

Chapter 200-200 WAC

STATE CAPITOL GROUNDS TRAFFIC AND PARKING REGULATIONS

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WAC 200-200-001 Promulgation. Pursuant to the authority granted by chapters 43.19, 46.08, 46.55, and 79.24 RCW, the director of the department of general administration hereby establishes the following regulations to govern pedestrian and vehicular traffic and parking upon state lands which are a part of the state capitol grounds. These regulations apply to vehicles owned by the state and any other governmental unit or agency as well as to privately owned vehicles.

[Statutory Authority: 2011 c 43, 11-23-093, recodified as WAC 200-200-001, filed 11/17/11, effective 11/17/11. Statutory Authority: Chapters 46.08, 43.19, 46.55 and 79.24 RCW, 92-04-036, § 236-12-001, filed 1/30/92, effective 3/1/92. Statutory Authority: RCW 46.08.150, 78-05-006 (Order 78-3), § 236-12-001, filed 4/7/78; Order 12, § 236-12-001, filed 12/19/73; 8/19/64.]

DEFINITIONS

WAC 200-200-015 Definitions. As used in this chapter, the following terms shall mean:

(1) "Director" defined. The director of the department of general administration.

(2) "Impound"/"impoundment" defined. To take and hold an unauthorized vehicle in legal custody at the direction of the director or designee, subject to the procedures outlined in this chapter and in chapter 46.55 RCW. Such definition includes towing of an unauthorized vehicle.

(3) "Presiding officer" defined. Pursuant to RCW 34.05.485, a "presiding officer" is an individual(s) who is appointed by the director to preside over administrative hearings and render a decision regarding the suspension or revocation of parking privileges and removal, suspension, or revocation from parking waiting list under this chapter.

(4) "Reviewing officer" defined. Pursuant to RCW 34.05.491, a "reviewing officer" is an individual(s) who is appointed by the director to review the decisions by the presiding officer and is authorized to grant appropriate administrative relief upon review.

(5) "State capitol grounds" defined. Those grounds owned by the state and otherwise designated as state capitol grounds, including the west capitol campus, the east capitol campus, Sylvester Park, the Old Capitol Building and Capitol Lake, ways open to the public and specified adjoining lands and roadways.

(6) "Unauthorized vehicle defined." An "unauthorized vehicle" is a vehicle which is parked for any length of time on state capitol grounds and:

(a) Does not display the permit required for that area; and/or

(b) Is not otherwise authorized to park in that area; and/or

(c) Is parked in a metered parking area for a consecutive period longer than the time permitted for parking in that area; and/or

(d) Is parked in a metered parking area with insufficient payment to use the space it occupies; and/or

(e) Is parked in a parking space designated for disabled individuals and such vehicle does not display a valid special license plate or placard; and/or

(f) Is parked in a parking space reserved for use by another vehicle; and/or

(g) Is parked in an area not designated for parking.

(7) "Vehicle" defined. All mechanical transportation devices defined as vehicles in the motor vehicle laws and of the state of Washington including motorcycles and motor-driven cycles.

(8) "Way open to the public defined." Any road, alley, lane, parking area, parking structure, path, or any place private or otherwise adapted to and fitted for travel that is in common use by the public with the consent expressed or implied of the owner or owners, and further shall mean public play grounds, school grounds, recreation grounds, parks, park ways, park drives, park paths.

(9) "Employee defined." Any person assigned to a state facility, including state employees and the staff of vendors, concessionaires, contractors and consultants, who are performing duties that are similar to the duties of state employees or that are in direct support of the state agency functions performed at the facility.

(10) "Disabled defined." Any person who has made application to the department of licensing in accordance with WAC 308-96A-310, and displays a valid permit in accordance with WAC 308-96A-310 and 308-96A-315.

(11) "Visitor defined." Any person parking at a state facility who is not employed at that facility.

[Statutory Authority: 2011 c 43. 11-23-093, recodified as WAC 200-200-015, filed 11/17/11, effective 11/17/11. Statutory Authority: RCW 46.08.150. 96-13-001, § 236-12-015, filed 6/5/96, effective 7/6/96. Statutory Authority: RCW 46.08.150 as amended by ESB 5873 in 1995. 95-16-107, § 236-12-015, filed 8/1/95, effective 9/1/95. Statutory Authority: Chapters 46.08, 43.19, 46.55 and 79.24 RCW. 92-04-036, § 236-12-015, filed 1/30/92, effective 3/1/92.]

TRAFFIC REGULATIONS

WAC 200-200-020 Objectives of traffic regulations.

The objectives of these traffic regulations are:

(1) To protect and control pedestrian and vehicular traffic;

(2) To assure access at all times for emergency equipment;

(3) To facilitate the work of state government by assuring access for its vehicles and those of its employees and visitors and by assigning the limited parking space for the most efficient use.

(4) To promote energy conservation.

[Statutory Authority: 2011 c 43. 11-23-093, recodified as WAC 200-200-020, filed 11/17/11, effective 11/17/11. Statutory Authority: RCW 46.08.-150. 78-05-006 (Order 78-3), § 236-12-020, filed 4/7/78; Order 12, § 236-12-020, filed 12/19/73; § 1, filed 8/19/64.]

