415, filed 12/10/96, effective 1/10/97; 91-11-038, § 36-12-415, filed 5/10/91, effective 6/10/91.] Repealed by 00-02-054, filed 12/31/99, effective 1/31/00. Statutory Authority: RCW 67.08.017(1).

36-12-425 Contracts. [Statutory Authority: Chapter 67.08 RCW. 97-01-035, § 36-12-425, filed 12/10/96, effective 1/10/97; 91-11-038, § 36-12-425, filed 5/10/91, effective 6/10/91.] Repealed by 00-02-054, filed 12/31/99, effective 1/31/00. Statutory Authority: RCW 67.08.017(1).

36-12-435 Records. [Statutory Authority: Chapter 67.08 RCW. 97-01-035, § 36-12-435, filed 12/10/96, effective 1/10/97; 91-11-038, § 36-12-435, filed 5/10/91, effective 6/10/91.] Repealed by 00-02-054, filed 12/31/99, effective 1/31/00. Statutory Authority: RCW 67.08.017(1).

36-12-445 Buildings. [Statutory Authority: Chapter 67.08 RCW. 91-11-038, § 36-12-445, filed 5/10/91, effective 6/10/91.] Repealed by 00-02-054, filed 12/31/99, effective 1/31/00. Statutory Authority: RCW 67.08.017(1).

36-12-450 Miscellaneous provisions. [Statutory Authority: Chapter 67.08 RCW. 97-01-035, § 36-12-450, filed 12/10/96, effective 1/10/97; 91-11-038, § 36-12-450, filed 5/10/91, effective 6/10/91; Rule .04.450, filed 12/21/62; Rule .04.450, filed 9/22/60, 3/17/60.] Repealed by 00-02-054, filed 12/31/99, effective 1/31/00. Statutory Authority: RCW 67.08.017(1).

WAC 36-12-195 License fees, renewals and requirements. (1) The license year is one year from date of issue. License fees are paid annually. Fees shall be as follows:

Manager	-	\$ 40.00
Referee	-	\$ 15.00
Boxer	-	\$ 15.00
Matchmaker	-	\$ 40.00
Second	-	\$ 15.00
Inspector	-	\$ 40.00
Judge	-	\$ 40.00
Timekeeper	-	\$ 40.00
Announcer	-	\$ 40.00
Event physician	-	\$ 40.00
Promoter	-	\$ 50.00

(2) All renewal fees shall be the same fee as each original license fee.

(3) Licensing requirements:

(a) Completed application on form approved by the department.

(b) Completed physical within one year (boxer and referee only).

(c) Federal identification card (boxer only).

(d) One small current photograph, not more than two years old (boxer only).

(e) Payment of license fee.

(4) Applicants may not participate until all licensing requirements are received and approved by the department of licensing.

[Statutory Authority: RCW 67.08.017(1), 00-02-054, § 36-12-195, filed 12/31/99, effective 1/31/00. Statutory Authority: Chapter 67.08 RCW, 97-01-035, § 36-12-195, filed 12/10/96, effective 1/10/97; 91-11-038, § 36-12-195, filed 5/10/91, effective 6/10/91.]

WAC 36-12-364 Rule exceptions boxing bouts. If boxing events involving world championships are held, in addition to chapter 36-12 WAC, the department may use the *Unified Championship Rules* as adopted by the World Boxing Association, World Boxing Council, World Boxing Organization, and International Boxing Federation, or rules established by any other professional boxing organization that afford a similar level of safety to participants. A copy of any world championship boxing rules used by the department may be obtained through correspondence to the Washington state department of licensing.

[Statutory Authority: RCW 67.08.017(1), 99-17-048, § 36-12-364, filed 8/13/99, effective 9/13/99.]

WAC 36-12-365 Repealed. See Disposition Table at beginning of this chapter.

WAC 36-12-367 Repealed. See Disposition Table at beginning of this chapter.

WAC 36-12-370 Repealed. See Disposition Table at beginning of this chapter.

WAC 36-12-385 Repealed. See Disposition Table at beginning of this chapter.

WAC 36-12-400 Repealed. See Disposition Table at beginning of this chapter.

