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This issue contains documents officially
filed not later than July 22, 1981.

CITATION

Cite all material in the Washington State Register by its issue number and sequence within that issue, preceded by the acronym WSR. Example: The 37th item in the August 5, 1981, Register would be cited as WSR 81-15-37.

PUBLIC INSPECTION OF DOCUMENTS

A copy of each document filed with the Code Reviser pursuant to chapter 28B.19 RCW or 34.04 RCW is available for public inspection during normal office hours. The Code Reviser's office is located on the ground floor of the Legislative Building in Olympia. Office hours are from 8 a.m. to noon and from 1 p.m. to 5 p.m. Monday through Friday, except legal holidays. Telephone inquiries concerning material in the Register or the Washington Administrative Code (WAC) may be made by calling (206) 753-7470 (SCAN 234-7470).

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CERTIFICATE

Pursuant to RCW 34.08.040, the publication of rules or other information in this issue of the Washington State Register is hereby certified to be a true and correct copy of such rules or other information, except that headings of public meeting notices have been edited for uniformity of style.

DENNIS W. COOPER
Code Reviser

WASHINGTON STATE REGISTER

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STYLE AND FORMAT OF THE WASHINGTON STATE REGISTER

1. ARRANGEMENT OF THE REGISTER

Documents are arranged within each issue of the Register according to the order in which they are filed in the code reviser's office during the pertinent filing period. The three part number in the heading distinctively identifies each document, and the last part of the number indicates the filing sequence within an issue's material.

2. PROPOSED, ADOPTED, AND EMERGENCY RULES OF STATE AGENCIES AND INSTITUTIONS OF HIGHER EDUCATION

The three types of rule-making actions taken under the Administrative Procedure Act (chapter 34.04 RCW) or the Higher Education Administrative Procedure Act (chapter 28B.19 RCW) may be distinguished by the size and style of type in which they appear.

- (a) **Proposed rules** are those rules pending permanent adoption by an agency and set forth in eight point type.
- (b) **Adopted rules** have been permanently adopted and are set forth in ten point type.
- (c) **Emergency rules** *have been adopted on an emergency basis and are set forth in ten point oblique type.*

3. PRINTING STYLE—INDICATION OF NEW OR DELETED MATTER

RCW 34.04.058 requires the use of certain marks to indicate amendments to existing agency rules. This style quickly and graphically portrays the current changes to existing rules as follows:

- (a) In amendatory sections—
 - (i) underlined matter is new matter;
 - (ii) deleted matter is (~~lined out and bracketed between double parentheses~~);
- (b) Complete new sections are prefaced by the heading NEW SECTION;
- (c) The repeal of an entire section is shown by listing its WAC section number and caption under the heading REPEALER.

4. EXECUTIVE ORDERS, COURT RULES, NOTICES OF PUBLIC MEETINGS

Material contained in the Register other than rule-making actions taken under the APA or the HEAPA does not necessarily conform to the style and format conventions described above. The headings of these other types of material have been edited for uniformity of style; otherwise the items are shown as nearly as possible in the form submitted to the code reviser's office.

5. EFFECTIVE DATE OF RULES

- (a) Permanently adopted agency rules take effect thirty days after the rules and the agency order adopting them are filed with the code reviser. This effective date may be delayed, but not advanced, and a delayed effective date will be noted in the promulgation statement preceding the text of the rule.
- (b) Emergency rules take effect upon filing with the code reviser and remain effective for a maximum of ninety days from that date.
- (c) Rules of the state Supreme Court generally contain an effective date clause in the order adopting the rules.

6. EDITORIAL CORRECTIONS

Material inserted by the code reviser for purposes of clarification or correction or to show the source or history of a document is enclosed in brackets [].

7. INDEX AND TABLES

A combined subject matter and agency index and a table of WAC sections affected may be found at the end of each issue.

1981

DATES FOR REGISTER CLOSING, DISTRIBUTION, AND FIRST AGENCY ACTION

Issue No.	Distribution Date	First Agency Action Date ²	Closing Dates ¹		
			OTS ³ OR 10 pages maximum (14 days)	Non-OTS and 11 to 29 pages (28 days)	Non-OTS and 30 pages or more (42 days)
81-01	Jan 7, 1981	Jan 27	Dec 24, 1980	Dec 10	Nov 26
81-02	Jan 21	Feb 10	Jan 7	Dec 24, 1980	Dec 10
81-03	Feb 4	Feb 24	Jan 21	Jan 7	Dec 24, 1980
81-04	Feb 18	Mar 10	Feb 4	Jan 21	Jan 7
81-05	Mar 4	Mar 24	Feb 18	Feb 4	Jan 21
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81-08	Apr 15	May 5	Apr 1	Mar 18	Mar 4
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81-13	Jul 1	Jul 21	Jun 17	Jun 3	May 20
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81-16	Aug 19	Sep 8	Aug 5	Jul 22	Jul 8
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81-20	Oct 21	Nov 10	Oct 7	Sep 23	Sep 9
81-21	Nov 4	Nov 24	Oct 21	Oct 7	Sep 23
81-22	Nov 18	Dec 8	Nov 4	Oct 21	Oct 7
81-23	Dec 2	Dec 22	Nov 18	Nov 4	Oct 21
81-24	Dec 16	Jan 5, 1982	Dec 2	Nov 18	Nov 4

¹All documents are due at the Code Reviser's Office by 5:00 p.m. on the applicable closing date for inclusion in a particular issue of the Register; see WAC 1-12-035 or 1-13-035.

²"No proceeding shall be held on any rule until twenty days have passed from the distribution date of the register in which notice thereof was contained." RCW 28B.19.030(2) and 34.04.025(2). These dates represent the twentieth day after the distribution date of the immediate preceding Register.

³OTS is the acronym used for the Order Typing Service offered by the Code Reviser's Office which is briefly explained in WAC 1-12-220 and WAC 1-13-240.

WSR 81-14-082
EMERGENCY RULES
DEPARTMENT OF
SOCIAL AND HEALTH SERVICES
(Public Assistance)

[Order 1676—Filed July 1, 1981]

I, David A. Hogan, Director, Division of Administration of the Department of Social and Health Services, do promulgate and adopt at Olympia, Washington, the annexed rules relating to chore services, amending chapter 388-15 WAC.

I, David A. Hogan, find that an emergency exists and that the foregoing order is necessary for the preservation of the public health, safety, or general welfare and that observance of the requirements of notice and opportunity to present views on the proposed action would be contrary to public interest. A statement of the facts constituting such emergency is these rules are necessary to implement chapter 6, Laws of 1981 ex. sess.

Such rules are therefore adopted as emergency rules to take effect upon filing with the code reviser.

This rule is promulgated under the general rule-making authority of the secretary of Department of Social and Health Services as authorized in RCW 74.08.090.

The undersigned hereby declares that he has complied with the provisions of the Open Public Meetings Act (chapter 42.30 RCW), the Administrative Procedure Act (chapter 34.04 RCW) and the State Register Act (chapter 34.08 RCW).

APPROVED AND ADOPTED July 1, 1981.

By David A. Hogan
 Director, Division of Administration

AMENDATORY SECTION (Amending Order 1645, filed 4/27/81)

WAC 388-15-020 ELIGIBLE PERSONS. (1) Individuals eligible for services are:

(a) Recipients of aid to families with dependent children (AFDC recipients).

(b) Individuals whose needs were taken into account in determining the needs of AFDC recipients.

(c) Recipients of supplemental security income or state supplementary payments related to age, blindness or permanent and total disability.

(d) Recipients of federal aid medical care only categorically related to Title XVI supplemental security income or AFDC, provided gross family income does not exceed eighty percent of the state median gross income for a family of four, adjusted for family size.

(e) Any individual or family regardless of age, blindness or disability, whose gross family income does not exceed eighty percent of the state median income for a family of four, adjusted for family size, except that:

(i) No individual or family is eligible for family planning or alcoholism services whose gross family income is in excess of fifty percent of the state median income for a family of four, adjusted for family size.

(ii) No individual or family is eligible on a group basis for developmental disabilities, case services, developmental disabilities home-aid resources, developmental

disabilities developmental centers or extended sheltered employment unless at least seventy-five percent of persons given these services are members of families whose gross monthly income do not exceed ninety percent of the state median income, adjusted for family size.

(iii) Information and referral services, services to children in their own home or protective service may be given to any individual regardless of the level of gross family income. Child protective services are provided without charge. Where ancillary services such as homemaker services are an integral but subordinate part of a protective service plan for children or adults, they may be provided without regard to the level of gross family income. Chore services can be provided for a maximum of ninety days during any one year as an integral but subordinate part of an adult protective services plan.

~~((iv) No individual or family is eligible for chore services who is not an adult recipient of supplemental security income and/or state supplementation or who has income above the state standards for supplemental security income and state supplementation.~~

~~Clients receiving chore services (income eligibility determined, client review questionnaire administered, and hours authorized) as of February 28, 1981, but who are not recipients of supplemental security income and/or state supplementation and have gross income, adjusted for family size, above the state standards for supplemental security income and state supplementation will have their services terminated or reduced as follows:~~

~~(A) Those clients who received nine or less hours during January, 1981, will be terminated.~~

~~(B) Those clients who received more than nine hours will be provided five less hours in March, 1981, than what was provided in January, 1981, and nine less hours in April, 1981, than what was provided in January, 1981. The reduced April, 1981, level will be continued for a length of time determined by the department.~~

~~(C) Those clients who received no hours or fewer hours in January, 1981, than would have regularly been provided because of hospitalization, temporarily in a nursing home, no chore provider available, authorized after the beginning of the month, started receiving service after the beginning of the month, authorized an increase or decrease in hours after the beginning of the month, will have their hours reduced or be terminated by reducing hours from the service provided in February, 1981, or be determined by the department.~~

~~Clients receiving chore services as of February 28, 1981, whose gross family income is in excess of fifty percent of the state median income for a family of four, adjusted for family size, or fifty-seven percent of the state median income adjusted for family size for a single person, are not eligible to receive chore services.~~

~~Clients receiving attendant care services from the bureau of community and residential care as of February 28, 1981, (income eligibility determined, client review questionnaire administered, and monthly rate authorized) will continue to receive service through June 30, 1981, or until such time as gross family income is in excess of fifty percent of the state median income for a family of four, adjusted for family size or fifty-seven~~

percent of the state median income adjusted for family size for a single person.))

(2) Gross median income for a family of four in the state of Washington effective October 1, 1980, is twenty-one thousand four hundred ninety-four dollars. Eighty percent = seventeen thousand one hundred ninety-five dollars.