WAC 200-200-030 Traffic control. The motor vehicle laws and other traffic laws of the state of Washington are applicable to pedestrian and vehicular traffic on the state capitol grounds, and are hereby adopted and made a part hereof by reference. In case of conflict between the provisions of the motor vehicle laws or other traffic laws of the state of Washington and these regulations, the laws of Washington shall govern.

[Statutory Authority: 2011 c 43. 11-23-093, recodified as WAC 200-200-030, filed 11/17/11, effective 11/17/11. Statutory Authority: RCW 46.08.-150. 78-05-006 (Order 78-3), § 236-12-030, filed 4/7/78; Order 12, § 236-12-030, filed 12/19/73; § 2, filed 8/19/64.]

WAC 200-200-070 Speed. Vehicles on the state capitol grounds may not be operated at a speed in excess of 20 miles per hour or in excess of such lower speed as is reasonable and prudent in the circumstances or as may be posted. Vehicles in parking garages located on the state capitol grounds may not be operated at a speed in excess of 12 miles per hour.

[Statutory Authority: 2011 c 43. 11-23-093, recodified as WAC 200-200-070, filed 11/17/11, effective 11/17/11; Order 12, § 236-12-070, filed 12/19/73; § 6, filed 8/19/64.]

WAC 200-200-080 Regulatory signs and directions. Pedestrians and drivers of vehicles shall obey regulatory signs posted by the director. Pedestrians and drivers of vehicles shall also comply with directions given in the control and regulation of traffic by uniformed state patrol officers and department of general administration parking controllers. No person shall move or alter any sign, barricade or other structure used for traffic and/or parking regulation, including painted stripes or marking utilized in traffic and parking control, without the authorization of the director.

[Statutory Authority: 2011 c 43. 11-23-093, recodified as WAC 200-200-080, filed 11/17/11, effective 11/17/11. Statutory Authority: RCW 46.08.-150. 78-05-006 (Order 78-3), § 236-12-080, filed 4/7/78; Order 12, § 236-12-080, filed 12/19/73; § 7, filed 8/19/64.]

WAC 200-200-085 Marking. The marking of streets, parking lots and garages shall be as follows:

(1) Yellow areas—No standing

(2) White areas—Crosswalks (no stopping in crosswalks) and parking stalls (no stopping in parking stalls without a permit or payment of fee)

(3) Red areas—No stopping.

[Statutory Authority: 2011 c 43. 11-23-093, recodified as WAC 200-200-085, filed 11/17/11, effective 11/17/11. Statutory Authority: RCW 46.08.-150. 78-05-006 (Order 78-3), § 236-12-085, filed 4/7/78; Order 12, § 236-12-085, filed 12/19/73.]

WAC 200-200-140 Special traffic and parking regulations and restrictions authorized. Upon special occasions causing additional heavy traffic and during emergencies, the director may impose emergency traffic and parking regulations and restrictions.

[Statutory Authority: 2011 c 43. 11-23-093, recodified as WAC 200-200-140, filed 11/17/11, effective 11/17/11. Statutory Authority: RCW 46.08.-150. 78-05-006 (Order 78-3), § 236-12-140, filed 4/7/78; Order 12, § 236-12-140, filed 12/19/73; § 13, filed 8/19/64.]

WAC 200-200-150 Advertising and solicitation activities. No advertising, solicitation, or promotional activities

shall be conducted or engaged in on any portion of the state capitol grounds in such a manner as to damage or destroy public property, block or close off road ways and parking areas, block or interfere with ingress and egress to the state capitol grounds or to any building situated thereon, or in any manner interfere with the conduct of state government business. Advertising and solicitation for commercial purposes shall not be conducted or engaged in on any portion of the state capitol grounds except with prior approval of the director.

[Statutory Authority: 2011 c 43. 11-23-093, recodified as WAC 200-200-150, filed 11/17/11, effective 11/17/11; Order 76-2, § 236-12-150, filed 3/15/76; Order 12, § 236-12-150, filed 12/19/73; § 14, filed 8/19/64.]

SKATEBOARDING REGULATIONS

WAC 200-200-160 Intent of the director. It is the intent of the director in adopting these skateboard regulations to acknowledge the dangerous impact that skateboarding on the capitol campus has to the health and safety of state employees, visitors, skateboarders, and the general public and the destructive impact it has on physical structures, roadways, and pathways on the capitol campus.

The following are some of the reasons why skateboarding on the capitol campus must be controlled:

(1) During recent years, the use of skateboards has increased dramatically. As a result, the department has been contacted by numerous employees and citizens complaining about the dangerous and destructive practices of skateboarders on the capitol campus grounds.

(2) Many skateboarders ride their boards in high volume areas and thus threaten the safety of pedestrians, motorists, and the skateboarders themselves.

(3) The director finds that skateboarding in such high volume or crowded areas, even if done in a nonnegligent manner, is incompatible with pedestrian use of these areas, due mainly to the speed and maneuverability of skateboards.

(4) Skateboard riders have ridden their boards down entrance and exit ramps of state underground parking facilities, sometimes against traffic, placing the skateboarders in serious danger and placing the motorists in a position of liability and possible harm. Skateboarders also have ridden their boards near doorways, nearly hitting pedestrians. In addition, skateboarders have ridden into state buildings jeopardizing occupants, and have ridden on walls, curbs, partitions, ramps, or other vertical and irregular physical surfaces, causing damage to state facilities and surfaces.

