



RULE-MAKING ORDER PERMANENT RULE ONLY

CR-103P (December 2017)
(Implements RCW 34.05.360)

CODE REVISER USE ONLY

OFFICE OF THE CODE REVISER
STATE OF WASHINGTON
FILED

DATE: July 28, 2025

TIME: 3:35 PM

WSR 25-16-030

Agency: Public Disclosure Commission

Effective date of rule:

Permanent Rules

- ☐ 31 days after filing.
- ☒ Other (specify) November 5, 2025 (If less than 31 days after filing, a specific finding under RCW 34.05.380(3) is required and should be stated below)

Any other findings required by other provisions of law as precondition to adoption or effectiveness of rule?

- ☐ Yes ☒ No If Yes, explain:

Purpose: PDC rules establish schedules of monetary ranges used to categorize the assessment of appropriate penalties in enforcement matters. These rules will adjust the monetary values used to set the penalty schedules in brief and full commission proceedings. The limit on penalty assessments for a brief adjudicatory proceeding (BAP) will be raised from \$1,000 to \$2,000. Mitigating and aggravating factors for each type of proceeding will be consolidated into a single set of criteria that will be applied to all enforcement proceedings. Additional technical changes will be made to the agency's enforcement procedures.

Citation of rules affected by this order:

New: WAC 390-37-185

Repealed:

Amended: WAC 390-37-005, 040, 060, 061, 062, 071, 075, 090, 140, 142, 143 & 182.

Suspended:

Statutory authority for adoption: RCW 42.17A.110 & 755.

Other authority:

PERMANENT RULE (Including Expedited Rule Making)

Adopted under notice filed as WSR 25-13-004 on June 5, 2025 (date).

Describe any changes other than editing from proposed to adopted version: Includes description for grounds when the Commission may impose penalties outside of the penalty schedule.

If a preliminary cost-benefit analysis was prepared under RCW 34.05.328, a final cost-benefit analysis is available by contacting:

Name:

Address:

Phone:

Fax:

TTY:

Email:

Web site:

Other:

**Note: If any category is left blank, it will be calculated as zero.
No descriptive text.**

**Count by whole WAC sections only, from the WAC number through the history note.
A section may be counted in more than one category.**

The number of sections adopted in order to comply with:

Federal statute:	New	<u>0</u>	Amended	<u>0</u>	Repealed	<u>0</u>
Federal rules or standards:	New	<u>0</u>	Amended	<u>0</u>	Repealed	<u>0</u>
Recently enacted state statutes:	New	0	Amended	0	Repealed	<u>0</u>

The number of sections adopted at the request of a nongovernmental entity:

New	<u>0</u>	Amended	0	Repealed	<u>0</u>
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The number of sections adopted on the agency's own initiative:

New	1	Amended	12	Repealed	<u>0</u>
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The number of sections adopted in order to clarify, streamline, or reform agency procedures:

New	<u>0</u>	Amended	<u>0</u>	Repealed	<u>0</u>
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The number of sections adopted using:

Negotiated rule making:	New	<u>0</u>	Amended	<u>0</u>	Repealed	<u>0</u>
Pilot rule making:	New	<u>0</u>	Amended	<u>0</u>	Repealed	<u>0</u>
Other alternative rule making:	New	<u>0</u>	Amended	<u>0</u>	Repealed	<u>0</u>

Date Adopted: July 24, 2025

Name: Sean Flynn

Title: General Counsel

Signature:

