

**WAC 10-08-190 Attendance at hearings--Cameras--Recording devices.** (1) All hearings shall be open for observation by the public except as limited by the presiding officer to preserve confidentiality protected by law or for reasons such as space limitation. Photographic and recording equipment shall be permitted; however, the presiding officer may impose such conditions upon their use as he or she deems necessary to prevent disruption of the hearing.

(2) On motion of a party or on the presiding officer's own motion, witnesses may be excluded from any hearing except when testifying. [Statutory Authority: RCW 34.04.020 and 34.04.022. 82-22-052 (Order 3), § 10-08-190, filed 11/1/82.]

**WAC 10-08-200 Presiding officer.** The presiding officer shall have authority to:

- (1) Determine the order of presentation of evidence;
- (2) Administer oaths and affirmations;
- (3) Issue subpoenas;
- (4) Rule on procedural matters, objections, and motions;
- (5) Rule on offers of proof and receive relevant evidence;
- (6) Interrogate witnesses called by the parties in an impartial manner to develop any facts deemed necessary to fairly and adequately decide the matter;
- (7) Call additional witnesses and request additional exhibits deemed necessary to complete the record and receive such evidence subject to full opportunity for cross-examination and rebuttal by all parties;
- (8) Take any appropriate action necessary to maintain order during the hearing;
- (9) Permit or require oral argument or briefs and determine the time limits for submission thereof;
- (10) Take any other action necessary and authorized by any applicable statute or rule;
- (11) Waive any requirement of these rules unless a party shows that it would be prejudiced by such a waiver. [Statutory Authority: RCW 34.04.020 and 34.04.022. 82-22-052 (Order 3), § 10-08-200, filed 11/1/82.]

**WAC 10-08-210 Decision--Order.** Every decision and order issued by a presiding officer, whether proposed, initial, or final, shall:

- (1) Be correctly captioned as to the name of the agency and name of the proceeding;
- (2) Designate all parties and representatives participating in the proceeding;
- (3) Include a concise statement of the nature and background of the proceeding;
- (4) Contain appropriate numbered findings of fact based exclusively on the record;
- (5) Contain appropriate numbered conclusions of law, including citations of statutes and rules relied upon;
- (6) Contain an order, decision, or recommendation, as appropriate, disposing of all contested issues;
- (7) If applicable, contain a statement describing the parties' rights to agency review of the order or decision.

[Statutory Authority: RCW 34.04.020 and 34.04.022. 82-22-052 (Order 3), § 10-08-210, filed 11/1/82.]

**WAC 10-08-220 Other law.** Nothing in chapter 10-08 WAC is intended to diminish the constitutional rights of any person or to limit or modify additional requirements imposed by statute, including the Administrative Procedure Act. [Statutory Authority: RCW 34.04.020 and 34.04.022. 82-22-052 (Order 3), § 10-08-220, filed 11/1/82.]

## Chapter 10-12 WAC

### COMPLIANCE WITH STATE ENVIRONMENTAL PROTECTION ACT

#### WAC

10-12-010	Purpose.
10-12-020	Application.

**WAC 10-12-010 Purpose.** The purpose of this chapter is to comply with and implement RCW 43.21C.120 directing every state agency to adopt rules pertaining to the integration of the policies and procedures of the State Environmental Protection Act into the various programs under their jurisdiction for implementation. [Statutory Authority: RCW 43.21C.120. 82-22-052 (Order 3), § 10-12-010, filed 11/1/82.]

**WAC 10-12-020 Application.** Pursuant to WAC 197-10-800, the office of administrative hearings has reviewed its authorized activities and found them to be exempt under the provisions of chapter 197-10 WAC. [Statutory Authority: RCW 43.21C.120. 82-22-052 (Order 3), § 10-12-020, filed 11/1/82.]

## Title 12 WAC

### AERONAUTICS COMMISSION

#### Chapters

12-12	Use of airspace without pilots.
12-18	Pilot registration.
12-28	Spraying and dusting by aircraft.
12-32	Operating rules for specific areas.
12-36	Specifications for downed aircraft rescue transmitters.

