

(ii) Interpretative statements and policy statements shall be indexed by the applicable program administered by the commission.

(d) The rules coordinator shall update all indexes at least once a year and shall revise such indexes when deemed necessary by the commission.

[Statutory Authority: RCW 43.59.040, 91-23-101, § 467-02-130, filed 11/20/91, effective 12/21/91; Order 1, § 467-02-130, filed 4/11/77.]

## Title 468 WAC

### TRANSPORTATION, DEPARTMENT OF (Formerly: Highway Commission, etc.)

#### Chapters

468-16	Prequalification of contractors.
468-38	Vehicle size and weight--Restricted highways--Equipment.
468-54	Limited access hearings.
468-70	Motorist information signs.
468-300	State ferries and toll bridges.

#### Chapter 468-16 WAC

#### PREQUALIFICATION OF CONTRACTORS

##### WAC

468-16-010	General.
468-16-020	Purpose.
468-16-030	Definitions.
468-16-040	Criteria for a determination of an unsatisfactory record of performance.
468-16-050	Criteria for a determination of an unsatisfactory record of integrity and judgment.
468-16-060	Criteria for a determination of inability to comply with performance schedules.
468-16-070	Criteria for a determination of the lack of necessary experience, organization, or technical qualifications.
468-16-080	Qualification procedures for projects under fifty thousand dollars.
468-16-090	Standard questionnaire.
468-16-100	Conditional qualification.
468-16-110	Joint ventures.
468-16-120	Work class ratings.
468-16-130	Prequalification work classes.
468-16-140	Maximum capacity rating.
468-16-150	Prime contractor performance reports.
468-16-160	Interim reports.
468-16-170	Refusal to issue proposal.
468-16-180	Suspension of qualification.
468-16-190	Revocation of qualification.
468-16-200	Hearings procedure.
468-16-210	Prime contractor performance report.

**WAC 468-16-010 General.** No contract for the construction, improvement or repair of any state highway, or of any other public highway to be awarded and administered by the department of transportation, may be awarded to any contractor who has not first been prequalified to perform the work. Bidding proposals will be issued only to prequalified contractors.

[Statutory Authority: RCW 47.01.101, 47.28.030 and 47.28.070. 91-04-014 (Order 128), § 468-16-010, filed 1/28/91, effective 2/28/91.]

**WAC 468-16-020 Purpose.** This chapter is promulgated to assure that contractors engaged in the improvement and construction of state highways possess the necessary qualifications as required by RCW 47.28.070. It is further intended to:

(1) Establish a method for determining a contractor's qualifications to undertake department work and for the retention of that qualification.

(2) Provide a means for contractors to enhance their prequalification status and bidding capacity through higher standards of performance.

(3) Increase the opportunity for a better relationship between the department and construction contracting firms.

(4) Provide for the award, denial, suspension, or revocation of qualification; denial of proposal issuance; and for a hearing procedure, if required, for such actions.

[Statutory Authority: RCW 47.01.101, 47.28.030 and 47.28.070. 91-04-014 (Order 128), § 468-16-020, filed 1/28/91, effective 2/28/91.]

**WAC 468-16-030 Definitions.** The definitions set forth in this section apply throughout this chapter and have the following meanings, unless the context clearly indicates otherwise.

(1) **Above standard** – Performance ranging from standard to that meeting the lower range of superior.

(2) **Active contractor** – A contractor who has participated in department activities through maintaining required prequalification, bidding, or construction activities.

(3) **Affiliate** – An associate, subordinate associate, or subsidiary firm which may involve the intermingling of funds, officers, or directors of one or more firms.

(4) **Assistant secretary for operations** – The primary representative of the secretary of transportation responsible for the highway construction program and for the qualification of contractors employed thereon.

(5) **Below standard** – Performance bordering on standard extending to the limits of inadequate.

(6) **Bidding proposal** – A form issued by the department for the submission of a contractor's bid, containing spaces for entering bid amounts, authentication, and other data.

(7) **Capacity multiplier** – The number 5.0 multiplied by a firm's net worth to calculate its initial maximum bidding capacity.

(8) **Conditional qualification** – A temporary qualification status given a contractor who has received "below standard" or "inadequate" ratings or for other reasons which result in restrictions to a contractor's ability to bid on department work.

(9) **Contractor** – Any person, partnership, firm, corporation or joint venture who or which, in the pursuit of an independent business, undertakes, offers to undertake, or submits a bid to perform construction work for the department.

(10) **Department** – The department of transportation.

(11) **Endorser** – The district operations engineer or immediate supervisor of the project engineer or, under specified conditions, the district administrator responsible for reviewing contractor's performance reports.

(12) **Inadequate** – Performance failing completely to meet the prescribed standards or requirements.

(13) **Integrity** – The quality of being of sound moral principle, uprightness, honesty, and sincerity.

(14) **Joint venture** – Two or more persons, sole proprietorships, companies, corporations, or combinations thereof, entering into an agreement for a business venture such as a construction project.

(15) **Limited work class** – A work classification given when a contractor lacks the total experience, equipment, or skills required to perform the entire range of work within a work class.

(16) **Maximum capacity rating** – The total value of uncompleted prime contract work a contractor is permitted to have under contract at any time.

(17) **Performance inquiry** – A request made to a contractor's previous employers for an evaluation of the quality and manner of that contractor's performance.

(18) **Performance rating** – A numerical rating which is equal to the grand total of the evaluation elements of the prime contractor's performance report used as a guide to measure and quantify the quality of contractor performance.

(19) **Performance score** – The product of the performance rating when multiplied by a numerical factor which may be used to calculate prequalification ratings.

(20) **Prequalification** – The process of reviewing a contractor's financial status, organizational structure, experience, equipment, integrity, and other required qualifications to determine responsibility and suitability for performing department work. This term is used interchangeably with qualification.

(21) **Prime contractor performance report** – A report prepared to evaluate the performance of a prime contractor upon completion of, or at an interim period during a department project which is used as a guide to adjust a prime contractor's qualification status.

(22) **Project estimate** – A document prepared by the department establishing the estimated value of all items of work, the total estimated value of work within each class of work, and the estimated total value of a project.

(23) **Rater** – The individual, normally the project engineer, responsible for evaluation of the quality and manner of performance of a contractor in the completion of a project.

(24) **Revocation of qualification** – The act by which a contractor's qualification is terminated.

(25) **Secretary** – The secretary of transportation who may delegate his or her functions under this chapter to the assistant secretary for operations or such other individual as deemed appropriate.

(26) **Standard** – The expected, acceptable quality of performance, considered to meet the demand, need or requirements.

(27) **Standard questionnaire** – The application form completed by a contractor to present information relating to the applicant's financial status, experience, organization, and equipment for the purpose of becoming qualified to perform department work.

(28) **Superior** – Preeminent performance, generally at a higher level than that of others.

(29) **Suspension of qualification** – The termination of a contractor's qualification for a specified period of time.

(30) **Unsatisfactory** – Below standard or inadequate performance, failing to meet requirements.

(31) **Work class** – A specific type of work within the various classifications of work, e.g., grading, draining, fencing, etc.

(32) **Work class rating** – The maximum value within a class of work which a contractor may bid upon in a single project.

[Statutory Authority: RCW 47.01.101, 47.28.030 and 47.28.070. 91-04-014 (Order 128), § 468-16-030, filed 1/28/91, effective 2/28/91.]

**WAC 468-16-040 Criteria for a determination of an unsatisfactory record of performance.** The following list of elements may be considered cause for a determination that an unsatisfactory record of performance exists:

- (1) Failure to complete project on time; or
- (2) Continued workmanship below the level of standard or inadequate; or
- (3) Nonadherence to the requirements of plans and specifications; or
- (4) Disregard for the welfare or safety of traveling public; or
- (5) Inadequate supervision and control of subcontractors; or
- (6) Insufficient supervision available on project site; or
- (7) Inadequate coordination and planning with owner; or
- (8) Inadequate procurement and delivery of supplies and materials; or
- (9) Inadequate control and utilization of equipment; or
- (10) An overall performance rating in the prime contractor performance report of less than standard as defined in WAC 468-16-030.

[Statutory Authority: RCW 47.01.101, 47.28.030 and 47.28.070. 91-04-014 (Order 128), § 468-16-040, filed 1/28/91, effective 2/28/91.]

**WAC 468-16-050 Criteria for a determination of an unsatisfactory record of integrity and judgment.** (1) The following may be cause for a determination of an unsatisfactory record of integrity and judgment:

- (a) Conviction by the firm or its principals of violating a federal or state antitrust law by bid-rigging, collusion, or restraint of competition between bidders; or conviction of violating any other federal or state law related to bidding or contract performance; or
  - (b) Knowingly concealing any deficiency in the performance of a prior contract; or
  - (c) Falsification of information or submission of deceptive or fraudulent statements in connection with prequalification, bidding, performance of a contract, or in legal proceedings; or
  - (d) Debarment of the contractor by a federal or state agency; or
  - (e) Willful disregard for applicable laws, rules or regulations.
- (2) Only such data relating to subsection (1)(a) through (e) of this section having taken place within

three years next preceding the date of the most recently submitted standard questionnaire may be used for the purpose of this section.

[Statutory Authority: RCW 47.01.101, 47.28.030 and 47.28.070. 91-04-014 (Order 128), § 468-16-050, filed 1/28/91, effective 2/28/91.]

**WAC 468-16-060 Criteria for a determination of inability to comply with performance schedules.** The following may be cause for a determination of inability to comply with performance schedules:

(1) A majority of responses to inquiries made to previous owners of previously completed projects reveal that projects have not been completed on time; or

(2) A major portion of projects completed within the last three years for the department have not been completed on time; or

(3) When two or more consecutive performance reports are rated below standard in the areas of "progress of work"; or

(4) Neglectful or willful failure to meet interim completion dates as defined in the contract.

[Statutory Authority: RCW 47.01.101, 47.28.030 and 47.28.070. 91-04-014 (Order 128), § 468-16-060, filed 1/28/91, effective 2/28/91.]

**WAC 468-16-070 Criteria for a determination of the lack of necessary experience, organization, or technical qualifications.** A determination of lack of necessary experience, organization, or technical qualification may be made when data has been presented which reveals:

(1) A lack of prior experience in the classes of work for which qualification is sought; or

(2) That supervisory experience of key personnel responsible for prior projects has been reported predominantly below standard or less than satisfactory on performance reports and responses to inquiries made to other project owners or agencies; or

(3) That permanent employment status of key supervisory personnel has not been of a duration of at least one year or for the duration of the project in which they have been engaged; or

(4) That previous work experience in a work class presented for qualification did not conform to plans and specifications; or

(5) That work claimed by the contractor was completed by others; or

(6) A performance rating in appropriate categories of the prime contractor performance report of less than standard as defined in WAC 468-16-030.

[Statutory Authority: RCW 47.01.101, 47.28.030 and 47.28.070. 91-04-014 (Order 128), § 468-16-070, filed 1/28/91, effective 2/28/91.]

**WAC 468-16-080 Qualification procedures for projects under fifty thousand dollars.** (1) Contractors may be qualified by district administrators for projects valued under fifty thousand dollars.

(2) Procedures for letting district level projects valued under fifty thousand dollars are published in Department Directives.

(3) A limited prequalification questionnaire and other requirements are prescribed in WAC 468-14-040.

[Statutory Authority: RCW 47.01.101, 47.28.030 and 47.28.070. 91-04-014 (Order 128), § 468-16-080, filed 1/28/91, effective 2/28/91.]

**WAC 468-16-090 Standard questionnaire.** The standard questionnaire and financial statement shall be prepared and transmitted to the secretary, Attn: Precontract administration office. The questionnaire shall include the following information:

(1) The contractor's name, address, phone number, and type of organization (corporation, partnership, sole proprietorship, etc.).

(2) A list of the classes of work for which the contractor seeks qualification.

(3) A statement of the ownership of the firm and, if a corporation, the name of the parent corporation, if any, and the names of any affiliated subsidiary or companies.

(4) A certificate of authority from the office of the secretary of state to do business in Washington state if the applicant is a foreign corporation.

(5) A list of officials within the applicant firm who are also affiliated with other firms involved in construction work as a contractor, subcontractor, supplier, or consultant; including the name of the firm and their relationship with the affiliate firm.

(6) A complete list of the highest valued contracts or subcontracts performed in whole or in part within the immediate three years preceding application. The contract amount, contract number, date of completion, class of work; and the name, mailing address, and phone number of the project owner or agency representative must be provided for those projects listed. Only that work completed by the contractor's own organization under its own supervision will be considered for prequalification purposes. A minimum of five projects must be listed.

(7) Personnel requirements.

(a) A listing of the principal officers and key employees indicating their years of experience engaged in the classes of work for which prequalification is sought. For qualification in a class of work based on newly acquired personnel rather than the firm's past contract experience, the newly acquired personnel must be available for future employment for the full year for which qualification is sought unless replacement personnel have been approved. The loss of such personnel during the year of qualification, will result in revocation of qualification for the class of work granted pursuant to their acquisition. The department may require resumes of such personnel as deemed proper for making its determination. The firm's performance on department contracts must be currently rated standard or better to be used for qualification purposes.

(b) A firm must have, within its own organization, qualified permanent, full time personnel having the skills and experience including, if applicable, technical or specialty licenses, for each work class for which prequalification is sought. The skills and experience must be substantiated by education and practical experience on completed construction projects.

