

**Chapter 192-925 WAC
APPEALS AND PROCEDURE**

Last Update: 8/18/21

WAC

192-925-005 Adoption of model rules.
192-925-010 Who can appeal or submit a petition for review?
192-925-015 Sections of general procedural rules for appeal under chapter 192-800 WAC apply.

WAC 192-925-005 Adoption of model rules. The model rules of procedure contained in chapter 10-08 WAC, are, to the extent they are not inconsistent with the rules contained in this chapter, adopted as the rules of procedure for Title 50B RCW. The rules contained in this will, to the extent of any conflict with the model rules of procedure, be deemed to supersede the conflicting provisions of the model rules of procedure.

[Statutory Authority: RCW 50B.04.020, 50B.04.080, 50B.04.090 and 50B.04.120. WSR 21-17-140, § 192-925-005, filed 8/18/21, effective 9/18/21.]

WAC 192-925-010 Who can appeal or submit a petition for review?

(1) An aggrieved party as defined in WAC 192-900-005 may file an appeal to the department by using the department's online services, or in another format approved by the department.

(2) Any aggrieved party who receives a decision from the office of administrative hearings, other than an order approving a withdrawal of appeal, a consent order, or an interim order, may file a written petition for review, including filing by using the department's online services, or in another format approved by the department.

[Statutory Authority: RCW 50B.04.020, 50B.04.080, 50B.04.090 and 50B.04.120. WSR 21-17-140, § 192-925-010, filed 8/18/21, effective 9/18/21.]

WAC 192-925-015 Sections of general procedural rules for appeal under chapter 192-800 WAC apply. Per RCW 50B.04.120, appeal procedures under Title 50B RCW must align with the appeal procedures under Title 50A RCW. The following general procedural rules for appeal under the paid family and medical leave program apply to the long-term services and supports trust program:

(1) WAC 192-800-040 What are the timeliness requirements for submitting an appeal or a petition for review?

(2) WAC 192-800-045 Can an appeal be withdrawn?

(3) WAC 192-800-050 What happens after an appeal is submitted?

(4) WAC 192-800-055 Who will be notified if an appeal is filed and what will it include?

(5) WAC 192-800-060 What happens if an appeal or a petition has been filed and one of the parties has a change of contact information?

(6) WAC 192-800-065 How does the time computation work for perfecting an appeal or petition for review?

(7) WAC 192-800-070 Who can give testimony and examine witnesses during an appeal hearing?

(8) WAC 192-800-075 Who can request a postponement of a hearing?

- (9) WAC 192-800-080 Will depositions and written discovery be permitted?
- (10) WAC 192-800-085 When will administrative law judges hear consolidated cases?
- (11) WAC 192-800-090 What is included in decisions issued by the office of administrative hearings?
- (12) WAC 192-800-095 Can a decision of the commissioner incorporate a decision under review?
- (13) WAC 192-800-100 What is the process for filing petition for review and any reply to the petition for review?
- (14) WAC 192-800-105 When and how can an administrative law judge dispose of an appeal?
- (15) WAC 192-800-110 What options are available for an aggrieved party who received an order of default?
- (16) WAC 192-800-115 What is the process for filing a petition for reconsideration to the commissioner's review office?
- (17) WAC 192-800-120 When would the commissioner not issue declaratory orders?
- (18) WAC 192-800-125 When is a petition for review considered delivered to the department?

[Statutory Authority: RCW 50B.04.020, 50B.04.080, 50B.04.090 and 50B.04.120. WSR 21-17-140, § 192-925-015, filed 8/18/21, effective 9/18/21.]