

**WAC 296-150I-0020 Definitions that apply to this chapter.** (1)

**"Administrative law judge"** is any person appointed by the chief administrative law judge (as defined in RCW 34.12.020(1)) to preside at a notice of infraction appeal hearing convened under chapter 43.22A RCW.

(2) **"Appeal hearing"** is any proceeding in which an administrative law judge is empowered to determine legal rights, duties or privileges of specific parties on behalf of the director.

(3) **"Appellant"** means any person, contractor, firm, partnership, corporation, or other entity that has filed an appeal.

(4) **"Approved homeowner"** is an individual person who owns a manufactured home and who also has passed the departments' installer training class and test, with the intention of installing their home and residing in that home upon completion of the installation work.

(5) **"Authorized representative"** means an employee of a state agency, city, or county acting on behalf of the department.

(6) **"Bottom board"** means the close up material on the bottom side of the manufactured home floor that protects it from rodents and transportation damage and meets the requirements of 24 C.F.R. Part 3280.305(g) (6).

(7) **"Certified manufactured home installer"** means a person who is in the business of installing manufactured or mobile homes and who has been issued a certificate by the department as provided in this chapter.

(8) **"Contractor"** is as defined in chapters 18.27, 18.106, and 19.28 RCW.

(9) **"DAPIA"** is a design approval primary inspection agency as approved by the United States Department of Housing and Urban Development and defined by 24 C.F.R. Part 3286.3.

(10) **"Dealer"** is the same as "manufactured/mobile home dealer" below.

(11) **"Department"** refers to the department of labor and industries.

(12) **"Final infraction"** means an infraction that was not appealed during the time period required by RCW 43.22A.200, or was affirmed by an administrative law judge or any court.

(13) **"HUD"** is the U.S. Department of Housing and Urban Development, Office of Manufactured Housing Programs, Washington D.C. 20140-8000.

(14) **"IBTS"** is the Institute for Building Technology and Safety, 45207 Research Place, Ashburn, VA 20147.

(15) **"Infraction"** means a violation of chapter 43.22A RCW.

(16) **"Installation"** means all on-site work necessary for the setting up and completion of a manufactured or mobile home, starting with the preparation of the building site through final permit approval by the local enforcement agency.

(17) **"Local enforcement agency"** means any agency of the governing body of any city, county, or state which enforces laws or ordinances governing the construction of buildings.

(18) **"Manufactured home"** means a single-family dwelling built in accordance with the Department of Housing and Urban Development Manufactured Home Construction and Safety Standards Act, which is a national, preemptive building code.

(19) **"Manufactured/mobile home dealer"** is a vehicle dealer as defined in RCW 46.70.011.

(20) **"Manufacturer"** refers to a manufacturer of single-family dwellings built according to the Department of Housing and Urban De-

velopment Manufactured Home Construction and Safety Standards Act, which is a national, preemptive building code.

(21) **"Mobile home"** means a factory-built dwelling built before June 15, 1976, to standards other than the National Manufactured Housing Construction and Safety Standards Act of 1974 (42 U.S.C. 5401 et seq.), and acceptable under applicable state codes in effect at the time of construction or introduction of the home into this state.

(22) **"Notice of infraction"** means a form used by the department to notify contractors or homeowners that an infraction under this chapter has been filed against them.

(23) **"Other equivalent experience"** means six months of hands-on experience installing manufactured homes under the guidance of a reputable, recognized manufactured home installer; or two years experience in residential or commercial construction.

(24) **"Retailer"** means the same as "dealer" for the purposes of this section.

(25) **"Site"** means the parcel of land approved by the local enforcement agency to accommodate the dwelling and auxiliary structures.

(26) **"Vapor retarder"** means a ground cover material of 6 mil black polyethylene sheeting or equivalent.

[Statutory Authority: Chapters 43.22 and 43.22A RCW. WSR 22-01-193, § 296-150I-0020, filed 12/21/21, effective 1/31/22. Statutory Authority: Chapter 43.22A RCW and 2007 c 432. WSR 08-12-040, § 296-150I-0020, filed 5/30/08, effective 6/30/08.]