Title 470 WAC
TRANSPORTATION OF DANGEROUS CARGOES,
ADVISORY COMMITTEE ON

Chapters
470-08 Practice and procedure.
470-12 Transporting rules.

Chapter 470-08 WAC
PRACTICE AND PROCEDURE

WAC 470-08-005 Definitions. (1) "Committee" wherever used herein shall mean the advisory committee established in RCW 46.48.170 [46.48.190].
(2) "Chief" wherever used herein shall mean the chief of the Washington state patrol.

WAC 470-08-540 Petitions for rule making, amendment or repeal. (1) Any interested person may petition the chief requesting the promulgation, amendment, or repeal of any regulation.
(2) Where the petition requests the promulgation of a regulation, the requested or proposed regulation must be set out in full. The petition must also include all the reasons for the requested regulation together with briefs of any applicable law. Where the petition requests the amendment or repeal of a regulation presently in effect, the regulation or portion of the regulation in question must be set out as well as the suggested amendment form if any. The petition must include all reasons for the requested amendment or repeal of the regulation.
(3) All petitions shall be considered by the chief and he may, in his discretion, order a hearing for the further consideration and discussion of the requested promulgation, amendment, repeal, or modification of any regulation.
(4) The chief shall notify the petitioning party within a reasonable time of the disposition, if any, of the petition.

WAC 470-08-580 Declaratory rulings. (1) As prescribed in RCW 34.04.080, any interested person may petition the chief for a declaratory ruling. The chief shall consider the petition and within a reasonable length of time shall:
(a) Issue a nonbinding declaratory ruling; or
(b) Notify the person that no declaratory ruling is to be issued.

WAC 470-08-590 Forms. (1) Forms for declaratory rulings. Any interested person petitioning the chief for a declaratory ruling pursuant to RCW 34.04.080, shall generally adhere to the following form for such purpose.
(a) At the top of the page shall appear the wording "Before the chief of the Washington state patrol." On the left side of the page following the foregoing the following caption shall be set out: "In the matter of the petition of (name of petitioning party) for a declaratory ruling." Opposite the foregoing caption shall appear the word "petition."
(b) The body of the petition shall be set out in numbered paragraphs. The first paragraph shall state the name and address of the petitioning party. The second paragraph shall state all rules or statutes that may be brought into issue by the petition. Succeeding paragraphs shall set out the state of facts relied upon in form similar to that applicable to complaints in civil actions before the superior courts of this state. The concluding paragraphs shall contain the prayer of the petitioner. The petition shall be subscribed and verified in the manner prescribed for verification of complaints in the superior courts of this state.
(c) The original and two legible copies shall be filed with the agency. Petitions shall be on white paper 8 1/2" by 11" in size.
(2) For promulgation, amendment, or repeal of regulations. Any interested person petitioning the chief requesting a promulgation, amendment, or repeal of any regulations shall generally adhere to the following form for such purpose.
(a) At the top of the page shall appear the wording "Before the chief of the Washington state patrol." On the left side of the page following the foregoing the following caption shall be set out: "In the matter of the petition of (name of petitioning party) for (state whether promulgation, amendment, or repeal) of regulation (or regulations)." Opposite the foregoing caption shall appear the word "petition."
(b) The body of the petition shall be set out in numbered paragraphs. The first paragraph shall state the name and address of the petitioning party and whether the petitioner seeks the promulgation of new regulation or regulations, or amendment or repeal of existing regulation or regulations. The second paragraph, in the case of a proposed new regulation or regulations or amendment of an existing regulation, shall state the desired regulation in its entirety. Where the petition is for amendment, the new matter shall be underscored and the matter proposed to be deleted shall appear in double parentheses. Where the petition is for repeal of an existing regulation such shall be stated and the
proposed to be repealed shall either be set forth in full or shall be referred to by regulation number. The third para-
graph shall set forth concisely the reason for the proposal of
the petitioner and shall contain a statement as to the interest
of the petitioner in the subject matter of the regulation.
Additional numbered paragraphs may be used to give full
explanation of the petitioners reasons for the action sought.
(c) Petitions shall be dated and signed by the person or
entity named in the first paragraph or by his attorney. The
original and two legible copies of the petition shall be filed
with the agency.
(d) Petitions shall be on white paper 8 1/2" by 11" in
size.
[Rules (part), filed 3/21/60.]