(a) Income tables for eighty percent gross median income:

Number in Family	Monthly Income	Annual Income
1	\$745	\$8,942
2	974	11,693
3	1,204	14,444
4	1,433	17,195
5	1,662	19,946
6	1,892	22,698

~~((b))~~ Income tables for fifty-seven percent gross median income, one-person family only:

Family Size	Monthly Income	Annual Income
1	531	6,370)

~~((c))~~ (b) Income table for fifty-two percent gross median income:

Family Size	Monthly Income	Annual Income
2	\$633	\$7,600
3	782	9,389
4	931	11,177
5	1,080	12,965
6	1,229	14,753

~~((d))~~ (c) Income tables for fifty percent gross median income:

Family Size	Monthly Income	Annual Income
1	\$466	\$5,588
2	609	7,308
3	752	9,027
4	896	10,747
5	1,039	12,467
6	1,182	14,186

~~((e))~~ (d) Income tables for thirty-eight percent gross median income:

Family Size	Monthly Income	Annual Income
1	\$354	\$4,247
2	463	5,554
3	572	6,861
4	681	8,168
5	790	9,475
6	898	10,781

~~((f))~~ (e) See WAC 388-29-100 for grant standards.

(3) Family means two or more persons related by blood, marriage or adoption, residing in the same household, and may include a dependent residing in a separate household for whom support is paid.

(a) Husband and wife are considered a two-person family.

(b) Related adults residing together, other than spouses, are each considered a separate family.

(c) An individual living alone or only with unrelated persons is considered a one-person family. An individual living alone or with unrelated persons may include in (his/her) his or her application a dependent living in a separate household for whom support is paid.

(d) A child living with legally nonresponsible relatives, a minor living independently, and a child living under the care of unrelated persons are also considered one-person families.

(e) A school-age parent residing in parent's home with child is considered a separate family unit for purpose of determining family income.

(4) Persons applying to provide day care or foster care facilities or a person or persons applying to adopt a child are resources to our primary client, the child. Financial eligibility for these individuals is not required.

(5) Child welfare services may also be provided under Title IV-B of the social security act.

AMENDATORY SECTION (Amending Order 1618, filed 3/4/81)

WAC 388-15-207 CHORE SERVICES FOR ADULTS—LEGAL BASIS—PURPOSE—GOALS.

(1) The legal basis for the chore services program is RCW 74.08.530 through ~~((74.08.560))~~ 74.08.570.

(2) The purpose of the program is ~~((:))~~ to assist eligible persons at risk of being placed in a residential care facility by providing allowable chore services tasks that will allow them to remain in or return home whenever possible.

~~((a))~~ To enable the elderly, the chronically ill, the mentally ill, retarded or otherwise disabled adult to remain in or return to his/her own home among familiar surroundings whenever possible.

~~((b))~~ To permit an adult to remain at home, or to return home sooner than he/she otherwise could from an institution.

~~((c))~~ To keep the family together while the natural homemaker is incapacitated, either in or out of the home.))

(3) Goals for chore services for adults and families shall be limited to those specified in WAC 388-15-010(1)(b), (c), and (d). Also see WAC 388-15-010(2).

AMENDATORY SECTION (Amending Order 1652, filed 5/20/81)

WAC 388-15-208 DEFINITIONS. (1) "Chore services" consist of light household tasks and/or personal care, as defined by the department, which eligible persons are unable to do for themselves.

~~((2))~~ "Protective supervision" is a service provided through the chore program when it is dangerous for a client to be left alone. Protective supervision does not include responsibilities that a legal guardian should assume.))

~~((3))~~ (2) "Contracted program" denotes that method of hourly chore service delivery where the contractor is responsible for recruiting, supervising, training, and paying the chore provider.

~~((4))~~ (3) "Individual-provider-program" denotes that method of chore service delivery where the client employs and supervises the chore provider. Payment is made to the client, who in turn pays the provider.

(4) "Attendant care" in the chore services program is the service provided to eligible persons who need full-time care, require assistance that cannot be scheduled

with personal care tasks, e.g., toileting, ambulation, wheelchair transfer and/or need protective supervision when it is dangerous for a person to be left alone. Protective supervision does not include responsibilities that a legal guardian should assume. Attendant care is authorized a monthly rate payment in the individual-provider-program.

(5) "Hourly care" in the chore services program is the service provided to eligible persons who need assistance that can be scheduled with household and/or personal care tasks. A maximum of one hundred sixteen hours per month per client can be provided. Hourly services do not include attendant care.

~~((5))~~ (6) "Own home" shall mean the individual's present or intended place of residence whether that is in a building rented or owned by the client or in the home of another person. Chore services are provided within the confines of the home property except for essential shopping, ~~(and)~~ errands, and transportation necessary for the completion of authorized tasks. ~~(An adult family home or children's foster home is not considered own home for purposes of the chore program, except as provided in WAC 388-15-215(2).)~~

~~((6))~~ (7) The "Client Review Questionnaire" is an adult assessment form which determines the amount and type of chore services to be provided. The form is used by department staff to identify, document, and score the allowable chore service needs of all eligible persons.

~~((7))~~ (8) The "CRQ Authorization Ceiling Chart" indicates the maximum number of hours that can be authorized for a client's score.

~~((8))~~ (9) "Personal care" shall mean such tasks as meal preparation, dressing/undressing, care of appearance, body care, bed transfer, ambulation, wheelchair transfer, bathing, toileting, and reminding to take medicines which a person would normally provide for ~~(himself/herself)~~ himself or herself and are necessary to maintain a person in ~~(his/her)~~ his or her own home. Sterile procedures and administering medications by injection are not authorized personal care tasks, unless the individual-provider-program worker is a licensed health practitioner or a member of the client's immediate family.

~~((9))~~ "Attendant care" is the service provided to a client who requires assistance with unscheduled tasks, i.e., toileting, ambulation, and wheelchair transfer, and is authorized a monthly rate payment in the individual-provider-program.)

(10) "Shared living arrangement" occurs when two or more adults share expenses and live together in their own home with common facilities, such as living, cooking, and eating areas.

AMENDATORY SECTION (Amending Order 1618, filed 3/4/81)

WAC 388-15-209 CHORE SERVICES—ELIGIBLE INDIVIDUALS. (1) Service Eligibility.

(a) Chore services are ~~((primarily))~~ for adults aged eighteen and over, although in some instances families may be served.

(b) Chore services are determined through the completion and scoring of the client review questionnaire. (Refer to WAC 388-15-212).

(c) Families may receive chore services when the normal caretaker of the children:

(i) Is in the home but unable to physically care for the children;

(ii) Is in the home and physically unable to perform the necessary household tasks;

(iii) Is out of the home temporarily, as defined by the department.

(2) Financial Eligibility.

(a) Persons receiving chore services must meet the financial eligibility requirements established by the department. ~~((Refer to WAC 388-15-020.))~~

(b) For families to receive services, the total family income must be at or below the financial eligibility requirements established by the department. Children are not financially eligible in their own right. They are part of the family unit.

(c) An adult or family at risk of being placed in a residential care facility is eligible to receive the level of hourly or attendant care chore services as determined by WAC 388-15-212 who are adult recipients of supplemental security income and/or state supplementation or who has gross family income, adjusted for family size, not in excess of thirty percent of state median income. Adult protective services clients are eligible to receive chore services without regard to income, if these services are an integral but subordinate part of the adult protective services plan. These services are limited to a maximum of ninety days in any one year.

Services are authorized within the funds appropriated under section 54(1), chapter 340, Laws of 1981.

(d) An adult or family at risk of being placed in a residential care facility is eligible to receive a reduced level of hours in the hourly chore services program or a reduced level of payment in the attendant care chore services program who has a gross family income, adjusted for family size between thirty percent and forty percent of the state median income. See table in subsection (1)(d) of this section:

REDUCED HOURLY AUTHORIZATION OR PAYMENT

<u>Percentage of State Median Income</u>	<u>Percentage of Hours Authorized by the Department in the Hourly Chore Services Program</u>	<u>Percentage of Monthly Rate Payment Provided by the Department in the Attendant Care Chore Services Program</u>
<u>Above 30 through 31</u>	<u>80</u>	<u>99</u>
<u>Above 31 through 32</u>	<u>75</u>	<u>98</u>
<u>Above 32 through 33</u>	<u>70</u>	<u>97</u>
<u>Above 33 through 34</u>	<u>65</u>	<u>96</u>
<u>Above 34 through 35</u>	<u>60</u>	<u>95</u>
<u>Above 35 through 36</u>	<u>55</u>	<u>94</u>
<u>Above 36 through 37</u>	<u>50</u>	<u>93</u>
<u>Above 37 through 38</u>	<u>45</u>	<u>92</u>
<u>Above 38 through 39</u>	<u>40</u>	<u>91</u>
<u>Above 39 through 40</u>	<u>35</u>	<u>90</u>

Services are authorized within the funds appropriated under section 54(1), chapter 340, Laws of 1981.

(e) An adult or family who has gross family income, adjusted for family size between forty and fifty-seven

percent of the state median income is severely handicapped, at risk of being placed in a residential care facility, and in need of attendant care may be eligible to receive a reduced level of payment for attendant care. See table in subsection (1)(e) of this section. The client or applicant shall provided verification of the need for attendant care and risk of being placed in a residential care facility by producing a statement from the client's physician and departmental staff.

Requests shall be acted upon by the department within thirty days. The client or applicant shall be advised of the decision of the department and his or her right to a review of the decision.

Approved requests shall be reviewed every ninety days. Services are authorized within the funds appropriated under section 54(2), chapter 340, Laws of 1981.

REDUCED MONTHLY PAYMENT FOR ATTENDANT CARE CLIENTS

<u>Percentage of State Median Income</u>	<u>Percentage of Monthly Rate Payment Provided by the Department in the Attendant Care Chore Services Program</u>
Above 40 through 41	88
Above 41 through 42	85
Above 42 through 43	80
Above 43 through 44	75
Above 44 through 45	70
Above 45 through 46	65
Above 46 through 47	60
Above 47 through 48	55
Above 48 through 49	50
Above 49 through 50	45
Above 50 through 51	40
Above 51 through 52	35
Above 52 through 53	30
Above 53 through 54	25
Above 54 through 55	20
Above 55 through 56	15
Above 56 through 57	10

(f) Severely handicapped clients or applicants in the attendant care chore services program who have gross family income, adjusted for family size between thirty and fifty-seven percent of the state median income who are risk of being placed in a residential care facility and cannot afford to pay their share of the monthly rate, may be eligible to receive an additional amount up to the client's share of the monthly rate. The client shall provide verification of the need for attendant care and risk of being placed in a residential care facility by producing a statement from the client's physician and departmental staff. The client shall produce a statement showing why he or she cannot afford to pay all or part of his or her share of the monthly rate.

Requests shall be acted upon by the department within thirty days. The client or applicant shall be advised of the decision of the department and his or her right to a review of the decision.

Approved requests shall be reviewed every ninety days. Additional payment is authorized within the funds appropriated under section 54(2), chapter 340, Laws of 1981.

(g) An adult or family who has gross family income adjusted for family size, above fifty-seven percent of the state median income, severely handicapped, and at risk of being placed in a residential care facility may be

authorized to receive attendant care. Thirty persons at any one time may receive attendant care services under section 17, chapter 6, Laws of 1981 1st ex. sess.

