

WAC 308-111-040 Eligibility for administrative review or interview. (1) A person is eligible for an administrative review whenever the department proposes an adverse action against the driving privilege under this chapter and the request for an administrative review is received timely by the department.

(2) Upon timely request for an administrative review, the action subject to the department's notification shall be stayed pending the conclusion of the administrative review.

(3) A person who fails to submit the request for administrative review in the prescribed period or according to the department's instructions shall be denied an administrative review. The department shall notify the petitioner, in writing, of the reason for denial of the administrative review, and the department's sanction will go into effect as stated on the original notice.

(a) The department referee may set aside a denial of the administrative review if the petitioner establishes good cause.

(b) Good cause, which is defined as extending the administrative review or interview request deadline may include, but is not limited to:

- (i) Military deployment;
- (ii) Medical treatment or hospitalization;
- (iii) Housing instability;
- (iv) Language barriers;
- (v) Domestic violence; or
- (vi) Incarceration.

[Statutory Authority: RCW 46.01.110 and 46.20.245. WSR 25-03-018, s 308-111-040, filed 1/6/25, effective 2/6/25.]