

WSR 22-21-142  
PREPROPOSAL STATEMENT OF INQUIRY  
OFFICE OF  
ADMINISTRATIVE HEARINGS

[Filed October 19, 2022, 9:13 a.m.]

Subject of Possible Rule Making: The office of administrative hearings (OAH) is proposing to amend chapter 10-08 WAC containing the model rules of procedure.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 34.05.250, 34.05.220.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: To ensure that the model rules comply with RCW 34.05.220(5) by being "clearly and simply stated, so that [they] can be understood by those required to comply."

To ensure that the model rules comply with RCW 34.05.250 by being "appropriate for use by as many agencies as possible" and that the rules "deal with all general functions and duties performed in common by the various agencies."

Other Federal and State Agencies that Regulate this Subject and the Process Coordinating the Rule with These Agencies: All state agencies subject to the Administrative Procedure Act (APA). See RCW 34.05.030 for details on which agencies are excluded from all or part of the APA. The process for coordinating the development of the model rules entails: (1) Gathering information, (2) sharing results, and (3) seeking input.

Process for Developing New Rule: OAH welcomes the public to participate in developing the model rules of procedure under the APA. Anyone interested should contact the staff person identified below. OAH is compiling a list of parties who might be interested in these proposed amendments. At a later date, OAH will file a notice of proposed rule making (CR-102) with the office of the code reviser. A copy of the notice will be sent to everyone on the list of interested parties, as well as anyone who requests a copy. The notice will also be posted on our website at the following web page <https://oah.wa.gov/Content-Area-Management/Rule-Making-Hub/Rulemaking-Activities>.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Sabiha Malikani Ahmad, Staff Attorney, P.O. Box 42488, Olympia, WA 98504-2488, phone 360-407-2739, fax 360-664-8721, TTY 711, email [rulemaking@oah.wa.gov](mailto:rulemaking@oah.wa.gov), website <https://oah.wa.gov>.

October 18, 2022

Lorraine Lee

Chief Administrative Law Judge