

**Attachment A**

**Proposed Rule Changes  
Adoption by Reference Date Changes and Other Changes  
Docket A-111722**

<b>Chapter 480-14 WAC, Motor Carriers Excluding Household Goods Carriers and Common Brokers</b>			
Amend	480-14-999	Adoption by reference.	<p>1. Amends 480-14-999(1) to add reference to CFR Part 173 and remove reference to Part 395. Also amends title of WAC 480-14-250 referenced in 480-14-999(2).</p> <p>2. Adoption by Reference dates changed as follows:</p> <ul style="list-style-type: none"> <li>• <b>Title 49, Code of Federal Regulations,</b> Amends the effective date of adoption to <b>September 30, 2011</b>, for the following: <ul style="list-style-type: none"> <li>- Part 171 – General Information, Regulations and Definitions – see Note 1.</li> <li>- Part 172 – Hazardous Materials Table, etc. – see Note 2.</li> <li>- Part 173 – Shippers General Requirements for Shipping and Packages – see Note 3.</li> </ul> </li> </ul>
<b>Chapter 480-15 WAC, Household Goods Carriers</b>			
Amend	480-15-999	Adoption by reference	<p>1. Adoption by Reference dates changed as follows:</p> <ul style="list-style-type: none"> <li>• <b>North American Standard Out-Of-Service Criteria</b> Amends the effective date to <b>April 1, 2011</b> – No significant changes - new edition of previously-adopted reference.</li> <li>• <b>Title 49 Code of Federal Regulations,</b> Amends the effective date of adoption to <b>September 30, 2011</b>, for the following: <ul style="list-style-type: none"> <li>- Part 40 – Procedures for Transportation Workplace Drug and Alcohol Testing Programs – see Note 4.</li> <li>- Part 375 –Transportation of Household Goods in Interstate Commerce; Consumer Protection Regulations – see Note 5.</li> <li>- Part 379 – Preservation of Records – see Note 6.</li> <li>- Part 380 – Special Training Requirements – see Note 7.</li> <li>- Part 382 – Controlled Substance and Alcohol Use and Testing – see Note 8.</li> <li>- Part 383 – Commercial Driver’s License Standards; Requirements and Penalties – see Note 9.</li> <li>- Part 385 – Safety Fitness Procedures – see Note 10.</li> <li>- Part 390 – Safety Regulations, General – see Note 11.</li> <li>- Part 391 – Qualification of Drivers – see Note 12.</li> <li>- Part 392 – Driving of Commercial Motor Vehicles – see Note 13.</li> <li>- Part 395 – Hours of Service of Drivers – see Note 14.</li> <li>- Part 396 – Inspection, Repair and Maintenance – see Note 15.</li> <li>- Part 397 – Transportation of Hazardous Materials – see Note 16.</li> </ul> </li> </ul>

<b>Chapter 480-30 WAC, Auto Transportation Companies</b>			
Amend	480-30-999	Adoption by reference	<ol style="list-style-type: none"> <li>1. Amends 480-30-999(1)(b) to remove reference to 480-30-121.</li> <li>2. Adoption by Reference dates changed as follows: <ul style="list-style-type: none"> <li>• <b>North American Standard Out-Of-Service Criteria</b> Amends the effective date to <b>April 1, 2011</b> – No significant changes - new edition of previously-adopted reference.</li> <li>• <b>Title 49 Code of Federal Regulations:</b> Amends the effective date of adoption to <b>September 30, 2011</b>, for the following: <ul style="list-style-type: none"> <li>- Part 40 – Procedures for Transportation Workplace Drug and Alcohol Testing Programs – see Note 4.</li> <li>- Part 379 – Preservation of Records – see Note 6.</li> <li>- Part 380 – Special Training Requirements – see Note 7.</li> <li>- Part 382 – Controlled Substance and Alcohol Use and Testing – see Note 8.</li> <li>- Part 383 – Commercial Driver’s License Standards; Requirements and Penalties – see Note 9.</li> <li>- Part 385 – Safety Fitness Procedures – see Note 10.</li> <li>- Part 390 – Safety Regulations, General – see Note 11.</li> <li>- Part 391 – Qualification of Drivers – see Note 12.</li> <li>- Part 392 – Driving of Commercial Motor Vehicles – see Note 13.</li> <li>- Part 395 – Hours of Service of Drivers – see Note 14.</li> <li>- Part 396 – Inspection, Repair and Maintenance – see Note 15.</li> <li>- Part 397 – Transportation of Hazardous Materials – see Note 16.</li> </ul> </li> </ul> </li> </ol>
<b>Chapter 480-31 WAC, Private, Nonprofit Transportation Providers</b>			
Amend	480-31-999	Adoption by reference	<ol style="list-style-type: none"> <li>1. Adoption by Reference dates changed as follows: <ul style="list-style-type: none"> <li>• <b>North American Standard Out-Of-Service Criteria</b> Amends the effective date to <b>April 1, 2011</b> – No significant changes - new edition of previously-adopted reference.</li> <li>• <b>Title 49 Code of Federal Regulations</b> Amends the effective date of adoption to <b>September 30, 2011</b>, for the following: <ul style="list-style-type: none"> <li>- Part 40 – Procedures for Transportation Workplace Drug and Alcohol Testing Programs – see Note 4.</li> <li>- Part 379 – Preservation of Records – see Note 6.</li> <li>- Part 380 – Special Training Requirements – see Note 7.</li> <li>- Part 382 – Controlled Substance and Alcohol Use and Testing – see Note 8.</li> <li>- Part 383 – Commercial Driver’s License Standards; Requirements and Penalties – see Note 9.</li> <li>- Part 385 – Safety Fitness Procedures – see Note 10.</li> </ul> </li> </ul> </li> </ol>

