

WAC 296-900-16025 Violation correction hearing procedures.

What to expect from WISHA:

(1) After receiving a hearing request, the assistant director for WISHA services will appoint someone from WISHA to act as a hearings officer.

(2) The hearings officer:

(a) Will send a hearing notice to the employer and employee at least twenty days before the hearing date that includes all of the following:

(i) A statement that all interested parties can participate in the hearing.

(ii) The time, date, and place of the hearing.

(iii) A short and clear explanation why a hearing was requested.

(iv) The nature of the proceeding, including the specific sections of the statute or rule involved.

(v) The legal authority and jurisdiction under which the hearing will be held.

(b) May discuss the material to be presented to determine how the hearing will proceed.

(3) An assistant attorney general may be present at the hearing to give legal advice to the hearings officer.

(4) The hearing will be conducted by either:

(a) The hearings officer; or

(b) The assistant attorney general, if requested by the hearings officer.

(5) After the hearing, WISHA will issue an order that either affirms or modifies the correction date that caused the hearing.

[Statutory Authority: RCW 49.17.010, 49.17.040, 49.17.050, and 49.17.060. WSR 17-18-075, § 296-900-16025, filed 9/5/17, effective 10/6/17; WSR 06-06-020, § 296-900-16025, filed 2/21/06, effective 6/1/06.]