(c) "Its own organization" shall be construed to include only the contractor's permanent, full time employed office and site supervisory personnel as shown on the most recently submitted or amended prequalification questionnaire. Workers of the organization shall be employed and paid directly by the prime contractor. The term "its own organization," shall also include the equipment owned or rented by the contractor with or without equipment operators. Such term does not include employees or equipment of another contractor, subcontractor, assignee, or agent of the applicant contractor although they are placed on the applicant contractor's payroll.

(8) A list of all major items of equipment used to perform those classes of work for which prequalification is sought. The description, quantity, condition, present location, and age of such equipment must be shown. The schedule must show whether the equipment is owned, leased, or rented.

(9) An initial financial statement.

(a) For a firm showing a net worth in excess of one hundred thousand dollars, the applicant must provide, with the questionnaire, a copy of its financial statement as audited or reviewed for its last fiscal year, prepared in accordance with the standards of the American Institute of Certified Public Accountants. The statement must be prepared by an independent certified public accountant registered and licensed under the laws of any state. Balance sheets, income statements, a statement of retained earnings, supporting schedules and notes, and the opinion of the independent auditor must accompany the financial statement.

(b) Financial statements must be for the current twelve month period and must reflect a ratio of total current assets to total current liabilities of 1.0 or greater.

(10) A wholly owned subsidiary firm may file the latest consolidated financial statement of its parent corporation in lieu of a financial statement prepared solely for the subsidiary. When a consolidated financial statement is submitted, the requirements of subsection (9) of this section must be fulfilled.

(11) The applicant shall list the following occurrences within the previous three years:

(a) Instances of having been denied qualification, or a license, or instances of having been deemed other than responsible by any public agency.

(b) Convictions for felonies listed in WAC 468-16-050.

(c) Failure to complete a contract.

(12) The standard questionnaire shall be processed as follows:

(a) The application for qualification shall be prepared on a standard questionnaire provided by the department and sworn to before a notary public or other person authorized to take oaths.

(b) A standard questionnaire will be reviewed and a written notice provided to the applicant, within thirty days of its receipt, stating whether the applicant has been prequalified or qualification has been denied. The applicant will be advised of errors or omissions in the

questionnaire and a request made for additional information necessary to complete evaluation of the applicant. If the information is not provided within twenty calendar days of the request, the application will be processed, if possible, with the information available or it will be returned to the applicant without further action.

(c) When qualification is denied, the applicant shall be advised in writing by certified mail (return receipt requested) of the reasons for the denial and of the right to a hearing upon written request.

(d) Applicants not satisfied with the qualification granted may request in writing, a review of their questionnaire and qualification ratings. The request must be filed within thirty calendar days of the date of receipt of the notice of qualification and must specifically state the basis for the request.

(e) The secretary or designee shall advise the applicant of his or her decision on the reconsideration within thirty calendar days of receipt of the request.

(13) Criteria for initial qualification, renewal, and submission of supplemental data:

(a) Qualification may be established in any calendar quarter and must be renewed annually. Information submitted in the questionnaire will be used as a basis for the contractor's initial prequalification, work class ratings, and maximum capacity ratings. Qualification will be valid for the remainder of the applicant's fiscal year plus one calendar quarter as established by the date of the year-end financial statement. Prequalification will be renewed annually thereafter or at other times as designated.

(b) A standard questionnaire from a contractor, not previously qualified under this chapter, must have been received by the department no less than fifteen calendar days prior to the scheduled bid opening to receive consideration for issuance of a bidding proposal for that bid opening.

(c) The department may, during the period for which the contractor has been prequalified, require the submission of a new standard questionnaire. If the questionnaire is not provided within thirty calendar days of the date of request, the notice of qualification held by the contractor will be declared invalid and the contractor will not be permitted to bid with the department until the contractor is again prequalified.

(d) A supplemental questionnaire shall be submitted when a significant change in the structure of the firm occurs, e.g., incorporation, officers, ownership, etc., or when required by the department.

(e) If prequalification has lapsed for more than six months, the applicant will again be required to submit a fully executed standard questionnaire and financial statement.

(f) The applicant shall authorize the department to request and receive such additional information from any sources deemed necessary for the completion of the qualification process.

(g) Inquiries will be made and investigations, if necessary, will be conducted to verify the applicant's statements and to determine eligibility for qualification.

(h) The department may require a personal interview with a principal or principals of the contracting firm when considering its qualification.

(i) Qualified contractors in good standing shall be notified of impending expiration of their qualification and will be provided the necessary questionnaire forms for renewal at least forty-five days before the expiration date.

(14) Financial information supplied by, or on behalf of, a contractor for the purpose of qualification shall not be made available for public inspection and copying pursuant to RCW 42.17.310 (1)(m). The foregoing restriction shall not prohibit the department's providing such information in evidence or in pretrial discovery in any court action or administrative hearing involving the department and a contractor. Insofar as permitted by public disclosure statutes, qualification ratings shall be treated as confidential information.

(15) Qualified contractors will be provided with notices which list projects currently being advertised.

[Statutory Authority: RCW 47.01.101, 47.28.030 and 47.28.070. 91-04-014 (Order 128), § 468-16-090, filed 1/28/91, effective 2/28/91.]

**WAC 468-16-100 Conditional qualification.** (1) A firm may be conditionally qualified when it has been given a below standard (1.0 or below) performance score on a final performance report. A firm may also be qualified conditionally when performance has become below standard in either "quality of work" or "progress of work" on an interim report for a current project. A conditionally qualified contractor will be denied bidding proposals while in that status but may receive, at the discretion of the secretary, a bidding proposal for one project at a time if special circumstances warrant such action.

(2) The assistant secretary for operations shall advise the contractor and the district administrator when a contractor has been placed in conditional status.

(3) Should the contractor be the low successful bidder and be awarded a contract subsequent to being placed in conditional status, the issuance of further bidding proposals will be considered only when an interim report is submitted in accordance with WAC 468-16-160 or when a final performance report is submitted in accordance with WAC 468-16-150(12) and the rating thereon is standard or better.

(4) Normally a contractor may have only one active prime contract for the department while qualified conditionally.

(5) Return to fully qualified status of a conditionally qualified contractor will be effected by:

(a) A performance rating of standard or above on contracts completed during the current prequalification year; or

(b) An interim rating of standard or above average on all concurrent contracts; or

(c) A standard or above rating on the first interim report for a project awarded subsequent to conditional qualification.

(6) Should the rating continue to be less than standard, the contractor's prequalification will be suspended in accordance with WAC 468-16-180.

[Statutory Authority: RCW 47.01.101, 47.28.030 and 47.28.070. 91-04-014 (Order 128), § 468-16-100, filed 1/28/91, effective 2/28/91.]

**WAC 468-16-110 Joint ventures.** (1) Joint ventures are prequalified under two categories as follows:

(a) Individual project joint venture – An association of two or more firms formed for the specific purpose of submitting a bid on a specific project.

(i) All firms must be individually prequalified.

(ii) The firms must file an "individual project statement of joint venture" and a joint venture agreement in the formats prescribed.

(b) Continuing joint venture – An association of two or more firms formed for the purpose of submitting bids for projects to be advertised over a period of time.

(i) All firms must be individually prequalified.

(ii) The firms must file a "statement of continuing joint venture."

(iii) Continuing joint ventures must maintain a standard or higher performance rating in order to remain qualified.

(iv) A rating of less than standard will cause the joint venture to be placed in conditional qualification status.

(2) A standard questionnaire and financial statement for each member, if not on file, and a standard questionnaire and financial statement designating the assets and liabilities of the venture shall be submitted for the joint venture with a copy of the joint venture agreement. The agreement shall specify the name under which the joint venture will operate and the names of those individuals authorized to sign proposals, contracts, and other documents on behalf of the joint venture. It shall contain provisions which will unequivocally bind the parties, jointly and severally, to any contract entered into thereunder.

[Statutory Authority: RCW 47.01.101, 47.28.030 and 47.28.070. 91-04-014 (Order 128), § 468-16-110, filed 1/28/91, effective 2/28/91.]

**WAC 468-16-120 Work class ratings.** (1) Qualification shall be granted a contractor in one or more classes of work in which the firm has shown the capability to satisfactorily perform with its own forces under its own immediate supervision.

(2) The department's project estimate shall be the only estimate used to determine the value of the various classes of work within a project for determining a contractor's eligibility to bid that specific project. The contractor will be required to perform a specified percentage of the total work as provided for in the current issue of the *Standard Specifications*.

(3) Contractors will be given work class ratings on the basis of their financial status, performance record, previous experience, organization, and condition and suitability of equipment. Higher performance ratings result in higher work class ratings.

(4) Data provided by project owners, other than the department, to inquiries made concerning new applicants seeking qualification, shall be used to determine initial

work class ratings and maximum capacity ratings. The applicant's experience multiplier shall be used to calculate the applicant's initial work class rating. Initial work class ratings for new applicants and those of firms which have not renewed their qualification within two years, will be based on performance data provided by agencies or organizations having previously employed the applicant. Such other data as the department may have on file may also be used. Work submitted by the new contractor and verified by the department will be given an initial work class rating equal to 2.5 times the highest value of the work the contractor has completed within that work class during the past three years. If a specific portion of a work class is performed by the contractor, the prequalification for that class will be limited to that portion of the work.

(5) Work reported as less than satisfactory will not be accepted for qualification purposes, but may be included with other satisfactory performance reports in determining the status of the contractor's prequalification.

(6) Work class ratings previously granted will not be reduced providing the contractor has maintained a satisfactory (standard) performance record on department work and the contractor continues to submit the required questionnaire annually. Should a significant reduction of resources occur, the contractor's work class ratings may be modified or reduced to an amount within the contractor's current capacity.

(7) A contractor's work class ratings will be reviewed annually effective on the date the renewal questionnaire has been received. Work class ratings for those contractors renewing prequalification will be reviewed for increases, decreases, and additional work classes not previously granted. In determining the annual status of the contractor's work class ratings, prime work completed for the department and the performance rating given for that work shall be weighted more heavily than work completed for other agencies.

(8) Work class ratings shall be computed by multiplying the highest value of the work class completed satisfactorily during the preceding prequalification year by a factor of 2.5, provided that the currently established work class rating is not higher. In that event, the currently established work class shall become the work class rating for the ensuing qualification year. Work class ratings will not change if the contractor has not performed in that work class during the prequalification year.

(9) Work class ratings for inactive contractors renewing prequalification will be computed annually in the same manner as for new applicants for a period not to exceed three years. Work class ratings granted within three successive renewal periods shall remain the same as for an inactive contractor if the contractor continues to submit the required questionnaire annually and the questionnaire does not reveal a significant reduction in organizational resources. When a significant reduction of resources occurs, the inactive contractor's work class ratings may be modified to an amount within the contractor's current capacity.

[Statutory Authority: RCW 47.01.101, 47.28.030 and 47.28.070. 91-04-014 (Order 128), § 468-16-120, filed 1/28/91, effective 2/28/91.]

**WAC 468-16-130 Prequalification work classes.** A contractor seeking prequalification under this chapter will be classified for one or more of the following listed work classes in accordance with the adequacy of the firm's equipment and plant facilities and its proven ability to perform the work class sought.

Class 1	CLEARING, GRUBBING, GRADING & DRAINING Removal of tree stumps, shrubs, modification of the ground surface by cuts and fills, excavating of earth materials, and the placement of drainage structures.
Class 2	PRODUCTION AND PLACING OF CRUSHED MATERIALS Production and placing crushed surfacing materials and gravel.
Class 3	BITUMINOUS SURFACE TREATMENT Placing of crushed materials with asphaltic application.
Class 4	ASPHALT CONCRETE PAVING Production and placing Asphalt Concrete Plant Mix Pavement.
Class 5	CEMENT CONCRETE PAVING Production and placing cement concrete pavement.
Class 6	BRIDGES AND STRUCTURES Construction of bridges, walls and other major structures of timber, steel, and concrete.
Class 7	BUILDINGS Construction of buildings and related structures within the right of way and major reconstruction and remodeling of such buildings.
Class 8	PAINTING Painting bridges, buildings, and related structures.
Class 9	TRAFFIC SIGNALS Installation of traffic signal and control systems.
Class 10	STRUCTURAL TILE CLEANING Cleaning tunnels, large buildings and structures and storage tanks.
Class 11	GUARDRAIL Construction of a rail secured to uprights and erected along the exposed sides and ends of platforms or as a barrier between, or beside lanes of a highway.
Class 12	PAVEMENT MARKING (EXCLUDING PAINTING) Thermoplastic markings, stripes, bars, symbols, etc. Traffic buttons, lane markers, guide posts.
Class 13	DEMOLITION Removal of timber, steel, and concrete structures and obstructions.

