

Chapter 139-01 WAC

GENERAL ADMINISTRATION

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| <p>WAC</p> <p>139-01-100</p> <p>139-01-210</p> <p>139-01-310</p> <p>139-01-400</p> <p>139-01-405</p> <p>139-01-411</p> <p>139-01-421</p> <p>DISPOSITION OF SECTIONS FORMERLY CODIFIED IN THIS CHAPTER</p> <p>139-01-110</p> <p>139-01-320</p> <p>139-01-330</p> <p>139-01-410</p> <p>139-01-415</p> <p>139-01-420</p> <p>139-01-425</p> <p>139-01-430</p> <p>139-01-435</p> <p>139-01-440</p> <p>139-01-445</p> <p>139-01-450</p> | <p>Description of central and field organization.</p> <p>Operating policy of Washington state criminal justice training commission.</p> <p>"Commission" defined.</p> <p style="text-align: center;">FACILITY</p> <p>Facility use.</p> <p>Licensee's responsibility.</p> <p>Care and maintenance of facilities and equipment.</p> <p>Use fees.</p> <p>Public records available. [Statutory Authority: RCW 43.101.080(2). WSR 86-19-021 (Order 1-B), § 139-01-110, filed 9/10/86.] Repealed by WSR 00-17-017, filed 8/4/00, effective 9/4/00. Statutory Authority: RCW 43.101.080.</p> <p>Appearance and practice before commission—Appearance by former member of attorney general's staff. [Statutory Authority: RCW 43.101.080(2). WSR 86-19-021 (Order 1-B), § 139-01-320, filed 9/10/86.] Repealed by WSR 00-17-017, filed 8/4/00, effective 9/4/00. Statutory Authority: RCW 43.101.080.</p> <p>Computation of time. [Statutory Authority: RCW 43.101.080(2). WSR 86-19-021 (Order 1-B), § 139-01-330, filed 9/10/86.] Repealed by WSR 00-17-017, filed 8/4/00, effective 9/4/00. Statutory Authority: RCW 43.101.080.</p> <p>Service of process—By whom served. [Statutory Authority: RCW 43.101.080(2). WSR 86-19-021 (Order 1-B), § 139-01-410, filed 9/10/86.] Repealed by WSR 00-17-017, filed 8/4/00, effective 9/4/00. Statutory Authority: RCW 43.101.080.</p> <p>Service of process—Upon whom served. [Statutory Authority: RCW 43.101.080(2). WSR 86-19-021 (Order 1-B), § 139-01-415, filed 9/10/86.] Repealed by WSR 00-17-017, filed 8/4/00, effective 9/4/00. Statutory Authority: RCW 43.101.080.</p> <p>Service of process—Service upon parties. [Statutory Authority: RCW 43.101.080(2). WSR 86-19-021 (Order 1-B), § 139-01-420, filed 9/10/86.] Repealed by WSR 00-17-017, filed 8/4/00, effective 9/4/00. Statutory Authority: RCW 43.101.080.</p> <p>Service of process—Method of service. [Statutory Authority: RCW 43.101.080(2). WSR 86-19-021 (Order 1-B), § 139-01-425, filed 9/10/86.] Repealed by WSR 00-17-017, filed 8/4/00, effective 9/4/00. Statutory Authority: RCW 43.101.080.</p> <p>Service of process—When service complete. [Statutory Authority: RCW 43.101.080(2). WSR 86-19-021 (Order 1-B), § 139-01-430, filed 9/10/86.] Repealed by WSR 00-17-017, filed 8/4/00, effective 9/4/00. Statutory Authority: RCW 43.101.080.</p> <p>Service of process—Filing with agency. [Statutory Authority: RCW 43.101.080(2). WSR 86-19-021 (Order 1-B), § 139-01-435, filed 9/10/86.] Repealed by WSR 00-17-017, filed 8/4/00, effective 9/4/00. Statutory Authority: RCW 43.101.080.</p> <p>Subpoenas—Where provided by law—Form. [Statutory Authority: RCW 43.101.080(2). WSR 86-19-021 (Order 1-B), § 139-01-440, filed 9/10/86.] Repealed by WSR 00-17-017, filed 8/4/00, effective 9/4/00. Statutory Authority: RCW 43.101.080.</p> <p>Subpoenas—Issuance to parties. [Statutory Authority: RCW 43.101.080(2). WSR 86-19-021 (Order 1-B), § 139-01-445, filed 9/10/86.] Repealed by WSR 00-17-017, filed 8/4/00, effective 9/4/00. Statutory Authority: RCW 43.101.080.</p> <p>Subpoenas—Service. [Statutory Authority: RCW 43.101.080(2). WSR 86-19-021 (Order 1-B), § 139-01-</p> | <p>450, filed 9/10/86.] Repealed by WSR 00-17-017, filed 8/4/00, effective 9/4/00. Statutory Authority: RCW 43.101.080.</p> <p>Subpoenas—Fees. [Statutory Authority: RCW 43.101.080(2). WSR 86-19-021 (Order 1-B), § 139-01-455, filed 9/10/86.] Repealed by WSR 00-17-017, filed 8/4/00, effective 9/4/00. Statutory Authority: RCW 43.101.080.