

CERTIFICATION OF ENROLLMENT

HOUSE BILL 2200

Chapter 240, Laws of 1999

56th Legislature
1999 Regular Session

DIRECTOR OF LICENSING--POWERS

EFFECTIVE DATE: 7/25/99

Passed by the House March 10, 1999
Yeas 97 Nays 0

CLYDE BALLARD
**Speaker of the House of
Representatives**

FRANK CHOPP
**Speaker of the House of
Representatives**

Passed by the Senate April 14, 1999
Yeas 48 Nays 0

BRAD OWEN
President of the Senate

Approved May 10, 1999

GARY LOCKE
Governor of the State of Washington

CERTIFICATE

We, Dean R. Foster and Timothy A. Martin, Co-Chief Clerks of the House of Representatives of the State of Washington, do hereby certify that the attached is **HOUSE BILL 2200** as passed by the House of Representatives and the Senate on the dates hereon set forth.

DEAN R. FOSTER
Chief Clerk

TIMOTHY A. MARTIN
Chief Clerk

FILED

May 10, 1999 - 4:23 p.m.

**Secretary of State
State of Washington**

HOUSE BILL 2200

Passed Legislature - 1999 Regular Session

State of Washington 56th Legislature 1999 Regular Session

By Representatives Romero and McMorris; by request of Department of Licensing

Read first time 02/18/1999. Referred to Committee on State Government.

1 AN ACT Relating to the powers of the director of licensing;
2 amending RCW 43.24.020, 43.24.086, 19.02.030, and 18.54.920; adding a
3 new section to chapter 43.24 RCW; creating a new section; and repealing
4 RCW 43.24.010, 43.24.024, 43.24.110, 46.01.050, 46.01.055, and
5 46.01.090.

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

7 **Sec. 1.** RCW 43.24.020 and 1994 c 92 s 496 are each amended to read
8 as follows:

9 In addition to other powers and duties granted to the department,
10 the director of licensing shall administer all laws with respect to the
11 examination of applicants for, and the issuance of, licenses to persons
12 to engage in any business, profession, trade, occupation, or activity
13 except for health professions.

14 **Sec. 2.** RCW 43.24.086 and 1989 1st ex.s. c 9 s 315 are each
15 amended to read as follows:

16 It shall be the policy of the state of Washington that the cost of
17 each professional, occupational or business licensing program be fully
18 borne by the members of that profession, occupation or business. The

1 director of licensing shall from time to time establish the amount of
2 all application fees, license fees, registration fees, examination
3 fees, permit fees, renewal fees, and any other fee associated with
4 licensing or regulation of professions, occupations or businesses,
5 except for health professions, administered by (~~the business and~~
6 ~~professions administration in~~) the department of licensing. In fixing
7 said fees, the director shall set the fees for each such program at a
8 sufficient level to defray the costs of administering that program.
9 All such fees shall be fixed by rule adopted by the director in
10 accordance with the provisions of the administrative procedure act,
11 chapter 34.05 RCW.

12 (~~For fees associated with the licensing or regulation of health~~
13 ~~professions administered by the department of health, see RCW~~
14 ~~43.70.250.~~)

15 NEW SECTION. **Sec. 3.** The director of licensing shall be appointed
16 by the governor with the consent of the senate and shall serve at the
17 pleasure of the governor. The director shall receive a salary in an
18 amount fixed by the governor in accordance with RCW 43.03.040.

19 NEW SECTION. **Sec. 4.** A new section is added to chapter 43.24 RCW
20 to read as follows:

21 (1) The director of licensing shall supervise and administer the
22 activities of the department of licensing and shall advise the governor
23 and the legislature with respect to matters under the jurisdiction of
24 the department.

25 (2) In addition to other powers and duties granted to the director,
26 the director has the following powers and duties:

27 (a) Enter into contracts on behalf of the state to carry out the
28 responsibilities of the department;

29 (b) Accept and expend gifts and grants, whether such grants be of
30 federal or other funds;

31 (c) Appoint a deputy director and such assistant directors, special
32 assistants, and administrators as may be needed to administer the
33 department. These employees are exempt from the provisions of chapter
34 41.06 RCW;

35 (d) Adopt rules in accordance with chapter 34.05 RCW and perform
36 all other functions necessary to carry out the responsibilities of the
37 department;

1 (e) Delegate powers, duties, and functions as the director deems
2 necessary for efficient administration, but the director is responsible
3 for the official acts of the officers and employees of the department;
4 and

5 (f) Perform other duties as are necessary and consistent with law.

6 (3) The director may establish advisory groups as may be necessary
7 to carry out the responsibilities of the department.

8 (4) The internal affairs of the department shall be under the
9 control of the director in order that the director may manage the
10 department in a flexible and intelligent manner as dictated by changing
11 contemporary circumstances. Unless specifically limited by law, the
12 director shall have complete charge and supervisory powers over the
13 department. The director may create such administrative structures as
14 the director deems appropriate, except as otherwise specified by law,
15 and the director may employ such personnel as may be necessary in
16 accordance with chapter 41.06 RCW, except as otherwise provided by law.

17 **Sec. 5.** RCW 19.02.030 and 1993 c 142 s 4 are each amended to read
18 as follows:

19 (1) There is created within the department of licensing a business
20 license center.

21 (2) The duties of the center shall include:

22 (a) Developing and administering a computerized one-stop master
23 license system capable of storing, retrieving, and exchanging license
24 information with due regard to privacy statutes, as well as issuing and
25 renewing master licenses in an efficient manner;

26 (b) Providing a license information service detailing requirements
27 to establish or engage in business in this state;

28 (c) Providing for staggered master license renewal;

29 (d) Identifying types of licenses appropriate for inclusion in the
30 master license system;

31 (e) Recommending in reports to the governor and the legislature the
32 elimination, consolidation, or other modification of duplicative,
33 ineffective, or inefficient licensing or inspection requirements; and

34 (f) Incorporating licenses into the master license system.

35 (3) ~~((The department of licensing shall establish the position of~~
36 ~~assistant director of the business license center.~~

1 (4)) The director of licensing may adopt under chapter 34.05 RCW
2 such rules as may be necessary to effectuate the purposes of this
3 chapter.

4 **Sec. 6.** RCW 18.54.920 and 1963 c 25 s 18 are each amended to read
5 as follows:

6 The provisions of RCW 43.24.060(~~(, 43.24.110)~~) and 43.24.120 are
7 not applicable to the licensing and regulation of the practice of
8 optometry.

9 NEW SECTION. **Sec. 7.** The following acts or parts of acts are each
10 repealed:

11 (1) RCW 43.24.010 and 1979 c 158 s 94, 1965 c 100 s 1, & 1965 c 8
12 s 43.24.010;

13 (2) RCW 43.24.024 and 1994 c 92 s 497, 1979 c 158 s 96, & 1965
14 ex.s. c 170 s 42;

15 (3) RCW 43.24.110 and 1997 c 58 s 867 & 1986 c 259 s 149;

16 (4) RCW 46.01.050 and 1994 c 92 s 501, 1979 c 158 s 116, 1969 ex.s.
17 c 281 s 34, & 1965 c 156 s 5;

18 (5) RCW 46.01.055 and 1979 c 158 s 117, 1969 ex.s. c 281 s 35, &
19 1967 c 32 s 117; and

20 (6) RCW 46.01.090 and 1990 c 250 s 15, 1979 c 158 s 119, & 1965 c
21 156 s 9.

Passed the House March 10, 1999.

Passed the Senate April 14, 1999.

Approved by the Governor May 10, 1999.

Filed in Office of Secretary of State May 10, 1999.