Class 14	DRILLING AND BLASTING Controlled blasting of rock and obstructions by means of explosives.	Class 27	SIGNING Sign structures and signs.
Class 15	SEWERS AND WATER MAINS Draining, pipe jacking, water systems, pumping stations, storm drainage systems, sewer rehabilitation, sewage pumping stations, pressurized lines.	Class 28	ELECTRONICS Surveillance and control systems design and installation, electronics training and maintenance.
Class 16	ILLUMINATION & GENERAL ELECTRICAL Highway illumination, navigational lighting, wiring, junction boxes, conduit installation.	Class 29	SLURRY DIAPHRAGM AND CUT-OFF WALLS Slurry excavation and the construction of structural concrete walls and slurry cut-off walls.
Class 17	CEMENT CONCRETE CURB AND GUTTER Sidewalks, spillways, driveways, monument cases and covers, right of way markers, traffic curbs, and gutters.	Class 30	SURVEYING Highway construction surveying.
Class 18	ASPHALT CONCRETE CURB AND GUTTER Sidewalks, spillways, driveways, monument cases and covers, right of way markers, traffic curbs, and gutters.	Class 31	WATER DISTRIBUTION AND IRRIGATION Irrigation systems and heavy duty water distribution.
Class 19	RIPRAP AND ROCK WALLS Mortar rubble masonry walls, rock retaining walls, and the placing of large broken stone on earth surfaces for protection against the action of water.	Class 32	LANDSCAPING Landscape irrigation, planting, sodding, seeding, fertilizing, mulching, herbicide application, insecticide application, weed control, mowing, liming, soil binder, topsoil.
Class 20	CONCRETE STRUCTURES EXCEPT BRIDGES Cast-in-place median barrier, prestressing, post-tensioned structures, footings, prefabricated panels and walls, retaining walls, and ramps, foundations, rock bolts, and concrete slope protection.	Class 33	ENGINEERING Work other than surveying, including engineering calculations, drawing and other related work for highway construction.
Class 21	TUNNELS AND SHAFT EXCAVATION Tunnel excavation, rock tunneling, and soft bore tunneling.	Class 34	EROSION CONTROL Seeding, fertilizing, mulching, slope protection, topsoil application, hydro-seeding, soil stabilization, soil sampling.
Class 22	PILEDIVING Driving concrete, steel, and timber piles.	Class 35	PRECAST MEDIAN BARRIER A concrete barrier that is cast and cured in other than its final position used to divide the median of two adjacent highways or temporarily placed to divert traffic in construction zones.
Class 23	CONCRETE SURFACE TREATMENT Exposed aggregate, fractured-fin and rope textured finished waterproofing concrete surfaces (clear or pigmented sealer).	Class 36	PERMANENT TIE BACK ANCHOR Installation of permanent rock and soil anchors, soldier piles and timber lagging. Soldier pile tie back anchor wall construction.
Class 24	FENCING Wire and metal fencing, glare screens.	Class 37	IMPACT ATTENUATORS Installation of approved protective systems filled with sand, water, or foam which prevent errant vehicles from impacting roadside hazards.
Class 25	BRIDGE DECK REPAIR Bridge expansion joint repair and modification, bridge deck resurfacing and repair.	Class 38	PAINT STRIPING painted bars, letters, symbols, and striping.
Class 26	DECK SEAL Waterproof membrane.	Class 39	WIRE MESH SLOPE PROTECTION The installation of a zinc coated steel wire mesh anchored by wire rope and reinforced concrete posts or anchor rods. Used for dampening the effects of rolling rocks onto the highway.

Class 40	GABION AND GABION CONSTRUCTION Construction of walls made with containers of galvanized steel hexagonal wire mesh and filled with stone.
Class 41	NOT USED
Class 42	ELECTRONICS—FIBER OPTIC BASED COMMUNICATIONS SYSTEMS Design and installation of fiber optic based communication systems.
Class 43	MECHANICAL Plumbing work and the installation of heating or air conditioning units.
Class 44	NOT USED
Class 45	NOT USED
Class 46	CONCRETE RESTORATION Pavement subseal, cement concrete repair, epoxy coatings, epoxy repair, masonry repair, masonry cleaning, special coatings, epoxy injection, gunite, shotcrete grouting, pavement jacking, gunite repair, and pressure grouting.
Class 47	CONCRETE SAWING, CORING, AND GROOVING Concrete sawing, concrete planing and grooving, bump grinding, joint repair, concrete coring.
Class 48	DREDGING Excavating underwater materials.
Class 49	MARINE WORK Underwater surveillance, testing, repair, subaquatic construction.
Class 50	NOT USED
Class 51	WELL DRILLING Drilling wells, installing pipe casing and pumping stations.
Class 52	SEWAGE DISPOSAL Hauling and disposing liquid and solid wastes.
Class 53	TRAFFIC CONTROL Providing piloted traffic control, traffic control labor, and maintenance and protection of traffic.
Class 54	RAILROAD CONSTRUCTION Construction of railroad subgrade, placing of ballast, ties, and track and other items related to railroad work.
Class 55	STEEL FABRICATION Welding of steel members, heat straightening steel.
Class 56	STREET CLEANING Street sweeping with self-propelled sweeping equipment.
Class 57	MATERIALS TRANSPORTING Truck hauling.
Class 58	SAND BLASTING Steam cleaning, sand blasting.

[Statutory Authority: RCW 47.01.101, 47.28.030 and 47.28.070. 91-04-014 (Order 128), § 468-16-130, filed 1/28/91, effective 2/28/91.]

[1991 WAC Supp—page 2758]

**WAC 468-16-140 Maximum capacity rating.** (1) The maximum capacity rating shall be determined by multiplying the contractor's reported net worth by a factor of 5.0. The factor may be increased at a rate of 0.5 annually, provided the contractor has maintained a satisfactory performance record with the department and has completed a contract of fifty thousand dollars or more within the preceding prequalification year. The maximum factor shall be 7.5. The department may at any time decrease the rating factor if the contractor's performance becomes less than satisfactory (standard), however no decrease in the bidding capacity will become effective until agreed to by both parties or until action to appeal, as specified in these rules, has been completed.

(2) For the purpose of prequalification and establishing the maximum capacity rating, the following additional resources may be added to net worth if supported with documentation as specified:

(a) An operating line of credit – Documentation from an acceptable financial institution stating the amount of credit authorized, its expiration date, and the amount currently available. The document must be authenticated by an official authorized to execute lines of credit on behalf of the institution. Should the operating line of credit be revoked, it shall be deducted before computing a new annual maximum capacity rating.

(b) A parent firm pledge of net worth – A sworn statement from the parent firm that guarantees the performance of the subsidiary for any contracts awarded it. The document shall include a parent firm pledge in an amount such that when calculated in subsection (1) of this section will not be less than the value of uncompleted contracts of the subsidiary. An audited financial statement, as prescribed in WAC 468-16-090 (9)(a), may be requested, when deemed appropriate, from the parent firm.

(c) A personal pledge of net worth – A sworn statement pledging a specific amount of personal assets. The statement must be accompanied by acceptable documents that will verify the ownership and value of the assets.

(3) Resources listed above will not be accepted in lieu of a minimum net worth of fifty thousand dollars.

(4) When the value of a firm's uncompleted work for the department exceeds its maximum capacity rating, a bidding proposal shall be denied that firm.

[Statutory Authority: RCW 47.01.101, 47.28.030 and 47.28.070. 91-04-014 (Order 128), § 468-16-140, filed 1/28/91, effective 2/28/91.]

**WAC 468-16-150 Prime contractor performance reports.** (1) Performance reports described in this section, substantially in the format as that appearing at WAC 468-16-210, will be completed for prime contractors only. Each prime contractor's performance report will be classified as to the primary work class being rated. This shall be stated in Section I of the report by listing the major classes of work performed by the contractor e.g., clearing, grading, surfacing, etc.

(2) Performance will be rated under the following headings: Administration, management, and supervision; quality of work; progress of work; and equipment.



(3) The following adjectival ratings are established for performance reports:

- (a) Superior.
- (b) Above standard.
- (c) Standard.
- (d) Below standard.
- (e) Inadequate.

(4) The report shall contain a numerical section which quantifies the adjectival ratings into a total performance rating which is multiplied by .001 to obtain a performance score falling within one of the following ranges:

Superior	1.550 - 2.000
Above Standard	1.101 - 1.549
Standard	1.000 - 1.100
Below Standard	0.550 - 0.999
Inadequate	0.000 - 0.549

(5) The performance score (PS) is computed by multiplying the performance rating (PR) obtained from the prime contractor's performance report by a factor (F) of .001 e.g. 1685 (PR) x .001 (F) = 1.685 (PS).

(6) The annual performance score is the average of the scores, by work class, obtained from all performance reports submitted for department projects completed during the one-year period next preceding the date of expiration of the contractor's qualification.

(7) The performance report shall be used as an additional tool in fixing a contractor's prequalification status.

(8) The report shall contain a narrative section which verbally provides the details substantiating the numerical rating. The narrative section shall be based upon documentation prepared during the life of the project, such as the project engineer's diary, the inspector's daily report and other pertinent documents. This documentation shall constitute the major portion of the administrative record to be used for any hearings or litigation that may arise from the rating process.

(9) The performance report will be prepared by the project engineer who will include numerical ratings substantiated by a narrative report which describes the contractor's typical performance.

(10) The report will be endorsed by the district operations engineer or designee who will provide a copy to the contractor and discuss all ratings with the contractor.

(11) The contractor may appeal the rating to the district administrator in writing within twenty calendar days of the date of the report. The appeal must set forth the basis upon which it has been made.

(12) The district administrator will review all contractor performance reports after they have been endorsed and may modify the rating if such is deemed appropriate, advising the contractor when appropriate. The district administrator will enter narrative comments thereon only when the contractor's performance has been rated below standard, inadequate, or superior.

(13) Performance reports, when completed at district level, will be submitted to the secretary, Attn: Manager, precontract administration office, not later than thirty calendar days following completion of the project.

(14) The district administrator shall review appeals and provide a written response to the contractor by certified mail within ten calendar days of receipt of an appeal. A copy of the appeal and the response thereto will be forwarded to the secretary.

(15) Upon receipt of a copy of the district administrator's response and further appeal by the contractor, the secretary shall appoint a committee of three individuals who have not been directly involved with the project to review the response and the performance report. The committee shall be composed of one member chosen randomly from the list of prequalified contractors, a member chosen from the department, and a third member chosen by both members. The department's member shall chair the committee. The review shall consider the objectivity, accuracy, and completeness of the report; the appeal, and the response. The board shall use the project engineer's diary, the inspector's journal, and other written documentation including such data as may be provided by the contractor, as a basis for its determination and written recommendation which shall be submitted to the secretary within fifteen calendar days of their appointment.

(16) The committee's report shall be advisory.

(17) The contractor may further appeal to the secretary in writing. The appeal shall be made within ten calendar days of the date of receipt of the district administrator's response. When making an appeal, the contractor may also present information in person. The secretary will consider the appeal and respond to it by certified mail within thirty calendar days of its receipt. This determination shall be the final administrative act of the department.

[Statutory Authority: RCW 47.01.101, 47.28.030 and 47.28.070. 91-04-014 (Order 128), § 468-16-150, filed 1/28/91, effective 2/28/91.]

**WAC 468-16-160 Interim reports.** (1) Interim performance reports will be completed for contracts of long duration, particularly those in excess of one year and submitted to the manager, precontract administration office. They will be completed annually on the anniversary of the start date of the contract as prescribed in WAC 468-16-100. An interim report will also be completed when a contractor's work has become less than standard and the firm has been advised in writing of such performance. The report will be used by the secretary as a basis for determining whether a contractor will be placed in conditional status.

(2) In the case of a conditionally qualified firm, an interim report shall be submitted at sixty working day intervals for all projects being undertaken by that firm subsequent to its being placed in conditional status. Projects of short duration will be rated as prescribed in subsection (2) of this section.

(3) The project engineer shall submit an interim report when it becomes evident that he or she will no longer be involved in the project, providing that project has been in progress for twenty-five percent of the working days assigned the project.

(4) Interim performance reports will be made a part of the final performance report.

(5) DOT Form 421-010 revised 7/90 is authorized for use effective July 1, 1991, until such time DOT Form 421-010 revised 9/86 will be used.

[Statutory Authority: RCW 47.01.101, 47.28.030 and 47.28.070. 91-04-014 (Order 128), § 468-16-160, filed 1/28/91, effective 2/28/91.]

**WAC 468-16-170 Refusal to issue proposal.** Refusal to issue a proposal may continue in effect until the cause for the refusal has been eliminated. One or more of the following conditions may be considered sufficient for refusal to issue a proposal:

(1) The value of outstanding work plus the contract total of the work proposed to be bid exceeds the contractor's maximum capacity rating.

(2) Being placed in conditional status.

(3) Making false, fraudulent, or deceptive statements on the standard questionnaire, related documents, or documents prepared in the course of prosecuting the work.

(4) Debarment or suspension from participation in federal projects.

(5) Expiration of qualification.

(6) Failure to update the latest questionnaire to fairly represent the contractor's current organization and financial status.

(7) Noncompliance with equal employment opportunity (EEO), or minority and women's business enterprise (MWBE), or disadvantaged business enterprise (DBE) regulations.

(8) Bankruptcy.

(9) The existence of any conditions described in WAC 468-16-040 through 468-16-070 inclusive.

[Statutory Authority: RCW 47.01.101, 47.28.030 and 47.28.070. 91-04-014 (Order 128), § 468-16-170, filed 1/28/91, effective 2/28/91.]

**WAC 468-16-180 Suspension of qualification.** (1) A suspension may be ordered for cause or for a period pending the completion of investigation and any ensuing legal action for revocation of qualification.

(2) The secretary may, upon determination from reports, other documents, or through investigation that cause exists to suspend the qualification of a contractor, impose suspension upon a contractor.

(3) The secretary may suspend qualification for:

(a) Incompetency found detrimental to timely project completion or to the safety of the public or employees.

(b) Inadequate performance on one or more projects.

(c) Infractions of rules, regulations, specifications, and instructions which may adversely affect public health, welfare, and safety.

(d) Uncompleted work which might prevent the prompt completion of other work.

(e) Failure to comply with equal employment opportunity or women's, minority and disadvantaged business enterprise requirements.