</p> <p>Subpoenas—Proof of service. [Statutory Authority: RCW 43.101.080(2). WSR 86-19-021 (Order 1-B), § 139-01-460, filed 9/10/86.] Repealed by WSR 00-17-017, filed 8/4/00, effective 9/4/00. Statutory Authority: RCW 43.101.080.</p> <p>Subpoenas—Quashing. [Statutory Authority: RCW 43.101.080(2). WSR 86-19-021 (Order 1-B), § 139-01-465, filed 9/10/86.] Repealed by WSR 00-17-017, filed 8/4/00, effective 9/4/00. Statutory Authority: RCW 43.101.080.</p> <p>Subpoenas—Enforcement. [Statutory Authority: RCW 43.101.080(2). WSR 86-19-021 (Order 1-B), § 139-01-470, filed 9/10/86.] Repealed by WSR 00-17-017, filed 8/4/00, effective 9/4/00. Statutory Authority: RCW 43.101.080.</p> <p>Subpoenas—Geographical scope. [Statutory Authority: RCW 43.101.080(2). WSR 86-19-021 (Order 1-B), § 139-01-475, filed 9/10/86.] Repealed by WSR 00-17-017, filed 8/4/00, effective 9/4/00. Statutory Authority: RCW 43.101.080.</p> <p>Depositions and interrogatories in contested cases—Right to take. [Statutory Authority: RCW 43.101.080(2). WSR 86-19-021 (Order 1-B), § 139-01-510, filed 9/10/86.] Repealed by WSR 00-17-017, filed 8/4/00, effective 9/4/00. Statutory Authority: RCW 43.101.080.</p> <p>Depositions and interrogatories in contested cases—Scope. [Statutory Authority: RCW 43.101.080(2). WSR 86-19-021 (Order 1-B), § 139-01-515, filed 9/10/86.] Repealed by WSR 00-17-017, filed 8/4/00, effective 9/4/00. Statutory Authority: RCW 43.101.080.</p> <p>Depositions and interrogatories in contested cases—Officer before whom taken. [Statutory Authority: RCW 43.101.080(2). WSR 86-19-021 (Order 1-B), § 139-01-520, filed 9/10/86.] Repealed by WSR 00-17-017, filed 8/4/00, effective 9/4/00. Statutory Authority: RCW 43.101.080.</p> <p>Depositions and interrogatories in contested cases—Authorization. [Statutory Authority: RCW 43.101.080(2). WSR 86-19-021 (Order 1-B), § 139-01-525, filed 9/10/86.] Repealed by WSR 00-17-017, filed 8/4/00, effective 9/4/00. Statutory Authority: RCW 43.101.080.</p> <p>Depositions and interrogatories in contested cases—Protection of parties and deponents. [Statutory Authority: RCW 43.101.080(2). WSR 86-19-021 (Order 1-B), § 139-01-530, filed 9/10/86.] Repealed by WSR 00-17-017, filed 8/4/00, effective 9/4/00. Statutory Authority: RCW 43.101.080.</p> <p>Depositions and interrogatories in contested cases—Oral examination and cross-examination. [Statutory Authority: RCW 43.101.080(2). WSR 86-19-021 (Order 1-B), § 139-01-535, filed 9/10/86.] Repealed by WSR 00-17-017, filed 8/4/00, effective 9/4/00. Statutory Authority: RCW 43.101.080.</p> <p>Depositions and interrogatories in contested cases—Recordation. [Statutory Authority: RCW 43.101.080(2). WSR 86-19-021 (Order 1-B), § 139-01-540, filed 9/10/86.] Repealed by WSR 00-17-017, filed 8/4/00, effective 9/4/00. Statutory Authority: RCW 43.101.080.</p> <p>Depositions and interrogatories in contested cases—Signing attestation and return. [Statutory Authority: RCW 43.101.080(2). WSR 86-19-021 (Order 1-B), § 139-01-545, filed 9/10/86.] Repealed by WSR 00-17-017, filed 8/4/00, effective 9/4/00. Statutory Authority: RCW 43.101.080.</p> |
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- 139-01-550 Depositions and interrogatories in contested cases—Use and effect. [Statutory Authority: RCW 43.101.080(2). WSR 86-19-021 (Order 1-B), § 139-01-550, filed 9/10/86.] Repealed by WSR 00-17-017, filed 8/4/00, effective 9/4/00. Statutory Authority: RCW 43.101.080.
- 139-01-555 Depositions and interrogatories in contested cases—Fees of officers and deponents. [Statutory Authority: RCW 43.101.080(2). WSR 86-19-021 (Order 1-B), § 139-01-555, filed 9/10/86.] Repealed by WSR 00-17-017, filed 8/4/00, effective 9/4/00. Statutory Authority: RCW 43.101.080.
- 139-01-560 Depositions upon interrogatories—Submission of interrogatories. [Statutory Authority: RCW 43.101.080(2). WSR 86-19-021 (Order 1-B), § 139-01-560, filed 9/10/86.] Repealed by WSR 00-17-017, filed 8/4/00, effective 9/4/00. Statutory Authority: RCW 43.101.080.