			<ul style="list-style-type: none"> <li>- Part 390 – Safety Regulations, General – see Note 11.</li> <li>- Part 391 – Qualification of Drivers – see Note 12.</li> <li>- Part 392 – Driving of Commercial Motor Vehicles – see Note 13.</li> <li>- Part 396 – Inspection, Repair and Maintenance – see Note 15.</li> <li>- Part 397 – Transportation of Hazardous Materials – see Note 16.</li> </ul>
<b>Chapter 480-62 WAC, Railroad Companies - Operations</b>			
Amend	480-62-200	Roadway worker safety and operating rules and statutes	1. Amends outdated reference to USC Chapter no longer in use and adds reference to CFR Part 211.
Amend	480-62-999	Adoption by Reference	<p>1. Adoption by Reference dates changed as follows:</p> <ul style="list-style-type: none"> <li>• <b>Title 49 Code of Federal Regulations</b> Amends the effective date of adoption to <b>September 30, 2011</b>, for the following parts: <ul style="list-style-type: none"> <li>- Part 171 - General Information, Regulations, and Definitions – see Note 1.</li> <li>- Part 172 - Emergency Response Information, Training Requirements, and Security Plans – see Note 2.</li> <li>- Part 173 - Shippers General Requirements for Shipments and Packages – see Note 3.</li> <li>- Part 174 - Carriage by Rail – see Note 19.</li> <li>- Part 178 - Specifications for Packagings – see Note 20.</li> <li>- Part 179 - Specifications for Tank Cars – see Note 21.</li> <li>- Part 209 - Railroad Safety Enforcement Procedures – see Note 22.</li> <li>- Part 211 - Rules of Practice – see Note 23.</li> <li>- Part 212 - State Safety Participation Regulations – see Note 24.</li> <li>- Part 213 - Track Safety Standards – see Note 25.</li> <li>- Part 214 - Railroad Workplace Safety – see Note 26.</li> <li>- Part 217 - Railroad Operating Rules – see Note 27.</li> <li>- Part 218 - Railroad Operating Practices – see Note 28.</li> <li>- Part 219 - Control of Alcohol and Drug Use – see Note 29.</li> <li>- Part 220 - Railroad Communications – see Note 30.</li> <li>- Part 221 - Rear-end Marking Device – see Note 31.</li> <li>- Part 225 - Railroads accidents/incidents – see Note 32.</li> <li>- Part 228 - Hours of Service of Railroad Employees – see Note 33.</li> <li>- Part 234 - Grade Crossing Signal System Safety- see Note 34.</li> <li>- Part 239 - Passenger Train Emergency Preparedness – see Note 35.</li> </ul> </li> </ul>

