

WAC 296-96-01070 Operating a conveyance without an operating permit. (1) Any licensee, installer, owner or operator of a conveyance who violates a provision of chapter 70.87 RCW or this chapter shall be subject to the following civil penalties:

	First violation		Second violation		Each additional violation
(a) Operation of a conveyance without a permit or written approval from the department:	\$171.20		\$342.60		\$500.00
(b) Installation of a conveyance without a permit:	\$171.20		\$342.60		\$500.00
(c) Relocation of a conveyance without a permit:	\$171.20		\$342.60		\$500.00
(d) Alteration of a conveyance without a permit:	\$171.20		\$342.60		\$500.00
(e)(i) Operation of a conveyance for which the department has issued a red tag or has revoked or suspended an operating permit or operation of a decommissioned elevator:	\$500.00				
(ii) Removal of a red tag from a conveyance:	\$500.00				
	After:*				
	90 Days	180 Days	270 Days	360 Days	Each 30 days after 360
(f) Failure to comply with a correction notice:	\$114.10	\$285.40	\$457.00	\$500.00	\$500.00
(g) Failure to submit official written notification that all corrections have been completed:	\$114.10	\$285.40	\$457.00	\$500.00	\$500.00
(h) Failure to notify the department of each accident to a person requiring the services of a physician or resulting in a disability exceeding one day may result in a \$500.00 penalty per day. The conveyance shall be removed from service until the department authorizes the operation of the conveyance. This may require an inspection and the applicable fees will be applied. Failure to remove the conveyance from service may result in an additional \$500.00 penalty per day.					
(i) Falsifying official written documentation submitted to the department. Each day is a separate violation: \$500.00.					

*Note: Penalties are cumulative.

(2) A violation as described in subsection (1)(a), (b), (c), and (d) of this section will be a "second" or "additional" violation only if it occurs within one year of the first violation.

(3) The department shall serve notice by certified mail to an installer, licensee, owner, or operator for a violation of chapter 70.87 RCW, or this chapter.

[Statutory Authority: Chapter 70.87 RCW. WSR 18-18-070, § 296-96-01070, filed 8/31/18, effective 10/1/18; WSR 13-24-066, § 296-96-01070, filed 11/27/13, effective 1/1/14. Statutory Authority: Chapter 70.87 RCW and 2011 1st sp.s. c 50. WSR 12-06-065, § 296-96-01070, filed 3/6/12, effective 4/30/12. Statutory Authority: Chapter 70.87 RCW. WSR 07-24-041, § 296-96-01070, filed 11/30/07, effective 1/1/08. Statutory Authority: Chapters 18.27, 18.106, 43.22, and 70.87 RCW. WSR 07-11-128, § 296-96-01070, filed 5/22/07, effective 6/30/07. Statutory Authority: Chapters 18.106, 43.22, and 70.87 RCW. WSR 06-10-066, § 296-96-01070, filed 5/2/06, effective 6/30/06. Statutory Authority: Chapters 18.27, 43.22, and 70.87 RCW. WSR 05-12-032, § 296-96-01070, filed 5/24/05, effective 6/30/05. Statutory Authority: RCW 70.87.020, 70.87.030, 70.87.034, 70.87.120, 70.87.185, 70.87.190, 2002 c 98, 2003 c 143 and 2004 c 66. WSR 04-12-047, § 296-96-01070, filed 5/28/04, effective 6/30/04. Statutory Authority: RCW 70.87.020,

70.87.030, 70.87.034, 70.87.120, 70.87.185 and chapter 70.87 RCW. WSR
01-02-026, § 296-96-01070, filed 12/22/00, effective 1/22/01.]