



RULE-MAKING ORDER

CR-103P (May 2009)
(Implements RCW 34.05.360)

Agency: Department of Licensing

Permanent Rule Only

Effective date of rule:

Permanent Rules

- 31 days after filing.
- Other (specify) January 1, 2014 (If less than 31 days after filing, a specific finding under RCW 34.05.380(3) is required and should be stated below)

Any other findings required by other provisions of law as precondition to adoption or effectiveness of rule?

- Yes
 - No
- If Yes, explain:

Purpose: Licensing Scrap Metal Recyclers Chapter 308-70 WAC, Scrap Metal Business.

The need for rule exists due to clarifying the passage of ESHB 1552 during the 2013 legislative session. We're adding a new set of rules, Chapter 308-70 to clarify RCW 19.290.

Citation of existing rules affected by this order:

Repealed: n/a
 Amended: n/a
 Suspended: n/a

Statutory authority for adoption: 19.290 & 43.24.086

Other authority :

PERMANENT RULE (Including Expedited Rule Making)

Adopted under notice filed as WSR 13-20-135 on October 2, 2013

Describe any changes other than editing from proposed to adopted version:

308-70-110

- (5) 4th line after holidays, adding "unless otherwise posted".
- (6) 2nd line after used metal, deleting "except gold, silver, or platinum" and adding "as defined in chapter 19.290 RCW".
- (6) deleting the last sentence, "This does not include major component parts as defined in chapters 46.79 and 46.80 RCW".
- (7) 6th line after scrap metal for hire, deleting "between scrap metal dealers licensed by the state or county in which they operate, and the ownership interest in the scrap metal is transferred directly between the scrap metal dealers".

308-70-140

- (a)(i) deleting "Nonferrous metal or private", and adding "Scrap".
- (a)(ii) deleting "nonferrous metal, private metal property, and commercial" and adding "scrap".
- (b)(iii) after "The business books and records", adding "as defined in chapter 19.290 RCW".
- (d) after, "The business's operating hours must be clearly posted", deleting "and must meet or exceed normal business hours as defined in WAC 308-70-110(5)".
- (2)(a) 2nd line after place where, deleting "nonferrous metal or private" and adding "scrap".
- (2)(d) first line after, "the business's operating hours must be clearly posted", deleting "and must meet or exceed normal business hours as defined in WAC 308-70-110(5)".
- (3)(b) after, "Where the business books and records", adding "as defined in chapter 19.290 RCW".

If a preliminary cost-benefit analysis was prepared under RCW 34.05.328, a final cost-benefit analysis is available by contacting:

Name: _____ phone () _____
 Address: _____ fax () _____
 e-mail _____

Date adopted: November 21, 2013

CODE REVISER USE ONLY

NAME (TYPE OR PRINT)
Damon Monroe

SIGNATURE
Damon Monroe

TITLE
Rules Coordinator

OFFICE OF THE CODE REVISER
STATE OF WASHINGTON
FILED

DATE: November 21, 2013
TIME: 1:50 PM

WSR 13-24-014

**Note: If any category is left blank, it will be calculated as zero.
No descriptive text.**

**Count by whole WAC sections only, from the WAC number through the history note.
A section may be counted in more than one category.**

The number of sections adopted in order to comply with:

Federal statute:	New	_____	Amended	_____	Repealed	_____
Federal rules or standards:	New	_____	Amended	_____	Repealed	_____
Recently enacted state statutes:	New	<u>1</u>	Amended	_____	Repealed	_____

The number of sections adopted at the request of a nongovernmental entity:

New	_____	Amended	_____	Repealed	_____
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The number of sections adopted in the agency's own initiative:

New	<u>12</u>	Amended	_____	Repealed	_____
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The number of sections adopted in order to clarify, streamline, or reform agency procedures:

New	<u>12</u>	Amended	_____	Repealed	_____
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The number of sections adopted using:

Negotiated rule making:	New	<u>12</u>	Amended	_____	Repealed	_____
Pilot rule making:	New	_____	Amended	_____	Repealed	_____
Other alternative rule making:	New	_____	Amended	_____	Repealed	_____