(5) The director finds that skateboarding in roadways and parking facilities and parking ramps creates a danger to the skateboard rider and to the motorist and is incompatible with motor vehicle use in such areas.

(6) The director finds that these skateboard regulations are necessary in order to avoid property loss, personal injury, and liability exposure associated with the use of skateboards on state property and within state facilities.

[Statutory Authority: 2011 c 43. 11-23-093, recodified as WAC 200-200-160, filed 11/17/11, effective 11/17/11. Statutory Authority: RCW 46.08.150. 92-09-076, § 236-12-160, filed 4/15/92, effective 5/16/92.]

WAC 200-200-170 "Skateboard" defined. "Skateboard" as used herein shall mean an oblong board with roller

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skate wheels or other similar wheels mounted under it at each end.

[Statutory Authority: 2011 c 43. 11-23-093, recodified as WAC 200-200-170, filed 11/17/11, effective 11/17/11. Statutory Authority: RCW 46.08.150. 92-09-076, § 236-12-170, filed 4/15/92, effective 5/16/92.]

WAC 200-200-171 "Skateboarding" defined. "Skateboarding" as used herein shall mean any person who stands with one or both feet touching a skateboard and/or who does handstands with one or both hands touching a skateboard and/or who crouches, sits, or lies upon a skateboard while it is in motion. "Skateboarding" also shall mean skateboard riding.

[Statutory Authority: 2011 c 43. 11-23-093, recodified as WAC 200-200-171, filed 11/17/11, effective 11/17/11. Statutory Authority: RCW 46.08.150. 92-09-076, § 236-12-171, filed 4/15/92, effective 5/16/92.]

WAC 200-200-175 Skateboarding prohibited. Skateboarding is prohibited on the state capitol grounds, as defined in WAC 236-12-015(7), including but not limited to the streets, sidewalks, walkways, walls, raised structural elevations, east capitol campus plaza, parking structures, lots and ramps, other paved surfaces of the state capitol grounds and any other structure or part thereof.

[Statutory Authority: 2011 c 43. 11-23-093, recodified as WAC 200-200-175, filed 11/17/11, effective 11/17/11. Statutory Authority: RCW 46.08.150. 92-09-076, § 236-12-175, filed 4/15/92, effective 5/16/92.]

WAC 200-200-180 Violation—Penalty. Violation of any of the provisions contained in WAC 236-12-160, 236-12-170, 236-12-171, or 236-12-175 shall constitute a traffic infraction which is subject to the jurisdiction of the Thurston County district court. Violators shall be ticketed by the Washington state patrol. The fine for violating any of these skateboarding regulations shall be twenty-five dollars.

[Statutory Authority: 2011 c 43. 11-23-093, recodified as WAC 200-200-180, filed 11/17/11, effective 11/17/11. Statutory Authority: RCW 46.08.150. 92-09-076, § 236-12-180, filed 4/15/92, effective 5/16/92.]

SKATING ON STATE CAPITOL GROUNDS

WAC 200-200-18003 Skating prohibited. Skating is only permitted on the state capitol grounds on streets and sidewalks as long as the skating activity does not interfere in any manner with efforts to conduct state business or pedestrian and vehicle traffic. Skating, as defined in WAC 236-12-18005, is specifically prohibited on stairs, curbs, walls, raised structural elevations, monuments, parking garages, ramps, railings and any structure or part thereof.

Skating activities taking place during the hours of darkness require the skater to wear reflective-type clothing.

[Statutory Authority: 2011 c 43. 11-23-093, recodified as WAC 200-200-18003, filed 11/17/11, effective 11/17/11. Statutory Authority: RCW 46.08.150. 97-01-063, § 236-12-18003, filed 12/13/96, effective 12/14/96.]

WAC 200-200-18005 Definitions. (1) "Skating" refers to rollerblades, in-line skates and roller skates.

(2) "Rollerblades/in-line skates" are defined as skates having rollers or wheels that are in line, generally consisting of four wheels.

(3) "Roller skates" are generally defined as skates having four wheels, dual wheels in front and dual wheels in the rear.

(4) "Hours of darkness" is defined as the hours between sunset and sunrise.

[Statutory Authority: 2011 c 43. 11-23-093, recodified as WAC 200-200-18005, filed 11/17/11, effective 11/17/11. Statutory Authority: RCW 46.08.150. 97-01-063, § 236-12-18005, filed 12/13/96, effective 12/14/96.]

WAC 200-200-18007 Violation—Penalty. Violation of WAC 236-12-18003 shall constitute a traffic infraction which is subject to the jurisdiction of Thurston County district court. Violations shall be ticketed by the Washington state patrol. The fine for violating WAC 236-12-18003 shall be twenty-five dollars.

[Statutory Authority: 2011 c 43. 11-23-093, recodified as WAC 200-200-18007, filed 11/17/11, effective 11/17/11. Statutory Authority: RCW 46.08.150. 97-01-063, § 236-12-18007, filed 12/13/96, effective 12/14/96.]

PARKING REGULATIONS—GENERAL

WAC 200-200-185 Knowledge of parking regulations. It is the responsibility of all persons and entities parking on state capitol grounds to read and fully understand these regulations. Lack of knowledge of these regulations will not be accepted as grounds for noncompliance.