(f) Debarment or suspension from participation in federal projects.

(g) Pending completion of debarment proceedings in federal projects.

(4) The maximum period of suspension for acts or deficiencies enumerated above are as follows:

(a) For subsection (3)(a) of this section - Two months.

(b) For subsection (3)(b), (c), (d), and (e) of this section - Three months.

(c) For subsection (3)(f) of this section - For duration of debarment or suspension by the federal or other state agency.

(d) For subsection (3)(g) of this section - Until a determination is made by the federal or other state agency.

(5) The secretary may reduce the period of suspension upon the contractor's supported request for reasons including, but not limited to:

(a) Newly discovered evidence;

(b) Elimination of causes for which the suspension was imposed.

[Statutory Authority: RCW 47.01.101, 47.28.030 and 47.28.070. 91-04-014 (Order 128), § 468-16-180, filed 1/28/91, effective 2/28/91.]

**WAC 468-16-190 Revocation of qualification.** (1) The secretary, upon determination from reports, other documents, or investigation that cause exists to revoke the qualification of a contractor, may revoke the contractor's qualifications for a maximum period of two years.

(2) The secretary may revoke the qualification of a contractor upon a plea by the firm of nolo contendere, conviction, judgment, or admission for any of the following causes:

(a) Existence of any condition cited in WAC 468-16-050.

(b) Intentional falsification with intent to defraud or unauthorized destruction of project related records.

(3) Revocation of qualification may also be imposed for the following reasons:

(a) Default on a contract within three years prior to the date of application for qualification.

(b) Bankruptcy or insolvency.

(c) Breach of contract.

(d) Having been suspended two or more times within a two-year period.

(4) A contractor shall be required to reapply for qualification upon again reaching eligibility status when qualification has been revoked.

(5) Revocation of qualification shall be final after twenty calendar days following receipt of notification thereof by certified mail unless a hearing has been requested.

(6) The secretary may reverse the decision to revoke qualifications upon the contractor's supported request for reasons including, but not limited to:

(a) Newly discovered evidence;

(b) Reversal of the conviction or judgment upon which the revocation was based; and

(c) Elimination of causes for which the revocation was imposed.

[Statutory Authority: RCW 47.01.101, 47.28.030 and 47.28.070. 91-04-014 (Order 128), § 468-16-190, filed 1/28/91, effective 2/28/91.]

**WAC 468-16-200 Hearings procedure.** (1) A contracting firm, which has been notified by the secretary

that the department is contemplating suspending or revoking its qualification, may request in writing within twenty calendar days of the date of notification by certified mail, that a hearing be conducted. Unless the department is otherwise prohibited from contracting with the contractor, the suspension or revocation shall not become effective until the final decision of the secretary has been rendered. The hearing shall be conducted in accordance with the procedure set forth in this section.

(2) The secretary shall designate a hearing official to conduct any hearing held under this chapter. The hearing official shall furnish written notice by certified mail of a hearing to the contractor and any named affiliates at least twenty calendar days before the effective date of suspension or revocation of qualifications. The notice shall state:

(a) That suspension or revocation of qualification is being considered.

(b) The effective date of the proposed action.

(c) The facts giving cause for the proposed action.

(d) The cause or causes relied upon for proposing the action, i.e., fraud, statutory violations, etc.

(e) If suspension is proposed, the duration of the suspension.

(f) That the contractor may, within twenty calendar days of receipt of the notice, submit to the hearing official by certified mail, return receipt requested, information and argument in opposition to or in clarification of the proposed action.

(g) When the action is based on a conviction, judgment, or admission, fact-finding shall be conducted if the hearing official determines that the contractor's submission raises a genuine dispute over material facts upon which the suspension or revocation is based or whether the causes relied upon for proposing suspension or revocation exist.

(h) The time, place, and date of the hearing.

(i) The name and mailing address of the hearing official.

(j) That proposals shall not be issued nor contracts awarded to the contractor subsequent to the dispatch of the notice of hearing pending the final decision of the secretary.

(3) The hearing official may extend the date of any hearing upon request of the contractor, but the hearing shall not be extended beyond forty-five calendar days from the date of the notice. The hearing official shall schedule and conduct the hearing within thirty calendar days of the date of the notice, except when an extension is granted as provided in this subsection.

(4) In the course of the hearing, the hearing official shall:

(a) Regulate the course and scheduling of the hearings;

(b) Rule on offers of proof, receipt of relevant evidence, and acceptance of proof and evidence as part of the record;

(c) Take action necessary to insure an orderly hearing; and

(d) At the conclusion of the hearing, issue written findings of fact and recommended administrative action

to the secretary. The hearing officer shall deliver the entire record to the secretary.

(5) The contractor shall have the opportunity to be present and appear with counsel, submit evidence, present witnesses, and cross-examine all witnesses. A transcribed or taped record shall be made of the hearing unless the secretary and the contractor waive the transcript or taping requirement. The transcript or tape shall be available to the contractor and all named affiliates upon request at cost.

In actions where it has been established by conviction, judgment or admission, or where it has been established by findings made in accordance with this chapter, that the named contractor has engaged in conduct described in WAC 468-16-050 and the sole issue before the hearing official is the appropriateness of revocation of qualification or the length of suspension of qualification to be recommended to the secretary, prior judicial or administrative decision or findings shall not be subject to collateral attack.

The secretary, after receiving the record, findings of fact, and recommendations of the hearing official shall determine the administrative action to be taken. The secretary shall notify the contractor of his determination in writing.

Upon denial, suspension or revocation of prequalification, the respondent may appeal therefrom to the superior court of Thurston County pursuant to RCW 47.28.070. If the appeal is not made within the time prescribed in that statute, the department's action is conclusive.

[Statutory Authority: RCW 47.01.101, 47.28.030 and 47.28.070. 91-04-014 (Order 128), § 468-16-200, filed 1/28/91, effective 2/28/91.]

WAC 468-16-210 Prime contractor performance report. The evaluation of contractor performance shall be made on a form substantially in the format as illustrated herein.

### Prime Contractor Performance Report

Section I Contractor Data			Section II Project Data			
Report type	Date	Contractor no. (IIC use only)	District	Contract no.  FA no.	County	SR
Company Name			Project title			
Principal		Superintendent	Schedule completion		Date of actual completion	
Foreman			Contract award amount		Contract completion amount	
Project description						

Section III Numerical Rating						
A ADMINISTRATION / MANAGEMENT / SUPERVISION	* Inadeq	*Below Sta.	Standard	Above Sta.	* Superior	
1 Supervision and decision making	0	20	40	55	70	
2 Coordination and communication with subcontractors and suppliers	0	15	30	43	56	
3 Submission of documents and reports	0	13	25	36	47	
4 Adequacy and timeliness of progress schedules	0	12	25	35	45	
5 Public safety and traffic control	0	10	22	32	42	
6 Compliance with laws, ordinances and regulations	0	10	20	28	36	
7 Maintenance of employee safety standards	0	10	20	28	36	
8 Coordination and cooperation with department personnel on project matters	0	10	20	28	36	
9 Compliance with EEO, affirmative action requirements and MBE/DBE/WBE requirements	0	10	20	28	36	
10 Public relations with the general public, other agencies and adjacent contractors	0	10	20	28	36	
Total	0	120	242	341	440	
<b>Q QUALITY OF WORK</b>						
1 Adherence to plans and specifications	0	125	250	353	456	
2 Standards of workmanship	0	100	200	282	364	
3 Completion of final (punch list) work	0	23	45	63	80	
Total	0	248	495	698	900	
<b>P PROGRESS OF WORK</b>						
1 Completion of project within allotted time	0	100	200	282	364	
2 Scheduling and execution of schedule	0	35	70	99	128	
3 Delivery of materials and supplies	0	10	20	28	36	
4 Operation and use of equipment	0	10	20	28	36	
5 Use of personnel	0	10	20	28	36	
Total	0	165	330	465	600	
<b>E EQUIPMENT</b>						
1 Condition	0	9	15	23	30	
2 Maintenance	0	8	18	23	30	
Total	0	17	33	46	60	
Grand Total (A+Q+P+E+)	(Performance Rating)	0	550	1100	1550	2000

\* Explain any inadequate, below standard, or superior ratings in narrative section.

PERFORMANCE SCORE IIC use only

**SECTION IV NARRATIVE RATING**

**A GENERAL ELEMENTS** Enter comments which generally describe the contractor's performance.

Lined area for general comments.

**B BELOW STANDARD ELEMENTS** Enter comments here to substantiate below standard ratings. (See instructions)

Lined area for below standard comments.

**C SUPERIOR ELEMENTS** Enter comments here to substantiate superior ratings. (See instructions)

Lined area for superior comments.

**SECTION V AUTHENTICATION AND REVIEW**

I certify that I have objectively prepared this report basing it upon data contained in available project records.

PROJECT ENGINEER DATE

I have discussed and given a copy of this report to the rated contractor this date and I have advised the contractor that any appeal must be made within 20 calendar days.

OPERATIONS ENGINEER OR DESIGNEE DATE

I have reviewed this Contractor Performance Report for objectivity and accuracy and make the following comments and recommendations:

Lined area for review comments and recommendations.

DISTRICT ADMINISTRATOR DATE

**PRIME CONTRACTOR PERFORMANCE REPORT****INSTRUCTIONS**

The Prime Contractor Performance Report, D.O.T. Form 421-010, consists of two forms which are identified as Pg. 1 and Pg. 2 in the lower left corner. Page 1 consists of Section I, II, and III. Page 2 consists of Section IV and V. Please note that both Pg.1 and Pg. 2 are 4 part forms with a distribution list at the bottom of each form. After completing all sections please separate the plies and forward the appropriate copies to the locations indicated on the distribution list. Remove this instruction page from Page 1 to use as reference when completing the sections.

**Section I CONTRACTOR DATA**

This section denotes the type report being submitted and provides data relating to the contracting firm, its status, principals and supervisors. Interim reports must be submitted annually on the anniversary of the project start date for all projects exceeding a duration of one year.

**Section II PROJECT DATA**

This section provides basic project data to assist those reviewing or otherwise using the report to place this evaluation in proper perspective with regard to project size, complexity and completion time. Under (*Specific Work Performed by Contractor*) list such work using the general headings used in the proposal (*e.g. preparation, grading, structure, asphalt concrete paving etc.*)

**Section III NUMERICAL RATING**

This section contains the four weighted rating areas of (A) Administration/Management and Supervision, (Q) Quality of Work, (P) Progress of Work and (E) Equipment. Each area contains statements which are weighted as to their importance within the rating area. The rater must consider the contractor's merits in relation to each statement by checking the adjectival rating space that best describes the contractor's performance for each statement and by assigning an appropriate numerical score in the RATING column. The rater must enter the chosen score for each statement under the heading RATING, total each area and enter the grand total of all scores. The rater must be as objective as possible. There is only one value for the rating of standard, therefore a continuum exists between those contractors slightly below standard through slightly above standard. Standard is equated with satisfactory (Satisfactory is defined as the performance sufficient to meet the demand, need or requirement). Those statements warranting an inadequate, below standard or superior rating require justification in the narrative section of the report. If more space is needed, use additional sheets.

**Section IV NARRATIVE RATING**

This section is divided into three parts.

- A General Elements - Make any general statements pertinent to reporting the contractors work activity, e.g. innovativeness in performing the work and any other noteworthy contractor activities.
- B Below Standard Elements - List any actions or activities which substantiate a numerical rating for each statement falling within the range of inadequate or below standard. Each comment must be correlated to identify the rating area and statement number. Each comment must be related to substantiating data reported during the life of the project in the Inspector's Daily Report, Project Engineer's Diary, correspondence or other pertinent records. This data must be available as a part of the administrative record for hearings or litigation.
- C Superior Elements - Make supportive comments for superior ratings. Although the detail of substantiation by recorded data is not required as for inadequate or below standard ratings, such data also should be available.

Comments made in response to A, B, and C above should make reference to documented activities that describe the typical performance of the contractor.

If additional space is needed for the narrative report, use additional sheets.

**Section V REVIEW AND AUTHENTICATION**

This section provides for the recording of the review and authentication of the report by the rater, endorser and reviewer. Its purpose is to verify that the contractor has been given a copy of the report and that the contractor is aware of his right to comment on it. It also serves the purpose of verifying that the report has been reviewed for the purposes of assuring objectivity in its preparation and for the elimination of the influences of personalities. The report will be reviewed by the District Administrator when the overall rating is inadequate, below standard or superior. The completed report is to be forwarded to the Secretary (ATTN: Manager, Precontract Administration) to arrive not later than 30 calendar days after project completion.

**Chapter 468-38 WAC**  
**VEHICLE SIZE AND WEIGHT--RESTRICTED**  
**HIGHWAYS--EQUIPMENT**

WAC	
468-38-035	Repealed.
468-38-050	Special permits for movement of overlegal size or weight loads.
468-38-190	Signs.
468-38-260	Night-time movements.
468-38-370	Repealed.
468-38-400	Repealed.
468-38-410	Repealed.