- 139-01-565 Depositions upon interrogatories—Interrogation. [Statutory Authority: RCW 43.101.080(2). WSR 86-19-021 (Order 1-B), § 139-01-565, filed 9/10/86.] Repealed by WSR 00-17-017, filed 8/4/00, effective 9/4/00. Statutory Authority: RCW 43.101.080.
- 139-01-570 Depositions upon interrogatories—Attestation and return. [Statutory Authority: RCW 43.101.080(2). WSR 86-19-021 (Order 1-B), § 139-01-570, filed 9/10/86.] Repealed by WSR 00-17-017, filed 8/4/00, effective 9/4/00. Statutory Authority: RCW 43.101.080.
- 139-01-575 Depositions upon interrogatories—Provisions of deposition rule. [Statutory Authority: RCW 43.101.080(2). WSR 86-19-021 (Order 1-B), § 139-01-575, filed 9/10/86.] Repealed by WSR 00-17-017, filed 8/4/00, effective 9/4/00. Statutory Authority: RCW 43.101.080.
- 139-01-610 Official notice—Matters of law. [Statutory Authority: RCW 43.101.080(2). WSR 86-19-021 (Order 1-B), § 139-01-610, filed 9/10/86.] Repealed by WSR 00-17-017, filed 8/4/00, effective 9/4/00. Statutory Authority: RCW 43.101.080.
- 139-01-615 Official notice—Material facts. [Statutory Authority: RCW 43.101.080(2). WSR 86-19-021 (Order 1-B), § 139-01-615, filed 9/10/86.] Repealed by WSR 00-17-017, filed 8/4/00, effective 9/4/00. Statutory Authority: RCW 43.101.080.
- 139-01-620 Presumptions. [Statutory Authority: RCW 43.101.080(2). WSR 86-19-021 (Order 1-B), § 139-01-620, filed 9/10/86.] Repealed by WSR 00-17-017, filed 8/4/00, effective 9/4/00. Statutory Authority: RCW 43.101.080.
- 139-01-625 Stipulations and admissions of record. [Statutory Authority: RCW 43.101.080(2). WSR 86-19-021 (Order 1-B), § 139-01-625, filed 9/10/86.] Repealed by WSR 00-17-017, filed 8/4/00, effective 9/4/00. Statutory Authority: RCW 43.101.080.
- 139-01-630 Rules of evidence—Admissibility criteria. [Statutory Authority: RCW 43.101.080(2). WSR 86-19-021 (Order 1-B), § 139-01-630, filed 9/10/86.] Repealed by WSR 00-17-017, filed 8/4/00, effective 9/4/00. Statutory Authority: RCW 43.101.080.
- 139-01-710 Petitions for rule making, amendment or repeal—Who may petition. [Statutory Authority: RCW 43.101.080(2). WSR 86-19-021 (Order 1-B), § 139-01-710, filed 9/10/86.] Repealed by WSR 00-17-017, filed 8/4/00, effective 9/4/00. Statutory Authority: RCW 43.101.080.
- 139-01-715 Petitions for rule making, amendment or repeal—Requirements. [Statutory Authority: RCW 43.101.080(2). WSR 86-19-021 (Order 1-B), § 139-01-715, filed 9/10/86.] Repealed by WSR 00-17-017, filed 8/4/00, effective 9/4/00. Statutory Authority: RCW 43.101.080.
- 139-01-720 Petitions for rule making, amendment or repeal—Agency must consider. [Statutory Authority: RCW 43.101.080(2). WSR 86-19-021 (Order 1-B), § 139-01-720, filed 9/10/86.] Repealed by WSR 00-17-017, filed 8/4/00, effective 9/4/00. Statutory Authority: RCW 43.101.080.
- 139-01-725 Petitions for rule making, amendment or repeal—Notice of disposition. [Statutory Authority: RCW 43.101.080(2). WSR 86-19-021 (Order 1-B), § 139-01-725, filed 9/10/86.] Repealed by WSR 00-17-017, filed 8/4/00, effective 9/4/00. Statutory Authority: RCW 43.101.080.
- 139-01-730 Declaratory rulings. [Statutory Authority: RCW 43.101.080(2). WSR 86-19-021 (Order 1-B), § 139-01-730, filed 9/10/86.] Repealed by WSR 00-17-017, filed 8/4/00, effective 9/4/00. Statutory Authority: RCW 43.101.080.
- 139-01-735 Forms. [Statutory Authority: RCW 43.101.080(2). WSR 86-19-021 (Order 1-B), § 139-01-735, filed 9/10/86.] Repealed by WSR 00-17-017, filed 8/4/00, effective 9/4/00. Statutory Authority: RCW 43.101.080.
- 139-01-810 Review and appeal of action. [Statutory Authority: RCW 43.101.080(2). WSR 96-08-008, § 139-01-810, filed 3/22/96, effective 4/22/96; WSR 86-19-021 (Order 1-B), § 139-01-810, filed 9/10/86.] Repealed by WSR 00-17-017, filed 8/4/00, effective 9/4/00. Statutory Authority: RCW 43.101.080.
- 139-01-820 Request for exemption or variance. [Statutory Authority: RCW 43.101.080(2). WSR 86-19-021 (Order 1-B), § 139-01-820, filed 9/10/86.] Repealed by WSR 00-17-017, filed 8/4/00, effective 9/4/00. Statutory Authority: RCW 43.101.080.