[Statutory Authority: 2011 c 43. 11-23-093, recodified as WAC 200-200-185, filed 11/17/11, effective 11/17/11. Statutory Authority: Chapters 46.08, 43.19, 46.55 and 79.24 RCW. 92-04-036, § 236-12-185, filed 1/30/92, effective 3/1/92.]

WAC 200-200-186 Parking time limits in metered areas. On normal working days between 7:00 a.m. and 5:00 p.m., no person or entity shall park any vehicle on the state capitol grounds or in any area designated as metered parking for a consecutive period of time longer than that period of time for which parking is permitted in such areas, irrespective of the amount of time for which parking has been paid. Vehicles moved from one parking space to another or from one lot to another shall be assumed to have been parked continuously from the time they are initially parked in any metered area. A showing that the time period between when a vehicle is twice found parked in any metered area(s) on the same day is more than the time allowed for parking in metered areas shall constitute a prima facie presumption that the vehicle has been parked in violation of this section.

[Statutory Authority: 2011 c 43. 11-23-093, recodified as WAC 200-200-186, filed 11/17/11, effective 11/17/11. Statutory Authority: Chapters 46.08, 43.19, 46.55 and 79.24 RCW. 92-04-036, § 236-12-186, filed 1/30/92, effective 3/1/92.]

WAC 200-200-187 Parking spaces. The director shall formulate plans for the marking and numbering of parking areas and spaces and shall designate parking spaces for visitors, service vehicles, employees, and others as well as areas in which parking is prohibited. The director may designate and set aside specific parking and travel areas for motorcycles, motor-driven cycles, and/or bicycles, and they may be operated or parked only in those specified areas.

[Statutory Authority: 2011 c 43. 11-23-093, recodified as WAC 200-200-187, filed 11/17/11, effective 11/17/11. Statutory Authority: Chapters 46.08, 43.19, 46.55 and 79.24 RCW. 92-04-036, § 236-12-187, filed 1/30/92, effective 3/1/92.]

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WAC 200-200-188 Tourists and visitors. Tourists and visitors may park vehicles without fee in areas designated for their use, subject to the traffic and control regulations, or in metered parking areas on the state capitol grounds provided, however, that the prescribed parking fee shall be paid prior to parking. Employees of the state of Washington who are employed on the state capitol grounds may not park in spaces set aside and marked for visitors, tourists, and other special purposes between the hours of 7:00 a.m. and 5:00 p.m. on normal working days, unless authorized to do so by the director.

[Statutory Authority: 2011 c 43. 11-23-093, recodified as WAC 200-200-188, filed 11/17/11, effective 11/17/11. Statutory Authority: Chapters 46.08, 43.19, 46.55 and 79.24 RCW. 92-04-036, § 236-12-188, filed 1/30/92, effective 3/1/92.]

WAC 200-200-189 Service and delivery vehicles. Service or delivery vehicles may park in specifically designated areas on the state capitol grounds, provided, a parking permit is obtained before parking in such areas.

[Statutory Authority: 2011 c 43. 11-23-093, recodified as WAC 200-200-189, filed 11/17/11, effective 11/17/11. Statutory Authority: Chapters 46.08, 43.19, 46.55 and 79.24 RCW. 92-04-036, § 236-12-189, filed 1/30/92, effective 3/1/92.]

WAC 200-200-190 Parking within designated spaces. No vehicle shall be parked so as to occupy any portion of more than one parking space as designated in the parking area, or so as to occupy any portion of a fire lane or other area in which parking is prohibited. No parking space shall be occupied by more than one vehicle at any given time, except as authorized by the director.

[Statutory Authority: 2011 c 43. 11-23-093, recodified as WAC 200-200-190, filed 11/17/11, effective 11/17/11. Statutory Authority: Chapters 46.08, 43.19, 46.55 and 79.24 RCW. 92-04-036, § 236-12-190, filed 1/30/92, effective 3/1/92.]

WAC 200-200-191 Liability of state. The state assumes no liability for vehicles parked on the state capitol grounds or in state parking facilities. Only a license, not a bailment, is created by the rental of parking spaces or issuance of a permit to park on state property.

[Statutory Authority: 2011 c 43. 11-23-093, recodified as WAC 200-200-191, filed 11/17/11, effective 11/17/11. Statutory Authority: Chapters 46.08, 43.19, 46.55 and 79.24 RCW. 92-04-036, § 236-12-191, filed 1/30/92, effective 3/1/92.]

PARKING REGULATIONS—PERMITS

WAC 200-200-200 Authorization for issuance of permits. All parking on state capitol grounds excluding parking in metered areas shall be authorized through the issuance of valid parking permits. These permits shall be issued by the director to state officials, state employees, state agencies for official cars and to such other individuals as determined by the director to require parking to aid in carrying out state business. These permits shall not be transferred from one vehicle to another except as authorized by the director. All parking on state capitol grounds shall be for official purposes only. Parking spaces may not be used for other purposes such as the conduct of private business or the storage of personal property.

(11/17/11)

[Statutory Authority: 2011 c 43. 11-23-093, recodified as WAC 200-200-200, filed 11/17/11, effective 11/17/11. Statutory Authority: Chapters 46.08, 43.19, 46.55 and 79.24 RCW. 92-04-036, § 236-12-200, filed 1/30/92, effective 3/1/92. Statutory Authority: RCW 46.08.150, 85-19-001 (Order 85-02), § 236-12-200, filed 9/5/85; Order 12, § 236-12-200, filed 12/19/73; § 15, filed 8/19/64.]

