

with jurisdiction. The local agency making the transfer shall also give notice of the transfer to any private applicant and other agencies with jurisdiction involved in the proposal.

[Statutory Authority: 1995 c 347 (ESHB 1724) and RCW 43.21C.110. 97-21-030 (Order 95-16), § 197-11-940, filed 10/10/97, effective 11/10/97. Statutory Authority: RCW 43.21C.110. 84-05-020 (Order DE 83-39), § 197-11-940, filed 2/10/84, effective 4/4/84.]

WAC 197-11-948 Assumption of lead agency status.

(1) An agency with jurisdiction over a proposal, upon review of a DNS (WAC 197-11-340) may transmit to the initial lead agency a completed "Notice of assumption of lead agency status." This notice shall be substantially similar to the form in WAC 197-11-985. Assumption of lead agency status shall occur only within the fourteen-day comment period on a DNS issued under WAC 197-11-340 (2)(a), or during the comment period on a notice of application when the optional DNS process in WAC 197-11-355 is used.

(2) The DS by the new lead agency shall be based only upon information contained in the environmental checklist attached to the DNS transmitted by the first lead agency or the notice of application if the optional DNS process is used, and any other information the new lead agency has on the matters contained in the environmental checklist.

(3) Upon transmitting the DS and notice of assumption of lead agency status, the consulted agency with jurisdiction shall become the "new" lead agency and shall expeditiously prepare an EIS. In addition, all other responsibilities and authority of a lead agency under this chapter shall be transferred to the new lead agency.

[Statutory Authority: 1995 c 347 (ESHB 1724) and RCW 43.21C.110. 97-21-030 (Order 95-16), § 197-11-948, filed 10/10/97, effective 11/10/97. Statutory Authority: RCW 43.21C.110. 84-05-020 (Order DE 83-39), § 197-11-948, filed 2/10/84, effective 4/4/84.]

WAC 197-11-970 Determination of nonsignificance (DNS).

DETERMINATION OF NONSIGNIFICANCE

Description of proposal

Proponent

Location of proposal, including street address, if any

Lead agency

The lead agency for this proposal has determined that it does not have a probable significant adverse impact on the environment. An environmental impact statement (EIS) is not required under RCW 43.21C.030 (2)(c). This decision was made after review of a completed environmental checklist and other information on file with the lead agency. This information is available to the public on request.

There is no comment period for this DNS.

This DNS is issued after using the optional DNS process in WAC 197-11-355. There is no further comment period on the DNS.

This DNS is issued under WAC 197-11-340(2); the lead agency will not act on this proposal for 14 days from the date below. Comments must be submitted by

Responsible official

Position/title Phone.....

Address

Date..... Signature

(OPTIONAL)

- You may appeal this determination to (name)
at (location)
no later than (date)
by (method)

You should be prepared to make specific factual objections.

Contact, to read or ask about the procedures for SEPA appeals.

There is no agency appeal.

[Statutory Authority: 1995 c 347 (ESHB 1724) and RCW 43.21C.110. 97-21-030 (Order 95-16), § 197-11-970, filed 10/10/97, effective 11/10/97. Statutory Authority: RCW 43.21C.110. 84-05-020 (Order DE 83-39), § 197-11-970, filed 2/10/84, effective 4/4/84.]

**Title 204 WAC
STATE PATROL
(COMMISSION ON
EQUIPMENT)**

Chapters

- 204-10 Equipment standards.**
- 204-41 Seat belt exemptions.**
- 204-48 Tires.**
- 204-56 Procedures for measuring motor vehicle sound levels.**
- 204-60 Standards and specifications for additional lamps and flags for use on snow removal, highway maintenance equipment, and refuse haulers.**
- 204-64 Quartz halogen headlamps.**
- 204-72 Standards for mounting, adjusting, and aiming of lamps.**
- 204-90 Minimum requirements for construction and equipment of special motor vehicles.**
- 204-91A Towing businesses.**
- 204-95 Limousine businesses.**

Chapter 204-10 WAC
EQUIPMENT STANDARDS

WAC

- 204-10-035 Antique motor-driven cycles.
204-10-045 Wireless communications systems.

WAC 204-10-035 Antique motor-driven cycles. The term "antique motor-driven cycle" in RCW 46.37.530 means a motor-driven cycle as defined in RCW 46.04.332, which is at least forty years old.

[Statutory Authority: RCW 46.37.005 and 46.37.530. 97-03-087, § 204-10-035, filed 1/16/97, effective 2/16/97.]

WAC 204-10-045 Wireless communications systems. Hands-free, wireless communication systems may also refer to the use of cellular phone systems. These hands-free listening devices may be used by motorists while driving motor vehicles. Listening devices that include an earpiece shall cover only one ear.

[Statutory Authority: RCW 46.37.005 and 46.37.480. 97-10-024, § 204-10-045, filed 4/29/97, effective 5/30/97.]

