WAC 173-321-040 Applicant eligibility. (1) Public participation 
grants are awarded only to individuals who may be adversely affected 
by a release or threatened release of a hazardous substance and to 
not-for-profit public interest organizations. 
(2) The following individuals or organizations are ineligible for 
grant funding: 
(a) Any person potentially liable, as defined under RCW 70.105D.040;
(b) Local governments including any political subdivision, re-
gional governmental unit, district, municipal or public corporation, 
including cities, towns, and counties. The term encompasses but does 
not refer specifically to the departments within a city, town, or 
county;
(c) Federal and state governments, or agencies thereof;
(d) Federally recognized Indian tribes, as a governing body with 
the following exceptions:
(i) Individual tribe members who may be adversely affected by the 
release or threatened release of a hazardous substance; and
(ii) Not-for-profit tribal organizations.
(e) Public and private universities; and
(f) Any organization located outside of Washington state bounda-
ries.
(g) Any individual or organization that does not meet the eligi-
bility requirements of subsection (1) of this section.

[Statutory Authority: Chapter 70.105D RCW, RCW 70.105D.070 and
70.105D.070(8). WSR 17-14-045 (Order 16-13), § 173-321-040, filed
6/28/17, effective 7/29/17. Statutory Authority: Chapter 70.105D RCW.
WSR 01-05-024 (Order 97-09A), § 173-321-040, filed 2/12/01, effective
3/15/01. Statutory Authority: RCW 43.21A.080 and chapter 70.105D RCW.
WSR 90-18-065 (Order 90-20), § 173-321-040, filed 9/4/90, effective
10/5/90. Statutory Authority: 1989 c 2. WSR 89-21-072 (Order 89-26), §
173-321-040, filed 10/17/89, effective 11/17/89.]