

**WAC 82-04-040 Adjudicative hearing requirements.** The ALJ shall hear the evidence presented by both the appellant and the agency regarding the wage overpayment. The ALJ shall decide based upon that evidence whether a wage overpayment has occurred and, if so, what amount appellant owes the agency. Recoupment of an overpayment shall be conducted pursuant to chapter 77, Laws of 2003 (Substitute House Bill 1738) and the ALJ shall not have authority to decide repayment issues.

[Statutory Authority: 2003 c 77. WSR 03-21-024, § 82-04-040, filed 10/7/03, effective 11/7/03.]