WAC 200-200-220 Allocation of parking permits.

Parking permits shall be allocated by the director in such manner as will best effectuate the objectives of these regulations. Unless in the director's opinion the objectives of these regulations would otherwise be better served, the director shall observe the following priorities in the issuance of permits:

- (1) Disabled state employees and officials;
- (2) Car pools consisting of three or more persons per vehicle;
- (3) Other state employees, state officials, state agencies, and nonstate parkers.

[Statutory Authority: 2011 c 43. 11-23-093, recodified as WAC 200-200-220, filed 11/17/11, effective 11/17/11. Statutory Authority: Chapters 46.08, 43.19, 46.55 and 79.24 RCW. 92-04-036, § 236-12-220, filed 1/30/92, effective 3/1/92. Statutory Authority: RCW 46.08.150, 78-05-006 (Order 78-3), § 236-12-220, filed 4/7/78; Order 12, § 236-12-220, filed 12/19/73; § 17, filed 8/19/64.]

WAC 200-200-250 Special event permits. Any state official, agency or department sponsoring or making arrangements for conferences, meetings, schools, seminars or other special events which will require special traffic control and parking arrangements will confer with the director as to such arrangements.

[Statutory Authority: 2011 c 43. 11-23-093, recodified as WAC 200-200-250, filed 11/17/11, effective 11/17/11; Order 12, § 236-12-250, filed 12/19/73; § 20, filed 8/19/64.]

WAC 200-200-290 Parking fees. (1) The fees for rental parking shall be set by the director of the department of general administration.

(a) Adjustments to the fees may be made at the discretion of the director of the department of general administration.

(b) The director will establish a fee schedule for parking spaces/areas and will keep such fee schedule on file in the director's office of the Department of General Administration, P.O. Box 41000, Olympia, Washington 98504-1000 and will make it available to any person upon request.

(2) In determining whether to adjust rental parking fees, the director will consider one or more of the following factors:

- (a) Parking facility costs;
- (b) Available commuting alternatives;
- (c) Change in the demand for parking facilities;
- (d) Transportation demand management requirements;
- (e) Market rates of comparable privately owned or leased property; and
- (f) Other circumstances as determined by the director, whereby a change in parking fees is necessary.

(3) The director shall provide notice to state agency stakeholders and capitol campus parkers no later than sixty days prior to any proposed rental parking fees adjustment and provide a thirty-day comment period about the proposed parking fee increases. The director shall consider the comments in adopting adjustments to the rental parking fees.

(11/17/11)

[Statutory Authority: 2011 c 43. 11-23-093, recodified as WAC 200-200-290, filed 11/17/11, effective 11/17/11. Statutory Authority: RCW 43.19.011 (2)(d), 46.08.150, 46.08.172, 07-19-074, § 236-12-290, filed 9/17/07, effective 10/18/07; 04-18-064, § 236-12-290, filed 8/30/04, effective 7/1/05. Statutory Authority: RCW 46.08.150 and 46.08.172, 92-04-037, § 236-12-290, filed 1/30/92, effective 3/1/92. Statutory Authority: RCW 46.08.150, 85-19-001 (Order 85-02), § 236-12-290, filed 9/5/85; 78-05-006 (Order 78-3), § 236-12-290, filed 4/7/78; Order 12, § 236-12-290, filed 12/19/73; Order 11, § 236-12-290, filed 5/22/72; Order 9, § 236-12-290, filed 8/14/70; § 24, filed 8/19/64.]

WAC 200-200-295 Free parking permits for carpools/vanpools.

Parking permits shall be issued to carpools and vanpools without charge subject to the terms and conditions set forth herein. To be eligible for such permits, the carpool/vanpool must consist of at least three persons per vehicle. The application must be submitted by a state employee, and shall include the names of all other persons who are members of the carpool or vanpool. Members of carpools/vanpools to which permits are issued under this section shall not be eligible for issuance of any other parking permits.

Permits issued under this section shall expire at the end of three months from the date of issuance. Application for renewal must be presented in person to the parking office at least two weeks prior to the expiration date.

It shall be the responsibility of all members of a carpool/vanpool to which a parking permit is issued hereunder to notify the parking office of any changes in the ridesharing arrangements which affect the eligibility of the carpool/vanpool for the permit.

[Statutory Authority: 2011 c 43. 11-23-093, recodified as WAC 200-200-295, filed 11/17/11, effective 11/17/11. Statutory Authority: RCW 46.08.150, 85-19-001 (Order 85-02), § 236-12-295, filed 9/5/85.]

WAC 200-200-300 Monthly parking fee payments.

Agencies and nonstate personnel will be billed by the parking office. Employee rental parking fees and any and all employee parking permit fees shall be by payroll deduction. The director will designate a form which will be completed and submitted to the Office of Parking Services, P.O. Box 41025, Olympia, Washington 98504-1025. The person to whom the permit is issued, upon termination of use of such permit, shall notify the parking office prior to such termination of use.