Chapter 204-41 WAC
SEAT BELT EXEMPTIONS

WAC

- 204-41-060 Utility meter readers.

WAC 204-41-060 Utility meter readers. Meter readers may be exempted from the seat belt requirements only during the time they are reading meters in residential areas and are continually in and out of their vehicles. Seat belt use is required when traveling to and from their actual route, or when on other utility business.

[Statutory Authority: RCW 46.37.005 and 46.37.510. 97-10-023, § 204-41-060, filed 4/29/97, effective 5/30/97.]

Chapter 204-48 WAC
TIRES

WAC

- 204-48-010 through 204-48-04 Repealed.

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

- 204-48-010 Promulgation. [Order 7502, § 204-48-010, filed 2/24/76.] Repealed by 97-17-061, filed 8/18/97, effective 9/18/97. Statutory Authority: RCW 46.37.005.
- 204-48-020 Standards. [Statutory Authority: RCW 46.37.005 and 46.37.425. 90-11-021, § 204-48-020, filed 5/9/90, effective 6/9/90; Order 7502, § 204-48-020, filed 11/18/77, effective 12/21/77; Order 7502, § 204-48-020, filed 2/24/76.] Repealed by 97-17-061, filed 8/18/97, effective 9/18/97. Statutory Authority: RCW 46.37.005.
- 204-48-030 Inspection. [Order 7502, § 204-48-030, filed 11/18/77, effective 12/21/77; Order 7502, § 204-48-030, filed 2/24/76.] Repealed by 97-17-061, filed 8/18/97, effective 9/18/97. Statutory Authority: RCW 46.37.005.
- 204-48-040 Spare tires. [Order 7502, § 204-48-040, filed 11/18/77, effective 12/21/77.] Repealed by 97-17-061, filed 8/18/97, effective 9/18/97. Statutory Authority: RCW 46.37.005.

WAC 204-48-010 through 204-48-040 Repealed.
See Disposition Table at beginning of this chapter.

Chapter 204-56 WAC
**PROCEDURES FOR MEASURING MOTOR
VEHICLE SOUND LEVELS**

WAC

- 204-56-015 through 204-56-99013 Repealed.

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

- 204-56-015 Introduction. [Statutory Authority: RCW 70.107.070 and 46.37.005. 82-11-040 (Order 82-05-02), § 204-56-015, filed 5/12/82.] Repealed by 98-01-060, filed 12/11/97, effective 1/11/98.
- 204-56-025 Definitions. [Statutory Authority: RCW 70.107.070 and 46.37.005. 82-11-040 (Order 82-05-02), § 204-56-025, filed 5/12/82.] Repealed by 98-01-060, filed 12/11/97, effective 1/11/98.
- 204-56-035 Personnel and equipment. [Statutory Authority: RCW 70.107.070 and 46.37.005. 82-11-040 (Order 82-05-02), § 204-56-035, filed 5/12/82.] Repealed by 98-01-060, filed 12/11/97, effective 1/11/98.
- 204-56-045 Ambient conditions and equipment preparation. [Statutory Authority: RCW 70.107.070 and 46.37.005. 82-11-040 (Order 82-05-02), § 204-56-045, filed 5/12/82.] Repealed by 98-01-060, filed 12/11/97, effective 1/11/98.
- 204-56-055 Procedure for measuring in-use, on highway motor vehicle sound levels. [Statutory Authority: RCW 70.107.070 and 46.37.005. 82-11-040 (Order 82-05-02), § 204-56-055, filed 5/12/82.] Repealed by 98-01-060, filed 12/11/97, effective 1/11/98.
- 204-56-065 Procedure for measuring stationary truck sound levels. [Statutory Authority: RCW 70.107.070 and 46.37.005. 82-11-040 (Order 82-05-02), § 204-56-065, filed 5/12/82.] Repealed by 98-01-060, filed 12/11/97, effective 1/11/98.
- 204-56-075 Procedure for measuring in-use motor vehicle exhaust system sound levels. [Statutory Authority: RCW 70.107.070 and 46.37.005. 82-11-040 (Order 82-05-02), § 204-56-075, filed 5/12/82.] Repealed by 98-01-060, filed 12/11/97, effective 1/11/98.
- 204-56-085 Procedures for measuring new motor vehicle sound levels. [Statutory Authority: RCW 46.37.005. 96-14-008, § 204-56-085, filed 6/20/96, effective 7/21/96. Statutory Authority: RCW 70.107.070 and 46.37.005. 82-11-040 (Order 82-05-02), § 204-56-085, filed 5/12/82.] Repealed by 98-01-060, filed 12/11/97, effective 1/11/98.
- 204-56-99001 Microphone height for measurement of in-use vehicles on the highway. [Statutory Authority: RCW 70.107.070 and 46.37.005. 82-11-040 (Order 82-05-02), § 204-56-99001, filed 5/12/82.] Repealed by 98-01-060, filed 12/11/97, effective 1/11/98.
- 204-56-99002 Patrol mounted microphone location. [Statutory Authority: RCW 70.107.070 and 46.37.005. 82-11-040 (Order 82-05-02), § 204-56-99002, filed 5/12/82.] Repealed by 98-01-060, filed 12/11/97, effective 1/11/98.
- 204-56-99003 In-use vehicle—Standard measuring site—Nonpatrol car mounted microphone. [Statutory Authority: RCW 70.107.070 and 46.37.005. 82-11-040 (Order 82-05-02), § 204-56-99003, filed 5/12/82.] Repealed by 98-01-060, filed 12/11/97, effective 1/11/98.
- 204-56-99004 In-use vehicle—Restricted measuring site. [Statutory Authority: RCW 70.107.070 and 46.37.005. 82-11-040 (Order 82-05-02), § 204-56-99004, filed 5/12/82.] Repealed by 98-01-060, filed 12/11/97, effective 1/11/98.
- 204-56-99005 Correction factors for measuring distance. [Statutory Authority: RCW 70.107.070 and 46.37.005. 82-11-040 (Order 82-05-02), § 204-56-99005, filed 5/12/82.] Repealed by 98-01-060, filed 12/11/97, effective 1/11/98.

