



SNOHOMISH HEALTH DISTRICT
RESOLUTION OF THE BOARD OF HEALTH

03-21

RESOLUTION NUMBER: 03-21

RESOLUTION SUBJECT: GENERAL HOUSEKEEPING CHANGES TO SNOHOMISH HEALTH DISTRICT SANITARY CODE CHAPTER 11 - HAZARDOUS CHEMICALS, INCLUDING NEW TITLE OF ILLEGAL DRUG MANUFACTURING OR STORAGE SITES

WHEREAS properties that are the site of illegal drug manufacturing or storage are increasing in number, and the associated chemicals used, stored, and produced therein pose a threat to the safety and health of innocent members of the public, particularly vulnerable children, and to future occupants of contaminated properties; and

WHEREAS the Board of Health of the Snohomish Health District is empowered pursuant to Revised Code of Washington (RCW) 70.05.060 (3) to "Enact such local rules and regulations as are necessary in order to preserve, promote and improve the public health and provide for the enforcement thereof;" and

WHEREAS the Health Officer of the Snohomish Health District is empowered pursuant to RCW 70.05.070 (2) to "Take such action as is necessary to maintain health and sanitation supervision over the territory within his or her jurisdiction;" and

WHEREAS Chapter 64.44 RCW, *Contaminated Properties*, requires the local health officer to: (1) inspect properties suspected of being contaminated by hazardous chemicals used in the manufacture of illegal drugs; (2) declare the property unfit for use if contaminated; and (3) prohibit use of contaminated property;

NOW, THEREFORE the Board of Health of the Snohomish Health District:

1. Repeals Snohomish Health District Sanitary Code, Chapter 11.2, *Guidelines for Contamination Reduction and Sampling Illegal Drug Manufacturing Sites, June 1996*; and
2. Adopts Snohomish Health District Sanitary Code, Chapter 11.2, Chapter 64.44 RCW *Contaminated Properties*, as now or hereafter amended; and
3. Renumbers Snohomish Health District Sanitary Code, Chapter 11.3, *Right of Appeal, Decontamination of Illegal Drug Manufacturing or Storage Sites, Health Officer's Order – Unfit for Use, February 2001*, to Chapter 11.4; and
4. Renumbers Snohomish Health District Sanitary Code, Chapter 11.4, *Supplemental Rules and Regulations Regarding: Decontamination of Illegal Drug Manufacturing or Storage Sites*, to Chapter 11.3; and
5. Retitles Snohomish Health District Sanitary Code, Chapter 11, *Hazardous Chemicals to Illegal Drug Manufacturing or Storage Sites*.

ADOPTED this 9th day of December, 2003.

Jack Blackwell, Chair
Board of Health

ATTEST:

M. Ward Hinds, MD, MPH
Health Officer



MEMORANDUM

November 18, 2003

To: Policy Committee

From: Gary G. Hanada, R.S., Section Manager
Solid Waste and Toxics Section
Environmental Health Division

Subject: Proposed Snohomish Health District Sanitary Code (Sanitary Code) Changes to Chapter 11, *Hazardous Chemicals*

Since the previous Policy Committee meeting, we have learned that Chapter 64.44 RCW, *Contaminated Properties*, should be adopted by reference into the Sanitary Code. This RCW spells out specific standards by which the Health Officer must act with regard to illegal drug manufacturing or storage sites. With the adoption of the RCW, we would like to renumber the existing Sanitary Code and repeal guidance documents that are outdated. In addition, we would like to retitle Sanitary Code, Chapter 11 from *Hazardous Chemicals* to *Illegal Drug Manufacturing or Storage Sites*.