[Statutory Authority: 2011 c 43. 11-23-093, recodified as WAC 200-200-300, filed 11/17/11, effective 11/17/11. Statutory Authority: RCW 46.08.150 and 46.08.172, 92-04-037, § 236-12-300, filed 1/30/92, effective 3/1/92. Statutory Authority: RCW 46.08.150, 78-05-006 (Order 78-3), § 236-12-300, filed 4/7/78; Order 12, § 236-12-300, filed 12/19/73; § 25, filed 8/19/64.]

WAC 200-200-320 Responsibility of person to whom permit is issued.

Any person or any governmental or private entity to whom a permit is issued pursuant to these regulations shall be responsible for all violations of these regulations involving that person's or entity's vehicle or permit: Provided, however, That such responsibility shall not relieve other persons or entities who violate these regulations.

[Statutory Authority: 2011 c 43. 11-23-093, recodified as WAC 200-200-320, filed 11/17/11, effective 11/17/11. Statutory Authority: Chapters 46.08, 43.19, 46.55 and 79.24 RCW. 92-04-036, § 236-12-320, filed 1/30/92, effective 3/1/92. Statutory Authority: RCW 46.08.150, 78-05-006 (Order 78-3),

§ 236-12-320, filed 4/7/78; Order 12, § 236-12-320, filed 12/19/73; § 27, filed 8/19/64.]

PARKING REGULATIONS—ENFORCEMENT

WAC 200-200-350 General. Parking regulations on state capitol grounds are subject to enforcement between 6:00 a.m. and 6:00 p.m., Monday through Friday, excluding holidays.

[Statutory Authority: 2011 c 43. 11-23-093, recodified as WAC 200-200-350, filed 11/17/11, effective 11/17/11. Statutory Authority: Chapters 46.08, 43.19, 46.55 and 79.24 RCW. 92-04-036, § 236-12-350, filed 1/30/92, effective 3/1/92.]

WAC 200-200-351 Impoundment without prior notice. A vehicle may be impounded without prior notice having been made to notify the owner of the possibility of this action in the following circumstances:

(1) When in the judgment of the Washington state patrol the vehicle is obstructing or may impede the flow of traffic; or

(2) When in the judgment of the Washington state patrol the vehicle poses an immediate threat to public safety.

[Statutory Authority: 2011 c 43. 11-23-093, recodified as WAC 200-200-351, filed 11/17/11, effective 11/17/11. Statutory Authority: RCW 46.08.-150. 96-13-001, § 236-12-351, filed 6/5/96, effective 7/6/96. Statutory Authority: Chapters 46.08, 43.19, 46.55 and 79.24 RCW. 92-04-036, § 236-12-351, filed 1/30/92, effective 3/1/92.]

WAC 200-200-360 Parking infractions and fines—Towing. Any unauthorized vehicle, as defined in this chapter, shall be cited for a traffic infraction in accordance with RCW 46.08.170. Repeat offenders are those receiving more than three notices of traffic infractions within a twelve-month period. Repeat offenders are subject to towing in accordance with chapter 46.55 RCW.

[Statutory Authority: 2011 c 43. 11-23-093, recodified as WAC 200-200-360, filed 11/17/11, effective 11/17/11. Statutory Authority: RCW 46.08.-150. 96-13-001, § 236-12-360, filed 6/5/96, effective 7/6/96. Statutory Authority: RCW 46.08.150 as amended by ESB 5873 in 1995. 95-16-107, § 236-12-360, filed 8/1/95, effective 9/1/95. Statutory Authority: Chapters 46.08, 43.19, 46.55 and 79.24 RCW. 92-04-036, § 236-12-360, filed 1/30/92, effective 3/1/92.]

WAC 200-200-361 Suspension and/or revocation of parking privileges. Repeated use of assigned parking spaces by unauthorized vehicles or for nonofficial purposes or for the storage of personal property and/or the repeated transfer of parking permits from one vehicle to another and/or being a repeat offender as defined in WAC 236-12-360 may result in the suspension or revocation of parking privileges. Violations may result in suspension and/or revocation of any permits issued to the violator and/or removal, suspension, and/or revocation from the parking waiting list for parking on state capitol grounds.

[Statutory Authority: 2011 c 43. 11-23-093, recodified as WAC 200-200-361, filed 11/17/11, effective 11/17/11. Statutory Authority: RCW 46.08.150. 96-13-001, § 236-12-361, filed 6/5/96, effective 7/6/96. Statutory Authority: RCW 46.08.150 as amended by ESB 5873 in 1995. 95-16-107, § 236-12-361, filed 8/1/95, effective 9/1/95. Statutory Authority: Chapters 46.08, 43.19, 46.55 and 79.24 RCW. 92-04-036, § 236-12-361, filed 1/30/92, effective 3/1/92.]

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WAC 200-200-365 Notice of redemption of towed vehicles. (1) Not more than twenty-four hours after impoundment of any vehicle, the impounding towing operator shall mail a notice by first-class mail to the last known registered and legal owners of the vehicle. The notice shall contain the identity of the person or agency authorizing the tow, the name of the impounding tow company, its address and telephone number and the location and time of the tow. The notice also shall include the written notice of the right of redemption and of the opportunity for a hearing to contest the validity of the tow pursuant to RCW 46.55.120. If a vehicle is redeemed prior to the mailing of notice, the notice need not be mailed.

(2) Redemption of towed vehicles shall be in accordance with chapter 46.55 RCW.

