

**WAC 296-200A-015 What terms do I need to know to understand this chapter?** For the purposes of this chapter, the following terms and definitions are important:

**"Administrative law judge"** is any person appointed by the chief administrative law judge (as defined in RCW 34.12.020(2)) to preside at a notice of infraction appeal hearing convened under chapter 18.27 RCW and this chapter.

**"Appeal bond"** is a certified check or money order in the amount prescribed under RCW 18.27.250 made payable to the Washington state department of labor and industries.

**"Appeal hearing"** is any proceeding in which an administrative law judge is empowered to determine legal rights, duties or privileges of specific parties on behalf of the director.

**"Applicant"** is any person, firm, corporation or other entity applying to become a registered contractor according to chapter 18.27 RCW and this chapter. Applicant includes all principal officer(s), members, partners of a partnership, firm, corporation, or other entity named on the application.

**"Citation"** means the same as "infraction."

**"Compliance inspector"** refers to the departmental staff responsible for investigating potential violations of chapter 18.27 RCW and this chapter.

**"Consultant"** means any person, individual, firm, agent or other entity who directs, controls or monitors construction activities for a property owner. A general contractor registration is required. A licensed professional acting in the capacity of their license is exempt from registration.

**"Contractor compliance chief"** refers to the person designated by the director to address all policy and technical issues related to chapter 18.27 RCW and this chapter.

**"Department"** refers to the department of labor and industries.

**"Developer"** means any person, firm, corporation or other entity that undertakes:

- The subdivision or development of land for residential purposes; or
- The construction or reconstruction of one or more residential units.

A general contractor registration is required.

**"Director"** refers to the director of the department of labor and industries or the director's designee acting in the place of the director.

**"Final judgment"** means any money that is owed to a claimant as a result of court action against or settlement with a contractor and/or contractor's bond or assigned savings account with the department or any money that is owed the department as a result of a contractor's unsuccessful appeal of an infraction. Final judgment also includes any penalties assessed against the contractor and owed the department as a result of an infraction or notice of correction that has not been appealed, final tax warrants or any delinquent fees or penalties due.

**"Final tax warrant"** is a document used by the department to establish the debt of a tax payer.

**"Infraction"** means a violation of chapter 18.27 RCW and this chapter as cited by the chief contractor compliance inspector or the department's construction compliance inspectors. The notice of infraction also serves as a notice of assessment.

**"Mobile/manufactured home dealer"** is a vehicle dealer that deals in mobile homes, park trailers, or travel trailers, or more than one

type of these vehicles and licensed as required under chapter 46.70 RCW.

**"On-premise sign"** means a sign at a permanent place of business or a sign placed at a job location while the registered contractor is working at the site. A sign left at a work site after a contractor has left is not an "on-premise" sign and must contain the registered contractor's registration number.

**"Property management company"** means any person, firm or other entity that in the pursuit of a property management business advertises, bids/offers, or performs construction, maintenance or repair services with their own employees on property not owned by the property management company. A general contractor registration is required.

**"Renewal"** or **"renewed"** means the renewal of a contractor's registration before it expires.

**"Reinstatement"** or **"reinstated"** means the reinstatement of a contractor's registration after the registration has expired, or has been suspended, or been revoked.

**"Reregistration"** or **"reregister"** means an update to a contractor's registration because of business structure change.

**"Secured contractor"** is a contractor who has complied with RCW 18.27.040 by assigning to the department a savings account held in a Washington state bank, or by filing with the department a surety bond.

**"Security"** is a savings account held in a Washington state bank and assigned to the department in lieu of a surety bond.

**"Unregistered contractor"** means a person, firm, corporation or other entity working as a contractor without being registered in compliance with chapter 18.27 RCW and this chapter.

**"Unsatisfied final judgment"** means a judgment that has not been satisfied either through payment, court approved settlement, discharge in bankruptcy, or assignment under RCW 19.72.070.

[Statutory Authority: Chapter 18.27 RCW, 2011 c 15, and 2011 c 301. WSR 11-23-140, § 296-200A-015, filed 11/22/11, effective 12/31/11. Statutory Authority: Chapter 18.27 RCW and 2008 c 120. WSR 09-10-079, § 296-200A-015, filed 5/5/09, effective 6/5/09. Statutory Authority: Chapter 18.27 RCW and 2007 c 436. WSR 08-16-091, § 296-200A-015, filed 8/4/08, effective 9/4/08. Statutory Authority: RCW 18.27.040, 18.27.070, 18.27.075, 18.27.125, 2001 c 159, and chapter 18.27 RCW. WSR 03-20-097, § 296-200A-015, filed 9/30/03, effective 11/17/03. Statutory Authority: Chapter 18.27 RCW. WSR 97-24-071, § 296-200A-015, filed 12/2/97, effective 1/5/98.]