We are proposing the following actions:

1. Repeal Snohomish Health District Sanitary Code, Chapter 11.2, *Guidelines for Contamination Reduction and Sampling Illegal Drug Manufacturing Sites, June 1996*.
2. Adopt Snohomish Health District Sanitary Code, Chapter 11.2, Chapter 64.44 RCW *Contaminated Properties*, as now or hereafter amended.
3. Renumber Snohomish Health District Sanitary Code, Chapter 11.3, *Right of Appeal, Decontamination of Illegal Drug Manufacturing or Storage Sites, Health Officer's Order – Unfit for Use, February 2001*, to Chapter 11.4.
4. Renumber Snohomish Health District Sanitary Code, Chapter 11.4, *Supplemental Rules and Regulations Regarding: Decontamination of Illegal Drug Manufacturing or Storage Sites*, to Chapter 11.3.
5. Retitle Snohomish Health District Sanitary Code, Chapter 11, *Hazardous Chemicals* to *Illegal Drug Manufacturing or Storage Sites*.

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Chapter 64.44 RCW

CONTAMINATED PROPERTIES

Sections

- 64.44.005 Legislative finding.
- 64.44.010 Definitions.
- 64.44.020 Reporting — Warning — Notice — Duties of local health officer.
- 64.44.030 Unfit for use — Order — Notice — Hearing.
- 64.44.040 City or county options.
- 64.44.050 Decontamination by owner — Requirements.
- 64.44.060 Certification of contractors — Denial, suspension, or revocation of certificate — Duties of department of health — Decontamination account.
- 64.44.070 Rules and standards — Authority to develop.
- 64.44.080 Civil liability — Immunity.
- 64.44.900 Application — Other remedies.
- 64.44.901 Severability — 1990 c 213.

64.44.005 Legislative finding. The legislature finds that some properties are being contaminated by hazardous chemicals used in unsafe or illegal ways in the manufacture of illegal drugs. Innocent members of the public may be harmed by the residue left by these chemicals when the properties are subsequently rented or sold without having been decontaminated. [1990 c 213 § 1.]

64.44.010 Definitions. The words and phrases defined in this section shall have the following meanings when used in this chapter unless the context clearly indicates otherwise.

(1) "Authorized contractor" means a person who decontaminates, demolishes, or disposes of contaminated property as required by this chapter who is certified by the department as provided for in RCW 64.44.060.

(2) "Contaminated" or "contamination" means polluted by hazardous chemicals so that the property is unfit for human habitation or use due to immediate or long-term hazards. Property that at one time was contaminated but has been satisfactorily decontaminated according to procedures established by the state board of health is not "contaminated."

(3) "Hazardous chemicals" means the following substances used in the manufacture of illegal drugs: (a) Hazardous substances as defined in RCW 70.105D.020, and (b) precursor substances as defined in RCW 69.43.010 which the state board of health, in consultation with the state board of pharmacy, has determined present an immediate or long-term health hazard to humans.

(4) "Officer" means a local health officer authorized under chapters 70.05, 70.08, and 70.46 RCW.

(5) "Property" means any property, site, structure, or part of a structure which is involved in the unauthorized manufacture or storage of hazardous chemicals. This includes but is not limited to single-family residences, units of multiplexes, condominiums, apartment buildings, boats, motor vehicles, trailers, manufactured housing, or any shop, booth, or garden. [1999 c 292 § 2; 1990 c 213 § 2.]

Finding — Intent — 1999 c 292: "The legislature finds that the contamination of properties used for illegal drug manufacturing poses a threat to public health. The toxic chemicals left behind by the illegal drug manufacturing must be cleaned up to prevent harm to subsequent occupants of the properties. It is the intent of the legislature that properties are decontaminated in a manner that is efficient, prompt, and that makes them safe to reoccupy." [1999 c 292 § 1.]

Effective date — 1990 c 213 §§ 2, 12: "Sections 2 and 12 of this act are necessary for the immediate preservation of the public peace, health, or safety or support of the state government and its public institutions, and shall take effect on

the effective date of the 1989-91 supplemental omnibus appropriations act (SSB 6407) [April 23, 1990] if specific funding for this act is provided therein." [1990 c 213 § 17.]