## Chapter 12-12 WAC

### USE OF AIRSPACE WITHOUT PILOTS

#### WAC

12-12-001 through 12-12-150 Repealed.

#### DISPOSITION OF SECTIONS FORMERLY CODIFIED IN THIS CHAPTER

12-12-001	Promulgation. [Regulation 4 (part), Promulgation, filed 2/17/64; Regulation 4 (part), filed 7/20/61.] Repealed by 83-01-039 (Order 75), filed 12/13/82. Statutory Authority: RCW 47.01.101(5) and 47.68.210.
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- 12-12-010 Permits required. [Regulation 4 (part), filed 2/17/64; Regulation 4 (part), filed 7/20/61.] Repealed by 83-01-039 (Order 75), filed 12/13/82. Statutory Authority: RCW 47.01.101(5) and 47.68.210.
- 12-12-020 Exceptions. [Regulation 4 (part), filed 2/17/64; Regulation 4 (part), filed 7/20/61.] Repealed by 83-01-039 (Order 75), filed 12/13/82. Statutory Authority: RCW 47.01.101(5) and 47.68.210.
- 12-12-030 Construction of order. [Regulation 4 (part), filed 2/17/64; Regulation 4 (part), filed 7/20/61.] Repealed by 83-01-039 (Order 75), filed 12/13/82. Statutory Authority: RCW 47.01.101(5) and 47.68.210.
- 12-12-040 Adoption of rules and regulations of Washington state fire marshal relating to model and experimental rocketry. [Regulation 4 (addendum), filed 2/17/64.] Repealed by 83-01-039 (Order 75), filed 12/13/82. Statutory Authority: RCW 47.01.101(5) and 47.68.210.
- 12-12-101 Promulgation. [Regulation 7, Promulgation, filed 7/20/61.] Repealed by 83-01-039 (Order 75), filed 12/13/82. Statutory Authority: RCW 47.01.101(5) and 47.68.210.
- 12-12-110 Where permits required. [Regulation 7 (part), filed 7/20/61.] Repealed by 83-01-039 (Order 75), filed 12/13/82. Statutory Authority: RCW 47.01.101(5) and 47.68.210.
- 12-12-150 Voluntary parachuting. [Regulation 8, filed 4/4/62.] Repealed by 83-01-039 (Order 75), filed 12/13/82. Statutory Authority: RCW 47.01.101(5) and 47.68.210.

**WAC 12-12-001 through 12-12-150 Repealed.** See Disposition Table at beginning of this chapter.

### Chapter 12-18 WAC PILOT REGISTRATION

WAC	
12-18-001	Promulgation.
12-18-010	Pilot registration required.
12-18-020	Fees.
12-18-030	Possession of registration.
12-18-040	Seminars and clinics.
12-18-050	Unlicensed pilots.

**WAC 12-18-001 Promulgation.** Whereas, it is necessary for the purpose of protecting and insuring the general public interest, and developing and promoting aeronautics in this state to efficiently enforce the laws of the state of Washington relating to the registration of pilots; and

It is essential to the enforcement of such laws that regulations relating to their enforcement be promulgated:

It is hereby ordered under authority of RCW 47.68-.210 and by virtue of the regulatory powers vested in the Washington state transportation commission for and on behalf of the state of Washington that the following sections be implemented. [Statutory Authority: RCW 47.68.233 and 47.68.236. 83-01-038 (Order 74), § 12-18-001, filed 12/13/82.]

**WAC 12-18-010 Pilot registration required.** A pilot who is a resident of this state or who regularly operates in this state shall register with the division of aeronautics prior to January 31st each year. A new resident shall register with the division of aeronautics within

sixty days of becoming a resident pilot. This section shall not apply to those persons exempted by RCW 47.68.233. Student pilots shall register not later than the date of their first solo flight. [Statutory Authority: RCW 47.68.233 and 47.68.236. 83-01-038 (Order 74), § 12-18-010, filed 12/13/82.]