			<ul style="list-style-type: none"> <li>- Part 240 - Qualification and Certification of Locomotive Engineers – see Note 36.</li> <li>- Part 570.6 and 570.7 - Vehicle in Use Inspection Standards – see Note 37.</li> <li>• <b>Manual on Uniform Traffic Control Devices (MUTCD)</b> Amends the effective date to <b>September 30, 2011</b> – see Note 18.</li> <li>• Amends the effective date of adoption to <b>September 30, 2011</b>, for the following safety standards: <ul style="list-style-type: none"> <li>- <b>ANSI Z308.1-2009, American National Standard for Minimum Requirements for Workplace First Aid Kits</b> – see Note 38.</li> <li>- <b>ANSI/ISEA 207-2006 - American National Standard for High-Visibility Public Safety Vests</b> – see Note 39.</li> </ul> </li> </ul>
<b>Chapter 480-70 WAC, Solid waste and/or refuse collection companies</b>			
Amend	480-70-431	Biomedical waste, adoption of federal regulations	1. Amends reference of CFR Part 170 through Part 189 to Parts 171 through 180. Parts 170 and 181-189 do not exist.
Amend	480-70-486	Hazardous waste, adoption of federal regulations	2. Amends reference of CFR Part 170 through Part 189 to Parts 171 through 180. Parts 170 and 181-189 do not exist.
Amend	480-70-999	Adoption by reference	1. Adoption by Reference dates changed as follows: <ul style="list-style-type: none"> <li>• <b>North American Standard Out-Of-Service Criteria</b> Amends the effective date to <b>April 1, 2011</b> – No significant changes - new edition of previously-adopted reference.</li> <li>• <b>Title 40 Code of Federal Regulations:</b> Amends the effective date of adoption to <b>September 30, 2011</b>, for the following: <ul style="list-style-type: none"> <li>- Part 262 – Standards Applicable to Generators of Hazardous Waste – see Note 17.</li> </ul> </li> <li>• <b>Title 49 Code of Federal Regulations:</b> Amends the effective date of adoption to <b>September 30, 2011</b>, for the following: <ul style="list-style-type: none"> <li>- Part 40 – Procedures for Transportation Workplace Drug and Alcohol Testing Programs – see Note 4.</li> <li>- Part 171 – General Information, Regulations, and Definitions – see Note 1.</li> <li>- Part 172 – Hazardous Materials Table, etc. – see Note 2.</li> <li>- Part 173 – Shippers General Requirements for Shipping and Packages – see Note 3.</li> <li>- Part 379 – Preservation of Records – see Note 6.</li> <li>- Part 380 – Special Training Requirements – see Note 7.</li> <li>- Part 382 – Controlled Substance and Alcohol Use and Testing – see Note 8.</li> <li>- Part 383 – Commercial Driver’s License Standards; Requirements and Penalties – see Note 9.</li> <li>- Part 385 – Safety Fitness Procedures – see Note 10.</li> </ul> </li> </ul>

			<ul style="list-style-type: none"> <li>- Part 390 – Safety Regulations, General – see Note 11.</li> <li>- Part 391 – Qualification of Drivers – see Note 12.</li> <li>- Part 392 – Driving of Commercial Motor Vehicles – see Note 13.</li> <li>- Part 395 – Hours of Service of Drivers – see Note 14.</li> <li>- Part 396 – Inspection, Repair and Maintenance – see Note 15.</li> <li>- Part 397 – Transportation of Hazardous Materials – see Note 16.</li> </ul>
<b>Chapter 480-75 WAC, Hazardous liquid pipelines, safety</b>			
Amend	480-75-999(1)(a)	Adoption by reference.	<p>Adoption by Reference dates changed as follows:</p> <ul style="list-style-type: none"> <li>• <b>Title 49 Code of Federal Regulations:</b> Amends the effective date of adoption to <b>October 1, 2011</b> – Parts 195 and 199 including all appendices and amendments except for Parts 195.0, 195.1, 199.1, and 199.2 – see Note 40.</li> <li>• <b>The American Society of Mechanical Engineers (ASME) B31.4</b>, 2006 edition, October 20, 2006 – see Note 40.</li> <li>• <b>Section IX of the ASME Boiler and Pressure Vessel Code</b>, 2007 edition, July 2007 – see Note 40.</li> <li>• <b>American Petroleum Institute (API) standard 1104</b>, 20th edition 2005, including errata/addendum July 2007 and errata 2 (December 2008) – see Note 40.</li> <li>• <b>API RP standard 1117</b> Third Edition, July 2008, including errata December 2008 – see Note 40.</li> </ul>
<b>Chapter 480-90 WAC, Gas Companies—Operations</b>			
Amend	480-90-999	Adoption by reference.	<p>1. Adoption by Reference date changed as follows:</p> <ul style="list-style-type: none"> <li>• <b>Title 18 Code of Federal Regulations</b> Amends the effective date of adoption to <b>April 1, 2011</b>.</li> </ul>
<b>Chapter 480-93 WAC, Gas Companies - Safety</b>			
Amend	480-93-999(1)(a)	Adoption by reference	<p>Adoption by Reference date changed as follows:</p> <ul style="list-style-type: none"> <li>• <b>Title 49 Code of Federal Regulations:</b> Amends the effective date of adoption to <b>October 1, 2011</b> for Parts 191, 192, 193 and 199, including all appendices and amendments thereto as published by the US Govt. Printing Office. The following sections are not adopted: 191.1, 192.1(a), 193.2001(a), 199.1 - see Note 40.</li> <li>• <b>Section IX of the American Society of Mechanical Engineers (ASME) Boiler and Pressure Vessel Code - 2007</b> edition, July 1, 2007 – see Note 40.</li> <li>• <b>American Petroleum Institute (API) standard 1104</b>, 20th edition, October 2005, including errata/addendum July 2007 and errata 2 (2008) – see Note 40.</li> </ul>