64.44.020 Reporting — Warning — Notice — Duties of local health officer. Whenever a law enforcement agency becomes aware that property has been contaminated by hazardous chemicals, that agency shall report the contamination to the local health officer. The local health officer shall post a written warning on the premises within one working day of notification of the contamination and shall inspect the property within fourteen days after receiving the notice of contamination. The warning shall inform the potential occupants that hazardous chemicals may exist on, or have been removed from, the premises and that entry is unsafe. If a property owner believes that a tenant has contaminated property that was being leased or rented, and the property is vacated or abandoned, then the property owner shall contact the local health officer about the possible contamination. Local health officers or boards may charge property owners reasonable fees for inspections of suspected contaminated property requested by property owners.

A local health officer may enter, inspect, and survey at reasonable times any properties for which there are reasonable grounds to believe that the property has become contaminated. If the property is contaminated, the local health officer shall post a written notice declaring that the officer intends to issue an order prohibiting use of the property as long as the property is contaminated.

Local health officers must report all cases of contaminated property to the state department of health. The department may make the list of contaminated properties available to health associations, landlord and realtor organizations, prosecutors, and other interested groups. The department shall promptly update the list of contaminated properties to remove those which have been decontaminated according to provisions of this chapter.

The local health officer may determine when the services of an authorized contractor are necessary. [1999 c 292 § 3; 1990 c 213 § 3.]

Finding — Intent — 1999 c 292: See note following RCW 64.44.010.

64.44.030 Unfit for use — Order — Notice — Hearing. If after the inspection of the property, the local health officer finds that it is contaminated, then the property shall be found unfit for use. The local health officer shall cause to be served an order prohibiting use either personally or by certified mail, with return receipt requested, upon all occupants and persons having any interest therein as shown upon the records of the auditor's office of the county in which such property is located. The local health officer shall also post the order prohibiting use in a conspicuous place on the property. If the whereabouts of such persons is unknown and the same cannot be ascertained by the local health officer in the exercise of reasonable diligence, and the health officer makes an affidavit to that effect, then the serving of the order upon such persons may be made either by personal service or by mailing a copy of the order by certified mail, postage prepaid, return receipt requested, to each person at the address appearing on the last equalized tax assessment roll of the county where the property is located or at the address known to the county assessor, and the order shall be posted conspicuously at the residence. A copy of the order shall also be mailed, addressed to each person or party having a recorded right, title, estate, lien, or interest in the property. The order shall contain a notice that a hearing before the local health board or officer shall be held upon the request of a person required to be notified of the order under this section. The request for a hearing must be made within ten days of serving the order. The hearing shall then be held within not less than twenty days nor more than thirty days after the serving of the order. The officer shall prohibit use as long as the property is found to be contaminated. A copy of the order shall also be filed with the auditor of the county in which the property is located, and such filing of the complaint or order shall have the same force and effect as other lis pendens notices provided by law. In any hearing concerning whether

property is fit for use, the property owner has the burden of showing that the property is decontaminated or fit for use. The owner or any person having an interest in the property may file an appeal on any order issued by the local health board or officer within thirty days from the date of service of the order with the appeals commission established pursuant to RCW 35.80.030. All proceedings before the appeals commission, including any subsequent appeals to superior court, shall be governed by the procedures established in chapter 35.80 RCW. [1999 c 292 § 4; 1990 c 213 § 4.]

Finding — Intent — 1999 c 292: See note following RCW 64.44.010.

64.44.040 City or county options. The city or county in which the contaminated property is located may take action to condemn or demolish property or to require the property be vacated or the contents removed from the property. The city or county may use an authorized contractor if property is demolished, decontaminated, or removed under this section. No city or county may condemn or demolish property pursuant to this section until all procedures granting the right of notice and the opportunity to appeal in RCW 64.44.030 have been exhausted. [1999 c 292 § 5; 1990 c 213 § 5.]

