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ENGROSSED SENATE BILL 6404

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State of Washington

53rd Legislature

1994 Regular Session

By Senators Wojahn, McAuliffe and Moyer; by request of Department of Social and Health Services

Read first time 01/21/94. Referred to Committee on Health & Human Services.

1 AN ACT Relating to excluding medical assistance administration fee  
2 and reimbursement schedules from the administrative procedure act; and  
3 amending RCW 34.05.030.

4 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

5 **Sec. 1.** RCW 34.05.030 and 1993 c 281 s 15 are each amended to read  
6 as follows:

7 (1) This chapter shall not apply to:

8 (a) The state militia, or

9 (b) The board of clemency and pardons, or

10 (c) The department of corrections or the indeterminate sentencing  
11 review board with respect to persons who are in their custody or are  
12 subject to the jurisdiction of those agencies.

13 (2) The provisions of RCW 34.05.410 through 34.05.598 shall not  
14 apply:

15 (a) To adjudicative proceedings of the board of industrial  
16 insurance appeals except as provided in RCW 7.68.110 and 51.48.131;

17 (b) Except for actions pursuant to chapter 46.29 RCW, to the  
18 denial, suspension, or revocation of a driver's license by the  
19 department of licensing;

1 (c) To the department of labor and industries where another statute  
2 expressly provides for review of adjudicative proceedings of a  
3 department action, order, decision, or award before the board of  
4 industrial insurance appeals;

5 (d) To actions of the Washington personnel resources board, the  
6 director of personnel, or the personnel appeals board; or

7 (e) To the extent they are inconsistent with any provisions of  
8 chapter 43.43 RCW.

9 (3) Unless a party makes an election for a formal hearing pursuant  
10 to RCW 82.03.140 or 82.03.190, RCW 34.05.410 through 34.05.598 do not  
11 apply to a review hearing conducted by the board of tax appeals.

12 (4) The rule-making provisions of this chapter do not apply to  
13 reimbursement unit values, fee schedules, arithmetic conversion  
14 factors, and similar arithmetic factors used to determine payment rates  
15 that apply to goods and services purchased under contract for clients  
16 eligible under chapter 74.09 RCW.

17 (5) All other agencies, whether or not formerly specifically  
18 excluded from the provisions of all or any part of the Administrative  
19 Procedure Act, shall be subject to the entire act.

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