WAC 36-12-410 Repealed. See Disposition Table at beginning of this chapter.

WAC 36-12-415 Repealed. See Disposition Table at beginning of this chapter.

WAC 36-12-425 Repealed. See Disposition Table at beginning of this chapter.

WAC 36-12-435 Repealed. See Disposition Table at beginning of this chapter.

WAC 36-12-445 Repealed. See Disposition Table at beginning of this chapter.

WAC 36-12-450 Repealed. See Disposition Table at beginning of this chapter.

WAC 36-12-465 Application of brief adjudicative proceedings. The director adopts RCW 34.05.482 through 34.05.494 for the administration of brief adjudicative proceedings conducted by request, and/or at the discretion of the director pursuant to RCW 34.05.482, for the categories of matters set forth below. Brief adjudicative proceedings will be limited to a determination of one or more of the following issues:

(1) Whether the department is proposing to deny an application to any applicant as defined in the Professional Athletics Act, chapter 67.08 RCW;

(2) Whether a person is in compliance with the terms and conditions of a final order or agreement previously issued by the department;

(3) Whether a license holder requesting renewal has not submitted all required information to meet minimum criteria for renewal; and

(4) Whether a license holder has been certified by a lending agency and reported to the department for nonpayment or default on a federally or state-guaranteed educational loan or service-conditional scholarship.

[Statutory Authority: RCW 67.08.017(1), 00-02-054, § 36-12-465, filed 12/31/99, effective 1/31/00.]

WAC 36-12-475 Preliminary record in brief adjudicative proceedings. (1) The preliminary record with respect to an application for an original or renewal license shall consist of:

(a) The application for the license, renewal, or approval and all associated documents;

(b) All documents relied upon by the department in proposing to deny the application, renewal, or approval; and

(c) All correspondence between the applicant for license, renewal, or approval and the department regarding the application.

(2) The preliminary record with respect to determination of compliance with a previously issued final order or agreement shall consist of:

(a) The previously issued final order or agreement;

(b) All reports or other documents submitted by, or at the direction of, the license holder, in full or partial fulfillment of the terms of the final order or agreement;

(c) All correspondence between the license holder and the department regarding compliance with the final order or agreement; and

(d) All documents relied upon by the department showing that the license holder has failed to comply with the previously issued final order or agreement.

(3) The preliminary record with respect to the determination of nonpayment or default by the license holder on a federally or state-guaranteed educational loan or service-conditional scholarship shall consist of:

(a) Certification and report by the lending agency that the identified person is in default or nonpayment on a federally or state-guaranteed educational loan or service-conditional scholarship; or

(b) A written release, if any, issued by the lending agency stating that the identified person is making payment on the loan in accordance with a repayment agreement approved by the lending agency.

[Statutory Authority: RCW 67.08.017(1). 00-02-054, § 36-12-475, filed 12/31/99, effective 1/31/00.]

WAC 36-12-485 Conduct of brief adjudicative proceedings. (1) Brief adjudicative proceedings shall be conducted by a presiding officer for brief adjudicative proceedings designated by the director. The presiding officer for brief adjudicative proceedings shall not have personally participated in the decision which resulted in the request for brief adjudicative proceeding.

(2) The parties or their representatives may present written documentation. The presiding officer for brief adjudicative proceedings shall designate the date by which written documents must be submitted by the parties.

(3) The presiding officer for brief adjudicative proceedings may, in his or her discretion, entertain oral argument from the parties or their representatives.

(4) No witnesses may appear to testify.

(5) In addition to the record, the presiding officer for brief adjudicative proceedings may employ department expertise as a basis for the decision.

(6) The presiding officer for brief adjudicative proceedings shall not issue an oral order. Within ten days of the final date for submission of materials or oral argument, if any, the presiding officer for brief adjudicative proceedings shall enter an initial order.

[Statutory Authority: RCW 67.08.017(1). 00-02-054, § 36-12-485, filed 12/31/99, effective 1/31/00.]

Chapter 36-13 WAC

PROFESSIONAL WRESTLING RULES

WAC

36-13-010
36-13-020

License fees, renewals and requirements.
Definitions.