<b>Chapter 480-100 WAC, Electric Companies</b>			
Amend	480-100-999	Adoption by reference.	1. Adoption by Reference date changed as follows: <ul style="list-style-type: none"> <li>• <b>Title 18 Code of Federal Regulations</b> Amends the effective date of adoption to <b>April 1, 2011.</b></li> </ul>
<b>Chapter 480-108 WAC, Electric Companies – Interconnection with Electric Generators</b>			
Amend	480-108-999	Adoption by reference.	1. Adoption by Reference dates changed as follows: <ul style="list-style-type: none"> <li>• <b>National Electrical Safety Code (NESC)</b> – adopts the <b>2012 edition</b></li> <li>• <b>Institute of Electrical and Electronics Engineers (IEEE) Standard 519</b> Adopts the <b>2004 edition</b> second printing incorporating errata</li> <li>• <b>Underwriters Laboratories (UL). Including UL Standard 1741 2010 version</b> - see Note 41.</li> </ul>
<b>Chapter 480-120 WAC, Telecommunications Companies</b>			
Amend	480-120-999	Adoption by reference	1. Adoption by Reference dates changed as follows: <ul style="list-style-type: none"> <li>• <b>American National Standards for Telecommunications - “Network Performance Parameters for Dedicated Digital Services – Specifications” – (ANSI 01510) – as of December 29, 1999 and reaffirmed 2008</b> – No change to current rule</li> <li>• <b>The Institute of Electrical and Electronic Engineers (IEEE) Standard Telephone Loop Performance Characteristics – as of 2005</b> No date change to current rule, minor text change - see Note 42.</li> <li>• <b>National Electrical Safety Code</b> Adopts <b>2012 Version</b> in effect as of <b>August 1, 2011</b></li> <li>• <b>Title 47 Code of Federal Regulations, except Sections 64.2003 through 64.2009 October 1, 1998</b> – No change to current rule – see Note 43.</li> <li>• <b>Title 47 Code of Federal Regulations, Sections 64.2003 through 64.2009 October 1, 2010</b> – No Change to Current Rule</li> </ul>
<b>Chapter 480-123 WAC, Universal Service</b>			
Amend	480-123-999	Adoption by reference	1. Adoption by Reference dates changed as follows: <ul style="list-style-type: none"> <li>• <b>The Cellular Telecommunications and Internet Association's (CTIA) Consumer Code for Wireless Service</b> Amends the effective date to <b>January 1, 2011.</b></li> </ul>

## Note

### 1. 49 CFR Part 171, General Information, Regulations, and Definitions - Effective: September 30, 2011:

- Changes effective September 1, 2010: 75 FR 53596: This rule corrects editorial errors, makes minor regulatory changes, and improves the clarity of certain provisions. The amendments are non-substantive changes and do not impose new requirements.
- Changes effective September 30, 2010: 75 FR 60338: This rule responds to a petition for reconsideration and appeals submitted in response to the February 2, 2010, rule and also corrects several errors that occurred in that rulemaking. It makes miscellaneous changes to packaging instructions.