**WAC 12-18-020 Fees.** A fee of \$3.00 per year shall be paid for each pilot registration prior to December 31, 1982. A fee of \$5.00 per year shall be paid for each pilot registration after December 31, 1982, without regard to the actual date of registration. Pilot registration fees will be deposited into the search and rescue, safety and education fund created under RCW 47.68.236. [Statutory Authority: RCW 47.68.233 and 47.68.236. 83-01-038 (Order 74), § 12-18-020, filed 12/13/82.]

**WAC 12-18-030 Possession of registration.** A pilot who is required to register under this chapter shall carry such registration at all times while exercising the privileges of an airman's certificate issued by the Federal Aviation Administration, and shall present such registration when requested to any law enforcement officer, division of aeronautics personnel or any other person on reasonable demand. [Statutory Authority: RCW 47.68.233 and 47.68.236. 83-01-038 (Order 74), § 12-18-030, filed 12/13/82.]

**WAC 12-18-040 Seminars and clinics.** The division of aeronautics may require all persons required by this chapter to register as pilots to show proof of registration as a prerequisite to attendance at any seminar or clinic sponsored or conducted by the division of aeronautics and funded by pilot registration fees.

Pilots participating in division of aeronautics flight instructor refresher clinics will be required to show proof of registration prior to receiving credit for the course. [Statutory Authority: RCW 47.68.233 and 47.68.236. 83-01-038 (Order 74), § 12-18-040, filed 12/13/82.]

**WAC 12-18-050 Unlicensed pilots.** Pilots who do not possess a valid Federal Aviation Administration airman's certificate and who operate aircraft for which such certificate is not required are nevertheless required to register with the division of aeronautics. [Statutory Authority: RCW 47.68.233 and 47.68.236. 83-01-038 (Order 74), § 12-18-050, filed 12/13/82.]

### Chapter 12-28 WAC SPRAYING AND DUSTING BY AIRCRAFT

WAC	
12-28-001	through 12-28-060 Repealed.

#### DISPOSITION OF SECTIONS FORMERLY CODIFIED IN THIS CHAPTER

12-28-001	Promulgation. [Regulation 2, Promulgation, filed 7/20/61.] Repealed by 83-01-039 (Order 75), filed 12/13/82. Statutory Authority: RCW 47.01.101(5) and 47.68.210.
12-28-010	General. [Regulation 2, Section 1, filed 7/20/61.] Repealed by 83-01-039 (Order 75), filed 12/13/82.

- Statutory Authority: RCW 47.01.101(5) and 47.68.210.
- 12-28-020 Pilots and operation of aircraft. [Regulation 2, Section II, filed 7/20/61.] Repealed by 83-01-039 (Order 75), filed 12/13/82. Statutory Authority: RCW 47.01.101(5) and 47.68.210.
- 12-28-030 Restrictions as to chemical application. [Regulation 2, Section III, filed 7/20/61.] Repealed by 83-01-039 (Order 75), filed 12/13/82. Statutory Authority: RCW 47.01.101(5) and 47.68.210.
- 12-28-040 Violations and penalties. [Regulation 2, Section IV, filed 7/20/61.] Repealed by 83-01-039 (Order 75), filed 12/13/82. Statutory Authority: RCW 47.01.101(5) and 47.68.210.
- 12-28-050 Persons excepted from rules. [Regulation 2, Section V, filed 7/20/61.] Repealed by 83-01-039 (Order 75), filed 12/13/82. Statutory Authority: RCW 47.01.101(5) and 47.68.210.
- 12-28-060 Severability. [Regulation 2, filed 7/20/61.] Repealed by 83-01-039 (Order 75), filed 12/13/82. Statutory Authority: RCW 47.01.101(5) and 47.68.210.

**WAC 12-28-001 through 12-28-060 Repealed.** See Disposition Table at beginning of this chapter.

### Chapter 12-32 WAC

#### OPERATING RULES FOR SPECIFIC AREAS

##### WAC

- 12-32-001 through 12-32-010 Repealed.

