
SENATE BILL 5794

State of Washington

53rd Legislature

1993 Regular Session

By Senators Moore, Amondson and Jesernig

Read first time 02/15/93. Referred to Committee on Labor & Commerce.

1 AN ACT Relating to administrative law; and adding a new section to
2 chapter 34.05 RCW.

3 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

4 NEW SECTION. **Sec. 1.** A new section is added to chapter 34.05 RCW
5 to read as follows:

6 In addition to other requirements imposed by law, an agency may not
7 adopt a rule that establishes, alters, or revokes a qualification or
8 standard for the issuance, suspension, or revocation of a license to
9 pursue a commercial activity, trade, or profession unless:

10 (1) The rule-making file provides clear and convincing evidence
11 that: (a) The particular rule is needed; (b) the benefits of the
12 particular rule outweigh its costs; (c) the agency considered any other
13 less intrusive or less costly means to achieve the purpose of the rule
14 that were proposed in the rule-making hearing, but had reasonable
15 justification for rejecting them in favor of the adopted rule; and (d)
16 a fee imposed by the rule is reasonable and directly related to the
17 cost of program administration;

18 (2) To the extent practicable, the rule is clearly and simply
19 stated, so that it will be understood by a party required to comply;

1 (3) The rule does not conflict with, or, without reasonable
2 justification, overlap or duplicate, any other provision of federal,
3 state, or local law; and

4 (4) The agency has a written plan to inform and educate affected
5 parties about the rule, to promote voluntary compliance, and to
6 evaluate whether the rule achieves the purpose for which it was
7 adopted.

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