WAC 139-01-100 Description of central and field organization. The Washington state criminal justice training commission consists of the executive director, staff, and fourteen commissioners. Recommendations for training pursuant to commission adopted goals and standards may be approved by the executive director of the commission. Other recommendations will be reviewed by the commissioners for approval or rejection. Approved recommendations and other matters of the commission necessitating implementation or staff involvement will be assigned by the executive director to appropriate personnel.

The business office of the commission is located at 3060 Willamette Drive N.E., Lacey, Washington 98516. The mailing address is Post Office Box 40905, Olympia, Washington 98504. It is maintained by the commission's executive director and staff from 8:00 a.m. to 5:00 p.m., Monday through Friday, and serves as a central repository for the commission's records of administration and operation.

The Criminal Justice Training Center, 19010 1st Avenue, Burien, Washington 98148, serves as the commission's primary training site. Other training is conducted locally, regionally, or at centralized locations statewide, as determined by staff.

[Statutory Authority: RCW 43.101.080. WSR 04-07-146, § 139-01-100, filed 3/23/04, effective 4/23/04; WSR 00-17-017, § 139-01-100, filed 8/4/00, effective 9/4/00. Statutory Authority: RCW 43.101.080(2). WSR 86-19-021 (Order 1-B), § 139-01-100, filed 9/10/86.]

WAC 139-01-210 Operating policy of Washington state criminal justice training commission. (1) The Washington state criminal justice training commission shall approve annual training schedules and budgets and may adopt standards and/or goals for criminal justice personnel and disciplines within its purview.