- Changes effective January 19, 2011: 76 FR 3345: This rule makes amendments to maintain alignment with international standards regarding packaging standards.
  - Changes effective July 20, 2011: 76 FR 43525: This rule makes miscellaneous amendments to update and clarify certain regulatory requirements. These amendments are intended to promote safer transportation practices, eliminate unnecessary regulatory requirements, finalize outstanding petitions for rulemaking, facilitate international commerce, and simplify the regulations.
  - Changes effective September 13, 2011: 76 FR 56311: This rule corrects editorial errors, makes minor regulatory changes, and improves the clarity of certain provisions. The amendments are non-substantive changes and do not impose new requirements.
2. **49 CFR Part 172, Hazardous Materials Table, etc. – Effective September 30, 2011:**
- Changes effective September 1, 2010: This rule corrects editorial errors, makes minor regulatory changes and improves the clarity of certain provisions. The amendments are non-substantive changes and do not impose new requirements.
  - Changes effective January 19, 2011: Amends the Hazardous Materials Regulations to maintain alignment with international standards by incorporating various amendments, including changes to proper shipping names, hazard classes, packing groups, special provisions, packaging authorizations, air transport limited quantities, and vessel stowage requirements.
  - Changes effective August 19, 2011: Miscellaneous amendments to update and clarify certain regulatory requirements.
  - Changes effective September 13, 2011: Corrects editorial errors, makes minor regulatory changes and, in response to requests for clarification, improves the clarity of certain provisions in the Hazardous Materials Regulations.
3. **49 CFR Part 173, Shippers General Requirements for Shipments and Packages - Effective: September 30, 2011:**
- Changes effective September 1, 2010: 75 FR 53597: This rule corrects editorial errors, makes minor regulatory changes, and improves the clarity of certain provisions. The amendments are non-substantive changes and do not impose new requirements.
  - Changes effective September 30, 2010: 75 FR 60339: This rule responds to a petition for reconsideration and appeals submitted in response to the February 2, 2010, rule and also corrects several errors that occurred in that rulemaking. It makes miscellaneous changes to packaging instructions.
  - Changes effective January 19, 2011: 76 Federal Register 3368-3381: This rule makes amendments to maintain alignment with international standards regarding packaging standards.
  - Changes effective February 1, 2011: 76 Federal Register 5491-5492: This rule incorporates provisions contained in certain widely used or longstanding cargo tank special permits that are granted to multiple parties and have established safety records.
  - Changes effective July 20, 2011: 76 FR 43528-43530: This rule makes miscellaneous amendments to update and clarify certain regulatory requirements. These amendments are intended to promote safer transportation practices, eliminate unnecessary regulatory requirements, finalize outstanding petitions for rulemaking, facilitate international commerce, and simplify the regulations.
  - Changes effective September 13, 2011: 76 FR 56315-56317: This rule corrects editorial errors, makes minor regulatory changes, and improves the clarity of certain provisions. The amendments are non-substantive changes and do not impose new requirements.
4. **49 CFR Part 40, Procedures for Transportation Workplace Drug and Alcohol Testing Programs – Effective September 30, 2011:**
- Changes effective Sept. 27, 2011: Final Rule; Technical Amendment. The intended effect of this final rule is to finalize the authority for use of the new CCF and to make a technical amendment to its drug testing procedures by amending a provision of the rule which was inadvertently omitted from a final rule in August 2010.
5. **49 CFR Part 375, Transportation of Household Goods in Interstate Commerce; Consumer Protection Regulations – Effective September 30, 2011:**
- Changes effective January 28, 2011: Compliance date for 49 CFR 387.307(a)(2): Brokers that arrange the transportation of household goods in interstate or foreign commerce must increase their surety bonds or trust funds to the new minimum amount of \$25,000 and have surety companies or trust fund managers file appropriate Forms BMC-84 or BMC-85 with FMCSA no later than January 1, 2012.
6. **49 CFR Part 379 – Preservation of Records – Effective September 30, 2011:**
- No changes have been made to 49 CFR Part 379 since the UTC last adopted it effective June 30, 2010.
7. **49 CFR Part 380 – Special Training Requirements – Effective September 30, 2011:**
- No changes have been made to 49 CFR Part 380 since the UTC last adopted it effective June 30, 2010.
8. **49 CFR Part 382 – Controlled Substance and Alcohol Use Testing – Effective September 30, 2011:**
- No changes have been made to 49 CFR Part 382 since the UTC last adopted it effective June 30, 2010.

**9. 49 CFR Part 383 - Commercial Driver's License Standards; Requirements and Penalties – Effective September 30, 2011:**

- Changes effective July 8, 2011: FMCSA amends the commercial driver's license (CDL) knowledge and skills testing standards and establishes new minimum Federal standards for States to issue the commercial learner's permit (CLP). The rule requires that a CLP holder meet virtually the same requirements as those for a CDL holder, meaning that a driver holding a CLP will be subject to the same driver disqualification penalties that apply to a CDL holder. It will enhance safety by ensuring that only qualified drivers are allowed to operate commercial motor vehicles on our nation's highways. States must be in compliance with the requirements in subpart B of Part 384 (49 CFR part 384) by July 8, 2014. Also corrects minor discrepancies regarding section references in the regulatory text of the final rule.