The client or applicant shall provide verification of the need for attendant care and risk of being placed in a residential care facility, by producing a statement from the client's physician and departmental staff. The client or applicant shall produce a statement showing what part of the monthly rate the client can pay.

Requests shall be acted upon by the department within thirty days. The client or applicant shall be advised of the decision of the department and his or her right to a review of the decision.

Approved requests shall be reviewed every ninety days.

(h) Clients or applicants are not eligible for chore services if they have resources in excess of ten thousand dollars for one person, fifteen thousand dollars for a two-person family. Another one thousand dollars is allowed for each additional family member. Adult protective services clients who are receiving chore services as an integral but subordinate part of an adult protective services plan and supplemental security income and/or state supplementation recipients are exempt from the resource requirement in this section. Resources mean all real or personal property owned by or available to an applicant at the time of application which can be applied toward meeting the applicant's requirements, either directly or by conversion into money or its equivalent. Property that is available shall mean property over which the applicant has legal right of control.

The following resources, regardless of value, shall not be considered in determining the value of an applicant's or recipient's resources:

- (i) A home and lot normal for the community.
- (ii) Used and useful household furnishings, personal clothing, and automobiles.
- (iii) Personal property of great sentimental value.
- (iv) Personal property used by the applicant or recipient to earn income or to rehabilitate himself or herself.
- (v) One cemetery plot for each member of the family unit.
- (vi) Cash surrender value of life insurance.

(i) Income tables for chore services:

THIRTY PERCENT OF STATE MEDIAN INCOME

<u>Family Size</u>	<u>Monthly Income</u>	<u>Annual Income</u>
1	\$317	\$3,808
2	415	4,980
3	513	6,151
4	610	7,323
5	708	8,495
6	806	9,666

FORTY PERCENT OF STATE MEDIAN INCOME

<u>Family Size</u>	<u>Monthly Income</u>	<u>Annual Income</u>
1	\$423	\$5,077
2	553	6,640
3	683	8,202
4	814	9,764
5	944	11,326
6	1,074	12,888

FIFTY-SEVEN PERCENT OF STATE MEDIAN INCOME

<u>Family Size</u>	<u>Monthly Income</u>	<u>Annual Income</u>
1	\$603	\$7,235
2	788	9,461
3	974	11,687
4	1,159	13,914
5	1,345	16,140
6	1,530	18,366

Reviser's Note: The typographical errors in the above section occurred in the copy filed by the agency and appear herein pursuant to the requirements of RCW 34.08.040.

AMENDATORY SECTION (Amending Order 1652, filed 5/20/81)

WAC 388-15-212 SERVICE DETERMINATIONS. (1) Chore services need and amount determination for all applicants and recipients of chore services will be made by using the client review questionnaire on each adult.

(2) Department staff will administer the client review questionnaire.

(3) When administering the client review questionnaire, department staff will take into account the client's risk of being placed in a residential care facility and ability to perform activities of daily living, living conditions, and arrangements, and the availability and use of alternative resources, including immediate family, other relatives, neighbors, friends ((and)) , community programs, and volunteers.

(4)(a) The client review questionnaire is a series of questions designed to determine the client's need for the tasks which are available from the chore program. In answering each question, either "N", "M", "S", or "T" is circled to indicate the extent of assistance the client needs from the chore program for each task. "N", "M", "S", or "T" are defined as:

(i) N = Needs No Assistance: The client is either able to perform this task without help or is already receiving or could receive all the help needed from other sources.

(ii) M = Needs Minimal Assistance: The client cannot perform this task without help and needs a minimal amount of assistance from the chore program in addition to whatever help may or may not be received from other sources.

(iii) S = Needs Substantial Assistance: The client cannot perform this task without help and needs a substantial amount of assistance from the chore program in addition to whatever help may or may not be received from other sources.

(iv) T = Needs Total Assistance: Client is completely unable to perform this task and is not now receiving any help and needs total assistance from the chore program.

(b) Points are awarded for each task based on the degree of assistance needed from the chore services program. The number of points available for each task is set forth in subsection (5) of this section. The point total is converted into maximum allowable hours using the table set forth in subsection (6) of this section. For clients needing ((protective supervision or)) attendant care, as defined in subsection (5) of this section, the amount of services authorized is based on the total number of hours per month the chore provider must be with the client.

(5) The allowable chore services program tasks, as defined by the department, are scored as follows:

(a) Escort/Transport to Medical Services. The scoring is as follows, based on the need and frequency of service: N = 0, M = 1, S = 2, T = 3.

(b) Essential Shopping and Errands. The scoring is based on need and frequency of service: N = 0, M = 5, S = 10, T = 15. When the chore provider must perform these tasks for the client because the client is unable to go along, the scoring is N = 0, M = 1, S = 3, and T = 5.

(c) Splitting/Stacking/Carrying Wood. The scoring is N = 0, M = 3, S = 5, and T = 7. This task is available only to persons who use wood as their sole source of fuel for heat and/or cooking.

(d) Laundry. The scoring is N = 0, M = 1, S = 2, and T = 3. If there are no laundry facilities in the client's own home, additional points are awarded. The scoring for the additional points is N = 0, M = 3, S = 5, and T = 7.

(e) Housework. Housework is limited to tasks necessary to protect the client's health and safety and to those areas of the home actually used by the client, i.e., kitchen, bathroom, bedroom, living room, and dining room. The scoring is N = 0, M = 1, S = 2, and T = 3.

(f) Cooking. The scoring is based on the preparation of three meals, as follows:

(i) Breakfast N = 0, M = 4, S = 7, T = 10.

(ii) Light Meal N = 0, M = 4, S = 7, T = 10.

(iii) Main Meal N = 0, M = 5, S = 10, T = 15.

(g) Feeding. The scoring is based on feeding three meals, as follows:

(i) Breakfast N = 0, M = 4, S = 7, T = 10.

(ii) Light Meal N = 0, M = 4, S = 7, T = 10.

(iii) Main Meal N = 0, M = 5, S = 10, T = 15.

(h) Dressing/Undressing. The scoring is N = 0, M = 4, S = 7, and T = 10.

(i) Care of Appearance. The scoring is N = 0, M = 1, S = 3, and T = 5.

(j) Body Care. The scoring is N = 0, M = 5, S = 10, and T = 15.

(k) Bed Transfer. The scoring is N = 0, M = 1, S = 3, and T = 5.

(l) Ambulation. The scoring is N = 0, M = 4, S = 7, and T = 10.

(m) Wheelchair Transfer. The scoring is N = 0, M = 1, S = 3, and T = 5.

(n) Bathing. The scoring is N = 0, M = 4, S = 7, and T = 10.

(o) Toileting. The scoring is N = 0, M = 5, S = 10, and T = 15.

(p) Remind to Take Medicines. The scoring for reminding to take medication is N = 0, M = 1, S = 2, and T = 3.

(q) Family Care. The family care question has four parts. Each part considers the ages, number, ((and)) level of responsibility of the children, and the presence of a spouse when determining the need for chore services.

(i) Part one determines the need for additional help cleaning the household because of the presence of children. The scoring is N = 0, M = 4, S = 7, and T = 10.

(ii) Part two determines the need for escort and transportation, laundry services, meal preparation and shopping, and bathing and dressing for the client's children. The scoring is N = 0, M = 5, S = 10, and T = 15

(iii) Part three determines the need for physical supervision of the children. When the client is in the home, but unable to supervise, the scoring is N = 0, M = 5, S = 10, and T = 15.

(iv) Part four determines the need for supervision of children when the client is temporarily absent from the home because of hospitalization. This question is not scored. The number of days and the number of hours per day that the children need supervision is recorded. The monthly authorization is the total number of hours required for supervision. The chore provider performs household and personal care tasks for the children during the hours of supervision. Supervision of children when the client is absent from the home must not exceed two weeks.

(r) ~~((Protective Supervision/))~~ Attendant Care. ~~((The chore provider supervises or watches the client when he/she cannot safely be left alone. Protective supervision may be necessary when a person:~~

~~(i) May hurt himself/herself, others, or damage property if left alone, or~~

~~(ii) Is confused and may wander away, turns on a stove and forgets to turn it off, becomes easily disoriented, or forgets to take necessary medication.~~

~~The chore provider performs any household or personal care tasks or gives assistance with activities of daily living during the hours of supervision. The scoring is based on the number of days per month and hours per day during which the chore provider must be with a client in need of protective supervision. The authorization is the total number of protective supervision hours required by the client each month. In attendant care,))~~
The chore provider is available to help a client who requires assistance with such unscheduled tasks as toileting, ambulation, and wheelchair transfer or supervises or watches a client who cannot safely be left alone. Protective supervision may be necessary when a person may hurt himself or herself, others, or damage property if left alone, or is confused and may wander away, turn on a stove and forget to turn it off, or becomes easily disoriented. The chore provider performs any household or personal care tasks or gives assistance with activities of daily living during the ((hours of attendance to the client)) authorized attendant care hours. The scoring is based on the number of days per month and hours per day during which the chore provider must be with a client in need of attendant care. The authorization is the total number of attendant care hours required by the client each month.

(6) Except for cases where ~~((protective supervision,))~~ attendant care(;) or supervision of children when the client is temporarily absent are required, as defined in subsection (5) ~~((r))~~ (q)(iv) of this section, the amount of hours of chore services authorized per month shall be determined by translating the total number of points awarded on the client review questionnaire into a

monthly authorization, utilizing the following CRQ authorization ceiling chart:

CRQ SCORE	CEILING(S) HOURS PER MONTH
1-4	5
5-9	8
10-14	11
15-19	14
20-24	18
25-29	21
30-34	24
35-39	28
40-44	31
45-49	34
50-54	37
55-59	41
60-64	44
65-69	47
70-74	51
75-79	54
80-84	57
85-89	60
90-94	64
95-99	67
100-104	70
105-109	74
110-114	77
115-119	80
120-124	83
125-129	87
130-134	90
135-139	93
140-144	97
145-149	100
150-154	103
155-159	106
160-164	110
165-169	113
170-174	116

HOURLY PROGRAM LIMITATION

175-179	120
180-184	123
185-189	126
190-194	129
195-199	132
200-205	135
206-209	138
210-214	142
215-219	145
220-224	148
225-229	151
((230-234))	((+55))
((235-239))	((+58))
((240-244))	((+61))
((245-249))	((+65))
((250-254))	((+68))
((255-259))	((+71))
((260-264))	((+74))

The department may authorize fewer hours according to the client's individual circumstances and the provisions under WAC 388-15-215(8). ~~((Only four hours of housework per month per household is allowed. Protective supervision,))~~ Attendant care(;) and supervision of children when the client is temporarily absent are authorized for the number of days per month and hours per day the services are required.