(2) The executive director of the commission may approve training programs or activity not included within an approved annual training schedule if he/she determines that sufficient resources exist and such program or activity is consistent and identifiable with an adopted standard or goal of the commission.

[Statutory Authority: RCW 43.101.080(2). WSR 86-19-021 (Order 1-B), § 139-01-210, filed 9/10/86.]

WAC 139-01-310 "Commission" defined. As used in this chapter "commission" means the Washington state criminal justice training commission.

[Statutory Authority: RCW 43.101.080(2). WSR 86-19-021 (Order 1-B), § 139-01-310, filed 9/10/86.]

FACILITY

WAC 139-01-400 Facility use. (1) The commission will not make its facilities or services available to individuals or organizations which do not assure that they will comply with the terms of the Americans with Disabilities Act, the Rehabilitation Act of 1973, and the Washington law against discrimination. Uses must not impose restrictions or alter facilities in a manner which would violate these laws.

(2) The commission will only make its facilities or services available to individuals or organizations which assure that they do not discriminate against any person because of race, color, religion, national origin, sex, sexual orientation, age, handicap, or status as a Vietnam era or disabled veteran, except where such organizations have been exempted from provisions of applicable state or federal laws or regulations.

(3) The buildings and grounds of the commission are primarily for training purposes. No other use shall be permitted to interfere with the primary purpose for which these facilities are intended. Facilities shall not be made available for any use which might result in any undue damage or wear. The commission reserves the right to reject any application for use of its facilities.

(4) Every possible opportunity will be provided for the use of the commission facilities by citizens of the area, provided that the purpose of such use is in compliance with the rules and regulations of the commission and is subject to the laws of the state of Washington.

(5) The commission reserves the right to prohibit the use of its facilities by groups, or activities, which are secret, which are of a private nature, or which restrict membership or attendance in a manner inconsistent with the public and non-discriminatory character of the commission. Subversive organizations as defined and listed by the Attorney General of the United States shall not be eligible to use the commission facilities.

(6) The use or possession of alcohol on the facility premises is prohibited except for approved training purposes.

[Statutory Authority: RCW 43.101.080. WSR 02-02-004, § 139-01-400, filed 12/20/01, effective 1/20/02.]

WAC 139-01-405 Licensee's responsibility. Individuals or organizations wishing to use commission facilities must complete a facility use agreement and submit it to the facilities maintenance office, or facility manager for approval. The licensee shall accept responsibility for any damage done to the commission property. Completion of the use agreement shall constitute acceptance by the licensee of the responsibilities stated therein and willingness to comply with all rules and regulations regarding the use of the facilities as prescribed by the commission. If the use of the facility does not comply with the terms in the agreement form, an additional charge may be assessed. In the event of property damage, the licensee shall accept and pay the commission's estimate of the amount of damage. The commission may require posting of a bond.

[Statutory Authority: RCW 43.101.080. WSR 02-02-004, § 139-01-405, filed 12/20/01, effective 1/20/02.]

(3/23/04)

WAC 139-01-411 Care and maintenance of facilities and equipment. (1) Appropriate equipment is expected to be used when the absence of such equipment may be detrimental to that facility (e.g., tennis shoes must be worn on gymnasium floors).

(2) Individuals or organizations using the facilities are required to leave the premises in the same condition as when the individual or organization was admitted to its use. After facility use, individuals or organizations are required to arrange for proper disposal of decorations and other refuse when restoring the facility to its original condition for resumption of facility use.

(3) Custodial and other services beyond those regularly scheduled to support normal activities may be required for specific activities by outside groups, based on the size of group, the complexities of the event, or the facilities being used. Custodial services needed beyond those normally scheduled will result in that organization being charged at the established rate. All extra custodial time required as a result of the organization's or individual's use of the facility will be charged to the lessee, including those receiving complimentary usage.

[Statutory Authority: RCW 43.101.080. WSR 02-02-004, § 139-01-411, filed 12/20/01, effective 1/20/02.]

WAC 139-01-421 Use fees. The use fee depends on the purpose of the activity and the nature of the group using the facility, which shall be determined based on the current prevailing economic situation and consistent with the standard charge within the local geographical area. The actual fee will be set by the commission and shall be made known to any entity inquiring to use the facility.

[Statutory Authority: RCW 43.101.080. WSR 02-02-004, § 139-01-421, filed 12/20/01, effective 1/20/02.]