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36-13-040
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36-13-060
36-13-070
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Ring.
Department inspector.
Timekeepers and announcers.
Matches.
Tickets.
Contracts.
Records.
Buildings.
Miscellaneous provisions.
Application of brief adjudicative proceedings.
Preliminary record in brief adjudicative proceedings.
Conduct of brief adjudicative proceedings.

WAC 36-13-010 License fees, renewals and requirements. (1) The license year is one year from date of issue. License fees are paid annually. Fees shall be as follows:

Manager	-	\$	15.00
Referee	-	\$	15.00
Wrestling participant	-	\$	15.00
Inspector	-	\$	40.00
Timekeeper	-	\$	40.00
Announcer	-	\$	40.00
Event physician	-	\$	40.00
Promoter	-	\$	50.00

(2) All renewal fees shall be the same fee as each original license fee.

(3) Licensing requirements:

(a) Completed application on form approved by the department.

(b) Completed physical within one year. All applicants for a participant's license shall be found after examination by a physician to be physically and mentally fit to participate in a wrestling show or exhibition. (Manager, referee, and wrestling participant only.)

(c) One small current photograph, not more than two years old.

(d) Payment of license fee.

(4) Applicants may not participate until all licensing requirements are received and approved by the department of licensing.

(5) Any person under the age of eighteen years old shall not be eligible for a license with the department of licensing.

[Statutory Authority: RCW 67.08.017(1). 00-02-054, § 36-13-010, filed 12/31/99, effective 1/31/00.]

WAC 36-13-020 Definitions. The term "participant" as used in this chapter means any person actually engaged physically in the wrestling exhibition or show.

[Statutory Authority: RCW 67.08.017(1). 00-02-054, § 36-13-020, filed 12/31/99, effective 1/31/00.]

WAC 36-13-030 Ring. (1) The ring shall not be less than sixteen feet square within the ropes and the ring floor shall extend beyond the ropes not less than eighteen inches.

(2) The ring floor shall be padded to a thickness of at least one inch. A regular one-piece wrestling mat is preferred, although soft padding of a proper thickness may be used, with a top covering of clean canvas tightly stretched and laced to the ring platform.

(3) The promoter shall keep the mat and covering in a clean and sanitary condition.

[Statutory Authority: RCW 67.08.017(1). 00-02-054, § 36-13-030, filed 12/31/99, effective 1/31/00.]

WAC 36-13-040 Department inspector. (1) A department inspector shall attend all wrestling events scheduled. He will make sure all participants are properly licensed and that all laws, rules, and regulations are enforced.

(2) The inspector shall forward all reports and the gross revenue tax due from each event to the department office.

(3) Each inspector shall receive for each event officially attended, a fee not to exceed two percent of the net gate of each event up to a maximum of four hundred dollars and a minimum of thirty-five dollars which shall be paid by the promoter.

[Statutory Authority: RCW 67.08.017(1). 00-02-054, § 36-13-040, filed 12/31/99, effective 1/31/00.]

WAC 36-13-050 Timekeepers and announcers. Timekeepers and announcers will be provided by the promoter and must be licensed with the department.

[Statutory Authority: RCW 67.08.017(1). 00-02-054, § 36-13-050, filed 12/31/99, effective 1/31/00.]

WAC 36-13-060 Matches. (1) The promoter shall furnish the department with an advance notice, giving the names of the participants to be used prior to each event.

(2) Participants shall not engage another participant in any conduct outside of the ring which may endanger a spectator. Any wrestlers involved in this action will be suspended immediately for a period of time set by the department.

[Statutory Authority: RCW 67.08.017(1). 00-02-054, § 36-13-060, filed 12/31/99, effective 1/31/00.]

WAC 36-13-070 Tickets. (1) Tickets must be printed and consecutively numbered.

(2) A ticket manifest must be provided to the department upon request.

[Statutory Authority: RCW 67.08.017(1). 00-02-054, § 36-13-070, filed 12/31/99, effective 1/31/00.]

