

WSR 22-21-133

PROPOSED RULES

DEPARTMENT OF LICENSING

[Filed October 19, 2022, 8:25 a.m.]

Original Notice.

Preproposal statement of inquiry was filed as WSR 22-17-128.

Title of Rule and Other Identifying Information: WAC 308-13-150

What are the landscape architect fees and charges?

Hearing Location(s): On November 22, 2022, at 4:00 p.m., Zoom meeting <https://dol-wa.zoom.us/j/88060762741?pwd=NlNXMDB0MitLeGMwMElo-TUsxQnJrUT09>, Meeting ID 880 6076 2741, Passcode 701618; One-tap mobile +12532158782,,88060762741#,,,,*701618# US (Tacoma), +17193594580,,88060762741#,,,,*701618# US; dial by your location +1 253 215 8782 US (Tacoma), +1 719 359 4580 US, +1 312 626 6799 US. Find your local number <https://dol-wa.zoom.us/j/88060762741?pwd=NlNXMDB0MitLeGMwMElo-TUsxQnJrUT09>. Persons wishing to attend in person can come to the Highways and Licensing Building, 1125 Washington Street S.E., Olympia, WA 98501. If you are having issues accessing the public hearing at the time of the scheduled hearing, please call 360-902-3846.

Date of Intended Adoption: November 23, 2022.

Submit Written Comments to: Ellis Starrett, 1125 Washington Street S.E., Olympia, WA 98504, email rulescoordinator@dol.wa.gov, by November 22, 2022.

Assistance for Persons with Disabilities: Contact Ellis Starrett, phone 360-902-3846, email rulescoordinator@dol.wa.gov, by November 14, 2022.

Purpose of the Proposal and Its Anticipated Effects, Including Any Changes in Existing Rules: The department is increasing fees for landscape architects to continue covering the costs to administer the program, as these costs have increased over the years.

Reasons Supporting Proposal: The department is required to set fees for each professional, occupational, or business licensing program at a sufficient level to defray the costs of administering that program. Current fees are insufficient to sustain this program. The department is considering fee increases that would go into effect in January of 2023.

Statutory Authority for Adoption: RCW 43.24.086 Fee policy for professions, occupations, and businesses—Determination by rule.

Statute Being Implemented: Not applicable.

Rule is not necessitated by federal law, federal or state court decision.

Agency Comments or Recommendations, if any, as to Statutory Language, Implementation, Enforcement, and Fiscal Matters: Not applicable.

Name of Agency Personnel Responsible for Drafting: Kelsey Stone, 1125 Washington Street S.E., Olympia, WA 98504, 360-902-0131; Implementation and Enforcement: Julie Japhet, 405 Black Lake Boulevard S.W., Olympia, WA 98502, 360-664-1442.

A school district fiscal impact statement is not required under RCW 28A.305.135.

A cost-benefit analysis is not required under RCW 34.05.328. These fees are exempt from the requirements in RCW 34.05.328 because they set or adjust fees or rates pursuant to legislative standards, specifically RCW 43.24.086.

This rule proposal, or portions of the proposal, is exempt from requirements of the Regulatory Fairness Act because the proposal:

Is exempt under RCW 19.85.025(3) as the rule content is explicitly and specifically dictated by statute; and rules set or adjust fees under the authority of RCW 19.02.075 or that set or adjust fees or rates pursuant to legislative standards, including fees set or adjusted under the authority of RCW 19.80.045.

Scope of exemption for rule proposal:
Is fully exempt.

October 18, 2022
Ellis Starrett
Rules and Policy Manager

OTS-3943.3

AMENDATORY SECTION (Amending WSR 12-12-034, filed 5/30/12, effective 7/1/12)

WAC 308-13-150 (~~What are the landscape architect fees and charges?~~) **Fees.** ((1) Suspension of fees. Effective July 1, 2012, the listed fees shown in subsection (2) of this section are suspended and replaced with the following:

Title of Fee	Fee
Application fee	\$225.00
Renewal (2 years)	360.00
Late renewal penalty	120.00
Initial license (2 years)	360.00
Reciprocity application fee	325.00

The fees set forth in this section shall revert back to the fee amounts shown in subsection (2) of this section on July 1, 2016.

(2)) The following fees will be collected:

Title of Fee	Fee
Application fee	(((\$250.00)) <u>\$328.00</u>)
Renewal (2 years)	((450.00)) <u>590.00</u>)
Late renewal penalty	((150.00)) <u>197.00</u>)
((Duplicate)) <u>License print fee</u>	((25.00)) <u>5.00</u>)
Initial license (2 years)	((450.00)) <u>590.00</u>)
Reciprocity application fee	((450.00)) <u>590.00</u>)
Replacement wall certificate	20.00

You will submit any examination fees directly to CLARB.

[Statutory Authority: Chapter 18.96 RCW and RCW 43.24.086. WSR 12-12-034, § 308-13-150, filed 5/30/12, effective 7/1/12. Statutory Authority: RCW 18.96.060. WSR 10-12-116, § 308-13-150, filed 6/2/10,

effective 7/3/10. Statutory Authority: RCW 18.96.080, 18.96.090, 18.96.100, 18.96.110, 43.24.086. WSR 09-15-124, § 308-13-150, filed 7/17/09, effective 8/17/09. Statutory Authority: RCW 18.96.060. WSR 07-05-039, § 308-13-150, filed 2/15/07, effective 3/18/07. Statutory Authority: RCW 18.96.080 and 43.24.086. WSR 05-17-004, § 308-13-150, filed 8/3/05, effective 9/3/05; WSR 05-04-050, § 308-13-150, filed 1/28/05, effective 2/28/05; WSR 04-17-026, § 308-13-150, filed 8/9/04, effective 9/9/04; WSR 03-11-074, § 308-13-150, filed 5/20/03, effective 6/20/03; WSR 02-16-018, § 308-13-150, filed 7/26/02, effective 8/26/02. Statutory Authority: RCW 18.96.060 and 43.24.086. WSR 01-15-034, § 308-13-150, filed 7/12/01, effective 8/12/01; WSR 01-04-002, § 308-13-150, filed 1/25/01, effective 2/25/01; WSR 99-23-025, § 308-13-150, filed 11/9/99, effective 11/9/99. Statutory Authority: RCW 18.96.080 and 43.24.086. WSR 96-11-132, § 308-13-150, filed 5/22/96, effective 6/22/96; WSR 95-20-026, § 308-13-150, filed 9/27/95, effective 10/28/95. Statutory Authority: RCW 43.24.086. WSR 94-23-031, § 308-13-150, filed 11/8/94, effective 12/9/94. Statutory Authority: RCW 18.96.080. WSR 94-04-044, § 308-13-150, filed 1/27/94, effective 2/27/94. Statutory Authority: RCW 43.24.086 and 18.96.080. WSR 91-23-021, § 308-13-150, filed 11/8/91, effective 12/9/91; WSR 90-15-039, § 308-13-150, filed 7/13/90, effective 8/13/90. Statutory Authority: RCW 43.24.086. WSR 90-03-031, § 308-13-150, filed 1/12/90, effective 2/12/90; WSR 88-04-027 (Order PM 702), § 308-13-150, filed 1/26/88. Statutory Authority: 1983 c 168 § 12. WSR 83-17-031 (Order PL 442), § 308-13-150, filed 8/10/83. Formerly WAC 308-13-120.]