- 204-56-99006 Narrow objects near the microphone. [Statutory Authority: RCW 70.107.070 and 46.37.005. 82-11-040 (Order 82-05-02), § 204-56-99006, filed 5/12/82.] Repealed by 98-01-060, filed 12/11/97, effective 1/11/98.
- 204-56-99007 Basically parallel surfaces with projections. [Statutory Authority: RCW 70.107.070 and 46.37.005. 82-11-040 (Order 82-05-02), § 204-56-99007, filed 5/12/82.] Repealed by 98-01-060, filed 12/11/97, effective 1/11/98.
- 204-56-99008 Basically parallel surfaces with perpendicular surfaces. [Statutory Authority: RCW 70.107.070 and 46.37.005. 82-11-040 (Order 82-05-02), § 204-56-99008, filed 5/12/82.] Repealed by 98-01-060, filed 12/11/97, effective 1/11/98.
- 204-56-99009 Measurement of distance to reflecting surface (embankment). [Statutory Authority: RCW 70.107.070 and 46.37.005. 82-11-040 (Order 82-05-02), § 204-56-99009, filed 5/12/82.] Repealed by 98-01-060, filed 12/11/97, effective 1/11/98.
- 204-56-99010 Distances "D" and "L." [Statutory Authority: RCW 70.107.070 and 46.37.005. 82-11-040 (Order 82-05-02), § 204-56-99010, filed 5/12/82.] Repealed by 98-01-060, filed 12/11/97, effective 1/11/98.
- 204-56-99011 Nomogram for reflecting surfaces. [Statutory Authority: RCW 70.107.070 and 46.37.005. 82-11-040 (Order 82-05-02), § 204-56-99011, filed 5/12/82.] Repealed by 98-01-060, filed 12/11/97, effective 1/11/98.
- 204-56-99012 Exhaust system measurement site. [Statutory Authority: RCW 70.107.070 and 46.37.005. 82-11-040 (Order 82-05-02), § 204-56-99012, filed 5/12/82.] Repealed by 98-01-060, filed 12/11/97, effective 1/11/98.
- 204-56-99013 Microphone locations for exhaust system measurements. [Statutory Authority: RCW 70.107.070 and 46.37.005. 82-11-040 (Order 82-05-02), § 204-56-99013, filed 5/12/82.] Repealed by 98-01-060, filed 12/11/97, effective 1/11/98.

WAC 204-56-015 through 204-56-99013 Repealed.
See Disposition Table at beginning of this chapter.

Chapter 204-60 WAC

STANDARDS AND SPECIFICATIONS FOR ADDITIONAL LAMPS AND FLAGS FOR USE ON SNOW REMOVAL, HIGHWAY MAINTENANCE EQUIPMENT, AND REFUSE HAULERS

WAC

204-60-010	Promulgation.
204-60-030	Standards for lights.

WAC 204-60-010 Promulgation. By authority vested in the Washington state patrol in RCW 46.37.005 and 46.37.300, the following standards and specifications applicable to head lamps, clearance lamps, identification and other lamps on snow-removal and highway maintenance equipment, and refuse haulers in lieu of the lamps otherwise required on motor vehicles, are hereby adopted.

[Statutory Authority: RCW 46.37.005 and 46.37.300. 97-04-054, § 204-60-010, filed 2/3/97, effective 3/6/97; Order 7605, § 204-60-010, filed 2/24/76. Formerly Regulation 630 (part), Appendix to Title 204 WAC.]

WAC 204-60-030 Standards for lights. (1) Additional headlamps may be positioned sufficiently high enough to clear operating equipment provided they are aimed at an angle to avoid blinding oncoming traffic while on their routes, involved in construction, maintenance, and/or operations. Regular mounted headlamps must be used by

refuse haulers when transporting refuse to the dump site. Auxiliary headlamps may be used if necessary.