**10. 49 CFR Part 385 – Safety Fitness Procedures – Effective September 30, 2011:**

- Changes effective September 13, 2010: FMCSA amends its April 5, 2010, final rule that established new performance standards for electronic on-board recorders (EOBRs) installed in commercial motor vehicles (CMVs). In response to petitions for reconsideration from Qualcomm Incorporated, XATA Corporation, and a group of industry stakeholders, FMCSA amends requirements relating to the temperature range in which EOBRs must be able to operate, and the connector type specified for the Universal Serial Bus (USB) interface.
- Changes effective July 8, 2011: FMCSA amends the commercial driver's license (CDL) knowledge and skills testing standards and establishes new minimum Federal standards for States to issue the commercial learner's permit (CLP). The rule requires that a CLP holder meet virtually the same requirements as those for a CDL holder, meaning that a driver holding a CLP will be subject to the same driver disqualification penalties that apply to a CDL holder. It will enhance safety by ensuring that only qualified drivers are allowed to operate commercial motor vehicles on our nation's highways. States must be in compliance with the requirements in subpart B of Part 384 (49 CFR part 384) by July 8, 2014.

**11. 49 CFR Part 390 – Safety Regulations, General – Effective September 30, 2011:**

- Changes effective October 27, 2010: FMCSA amends its commercial driver's license (CDL) regulations to add to the list of disqualifying offenses a conviction under State or local traffic laws or ordinances that prohibit texting by CDL drivers while operating a CMV, including school bus drivers.

**12. 49 CFR Part 391 – Qualification of Drivers – Effective September 30, 2011:**

- Changes effective October 27, 2010: FMCSA amends its commercial driver's license (CDL) regulations to add to the list of disqualifying offenses a conviction under State or local traffic laws or ordinances that prohibit texting by CDL drivers while operating a CMV, including school bus drivers.

**13. 49 CFR Part 392 – Driving of Commercial Motor Vehicles – Effective September 30, 2011:**

- Changes effective October 27, 2010: FMCSA amends its commercial driver's license (CDL) regulations to add to the list of disqualifying offenses a conviction under State or local traffic laws or ordinances that prohibit texting by CDL drivers while operating a CMV, including school bus drivers.

**14. 49 CFR Part 395 – Hours of Service of Drivers – Effective September 30, 2011:**

- Changes effective September 23, 2010: FMCSA amends its April 5, 2010, final rule that established new performance standards for electronic on-board recorders (EOBRs) installed in commercial motor vehicles (CMVs). In response to petitions for reconsideration from Qualcomm Incorporated, XATA Corporation, and a group of industry stakeholders, FMCSA amends requirements relating to the temperature range in which EOBRs must be able to operate, and the connector type specified for the Universal Serial Bus (USB) interface.
- Changes effective May 5, 2011: The FMCSA amends its hours-of-service (HOS) regulations to adopt regulatory language consistent with the statutory exemption for certain railroad signal employees operating commercial motor vehicles (CMVs) in connection with railroad signal work. This is in accordance with the Rail Safety Improvement Act of 2008 (RSIA of 2008), which took effect July 16, 2009.

**15. 49 CFR Part 396 – Inspection, Repair and Maintenance – Effective September 30, 2011:**

- No changes have been made to 49 CFR Part 396 since the UTC last adopted it effective June 30, 2010.

**16. 49 CFR Part 397 – Transportation of Hazardous Materials – Effective September 30, 2011:**

- No changes have been made to 49 CFR Part 397 since the UTC last adopted it effective June 30, 2010.

**17. 40 CFR Part 262 - Standards Applicable to Generators of Hazardous Waste – Effective September 30, 2011:**

- Changes effective July 14, 2006: Corrections to errors in the hazardous waste and used oil regulations.
- Changes effective December 31, 2008: The rule provides a flexible and protective set of regulations that address the specific nature of hazardous waste generation and accumulation in laboratories at colleges and universities, as well as other eligible academic entities formally affiliated with colleges and universities.



