

WSR 24-13-122

EXPEDITED RULES

DEPARTMENT OF LICENSING

[Filed June 20, 2024, 9:11 a.m.]

Title of Rule and Other Identifying Information: WAC 308-63-040 Wreckers—Application for license and WAC 308-70-130 Fees.

Purpose of the Proposal and Its Anticipated Effects, Including Any Changes in Existing Rules: The department of licensing (DOL) is considering creating new rules to establish business and professional license requirements per ESHB 2153, passed during the 2024 legislative session. These rules clarify that vehicle wreckers and scrap metal businesses must pay a \$500 Washington state patrol inspection fee when applying for an original or renewed license.

Reasons Supporting Proposal: Implementing recently passed legislation.

Statutory Authority for Adoption: RCW 46.01.011 Purpose, 46.79.040 Application forwarded with fees—Issuance of license—Disposition of fees—Display of license, 46.79.050 License expiration—Renewal fee—Surrender of license, when, 46.80.040 Issuance of license—Fee, and 46.80.050 Expiration, renewal—Fee.

Statute Being Implemented: Chapter 31, Laws of 2024.

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

Name of Proponent: DOL, governmental.

Name of Agency Personnel Responsible for Drafting: Ellis Starrett, 1125 Washington Street S.E., Olympia, WA 98504, 360-902-3846; Implementation: Catherine Naegeli, 405 Black Lake Boulevard S.W., Olympia, WA 98502, 360-664-1891; and Enforcement: Jennifer Clawson, 405 Black Lake Boulevard S.W., Olympia, WA 98502, 360-664-1452.

This notice meets the following criteria to use the expedited adoption process for these rules:

Content is explicitly and specifically dictated by statute.

Explanation of the Reason the Agency Believes the Expedited Rule-Making Process is Appropriate: Content is explicitly and specifically dictated by statute.

NOTICE

THIS RULE IS BEING PROPOSED UNDER AN EXPEDITED RULE-MAKING PROCESS THAT WILL ELIMINATE THE NEED FOR THE AGENCY TO HOLD PUBLIC HEARINGS, PREPARE A SMALL BUSINESS ECONOMIC IMPACT STATEMENT, OR PROVIDE RESPONSES TO THE CRITERIA FOR A SIGNIFICANT LEGISLATIVE RULE. IF YOU OBJECT TO THIS USE OF THE EXPEDITED RULE-MAKING PROCESS, YOU MUST EXPRESS YOUR OBJECTIONS IN WRITING AND THEY MUST BE SENT TO Ellis Starrett, DOL, 1125 Washington Street S.E., Olympia, WA 98501, phone 360-791-2091, email RulesCoordinator@dol.wa.gov, BEGINNING July 5, 2024, AND RECEIVED BY August 19, 2024.

June 20, 2024
Ellis Starrett
Rules and Policy Manager

OTS-5515.1

AMENDATORY SECTION (Amending WSR 09-08-065, filed 3/27/09, effective 4/27/09)

WAC 308-63-040 Wreckers—Application for license. How must I apply for a vehicle wrecker license? An original or renewal application for a wrecker license must be filed with the director on the form provided by the department for this purpose. The application must be endorsed by the chief of police of any city with a population over (~~five thousand~~) 5,000; otherwise, by a member of the Washington state patrol. The endorsement certifies that the wrecker has an established place of business at the address shown on the application and that the applicant's vehicle(s) are properly identified in accordance with WAC 308-63-070(5). Applications for original or renewed licenses must include a \$500 catalytic converter inspection fee for the purpose of Washington state patrol inspections, in addition to all fees required under RCW 46.80.040 and 46.80.050.

Each application must specify the number of vehicles owned, leased, rented or otherwise operated by the applicant for towing or transportation of vehicles on public roadways in the conduct of the business. Each endorsement must identify the vehicle by make, model, year or other adequate description, and identification number.

OTS-5516.1

AMENDATORY SECTION (Amending WSR 22-24-039, filed 11/30/22, effective 12/31/22)

WAC 308-70-130 Fees. The following fees shall be charged by the department of licensing:

Processor and Recycler Application, Initial	\$1,290.00
Processor and Recycler Application, Renewal	\$665.00
Supplier Application, Initial	\$390.00
Supplier Application, Renewal	\$205.00
<u>Catalytic Converter Inspection Fee, Initial</u>	<u>\$500.00</u>
<u>Catalytic Converter Inspection Fee, Renewal</u>	<u>\$500.00</u>