When the refuse haulers' collections container is in a position to obscure the headlamps, the truck will use the alternate lights and will not exceed twenty miles per hour.

(2) Additional operating lamps may be located on the top of the cab or at other locations to illuminate plowing, abrasive spreading or other equipment.

(3) Red lights on highway equipment: No flashing red warning signal except those required by RCW 46.37.150, shall be displayed or used on any highway equipment.

(4) Amber lamps on highway equipment: Amber colored lamps required on the following equipment shall comply with the specifications set forth in subsection (5) of this section:

(a) Power shovels or other similar highway maintenance equipment shall be equipped with a flashing amber lamp and red flag on an extension designating the maximum danger limit created by the swing of the cab while operating along the traffic lane.

(b) A flashing amber lamp shall be used on all other equipment which creates a potential hazard to traffic in order to serve as a warning to the traveling public. This equipment includes those vehicles and trailers for construction, maintenance and operations.

(c) A flashing amber lamp shall be used on the knuckle of all manlift-type platform trucks with articulating boom, where the knuckle is capable of being rotated beyond the side of the truck.

(d) The minimum light intensity of the lamp filament shall not be less than twenty-one candle power.

(e) The lamp or lamps shall be mounted on the cab or other high point of the equipment so as to be visible at all times, at least from the front and rear of the vehicle, from a distance of five hundred feet in normal sunlight.

(5) The flashing amber lamp for use on highway construction, maintenance, refuse haulers, and operations equipment shall be illuminated only:

(a) When the equipment is actually involved in construction, maintenance, collecting refuse, and/or operations.

(b) When the equipment is traveling to or from the job site and is unable to maintain, either because of equipment limitations, or other reasons, at least one-half posted or prevailing speed.

[Statutory Authority: RCW 46.37.005 and 46.37.300. 97-04-054, § 204-60-030, filed 2/3/97, effective 3/6/97; Order 7605, § 204-60-030, filed 2/24/76. Formerly Regulation 630 (part), Appendix to Title 204 WAC.]

Chapter 204-64 WAC

QUARTZ HALOGEN HEADLAMPS

WAC

204-64-010	through 204-64-100 Repealed.
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DISPOSITION OF SECTIONS FORMERLY CODIFIED IN THIS CHAPTER

204-64-010	Purpose. [Statutory Authority: RCW 46.37.005 and 46.37.320. 78-11-051 (Order 7740-C), § 204-64-010, filed 10/23/78.] Repealed by 97-17-060, filed 8/18/97, effective 9/19/97. Statutory Authority: RCW 46.37.005.
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- 204-64-020 Definition. [Statutory Authority: RCW 46.37.005 and 46.37.320. 78-11-051 (Order 7740-C), § 204-64-020, filed 10/23/78.] Repealed by 97-17-060, filed 8/18/97, effective 9/19/97. Statutory Authority: RCW 46.37.005.
- 204-64-040 Approval procedure. [Statutory Authority: RCW 46.37.005 and 46.37.320. 78-11-051 (Order 7740-C), § 204-64-040, filed 10/23/78.] Repealed by 97-17-060, filed 8/18/97, effective 9/19/97. Statutory Authority: RCW 46.37.005.
- 204-64-060 Application for certificate of approval. [Statutory Authority: RCW 46.37.005 and 46.37.320. 78-11-051 (Order 7740-C), § 204-64-060, filed 10/23/78.] Repealed by 97-17-060, filed 8/18/97, effective 9/19/97. Statutory Authority: RCW 46.37.005.
- 204-64-080 Installation, aiming, and adjustment. [Statutory Authority: RCW 46.37.005 and 46.37.320. 81-01-009 (Order 80-12-01), § 204-64-080, filed 12/5/80. Statutory Authority: RCW 46.37.005 and 46.37.320. 78-11-051 (Order 7740-C), § 204-64-080, filed 10/23/78.] Repealed by 97-17-060, filed 8/18/97, effective 9/19/97. Statutory Authority: RCW 46.37.005.
- 204-64-100 Application of these regulations. [Statutory Authority: RCW 46.37.005 and 46.37.320. 78-11-051 (Order 7740-C), § 204-64-100, filed 10/23/78.] Repealed by 97-17-060, filed 8/18/97, effective 9/19/97. Statutory Authority: RCW 46.37.005.

WAC 204-64-010 through 204-64-100 Repealed.
See Disposition Table at beginning of this chapter.

Chapter 204-72 WAC
STANDARDS FOR MOUNTING, ADJUSTING, AND
AIMING OF LAMPS

WAC

204-72-040 Mounting requirements, specific.

WAC 204-72-040 Mounting requirements, specific.

(1) Clearance, sidemarker, and identification lamps.