- Changes effective June 25, 2009: On January 18, 2009, the Office of Solid Waste (OSW) was reorganized and changed its name to the Office of Resource Conservation and Recovery (ORCR).
  - Changes effective March 7, 2011: Six technical corrections to an alternative set of hazardous waste generator requirements known as the "Academic Laboratories rule" or "Subpart K" which is applicable to laboratories owned by eligible academic entities.
  - Changes effective June 16, 2010: This rule makes technical changes that correct or clarify several parts of the Resource Conservation and Recovery Act (RCRA) hazardous waste regulations
  - Changes effective August 22, 2011: Minor change to the Resource Conservation and Recovery Act (RCRA) hazardous waste manifest regulations that affects those entities that print the hazardous waste manifest form in accordance with EPA's Federal printing specifications.
- 18. Manual on Uniform Traffic Control Devices (MUTCD), Specific Chapters of Parts 8 and 6 - Effective: September 30, 2011:**
- No changes have been made to the MUTCD since UTC last adopted it effective June 30, 2010.
- 19. 49 CFR Part 174, Carriage by Rail - Effective: September 30, 2011:**
- Changes effective July 20, 2011: 76 FR 43530-43531: This rule makes miscellaneous amendments to update and clarify certain regulatory requirements. These amendments are intended to promote safer transportation practices, eliminate unnecessary regulatory requirements, finalize outstanding petitions for rulemaking, facilitate international commerce, and simplify the regulations.
- 20. 49 CFR Part 178, Specifications for Packagings - Effective: September 30, 2011:**
- Changes effective September 30, 2010: 75 FR 60339: This rule responds to a petition for reconsideration and appeals submitted in response to the February 2, 2010, rule and also corrects several errors that occurred in that rulemaking. It makes miscellaneous changes to packaging instructions.
  - Changes effective January 19, 2011: 76 Federal Register 3388-3389: This rule makes amendments to maintain alignment with international standards regarding packaging standards.
  - Changes effective July 20, 2011: 76 FR 43531-43532: This rule makes miscellaneous amendments to update and clarify certain regulatory requirements. These amendments are intended to promote safer transportation practices, eliminate unnecessary regulatory requirements, finalize outstanding petitions for rulemaking, facilitate international commerce, and simplify the regulations.
- 21. 49 CFR Part 179, Specifications for Tank Cars - Effective: September 30, 2011:**
- Changes effective September 1, 2010: 75 FR 53597: This rule corrects editorial errors, makes minor regulatory changes, and improves the clarity of certain provisions. The amendments are non-substantive changes and do not impose new requirements.
- 22. 49 CFR Part 209, Railroad Safety Enforcement Procedures - Effective: September 30, 2011:**
- Changes effective July 27, 2010: 75 FR 43842: This rule adjusts the ordinary maximum penalty and the aggravated maximum penalty that it will apply when assessing a civil monetary penalty for a violation of the Federal hazardous material transportation laws or a regulation, special permit, or approval issued under those laws.
- 23. 49 CFR Part 211, Rules of Practice - Effective: September 30, 2011:**
- No changes have been made to 49 CFR Part 211 since UTC last adopted it effective June 30, 2010.
- 24. 49 CFR Part 212, State Safety Participation Regulations - Effective: September 30, 2011:**
- No changes have been made to 49 CFR Part 212 since UTC last adopted it effective June 30, 2010.
- 25. 49 CFR Part 213, Track Safety Standards - Effective: September 30, 2011:**
- Changes effective April 1, 2011: 76 Federal Register 18084-18086: This rule mandates specific requirements for effective concrete crossties, for rail fastening systems connected to concrete crossties, and for automated inspections of track constructed with concrete crossties.
- 26. 49 CFR Part 214, Railroad Workplace Safety - Effective: September 30, 2011:**
- No changes have been made to 49 CFR Part 214 since UTC last adopted it effective June 30, 2010.
- 27. 49 CFR Part 217, Railroad Operating Rules - Effective: September 30, 2011:**
- No changes have been made to 49 CFR Part 217 since UTC last adopted it effective June 30, 2010.
- 28. 49 CFR Part 218, Railroad Operating Practices - Effective: September 30, 2011:**
- No changes have been made to 49 CFR Part 218 since UTC last adopted it effective June 30, 2010.
- 29. 49 CFR Part 219, Control of Alcohol and Drug Use - Effective: September 30, 2011:**