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

468-38-035	Compliance with federal bridge law. [Statutory Authority: RCW 46.44.098. 88-01-081 (Order 65, Resolution No. 312), § 468-38-035, filed 12/21/87.] Repealed by 91-10-023 (Order 71), filed 4/23/91, effective 5/24/91. Statutory Authority: RCW 46.44.090 and 47.01.071.
468-38-370	Triple saddle mounts. [Statutory Authority: RCW 46.44.090. 85-22-002 (Order 50, Resolution No. 253), § 468-38-370, filed 10/24/85; 82-18-010 (Order 31, Resolution No. 156), § 468-38-370, filed 8/20/82. Formerly WAC 468-38-450. 81-15-098 (Order 25, Resolution No. 119), § 468-38-370, filed 7/22/81. Statutory Authority: 1977 ex.s. c 151. 79-01-033 (DOT Order 10 and Comm. Order 1, Resolution No. 13), § 468-38-370, filed 12/20/78. Formerly WAC 252-24-366.] Repealed by 91-10-023 (Order 71), filed 4/23/91, effective 5/24/91. Statutory Authority: RCW 46.44.090 and 47.01.071.
468-38-400	Load limitations on state highways within Mount Rainier National Park. [Statutory Authority: RCW 46.44.090. 82-18-010 (Order 31, Resolution No. 156), § 468-38-400, filed 8/20/82. Formerly WAC 468-38-050. Statutory Authority: 1977 ex.s. c 151. 79-01-033 (DOT Order 10 and Comm. Order 1, Resolution No. 13), § 468-38-400, filed 12/20/78. Formerly WAC 252-24-375.] Repealed by 91-10-023 (Order 71), filed 4/23/91, effective 5/24/91. Statutory Authority: RCW 46.44.090 and 47.01.071.
468-38-410	Load limitations on certain state highways adjacent to Mount Rainier National Park. [Statutory Authority: RCW 46.44.090. 82-18-010 (Order 31, Resolution No. 156), § 468-38-410, filed 8/20/82. Formerly WAC 468-38-060. Statutory Authority: 1977 ex.s. c 151. 79-01-033 (DOT Order 10 and Comm. Order 1, Resolution No. 13), § 468-38-410, filed 12/20/78. Formerly WAC 252-24-378.] Repealed by 91-10-023 (Order 71), filed 4/23/91, effective 5/24/91. Statutory Authority: RCW 46.44.090 and 47.01.071.

**WAC 468-38-035 Repealed.** See Disposition Table at beginning of this chapter.

**WAC 468-38-050 Special permits for movement of overlegal size or weight loads.** The department of transportation may issue permits for movement of overlegal size or weight loads when:

(1) Application has been made to the department and the applicant has shown that there is good cause for the move, and that the applicant is capable of making the move.

(2) The applicant has shown that the load cannot reasonably be dismantled or disassembled.

(3) The vehicle, combination, or load has been dismantled and made to conform to legal limitations where

practical. Reductions shall be made even though the use of additional vehicles becomes necessary.

(4) The vehicle(s) and load have been thoroughly described and identified; the points of origin and destination and the route of travel have been stated and approved.

(5) The proposed move has been determined to be consistent with public safety and the permittee has shown proof of seven hundred fifty thousand dollars liability insurance for the cost of any accident, damage, or injury to any person or property resulting from the operation of the vehicle covered by the permit upon the public highways of this state: *Provided*, That a noncommercial operator shall have at least three hundred thousand dollars liability insurance.

(6) The permittee affirms that:

(a) The vehicles have been properly licensed to make the proposed move or carry the load described in accordance with the provisions of Washington law;

(b) The drivers are properly licensed to operate in Washington in the manner proposed.

(7) The permittee will comply with all applicable rules pertaining to the issuance of any special permit.

(8) Except as provided for in RCW 46.44.140, the original permit or certified copy must be carried on the power unit at all times the permit is in effect. Tow truck operators who have received approval by telephone to operate under permit are exempt from this requirement.

[Statutory Authority: RCW 46.44.090 and 47.01.071. 91-10-023 (Order 71), § 468-38-050, filed 4/23/91, effective 5/24/91. Statutory Authority: RCW 46.44.090. 89-23-110 (Order 68), § 468-38-050, filed 11/22/89, effective 12/23/89; 82-18-010 (Order 31, Resolution No. 156), § 468-38-050, filed 8/20/82. Formerly WAC 468-38-150. Statutory Authority: 1977 ex.s. c 151. 79-01-033 (DOT Order 10 and Comm. Order 1, Resolution No. 13), § 468-38-050, filed 12/20/78. Formerly WAC 252-24-050.]

**WAC 468-38-190 Signs.** OVERSIZE LOAD signs (at least 7 feet long and 18 inches high with black lettering at least 10 inches high in 1.41 inch brush stroke on yellow background) will be mounted on the front of the towing vehicle and on the rear of the load or trailing unit and above the roof line of escort cars a minimum of five feet above the roadway surface measured from the bottom of the sign. If the nature of the towing vehicle or load is such that the sign cannot be mounted five feet above the roadway surface, it shall be placed above the front bumper or as high as practicable on the vehicle or load. Such signs are to be displayed only when the unit is in transit and must be removed or retracted at all other times. Such signs shall be clean and clearly legible at a distance of five hundred feet during clear weather.

[Statutory Authority: RCW 46.44.090 and 47.01.071. 91-10-022 (Order 70), § 468-38-190, filed 4/23/91, effective 5/24/91. Statutory Authority: RCW 46.44.090. 82-18-010 (Order 31, Resolution No. 156), § 468-38-190, filed 8/20/82. Formerly WAC 468-38-240. Statutory Authority: 1977 ex.s. c 151. 79-01-033 (DOT Order 10 and Comm. Order 1, Resolution No. 13), § 468-38-190, filed 12/20/78. Formerly WAC 252-24-312.]

**WAC 468-38-260 Night-time movements.** Special permits will authorize overlegal movements only during

daytime hours under normal atmospheric conditions, except that movements up to ten feet wide may be made by permit at night on fully controlled access highways. The department may authorize overlegal movements at night, in its discretion, it determines that movement at night would substantially alleviate daytime traffic congestion. Those oversize loads that are allowed to move at night shall have lighting equipment as required by the Code of Federal Regulations, Title 49, part 393.11. No movements shall be made when visibility is reduced to less than one thousand feet or when hazardous roadway conditions exist. Daytime means from one-half hour before sunrise to one-half hour after sunset. Night-time means any other hour. It shall be the responsibility of the permittee to discontinue movement and remove the unit from the highway when any of the above conditions exist which could create an unsafe movement.

[Statutory Authority: RCW 46.44.090 and 47.01.071. 91-10-023 and 91-10-054 (Orders 71 and 71A), § 468-38-260, filed 4/23/91 and 4/29/91, effective 5/24/91 and 5/30/91. Statutory Authority: RCW 46.44.090. 89-23-110 (Order 68), § 468-38-260, filed 11/22/89, effective 12/23/89; 82-18-010 (Order 31, Resolution No. 156), § 468-38-260, filed 8/20/82. Formerly WAC 468-38-290. Statutory Authority: 1977 ex.s. c 151. 79-01-033 (DOT Order 10 and Comm. Order 1, Resolution No. 13), § 468-38-260, filed 12/20/78. Formerly WAC 252-24-333.]

**WAC 468-38-370 Repealed.** See Disposition Table at beginning of this chapter.

**WAC 468-38-400 Repealed.** See Disposition Table at beginning of this chapter.

**WAC 468-38-410 Repealed.** See Disposition Table at beginning of this chapter.

### Chapter 468-54 WAC LIMITED ACCESS HEARINGS

#### WAC

468-54-020	Establishment of limited access facilities—Initiation.
468-54-040	Notice of hearing.
468-54-050	Conduct of hearing.
468-54-065	Hearing officer.
468-54-070	Hearing—Findings or order—Finality.

**WAC 468-54-020 Establishment of limited access facilities—Initiation.** Proceedings to establish a limited access facility may be initiated by interested persons owning property in the vicinity of the proposed facility or by the department of transportation. If the secretary of transportation ascertains that there is merit in the proposal, he will prepare an order designating the portion of the highway, road or street where the limited access highway may be established. When a public hearing is required, the secretary shall by order fix the date and place where the proposal may be heard.

[Statutory Authority: RCW 47.01.071. 91-18-023 (Order 73), § 468-54-020, filed 8/27/91, effective 9/27/91. Statutory Authority: RCW 47.52.133, 47.52.145, 47.52.210 and chapter 95, Laws of 1981. 81-19-088 (Order 27, Resolution No. 123), § 468-54-020, filed 9/17/81. Statutory Authority: 1977 ex.s. c 151. 79-01-033 (DOT Order 10 and Comm. Order 1, Resolution No. 13), § 468-54-020, filed 12/20/78. Formerly WAC 252-06-030.]

**WAC 468-54-040 Notice of hearing.** Notice of the proposal to establish a limited access highway facility shall be given to the owners of property abutting the section of any existing highway being established as a limited access facility, as indicated in the tax rolls of the county and to the county and/or city or town in which the facility is proposed to be established. The notice shall be by United States mail setting forth a time and place for the hearing to be held not less than fifteen days after mailing the notice. Notice of such hearing shall also be published not less than fifteen days prior to the hearing in one or more newspapers of general circulation within such county, city or town. Such notice shall indicate a suitable location where plans for such proposal may be inspected. Notice given as herein provided shall be deemed sufficient as to any owner or reputed owner or any unknown owner or owner who cannot be located and to the county, city or town. A single hearing may be held for a proposed facility which is located in more than one county, city or town, provided that notice is given to each county, city or town.

[Statutory Authority: RCW 47.01.071. 91-18-023 (Order 73), § 468-54-040, filed 8/27/91, effective 9/27/91. Statutory Authority: RCW 47.52.020. 79-08-059 (Order 32), § 468-54-040, filed 7/23/79. Statutory Authority: 1977 ex.s. c 151. 79-01-033 (DOT Order 10 and Comm. Order 1, Resolution No. 13), § 468-54-040, filed 12/20/78. Formerly WAC 252-06-050.]

**WAC 468-54-050 Conduct of hearing.** At such hearing the secretary of transportation shall preside, or the secretary may designate some suitable person to preside as examiner. The hearing may, at the option of the secretary, be conducted in accordance with federal laws and regulations governing highway design public hearings. The department shall introduce by competent evidence a summary of the proposal for the establishment of a limited access facility and any evidence that supports the adoption of the plan as being in the public interest. At the conclusion of the evidence presented by the department, evidence and statements or counterproposals bearing upon the reasonableness of the proposal may be introduced. Such evidence must be material to the issues before the secretary and shall be presented in an orderly manner. Any such evidence and statements or counterproposals shall receive reasonable consideration by the secretary before any proposal is adopted.

[Statutory Authority: RCW 47.01.071. 91-18-023 (Order 73), § 468-54-050, filed 8/27/91, effective 9/27/91. Statutory Authority: RCW 47.52.133, 47.52.145, 47.52.210 and chapter 95, Laws of 1981. 81-19-088 (Order 27, Resolution No. 123), § 468-54-050, filed 9/17/81. Statutory Authority: RCW 47.52.020. 79-08-059 (Order 32), § 468-54-050, filed 7/23/79. Statutory Authority: 1977 ex.s. c 151. 79-01-033 (DOT Order 10 and Comm. Order 1, Resolution No. 13), § 468-54-050, filed 12/20/78. Formerly WAC 252-06-060.]

**WAC 468-54-065 Hearing officer.** The secretary of transportation may designate any suitable person as examiner with respect to hearings on any limited access proposal. Subject to later review and ruling by the secretary, such examiner may:

- (1) Examine witnesses, and receive evidence;
- (2) Admit evidence which possesses probative value commonly accepted by reasonable, prudent men in the



conduct of their affairs, giving effect to the rules of privilege recognized by law and excluding incompetent, irrelevant, immaterial and unduly repetitious evidence;

(3) Rule on offers of proof and receive relevant evidence;

(4) Regulate the course of the hearing;

(5) Hold conferences for the settlement or simplification of the issues by consent of the parties;

(6) Dispose of procedural requests or similar matters;

(7) Accept statements as to the reasonableness of the proposal; and

(8) Establish time limits for speakers, when necessary to assure that all persons attending will have an opportunity to present relevant and material statements without undue repetition.

[Statutory Authority: RCW 47.01.071. 91-18-023 (Order 73), § 468-54-065, filed 8/27/91, effective 9/27/91. Statutory Authority: RCW 47.52.133, 47.52.145, 47.52.210 and chapter 95, Laws of 1981. 81-19-088 (Order 27, Resolution No. 123), § 468-54-065, filed 9/17/81. Statutory Authority: RCW 47.52.020. 79-08-059 (Order 32), § 468-54-065, filed 7/23/79. Statutory Authority: 1977 ex.s. c 151. 79-01-033 (DOT Order 10 and Comm. Order 1, Resolution No. 13), § 468-54-065, filed 12/20/78. Formerly WAC 252-06-065.]

**WAC 468-54-070 Hearing--Findings or order--Finality.** At the conclusion of such hearing the secretary of transportation shall consider the evidence taken at such hearing and shall make specific findings in the case of each proposal or counterproposal and shall adopt a plan with such modifications, if any, he deems proper and necessary. The secretary may order the adoption of any proposal or counterproposal in its entirety or in part, or may modify or reject any such proposal or counterproposal. The secretary's findings or order shall be in writing and copies thereof shall be served by United States mail upon all persons having entered a written appearance at such hearing and upon the county commissioners of the county affected and/or the mayor of the city or town affected. The secretary shall also cause a resume of such plan to be published once each week for two weeks in one or more newspapers of general circulation within such county, city or town beginning not less than ten days after the mailing of such findings and order. Such determination by the secretary shall become final within thirty days after such mailing unless a review is taken as by statute provided. In case of an appeal by any party the order shall be final as to all parties not appealing.