(a) Clearance lamps, sidemarker lamps, and combination clearance and sidemarker lamps shall be mounted as specified in FMVSS 108, except for combination clearance and sidemarker lamps on pole trailers which shall be mounted as required by RCW 46.37.090 (5)(c). On vehicles manufactured prior to May 1, 1980, clearance lamps need not be visible at the inboard angles, and clearance and sidemarker lamps need not comply with the mounting height requirements of FMVSS 108.

(b) Identification lamps shall be mounted as specified in FMVSS 108, except where the cab of a vehicle is not more than 42 inches wide at the front roof line a single identification lamp shall be deemed to comply with the requirements for front identification lamps.

(c) Specialized lamps. Specialized combination lamps designed to be mounted with the base at angles other than 0, 45, or 90 degrees from the longitudinal axis of the vehicle shall be installed in accordance with the manufacturer's instructions.

(2) Cornering lamps. Cornering lamps shall be mounted on the front of the vehicle near the side or the side near the front and not lower than 12 inches nor higher than 30 inches.

(3) Deceleration lamps. Deceleration lamps shall be mounted on the rear of the vehicle on or adjacent to the centerline of the vehicle at a height not lower than 20 inches and not higher than 72 inches.

(4) Fog lamps. A fog lamp is a lighting device mounted to provide illumination forward of the vehicle under conditions of rain, snow, dust, or fog. Fog lamps shall be mounted at a height of not less than 12 inches nor more than 30 inches, and so that the inner edge of the lens retaining ring is no closer than 4 inches to the optical center of the front turn signal lamp. The fog lamp(s) may be used only with the low beam headlamps. Fog lamps shall not be used alone in lieu of headlamps.

(5) Headlamps. Headlamps shall be mounted as specified in FMVSS 108 and as follows:

(a) Spacing. Headlamp units installed after November 15, 1975, shall not be closer to the centerline of the vehicle than 12 inches measured from the center of the lens, except on motorcycles and motorized bicycles, and shall be spaced as far apart as practicable. In cases of customized headlamp installation, headlamps shall not be mounted closer together than at the time or original manufacture of the vehicle body.

(b) Height. Headlamps shall be mounted at a height of not less than 24 inches nor more than 54 inches.

(c) Covers. No grille, plastic or glass covers, or any other obstruction which distorts the color or the distribution of light or substantially decreases its intensity shall be in front of the headlamp lens, except for headlamp concealment devices meeting the requirements of FMVSS 112.

(6) Auxiliary passing lamps. A passing lamp is an auxiliary low beam lamp meeting the photometric requirements of SAE Standard J582a. Passing lamps shall be mounted not lower than 24 inches nor higher than 42 inches, and so the inner edge of the lens retaining ring is no closer than 4 inches to the optical center of the front turn signal lamp. The lamp may be used at the driver's discretion with either low or high beam headlamps. Passing lamps shall not be used alone in lieu of headlamps.

(7) Auxiliary driving lamps. A driving lamp is a lighting device mounted to provide illumination forward of the vehicle to supplement the upper beam of a standard headlamp system. Driving lamps shall be mounted on the front not lower than 16 inches nor higher than 42 inches. Driving lamps shall be wired so that the taillights are lighted whenever the driving lamps are lighted. If driving lamps are not wired to operate only with headlamp high beams, then a separate switch and indicator lamp shall be provided to operate the driving lamps. Driving lamps shall not be used alone in lieu of headlamps.

(8) Side turn signal lamps. Side turn signal lamps shall be mounted on the side not lower than 20 inches nor higher than 72 inches. The lamps shall flash with the front and rear turn signal lamps on their respective sides of the vehicle. On vehicles equipped with sequential turn signal lamps, the side turn signal lamps shall flash with the front turn signal lamps. If the side turn signal lamps flash when the hazard warning switch is actuated, all such lamps shall flash with the rear turn signal lamps.

(9) Supplemental signal lamps. Supplemental stop or turn signal lamps shall be single-faced, shall be actuated in the same manner and at the same time as the required stoplamps or turn signal lamps, and shall not be used in lieu of such lamps. Supplemental turn signal lamps and supplemental combination stop-and-turn signal lamps shall be mounted in pairs facing the rear with one lamp near each

side of the vehicle, at the same height and equally spaced from the vehicle centerline. Supplemental stoplamps shall be mounted in pairs as specified above or with not more than two lamps on or adjacent to the centerline of the vehicle. Supplemental stop or turn signal lamps shall be mounted not lower than 35 inches nor higher than 55 inches. Standard stop or turn signal lamps not combined with tail lamps or reflex reflectors may be used respectively as supplemental lamps in which case they shall be mounted at any height not lower than 15 inches nor higher than 72 inches.

