

SSB 6214 - H AMD TO LGH COMM AMD (H-5378.1/10) **1273**

By Representative Taylor

NOT ADOPTED 3/02/2010

1 On page 14, line 18 of the striking amendment, after "~~(Each)~~"
2 strike "The" and insert "Three-member panels or the full"

3
4 On page 14, line 21 of the striking amendment, after "~~(board)~~"
5 strike "regional" and insert "three-member"

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7 On page 14, line 30 of the striking amendment, after "cases to"
8 strike "regional" and insert "three-member"

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10 On page 23, after line 11 of the striking amendment, insert the
11 following:

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13 NEW SECTION. **Sec. 14.** A new section is added to chapter 36.70A
14 RCW to read as follows, to be codified between RCW 36.70A.250 and
15 36.70A.300:

16 A party may petition for a hearing or rehearing of a decision by
17 all of the members of the growth management hearings board.

18 (1) The petition must begin with a statement that either: (a) The
19 panel decision conflicts with a prior hearing board decision,
20 appellate court decision, or Washington state supreme court decision,
21 and consideration by the full board is necessary to secure and
22 maintain uniformity in the board's decisions; or (b) the case involves
23 one or more questions of exceptional importance, each of which must be
24 concisely stated.

25 (2) A petition that a case be heard initially by the full board
26 must be filed with the party's initial filing. A petition for a

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1 rehearing of the full board must be filed within ten days of the
2 issuance of a final decision.

3 (3) The board must give all parties an opportunity to express
4 their views as to whether a hearing by the full board is appropriate.

5 (4) Nothing in this section interferes with the right of a party
6 to appeal a final decision to the superior court in accordance with
7 RCW 36.70A.300(5). If a party files a case in superior court on the
8 issue requested for rehearing, the full board does not have
9 jurisdiction to rehear the case."

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11 Renumber the remaining sections consecutively and correct any
12 internal references accordingly. Correct the title.

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EFFECT: Establishes provisions for a party to petition for the
following before the full seven-member Growth Management Hearings
Board proposed in the striking amendment: a hearing; or a re-
hearing of a decision made by a three-member regional panel.

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