
SENATE BILL 5578

State of Washington

68th Legislature

2023 Regular Session

By Senators Padden and McCune

1 AN ACT Relating to service requirements for appeals of decisions
2 by the board of tax appeals; and amending RCW 34.05.542.

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

4 **Sec. 1.** RCW 34.05.542 and 1998 c 186 s 1 are each amended to
5 read as follows:

6 Subject to other requirements of this chapter or of another
7 statute:

8 (1) A petition for judicial review of a rule may be filed at any
9 time, except as limited by RCW 34.05.375.

10 (2) A petition for judicial review of an order shall be filed
11 with the court and served on the agency, the office of the attorney
12 general, and all parties of record within thirty days after service
13 of the final order, except that in the case of a petition for review
14 of a decision of the board of tax appeals under chapter 82.03 RCW, it
15 shall not be necessary to serve the board of tax appeals.

16 (3) A petition for judicial review of agency action other than
17 the adoption of a rule or the entry of an order is not timely unless
18 filed with the court and served on the agency, the office of the
19 attorney general, and all other parties of record within thirty days
20 after the agency action, but the time is extended during any period
21 that the petitioner did not know and was under no duty to discover or

1 could not reasonably have discovered that the agency had taken the
2 action or that the agency action had a sufficient effect to confer
3 standing upon the petitioner to obtain judicial review under this
4 chapter.

5 (4) Service of the petition on the agency shall be by delivery of
6 a copy of the petition to the office of the director, or other chief
7 administrative officer or chairperson of the agency, at the principal
8 office of the agency. Service of a copy by mail upon the other
9 parties of record and the office of the attorney general shall be
10 deemed complete upon deposit in the United States mail, as evidenced
11 by the postmark.

12 (5) Failure to timely serve a petition on the office of the
13 attorney general is not grounds for dismissal of the petition.

14 (6) For purposes of this section, service upon the attorney of
15 record of any agency or party of record constitutes service upon the
16 agency or party of record.

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