(10) Turn signal lamps. Turn signal lamps shall be mounted and operated as follows:

(a) Motor vehicles. Turn signal systems on motor vehicles shall consist of at least two single-faced or double-faced turn signal lamps on or near the front and at least two single-faced turn signal lamps on the rear. Double-faced turn lamps shall be mounted ahead of the center of the steering wheel or the center of the outside rearview mirror, whichever is rearmost. A truck-tractor or a truck chassis without body or load may be equipped with one double-faced turn signal lamp on each side in lieu of the four separate lamps otherwise required on a motor vehicle. Front and rear turn signal lamps on motorcycles shall be at least 9 inches apart, except that front turn signals on motorcycles manufactured after January 1, 1973, shall be at least 16 inches apart. Turn signal lamps on other vehicles shall be spaced as far apart as practical. The optical center of the front turn signal lamp shall be at least 4 inches from the inside diameter of the retaining ring of the lower beam headlamp unit, fog lamp unit, or passing lamp unit. Original equipment turn signals that emit two and one-half times the minimum candela requirements may be closer.

(b) Towed vehicles. The rearmost vehicle in a combination of vehicles shall be equipped with at least two single-faced turn signal lamps on the rear. The signal system on a combination of vehicles towed by a motor vehicle equipped with double-faced front turn signal lamps may be connected so only the double-faced turn signal lamps on the towing vehicle and the signal lamps on the rear of the rearmost vehicle are operative.

(c) Operation. Turn signal lamps visible to approaching or following drivers shall flash in unison, except that a turn signal consisting of two or more units mounted horizontally may flash in sequence from inboard to outboard. The lamps may be either extinguished simultaneously or lighted simultaneously. Turn signal lamps shall flash at a rate of 60 to 120 flashes per minute.

(11) Warning lamps. Required front warning lamps other than school bus warning lamps shall be mounted so the entire projected area of the lens is visible from all eye heights of drivers of other vehicles at angles within 45 degrees left to 45 degrees right of the front of the vehicle. If the light within these required angles is blocked by the vehicle or any substantial object on it, an additional warning lamp shall be displayed within the obstructed angle. Warning lamps may be mounted at any height.

[Statutory Authority: RCW 46.37.005 and 46.37.180. 97-12-061, § 204-72-040, filed 6/3/97, effective 7/4/97. Statutory Authority: RCW 46.37.005 and 46.37.320. 81-01-009 (Order 80-12-01), § 204-72-040, filed 12/5/80.]

Chapter 204-90 WAC

MINIMUM REQUIREMENTS FOR CONSTRUCTION AND EQUIPMENT OF SPECIAL MOTOR VEHICLES

WAC

204-90-040 Body requirements.

WAC 204-90-040 Body requirements. (1) Defroster and defogging devices: Every enclosed special motor vehicle shall be equipped with a device capable of defogging and defrosting the windshield area. Vehicles or exact replicas of vehicles manufactured prior to January, 1938, are exempt from this requirement.

(2) Door latches: Every enclosed special motor vehicle equipped with side doors leading directly into a compartment that contains one or more seating accommodations shall be equipped with door latches which firmly and automatically secure the door when pushed closed and which allow each door to be opened both from the inside and outside.

(3) Hoodlatches: A front opening hood shall be equipped with a primary and a secondary latching system to hold the hood in a closed position.

Hoods are optional equipment on vehicles defined as street rods and kit vehicles by the Washington state patrol vehicle inspectors.

(4) Enclosed passenger compartment: A special motor vehicle with an enclosed passenger compartment and powered by an internal combustion engine shall be constructed to prevent the entry of exhaust fumes into the passenger compartment.

(5) Floor pan: A special motor vehicle shall be equipped with a floor pan under the entire passenger compartment capable of supporting the weight of the number of occupants that the vehicle is designed to carry.

(6) Bumpers: A special motor vehicle shall be equipped with a bumper on both the front and rear of the vehicle with the exception of motor vehicles where the original or predominant body configuration, provided by a recognized manufacturer, did not include such bumper or bumpers in the design of the vehicle. Bumpers or exact replicas of bumpers for Type I vehicles meeting the original specifications of a recognized manufacturer shall satisfy the requirements of this section.

Bumpers are optional equipment on vehicles defined as street rods and kit vehicles by the Washington state patrol vehicle inspectors.

Bumpers, unless specifically exempted above, shall be at least 4.5 inches in vertical height, centered on the vehicle's centerline, and extend no less than the width of the respective wheel track distances. Bumpers shall be horizontal load bearing and attach to the vehicle frame to effectively transfer energy when impacted.

The maximum bumper heights will be determined by weight category of gross vehicle weight rating (GVWR) measured from a level surface to the highest point on the bottom of the bumper. For vehicles exempted from the bumper requirement for the reasons stated above, a maximum frame elevation measurement shall be made to the bottom of the frame rail. Maximum heights are as follows:

	<u>Front</u>	<u>Back</u>
Passenger Vehicles	22 Inches	22 Inches
4,500 lbs. and under GVWR	24 Inches	26 Inches
4,501 lbs. to 7,500 lbs. GVWR	27 Inches	29 Inches
7,501 lbs. to 10,000 lbs. GVWR	28 Inches	30 Inches

(7) Fenders: All wheels of a special motor vehicle shall be equipped with fenders designed to cover the entire tire tread width that comes in contact with the road surface. Coverage of the tire tread circumference shall be from at least 15° in front and to at least 75° to the rear of the vertical centerline at each wheel measured from the center of the wheel rotation. At no time shall the tire come in contact with the body, fender, chassis, or suspension of the vehicle.

