

FORM OF ORDER AND TRANSMITTAL BY AGENCY HAVING SINGLE HEAD

State of Washington

DEPARTMENT OF TRANSPORTATION

(agency name)

Administrative Order No. 72

(1) I, Duane Berentson, Secretary, Director of Department of Transportation

do promulgate and adopt at Highway Administration Building, Olympia, Washington (place)

the annexed rules relating to:

WAC 12-18 Pilot Registration Rules and Fees.

(2) ALTERNATIVE A. Use only for Adoption of Permanent Rules.

This action is taken pursuant to Notice No. filed with the code reviser on. These rules shall take effect:

- thirty days after they are filed with the code reviser pursuant to RCW 34.04.040(2).
at a later date, such date being

(2) ALTERNATIVE B. Use only for Adoption of Emergency Rules.

I, Duane Berentson, find that an emergency exists and that this order is necessary for the preservation of the public health, safety, or general welfare and that observance of the requirements of notice and opportunity to present views on the proposed action would be contrary to public interest. A statement of the facts constituting the emergency is:

That adoption of this rule was erroneously scheduled for enactment by the Transportation Commission, rather than the Secretary of Transportation, as required by RCW 47.01.210. In order to implement the rule by the deadline originally set, so that it will be effective 1/1/83, it is necessary to adopt this chapter as an emergency rule.

These rules are therefore adopted as emergency rules to take effect upon filing with the code reviser.

(3) Pursuant to the requirements of RCW 34.04.026 that "every agency shall incorporate the most specific, but in no case omit all, of the following language alternatives when adopting or amending rules" fill in statement (a), (b), or (c) as appropriate:

(a) This rule is promulgated pursuant to RCW 47.68.233 & 47.68.236 and is intended to administratively implement that statute.

(b) This rule is promulgated pursuant to RCW which directs that the

(agency)

has authority to implement the provisions of

(name of act or RCW citation)

(c) This rule is promulgated under the general rule-making authority of the

(agency)

as authorized in RCW

(4) The undersigned hereby declares that the agency has complied with the provisions of the Open Public Meetings Act (chapter 42.30 RCW), the Administrative Procedure Act (chapter 34.04 RCW) and the State Register Act (chapter 34.08 RCW) in the adoption of these rules.

(5) This order, after being first recorded in the order register of this agency, is herewith transmitted to the Code Reviser for filing pursuant to chapter 34.04 RCW and chapter 1-12 WAC.

STATE OF WASHINGTON

APPROVED AND ADOPTED October 22, 19 82

OCT 22 1982

By [Signature] Deputy Secretary of Transportation

Title

CODE REVISER'S OFFICE

WSR 82-22-008

Chapter 12-18 WAC
PILOT REGISTRATION

NEW SECTION

WAC 12-18-001 PROMULGATION. Whereas, it is necessary for the purpose of protecting and insuring the general public interest, and developing and promoting aeronautics in this state to efficiently enforce the laws of the state of Washington relating to the registration of pilots; and

It is essential to the enforcement of such laws that regulations relating to their enforcement be promulgated:

It is hereby ordered under authority of RCW 47.68.210 and by virtue of the regulatory powers vested in the Washington state transportation commission for and on behalf of the state of Washington that the following sections be implemented.

NEW SECTION

WAC 12-18-010 PILOT REGISTRATION REQUIRED. A pilot who is a resident of this state or who regularly operates in this state shall register with the division of aeronautics prior to January 31st each year. A new resident shall register with the division of aeronautics within sixty days of becoming a resident pilot. This section shall not apply to those persons exempted by RCW 47.68.233. Student pilots shall register not later than the date of their first solo flight.

NEW SECTION

WAC 12-18-020 FEES. A fee of \$3.00 per year shall be paid for each pilot registration prior to December 31, 1982. A fee of \$5.00 per year shall be paid for each pilot registration after December 31, 1982, without regard to the actual date of registration. Pilot registration fees will be deposited into the search and rescue, safety and education fund created under RCW 47.68.236.

NEW SECTION

WAC 12-18-030 POSSESSION OF REGISTRATION. A pilot who is required to register under this chapter shall carry such registration at all times while exercising the privileges of an airman's certificate issued by the Federal Aviation Administration, and shall present such registration when requested to any law enforcement officer, division of aeronautics personnel or any other person on reasonable demand.

NEW SECTION

WAC 12-18-040 SEMINARS AND CLINICS. The division of aeronautics may require all persons required by this chapter to register as pilots to show proof of registration as a prerequisite to attendance at any seminar or clinic sponsored or conducted by the division of aeronautics and funded by pilot registration fees.

Pilots participating in division of aeronautics flight instructor refresher clinics will be required to show proof of registration prior to receiving credit for the course.

NEW SECTION

WAC 12-18-050 UNLICENSED PILOTS. Pilots who do not possess a valid Federal Aviation Administration airmans certificate and who operate aircraft for which such certificate is not required are nevertheless required to register with the division of aeronautics.