[Statutory Authority: 2011 c 43. 11-23-093, recodified as WAC 200-200-365, filed 11/17/11, effective 11/17/11. Statutory Authority: Chapters 46.08, 43.19, 46.55 and 79.24 RCW. 92-04-036, § 236-12-365, filed 1/30/92, effective 3/1/92.]

WAC 200-200-370 Hearing rights—Suspension and/or revocation of parking privileges or removal, suspension, or revocation from parking waiting list. Any person or entity seeking to contest suspension and/or revocation of parking privileges or removal, suspension, or revocation from parking waiting list has a right to a hearing to contest the validity of those actions. Such request must be made in writing and received in the office of parking services within twenty days of the date of notice or effective date of action or such right to a hearing is forfeited. Hearing requests must be submitted to:

Office of Parking Services
Department of General Administration
P.O. Box 41025
Olympia, WA 98504-1025

[Statutory Authority: 2011 c 43. 11-23-093, recodified as WAC 200-200-370, filed 11/17/11, effective 11/17/11. Statutory Authority: RCW 46.08.-150. 96-13-001, § 236-12-370, filed 6/5/96, effective 7/6/96. Statutory Authority: Chapters 46.08, 43.19, 46.55 and 79.24 RCW. 92-04-036, § 236-12-370, filed 1/30/92, effective 3/1/92.]

WAC 200-200-371 Hearing procedure—Suspension and/or revocation of parking privileges and removal, suspension, or revocation from parking waiting list. (1) Contested hearings held pursuant to WAC 236-12-370 shall be conducted as brief adjudicative proceedings according to RCW 34.05.482, 34.05.485, 34.05.488, 34.05.491 and 34.05.494.

(2) Upon receipt of a written request for a hearing, the presiding officer shall provide the contesting party an opportunity to be informed of the agency's view of the matter and an opportunity to explain the contesting party's view of the matter.

(3) Within ten days of this opportunity, the presiding officer shall serve upon the contesting party and the agency, a brief written statement of the reasons for the decision. Such statement shall include notice that the contesting party may request an agency administrative review of that decision. The contesting party must request such review either orally or in writing within twenty-one days of service of the written state-

(11/17/11)

ment. Service is deemed to be completed upon deposit in the United States mail as evidenced by the postmark.

(4) If no agency review is so requested by the contesting party, the agency may, on its own motion, review the brief written statement of the presiding officer. Action less favorable to the contesting party may not be taken by the reviewing officer without notice to that party and an opportunity to explain that party's view of the matter.

(5) If no review is taken by the agency or by the contesting party, then the brief written statement of the presiding officer becomes the final order and no further administrative or judicial review is available.

(6) If review is requested, the reviewing officer shall give the contesting party and the agency an opportunity to present their respective views of the matter. Within twenty-one days of receipt of the request for review, the reviewing officer shall issue a final order which includes a brief statement of the reasons for the decision. The final order shall include notice of any judicial review available under the Administrative Procedure Act, chapter 34.05 RCW.

(7) Any of the time limits set forth in this hearing process may be waived by the contesting party.

[Statutory Authority: 2011 c 43. 11-23-093, recodified as WAC 200-200-371, filed 11/17/11, effective 11/17/11. Statutory Authority: RCW 46.08.-150. 96-13-001, § 236-12-371, filed 6/5/96, effective 7/6/96. Statutory Authority: Chapters 46.08, 43.19, 46.55 and 79.24 RCW. 92-04-036, § 236-12-371, filed 1/30/92, effective 3/1/92.]

WAC 200-200-372 Hearing rights—Towing. (1) Any person or entity whose vehicle has been towed pursuant to this chapter, may request a hearing in the district court for the jurisdiction in which the vehicle was towed to contest the validity of the tow or the amount of the tow and storage charges. The tow truck operator shall provide forms for requesting such hearings. All requests for hearings shall be made in writing and on the form provided and must be received by the district court within ten days of the date of redemption of the vehicle. The request for hearing also must be served upon and received by the office of parking within the above ten-day period.

(2) If the request for a hearing is not received by the district court within the ten-day period, then the right to a hearing is waived and the registered owner is liable for any towing, storage, or other tow charges permitted pursuant to chapter 46.55 RCW.

(3) The district court hearing procedure shall be as set out in RCW 46.55.120(3).

[Statutory Authority: 2011 c 43. 11-23-093, recodified as WAC 200-200-372, filed 11/17/11, effective 11/17/11. Statutory Authority: Chapters 46.08, 43.19, 46.55 and 79.24 RCW. 92-04-036, § 236-12-372, filed 1/30/92, effective 3/1/92.]

GENERAL

WAC 200-200-430 Demonstrations, parades—Obstructing traffic, state business—Prohibiting. No person singly, or in combination with others, shall engage in demonstrations, parades, or other similar activities in such a manner as to unreasonably disrupt the orderly flow of pedestrian or vehicular traffic on the state capitol grounds or the conduct of state business by state employees on the state capitol grounds or in any buildings on the state capitol grounds.

(11/17/11)

[Statutory Authority: 2011 c 43. 11-23-093, recodified as WAC 200-200-430, filed 11/17/11, effective 11/17/11. Statutory Authority: RCW 43.19.125 and 46.08.150. 09-22-059, § 236-12-430, filed 10/30/09, effective 11/30/09. Statutory Authority: RCW 43.17.060, 43.19.125 and 46.08.150. 81-11-001 (Order 81-1), § 236-12-430, filed 5/7/81; Order 12, § 236-12-430, filed 12/19/73; Order 4, § 236-12-430, filed 2/10/69; Emergency Order 2, § 236-12-430, filed 12/18/68.]