(8) Frame: A special motor vehicle shall be equipped with a frame. If an existing frame from a recognized manufacturer is not used and a special frame is fabricated, it shall be constructed of wall box or continuous section tubing, wall channel, or unitized construction capable of supporting the vehicle, its load, and the torque produced by the power source under all conditions of operation.

[Statutory Authority: RCW 46.37.005, 46.37.513 and 46.37.517. 97-04-055, § 204-90-040, filed 2/3/97, effective 3/6/97. Statutory Authority: RCW 46.37.005. 83-11-028 (Order 83-05-01), § 204-90-040, filed 5/13/83.]

Chapter 204-91A WAC TOWING BUSINESSES

WAC

204-91A-060	Application for letter of appointment.
204-91A-140	Fees.

WAC 204-91A-060 Application for letter of appointment. (1) An application for a letter of appointment will not be considered or approved until the applicant is qualified as a licensed and registered tow truck operator with at least one approved "A" or "B" class tow truck. Additional trucks are optional.

Note: An exception may be made if an operator desires a letter of appointment for class "C" tows only. In such situations, only a class "C" truck is required.

Upon request, the section shall advise the applicant of the contents of the department's regulations and of the standards established for the issuance of a letter of appointment.

(2) An application for a letter of appointment to provide towing service for the patrol shall be filed by the applicant with the local state patrol district office on a form prescribed by the patrol. The state patrol may refuse to approve or may revoke a letter of appointment/contract if the applicant, partner, or employee has been convicted of any class "A" felony, or has within the last ten years been convicted of any lesser felony involving assault, sexual abuse, or theft as defined in RCW 9A.56.030. In the case of a partnership, each partner shall apply on the form prescribed. In the case of a corporation, the patrol may require that each of the present and any subsequent officers, managers, and stockholders holding ten percent or more of the total issued and outstanding stock of the applicant corporation complete an application form. A signed "letter of contractual agreement" listing the maximum tow rates to be charged for services resulting from state patrol originated calls will be attached to the application.

(3) The district commander or designee shall complete tow zone portion of the form. He/she will enter "approved" or "disapproved" and will sign the form next to the zone designation. The application and "letter of contractual agreement" will be forwarded to the section.

(4) The application form will be assigned a docket number, by the section, which shall be its permanent identification number for all matters relating to appointments, granted or denied, and any other correspondence with the section thereafter.

(5) The filing of an application for a letter of appointment does not in itself authorize the operator to provide towing services pursuant to this chapter until a letter of appointment has been issued by the section. However, nothing herein shall prohibit the patrol from calling the towing business upon the specific request of a person responsible for a vehicle or his agent.

[Statutory Authority: RCW 46.37.005 and 46.55.050. 97-08-021, § 204-91A-060, filed 3/25/97, effective 4/25/97; 94-18-083, § 204-91A-060, filed 9/2/94, effective 10/3/94. Statutory Authority: RCW 46.61.567. 89-21-044, § 204-91A-060, filed 10/13/89, effective 11/13/89. Statutory Authority: RCW 46.35.005 [46.37.005]. 89-14-015 (Order 89-04-ESR), § 204-91A-060, filed 6/23/89.]

WAC 204-91A-140 Fees. (1) All towing fees shall be based on a flat, hourly rate only and shall apply without regard for the hour of day, day of the week or whether the service was performed on a Saturday, Sunday, or holiday. The hourly rate for each class of truck shall be the only charge for services performed for initial tows and secondary tows performed during business hours. Charges for secondary tows performed during nonbusiness hours, on weekends or holidays, if different from the hourly rate, shall be negotiated and agreed upon with the vehicle owner/agent before the tow is made.

(2) The chief of the state patrol shall, prior to October 15 of each year, establish maximum hourly towing rates for each class of tow truck and maximum daily storage rates that tow operators may charge for services performed as a result of state patrol calls. The maximum rates shall be determined after consulting with members of the towing industry, review of current private towing rates, and such other economic factors as the chief may deem appropriate.

When signed by the chief (or his/her designee) and the tow operator, a contractual agreement to charge no more than the maximum rates shall become part of the operator's letter of appointment. The tow operator may, however, adopt a rate schedule charging less than the maximum rates established by the chief.

The hourly rate shall:

(a) Be the only basis used to compute total charges for towing services.

(b) Apply when the call is made by the state patrol, for whatever reason, including but not limited to accidents, incidents, disableds, and impound requests.

