

Title 236 WAC
GENERAL ADMINISTRATION,
DEPARTMENT OF

Chapters

- 236-12** **State capitol grounds traffic and parking regulations.**
- 236-28** **Small works roster.**

Chapter 236-12 WAC
STATE CAPITOL GROUNDS TRAFFIC AND
PARKING REGULATIONS

WAC

- 236-12-430 Demonstrations, parades—Obstructing traffic, state business—Prohibiting.
- 236-12-470 Prohibiting access to state capitol buildings and grounds while armed with dangerous weapons or with devices used to disrupt state business.

WAC 236-12-430 Demonstrations, parades—Obstructing traffic, state business—Prohibiting. No person[,] singly, or in combination with others, shall engage in demonstrations or parades in such a manner as to 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. [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.]

Reviser's note: RCW 34.04.058 requires the use of underlining and deletion marks to indicate amendments to existing rules, and deems ineffectual changes not filed by the agency in this manner. The bracketed material in the above section does not appear to conform to the statutory requirement.

WAC 236-12-470 Prohibiting access to state capitol buildings and grounds while armed with dangerous weapons or with devices used to disrupt state business. Any firearm or other dangerous weapon 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; nor shall any person 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: RCW 43.17.060, 43.19.125 and 46.08.150. 81-11-001 (Order 81-1), § 236-12-470, filed 5/7/81; Order 76-7, § 236-12-470, filed 10/18/76.]

Chapter 236-28 WAC
SMALL WORKS ROSTER

WAC

- 236-28-010 Purpose and authority.
- 236-28-020 Notice required by agency establishing small works roster.
- 236-28-030 Contractors application form—Information required.
- 236-28-040 Contractors to be categorized general or specialty—Categories of special contractors enumerated.
- 236-28-050 Contractors categorized by size of projects—Categories enumerated.
- 236-28-060 Minority or women's business enterprise—Defined.
- 236-28-070 Denial or removal of contractors from small works roster—Reasons.
- 236-28-080 Denial or removal from roster—Notice and hearing.

WAC 236-28-010 Purpose and authority. This chapter of the Washington administrative code is adopted pursuant to chapter 98, Laws of 1982, which requires the director of the department of general administration to adopt by rule a procedure to prequalify contractors for inclusion on a small works roster established by the state agencies enumerated in section 2, chapter 98, Laws of 1982. The procedure set forth in this chapter shall be utilized by those agencies in establishing a small works roster. [Statutory Authority: RCW 39.04.150. 83-02-024 (Order 83-1), § 236-28-010, filed 12/29/82.]

WAC 236-28-020 Notice required by agency establishing small works roster. Agencies desiring to establish an initial small works roster shall give notice to the contracting community encouraging contractors to submit applications for inclusion on the small works roster. Such notice may be given by advertisements in publications widely circulated to the contracting community, by notices mailed directly to trade associations or to individual contractors, or by any effort reasonably calculated to assure that all contractors in the state of Washington become aware of the opportunity to be included on the small works roster. [Statutory Authority: RCW 39.04.150. 83-02-024 (Order 83-1), § 236-28-020, filed 12/29/82.]

WAC 236-28-030 Contractors application form—Information required. Contractors desiring to be included on a small works roster established by a state agency pursuant to chapter 98, Laws of 1982, shall submit a completed application form on a form prescribed by the director, department of general administration. Copies of the form may be obtained from the division of engineering and architecture and will contain the following information:

- (a) Name of contracting firm, including designation as corporation, partnership, sole proprietorship, or otherwise;
- (b) Address of contracting firm;
- (c) Telephone number of contracting firm;
- (d) State contractor's license number;
- (e) Indication of type of construction firm by categories enumerated in WAC 236-28-040;

(f) Indication of the dollar value of projects for which the applicant contractor desires to be considered by categories enumerated in WAC 236-28-050;

(g) An indication of those counties in which the contractor is interested in being considered for projects;

(h) Indication whether contractor qualifies as a minority or women's business enterprise as defined in WAC 236-28-060.