Chapter 470-12 WAC
TRANSPORTING RULES

WAC 470-12-010 Adoption statement. Pursuant to
RCW 46.48.170 and 46.48.175, the following regulations,
applicable to the transportation of explosives, flammable
materials, corrosives, compressed gases, poisons, oxidizing
materials and other dangerous articles by motor vehicle are
adopted.
[Rules (part), filed 3/21/60.]

WAC 470-12-020 Scope. These regulations shall
apply to the transportation of all dangerous articles, as listed
in the regulations of the Interstate Commerce Commission
issued under authority of the Transportation of Explosives
in Motor Carriers' Explosives and Dangerous Articles Tariff
No. 7, effective date March 6, 1951.
[Rule I, filed 3/21/60.]

WAC 470-12-030 Flammable liquids in tank
vehicles. Tank vehicles used for the transportation of
flammable liquids shall be constructed, maintained and
operated in accordance with the standards of the National
Fire Protection Association, as published in "Recommended
Regulatory Standard for Tank Vehicles for Flammable
Liquids," edition of 1948, and the same are made a part of
this order the same as if fully set forth herein: Provided,
That any such vehicle operated in state prior to July 1, 1951,
shall, in respect to the cargo tanks then in use on such
vehicles, be exempt from compliance with sections 212, 222,
232: And further provided, That any such vehicle operated
in the state prior to July 1, 1951, otherwise constructed and
maintained in accordance herewith, shall be permitted until
January 1, 1953, to comply with the provisions of sections
301, 302, 303, and 304.
[Rule II, filed 3/21/60.]

WAC 470-12-040 Flammable liquids in portable
containers and all other dangerous articles. Flammable
liquids in portable containers and all other dangerous articles,
except flammable liquids in tank vehicles, shall be transport-
ed by motor vehicles only in accordance with the regulations
of the Interstate Commerce Commission issued under
authority of the Transportation of Explosives Act (62 Stat.
Carriers' Explosives and Dangerous Articles Tariff No. 7,
effective date March 6, 1951, and the same are made part of
this order the same as if fully set forth herein.
[Rule III, filed 3/21/60.]

WAC 470-12-050 Supplemental regulations. (1)
Accidents. In cases of accident, the Washington state patrol
shall be notified immediately to aid in controlling the
highway traffic and onlookers, and in the safe disposition of
any spilled dangerous article.
(2) Vehicle storage. Vehicles transporting any danger-
ous article, and tank vehicles whether loaded or empty, used
for the transportation of any dangerous article, shall not be
placed in a public garage for storage.
(3) Marking on tank vehicles. Tank vehicles used for
the transportation of flammable liquids shall, regardless of
the quantity being transported or whether loaded or empty,
be conspicuously and legibly marked on each side and the
rear thereof, in letters at least three inches high on a back-
ground of sharply contrasting color, optionally, as follows:
With a sign or lettering on the vehicle, with the
word "FLAMMABLE," or
With the common name of the flammable liquid
being transported; or
With the name of the carrier or his trademark,
when and only when such name or mark plainly
indicates the flammable nature of the cargo.
(4) Carboys. Carboys which have been used for the
transportation of acids or corrosive liquids shall have been
thoroughly drained and washed and there shall be no residual
corrosive liquid present on the outer surface of the carboy or
the outer container, or within the outer container, before such
carboys are carried as "empty" containers.
(5) Compressed gases. Compressed gases in small
cylinders, when loaded horizontally, shall be carried parallel
to the sides of truck, full trailer, or semitrailer with the valve
protection device pointing in the direction of forward motion.
[Rule IV, filed 3/21/60.]

WAC 470-12-060 Appeals. (1) An appeal may be
made to the chief of the Washington state patrol to secure
temporary relief from compliance with these regulations
under an emergency or other unusual circumstance.
(2) The chief of the Washington state patrol will give
consideration to such appeals, and may issue a written
permit allowing relief from compliance for a reasonable
period of time.
[Rule V, filed 3/21/60.]