WAC 36-13-080 Contracts. Any contract or agreement between a participant and a promoter shall be in writing, signed by all parties, and made available to the department upon request.

[Statutory Authority: RCW 67.08.017(1). 00-02-054, § 36-13-080, filed 12/31/99, effective 1/31/00.]

WAC 36-13-090 Records. Promoters shall maintain a full, true, and accurate set of books of account and other records of receipts and disbursements in connection with all shows or exhibitions, and the records shall be open for inspection and audit by representatives of the department for a period of six months after each event or exhibition.

[Statutory Authority: RCW 67.08.017(1). 00-02-054, § 36-13-090, filed 12/31/99, effective 1/31/00.]

WAC 36-13-100 Buildings. Any building or facility where wrestling events are held must meet state and local fire and safety requirements.

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[Statutory Authority: RCW 67.08.017(1). 00-02-054, § 36-13-100, filed 12/31/99, effective 1/31/00.]

WAC 36-13-110 Miscellaneous provisions. (1) Dangerous conduct; punishment. The referee shall not permit physically dangerous conduct or tactics by any participant. Any participant who fails to discontinue such tactics, after being warned by the referee or a department official shall be disqualified and subject to disciplinary action.

(2) Duties of licensees. It shall be the duty of the promoter, his/her agents, employees, and the participants in any wrestling show or exhibition to maintain peace, order, and decency in the conduct of any show or exhibition. There shall be no abuse of a department official at any time. Foul and profane language by participants is prohibited.

(3) Responsibility of promoter.

(a) Each promoter shall be directly responsible to the department for the conduct of its employees and any violation of the laws, rules, or regulations of the department by any employee of a promoter shall be deemed to be a violation by the promoter.

(b) Promoters are responsible for any violations of the law or department rules by their participants.

(4) Postponement or cancellation. A small advance sale of tickets shall not be regarded as a legitimate reason for a postponement or cancellation. Indoor wrestling shows or exhibitions shall not be canceled for any reason except with the approval of the department.

(5) Discrimination. Discrimination against any participant in regard to sex, race, color, creed or national origin shall be referred to the human rights commission.

(6) Appeals.

(a) Licensees may appeal any suspension or revocation to the department in the manner provided in chapter 34.05 RCW.

(b) Such appeals must be received in the department office within twenty days from the date of the notice sent by the department.

[Statutory Authority: RCW 67.08.017(1). 00-02-054, § 36-13-110, filed 12/31/99, effective 1/31/00.]

WAC 36-13-120 Application of brief adjudicative proceedings. The director adopts RCW 34.05.482 through 34.05.494 for the administration of brief adjudicative proceedings conducted by request, and/or at the discretion of the director pursuant to RCW 34.05.482, for the categories of matters set forth below. Brief adjudicative proceedings will be limited to a determination of one or more of the following issues:

(1) Whether the department is proposing to deny an application to any applicant as defined in the Professional Athletics Act, chapter 67.08 RCW;

(2) Whether a person is in compliance with the terms and conditions of a final order or agreement previously issued by the department;

(3) Whether a license holder requesting renewal has not submitted all required information to meet minimum criteria for renewal; and

(4) Whether a license holder has been certified by a lending agency and reported to the department for nonpayment or

default on a federally or state-guaranteed educational loan or service-conditional scholarship.

[Statutory Authority: RCW 67.08.017(1). 00-02-054, § 36-13-120, filed 12/31/99, effective 1/31/00.]

WAC 36-13-130 Preliminary record in brief adjudicative proceedings. (1) The preliminary record with respect to an application for an original or renewal license shall consist of:

(a) The application for the license, renewal, or approval and all associated documents;

(b) All documents relied upon by the department in proposing to deny the application, renewal, or approval; and

(c) All correspondence between the applicant for license, renewal, or approval and the department regarding the application.

(2) The preliminary record with respect to determination of compliance with a previously issued final order or agreement shall consist of:

(a) The previously issued final order or agreement;

(b) All reports or other documents submitted by, or at the direction of, the license holder, in full or partial fulfillment of the terms of the final order or agreement;

(c) All correspondence between the license holder and the department regarding compliance with the final order or agreement; and

(d) All documents relied upon by the department showing that the license holder has failed to comply with the previously issued final order or agreement.

