

2SHB 3139 - H AMD **1272**

By Representative Chandler

FAILED 2/19/2008

1 On page 2, beginning on line 28, after "51.52.110." strike all
2 material through "stay." on line 32 and insert "The board shall
3 grant the motion if the department's file demonstrates the issues
4 on appeal are debatable or if the hardship to the moving party if
5 the stay were not granted is greater than the hardship to the
6 moving party if the stay were granted."

EFFECT: Changes the burden of proof on a stay motion from a) if the moving party is more likely than not to prevail to b) if the issues on appeal are debatable or if the hardship to the moving party if the stay is not granted is greater than the hardship to the moving party if the stay is granted.