(7) The ~~((client/applicant))~~ client or applicant may request approval from the department to exceed the ceiling hours authorized per month, as determined in

subsection (6) of this section. The department shall authorize the number of additional hours (~~necessary to maintain the client/applicant in his/her own home~~) not to exceed one hundred sixteen hours per month per client in the hourly program when:

(a) There are circumstances of a demonstrated duration, frequency, or severity which require additional hours of allowable chore services to avoid adverse effects to ~~(his/her)~~ his or her health or safety, and,

(b) The need for additional hours is specific and clearly measurable.

(c) Hours are available under provisions of WAC 388-15-215(8).

(8) All ~~(clients/applicants)~~ clients or applicants shall be informed in writing of the process as defined in subsection (7) of this section and shall have the right to request from the department approval to exceed the authorized hours as set forth in subsection (6) of this section.

(9) When the department denies a request for additional hours or makes approval for fewer additional hours than requested, the ~~(client/applicant)~~ client or applicant shall receive notice of ((his/her)) his or her right to contest the decision pursuant to chapter 388-08 WAC. The department shall approve or deny requests within thirty days.

(10) Chore services may be provided either through the individual-provider-program or through the contracted program, as deemed most appropriate by department policy established by the state office.

AMENDATORY SECTION (Amending Order 1618, filed 3/4/81)

WAC 388-15-213 PAYMENT. (1) Payment may be made for services performed by a relative, but payment to a spouse, father, mother, son or daughter can be made only when the person:

(a) Has to give up paid employment (more than thirty hours per week) to give the service, or

(b) Would otherwise need to take paid employment (more than thirty hours per week), or

(c) Would otherwise be eligible to receive general assistance to meet ~~((his/her))~~ his or her own financial need.

(2) Payment to the spouse providing chore services to an incapacitated, eligible client shall not exceed the amount of a one-person standard for a continuing general assistance grant. Refer to WAC 388-29-100.

(3) In the contracted program, payment is made to the contractor who directly pays the chore provider. (Refer to WAC 388-15-208.)

(4) In the individual-provider-program, payment is made to the client who pays the chore provider. (Refer to WAC 388-15-208.)

(a) An hourly wage is paid for the actual number of hours worked on all chore services tasks(~~except for protective supervision~~) (maximum of one hundred sixteen hours per month per client), except for attendant care(;) and supervision of children when the client is temporarily absent.

(i) The hourly wage rate must at least comply with federal minimum wage guidelines.

(ii) The maximum hourly wage rate shall not exceed the amount set by the community services office (CSO) administration and should consider the prevailing rate in the community for similar services but shall not exceed three dollars and seventy-five cents per hour.

(b) A monthly rate is paid for ~~((protective supervision;)) attendant care(;) and supervision of children.~~ The monthly rate is determined by the service worker after discussion with the client and chore provider, but it shall not exceed ~~((a maximum rate set by the department. It will be prorated by days and hours of service.))~~ the lesser of the following, a maximum of five hundred ten dollars per month or the amount determined by the table in subsection (4)(b) of this section:

MONTHLY RATE DETERMINATION	
HOURS OF SERVICE PER DAY	PAYMENT PER DAY
(30 DAYS PER MONTH)	
16 - 24	up to \$17
12 - 15	up to \$15
8 - 11	up to \$12
4 - 7	up to \$8
2 - 3	up to \$5
1	up to \$3

Another fifty dollars is added for each additional client authorized for service in the household.

(c) An individual-provider-program eligible ~~(client/applicant)~~ client or applicant may request approval from the department to exceed the maximum monthly rate set by the department or the maximum hourly wage established by the community services office. The department shall authorize a higher payment rate necessary to maintain the ((client/applicant)) client or applicant in ((his/her)) his or her own home when:

(i) The need for the higher payment is specific and clearly measurable, and,

(ii) The ~~(client/applicant)~~ client or applicant provides documentation that services are not available at the established maximum payment rate, and,

(iii) The ~~(client/applicant)~~ client or applicant has made a reasonable effort to find a qualified provider at the established maximum payment rate, and,

(iv) Funds are available under section 54(1) and (2), chapter 340, Laws of 1981.

~~((iv))~~ (v) The total cost for the chore services does not exceed ((ninety percent of the total cost for care in a skilled nursing facility, except that this limitation on the maximum monthly cost shall not apply for a period of ninety consecutive days from the date of the request to exceed the maximum monthly rate.)) the lesser of the following, a maximum of seven hundred twenty dollars or the amount determined by the table in (4)(c)(iv):

HOURS OF SERVICE PER DAY	ADDITIONAL PAYMENT PER DAY
(30 DAYS PER MONTH)	
16 - 24	up to \$7
12 - 15	up to \$5
8 - 11	up to \$4
4 - 7	up to \$3
2 - 3	up to \$2
1	up to \$1

(d) All ~~(clients/applicants)~~ clients or applicants shall be informed in writing of the process as defined in

subsection (4)(c) of this section and shall have the right to request from the department approval to exceed the maximum monthly or hourly rate.

(e) When the department denies a request to exceed the maximum payment rates or makes approval at a lesser rate than requested by the ~~((client/applicant))~~ client or applicant, the ~~((client/applicant))~~ client or applicant shall receive notice of ~~((his/her))~~ his or her right to contest the decision pursuant to chapter 388-08 WAC. The department shall approve or deny requests within thirty days.

(f) When the client provides board and room to the chore provider, the department may make a payment to partially reimburse the cost of this expense. The payment shall not exceed an allowance established by the department and shall be prorated by days of service.

(g) Payment is made only after service delivery has been verified.

AMENDATORY SECTION (Amending Order 1618, filed 3/4/81)

WAC 388-15-215 LIMITATIONS ON PROGRAM. (1) The chore services program is not a teaching or companionship program and cannot be used for the purpose of delivering skilled nursing care or developing social, behavioral, recreational, communication or other type skill. Companionship means being with a person in ~~((his/her))~~ his or her home for the purpose of preventing loneliness or to accompany ~~((him/her))~~ him or her outside the home, except on basic errands or medical appointments or activities of daily living for ~~((protective supervision/))~~ attendant care clients.

(2) Chore services cannot be provided in a group home, congregate care facility, intermediate care facility ~~((or))~~, skilled nursing facility, ~~((but can be provided in an adult family home or foster home on an emergency basis, not to exceed two weeks))~~ adult family home or foster home. Shared living arrangements are not considered group homes.

(3) Chore services are provided for the person needing and authorized to receive the service, not for other household members unless they are part of the total chore services plan which includes them as eligible service clients.

(4) Chore services are not provided when community resources or family, neighbors, ~~((or))~~ friends, or volunteers are available and willing to provide the service without charge.

(5) All approvals for additional hours and higher payment rates are reevaluated by the department after a period of up to one year, as determined by the department. These reevaluations are continued, denied, or altered to correspond with the client's present chore services need. The client shall receive notice of ~~((his/her))~~ his or her right to contest reevaluations which are denied or approved at a lower rate of payment or fewer service hours than initially approved.

(6) Chore services cannot be used for child care for working parent(s).

(7) In family care, the chore services provider may not act as a parent substitute or make major decisions affecting the children.

(8) A maximum of two hundred twenty-four thousand hours per month can be authorized in the hourly chore services program. Each community services office is allocated a monthly lid of chore services hours for the hourly chore services program under the provisions of section 17, chapter 6, Laws of 1981 1st ex. sess. Eligible clients or applicants can receive service if hours are available at the community services office.

AMENDATORY SECTION (Amending Order 1589, filed 1/21/81)

WAC 388-15-217 ((CHORE)) ATTENDANT CARE SERVICES FOR EMPLOYED DISABLED ADULTS. (1) Notwithstanding other provisions of WAC ~~((388-15-210))~~ 388-15-207 through 388-15-215, employed disabled adults shall be eligible for ~~((chore))~~ attendant care services as provided in this section, with cost participation, as authorized by RCW 74.08.570.

(2) The following definitions shall apply for purposes of this section:

(a) "Employed" means engaged on a regular monthly basis in any work activity for which monetary compensation is obtained.

(b) "Total income" is the sum of an applicant's earned income plus gross earned income.

(3) To be eligible for ~~((chore))~~ attendant care services under this section, an ~~((applicant/recipient))~~ applicant or recipient must meet all of the following conditions:

(a) Be eighteen years of age or older.

(b) Be a resident of the state of Washington.

(c) Be determined by the department to be disabled as specified in subsection (4) of this section.

(d) Be willing to submit to such examinations as are deemed necessary by the department to establish the extent and nature of the disability.

(e) Be employed.

(f) Have earned income which is less than forty percent of the state median income after subtracting work expenses, the cost of chore services, and any medical expenses which are not covered through insurance or another source and such medical expenses are incurred to allow the disabled person to work.

~~((f))~~ (g) Have ~~((chore-service))~~ attendant care need as determined by the department using the client review questionnaire. ((See subdivision (8)(a) of this section.))

~~((g))~~ (h) Not have unearned income exceeding ~~((the maximum income standard for receipt of Title XX chore services by applicants ineligible for this section. (Refer to WAC 388-15-020.))~~ forty percent of the state median income or be an adult supplemental security income and/or state supplementation recipient.

~~((h))~~ (i) Not have resources exceeding the limitations specified ~~((in WAC 388-17-160(4))~~ for the chore services program in WAC 388-15-209(2)(h).

~~((i))~~ (j) Promptly report to the department in writing any changes in income or resources which may effect eligibility.

~~((j))~~ (k) Agree to pay all ~~((chore))~~ attendant care services costs beyond the state's contribution as determined ~~((in accordance with subsection (5) of this section))~~ using a sliding fee schedule.

(l) Meet all other requirements for the attendant care program as defined in WAC 388-15-207 through 388-15-215.

(4) For purposes of this section, an applicant is disabled if either of the following conditions is satisfied:

(a) The applicant previously has been determined "disabled" for the purpose of receiving social security disability insurance (SSDI) or supplemental security income (SSI) or federal aid medical care only (FAMCO), and the department determines that there has been no appreciable improvement in the applicant's disabling condition(s) since that disability determination was made.

(b) The applicant is determined by the department to have a medically determinable physical or mental impairment which, except for the applicant's ability to perform gainful activity, is comparable in severity to a disability which would qualify an applicant for medical assistance related to Title XVI under WAC 388-92-015(3)(c).