WAC 200-200-435 Camping on state capitol grounds. Camping on the state capitol grounds is prohibited unless permitted by the director of the department of general administration. Camping means arranging any type of structure, shelter or bedding, or parking a vehicle, for purposes of habitation.

[Statutory Authority: 2011 c 43. 11-23-093, recodified as WAC 200-200-435, filed 11/17/11, effective 11/17/11. Statutory Authority: RCW 43.19011 [43.19.011], 43.19.125, and 46.08.150. 03-24-089, § 236-12-435, filed 12/3/03, effective 1/3/04.]

WAC 200-200-440 Permits for demonstrations, parades, processions. In order not to disrupt the orderly flow of pedestrian or vehicular traffic on the state capitol grounds, a person or group of persons desiring to conduct a demonstration, parade or procession of seventy-five or more people on the state capitol grounds shall apply to the department for a permit using the process outlined in chapter 236-17 WAC.

[Statutory Authority: 2011 c 43. 11-23-093, recodified as WAC 200-200-440, filed 11/17/11, effective 11/17/11. Statutory Authority: RCW 43.19.125 and 46.08.150. 09-22-059, § 236-12-440, filed 10/30/09, effective 11/30/09. Statutory Authority: RCW 46.08.150. 79-05-005 (Order 79-01), § 236-12-440, filed 4/11/79; 78-05-006 (Order 78-3), § 236-12-440, filed 4/7/78; Order 12, § 236-12-440, filed 12/19/73; Order 4, § 236-12-440, filed 2/10/69; Emergency Order 2, § 236-12-440, filed 12/18/68.]

WAC 200-200-450 Prohibiting access to areas of capitol grounds. No member of the general public shall be permitted in any area of the state capitol grounds which is identified by a sign indicating that such area is private and not open to the public.

[Statutory Authority: 2011 c 43. 11-23-093, recodified as WAC 200-200-450, filed 11/17/11, effective 11/17/11; Order 12, § 236-12-450, filed 12/19/73; Order 3, § 236-12-450, filed 2/10/69; Emergency Order 1, § 236-12-450, filed 12/18/68.]

WAC 200-200-460 Regulating access to capitol buildings and parking garages. No person shall enter or remain in any state capitol building other than during normal office hours, unless properly authorized to do so. No person shall enter or remain in any state capitol parking garage at any time, unless properly authorized to do so.

[Statutory Authority: 2011 c 43. 11-23-093, recodified as WAC 200-200-460, filed 11/17/11, effective 11/17/11; Order 76-2, § 236-12-460, filed 3/15/76; Order 12, § 236-12-460, filed 12/19/73.]

WAC 200-200-470 Prohibiting access to state capitol buildings and grounds while armed with dangerous weapons or with devices used to disrupt state business. (1) No person shall carry any firearm or other dangerous weapon as described in chapter 9.41 RCW on the state capitol grounds or in any building on the state capitol grounds: Provided, That this regulation shall not apply to duly authorized federal, state, and local law enforcement officers or to any federal, state, and local government employee authorized to carry firearms in the course of their public employment; and:

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Provided, That a person may carry a firearm in accordance with chapter 9.41 RCW.

(2) No person may carry into any building on the state capitol grounds any voice-amplification equipment, blow horns, sirens, or other similar noise-producing devices which may be used to disrupt the conduct of state business by state employees.

[Statutory Authority: 2011 c 43. 11-23-093, recodified as WAC 200-200-470, filed 11/17/11, effective 11/17/11. Statutory Authority: RCW 43.19.-011, 43.19.125, and 46.08.150. 04-24-080, § 236-12-470, filed 12/1/04, effective 1/1/05. Statutory Authority: RCW 43.17.060, 43.19.125 and 46.08.150. 99-19-022, § 236-12-470, filed 9/7/99, effective 10/8/99; 81-11-001 (Order 81-1), § 236-12-470, filed 5/7/81; Order 76-7, § 236-12-470, filed 10/18/76.]

WAC 200-200-500 Violations unlawful. A violation of any of these regulations is unlawful. All violators are subject to removal from the state capitol grounds by Washington state patrol capitol detachment.

[Statutory Authority: 2011 c 43. 11-23-093, recodified as WAC 200-200-500, filed 11/17/11, effective 11/17/11. Statutory Authority: RCW 43.17.-060, 43.19.125 and 46.08.150. 99-19-022, § 236-12-500, filed 9/7/99, effective 10/8/99. Statutory Authority: RCW 46.08.150. 78-05-006 (Order 78-3), § 236-12-500, filed 4/7/78.]

WAC 200-200-600 Effective date. These regulations shall become effective when adopted pursuant to chapter 34.04 RCW and shall remain in full force and effect until amended or changed under the provisions of said chapter.

[Statutory Authority: 2011 c 43. 11-23-093, recodified as WAC 200-200-600, filed 11/17/11, effective 11/17/11. Statutory Authority: RCW 46.08.150. 78-05-006 (Order 78-3), § 236-12-600, filed 4/7/78.]