Finding — Intent — 1999 c 292: See note following RCW 64.44.010.

64.44.050 Decontamination by owner — Requirements. An owner of contaminated property who desires to have the property decontaminated shall use the services of an authorized contractor unless otherwise authorized by the local health officer. The contractor shall prepare and submit a written work plan for decontamination to the local health officer. The local health officer may charge a reasonable fee for review of the work plan. If the work plan is approved and the decontamination is completed and the property is retested according to the plan and properly documented, then the health officer shall allow reuse of the property. A release for reuse document shall be recorded in the real property records indicating the property has been decontaminated in accordance with rules of the state department of health. [1999 c 292 § 6; 1990 c 213 § 6.]

Finding — Intent — 1999 c 292: See note following RCW 64.44.010.

64.44.060 Certification of contractors — Denial, suspension, or revocation of certificate — Duties of department of health — Decontamination account. (1) A contractor may not perform decontamination, demolition, or disposal work unless issued a certificate by the state department of health. The department shall establish performance standards for contractors by rule in accordance with chapter 34.05 RCW, the administrative procedure act. The department shall train and test, or may approve courses to train and test, contractors and their employees on the essential elements in assessing property used as an illegal drug manufacturing or storage site to determine hazard reduction measures needed, techniques for adequately reducing contaminants, use of personal protective equipment, methods for proper decontamination, demolition, removal, and disposal of contaminated property, and relevant federal and state regulations. Upon successful completion of the training, the contractor or employee shall be certified.

(2) The department may require the successful completion of annual refresher courses provided or approved by the department for the continued certification of the contractor or employee.

(3) The department shall provide for reciprocal certification of any individual trained to engage in decontamination, demolition, or disposal work in another state when the prior training is shown to be substantially similar to the training required by the department. The department may require such individuals to take an examination or refresher course before certification.

(4) The department may deny, suspend, or revoke a certificate for failure to comply with the requirements of this chapter or any rule adopted pursuant to this chapter. A certificate may be denied, suspended, or revoked on any of the following grounds:

(a) Failing to perform decontamination, demolition, or disposal work under the supervision of trained personnel;

(b) Failing to file a work plan;

(c) Failing to perform work pursuant to the work plan;

(d) Failing to perform work that meets the requirements of the department;

(e) The certificate was obtained by error, misrepresentation, or fraud; or

(f) If the person has been certified pursuant to RCW 74.20A.320 by the department of social and health services as a person who is not in compliance with a support order or a *residential or visitation order. If the person has continued to meet all other requirements for reinstatement during the suspension, reissuance of the license or certificate shall be automatic upon the department's receipt of a release issued by the department of social and health services stating that the person is in compliance with the order.

(5) A contractor who violates any provision of this chapter may be assessed a fine not to exceed five hundred dollars for each violation.

(6) The department of health shall prescribe fees as provided for in RCW 43.70.250 for the issuance and renewal of certificates, the administration of examinations, and for the review of training courses.

(7) The decontamination account is hereby established in the state treasury. All fees collected under this chapter shall be deposited in this account. Moneys in the account may only be spent after appropriation for costs incurred by the department in the administration and enforcement of this chapter. [1999 c 292 § 7; 1997 c 58 § 878; 1990 c 213 § 7.]

***Reviser's note:** 1997 c 58 § 887 requiring a court to order certification of noncompliance with residential provisions of a court-ordered parenting plan was vetoed. Provisions ordering the department of social and health services to certify a responsible parent based on a court order to certify for noncompliance with residential provisions of a parenting plan were vetoed. See RCW 74.20A.320.

Finding — Intent — 1999 c 292: See note following RCW 64.44.010.

Short title — Part headings, captions, table of contents not law — Exemptions and waivers from federal law — Conflict with federal requirements — Severability — 1997 c 58: See RCW 74.08A.900 through 74.08A.904.

