

[Statutory Authority: Chapter 39.86 RCW and RCW 43.330.040 (2)(g). 97-02-093, § 365-135-070, filed 1/2/97, effective 2/2/97. Statutory Authority: Chapter 39.86 RCW. 93-13-012 (Order 93-05), § 365-135-070, filed 6/7/93, effective 1/1/94.]

Chapter 365-300 WAC
ENHANCED 9-1-1 FUNDING

WAC

365-300-010 through 365-300-090 Decodified.

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

- 365-300-010 Authority. [Statutory Authority: RCW 38.52.540. 93-11-039 (Order 93-04), § 365-300-010, filed 5/11/93, effective 6/11/93.] Decodified by 98-01-064, filed 12/11/97, effective 1/1/98.
- 365-300-020 Purpose. [Statutory Authority: RCW 38.52.540. 93-11-039 (Order 93-04), § 365-300-020, filed 5/11/93, effective 6/11/93.] Decodified by 98-01-064, filed 12/11/97, effective 1/1/98.
- 365-300-030 Definitions. [Statutory Authority: RCW 38.52.540. 93-11-039 (Order 93-04), § 365-300-030, filed 5/11/93, effective 6/11/93.] Decodified by 98-01-064, filed 12/11/97, effective 1/1/98.
- 365-300-040 Eligible jurisdictions. [Statutory Authority: RCW 38.52.540. 93-11-039 (Order 93-04), § 365-300-040, filed 5/11/93, effective 6/11/93.] Decodified by 98-01-064, filed 12/11/97, effective 1/1/98.
- 365-300-050 Fundable items. [Statutory Authority: RCW 38.52.540. 93-11-039 (Order 93-04), § 365-300-050, filed 5/11/93, effective 6/11/93.] Decodified by 98-01-064, filed 12/11/97, effective 1/1/98.
- 365-300-060 Local plan requirements. [Statutory Authority: RCW 38.52.540. 93-11-039 (Order 93-04), § 365-300-060, filed 5/11/93, effective 6/11/93.] Decodified by 98-01-064, filed 12/11/97, effective 1/1/98.
- 365-300-070 Funding priorities. [Statutory Authority: RCW 38.52.540. 93-11-039 (Order 93-04), § 365-300-070, filed 5/11/93, effective 6/11/93.] Decodified by 98-01-064, filed 12/11/97, effective 1/1/98.
- 365-300-081 Application procedures. [Statutory Authority: RCW 38.52.540. 93-11-039 (Order 93-04), § 365-300-081, filed 5/11/93, effective 6/11/93.] Decodified by 98-01-064, filed 12/11/97, effective 1/1/98.
- 365-300-090 Other rules. [Statutory Authority: RCW 38.52.540. 93-11-039 (Order 93-04), § 365-300-090, filed 5/11/93, effective 6/11/93.] Decodified by 98-01-064, filed 12/11/97, effective 1/1/98.

Reviser's note: Later promulgation, see chapter 118-65 WAC.

WAC 365-300-010 through 365-300-090 Decodified.
See Disposition Table at beginning of this chapter.

Title 371 WAC
POLLUTION CONTROL
HEARINGS BOARD

Chapters

371-08 Practice and procedure.

Chapter 371-08 WAC
PRACTICE AND PROCEDURE

WAC

- 371-08-310 Computation of time.
371-08-335 Filing a timely appeal with the board.
371-08-555 Time for filing petitions for review to superior court.

WAC 371-08-310 Computation of time. (1) The time within which any act shall be done, as provided by these rules, shall be computed by excluding the first day and including the last, unless the last day is a Saturday, Sunday or a legal holiday, and then it is excluded and the next succeeding day which is neither a Saturday, Sunday nor a legal holiday is included. When the period of time prescribed or allowed is less than seven days, intermediate Saturdays, Sundays and holidays shall be excluded in the computation.

(2) This section also pertains to the period for filing an appeal with the board.

[Statutory Authority: RCW 43.21B.170 and SHB 1314. 97-19-064, § 371-08-310, filed 9/15/97, effective 10/16/97. Statutory Authority: RCW 43.21B.170 and Den Beste v. Washington, No. 13967-1-III (Div. III, April 18, 1996). 96-17-016, § 371-08-310, filed 8/12/96, effective 9/12/96.]