#### DISPOSITION OF SECTIONS FORMERLY CODIFIED IN THIS CHAPTER

- 12-32-001 Lake Washington and Lake Washington Ship Canal—Promulgation. [Regulation 1, Promulgation, filed 7/20/61.] Repealed by 83-01-039 (Order 75), filed 12/13/82. Statutory Authority: RCW 47.01.101(5) and 47.68.210.
- 12-32-010 Lake Washington and Lake Washington Ship Canal—Flight and operation rules. [Regulation 1, Flight Rules, filed 7/20/61.] Repealed by 83-01-039 (Order 75), filed 12/13/82. Statutory Authority: RCW 47.01.101(5) and 47.68.210.

**WAC 12-32-001 through 12-32-010 Repealed.** See Disposition Table at beginning of this chapter.

### Chapter 12-36 WAC

#### SPECIFICATIONS FOR DOWNED AIRCRAFT RESCUE TRANSMITTERS

##### WAC

- 12-36-001 through 12-36-040 Repealed.

#### DISPOSITION OF SECTIONS FORMERLY CODIFIED IN THIS CHAPTER

- 12-36-001 Promulgation. [Order 69-1, § 12-36-001, filed 11/14/69, effective 1/1/70.] Repealed by 83-01-039 (Order 75), filed 12/13/82. Statutory Authority: RCW 47.01.101(5) and 47.68.210.
- 12-36-010 Operation. [Order 69-1, § 12-36-010, filed 11/14/69, effective 1/1/70.] Repealed by 83-01-039 (Order 75), filed 12/13/82. Statutory Authority: RCW 47.01.101(5) and 47.68.210.
- 12-36-020 Device quality. [Order 70-3, § 12-36-020, filed 8/17/70; Order 69-1, § 12-36-020, filed 11/14/69, effective 1/1/70.] Repealed by 83-01-039 (Order 75), filed 12/13/82. Statutory Authority: RCW 47.01.101(5) and 47.68.210.

- 12-36-030 Transmission capabilities. [Order 69-1, § 12-36-030, filed 11/14/69, effective 1/1/70.] Repealed by 83-01-039 (Order 75), filed 12/13/82. Statutory Authority: RCW 47.01.101(5) and 47.68.210.
- 12-36-040 Dual frequency requirement. [Order 69-1, § 12-36-040, filed 11/14/69, effective 1/1/70.] Repealed by 83-01-039 (Order 75), filed 12/13/82. Statutory Authority: RCW 47.01.101(5) and 47.68.210.

**WAC 12-36-001 through 12-36-040 Repealed.** See Disposition Table at beginning of this chapter.

## Title 16 WAC

### AGRICULTURE, DEPARTMENT OF

#### Chapters

- 16-06** Public records.  
**16-54** Animal importation.  
**16-86** Cattle, goats—Brucellosis and tuberculosis.  
**16-96** Production record brands.  
**16-101** Milk and milk products.  
**16-129** Labeling and advertising of products resembling genuine dairy products.  
**16-200** Feeds, fertilizers and livestock remedies.  
**16-212** Grain, hay, beans and peas—Inspection fees.  
**16-224** Designation of warehouse stations.  
**16-230** Use of chemicals and chemically treated materials in certain counties.  
**16-231** Restricted use herbicides.  
**16-232** Restricted use herbicides in certain counties.  
**16-300** Noxious weed seeds.  
**16-304** Sampling and testing of seeds.  
**16-316** Seed certification.  
**16-528** Wheat.  
**16-536** Dry peas and lentils.  
**16-561** Washington raspberry commission.  
**16-565** Washington cranberry commission.  
**16-608** Special livestock sales.  
**16-620** Relating to brand inspection.  
**16-750** Noxious weed control board—Proposed noxious weed list.

### Chapter 16-06 WAC

#### PUBLIC RECORDS

##### WAC

- 16-06-010 Purpose.  
 16-06-020 Definitions.  
 16-06-030 Description of organization.  
 16-06-040 Operations and procedures.  
 16-06-050 Public records designees.  
 16-06-060 Availability of public records.  
 16-06-070 Requests for public records.  
 16-06-080 Fees.  
 16-06-090 Protection of public records.  
 16-06-100 Exemptions.  
 16-06-110 Denial of request.  
 16-06-120 Review of denial of request for inspection or copying of public records.  
 16-06-130 Records index.  
 16-06-140 Public records request form.