Upon receipt of the application, the agency shall enter the information set forth therein into its small works roster, and send a copy of the information which is entered to the applicant contractor. Contractors should not consider themselves to be enrolled in a small works roster until they have received this verification.

It is the responsibility of the contractor to notify the agency of any incorrect information set forth on the notice of verification, and to notify the agency of any change in the information set forth in its application as such changes may occur from time to time. [Statutory Authority: RCW 39.04.150. 83-02-024 (Order 83-1), § 236-28-030, filed 12/29/82.]

WAC 236-28-040 Contractors to be categorized general or specialty--Categories of special contractors enumerated. Contractors desiring to be enrolled on a small works roster will be categorized according to one or more of the following specialty areas:

Acoustical	Lighting
Burglar alarm and fire alarm	Masonry
Bridge building	Mechanical
Cabinet	Movers, building
Carpenters	Painting and decorating
Ceilings	Pile driving
Cement	Plastering
Dock and marine	Plumbing
Drilling and boring	Reinforcing steel
Drywall, taping, texturing	Road building
Electrical	Roofing and roofing systems
Erection	Septic
Excavation	Sewer
Flooring, carpets and vinyls	Siding
Foundation	Sign
Glass	Steel erectors
Heating, air conditioning and ventilation	Tile
Insulation and weatherization	Utility
Iron work	Waterproofing
Irrigation	Watersystem and well drilling
Kitchen	Wrecking
Landscape	

Contractors on a small works roster will be considered only for those projects within their indicated area of specialty. [Statutory Authority: RCW 39.04.150. 83-02-024 (Order 83-1), § 236-28-040, filed 12/29/82.]

WAC 236-28-050 Contractors categorized by size of projects--Categories enumerated. Contractors desiring to be enrolled on a small works roster shall be categorized as to which one or more of the following categories of projects (by estimated dollar amounts) they wish to be considered for:

- (a) Under \$5,000
- (b) \$5,000 to under \$10,000
- (c) \$10,000 to under \$15,000
- (d) \$15,000 to under \$20,000

(e) \$20,000 to \$25,000

[Statutory Authority: RCW 39.04.150. 83-02-024 (Order 83-1), § 236-28-050, filed 12/29/82.]

WAC 236-28-060 Minority or women's business enterprise--Defined. The following rules shall be utilized in determining whether a contractor is a minority or women's business enterprise. For this purpose, the following definitions shall apply:

(1) "Minority"—Blacks, Asians, Hispanics, and Native American/American Indian or Alaskan Native.

(2) "Asians"—A person with origins in any of the original peoples of the Far East, Southeast Asia, the Indian Subcontinent, or the Pacific Islands. This area includes, for example, China, Japan, Korea, the Philippine Republic, and Samoa.

(3) "Black"—A person with origins in any of the Black racial groups of Africa who is also not of Hispanic origin.

(4) "Hispanic"—A person of Mexican, Puerto Rican, Cuban, South American or other Spanish culture or origin, regardless of race.

(5) "Native American/American Indian or Alaskan Native"—A person with origins in any of the original peoples of North America and who maintains culture identification through tribal affiliations or community recognition.

(6) "Minority business enterprise (MBE)"—A business which is owned and controlled by one or more minority persons. For purposes of this definition, the non-minority owner or owners of the minority business enterprise may not be the owner or operator, in whole or in part, of a business engaged in the same or similar type of business activity as the minority business enterprises.

(7) "Women's business enterprise (WBE)"—A business which is owned and controlled by one or more women residing in the United States or its territories. For purposes of this definition, the male owner or owners in a women's business enterprise may not be the owner or operator, in whole or in part, of a business engaged in the same or similar type of business activity as the women's business enterprise.

(8) "Owned and controlled"—For purposes of determining whether a business is a minority business enterprise, women's business enterprise or combination women's and minority business enterprise, the minorities, women, or combination of both, as the context requires, shall possess:

(a) Ownership of greater than fifty percent of the business; and

(b) Control over management, interest in capital, and interest in profit or loss commensurate with the percentage of ownership on which the claim status is based; and

(c) A real and continuing interest in the business.

