

**WAC 296-52-61040 Reasons why applicants may be disqualified.**

(1) Licenses will not be issued for the manufacture, retail sale or purchase of explosives to any applicant who is any of the following:

(a) Does not provide proof of a valid explosive license or permit issued by the Bureau of Alcohol, Tobacco, Firearms, and Explosives (ATF);

(b) Under twenty-one years of age;

(c) Whose license is suspended or revoked, except as provided in this section;

(d) Convicted in any court of a crime punishable by imprisonment for a term exceeding one year;

(e) Legally determined at the time of application to be:

(i) Mentally ill;

(ii) Insane;

(iii) Committed to a mental institution;

(iv) Incompetent due to any mental disability or disease at the time of application.

**Note:** The department will not reissue a license until competency has been legally restored.

(f) Physically ill or disabled, and cannot use explosives safely. Disqualifying disabilities may include, but are not limited to:

(i) Blindness;

(ii) Deafness;

(iii) Epileptic or diabetic seizures or coma.

**Note:** The department will not reissue a license until the applicant's physical ability is verified by a qualified physician through the appeal process (WAC 296-52-60065, Violation appeals).

(g) Who is an alien, unless:

(i) They are lawfully admitted for permanent residence; and

(ii) They are in lawful nonimmigrant status.

(h) Who has been dishonorably discharged from the United States armed forces;

(i) Who has renounced their citizenship from the United States.

(2) A user (blaster) license will not be issued if the applicant is denied a receiver or employee possessor designation by ATF.

[Statutory Authority: RCW 49.17.010, 49.17.040, 49.17.050, and 49.17.060. WSR 17-16-132, § 296-52-61040, filed 8/1/17, effective 9/1/17; WSR 06-19-074, § 296-52-61040, filed 9/19/06, effective 12/1/06; WSR 03-10-037, § 296-52-61040, filed 4/30/03, effective 5/24/03. Statutory Authority: RCW 49.17.010, [49.17].040, and [49.17].050. WSR 02-03-125, § 296-52-61040, filed 1/23/02, effective 3/1/02.]