

WAC 212-17-490 Penalty adjustment. (1) The assessment of penalty adjustments for amounts other than those set by chapter 70.77 RCW will be done only by the state fire marshal through a hearings process either formally or informally.

(2) The assessment of penalties for not being in conformance with chapters 70.77 RCW and/or 212-17 WAC may be made only after considering:

(a) The gravity and magnitude of the violation;

(b) The person's previous record;

(c) Such other considerations as the state fire marshal may consider appropriate.

(3) During a formal hearing or informal conference, the state fire marshal may modify or adjust the citation, cited violations, or penalties assessed in order to meet the requirements of these rules and to ensure uniformity and consistency in their application state-wide.

[Statutory Authority: RCW 70.77.250. WSR 15-22-082, § 212-17-490, filed 11/3/15, effective 1/1/16. Statutory Authority: Chapters 43.43 and 70.77 RCW. WSR 05-12-033, § 212-17-490, filed 5/24/05, effective 6/24/05.]