~~((5) The department shall use the following method in determining the portion of the applicant's chore service need which will be paid by the department and the amount to be paid by the applicant's cost participation:~~

~~(a) Determine the applicant's total income (earned plus unearned). Earned income from self-employment, when applicable, shall be computed using the same rules as are established in WAC 388-28-520.~~

~~(b) Deduct the applicant's allowable work related expenses as determined by the department according to subsection (7) of this section.~~

~~(c) Deduct the maximum income level permitted for a person with the same family size as the applicant under the income standard for Title XX chore services (without participation) under WAC 388-15-020(1)(c)(i) and 388-15-020(2).~~

~~(d) If the remainder, following steps (a) through (c) of this subsection, is equal to or less than zero, the department shall pay the full authorized cost of chore services as determined by the department according to subsection (8) of this section.~~

~~(e) If the remainder, following steps (a) through (c) of this subsection, is greater than zero, the applicant shall pay one-half of this remainder as cost participation. The department shall pay the difference between the full authorized cost of chore services as determined according to subsection (8) of this section and the applicant's cost participation amount.~~

~~(f) This calculation determines the maximum payment the department shall make for any month. If fewer hours are worked than the maximum chore service need determined according to subdivision (8)(a) of this section, the department's actual payment shall be prorated.)~~

~~((6)) (5) The department shall pay its share of ((chore)) attendant care service costs to the client following receipt of documentation that the services were provided. If less service is verified in any month than the maximum authorized, the department shall pay a prorated portion of its share of cost. The client shall employ the ((chore service worker)) attendant care provider and~~

shall pay the ((worker)) provider the full amount due for services rendered. If the client receives services exceeding those authorized by the department, or agrees to a rate of pay exceeding that authorized by the department, the client shall be responsible for paying the amount exceeding the department's authorized service cost.

~~((7)) (6) An applicant's work related expenses shall be computed by the department as follows:~~

~~(a) Work related expenses shall be deducted in accordance with the "percentage method" or the "actual method," whichever is chosen by the client.~~

~~(b) If the client chooses the "percentage method," twenty percent of the gross earned income shall be deducted.~~

~~(c) If the client chooses the "actual method," the actual cost of each work related expense shall be deducted. This method shall be used only when the client provides written verification of all work related expenses claimed.~~

~~(d) When determined by the "actual method," allowable work expenses shall consist of:~~

~~(i) ((The same work related expenses as are listed in WAC 388-28-515(5), with the exception that expenditures for rental cars shall not be considered work related expenses under this section:)) Child care;~~

~~(ii) ((When appropriate, actual expenditures by the client for child care which is essential to continued employment shall be deducted as work expenses, up to the maximum amount which would be authorized for an applicant with similar employment hours, child care arrangements and child care provider who was eligible under WAC 388-15-170.)) Payroll deductions required by law or as a condition of employment, in amounts actually withheld;~~

~~(iii) The necessary cost of transportation to and from the place of employment by the most economical means, not to include rental cars; and,~~

~~(iv) Expenses of employment necessary for continued employment, such as tools, materials, union dues, transportation to service customers if not furnished or reimbursed by the employer, and uniforms and clothing needed on the job but not suitable for wear away from the job.~~

~~(e) Even if verified, work related expenses shall not be counted in excess of the applicant's gross earned income.~~

~~(f) The client shall have the option to change methods whenever ((he/she)) he or she reports income to the CSO.~~

~~((8) The department shall determine the applicant's authorized chore service cost as follows:~~

~~(a) Using the client review questionnaire, determine chore service need following the same rules as would apply for Title XX chore services clients without cost participation.~~

~~(b) Calculate the authorized cost of these needed chore services based on hourly or monthly payment rates as authorized for Title XX chore service individual provider clients in that CSO catchment area.))~~

WSR 81-15-001
NOTICE OF PUBLIC MEETINGS
WHATCOM COMMUNITY COLLEGE
 [Memorandum, Director—July 1, 1981]

Please note the change of time for the July 23 regular board meeting, from 3:00 p.m. back to 10:00 a.m. The date and place remain the same. This action took place at the continuation of the board's regular meeting of June 23 which was recessed to June 30, 1981. The end result is that there is no change from the original schedule submitted November 4, 1980.

WSR 81-15-002
PROPOSED RULES
HIGHER EDUCATION
PERSONNEL BOARD
 [Filed July 2, 1981]

Notice is hereby given in accordance with the provisions of RCW 34.04.025 and 28B.16.100, that the Higher Education Personnel Board intends to adopt, amend, or repeal rules concerning:

- | | |
|--------------------|---|
| Amd WAC 251-10-110 | Demotion, Suspension, Reduction, Dismissal—Cause for to remove physical or mental incapacity as an example of activities which may result in disciplinary action. |
| Amd WAC 251-12-240 | Burden of Proof to add that an institution has burden of proof in hearings on appeals from separating actions. |
| Amd WAC 251-06-080 | Position Reallocation—Effect on Incumbent to clarify that an employee occupying position which is reallocated to class with lower salary maximum will be subject to layoff provisions of the rules; |

that such agency will at 10:00 a.m., Thursday, July 16, 1981, in the Board Room, Peninsula College, Port Angeles, Washington, conduct a hearing relative thereto; and that the adoption, amendment, or repeal of such rules will take place at 10:00 a.m., Thursday, July 16, 1981, in the Board Room, Peninsula College, Port Angeles, Washington.

The authority under which these rules are proposed is RCW 28B.16.100.

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency prior to July 16, 1981, and/or orally at 10:00 a.m., Thursday, July 16, 1981, Board Room, Peninsula College, Port Angeles, Washington.

This notice is connected to and continues the matter noticed in Notice Nos. WSR 81-04-051, 81-10-005, 81-10-009 and 81-12-032 filed with the code reviser's office on February 4, 1981, April 24, 1981, April 27, 1981 and June 2, 1981.

Dated: July 2, 1981
 By: Douglas E. Sayan
 Director

WSR 81-15-003
ADOPTED RULES
HIGHER EDUCATION
PERSONNEL BOARD
 [Order 88—Filed July 2, 1981]

Be it resolved by the Higher Education Personnel Board, acting at Washington State University, Pullman, Washington, that it does promulgate and adopt the annexed rules relating to:

- | | |
|--------------------|--------------------------------|
| Amd WAC 251-04-020 | Definitions (Trial Service). |
| Amd WAC 251-10-055 | Layoff lists—Institution-wide. |
| Amd WAC 251-18-330 | Trial service period. |

This action is taken pursuant to Notice Nos. WSR 81-04-051, 81-10-009 and 81-12-032 filed with the code reviser on February 4, 1981, April 27, 1981 and June 2, 1981. Such rules shall take effect pursuant to RCW 34.04.040(2).

This rule is promulgated under the general rule-making authority of the Higher Education Personnel Board as authorized in RCW 28B.16.100.

The undersigned hereby declares that he has complied with the provisions of the Open Public Meetings Act (chapter 42.30 RCW), the Administrative Procedure Act (chapter 34.04 RCW) or the Higher Education Administrative Procedure Act (chapter 28B.19 RCW), as appropriate, and the State Register Act (chapter 34.08 RCW).

APPROVED AND ADOPTED June 18, 1981.

By Douglas E. Sayan
 Director

AMENDATORY SECTION (Amending Order 84, filed 7/2/80)

WAC 251-04-020 DEFINITIONS. Unless the context clearly indicates otherwise, the words used in these rules shall have the meanings given in this section.

"ADMINISTRATIVE ASSISTANT EXEMPTION" – A president or vice president may have individual(s) acting as his/her administrative assistant(s). The employee normally performs supportive work for his/her superior as an individual contributor without subordinates.

"ADMINISTRATIVE EMPLOYEES" – Personnel whose responsibilities require them to spend at least 80% of their work hours as follows:

(1) Primary duty is office or nonmanual work directly related to the management policies or general business operations; and

(2) Must have the authority to make important decisions, customarily and regularly exercise discretion and independent judgment, as distinguished from using skills and following procedures; and

(3) Must regularly assist an executive or administrative employee, or perform work under, only general supervision along specialized or technical lines requiring special training, experience or knowledge; and

(4) Must be paid at a rate of at least \$672 per month exclusive of board, lodging or other facilities.

For persons whose salaries exceed \$1083 per month, the 80% limitation does not apply if the primary duty

consists of responsible office or nonmanual work directly related to management policies or general business operations.

"AGRICULTURAL EMPLOYEES" – Employees performing work which includes farming and all its branches, including cultivating the soil, or growing or harvesting crops, or raising livestock, bees, fur-bearing animals, or poultry; or doing any practices performed by a farmer or on a farm as an incident to or in conjunction with such farming operations.

"ALLOCATION" – The assignment of an individual position to an appropriate class on the basis of the kind, difficulty, and responsibility of the work of the position.

"APPOINTING AUTHORITY" – A person or group of persons lawfully authorized to make appointments.

"AVAILABILITY" – An estimate of the number of women, minorities, and handicapped persons who have the skills and abilities required for employment in a particular job group as determined from an analysis of relevant data.

"BOARD" – The higher education personnel board established under the provisions of the higher education personnel law.

"CERTIFICATION" – The act of providing an employing official or appointing authority with the names of the appropriate eligibles to be considered for appointment to fill a vacancy.

"CHARGES" – A detailed statement of the specific incidents alleging cause for dismissal or disciplinary action.

"CLASS" – One or more positions sufficiently similar with respect to duties and responsibilities that the same descriptive title may be used with propriety to designate each position allocated to the class; that the same general qualification requirements are needed for performance of the duties of the class; that the same tests of fitness may be used to select employees; and that the same schedule of pay can be applied with equity to all positions in the class under the same or substantially the same employment conditions.

"CLASSIFIED SERVICE" – All positions in the higher education institutions which are subject to the provisions of the higher education personnel law.

"COLLECTIVE BARGAINING" – The performance of the mutual obligation of the appointing authority and the certified exclusive bargaining representative to meet at reasonable times, to confer and bargain in good faith, and to execute a written agreement with respect to those personnel matters over which the appointing authority may lawfully exercise discretion.

"COMPETITIVE SERVICE" – All positions in the classified service for which a competitive examination is required as a condition precedent to appointment.

"CORRECTIVE EMPLOYMENT PROGRAM" – A program designed to increase the employment of handicapped persons and of women and minorities who are underutilized in certain job groups because of present or past practices or other conditions which resulted in limited employment opportunities.

"COUNSELING EXEMPTION" – Individuals in counseling-exempt positions are responsible for directing and/or participating in providing academic, athletic, medical, career, financial aid, student activity and/or personal counseling to students. Such activities include, but are not limited to, providing individual and group guidance services using recognized professional techniques and practices.

"DEMOTION" – The change of an employee from a position in one class to a position in another class which has a lower salary range maximum.

"DEVELOPMENT" – The attainment through work experience and training of proficiency in skills which will enable the employee to perform higher level duties.

"DIRECTOR" – The personnel director of the higher education personnel board.

"DISMISSAL" – The termination of an individual's employment for just cause as specified in these rules.

"ELIGIBLE" – An applicant for a position in the competitive service who has met the minimum qualifications for the class involved, has been admitted to and passed the examinations, and has met all requirements for eligibility as stated on the bulletin board posting; or an applicant for a position in the noncompetitive service who has met all requirements for eligibility as stated on the bulletin board posting.

"ELIGIBLE LIST" – A list established by the personnel officer, composed of names of persons who have made proper application, met the minimum qualifications, and successfully completed the required examination process to be certified for vacancies in a class at the institution.