Effective dates — Intent — 1997 c 58: See notes following RCW 74.20A.320.

64.44.070 Rules and standards — Authority to develop. (1) The state board of health shall promulgate rules and standards for carrying out the provisions in this chapter in accordance with chapter 34.05 RCW, the administrative procedure act. The local board of health and the local health officer are authorized to exercise such powers as may be necessary to carry out this chapter. The department shall provide technical assistance to local health boards and health officers to carry out their duties under this chapter.

(2) The department shall adopt rules for decontamination of a property used as an illegal drug laboratory and methods for the testing of ground water, surface water, soil, and septic tanks for contamination. The rules shall establish decontamination standards for hazardous chemicals, including but not limited to methamphetamine, lead, mercury, and total volatile organic compounds. [1999 c 292 § 8; 1990 c 213 § 9.]

Finding — Intent — 1999 c 292: See note following RCW 64.44.010.

64.44.080 Civil liability — Immunity. Members of the state board of health and local boards of health, local health officers, and employees of the department of health and local health departments are immune from civil liability arising out of the performance of their duties under this chapter, unless such performance constitutes gross negligence or intentional misconduct. [1990 c 213 § 10.]

64.44.900 Application — Other remedies. This chapter shall not limit state or local government authority to act under any other statute, including chapter 35.80 or 7.48 RCW. [1990 c 213 § 11.]

64.44.901 Severability — 1990 c 213. If any provision of this act or its application to any person or circumstance is held invalid, the remainder of the act or the application of the provision to other persons or circumstances is not affected. [1990 c 213 § 14.]

