

Washington State Legislature JOINT ADMINISTRATIVE RULES REVIEW COMMITTEE

Rule Review Process

Petition for Review

RCW 34.05.610-.660

1

REQUEST SUBMITTED

Individual submits request to JARRC Chair.

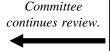


STAFF REVIEW

On recommendation of Chair, staff reviews request, makes any needed inquiries (including preliminary agency contact), prepares memo, and briefing materials.



4 COMMITTEE REVIEW HEARING
Staff summarizes issue. Individuals making
request may make presentation or may designate
spokesperson. Agency responds to concerns.
Public testimony received.



JURISDICTIONAL DETERMINATION

Chair or committee determines if issue raised is within statutory jurisdiction of committee and whether to invoke selective jurisdiction. If yes, review is scheduled. If no, committee declines to review.



EXECUTIVE SESSION

Committee decides whether rule does not comply with legislative intent; agency has been using a policy statement or guideline in place of a rule; or rule has not been adopted in accordance with all applicable provisions of law. Committee notifies agency of objection(s) and reason(s) therefor.

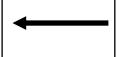
6 AGENCY HEARING/ RESPONSE TO COMMITTEE

Within 30 days of notice, agency must file notice of a hearing on JARRC's finding. Within 7 days of agency hearing, agency notifies JARRC of action on objection.



COMMITTEE REQUESTS GOVERNOR TO SUSPEND

Committee may recommend suspension of a rule by a majority vote of its members. Recommendations must be submitted to Governor within 7 days of this vote. Within 30 days of receiving the recommendation, Governor must approve or disapprove suspension. If approved, the suspension remains until 90 days after next legislative session expires.



7 COMMITTEE FILES
NOTICE OF OBJECTION

If Committee determines within 30 days from notification by the agency of its intended action that the agency has failed to amend or withdraw the rule -- OR -- that the agency will not replace a policy statement or guideline with a rule, Committee may file notice of objection with Code Reviser for publication in Register and Administrative Code.

NOTE: For simplicity, this flow chart presents a one-dimensional view of the review process. At any given time, several rules are likely to be under consideration in each stage. Similarly, several types of action might take place at the same meeting (e.g., hearing and executive session).

JARRC: 02 Revised 6/14/02.