"EMPLOYEE" – A person working in the classified service at an institution.

"EMPLOYEE ORGANIZATION" – Any lawful association, labor organization, federation, council, or brotherhood, having as one of its purposes the improvement of working conditions among employees, and which has filed a notice of intent to represent employees with the director, and which has been authorized in accordance with WAC 251-14-020.

"EMPLOYING OFFICIAL" – An administrative or supervisory employee designated by the appointing authority to exercise responsibility for requesting certification, interviewing eligibles, and employing classified employees.

"EXECUTIVE EMPLOYEES" – Management personnel whose responsibilities require them to spend at least 80% of their work hours as follows:

- (1) Primary duty must be management of a recognized department or subdivision; and
- (2) Must customarily and regularly direct the work of two or more employees; and
- (3) Must have the authority to hire and fire, or to recommend with authority on these and other actions affecting employees; and
- (4) Must customarily and regularly exercise discretionary powers; and
- (5) Must be paid at a rate of at least \$672 per month exclusive of board, lodging or other facilities.

For persons whose salaries exceed \$1083 per month, the 80% limitation does not apply if he/she regularly directs the work of at least two other employees and the primary duty is management of a recognized department or subdivision.

"EXECUTIVE HEAD EXEMPTION" – Executive heads of major academic or administrative divisions are analogous in the hierarchy to vice presidents, deans and chairmen. Directors may be executive heads as determined by the higher education personnel board. An executive head is in charge of a separate budget unit and directs subordinates.

"EXEMPT POSITION" – A position properly designated as exempt from the application of these rules as provided in WAC 251-04-040. (Also see separate definitions of "administrative assistant exemption," "executive head exemption," "research exemption," "counseling exemption," "extension and/or continuing education exemption," "graphic arts or publication exemption," and "principal assistant exemption".)

"EXTENSION AND/OR CONTINUING EDUCATION EXEMPTION" – Individuals considered exempt in this category are responsible for originating and developing formal education programs for the general public, usually involving close contact with faculty and staff or training or consulting with specific groups in the community to enable them to provide specialized training and/or services to the community.

"FRINGE BENEFITS" – As used in the conduct of salary surveys, the term shall include but not be limited to compensation for leave time, including vacation, civil, and personal leave; employer retirement contributions; health insurance payments, including life, accident, and health insurance, workmen's compensation, and sick leave; and stock options, bonuses, and purchase discounts where appropriate.

"FULL-TIME EMPLOYMENT" – Work consisting of forty hours per week.

"GRAPHIC ARTS OR PUBLICATION EXEMPTION" – Individuals qualifying for exemption under this category will be involved in performing selected graphic arts or publication activities requiring prescribed academic preparation or special training. Positions of this type are those which use special visual techniques, require original design and layout and/or can be distinguished from positions associated with the standard editorial functions.

"GRIEVANCE" – A dispute filed in accordance with a grievance procedure of a signed collective bargaining agreement.

"HANDICAPPED PERSON" – Any person with physical, mental or sensory impairments that would impede that individual in obtaining and maintaining permanent employment and promotional opportunities. The impairments must be material rather than slight, static and permanent in that they are seldom fully corrected by medical replacement, therapy, or surgical means.

"HEARING EXAMINER" – An individual appointed by the board to preside over, conduct and make recommended decisions including findings of fact and conclusions of law in all cases of employee appeals to the board.

"INSTITUTIONS OF HIGHER EDUCATION" – The University of Washington, Washington State University, Central Washington University, Eastern Washington University, Western Washington University, The Evergreen State College, and the various state community colleges. For purposes of application of these rules, the term shall be considered to include the various related boards as defined in this section, unless specifically indicated to the contrary.

"INSTRUCTIONAL YEAR" – The schedule established annually by an institution to identify the period required to meet the educational requirements of a given academic or training program.

"JOB GROUP" – For affirmative action goal-setting purposes, a group of jobs having similar content, wage rates and opportunities. An EEO job category may consist of one or more job groups.

"JOB CATEGORIES" – Those groupings required in equal employment opportunity reports to federal agencies.

"LATERAL MOVEMENT" – Appointment of an employee to a position in another class which has the same salary range maximum as the employee's current class.

"LAYOFF" – Any of the following management initiated actions caused by lack of funds, curtailment of work, or good faith reorganization for efficiency purposes:

- (1) Separation from service to an institution;
- (2) Separation from service within a class;
- (3) Reduction in the work year; and/or
- (4) Reduction in the number of work hours.

"LAYOFF SENIORITY" – The last period of unbroken service in the classified service of the higher education institution. Authorized leave of absence or leave without pay shall not constitute a break in service; however, the time spent on such leave shall not be included in computing seniority except where required by statute and except in the case of positions established on the basis of an instructional year. Permanent employees who are veterans or their unmarried widows/widowers as identified in WAC 251-10-045 shall have added to their unbroken institution service the veteran's active military service to a maximum of five years' credit.

"LAYOFF UNIT" – A clearly identified structure within an institution, which is approved by the director, and within which employment/layoff options are determined in accordance with the reduction in force procedure.

"LEAD" – An employee who performs the same duties as other employees in his/her work group and in addition regularly assigns, instructs and checks the work of the employees.

"NONCOMPETITIVE SERVICE" – All positions in the classified service for which a competitive examination is not required.

"ORGANIZATIONAL UNIT" – A clearly identified structure, or substructure of persons employed to achieve a common goal or function under the direction of a single official. An organizational unit may consist of either an administrative entity or a geographically separated activity.

"PART-TIME EMPLOYMENT" – Work of twenty or more hours per week but less than full time employment with an understanding of continuing employment for six months or more.

"PERIODIC INCREMENT DATE" – ("P.I.D.") – The date upon which an employee is scheduled to move to a higher salary step within the range for his/her current class, as provided in WAC 251-08-090 and 251-08-100.

"PERMANENT EMPLOYEE" – An employee who has successfully completed a probationary period at the institution within the current period of employment.

"PERSONNEL OFFICER" – The principal employee in each institution/related board responsible for administrative and technical personnel activities of the classified service.

"P.I.D." – Commonly used abbreviation for periodic increment date.

"POSITION" – A set of duties and responsibilities normally utilizing the full or part time employment of one employee.

"PRINCIPAL ASSISTANT EXEMPTION" – Individuals qualifying for exemption under this category function as second-in-command in importance levels. The individual may perform many of the functions of his/her superior in the superior's absence, or alternatively may have major administrative or program responsibilities. Reporting relationships will not be below that of the executive head. In some institutions an executive head may have more than one principal assistant as determined by the higher education personnel board.

"PROBATIONARY PERIOD" – The initial six months of employment in a class following appointment from an eligible list of a nonpermanent employee of the institution.

"PROBATIONARY REAPPOINTMENT" – Appointment of a probationary employee from an eligible list to a position in a different class.

"PROFESSIONAL EMPLOYEES" – Personnel whose responsibilities require them to spend at least 80% of their work hours as follows:

(1) Primary duty must involve work that requires knowledge of an advanced type in a field of science or learning, customarily obtained by a prolonged course of specialized instruction and study or work that is original and creative in character in a recognized field of artistic endeavor and the result of which depends primarily on invention, imagination, or talent; and

(2) Must consistently exercise discretion and judgment; and

(3) Must do work that is predominantly intellectual and varied, as distinguished from routine or mechanical duties; and

(4) Must be paid at a rate of at least \$737 per month exclusive of board, lodging or other facilities.

For persons whose salaries exceed \$1083 per month, the 80% limitation does not apply if the primary duty consists of work requiring knowledge of an advanced type in a field of science or learning which requires consistent exercise of discretion and judgment.

"PROMOTION" – The appointment as a result of recruitment, examination and certification, of a permanent employee to a position in another class having a higher salary range maximum.

"PROVISIONAL APPOINTMENT" – Appointment made prior to establishment of an eligible list, per the provisions of WAC 251-18-300. A person so appointed is required to apply through the competitive process to be considered for the position on a permanent basis.

"PUBLIC RECORDS" – Any writing containing information relating to conduct of government or the performance of any governmental or proprietary function prepared, owned, used or retained by any state or local agency regardless of physical form or characteristics.

"REALLOCATION" – The assignment of a position by the personnel officer to a different class.

"REASSIGNMENT" – A management initiated movement of a classified employee from one position to another in the same class.

"RELATED BOARDS" – The state board for community college education, the council for postsecondary education, the higher education personnel board, and such other boards, councils and commissions related to higher education as may be established. For purposes of application of these rules, the term "institution" shall be considered to include these related boards, unless specifically indicated to the contrary.

"RESEARCH EXEMPTION" – Individuals in research-exempt positions spend the majority of their time in one or more of the following activities: Identification and definition of research problems, design of approaches or hypotheses and methodology to be used, design of specific phases of research projects, analysis of results, development of conclusion and hypothesis, presentation of research results in publishable form.

"RESIGNATION" – A voluntary termination of employment.

"REVERSION" – The return of a permanent employee from trial service to the most recent class in which permanent status was achieved.

"SEPARATION" – Resignation, retirement, layoff or dismissal from the classified service.

"SUPERVISOR" – Any individual having authority, in the interest of the employer, to hire, transfer, suspend, layoff, recall, promote, discharge, assign, reward or discipline other employees, or responsibility to direct them or adjust their grievances, or effectively to recommend such action if in connection with the foregoing the exercise of such authority is not of a merely routine or clerical nature, but requires the use of independent judgment.

"SUSPENSION" – An enforced absence without pay for disciplinary purposes.

"TEMPORARY EMPLOYMENT" –

(1) Work performed in the absence of an employee on leave; or

(2) Extra work required at a work load peak or special projects, or cyclic work loads not to exceed one hundred eighty calendar days.

"TRAINING" – Formal and systematic learning activities intended to provide employees with the knowledge and skills necessary to become proficient or qualified in a particular field.

"TRANSFER" – An employee initiated change from one classified position to another in the same class within the institution without a break in service.

"TRIAL SERVICE" – The initial period of employment following promotion, demotion or lateral movement into a class in which the employee has not held permanent status, beginning with the effective date of the change and continuing for six months, unless interrupted as provided in these rules or extended as provided in WAC 251-18-330(5).

"UNDERUTILIZATION" – Having fewer minorities, women, or handicapped persons in a particular job group than would reasonably be expected by their availability.

"UNION SHOP" – A union membership provision which, as a condition of employment, requires all employees within a bargaining unit to become members of an employee organization.

"UNION SHOP REPRESENTATIVE" – An employee organization which is the exclusive representative of a bargaining unit that has been certified by the director as the union shop representative following an election wherein a majority of employees in the bargaining unit voted in favor of requiring membership in the employee organization as a condition of employment.

"UNION SHOP REPRESENTATION FEE" – Employees who are granted a nonassociation right based on religious tenets or teachings of a church or religious body of which they are members, must pay a representation fee to the union shop representative. Such fee is equivalent to the regular dues of the employee organization minus any monthly premiums for union sponsored insurance programs.