WAC 371-08-335 Filing a timely appeal with the board. (1) An appeal before the board shall be begun by filing a notice of appeal with the board at the environmental hearings office and by serving a copy of the appeal notice on the agency whose decision is being appealed. For the board to acquire jurisdiction both such filing and such service must be timely accomplished.

(2) The notice of appeal shall be filed with the board within thirty days of the date that a copy of the order or decision is posted in the United States mail, properly addressed, postage prepaid, to the appealing party. The board's rule governing the computation of time (WAC 371-08-310) shall determine how the thirty-day appeal period is calculated.

(3) An appeal is filed with the board on the date the board actually receives the notice of the appeal, not the date that the notice is mailed. Upon receiving the notice of appeal, the board will acknowledge receipt. The date stamped on the appeal notice shall be prima facie evidence of the filing date. The board may thereafter require that additional copies be filed.

[Statutory Authority: RCW 43.21B.170 and SHB 1314. 97-19-064, § 371-08-335, filed 9/15/97, effective 10/16/97. Statutory Authority: RCW 43.21B.170 and Den Beste v. Washington, No. 13967-1-III (Div. III, April 18, 1996). 96-17-016, § 371-08-335, filed 8/12/96, effective 9/12/96.]

WAC 371-08-555 Time for filing petitions for review to superior court. An appeal of a final board order is called a petition for review. A petition for review must be filed with superior court within thirty days of the date that the board issues its final order or decision. The petitioner shall file a copy of the petition for review to superior court with the board and all parties of record. All appeals must first be filed in superior court even if direct review to the court of appeals will be sought.

[Statutory Authority: RCW 43.21B.170 and SHB 1314. 97-19-064, § 371-08-555, filed 9/15/97, effective 10/16/97. Statutory Authority: RCW 43.21B.170. 96-15-003, § 371-08-555, filed 7/3/96, effective 8/3/96.]

Title 374 WAC POLLUTION LIABILITY INSURANCE AGENCY

Chapters

- 374-50 Insurance eligibility assessment reimbursement.**
374-70 Heating oil pollution liability insurance program.
374-80 Heating oil tanks.

Chapter 374-50 WAC INSURANCE ELIGIBILITY ASSESSMENT REIMBURSEMENT

WAC

374-50-010 through 374-50-090 Repealed.

DISPOSITION OF SECTIONS FORMERLY CODIFIED IN THIS CHAPTER

- 374-50-010 Authority and purpose. [Statutory Authority: RCW 70.148.040. 95-11-042 (Order 95-02), § 374-50-010, filed 5/10/95, effective 6/10/95; 92-09-091 (Order 92-02), § 374-50-010, filed 4/17/92, effective 5/18/92.] Repealed by 98-01-053, filed 12/10/97, effective 1/10/98.
- 374-50-020 Definitions. [Statutory Authority: RCW 70.148.040. 95-11-042 (Order 95-02), § 374-50-020, filed 5/10/95, effective 6/10/95; 92-09-091 (Order 92-02), § 374-50-020, filed 4/17/92, effective 5/18/92.] Repealed by 98-01-053, filed 12/10/97, effective 1/10/98.
- 374-50-030 Eligibility for reimbursement program—Who may apply. [Statutory Authority: RCW 70.148.040. 95-11-042 (Order 95-02), § 374-50-030, filed 5/10/95, effective 6/10/95; 92-09-091 (Order 92-02), § 374-50-030, filed 4/17/92, effective 5/18/92.] Repealed by 98-01-053, filed 12/10/97, effective 1/10/98.
- 374-50-035 Insurance eligibility assessment. [Statutory Authority: RCW 70.148.040. 95-11-042 (Order 95-02), § 374-50-035, filed 5/10/95, effective 6/10/95.] Repealed by 98-01-053, filed 12/10/97, effective 1/10/98.
- 374-50-040 Eligibility criteria. [Statutory Authority: RCW 70.148.040. 95-11-042 (Order 95-02), § 374-50-040, filed 5/10/95, effective 6/10/95; 92-09-091 (Order 92-02), § 374-50-040, filed 4/17/92, effective 5/18/92.] Repealed by 98-01-053, filed 12/10/97, effective 1/10/98.
- 374-50-050 Reimbursement limits. [Statutory Authority: RCW 70.148.040. 95-11-042 (Order 95-02), § 374-50-050, filed 5/10/95, effective 6/10/95; 92-09-091 (Order 92-02), § 374-50-050, filed 4/17/92, effective 5/18/92.] Repealed by 98-01-053, filed 12/10/97, effective 1/10/98.
- 374-50-060 Program schedule. [Statutory Authority: RCW 70.148.040. 95-11-042 (Order 95-02), § 374-50-060, filed 5/10/95, effective 6/10/95; 92-09-091 (Order 92-02), § 374-50-060, filed 4/17/92, effective 5/18/92.] Repealed by 98-01-053, filed 12/10/97, effective 1/10/98.
- 374-50-070 Application procedure. [Statutory Authority: RCW 70.148.040. 95-11-042 (Order 95-02), § 374-50-070, filed