[Statutory Authority: RCW 47.01.071. 91-18-023 (Order 73), § 468-54-070, filed 8/27/91, effective 9/27/91. Statutory Authority: RCW 47.52.133, 47.52.145, 47.52.210 and chapter 95, Laws of 1981. 81-19-088 (Order 27, Resolution No. 123), § 468-54-070, filed 9/17/81. Statutory Authority: 1977 ex.s. c 151. 79-01-033 (DOT Order 10 and Comm. Order 1, Resolution No. 13), § 468-54-070, filed 12/20/78. Formerly WAC 252-06-070.]

**Chapter 468-70 WAC  
MOTORIST INFORMATION SIGNS**

**WAC**

- 468-70-030 Location of panels and signs.
- 468-70-050 Business eligibility.
- 468-70-060 Signing details.

468-70-070 Permits and procedure.

**WAC 468-70-030 Location of panels and signs.** (1) Specific information panels will be provided on interchange approaches and in advance of intersections. Where a qualified type of motorist activity is not present, a panel will not be erected. Generally, these panels should be located near the right of way line and readable from the main traveled way. Normally, the panels will be erected as follows:

(a) For freeways and interchanges on expressways the panels shall be erected between the previous interchange and at least eight hundred feet in advance of the exit direction sign at the interchange from which the services are available. There shall be at least eight hundred feet spacing between the panels, and there will be one panel each for GAS, FOOD, LODGING, and CAMPING/RECREATION except as provided in (c) of this subsection.

(b) For conventional roads the panels shall be erected between the previous intersection and at least three hundred feet in advance of the intersection from which the services are available, signing should not be provided to any service visible at least three hundred feet along the mainline prior to the intersection or driveway approach serving the business. There will be one panel each for GAS, FOOD, LODGING, and CAMPING/RECREATION, except as provided in (c) of this subsection.

(c) At remote rural interchanges and on conventional road intersections, not more than two types of business activities may be combined on one panel. No more than two logos per activity may be displayed. Ramp panels to direct motorists to the right or to the left may display more than one type of business activity. No other mixed panels may be used.

(2) Information for specific information panels on the mainline of expressways/freeways will be repeated on the supplemental directional panels located along the interchange ramp, or at the ramp terminal, where the services are not visible from the ramp. Supplemental directional panels may be used only to repeat messages installed on the mainline.

(3) One tourist-oriented directional (TOD) sign panel may be placed in advance of the GAS, FOOD, LODGING, and CAMPING/RECREATION specific information panels. Spacing shall be the same as for the specific information panels. For interchanges supplemental TOD sign assemblies will be repeated along the ramps or at ramp terminals where the activities are not visible from the ramp. TOD sign panels are not allowed in lieu of the GAS, FOOD, LODGING, and CAMPING/RECREATION specific information panels, or along interstate highways.

(4) The spacing between sign panels, and between sign panels and official traffic control signs shall be in accordance with the *Manual on Uniform Traffic Control Devices*. Where there is insufficient spacing for both official traffic control signs and specific information/TOD sign panels, the official traffic control signs only shall be installed.

[Statutory Authority: Chapter 47.42 RCW and RCW 47.01.101. 91-17-012 (Order 129), § 468-70-030, filed 8/13/91, effective 9/13/91. Statutory Authority: Chapter 47.42 RCW. 86-08-023 (Order 103), § 468-70-030, filed 3/25/86; 85-17-012 (Order 96), § 468-70-030,

filed 8/12/85. Statutory Authority: 1977 ex.s. c 151. 79-01-033 (DOT Order 10 and Comm. Order I, Resolution No. 13), § 468-70-030, filed 12/20/78. Formerly WAC 252-42-020.]

**WAC 468-70-050 Business eligibility.** (1) To be eligible for placement of a business sign on a specific information panel a motorist activity must conform to the following standards:

(a) Gas activity:

(i) Provide vehicle services including fuel, oil, tire repair and water; and

(ii) Be in continuous operation at least sixteen hours a day, seven days a week; and

(iii) Provide restroom facilities, drinking water and a telephone access;

(iv) Specific information panels may be installed and existing signing will not be removed when the service facility is closed for a short period of time or when its hours of operation have been reduced as a result of a shortage of gasoline;

(v) Facilities not meeting the tire repair requirement of (i) of this subsection but have gas, oil, and water may qualify for signing provided that the specific information panel displays fewer than the full complement of business signs. A telephone must also be available at no cost for a person to use to acquire tire repair.

(b) Food activity:

(i) Be licensed or approved by the county health office; and

(ii) Be in continuous operation for a minimum of twelve hours a day to serve three meals a day, breakfast, lunch, and dinner seven days a week; and

(iii) Have seats for a minimum of twenty patrons and parking facilities for a minimum of ten vehicles; and

(iv) Provide telephone and restroom facilities.

(c) Lodging activity:

(i) Be licensed or approved by the Washington department of social and health services; and

(ii) Provide adequate sleeping and bathroom accommodations available without reservations for rental on a daily basis; and

(iii) Provide public telephone facilities.

(d) Camping activity (applicable only for activities on fully controlled limited access highways):

(i) Be licensed or approved by the Washington department of social and health services or county health office;

(ii) Consist of at least twenty camping spaces, at least fifty percent of which will accommodate tents, and have adequate parking, modern sanitary and drinking water facilities for such spaces; and

(iii) Have an attendant on duty to manage and maintain the facility twenty-four hours a day while in operation.

(e) Recreation activity (applicable only for activity on scenic system or primary system highways with partial access control or no access control):

(i) Consist of activities and sports of interest to family groups and the public generally in which people participate for purposes of active physical exercise, collective amusement or enjoyment of nature; e.g., hiking, golfing,

skiing, boating, swimming, picnicking, camping, fishing, tennis, horseback riding, ice skating and gun clubs; and

(ii) Be licensed or approved by the state or local agency regulating the particular type of business; and

(iii) When the recreational activity is a campground, it must meet the criteria specified in WAC 468-70-050 (1)(d)(i) thru (iii).

(f) Tourist-oriented business activity (not applicable for activities on interstate highways):

(i) A natural, recreational, historical, cultural, educational, or entertainment activity, or a unique or unusual commercial or nonprofit activity, the major portion of whose income or visitors are derived during its normal business seasons from motorists not residing in the immediate area of the activity.

(ii) Activities must be open to the motoring public without appointment, at least eight hours a day, five days a week including Saturday and/or Sunday.

(2) Distances prescribed herein will be measured from the center of the interchange or intersection along the centerline of the most direct public road to the facility access.

(3) The maximum distance that GAS, FOOD, LODGING, CAMPING or RECREATIONAL activities can be located on either side of an interchange or intersection to qualify for a business sign shall be as follows:

(a) From an interchange on a fully controlled limited access highway, GAS, FOOD and LODGING activities shall be located within three miles in either direction. CAMPING activities shall be located within five miles in either direction;

(b) From an interchange or intersection on a highway with partial access control or no access control, GAS, FOOD, LODGING, or CAMPING activities shall be located within five miles in either direction.

(c) Where there are fewer than the maximum number, as specified in WAC 468-70-060, of eligible services within the distance limits prescribed in subsection (3)(a) and (b) of this section, the distance limits may be increased in three-mile increments up to a maximum of fifteen miles to complete the balance of allowable signs.

(d) From an interchange or intersection on a highway with partial access control or no access control, RECREATIONAL activities shall be located within ten miles in either direction. If within such ten mile limit there are fewer than the maximum number, as specified in WAC 468-70-060, of RECREATIONAL activities available, then activities of such type located within a fifteen mile limit shall qualify.

(e) Qualified tourist-oriented business must be located within fifteen miles of the state highway.

(f) Specific information panels or tourist-oriented directional panels will not be provided until the required supplemental panels, if needed, are installed by local agencies.

(g) Within cities and towns having a population greater than fifteen thousand, the department of transportation shall obtain concurrence from the municipality of locations for installing panels, and may have the municipality install the panels.

(4) A GAS, FOOD, LODGING, CAMPING/RECREATIONAL, or TOURIST-ORIENTED activity visible from the mainline at least three hundred feet prior to an intersection shall not qualify for a business sign on such highway.

(5) To be eligible for business sign placement on supplemental direction panel the activity must be eligible for specific information panel placement.

(6) When a multiple business activity qualifies for business sign placement on more than one type of specific information panel, placement will be made on that type of panel which, as determined by the department, best describes the main product or service. Additional business signs for a qualifying multiple business activity may only be placed on more than one type of specific information panel where the applicable panels display fewer than a full complement of business signs. Where these additional business signs complete the full complement of business signs on a specific information panel, the most recently installed of such additional business signs shall be substituted for in the event that a qualifying single business activity applies to receive business signs.

(7) Specific information panels will not be erected and maintained by the department until adequate follow-through signing, as specified by the department, is erected on local roads and/or streets. Written assurance that the follow-through signs will be maintained is required.

(8) Where operations are seasonal, business signs for each specific location shall be removed or covered during the appropriate period as determined by the department.

[Statutory Authority: Chapter 47.42 RCW and RCW 47.01.101. 91-17-012 (Order 129), § 468-70-050, filed 8/13/91, effective 9/13/91. Statutory Authority: Chapter 47.42 RCW. 87-01-054 (Order 106), § 468-70-050, filed 12/16/86; 85-17-012 (Order 96), § 468-70-050, filed 8/12/85. Statutory Authority: RCW 47.42.060. 85-03-031 (Order 94), § 468-70-050, filed 1/10/85. Statutory Authority: 1977 ex.s. c 151. 79-01-033 (DOT Order 10 and Comm. Order 1, Resolution No. 13), § 468-70-050, filed 12/20/78. Formerly WAC 252-42-040.]

**WAC 468-70-060 Signing details.** (1) Specifications. All specific information panels, supplemental directional panels, and business signs shall be constructed in accordance with the Washington state standard specifications, standard plans and amendments thereto. All business signs shall be constructed of a single piece of 0.063 inch thick aluminum. All panels and business signs shall be fully reflectorized to show the same shape and color both by day and night.

(2) Color of panels and signs:

(a) The background color for GAS, FOOD, LODGING, CAMPING and TOD specific information panels and supplemental directional panels shall be blue. The background color for RECREATION specific information panels and supplemental directional panels shall be brown. The border and lettering on all such signs shall be white.

(b) The background color and letter color for business signs manufactured by the department shall be standard highway sign sheeting and inks which are available in white (silver), blue, black, yellow, red, orange, green, and brown. A description of business signs which the

department will manufacture is provided in WAC 468-70-070 (8)(b).

(3) Composition of specific information panels:

(a) For interchanges, the maximum number of business signs which may be displayed on a specific information panel are six for each gas, food, lodging, camping/recreation and TODS panel. For intersections, each panel is limited to four business signs.

(b) Sign panel fabrication layouts, and business sign sizes, are provided in the Appendices of the Scenic Vistas Act Booklet published by the Washington state department of transportation.

(i) The panel size shall be sufficient to accommodate the various sizes of business signs and directional information.

(ii) For qualifying businesses located more than one mile from an intersection the business sign shall show the mileage to the business to the nearest mile. For interchanges the mileage will be shown on the supplemental directional panel business signs installed along the interchange ramp or at the ramp terminal.

[Statutory Authority: Chapter 47.42 RCW and RCW 47.01.101. 91-17-012 (Order 129), § 468-70-060, filed 8/13/91, effective 9/13/91. Statutory Authority: Chapter 47.42 RCW. 87-01-054 (Order 106), § 468-70-060, filed 12/16/86; 86-08-023 (Order 103), § 468-70-060, filed 3/25/86; 85-17-012 (Order 96), § 468-70-060, filed 8/12/85. Statutory Authority: RCW 47.42.060. 85-03-031 (Order 94), § 468-70-060, filed 1/10/85. Statutory Authority: 1977 ex.s. c 151. 79-01-033 (DOT Order 10 and Comm. Order 1, Resolution No. 13), § 468-70-060, filed 12/20/78. Formerly WAC 252-42-050.]

**WAC 468-70-070 Permits and procedure.** (1) No business signs will be installed on information panels prior to issuance of a permit by the department. Permits will be issued by the department in accordance with this chapter.

(2) Permit applications will be accepted at the appropriate department of transportation district office in care of the district administrator. Applications transmitted by mail shall be effective from date of receipt rather than of mailing.

(3) One permit application will be for all the signing that the applicant will qualify for at a single interchange or intersection.

(4) Application, forms for which may be obtained from the department, shall contain the following information:

(a) Name and address of the owner of the business to be advertised.

(b) The highway for which the applicant seeks signing.

(c) A description of the interchange or intersection for which the business sign is to be installed.

(d) A statement of location including exact travel distance from the interchange or intersection and precise roads used for access.

(e) An agreement to limit the height of any on-premise sign to no greater than fifteen feet higher than the roof of the main building, for businesses located within one mile of an interchange or intersection. (Not applicable along interstate highways if the sign is not visible to the highway.)

Pursuant to RCW 47.42.046, for on-premise signs visible along rural interstate highways the department may waive the fifteen-foot height requirement, on a case-by-case basis, where granting the waiver will not preclude another business having an on-premise sign which complies with the fifteen-foot height requirement from receiving business signs.

(f) Such other information as may be required by the department.

(5) Each permit application will include a sketch, drawing or picture of the message to be placed on the business signs. The department shall have final approval of the design of the business sign and may modify such submissions to achieve uniformity.

