

**WAC 173-186-120 Phase-in dates for this chapter.** (1) This section applies to those plan holders who, on the effective date of this chapter, have approved or conditionally approved plans. Each update must contain all necessary content and meet the requirements of this chapter.

(2) Existing approved railroads defined as Type A shall within eighteen months after the effective date of this chapter submit updates for:

(a) Binding agreement (WAC 173-186-210).

(b) Contingency plan general content - Notification information relating to SMTs, WRSPs, contracts or other approved documents, personnel listed in ICS roles in an organizational table, and description of type and frequency of training (WAC 173-186-220).

(c) Contingency plan general content - Reference to an incident management handbook or detailed description of planning process (WAC 173-186-220).

(d) Contingency plan general content - List of resources at risk considering water column and benthic species and habitat, identification of waterways depth and response options based on those factors. (WAC 173-186-220). This update will be met through planned updates to the geographic response plans which are developed as annexes to the Northwest Area Contingency Plan.

(e) Field document - Notification form (WAC 173-186-230).

(f) Nonfloating oils planning standard (WAC 173-186-330).

(g) Meet the requirements for access to equipment and personnel to support initial wildlife assessment, wildlife deterrence, and mobile field stabilization assets (WAC 173-186-370).

(h) Drill types and frequency (WAC 173-186-510 and 173-186-530).

(3) For existing approved railroads defined as Type B, shall within eighteen months after the effective date of this chapter submit updates for:

(a) Binding agreement (WAC 173-186-602).

(b) Contingency plan general content - Reference to an incident management handbook or detailed description of planning process (WAC 173-186-603).

(c) Contingency plan general content - Notification information relating to SMTs, WRSPs, personnel listed in ICS roles in an organizational table, and description of type and frequency of training dependent of ICS position (WAC 173-186-603).

(d) Contingency plan general content - List of resources at risk considering water column and benthic species and habitat, identification of waterway depth and response option based on those factors. (WAC 173-186-603). This update will be met through planned updates to the geographic response plans which are developed as annexes to the Northwest Area Contingency Plan.

(e) Field document - Notification form (WAC 173-186-604).

(f) Drills (WAC 173-186-800 and 173-186-810).

(4) For existing approved railroads defined as Type C, within eighteen months of the effective date of this rule:

(a) Send a letter to ecology stating that the plan is complete and still meets all requirements; or

(b) Update the plan with any missing required information.

(5) Final plan updates will be given a thirty day public review and comment period. Ecology will approve, disapprove, or conditionally approve the plan update no later than sixty-five days from the update submittal date.

[Statutory Authority: RCW 90.56.210. WSR 20-01-097 (Order 18-04), § 173-186-120, filed 12/12/19, effective 1/18/20; WSR 16-18-052 (Order 15-14), § 173-186-120, filed 8/31/16, effective 10/1/16.]