- No changes have been made to 49 CFR Part 219 since UTC last adopted it effective June 30, 2010.
- 30. 49 CFR Part 220, Railroad Communications - Effective: September 30, 2011:**
- Changes effective September 27, 2010: 75 Federal Register 59601-59602: This rule amends railroad communications regulations by restricting use of mobile telephones and other distracting electronic devices by railroad operating employees.
- 31. 49 CFR Part 221, Rear-end Marking Device - Effective: September 30, 2011:**
- No changes have been made to 49 CFR Part 221 since UTC last adopted it effective June 30, 2010.
- 32. 49 CFR Part 225, Railroads accidents/incidents - Effective: September 30, 2011:**
- Changes effective November 9, 2010: 75 Federal Register 68903-68909: This rule revises FRA's existing regulations addressing accident/incident reporting in order to clarify ambiguous regulations and to enhance the quality of information available for railroad casualty analysis. It also revises the FRA Guide for Preparing Accident/Incident Reports (FRA Guide), its accident/incident recording and reporting forms and its Companion Guide: Guidelines for Submitting Accident/Incident Reports by Alternative Methods (Companion Guide).
  - Changes effective May 27, 2011: 76 Federal Register 30863: This document amends and clarifies the final rule based on FRA's review of the petitions for reconsideration and in order to make necessary technical and clarifying changes.
- 33. 49 CFR Part 228, Hours of Service of Railroad Employees - Effective: September 30, 2011:**
- Changes effective August 12, 2011: 76 Federal Register 50396-50400: This rule amends FRA hours of service recordkeeping regulations, adds substantive hours of service regulations, including maximum on-duty periods, minimum off-duty periods, and other limitations, for train employees (e.g., locomotive engineers and conductors) providing commuter and intercity rail passenger transportation.
- 34. 49 CFR Part 234, Grade Crossing Signal System Safety - Effective: September 30, 2011:**
- No changes have been made to 49 CFR Part 234 since UTC last adopted it effective June 30, 2010.
- 35. 49 CFR Part 239, Passenger Train Emergency Preparedness - Effective: September 30, 2011:**
- No changes have been made to 49 CFR Part 239 since UTC last adopted it effective June 30, 2010.
- 36. 49 CFR Part 240, Qualification and Certification of Locomotive Engineers - Effective: September 30, 2011:**
- No changes have been made to 49 CFR Part 240 since UTC last adopted it effective June 30, 2010.
- 37. 49 CFR Part 570.6 and 570.7, Vehicle in Use Inspection Standards - Effective: September 30, 2011:**
- No changes have been made to 49 CFR Part 570.6 and 570.7 since UTC last adopted it effective June 30, 2010.
- 38. ANSI Z308.1-2009, American National Standard for Minimum Requirements for Workplace First Aid Kits - Effective: September 30, 2011:**
- No changes have been made to ANSI Z308.1-2009 since UTC last adopted it effective June 30, 2010.
- 39. ANSI/ISEA 207-2006 - American National Standard for High-Visibility Public Safety Vests - Effective: September 30, 2011:**
- No changes have been made to ANSI/SEA 207-2006 since UTC last adopted it effective June 30, 2010.
- 40.** Dates are being changed in WAC 480-75 and 480-93 to reflect new editions of standards previously incorporated by the Pipeline and Hazardous Materials Safety Administration (PHMSA).
- 41.** Replaces previous title of “Inverters, Converters, and Controllers for Use in Independent Power Systems” with, “Inverters, Converters, Controllers and Interconnection Systems Equipment For Use With Distributed Energy Resources”
- 42. The Institute of Electrical and Electronic Engineers (IEEE) Standard Telephone Loop Performance Characteristics as published in 2005**
- This standard covers the general parameters and characteristics associated with telephone loops from the subscriber signaling and analog voice frequency interface to the local Class 5 switch interface. It includes only those business and residential lines in the North American public switched network where no special performance requirements are involved. This standard provides common denominators for subscriber line performance, independent of facility types, construction processes or equipment, and circuit provisioning methods. IEEE 820-2005 is still the latest version for loop performance. However, the reference of “1984” in the rule needs to be replaced with “2005”. The reference should be change as “(ANSI/IEEE Std 820-2005)”
- 43. 47 CFR, as of 1998 edition, except Sections 64.2003 through 64.2009 (as referred in WAC 480-120-202 in effect after Oct. 1, 2010)**
- At this time, Staff will continue using the 1998 FCC Part 32 because it contains the required level of detail that fills our needs. Updated versions of Part 32 do not include some accounts and has combined other accounts. Also, the FCC has opened a rulemaking regarding accounting rules. Staff would prefer to

maintain the current accounting requirements until the FCC's accounting rule changes are solidified, and until the potential effect of changes to intercarrier compensation on accounting needs can be determined, before making changes to the UTC's accounting rules. If the FCC decides to change the accounting rules in a significant way, then the UTC would be able to carefully analyze how its needs can be met through maintaining the federally-required uniform system of accounts, whatever it might turn out to be, and then can decide what additional accounting requirements it may have.