**Chapter 246-205 WAC
DECONTAMINATION OF ILLEGAL DRUG MANUFACTURING OR STORAGE SITES**

Last Update: 12/23/02

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DISPOSITIONS OF SECTIONS FORMERLY CODIFIED IN THIS CHAPTER

- 246-205-020 Authorized contractor services. [Statutory Authority: RCW 64.44.060 and chapter 64.44 RCW. 91-04-007 (Order 125SB), § 246-205-020, filed 1/24/91, effective 4/1/91.] Repealed by 03-02-022, filed 12/23/02, effective 1/23/03. Statutory Authority: RCW 64.44.070.
- 246-205-030 Courses for training workers and supervisors. [Statutory Authority: RCW 64.44.060 and chapter 64.44 RCW. 91-04-007 (Order 125SB), § 246-205-030, filed 1/24/91, effective 4/1/91.] Repealed by 03-02-022, filed 12/23/02, effective 1/23/03. Statutory Authority: RCW 64.44.070.
- 246-205-040 Training course approval. [Statutory Authority: RCW 64.44.060 and 64.44.070. 92-02-017 (Order 223SB), § 246-205-040, filed 12/23/91, effective 1/23/92. Statutory Authority: RCW 64.44.060 and chapter 64.44 RCW. 91-04-007 (Order 125SB), § 246-205-040, filed 1/24/91, effective 4/1/91.] Repealed by 03-02-022, filed 12/23/02, effective 1/23/03. Statutory Authority: RCW 64.44.070.
- 246-205-050 Worker and supervisor certification. [Statutory Authority: RCW 64.44.060 and chapter 64.44 RCW. 91-04-007 (Order 125SB), § 246-205-050, filed 1/24/91, effective 4/1/91.] Repealed by 03-02-022, filed 12/23/02, effective 1/23/03. Statutory Authority: RCW 64.44.070.
- 246-205-060 Worker and supervisor certificate renewal. [Statutory Authority: RCW 64.44.060 and chapter 64.44 RCW. 91-04-007 (Order 125SB), § 246-205-060, filed 1/24/91, effective 4/1/91.] Repealed by 03-02-022, filed 12/23/02, effective 1/23/03. Statutory Authority: RCW 64.44.070.
- 246-205-070 Authorized contractor certification. [Statutory Authority: RCW 64.44.060 and chapter 64.44 RCW. 91-04-007 (Order 125SB), § 246-205-070, filed 1/24/91, effective 4/1/91.] Repealed by 03-02-022, filed 12/23/02, effective 1/23/03. Statutory Authority: RCW 64.44.070.
- 246-205-080 Reciprocity. [Statutory Authority: RCW 64.44.060 and 64.44.070. 92-02-017 (Order 223SB), § 246-205-080, filed 12/23/91, effective 1/23/92. Statutory Authority: RCW 64.44.060 and chapter 64.44 RCW. 91-04-007 (Order 125SB), § 246-205-080, filed 1/24/91, effective 4/1/91.] Repealed by 03-02-022, filed 12/23/02, effective 1/23/03. Statutory Authority: RCW 64.44.070.
- 246-205-090 On-site supervision. [Statutory Authority: RCW 64.44.060 and chapter 64.44 RCW. 91-04-007 (Order 125SB), § 246-205-090, filed 1/24/91, effective 4/1/91.] Repealed by 03-02-022, filed 12/23/02, effective 1/23/03. Statutory Authority: RCW 64.44.070.
- 246-205-100 Performance standards. [Statutory Authority: RCW 64.44.060 and chapter 64.44 RCW. 91-04-007 (Order 125SB), § 246-205-100, filed 1/24/91, effective 4/1/91.] Repealed by 03-02-022, filed 12/23/02, effective 1/23/03. Statutory Authority: RCW 64.44.070.
- 246-205-110 Denial, suspension, revocation of certification, and civil penalties. [Statutory Authority: RCW 64.44.060 and chapter 64.44 RCW. 91-04-007 (Order 125SB), § 246-205-110, filed 1/24/91, effective 4/1/91.] Repealed by 03-02-022, filed 12/23/02, effective 1/23/03. Statutory Authority: RCW 64.44.070.
- 246-205-120 Authorized contractor certification list. [Statutory Authority: RCW 64.44.060 and chapter 64.44 RCW. 91-04-007 (Order 125SB), § 246-205-120, filed 1/24/91, effective 4/1/91.] Repealed by 03-02-022, filed 12/23/02, effective 1/23/03. Statutory Authority: RCW 64.44.070.

WAC 246-205-001 Purpose and authority. (1) This chapter is adopted to protect the public's health, safety, and welfare by establishing standards, procedures, and responsibilities for:

(a) The certification of contractors and their employees authorized to perform decontamination of illegal drug manufacturing or storage sites; and

(b) Regulating the occupancy and use of property where hazardous chemicals or chemical residues commonly associated with the manufacture of illegal drugs are or may be present.

(2) The statutory authority for the adoption of this chapter is chapter 64.44 RCW.

(a) Contractor certification rules are jointly adopted by the state board of health and the department of health; and

(b) Rules in this chapter pertaining to local health officers' responsibilities are adopted by the state board of health.

(3) This chapter does not apply to industrial sites where a person's manufacturing process uses a hazardous chemical when licensed or regulated by state or federal agencies.

[Statutory Authority: RCW 64.40.070 [64.44.070] and chapter 64.44 RCW. 92-10-027 (Order 268B), § 246-205-001, filed 4/29/92, effective 5/30/92. Statutory Authority: RCW 64.44.060 and chapter 64.44 RCW. 91-04-007 (Order 125SB), § 246-205-001, filed 1/24/91, effective 4/1/91.]

WAC 246-205-010 Definitions. For the purposes of this chapter, the following words and phrases shall have the following meanings unless the content clearly indicates otherwise.

"Authorized contractor" means any person or persons:

- Registered under chapter 18.27 RCW; and
- Certified by the department to decontaminate, demolish, or dispose of contaminated property as required by chapter 64.44 RCW and this chapter.

"Basic course" means a training course which has been sponsored or approved by the department for workers and

supervisors who perform or supervise decontamination on illegal drug manufacturing or storage sites.