(3) The preliminary record with respect to the determination of nonpayment or default by the license holder on a federally or state-guaranteed educational loan or service-conditional scholarship shall consist of:

(a) Certification and report by the lending agency that the identified person is in default or nonpayment on a federally or state-guaranteed educational loan or service-conditional scholarship; or

(b) A written release, if any, issued by the lending agency stating that the identified person is making payment on the loan in accordance with a repayment agreement approved by the lending agency.

[Statutory Authority: RCW 67.08.017(1). 00-02-054, § 36-13-130, filed 12/31/99, effective 1/31/00.]

WAC 36-13-140 Conduct of brief adjudicative proceedings. (1) Brief adjudicative proceedings shall be conducted by a presiding officer for brief adjudicative proceedings designated by the director. The presiding officer for brief adjudicative proceedings shall not have personally participated in the decision which resulted in the request for brief adjudicative proceeding.

(2) The parties or their representatives may present written documentation. The presiding officer for brief adjudicative proceedings shall designate the date by which written documents must be submitted by the parties.

(3) The presiding officer for brief adjudicative proceedings may, in his or her discretion, entertain oral argument from the parties or their representatives.

(4) No witnesses may appear to testify.

(5) In addition to the record, the presiding officer for brief adjudicative proceedings may employ department expertise as a basis for decision.

(6) The presiding officer for brief adjudicative proceedings shall not issue an oral order. Within ten days of the final date for submission of materials or oral argument, if any, the presiding officer for brief adjudicative proceedings shall enter an initial order.

[Statutory Authority: RCW 67.08.017(1). 00-02-054, § 36-13-140, filed 12/31/99, effective 1/31/00.]

Chapter 36-14 WAC

PROFESSIONAL MARTIAL ARTS

WAC

36-14-100	Rule exceptions.
36-14-110	License fees, renewals and requirements.
36-14-400	Application of brief adjudicative proceedings.
36-14-410	Preliminary record in brief adjudicative proceedings.
36-14-420	Conduct of brief adjudicative proceedings.

WAC 36-14-100 Rule exceptions. If a martial arts, kickboxing, muay thai or pankration event is held, in addition to chapter 36-12 WAC, the department may use the *Rules of Competition* as established by the United Full Contact Federation, or rules of competition established by any other professional martial arts organization that afford a similar level of safety to participants. A copy on any *Rules of Competition* used by the department may be obtained through correspondence to the Washington state department of licensing.

[Statutory Authority: RCW 67.08.017(1). 99-17-048, § 36-14-100, filed 8/13/99, effective 9/13/99.]

WAC 36-14-110 License fees, renewals and requirements. (1) The license year is one year from date of issue. License fees are paid annually. Fees shall be as follows:

Manager	-	\$	40.00
Referee	-	\$	15.00
Kickboxer	-	\$	15.00
Martial arts participant	-	\$	15.00
Matchmaker	-	\$	40.00
Second	-	\$	15.00
Inspector	-	\$	40.00
Judge	-	\$	40.00
Timekeeper	-	\$	40.00
Announcer	-	\$	40.00
Event physician	-	\$	40.00
Promoter	-	\$	50.00

(2) All renewal fees shall be the same fee as each original license fee.

(3) Licensing requirements:

(a) Completed application on form approved by the department.

(b) Completed physical within one year (kickboxer, martial arts participant and referee only).

(c) One small current photograph, not more than two years old (kickboxer and martial arts participant only).

(d) Payment of license fee.

(4) Applicants may not participate until all licensing requirements are received and approved by the department of licensing.

[Statutory Authority: RCW 67.08.017(1). 00-02-054, § 36-14-110, filed 12/31/99, effective 1/31/00.]

