for primary response contractor approval in forty-five calendar days. Upon receipt of an application, the office shall evaluate promptly whether the application is incomplete. If the office determines that an application is incomplete, the submitter shall be notified of deficiencies. The forty-five-day review period shall begin when the application is complete.

(2) An application shall be approved if it meets the conditions specified in WAC 317–10–090.

(3) The office shall endeavor to notify the applicant that the application has been approved/not approved within five working days after the review is completed.

(a) If the application is approved, the contractor shall receive a certificate of approval describing the terms of approval, including expiration dates.

(b) If the application is not approved, the contractor shall receive an explanation of the factors for disapproval and a list of actions to be taken to gain approval. The contractor may not act as a primary response contractor for a covered vessel contingency plan until approved by the office.

(c) If the application is not approved, the contractor shall have thirty calendar days from the date of the notice of nonapproval to appeal the office's decision. The appeal shall be perfected by serving an application for an adjudicative proceeding upon the office within the time specified herein.

(d) Approval of a response contractor by the office does not constitute an express assurance regarding the adequacy of the contractor nor constitute a defense to liability imposed under state law.

(4) Response contractor approvals shall be reviewed by the office every two years pursuant to WAC 317–10–094. Reapproval applications shall be submitted sixty calendar days in advance of the approval expiration date.

(5) An approved contractor shall notify the office in writing as soon as possible and within twenty-four hours of any significant change in the information reported in the approval application, such as a substantial change in equipment ownership. A facsimile received by the office will be considered written notice for the purposes of this subsection. Failure to notify the office may result in loss of approval status. Upon notification, the office may review and modify the approval of the primary response contractor pursuant to this section. If the department determines that approval conditions are no longer met, approval may be withdrawn.


WAC 317–10–098 Severability. If any provision of this chapter is held invalid, the remainder of the rule is not affected.

[Statutory Authority: ESHB 1027. 91–22–086, § 317–10–098, filed 11/5/91, effective 1/1/92.]

[1991 WAC Supp—page 2304]
operators thereof, an assessment in the following amounts:

(A) On tanker barges whose maximum capacity is:

<table>
<thead>
<tr>
<th>Capacity</th>
<th>Rate</th>
</tr>
</thead>
<tbody>
<tr>
<td>0 to 28,999 bbls</td>
<td>$68.00</td>
</tr>
<tr>
<td>29,000 to 44,999 bbls</td>
<td>$78.00</td>
</tr>
<tr>
<td>45,000 to 59,999 bbls</td>
<td>$97.00</td>
</tr>
<tr>
<td>60,000 to 79,999 bbls</td>
<td>$122.00</td>
</tr>
<tr>
<td>80,000 and over</td>
<td>$152.00</td>
</tr>
</tbody>
</table>

(B) On tanker vessels carrying oil as cargo

<table>
<thead>
<tr>
<th>Capacity</th>
<th>Rate</th>
</tr>
</thead>
<tbody>
<tr>
<td>0 to 300 gross reg. tons</td>
<td>$25.00</td>
</tr>
<tr>
<td>301 to 9,999 gross reg. tons</td>
<td>$1,620</td>
</tr>
<tr>
<td>10,000 gross reg. tons and over</td>
<td>$3,240</td>
</tr>
</tbody>
</table>

(C) On tanker vessels when not carrying oil as cargo, but while carrying other liquid or semi-liquid cargoes

<table>
<thead>
<tr>
<th>Capacity</th>
<th>Rate</th>
</tr>
</thead>
<tbody>
<tr>
<td>301 - 500 gross reg. tons</td>
<td>$73.00</td>
</tr>
<tr>
<td>501 - 1,000 gross reg. tons</td>
<td>$97.00</td>
</tr>
<tr>
<td>1,001 - 4,999 gross reg. tons</td>
<td>$122.00</td>
</tr>
<tr>
<td>5,000 gross reg. tons and over</td>
<td>$162.00</td>
</tr>
</tbody>
</table>

(D) On dry cargo barges (not tanker barges)

<table>
<thead>
<tr>
<th>Capacity</th>
<th>Rate</th>
</tr>
</thead>
<tbody>
<tr>
<td>301 - 500 gross reg. tons</td>
<td>$73.00</td>
</tr>
</tbody>
</table>

(E) On nontanker vessels carrying oil as fuel for propulsion machinery

<table>
<thead>
<tr>
<th>Capacity</th>
<th>Rate</th>
</tr>
</thead>
<tbody>
<tr>
<td>301 - 500 gross reg. tons</td>
<td>$73.00</td>
</tr>
</tbody>
</table>

The assessment levied on all vessels, or the owners or operators thereof, which transit upon the portion of the Columbia River that runs between the states of Washington and Oregon, shall be effective on and after January 1, 1992.

[Statutory Authority: RCW 88.44.100. 91-19-073, § 318-04-030, filed 9/17/91, effective 11/5/91; 91-02-005, § 318-04-030, filed 12/21/90, effective 1/1/91.]

Reviser's note: The effective date mentioned in the last paragraph has been indefinitely deferred; see WSR 92-03-061, filed on January 13, 1992.

Title 326 WAC
MINORITY AND WOMEN'S BUSINESS ENTERPRISES, OFFICE OF

Chapter

326-08  Goal setting rules.

Chapter 326-30 WAC
GOAL SETTING RULES


WAC 326-30-03904 Goals for 1991-92. The annual overall goals for each state agency and educational institution for each of the following classes of contracts for the period July 1, 1991 through June 30, 1992, should be:

- Construction/Public Works: 10% MBE, 6% WBE
- Architect/Engineering: 10% MBE, 6% WBE
- Purchased Goods and Services: 8% MBE, 4% WBE
- Other Consultants: 10% MBE, 4% WBE

These MWBE participation goals are based on the state agency's or educational institution's total contracts subject to this chapter within each of the above noted classes of contracts, less excluded contracts.


Title 326 WAC
NATURAL RESOURCES, BOARD AND DEPARTMENT OF

Chapters

326-08  Practice and procedure.
326-10  Public records—Department of natural re-
326-24  Forest protection.
326-30  Aquatic land management.
326-48  Fire and game damage.
326-100  Leases, sales, rights of way, etc.
326-130  Minimum standards for land boundary sur-
326-140  Minimum standards for geodetic control sur-
326-200  Adoption of model rules of procedure.
326-08-010  Definitions.
326-08-025  Inapplicability to proprietary decisions.
326-08-040  Repealed.
326-08-050  Repealed.
326-08-060  Repealed.
326-08-070  Repealed.
326-08-080  Repealed.
326-08-090  Repealed.
326-08-100  Repealed.
326-08-105  Repealed.
326-08-110  Repealed.
326-08-115  Application for adjudicative proceeding—Time limit.
326-08-120  Repealed.
326-08-125  Application for adjudicative proceeding—Place of filing.

[1991 WAC Supp—page 2305]