

WSR 25-03-030

PERMANENT RULES

DEPARTMENT OF TRANSPORTATION

[Filed January 7, 2025, 2:12 p.m., effective February 7, 2025]

Effective Date of Rule: Thirty-one days after filing.

Purpose: Per RCW 46.63.200, the Washington state department of transportation is responsible for all actions related to the operation and administration of speed safety camera systems in state highway work zones including, but not limited to, the procurement and administration of contracts necessary for the implementation of speed safety camera systems and the mailing of notices of infraction. This rule is intended to define worker presence to align with the RCW 46.63.200 requirements.

Citation of Rules Affected by this Order: New chapter 468-90 WAC. Statutory Authority for Adoption: RCW 46.63.200.

Adopted under notice filed as WSR 24-24-100 on December 3, 2024.

Number of Sections Adopted in Order to Comply with Federal Statute: New 0, Amended 0, Repealed 0; Federal Rules or Standards: New 0, Amended 0, Repealed 0; or Recently Enacted State Statutes: New 1, Amended 0, Repealed 0.

Number of Sections Adopted at the Request of a Nongovernmental Entity: New 0, Amended 0, Repealed 0.

Number of Sections Adopted on the Agency's own Initiative: New 1, Amended 0, Repealed 0.

Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures: New 0, Amended 0, Repealed 0.

Number of Sections Adopted using Negotiated Rule Making: New 0, Amended 0, Repealed 0; Pilot Rule Making: New 0, Amended 0, Repealed 0; or Other Alternative Rule Making: New 0, Amended 0, Repealed 0.

Date Adopted: January 7, 2025.

Sam Wilson, Director  
Business Support Services

OTS-6000.1

Chapter 468-90 WAC  
SPEED SAFETY CAMERA SYSTEMS IN STATE HIGHWAY WORK ZONES

NEW SECTION

**WAC 468-90-010 Worker presence.** For the purposes of RCW 46.63.200 (4)(b), a worker is present in a state highway work zone when at least one state employee, contractor, or agent of the state, or any other individual authorized by the department of transportation, is within the state highway work zone for the purpose of performing construction, maintenance, utility work, or to respond to an incident.