

SHB 1495 - S COMM AMD

By Committee on Commerce & Trade

ADOPTED 04/15/2003

1 Strike everything after the enacting clause and insert the  
2 following:

3 "Sec. 1. RCW 66.08.150 and 1989 c 175 s 122 are each amended to  
4 read as follows:

5 The action, order, or decision of the board as to any denial of an  
6 application for the reissuance of a permit or license or as to any  
7 revocation, suspension, or modification of any permit or license shall  
8 be an adjudicative proceeding and subject to the applicable provisions  
9 of chapter 34.05 RCW.

10 (1) An opportunity for a hearing may be provided an applicant for  
11 the reissuance of a permit or license prior to the disposition of the  
12 application, and if no such opportunity for a prior hearing is provided  
13 then an opportunity for a hearing to reconsider the application must be  
14 provided the applicant.

15 (2) An opportunity for a hearing must be provided a permittee or  
16 licensee prior to a revocation or modification of any permit or license  
17 and, except as provided in subsection (4) of this section, prior to the  
18 suspension of any permit or license.

19 (3) No hearing shall be required until demanded by the applicant,  
20 permittee, or licensee.

21 (4) The board may summarily suspend a license or permit for a  
22 period of up to (~~thirty~~) one hundred eighty days without a prior  
23 hearing if it finds that public health, safety, or welfare imperatively  
24 require emergency action, and incorporates a finding to that effect in  
25 its order; and proceedings for revocation or other action must be  
26 promptly instituted and determined. The board's enforcement division  
27 shall complete a preliminary staff investigation of the violation  
28 before requesting an emergency suspension by the board."

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1           On page 1, line 2 of the title, after "proceedings;" strike the  
2 remainder of the title and insert "and amending RCW 66.08.150."

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