"WRITING" – Handwriting, typewriting, printing, photostating, photographing and every other means of recording any form of communication or representation including letters, words, pictures, sounds; or symbols or combination thereof and all papers, maps, magnetic or paper tapes, photographic films and prints, magnetic or punched cards, discs, drums and other documents.

AMENDATORY SECTION (Amending Order 68, filed 5/25/78, effective 7/1/78)

WAC 251-10-055 LAYOFF LISTS—INSTITUTION-WIDE. (1) The names of permanent and probationary employees who are scheduled for layoff, who have been laid off from service within a class or service to the institution, or who have accepted a lower option in lieu of layoff shall be placed on the institution-wide layoff list(s) for those class(es) in which they have held permanent status, probationary (if within the same class series as the list), or trial service appointment status within the current period of employment at the institution provided that:

- (a) The employee has requested placement on the list;
- (b) The employee has not been rejected, reverted, demoted or dismissed from such class(es); and

(c) The class has the same or lower salary range maximum as the class from which laid off.

In addition such employees shall be placed on institution-wide layoff list(s) for all lower class(es) in these same class series.

(2) Upon request, employees shall be placed on these lists at the completion of the three day option period or upon selection of an option, whichever is sooner.

(3) Layoff lists shall be institution-wide with eligibles ranked according to layoff seniority as defined in WAC 251-04-020.

(4) Eligibles certified from such lists shall be re-employed in preference to all other eligibles.

(5) Removal from the institution-wide layoff list shall be as provided below:

(a) Acceptance of a layoff option or appointment from a layoff list shall cause removal from the list(s) for all classes with the same or lower salary range maximum; except that, unless the employee so requests, he/she may not be removed via this procedure from the layoff list for the class from which laid off.

(b) Retirement, resignation, or dismissal from the institution shall cause removal from the list(s).

(c) Declination of appointment to three positions on shifts for which the employee has formally indicated availability.

AMENDATORY SECTION (Amending Order 65, filed 1/30/78)

WAC 251-18-330 TRIAL SERVICE PERIOD.

(1) A trial service period of six months shall be required upon appointment of a permanent employee to a new class, unless

(a) during the current period of employment at the institution, permanent status has been held in the class to which the employee is moving, or

(b) the class is lower in that same class series, or

(c) the employee is being reallocated per the provisions of WAC 251-06-080(1)(a), or

(d) the employee is moving to the class as part of a recognized apprenticeship program as provided in WAC 251-18-400(5).

(2) The trial service period provides the employing official an opportunity to observe and evaluate the new employee's work. Employees who do not perform satisfactorily during the trial service period may be reverted as follows:

(a) With preemptive rights to the former position or to a vacant position in that class (except when reversion is from a position the appointment to which was a result of disciplinary demotion). The personnel officer shall determine which position to preempt.

(b) Reversion must be preceded by written notice at least one work day (eight hours), before the effective date.

(c) If the former position to which the employee has preemptive rights has been abolished and a vacant position in the class is not available, or if there is no class to which the reverted employee has preemptive rights, the affected employee shall be accorded such bumping rights and placement on layoff lists as would be provided in layoff from his/her former class.

~~(3) Reversion from trial service ((is not appealable to the Board when prior to the reversion the employee was provided written notice detailing the deficiencies in performance and specific changes required, and was given an opportunity to overcome the deficiencies. Such opportunity is not required when the employee lacks a technical skill that would require more training time to acquire than is available in the trial service period.)) must be preceded by:~~

~~(a) Written notice detailing deficiencies in performance, which shall include the specific changes required; and~~

~~(b) A reasonable opportunity to overcome identified deficiencies.~~

~~(4) An employee who is reverted may appeal to the board regarding:~~

~~(a) Whether the employer complied with the requirements of WAC 251-18-330(3)(a) and (b); and~~

~~(b) Whether the claimed deficiencies existed at the time of reversion.~~

~~(5) The board may uphold the reversion action, extend the trial service period, overturn the reversion, grant permanent status or order such other actions as may be determined appropriate pursuant to the best standards of personnel administration.~~

~~((4)) (6) In the event an employee is on leave without pay status for more than ten work days during the trial service period, the completion date of the trial service period shall be extended by an amount of time equal to the period of leave without pay.~~

~~((5)) (7) Successful completion of the trial service period shall result in permanent status in the class.~~

~~((6)) (8) Salary and periodic increment date shall be determined as follows:~~

~~(a) Upon promotional trial service appointment, the salary shall be established as provided in WAC 251-08-110; and the existing periodic increment date shall be eliminated and a new date established to be effective the date of completion of trial service;~~

~~(b) Upon trial service reversion the salary shall be established as provided in WAC 251-08-115(4) and the former periodic increment date shall be reestablished;~~

~~(c) Upon trial service appointment to a class at the same salary level, the salary and periodic increment date shall remain unchanged.~~

WSR 81-15-004
EMERGENCY RULES
DEPARTMENT OF FISHERIES
 [Order 81-48—Filed July 2, 1981]

I, Rolland A. Schmitten, director of the State Department of Fisheries, do promulgate and adopt at Olympia, Washington, the annexed rules relating to commercial fishing rules.

I, Rolland A. Schmitten, find that an emergency exists and that the foregoing order is necessary for the preservation of the public health, safety, or general welfare and that observance of the requirements of notice and opportunity to present views on the proposed action

would be contrary to public interest. A statement of the facts constituting such emergency is these rules are adopted pursuant to RCW 75.40.060.

Such rules are therefore adopted as emergency rules to take effect upon filing with the code reviser.

This rule is promulgated pursuant to RCW 75.40.060 and is intended to administratively implement that statute.

The undersigned hereby declares that he has complied with the provisions of the Open Public Meetings Act (chapter 42.30 RCW), the Administrative Procedure Act (chapter 34.04 RCW) or the Higher Education Administrative Procedure Act (chapter 28B.19 RCW), as appropriate, and the State Register Act (chapter 34.08 RCW).

APPROVED AND ADOPTED July 2, 1981.

By R. A. Schmitten
 Director

NEW SECTION

WAC 220-47-907 COMMERCIAL SOCKEYE SALMON FISHERY. I, Rolland A. Schmitten, Director of Fisheries, hereby adopt for the State of Washington the following rules of the United States Department of Commerce in effect on July 2, 1981 and as published in the Federal Register June 25, 1981:

Title 50 – Wildlife and Fisheries, Chapter III – International Regulatory Agencies (Fishing and Whaling), Subchapter C – International Pacific Salmon Fisheries Commission, Part 371 – Fraser River Sockeye and Pink Salmon Regulations.

The Federal Register is generally available at law libraries and larger public libraries.

WSR 81-15-005
EMERGENCY RULES
DEPARTMENT OF FISHERIES
 [Order 81-49—Filed July 2, 1981]

I, Rolland A. Schmitten, director of the State Department of Fisheries, do promulgate and adopt at Olympia, the annexed rules relating to commercial fishing rules.

I, Rolland A. Schmitten, find that an emergency exists and that the foregoing order is necessary for the preservation of the public health, safety, or general welfare and that observance of the requirements of notice and opportunity to present views on the proposed action would be contrary to public interest. A statement of the facts constituting such emergency is these rules were discussed at a public hearing May 27, 1981, adopted May 29, 1981 and the permanent rules will take effect July 8, 1981. This order is necessary for immediate implementation.

Such rules are therefore adopted as emergency rules to take effect upon filing with the code reviser.

This rule is promulgated pursuant to RCW 75.08.080 and is intended to administratively implement that statute.

The undersigned hereby declares that he has complied with the provisions of the Open Public Meetings Act (chapter 42.30 RCW), the Administrative Procedure Act (chapter 34.04 RCW) or the Higher Education Administrative Procedure Act (chapter 28B.19 RCW), as appropriate, and the State Register Act (chapter 34.08 RCW).

APPROVED AND ADOPTED July 2, 1981.

By R. A. Schmitt
Director

NEW SECTION

WAC 220-36-02100V GRAYS HARBOR—GILL NET. Notwithstanding the provisions of WAC 220-36-021 and WAC 220-36-022, effective 6:00 p.m. July 6 to 6:00 p.m. August 14, 1981 it is lawful to take, fish for and possess salmon for commercial purposes will gill net gear in Grays Harbor Fishing Areas 2B, 2C and 2D.

NEW SECTION

WAC 220-40-02100K WILLAPA HARBOR—GILL NET. Notwithstanding the provisions of WAC 220-40-021 and WAC 220-40-022, effective 6:00 p.m. July 6 to 6:00 p.m. August 20, 1981 it is lawful to take, fish for and possess salmon for commercial purposes will gill net gear in Willapa Harbor Fishing Areas 2G, 2J and 2K.

WSR 81-15-006

ADOPTED RULES

DEPARTMENT OF ECOLOGY

[Order DE 81-15—Filed July 2, 1981]

I, Donald W. Moos, director of the Department of Ecology, do promulgate and adopt at the Department of Ecology, Lacey, Washington, the annexed rules relating to Anacortes, City of, amending WAC 173-19-3701.

This action is taken pursuant to Notice Nos. WSR 81-09-081 and 81-13-014 filed with the code reviser on April 22, 1981 and June 11, 1981. Such rules shall take effect pursuant to RCW 34.04.040(2).

This rule is promulgated pursuant to RCW 90.58.120 and 90.58.200 and is intended to administratively implement that statute.

The undersigned hereby declares that he has complied with the provisions of the Open Public Meetings Act (chapter 42.30 RCW), the Administrative Procedure Act (chapter 34.04 RCW) or the Higher Education Administrative Procedure Act (chapter 28B.19 RCW), as appropriate, and the State Register Act (chapter 34.08 RCW).

APPROVED AND ADOPTED July 1, 1981.

By Donald W. Moos
Director

AMENDATORY SECTION (Amending Order DE 80-41, filed 11/26/80)

WAC 173-19-3701 ANACORTES, CITY OF. City of Anacortes master program approved April 9,

1976. Revision approved November 25, 1980. Revision approved July 1, 1981.

WSR 81-15-007
EMERGENCY RULES
DEPARTMENT OF
SOCIAL AND HEALTH SERVICES
(Public Assistance)

[Order 1677—Filed July 2, 1981]

I, David A. Hogan, Director, Division of Administration of the Department of Social and Health Services, do promulgate and adopt at Olympia, Washington, the annexed rules relating to AFDC—Eligibility, amending chapter 388-24 WAC.

I, David A. Hogan, find that an emergency exists and that the foregoing order is necessary for the preservation of the public health, safety, or general welfare and that observance of the requirements of notice and opportunity to present views on the proposed action would be contrary to public interest. A statement of the facts constituting such emergency is these rules are necessary to implement the biennial budget.

Such rules are therefore adopted as emergency rules to take effect upon filing with the code reviser.

This rule is promulgated under the general rule-making authority of the secretary of Department of Social and Health Services as authorized in RCW 74.08.090.

