

WAC 296-52-61040 Reasons why applicants may be disqualified.

(1) Licenses will not be issued for the manufacture, retail sale or purchase of explosives to any applicant who is any of the following:

(a) Does not provide proof of a valid explosive license or permit issued by the Bureau of Alcohol, Tobacco, Firearms, and Explosives (ATF);

(b) Under twenty-one years of age;

(c) Whose license is suspended or revoked, except as provided in this section;

(d) Convicted in any court of a crime punishable by imprisonment for a term exceeding one year;

(e) Legally determined at the time of application to be:

(i) Mentally ill;

(ii) Insane;

(iii) Committed to a mental institution;

(iv) Incompetent due to any mental disability or disease at the time of application.

Note: The department will not reissue a license until competency has been legally restored.

(f) Physically ill or disabled, and cannot use explosives safely. Disqualifying disabilities may include, but are not limited to:

(i) Blindness;

(ii) Deafness;

(iii) Epileptic or diabetic seizures or coma.

Note: The department will not reissue a license until the applicant's physical ability is verified by a qualified physician through the appeal process (WAC 296-52-60065, Violation appeals).

(g) Who is an alien, unless:

(i) They are lawfully admitted for permanent residence; and

(ii) They are in lawful nonimmigrant status.

(h) Who has been dishonorably discharged from the United States armed forces;

(i) Who has renounced their citizenship from the United States.

(2) A user (blaster) license will not be issued if the applicant is denied a receiver or employee possessor designation by ATF.

[Statutory Authority: RCW 49.17.010, 49.17.040, 49.17.050, and 49.17.060. WSR 17-16-132, § 296-52-61040, filed 8/1/17, effective 9/1/17; WSR 06-19-074, § 296-52-61040, filed 9/19/06, effective 12/1/06; WSR 03-10-037, § 296-52-61040, filed 4/30/03, effective 5/24/03. Statutory Authority: RCW 49.17.010, [49.17].040, and [49.17].050. WSR 02-03-125, § 296-52-61040, filed 1/23/02, effective 3/1/02.]