

---

HOUSE BILL 1308

---

State of Washington                      55th Legislature                      1997 Regular Session

By Representatives Mielke, McMorris, Mulliken, Sterk and McDonald

Read first time 01/21/97. Referred to Committee on Commerce & Labor.

1            AN ACT Relating to hazardous devices; and amending RCW 70.74.191.

2 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

3            **Sec. 1.** RCW 70.74.191 and 1993 c 293 s 5 are each amended to read  
4 as follows:

5            The laws contained in this chapter and (~~the ensuing~~) regulations  
6 prescribed by the department of labor and industries pursuant to this  
7 chapter shall not apply to:

8            (1) Explosives or blasting agents in the course of transportation  
9 by way of railroad, water, highway, or air under the jurisdiction of,  
10 and in conformity with, regulations adopted by the federal department  
11 of transportation, the Washington state utilities and transportation  
12 commission, and the Washington state patrol;

13            (2) The laboratories of schools, colleges, and similar institutions  
14 if confined to the purpose of instruction or research and if not  
15 exceeding the quantity of one pound;

16            (3) Explosives in the forms prescribed by the official United  
17 States Pharmacopoeia;

18            (4) The transportation, storage, and use of explosives or blasting  
19 agents in the normal and emergency operations of federal agencies and

1 departments including the regular United States military departments on  
2 military reservations, or the duly authorized militia of any state or  
3 territory, or to emergency operations of any state department or  
4 agency, any police, or any municipality or county;

5       (5) A hazardous devices technician when carrying out normal and  
6 emergency operations, handling evidence, and operating and maintaining  
7 a specially designed emergency response vehicle that carries no more  
8 than ten pounds of explosive material or when conducting training and  
9 whose employer possesses the minimum safety equipment prescribed by the  
10 federal bureau of investigation for hazardous devices work. For  
11 purposes of this section, a hazardous devices technician is a person  
12 who is a graduate of the federal bureau of investigation hazardous  
13 devices school and who is employed by a state, county, or municipality;

14       (6) The importation, sale, possession, and use of fireworks,  
15 signaling devices, flares, fuses, and torpedoes;

16       (~~(6)~~) (7) The transportation, storage, and use of explosives or  
17 blasting agents in the normal and emergency avalanche control  
18 procedures as conducted by trained and licensed ski area operator  
19 personnel. However, the storage, transportation, and use of explosives  
20 and blasting agents for such use shall meet the requirements of  
21 regulations adopted by the director of labor and industries; and

22       (~~(7)~~) (8) Any violation under this chapter if any existing  
23 ordinance of any city, municipality, or county is more stringent than  
24 this chapter.

--- END ---