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CODE REVISER

State of Washington
STATUTE LAW COMMITTEE

LEGISLATIVE BUILDING
OLYMPIA, WASHINGTON 98504



April 14, 1976

Gordon B. Davidson
Assistant Attorney General
State Building Code Advisory Council
Temple of Justice
Olympia, WA 98504

Re: Exemption of rules of the State Building Code Advisory Council from the Washington Administrative Code style, format, and publication requirements.

Dear Mr. Davidson:

Pursuant to your letter of April 8, 1976, requesting exemption of the Councils' rules adopted under RCW 19.27-.030(5) from the publication, format, and style requirements of WAC, and after examining the proposed rules and discussing the same with you on the 13th, the code reviser's office has determined to grant your request for exemption, subject to the following conditions:

(1) The Council will adopt a section in chapter 51-10 WAC stating that the barrier free design standards have been adopted pursuant to a specified administrative order, the date on which adopted, that the standards have been exempted from the publication, style, and format requirements of the WAC, and that copies of the standards may be obtained from the Council at its' office address; and

(2) Upon adoption of the proposed standards, they will be filed in the office of the code reviser in accordance with usual rule-making procedures.

I trust this will enable you to relate the proposed standards to the Uniform Building Code and distribute them in the most usable form to all affected parties.

Sincerely yours,

GARY REID
Assistant Code Reviser

GR:rw



OFFICE OF THE ATTORNEY GENERAL

SLADE GORTON ATTORNEY GENERAL
TEMPLE OF JUSTICE OLYMPIA, WASHINGTON 98504

April 8, 1976

Mr. Richard O. White
Code Reviser
Legislative Building
Olympia, Washington 98504

Dear Mr. White:

Re: Exemption of rules of the State Building Code
Advisory Council from the Washington Administrative
Code style and format requirements.

Under RCW 19.27.030(5), the Washington State Building Code Advisory Council is charged with the responsibility of adopting rules and regulations establishing standards for making buildings and facilities accessible to and useable by the physically handicapped or elderly persons, as provided for in RCW 70.92.100 through .160. The Council is about to complete its work on these rules; a public hearing for the purpose of considering testimony on the draft rules is scheduled for April 23, 1976, pursuant to RCW 34.04.025 and Public Notice No. 5816.

On behalf of the State Building Code Advisory Council, I am hereby requesting you to exempt the rules the Council adopts pursuant to RCW 19.27.030(5) that set barrier free design standards, not only from publication in the Washington Administrative Code, as authorized by RCW 34.04.050(3), but also from the form and style requirements including the system of numeration you have established for rules of state agencies, as authorized by WAC 1-12-200. This exemption is being requested with respect to only those rules identified as WAC 51-10 in Public Notice No. 5816, and not with respect to the rules of the State Building Code Advisory Council that deal with its general procedures, public records, and uniform procedural rules (proposed WAC Chapters 51-04, -06, and -08).

As a consequence of the unique nature of the rules that set barrier free design standards and the vital need for individuals in the building industry to have ready access to this material, the Council has sought to mesh its rules with Uniform Building Code, adopted by reference as part of the State Building Code in RCW 19.27.030(1). The Council is convinced these rules and regulations can be most effectively utilized where they are prepared in a manner similar to that of related publications. It has, therefore, prepared its draft rules utilizing Uniform Building Code section and chapter numbers and titles as authorized by the International Conference of Building Officials.

Mr. Richard O. White
April 8, 1976

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The Council would like to print its rules in this same draft style and format to conform with the 7-ring binder edition of the Uniform Building Code, the manual which most building officials in the state utilize. The Council's rules, however, would be printed on colored stock and on only one side of each page to facilitate recognition and encourage building officials to cut and paste the rules to add to or modify existing sections in their own code copies.

Copies of the draft rules of the State Building Code Advisory Council have been provided to all building officials at both the county and city levels of government; members of the Governor's Committee on Employment of the Handicapped; state agencies involved in handicapped issues, including the Departments of Social and Health Services, General Administration, Highways, and Personnel; organizations involved in building activities or interests of the handicapped, such as the Washington Association of Building Officials, the American Institute of Planners, the American Institute of Architects, Structural Engineers Association, Masters Builders Association, National Federation of the Blind, and Washington Association for the Deaf; as well as members of the State Building Code Advisory Council and its related technical subcommittees.

Copies of the final rules will be sent to the same individuals and organizations. Additional copies will be available from the state office that provides staff assistance to the State Building Code Advisory Council, the Office of Community Development, 400 Capitol Center Building, Olympia, Washington 98504.

The Washington State Building Code Advisory Council would appreciate your favorable consideration of this request. If additional information is desired regarding this matter, please contact me at your earliest convenience.

Sincerely,



Gordon B. Davidson
Assistant Attorney General

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