(6) A standard application processing fee of seventy-five dollars will accompany each application. Such fee will be returned if an application is denied or if after approval the activity is not signed for reasons caused by the department.

(7) Any party aggrieved by an application determination of the department shall be accorded hearing rights before the secretary of transportation or his designee pursuant to chapter 34.05 RCW.

(8) Fabrication and installation of business signs:

(a) Once an application is approved, the department will request the business to provide the signs for installation. Such signs shall be built to the department's specifications prescribed by WAC 468-70-060. Prior to installation the business shall be billed and pay for the installation cost prescribed in WAC 468-70-080.

(b) When requested by a business, the department will manufacture business signs composed of standard solid color background with standard die cut or silk screened highway sign letters used for messages. The department does not manufacture business signs having nonstandard colors, nonstandard letters, or pictorial business symbols or trademarks. The manufacturing and installation fees for signs manufactured by the department are prescribed in WAC 468-70-080.

(9) Business sign annual permit, maintenance, and replacement:

(a) For a business which provides its own signs to the department, an annual permit fee of ten dollars shall be charged.

Maintenance replacement signs shall be provided by the business, when requested by the department to replace weather worn signs. After installation the business will be billed for the installation cost as prescribed in WAC 468-70-080.

(b) For signs manufactured and maintained by the department, an annual maintenance fee shall be paid, as prescribed in WAC 468-70-080, for each business sign.

(c) Annual permit renewal and maintenance fees shall be paid within thirty calendar days after the anniversary

of the permit issue. These fees will not be prorated for fractions of the year in the event of business sign removal or coverage. Failure to pay the annual fee within thirty calendar days after the anniversary of the permit issue will cause the permit to expire and the business signs to be removed from the specific information panels.

(10) In the event of change of ownership or operation, assignment of permits in good standing shall be effective only upon receipt of assignment by the department.

(11) Revocation and expiration:

(a) After hearing before the secretary of transportation or his designee, as required by chapter 34.05 RCW (Administrative Procedure Act) and the rules and regulations of the department adopted pursuant thereto, any permit may be revoked by the secretary or the secretary's designee who has conducted the hearing for any of the following reasons:

(i) For the making of any false or misleading statements in the application for any permit, whether or not the same is material to or relied upon by the department in the issuance of such permit when such false or misleading statement or information shall remain uncorrected after the expiration of thirty days following written notification thereof.

(ii) For allowing or suffering any on-premise sign to remain that does exceed the height requirements set forth in the act or this chapter.

(iii) For failure to provide the services and/or facilities required by WAC 468-70-050 and this section.

(b) If a permit is revoked or is allowed to expire, a new application may be accepted by the department and the application must meet the requirements of any other new application.

[Statutory Authority: Chapter 47.42 RCW and RCW 47.01.101, 91-17-012 (Order 129), § 468-70-070, filed 8/13/91, effective 9/13/91. Statutory Authority: RCW 47.42.046 and 47.42.047, 88-22-001 (Order 115), § 468-70-070, filed 10/20/88. Statutory Authority: Chapter 47.42 RCW, 87-01-054 (Order 106), § 468-70-070, filed 12/16/86; 85-17-012 (Order 96), § 468-70-070, filed 8/12/85. Statutory Authority: 1977 ex.s. c 151, 79-01-033 (DOT Order 10 and Comm. Order 1, Resolution No. 13), § 468-70-070, filed 12/20/78. Formerly WAC 252-42-060.]

### Chapter 468-300 WAC

#### STATE FERRIES AND TOLL BRIDGES

##### WAC

468-300-010	Ferry passenger tolls.
468-300-020	Auto, motorcycle, and stowage ferry tolls.
468-300-040	Trucks and trucks with trailer ferry tolls.
468-300-070	Noncommercial vehicle with trailer, oversized vehicle, stage and bus, newspaper, express shipments and medical supplies ferry tolls.

WAC 468-300-010 Ferry passenger tolls.

Effective 03:00 a.m. July 1, 1991

ROUTES	Full Fare	Half Fare**	COM-MU-TATION 20 Rides *** ****	Bicycle Surcharge *****
<b>Via Passenger-Only Ferry</b>				
Seattle-Vashon Seattle-Southworth Seattle-Bremerton	3.30	1.65	19.80	N/C
<b>Via Auto Ferry</b>				
Fauntleroy-Southworth Seattle-Bremerton Seattle-Winslow Edmonds-Kingston	3.30	1.65	19.80	.50
Pt. Townsend-Keystone	1.65	.85	19.80	.25
Fauntleroy-Vashon Southworth-Vashon Pt. Defiance-Tahlequah Mukilteo-Clinton	2.15	1.10	12.90	.50
Anacortes to Lopez, Shaw, Orcas or Friday Harbor	4.65	2.35	27.90	1.00
Anacortes to Sidney and Sidney to all destinations	6.05	3.05	N/A	2.50
Between Lopez, Shaw, Orcas**** and Friday Harbor	N/C	N/C	N/C	2.25
From Lopez, Shaw, Orcas and Friday Harbor@ to Sidney	2.25	1.25	N/A	1.00

@These fares rounded to the nearest multiple of \$ .25.

\*These routes operate as a one-point toll collection system.

\*\*Half Fare

Children - Children under five years of age will be carried free when accompanied by parent or guardian. Children five through eleven years of age will be charged half-fare. Children twelve years of age will be charged full-fare.

Senior Citizens - Passengers and driver, age 65 and over, with proper identification establishing proof of age, may travel at half-fare tolls on any route.

Handicapped - Any individual who, by reason of illness, injury, congenital malfunction, or other incapacity or disability is unable without special facilities or special planning or design to utilize ferry system services, may travel at half-fare tolls on any route upon presentation of a WSF Handicapped Travel Permit or Regional Reduced Fare Permit at time of travel. In addition, those handicapped persons who require attendant care while traveling on the ferries, and are so certified by their physician, may obtain an endorsement on their WSF Handicapped Travel Permit and such endorsement shall allow the attendant to also travel at half fare.

Bus Passengers - Passengers traveling in vehicles licensed as stages and buses, unless traveling under an annual permit, will be charged half-fare.

Medicare Card Holders - Any person holding a Medicare card duly issued to that person pursuant to Title II or Title XVIII of the Social Security Act may travel at half-fare tolls on any route upon presentation of a WSF Handicapped Travel Permit or a Regional Reduced Fare Permit at time of travel.

NOTE: Half-fare privilege does not include vehicle.

\*\*\*Commutation tickets shall be valid only for 90-days from date of purchase after which time the tickets shall not be accepted for passage. Washington state ferries shall enter into agreements with banks to sell commutation tickets.

\*\*\*\*A joint ferry-transit monthly pass may be available in conjunction with a public transit operating authority for travel on a particular route. The pass enables the pass-holder to ride aboard WSF ferry vessels and transit vehicles for an unlimited number of trips during the validated month for the pass. The pass-holder may board as a bus passenger, a walk-on, or a passenger of a vehicle at any time of the day, seven days a week. The pass can be shared with friends and family; however, it can only be used once on any one sailing or bus trip. The WSF portion of the monthly pass shall be priced at the commutation rate for 40 rides for the particular route. The cost of the bus portion of the pass shall be established by the public transit operating authority. The pass will be accepted for travel on any route of equal or lesser fare.

\*\*\*\*\*Inter-island passenger fares included in Anacortes tolls.

\*\*\*\*\*Bicycle surcharge is in addition to the appropriate passenger fare.

PROMOTIONAL TOLLS

A promotional rate may be established at the discretion of the secretary of transportation for a specific discount (not to exceed 50 percent of full fare) and effective only at designated times on designated routes (not to exceed 100 days per year on any one route).

[Statutory Authority: RCW 47.56.030 and 47.60.326, 91-18-022 (Order 72), § 468-300-010, filed 8/27/91, effective 9/27/91; 89-14-052 (Order 67, Resolution No. 354), § 468-300-010, filed 6/30/89; 89-04-014 (Order 66, Resolution No. 343), § 468-300-010, filed 1/23/89, effective 7/1/89; 87-12-005 (Order 61, Resolution No. 298), § 468-300-010, filed 5/21/87. Statutory Authority: RCW 47.60.290, 47.60.300 and 47.60.326. 86-24-009 (Order 59, Resolution No. 287), § 468-300-010, filed 11/21/86. Statutory Authority: RCW 47.60.326. 86-06-010 (Order 54, Resolution No. 263), § 468-300-010, filed 2/21/86; 85-11-007 (Order 44, Resolution No. 241), § 468-300-010, filed 5/3/85; 84-11-052 (Order 42, Resolution Nos. 221 and 222), § 468-300-010, filed 5/17/84; 84-10-002 (Order 41, Resolution No. 218), § 468-300-010, filed 4/20/84; 83-07-062 (Order 33, Resolution No. 175), § 468-300-010, filed 3/22/83; 82-07-063 (Order 28, Resolution No. 143), § 468-300-010, filed 3/22/82. Statutory Authority: RCW 47.60.325 and 47.56.030. 81-15-099 (Order 23, Resolution No. 117), § 468-300-010, filed 7/22/81. Statutory Authority: RCW 47.60.325. 81-08-044 (Order 17, Resolution No. 104), § 468-300-010, filed 3/31/81; 80-16-012 (Order 16, Resolution No. 90), § 468-300-010, filed 10/27/80; 80-04-104 (Order 15, Resolution No. 72), § 468-300-010, filed 4/1/80; 79-09-136 (Order 11, Resolution No. 57), § 468-300-010, filed 9/5/79; 79-04-047 (Order 6, Resolution No. 44), § 468-300-010, filed 3/27/79; 78-06-040 (Order 2, Resolution No. 21), § 468-300-010, filed 5/19/78.]

WAC 468-300-020 Auto, motorcycle, and stowage ferry tolls.

Effective 03:00 a.m. July 1, 1991

	AUTO** INCL. DRIVER		MOTORCYCLE INCL. DRIVER *****	
	One Way	Commutation 20 Rides ***	One Way	Commutation 20 Rides ***
Fauntleroy-Southworth Seattle-Bremerton Seattle-Winslow Pt. Townsend-Keystone Edmonds-Kingston	5.55	88.80	3.05	40.65
Fauntleroy-Vashon Southworth-Vashon Pt. Defiance-Tahlequah	* 7.50	60.00	4.10	27.35
Mukilteo-Clinton	3.75	60.00	2.05	27.35
Anacortes to Lopez, Shaw, Orcas or Friday Harbor	11.60 * 13.85 15.85	46.40 55.40 63.40	7.15 8.20 9.50	47.65 54.65 63.35
Anacortes to Sidney and Sidney to all destinations	26.05	N/A	13.15	N/A
Between Lopez, Shaw, Orcas and Friday Harbor @	6.50	26.00	2.25	N/A
From Lopez, Shaw, Orcas@ and Friday Harbor to Sidney	13.25	N/A	6.00	N/A

@These fares rounded to the nearest multiple of \$ .25.

\*These routes operate as a one-point toll collection system.

\*\*Vanpools - A commuter vanpool which carries seven or more persons on a regular and expense-sharing basis for the purpose of travel to or from work or school and which is certified as such by a local organization approved by the Washington state ferry system, may purchase for a \$10 fee, a permit valid for a three-month period valid only during the hours shown on the permit. The permit for commuter pool agency vanpools shall be valid for one year. By July 1, 1990, all vanpools will be required to have tax exempt or vanpool specialized licenses. The fee for private vanpool permits will be reduced from ten dollars per quarter to ten dollars per year to coincide with the fee charged to public vanpools, effective July 1, 1990. These hours are selectable by the purchaser but shall designate two periods of use each day not to exceed two hours per period. The permit so purchased shall allow passage of the vehicle only during the valid periods. All riders in the van, including the driver, shall pay the applicable passenger fare. Except that the minimum total paid for all riders in the van shall not be less than the amount equal to four times the applicable passenger fare.

\*\*\*Commutation tickets shall be valid only for 90-days from date of purchase after which time the ticket shall not be accepted for passage. Washington state ferries shall enter into agreements with banks to sell commutation tickets.

\*\*\*\*Tolls collected westbound only.

\*\*\*\* Carry on items including kayaks, canoes and other items of comparable size which are typically stowed on the vehicle deck of the vessel shall be charged at the motorcycle rate. This rate includes the walk-on passenger carrying on the item to be stowed.

SUMMER SURCHARGE

A 20% surcharge shall be applied to coincide with the summer schedule period to regular, noncommutation auto and noncommercial vehicles with trailers and oversize vehicles.

PENALTY CHARGES

Owner of vehicle without driver will be assessed a \$50.00 penalty charge.

Overhang on passenger vehicles will be assessed a penalty charge of 10¢ per lineal foot of overhang in addition to regular applicable tolls, except that no charge for overhang will be assessed when overall length of vehicle and overhang is less than twenty feet. A fraction of a foot of overhang in excess of six inches will be counted as one foot in assessment of charge for overhang.

SPECIAL SCHOOL RATE

School groups when traveling in authorized school vehicles for institution-sponsored activities shall be assessed a flat fee of \$1.00 per vehicles load of students and/or advisors and staff. The flat fee shall be in addition to regular vehicle and drive toll. Private vehicles need letter of authorization.

NOTE: Special school rate is \$2.00 on routes where one-way only toll systems are in effect. Special student Rate not available on Anacortes-Sidney, B.C. route beginning the third Sunday in June and ending the third Saturday in September due to limited space.