- 5/10/95, effective 6/10/95; 92-09-091 (Order 92-02), § 374-50-070, filed 4/17/92, effective 5/18/92.] Repealed by 98-01-053, filed 12/10/97, effective 1/10/98.
- 374-50-080 Payment of reimbursement. [Statutory Authority: RCW 70.148.040. 95-11-042 (Order 95-02), § 374-50-080, filed 5/10/95, effective 6/10/95; 92-09-091 (Order 92-02), § 374-50-080, filed 4/17/92, effective 5/18/92.] Repealed by 98-01-053, filed 12/10/97, effective 1/10/98.
- 374-50-090 Other restrictions. [Statutory Authority: RCW 70.148.040. 95-11-042 (Order 95-02), § 374-50-090, filed 5/10/95, effective 6/10/95; 92-09-091 (Order 92-02), § 374-50-090, filed 4/17/92, effective 5/18/92.] Repealed by 98-01-053, filed 12/10/97, effective 1/10/98.

WAC 374-50-010 through 374-50-090 Repealed.
See Disposition Table at beginning of this chapter.

Chapter 374-70 WAC

HEATING OIL POLLUTION LIABILITY INSURANCE PROGRAM

WAC

- 374-70-020 Definitions.
 374-70-030 Responsibility.
 374-70-060 Coverage.
 374-70-070 Parties involved with an accidental release and corrective action.
 374-70-080 Claims.
 374-70-090 Third-party claims.
 374-70-100 Service provider requirements and procedures.
 374-70-110 Repealed.
 374-70-120 Appeals.
 374-70-130 Confidentiality of information.

DISPOSITION OF SECTIONS FORMERLY CODIFIED IN THIS CHAPTER

- 374-70-110 Quality assurance. [Statutory Authority: Chapter 70.149 RCW. 96-01-101, § 374-70-110, filed 12/19/95, effective 1/19/96.] Repealed by 97-06-080, filed 3/3/97, effective 4/3/97. Statutory Authority: Chapter 70.149 RCW.

WAC 374-70-020 Definitions. Unless the context requires otherwise, the definitions in this section shall apply throughout this chapter.

(1) "Abandoned heating oil tank" means a heating oil tank system that has been abandoned or decommissioned and is no longer active and in use.

(2) "Accidental release" means a sudden or nonsudden release of heating oil from an active heating oil tank that results in bodily injury, property damage, or a need for corrective action, neither expected nor intended by the owner or operator.

(3) "Active" heating oil tank means a heating oil tank that:

(a) Is in use at the time of registration for the heating oil pollution liability insurance program;

(b) Has been in continuous use for a period of eighteen months prior to registration; and

(c) Has been continuously in use between registration and submission of a notice of claim.

(4) "Agency" means the Washington state pollution liability insurance agency established pursuant to chapter 70.148 RCW. For purposes of chapter 70.149 RCW, agency shall also mean staff or employees of the pollution liability insurance agency.