(c) Include all ancillary activities such as, but not limited to, removal of glass and debris from the roadway and any other area referred to as the "scene or incident," necessary winching, dolly service, drive line removal, installing chains on the tow truck, installation of portable lights, vehicle hookup for towing or transporting, tire replacement (on vehicle to be towed) and standby time.

(d) Be considered to include one person (the driver) per truck. Any charges for additional labor and/or ancillary vehicles (trailers, pickups, etc.), for removing debris, cargo, etc., must have prior authorization from the legal or registered owner/agent, or a member of the patrol at the scene.

(e) Be computed from the actual time the truck departs in response to a call until it returns to the starting location or it begins responding to another call minus any down time.* The hourly rate shall be applied to the resulting net time and, after the first hour, shall be rounded to the nearest fifteen minutes. The operator may charge the hourly rate for the first hour or any portion thereof. After the first hour, no more than one-quarter of the hourly rate may be charged for each fifteen minutes of tow or service work performed.

*Down time includes coffee or meal breaks, personal errands by the operator, and/or any mechanical failure on the truck or equipment.

(3) The basic storage fee:

(a) Shall be calculated on a twenty-four-hour basis and shall be charged to the nearest half day from the time the vehicle arrived at the secure storage area; and

(b) Shall be the same for all three and four-wheel vehicles less than twenty feet in length; and

(c) For vehicles or combinations exceeding twenty feet shall be computed by multiplying each twenty feet of vehicle length, or any portion thereof, by the basic storage fee;

(d) For two-wheel motorcycles shall be one-half the basic storage fee for three and four-wheel vehicles.

(4) After hours release fee. If an operator or employee is already present, for other reasons, at the storage facility after business hours when a customer arrives, the vehicle and/or property shall be released as if it were during business hours. No "after hours fee" may be assessed. If the operator or employee is called to the place of business specifically for the purpose of releasing the vehicle and/or property, an "after hours fee," equivalent to one-half of the maximum Class "A" hourly rate, may be assessed.

(5) Any tow operator who charges the general public (i.e., private citizens) rates lower than those identified in the contractual agreement for services listed below shall charge the same lower rate for similar services performed as a result of state patrol originated calls.

(a) Roadside mechanical service, including fuel transfer, tire and belt changes, etc.;

(b) Disabled vehicle tow/transportation;

(c) Storage;

(d) After hours release fees.

Any such price requirement shall not be imposed for unoccupied vehicle situations in which the owner/operator has had no prior contact with either the state patrol or the tow operator.

[Statutory Authority: RCW 46.37.005 and 46.55.050. 97-08-021, § 204-91A-140, filed 3/25/97, effective 4/25/97. Statutory Authority: RCW 46.61.567. 89-21-044, § 204-91A-140, filed 10/13/89, effective 11/13/89. Statutory Authority: RCW 46.35.005 [46.37.005]. 89-14-015 (Order 89-04-ESR), § 204-91A-140, filed 6/23/89.]

Chapter 204-95 WAC LIMOUSINE BUSINESSES

WAC

204-95-030	Fees.
204-95-080	Annual inspections, safety of equipment.

WAC 204-95-030 Fees. The department of licensing, as authorized in RCW 46.72A.030 and 46.72A.090, shall charge and collect the following fees:

Fees listed in WAC 308-87-060

Annual Inspection \$25.00

Reinspection \$15.00

Background Check as set in WAC 446-20-600

The background check shall consist of a fingerprint-based background search at the state level conducted by the Washington state patrol identification section.

[Statutory Authority: RCW 46.72A.030. 97-03-127, § 204-95-030, filed 1/22/97, effective 2/22/97.]

WAC 204-95-080 Annual inspections, safety of equipment. Upon the request of a new limousine applicant or a limousine operator applying for annual renewal of their limousine license with the department of licensing, the Washington state patrol shall conduct a safety inspection of the equipment to be used in the limousine service. Applicants or operators must present their vehicle(s) at a Washington state patrol district or detachment office for inspection Monday through Friday between the hours of 8:00 a.m. and 5:00 p.m. The vehicle must pass the inspection to qualify for renewal of original limousine operators license with department of licensing. The vehicle inspection will consist for the following:

(1) All standard equipment for vehicles will be checked to include brake systems, functional brake performance test, wheel systems, steering and suspension, fuel system, exhaust system, lighting and signal system, visibility system, body components, interior condition and cleanliness.

(2) If a vehicle fails an initial inspection and must be re-inspected, a reinspection fee as provided in WAC 308-87-060 will apply. The applicant or operator must present the original inspection form and reinspection form to the department of licensing.

(3) Upon successful completion of the safety inspection, a commercial vehicle safety alliance decal will be applied to the upper right hand corner of the windshield.

[Statutory Authority: RCW 46.72A.030. 97-03-127, § 204-95-080, filed 1/22/97, effective 2/22/97.]