PROMOTIONAL TOLLS

A promotional rate may be established at the discretion of the secretary of transportation for a specified discount (not to exceed 50 percent of full fare) and effective only at designated times on designated routes (not to exceed 100 days per year on any one route).

[Statutory Authority: RCW 47.56.030 and 47.60.326. 91-18-022 (Order 72), § 468-300-020, filed 8/27/91, effective 9/27/91; 89-14-052 (Order 67, Resolution No. 354), § 468-300-020, filed 6/30/89; 89-04-014 (Order 66, Resolution No. 343), § 468-300-020, filed 1/23/89, effective 7/1/89; 87-12-005 (Order 61, Resolution No. 298), § 468-300-020, filed 5/21/87. Statutory Authority: RCW 47.60.326. 86-06-010 (Order 54, Resolution No. 263), § 468-300-020, filed 2/21/86; 85-11-007 (Order 44, Resolution No. 241), § 468-300-020, filed 5/3/85; 84-11-052 (Order 42, Resolution Nos. 221 and 222), § 468-300-020, filed 5/17/84; 84-10-002 (Order 41, Resolution No. 218), § 468-300-020, filed 4/20/84; 83-07-062 (Order 33, Resolution No. 175), § 468-300-020, filed 3/22/83; 82-07-063 (Order 28, Resolution No. 143), § 468-300-020, filed 3/22/82. Statutory Authority: RCW 47.60.325 and 47.56.030. 81-15-099 (Order 23, Resolution No. 117), § 468-300-020, filed 7/22/81. Statutory Authority: RCW 47.60.325. 81-08-044 (Order 17, Resolution No. 104), § 468-300-020, filed 3/31/81; 80-04-104 (Order 15, Resolution No. 72), § 468-300-020, filed 4/1/80; 79-09-136 (Order 11, Resolution No. 57), § 468-300-020, filed 9/5/79; 79-04-047 (Order 6, Resolution No. 44), § 468-300-020, filed 3/27/79; 78-06-040 (Order 2, Resolution No. 21), § 468-300-020, filed 5/19/78.]

WAC 468-300-040 Trucks and trucks with trailer ferry tolls.

Effective 03:00 a.m. July 1, 1991

ROUTES	INCL. DRIVER OVERALL UNIT LENGTH								Cost Per Ft. over 78 Ft.
	Class I *** Under 18'	Class II 18' to 28'	Class III 28' to 38'	Class IV 38' to 48'	Class V 48' to 58'	Class VI 58' to 68'	Class VII 68' to 78'	Class VIII Over 78'	
Fauntleroy-Southworth Seattle-Bremerton Seattle-Winslow Pt. Townsend-Keystone Edmonds-Kingston	5.55	9.40	18.65	27.85	37.10	46.35	55.50	55.50	.80
Fauntleroy-Vashon Southworth-Vashon Pt. Defiance-Tahlequah	* 7.50	13.20	26.20	39.00	51.90	64.90	77.90	77.90	1.10
Mukilteo-Clinton	3.75	6.60	13.10	19.50	25.95	32.45	38.95	38.95	.55
**Anacortes to Lopez, Shaw, Orcas * or Friday Harbor	11.60 13.85 15.85	22.45	44.65	66.80	88.95	111.20	133.35	133.35	1.85
Anacortes to Sidney **and Sidney to all destinations	26.05	34.20	57.70	81.20	104.75	128.40	151.95	151.95	2.10
**Between Lopez, Shaw, Orcas ****@ and Friday Harbor	6.50	11.00	11.00	11.00	44.00	44.00	44.00	44.00	N/A
**From Lopez, Shaw, Orcas and Friday Harbor to Sidney@	13.25	20.00	34.00	48.00	61.50	75.50	89.25	89.25	1.00

@These fares rounded to the nearest multiple of \$ .25.

\*These routes operate as a one-point toll collection system.

\*\*Commercial trucks are allowed stop-over at intermediate points upon payment of \$2.50 per stop-over.

\*\*\*Includes all trucks licensed 8,001 lbs. gross vehicle weight and above, except busses. Trucks under 8,001 lbs. will be classified as automobiles.

Also includes all trucks licensed 8,001 lbs. gross vehicle weight and above pulling trailers, vehicles licensed as fixed load, unlicensed vehicles and road machinery on wheels. Vehicles not included in this class cannot be charged under this class.

\*\*\*\*Toll collected westbound only.

**PENALTY CHARGES**

Owner of vehicle without driver will be assessed a \$50.00 penalty charge.

**DISCOUNT PERCENTAGES FROM REGULAR TOLL**

12 or more, one-way crossings per week (Sunday thru Saturday) will qualify for a 25% discount from the regular ferry tolls.

Emergency trips during nonservice hours - while at locations where crew is on duty charge shall be equal to the cost of fuel consumed to make emergency trip. Such trips shall only be offered as a result of official requests from an emergency services agency and only in the case of no reasonable alternative.

[Statutory Authority: RCW 47.56.030 and 47.60.326. 91-18-022 (Order 72), § 468-300-040, filed 8/27/91, effective 9/27/91; 89-14-052 (Order 67, Resolution No. 354), § 468-300-040, filed 6/30/89; 89-04-014 (Order 66, Resolution No. 343), § 468-300-040, filed 1/23/89, effective 7/1/89; 87-12-005 (Order 61, Resolution No. 298), § 468-300-040, filed 5/21/87. Statutory Authority: RCW 47.60.290, 47.60.300 and 47.60.326. 86-24-009 (Order 59, Resolution No. 287), § 468-300-040, filed 11/21/86. Statutory Authority: RCW 47.60.326. 86-06-010 (Order 54, Resolution No. 263), § 468-300-040, filed 2/21/86; 85-11-007 (Order 44, Resolution No. 241), § 468-300-040, filed 5/3/85; 84-11-052 (Order 42, Resolution Nos. 221 and 222), § 468-300-040, filed 5/17/84; 83-07-062 (Order 33, Resolution No. 175), § 468-300-040, filed 3/22/83; 82-18-009 (Order 29, Resolution No. 153), § 468-300-040, filed 8/20/82; 82-07-063 (Order 28, Resolution No. 143), § 468-300-040, filed 3/22/82. Statutory Authority: RCW 47.60.325 and 47.56.030. 81-15-099 (Order 23, Resolution No. 117), § 468-300-040, filed 7/22/81. Statutory Authority: RCW 47.60.325. 81-08-044 (Order 17, Resolution No. 104), § 468-300-040, filed 3/31/81; 80-04-104 (Order 15, Resolution No. 72), § 468-300-040, filed 4/1/80; 79-09-136 (Order 11, Resolution No. 57), § 468-300-040, filed 9/5/79; 79-04-047 (Order 6, Resolution No. 44), § 468-300-040, filed 3/27/79; 78-06-040 (Order 2, Resolution No. 21), § 468-300-040, filed 5/19/78.]

**WAC 468-300-070 Noncommercial vehicle with trailer, oversize vehicle, stage and bus, newspaper, express shipments and medical supplies ferry tolls.**

Effective 03:00 a.m. July 1, 1991

Noncommercial Vehicle with Trailer, Oversize Vehicle,  
Stage and Bus, Newspaper, Express Shipments and  
Medical Supplies Ferry Tolls\*\*\*

	18' To Under 28'	28' To Under 38'	38' To Under 48'	48' And Over	Stages And Buses Incl. Driver **
Seattle-Winslow Seattle-Bremerton Edmonds-Kingston Pt. Townsend-Keystone Fautleroy-Southworth	8.35	11.25	15.90	20.50	12.25
Fautleroy-Vashon Southworth-Vashon Pt. Defiance-Tahlequah	* 11.40	15.80	22.20	28.80	15.70
Mukilteo-Clinton Anacortes to Lopez, Shaw, Orcas or Friday Harbor	5.70 * 20.45	7.90 27.05	11.10 38.10	14.40 49.20	7.85 33.30
Anacortes to Sidney and Sidney to all destinations	33.10	38.85	50.60	62.35	48.50
Between Lopez, Shaw, Orcas and Friday Harbor	****@ 11.00	11.00	11.00	44.00	11.00
From Lopez, Shaw, Orcas and Friday Harbor to Sidney@	18.25	22.50	29.50	36.50	15.50



(1) BULK NEWSPAPERS per 100 lbs. \$2.20

(Shipments exceeding 60,000 lbs. in any month shall be assessed \$1.10 per 100 lbs.)

Daily Newspapers, in bundles, and medical supplies, to be received and delivered without receipt and subject to owner's risk, will be transported between ferry terminals on regular scheduled sailings.

(2) EXPRESS SHIPMENTS per 100 lbs. \$20.90

(Shipments exceeding 100 lbs. assessed \$8.30 for each 25 lbs. or fraction thereof.)

Express shipments will be handled on scheduled sailings when no other means of shipment is available to shipper. Shipments must be of a size and weight requiring a minimum of handling by carrier's employees. Carrier reserves the right to refuse shipment of any item. Carrier assumes no liability for loss or damage to any shipment. Minimum rate for any shipment shall be the rate for 100 pounds.

San Juan inter-island express shipments will be handled @ \$2.80 per 100 lbs.

(3) MEDICAL SUPPLIES per 100 lbs. \$1.15

@These fares rounded to the nearest multiple of \$ .25.

\*These routes operate as a one-point toll collection system.

\*\*Stages - A public transportation operator providing regularly scheduled week-day service for public necessity and convenience may pay a \$10 annual fee for each scheduled vehicle. This fee covers the fare for each trip of the vehicle and operator only. All occupants shall be assessed the applicable passenger rate per trip. The \$10 annual fee does not apply to vehicles providing chartered service or vehicles providing service for special events such as trips for recreational purposes.

**PENALTY CHARGES**

Owner of vehicle without driver will be assessed a \$50.00 penalty charge.

**\*\*\*INCLUDES THE FOLLOWING VEHICLES PULLING TRAILERS:**

- Automobiles
- Trucks licensed under 8,001 lbs. (For trucks 8,001 lbs. and over, see WAC 468-300-040)
- Oversize vehicles
- Does not include motorcycles with trailers.

Also includes motor homes, and mobile campers that exceed 18' in length. Excludes trucks licensed over 8,000 lbs., passenger busses and stages.

**ALL OVERSIZE VEHICLES UNDER 18' IN LENGTH WILL BE CONSIDERED AS REGULAR CAR AND DRIVER.**

**\*\*\*\*Toll collected westbound only.**

Senior citizen discounts for the driver of the above vehicles shall apply.  
Senior citizen discount is determined by subtracting full fare passenger rate and adding 1/2 passenger fare.

**SUMMER SURCHARGE**

A 20% surcharge shall be applied to coincide with this summer schedule period to regular, noncommutation auto and noncommercial vehicles with trailers and oversize vehicles.

[Statutory Authority: RCW 47.56.030 and 47.60.326. 91-18-022 (Order 72), § 468-300-070, filed 8/27/91, effective 9/27/91; 89-14-052 (Order 67, Resolution No. 354), § 468-300-070, filed 6/30/89; 89-04-014 (Order 66, Resolution No. 343), § 468-300-070, filed 1/23/89, effective 7/1/89; 87-12-005 (Order 61, Resolution No. 298), § 468-300-070, filed 5/21/87. Statutory Authority: RCW 47.60.326. 86-06-010 (Order 54, Resolution No. 263), § 468-300-070, filed 2/21/86; 85-11-007 (Order 44, Resolution No. 241), § 468-300-070, filed 5/3/85; 84-11-052 (Order 42, Resolution Nos. 221

and 222), § 468-300-070, filed 5/17/84; 83-07-062 (Order 33, Resolution No. 175), § 468-300-070, filed 3/22/83; 82-18-009 (Order 29, Resolution No. 153), § 468-300-070, filed 8/20/82.]

**Title 478 WAC  
UNIVERSITY OF WASHINGTON**

**Chapters**

- 478-04 **Organization.**
- 478-116 **Parking and traffic regulations of the University of Washington.**
- 478-124 **General conduct code for the University of Washington.**
- 478-136 **Use of University of Washington facilities.**
- 478-160 **Admission and registration procedures for the University of Washington.**
- 478-250 **Governing indexing of public records.**
- 478-276 **Governing access to public records.**

**Chapter 478-04 WAC  
ORGANIZATION**

**WAC**

478-04-030 Schedule of meetings.

**WAC 478-04-030 Schedule of meetings.** (1) Regular meetings. Regular meetings of the board of regents shall be held each month, pursuant to a schedule established yearly by resolution of the board. Meetings of the board will be held in Room 301 of the Administration Building on the campus in Seattle, Washington, or at such other place as the board may direct from time to time. The president of the board, with the concurrence of a majority of the members of the board, may cancel any regular meeting. All such regular meetings and notices of cancellation of meetings will be conducted in conformance with the laws of the state of Washington governing such meetings.

(2) Special meeting. The president of the university, the president of the board, or any five members of the board may call a special meeting at any time. Not less than twenty-four hours before any special meeting, the secretary shall have notified each member of the board by written notice of the time, place, and the business to be transacted at the meeting. Such notice shall be distributed and posted in accordance with the laws of the state governing such meetings. The presence of a regent at the meeting or the regent's written waiver of notice filed with the secretary shall constitute a waiver of receiving written notice of the meeting. When the meeting is called to deal with an emergency involving injury or damage, or the likelihood of injury or damage, to persons or property, and the time requirements for notice provided for above would be impractical and increase the likelihood of such injury or damage, such required notice may be dispensed with and the secretary shall notify each member of the board by the best means possible under the circumstances.