(9) In order to be considered a minority or women's business enterprise, a contractor must either be:

(a) Listed on one of the following MWDE lists:

(i) Department of commerce and economic development, state of Washington (maintained by the department of general administration);

(ii) United States Environmental Protection Agency;

(iii) Department of transportation, state of Washington;

(iv) King County—City of Seattle human rights department; or

(b) as otherwise determined by the department of general administration. [Statutory Authority: RCW 39.04.150. 83-02-024 (Order 83-1), § 236-28-060, filed 12/29/82.]

WAC 236-28-070 Denial or removal of contractors from small works roster—Reasons. A contractor may be denied placement on or, after such placement, may be removed from, a small works roster for any one or more of the following reasons:

(a) The information set forth in the contractor's application is not accurate;

(b) The contractor fails to notify the agency maintaining the small works roster of any changes in the information set forth in its original application for placement on the small works roster within thirty days of the effective date of such change.

(c) The contractor has failed to respond to five solicitations for bids on jobs offered through the small works roster;

(d) The contractor's past performance demonstrates a lack of qualification in any specialty area indicated by the contractor in the application for placement on the small works roster;

(e) The contractor fails to complete and return to the agency maintaining the small works roster any periodic update submitted by the agency to determine the contractor's ongoing interest in maintaining its placement on the small works roster. [Statutory Authority: RCW 39.04.150. 83-02-024 (Order 83-1), § 236-28-070, filed 12/29/82.]

WAC 236-28-080 Denial or removal from roster—Notice and hearing. Whenever the agency maintaining a small works roster believes that grounds exist for denying an application for placement on a small works roster, or removing the name of a contractor from a small works roster, notice of said grounds shall be given to the contractor by first-class mail. If the contractor fails to object or request a hearing within twenty days after the mailing of said notice, then the denial or removal shall be made effective. If the contractor requests a hearing within forty-five days after the mailing of the notice, then a hearing will be conducted in accordance with chapter 34.04 RCW. [Statutory Authority: RCW 39.04.150. 83-02-024 (Order 83-1), § 236-28-080, filed 12/29/82.]

Title 237 WAC

GEOGRAPHIC NAMES, WASHINGTON STATE BOARD ON

Chapters

237-990 Appendix—Determination of geographic names.

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Chapter 237-990 WAC

APPENDIX—DETERMINATION OF GEOGRAPHIC NAMES

Adelma Beach.
Brickyard Creek.
Christensen Creek.
Coal Creek.
Conconully Lake.
Deer Creek.
Dickey Lake.
Fobes Creek.
Gedney (Hat) Island.
Hard Scrabble Falls.
Hard Scrabble Falls Creek.
Hayden Creek.
Hog Canyon Creek.
Jims Slough.
Key Peninsula.
La Crosse.
Little Creek.
Makah Bay.
McLoughlin Canyon.
Medicine Lake.
Midway Creek.
Noname Creek.
Noname Lake.
North Bonneville.
Panorama Dome.
Pine Creek, South Fork.
Plumbago Creek.
Roaring Creek.
Schalow Mountain.
Seymour Creek.
Silesia Creek, West Fork.
Silver Hill.
Skookum Creek.
Sprenger Spires.
Sylvester Creek.
Thomson, Mount.
Tilton River, North Fork.
Timentwa Flats.
Twentyfive Mile Creek.
Willard Creek.
Wilmans Peaks.
Winchester Creek.
Winnie Creek.
Wiseman Creek.

ADELMA BEACH: Populated place, on Quimper Peninsula on the E shore of Discovery Bay 8.9 km (5.5 mi.) SW of Port Townsend; Jefferson Co., Wa.; sec. 32, T 30 N, R 1 W, W.M.; 48°02'57" N, 122°49'41" W. Approved 9/80.

BRICKYARD CREEK: Stream, 8.9 km (5.5 mi.) long, heads in Bottomless Lake at 48°31'49" N, 122°13'38" W, flows SW to end in a system of ditches 4.5 km (2.8 mi.) W of Sedro Woolley; Skagit Co., Wa.; sec. 16, T 35 N, R 4 E, W.M.; 48°30'30" N, 122°17'30" W. Approved 9/80.