"Certificate" means a department issued written approval under this chapter.

"Certified" means a person who has department issued written approval under this chapter.

"Contaminated" or "contamination" means polluted by hazardous chemicals so that the property is unfit for human habitation or use due to immediate or long-term hazards. Property that at one time was contaminated, but has been satisfactorily decontaminated according to procedures established by the state board of health is not "contaminated."

"Decontamination" means the process of reducing levels of known contaminants to the lowest practical level using currently available methods and processes.

"Department" means the Washington state department of health.

"Disposal of contaminated property" means the disposition of contaminated property under the provisions of chapter 70.105 RCW.

"Hazardous chemicals" means the following substances used in the manufacture of illegal drugs:

- Hazardous substances as defined in RCW 70.105D.020; and
- Precursor substances as defined in RCW 69.43.010 which the state board of health, in consultation with the state board of pharmacy, has determined present an immediate or long-term health hazard to humans.

"Illegal drug manufacturing or storage site" means any property where a person illegally manufactures or stores a controlled substance or a law enforcement agency or the property owner believes a person illegally manufactured or stored a controlled substance.

"Initial site assessment" means the first evaluation of a property to determine the nature and extent of observable damage and contamination.

"List of contaminated properties" means a list of properties contaminated by illegal drug manufacturing or the storage of hazardous chemicals.

"Local department" means the jurisdictional local health department or district.

"Local health officer" means a health officer or authorized representative as defined under chapters 70.05, 70.08, and 70.46 RCW.

"Person" means an individual, firm, association, copartnership, political subdivision, government agency, municipality, industry, public or private corporation, or other entity.

"Posting" means attaching a written or printed announcement conspicuously on property which may be, or is determined to be, contaminated by illegal drug manufacturing or the storage of a hazardous chemical.

"Property" means any site, lot, parcel of land, structure, or part of a structure involved in the illegal manufacture of a drug or storage of a hazardous chemical including, but not limited to:

- Single-family residences;
- Units or multiplexes;
- Condominiums;
- Apartment buildings;
- Motels and hotels;
- Boats;
- Motor vehicles;
- Trailers;
- Manufactured housing;
- Any ship, booth, or garden; or
- Any site, lot, parcel of land, structure, or part of a structure that may be contaminated by previous use.

"Property owner" means a person with a lawful right of possession of the property by reason of obtaining it by purchase, exchange, gift, lease, inheritance, or legal action.

"Refresher course" means a department sponsored or approved biennial training course for decontamination workers and supervisors. An approved refresher course:

- Reviews the subjects taught in the initial training course; and
- Includes updated information on emerging decontamination technology.

"Storage site" means any property used for the storage of hazardous chemicals or illegally manufactured controlled substances.

"Supervisor" means a person certified by the department and employed by an authorized contractor who is on site during the decontamination of an illegal drug manufacturing or storage site and who is responsible for the activities performed.

"Worker" means a person certified by the department and employed by an authorized contractor who performs decontamination of an illegal drug manufacturing or storage site.

"Warning" means a sign posted by the local health officer conspicuously on the site of an illegal drug manufacturing or storage site informing potential occupants that hazardous chemicals may exist on, or have been removed from, the premises and that entry is unsafe.

[Statutory Authority: RCW 64.44.070, 03-02-022, § 246-205-010, filed 12/23/02, effective 1/23/03. Statutory Authority: RCW 64.40.070 [64.44.070] and chapter 64.44 RCW, 92-10-027 (Order 268B), § 246-205-010, filed 4/29/92, effective 5/30/92. Statutory Authority: RCW 64.44.060 and 64.44.070, 92-02-017 (Order 223SB), § 246-205-010, filed 12/23/91, effective 1/23/92. Statutory Authority: RCW 64.44.060 and chapter 64.44 RCW, 91-04-007 (Order 125SB), § 246-205-010, filed 1/24/91, effective 4/1/91.]