WAC 36-14-400 Application of brief adjudicative proceedings. The director adopts RCW 34.05.482 through 34.05.494 for the administration of brief adjudicative proceedings conducted by request, and/or at the discretion of the director pursuant to RCW 34.05.482, for the categories of matters set forth below. Brief adjudicative proceedings will be limited to a determination of one or more of the following issues:

(1) Whether the department is proposing to deny an application to any applicant as defined in the Professional Athletics Act, chapter 67.08 RCW;

(2) Whether a person is in compliance with the terms and conditions of a final order or agreement previously issued by the department;

(3) Whether a license holder requesting renewal has not submitted all required information to meet minimum criteria for renewal; and

(4) Whether a license holder has been certified by a lending agency and reported to the department for nonpayment or default on a federally or state-guaranteed educational loan or service-conditional scholarship.

[Statutory Authority: RCW 67.08.017(1). 00-02-054, § 36-14-400, filed 12/31/99, effective 1/31/00.]

WAC 36-14-410 Preliminary record in brief adjudicative proceedings. (1) The preliminary record with respect to an application for an original or renewal license shall consist of:

(a) The application for the license, renewal, or approval and all associated documents;

(b) All documents relied upon by the department in proposing to deny the application, renewal, or approval; and

(c) All correspondence between the applicant for license, renewal, or approval and the department regarding the application.

(2) The preliminary record with respect to determination of compliance with a previously issued final order or agreement shall consist of:

(a) The previously issued final order or agreement;

(b) All reports or other documents submitted by, or at the direction of, the license holder, in full or partial fulfillment of the terms of the final order or agreement;

(c) All correspondence between the license holder and the department regarding compliance with the final order or agreement; and

(d) All documents relied upon by the department showing that the license holder has failed to comply with the previously issued final order or agreement.

(3) The preliminary record with respect to the determination of nonpayment or default by the license holder on a federally or state-guaranteed educational loan or service-conditional scholarship shall consist of:

(a) Certification and report by the lending agency that the identified person is in default or nonpayment on a feder-

ally or state-guaranteed educational loan or service-conditional scholarship; or

(b) A written release, if any, issued by the lending agency stating that the identified person is making payment on the loan in accordance with a repayment agreement approved by the lending agency.

[Statutory Authority: RCW 67.08.017(1). 00-02-054, § 36-14-410, filed 12/31/99, effective 1/31/00.]

WAC 36-14-420 Conduct of brief adjudicative proceedings. (1) Brief adjudicative proceedings shall be conducted by a presiding officer for brief adjudicative proceedings designated by the director. The presiding officer for brief adjudicative proceedings shall not have personally participated in the decision which resulted in the request for brief adjudicative proceeding.

(2) The parties or their representatives may present written documentation. The presiding officer for brief adjudicative proceedings shall designate the date by which written documents must be submitted by the parties.

(3) The presiding officer for brief adjudicative proceedings may, in his or her discretion, entertain oral argument from the parties or their representatives.

(4) No witnesses may appear to testify.

(5) In addition to the record, the presiding officer for brief adjudicative proceedings may employ department expertise as a basis for decision.

(6) The presiding officer for brief adjudicative proceedings shall not issue an oral order. Within ten days of the final date for submission of materials or oral argument, if any, the presiding officer for brief adjudicative proceedings shall enter an initial order.

[Statutory Authority: RCW 67.08.017(1). 00-02-054, § 36-14-420, filed 12/31/99, effective 1/31/00.]

Title 50 WAC

FINANCIAL INSTITUTIONS, DEPARTMENT OF (BANKING, DIVISION OF)

Chapters

50-16

50-44

Consumer finance act rules.

Schedule of costs of examinations.

Chapter 50-16 WAC

CONSUMER FINANCE ACT RULES

WAC

50-16-020

through 50-16-105 Repealed.

DISPOSITION OF SECTIONS FORMERLY CODIFIED IN THIS CHAPTER

50-16-020

Recordkeeping—General. [Statutory Authority: RCW 31.08.230. 82-24-074 (Order 48), § 50-16-020, filed 12/1/82; Rule 50-16-020, filed 12/20/63; § 50-16-020, filed 1/17/61; § 50-16-020, filed 12/12/60; Small Loan Act rules (part), filed 11/29/60; Small Loan Act rules, § 1 (part), filed 3/23/60.] Repealed by 99-08-123, filed