The undersigned hereby declares that he has complied with the provisions of the Open Public Meetings Act (chapter 42.30 RCW), the Administrative Procedure Act (chapter 34.04 RCW) and the State Register Act (chapter 34.08 RCW).

APPROVED AND ADOPTED July 2, 1981.

By David A. Hogan
Director, Division of Administration

AMENDATORY SECTION (Amending Order 1643, filed 4/27/81)

WAC 388-24-250 CONSOLIDATED EMERGENCY ASSISTANCE ((TO NEEDY FAMILIES WITH CHILDREN)) PROGRAM—CONDITIONS OF ELIGIBILITY. ~~((+)) Emergency assistance provides assistance in meeting specific emergent needs of a child(ren) and needy caretaker relative(s).~~

~~(2) Effective March 1, 1981, emergency assistance shall be provided for only the following requirements:~~

~~(a) Food;~~

~~(b) Medical care as defined in chapter 388-86 WAC;~~

~~(c) Transportation for runaway minors;~~

~~(d) Emergency foster care as described in WAC 388-70-044;~~

~~(e) Mass feeding and clothing distribution shall not be provided.~~

~~(3) Emergency assistance shall be used to meet these specified requirements for children and families not eligible for AFDC.)~~

Effective July 1, 1981, the consolidated emergency assistance program (CEAP) shall be granted to families

with dependent children who meet all of the following eligibility conditions:

(1) Are in financial need as defined in subsequent sections of this chapter.

(2) Are not eligible for, receiving, or having their needs met by AFDC, SSI, GAU or refugee assistance.

(3) Are experiencing one or more of the following emergent needs:

(a) Food.

(b) Shelter.

(c) Clothing.

(d) Minor medical.

(e) Utilities.

(f) Household maintenance.

(g) Necessary clothing or transportation costs to accept or maintain a job.

(4) Have taken all steps necessary to make themselves eligible for AFDC, SSI, GAU or refugee assistance, medical assistance for CEAP applicants requesting emergent medical care, and food stamps for those CEAP applicants requesting emergent food assistance.

(5) Are not under sanction for failure to comply with the eligibility requirements of AFDC, SSI, GAU, refugee assistance, medical assistance for CEAP applicants requesting emergent medical care, or food stamps for CEAP applicants requesting emergent food assistance. AFDC and GAU applicants who are waiting for an incapacity decision to be made may be granted CEAP prior to the date of the eligibility determination for AFDC or GAU.

(6) Are residents of Washington state. A resident is a person who is living in the state voluntarily with the intention of making and maintaining his or her home in the state and not for a temporary purpose; that is, a person who has indicated no intention of presently leaving the state to take up residence.

(7) Have not transferred property contrary to WAC 388-28-457 through 388-28-465.

(8) Are registered for employment with Washington department of employment security (DES). Persons are exempt from registration if they are:

(a) Ill or incapacitated; or

(b) Needed in the home to care for an incapacitated person in the household; or

(c) Under sixteen; or

(d) AFDC, GAU applicants who are waiting for an incapacity determination to be made; or

(e) Sixty years of age or older.

(9)(a) Have not refused a bona fide job offer without good cause within thirty days prior to application or after application.

(b) Have not voluntarily terminated employment without good cause within thirty days prior to application or after application.

(c) Refusal of a bona fide offer of employment or voluntary termination without good cause within thirty days prior to application or after application shall result in a period of ineligibility of thirty days or until the person accepts employment, whichever period is less:

(i) The period of ineligibility shall begin on the date of refusal or termination of employment;

(ii) Conditions which constitute good cause for refusal or termination of employment are defined in WAC 388-57-025(7).

(10) Have applied for unemployment compensation if potentially eligible.

AMENDATORY SECTION (Amending Order 1643, filed 4/27/81)

WAC 388-24-255 CONSOLIDATED EMERGENCY ASSISTANCE(=~~ELIGIBILITY~~) PROGRAM (CEAP). (~~Emergency assistance shall be provided when the child:~~

(1) Is under eighteen years of age, and

(2) Is living with a parent or other relative as specified in WAC 388-24-125(1)(a)(i), or

(3) Has lived with such relative within the six months prior to the month in which assistance is requested;

(4) Is in financial need for federal emergency assistance (see WAC 388-29-112) and the financial need is not due to his or such relative's refusal without good cause to accept employment or training for employment.)

Determination of financial need:

(1) Exempt resources and income. The following types of property shall be exempt in determination of financial need:

(a) A home: WAC 388-28-420 shall apply in determining whether real property is used as a home;

(b) A used and useful vehicle with an equity value not to exceed one thousand five hundred dollars;

(c) Used and useful household furnishings;

(d) Used and useful personal effects;

(e) Tools and equipment used and useful in the person's occupation;

(f) Livestock, the products of which are consumed by the applicant and his dependents.

(2) Nonexempt resources and income. All income, cash, marketable securities, and personal and real property not specifically exempted in this section shall be considered nonexempt in determination of financial need.

(3) Thirty days shall ordinarily be considered a reasonable period to clarify the ownership or value of a resource.

(4) Computation of grant amount, treatment of income and resources.

(a) Income received regularly, cash on hand, and the value of other nonexempt resources at the time of grant authorization shall be deducted from the amount required to meet the emergent need subject to payment maximums if the amount of income or cash is less than the applicant's emergent needs for the certification period. If the amount of cash on hand is the same as or is greater than the applicant's needs for the certification period, the applicant shall be ineligible.

(b) Income received after application and before grant authorization shall be deducted from the emergent need payment limit, or from the amount required to meet the emergent need if that amount is less than the payment maximum.

(c) A value shall be placed on all other nonexempt resources available to the applicant at the time of grant authorization in accordance with WAC 388-28-400.

(i) If the value of available nonexempt resources is greater than the applicant's needs for the certification period, the applicant shall be ineligible.

(ii) If the value of available nonexempt resources is less than the applicant's needs for the certification period, the amount of the value shall be deducted from the grant.

(5) These rules shall be effective July 1, 1981.

AMENDATORY SECTION (Amending Order 1643, filed 4/27/81)

WAC 388-24-260 CONSOLIDATED EMERGENCY ASSISTANCE PROGRAM—((STANDARDS-DURATION)) CERTIFICATION PERIOD.

((1) Effective March 1, 1981, the standards for requirements shall be as provided in WAC 388-29-112 and 388-29-190.

(2) Emergency assistance:

(a) May only be granted during one period of thirty consecutive days in any twelve consecutive months.

(b) Shall be utilized for AFDC recipients from another state only when such individuals are:

(i) Detained in Washington for reasons beyond their control and as a result of events which could not have been reasonably anticipated; or

(ii) They have decided to become residents.))

CEAP may be authorized for no more than two calendar months in any period of twelve consecutive calendar months.

(1) Each certification period can not exceed one calendar month.

(2) A specified emergent need(s) must exist for each period of eligibility.

(3) CEAP may not be paid to persons who received emergency assistance under previous emergency assistance programs within the last twelve months, unless assistance received was less than the two-month CEAP maximum payment. In this case, a second month's CEAP payment may be made, up to the amount of the difference between the amount of emergency assistance received and the two-month maximum payment allowable, except that this second month payment may not exceed the one month payment maximum.

AMENDATORY SECTION (Amending Order 1565, filed 11/3/80)

WAC 388-24-265 CONSOLIDATED EMERGENCY ASSISTANCE ((TO-NEEDY-FAMILIES WITH CHILDREN)) PROGRAM (CEAP)—ELIGIBLE PERSONS. ((The following are eligible for emergency assistance:

(1) The child(ren) under the age of 18.

(2) The needy caretaker relative or relatives with whom the child(ren) lives.

(3) Migrant workers with dependent children.

(4) The parent(s) of an unborn child when pregnancy is confirmed.

(5) A child under the age of 18 not currently living in the home of a relative, if he/she qualifies under WAC 388-24-255(3).

(6) Children and families not eligible for AFDC because of their alien status.))

(1) CEAP shall be provided when the child:

(a) Is under eighteen years of age, and

(b) Is living with a parent or other relative as specified in WAC 388-24-125(1)(a)(i), or

(c) Has lived with such relative within the six months prior to the month in which assistance is requested;

(d) Is in emergent need and the need is not due to his or such relative's refusal without good cause to accept employment.

(2) The following are eligible for emergency assistance:

(a) The child(ren) under the age of eighteen.

(b) The needy caretaker relative or relatives with whom the child(ren) lives.

(c) Migrant workers with dependent children.

(d) The parent(s) of an unborn child when pregnancy is confirmed.

(e) A child under the age of eighteen not currently living in the home of a relative, if he or she qualifies under WAC 388-24-255(3).

(f) Children and families not eligible for assistance because of their alien status.

(3) Emergency assistance:

(a) May be paid to the recipient by warrant or by vendor payment.

(b) Shall be utilized for applicants from another state only when such individuals are:

(i) Detained in Washington for reasons beyond their control and as a result of events which could not have been reasonably anticipated; or

(ii) They have decided to become residents.

AMENDATORY SECTION (Amending Order 1643, filed 4/27/81)

WAC 388-24-270 CONSOLIDATED EMERGENCY ASSISTANCE ((TO-NEEDY-FAMILIES WITH CHILDREN)) PROGRAM (CEAP)—((TRANSPORTATION)) GRANT STANDARDS.

((1) Transportation for the child shall be provided for:

(a) Returning a runaway child to state of former residence when they do not intend to reside in this state and have no resources available to pay for transportation.

(b) Reaching a place where relatives will assume responsibility when the facts have been verified.

(2) Transportation will be paid according to the standard specified in WAC 388-29-190.))

(1) CEAP requirements shall be paid in the amount necessary to meet allowable emergent needs under the CEAP program, with the following payment maximums:

Number in Household	Area I One Month Maximum	Two Month Maximum	Area II One Month Maximum	Two Month Maximum
1	282	352	260	325
2	339	424	287	359
3	415	519	370	463
4	501	626	452	565

Number in Household	Area I One Month Maximum	Two Month Maximum	Area II One Month Maximum	Two Month Maximum
5	593	741	546	683
6	671	839	621	776
7	778	973	730	913
8 (or more)	859	1,074	809	1,011

(2) If less than the full standard in subsection (1) of this section is used during the first month of CEAP eligibility, eligibility for the second month may exist up to the amount of the difference between the two-month maximum in subsection (1) of this section and the amount of the first month's CEAP payment, except that payment may not exceed the one-month payment maximum.

(3) The following are individual monthly payment maximums for the allowable emergent need items payable under the CEAP program. These limits may not be exceeded for individual need items. If more than one emergent need exists, the total payment for all needs may not exceed the standards in subsection (1) of this section.

	1	2	3	4	5	6	7	8 (or more)
Food	138	171	204	255	306	354	400	444
Shelter	140	174	208	260	312	361	408	452
Clothing	21	25	30	38	46	53	60	66
Minor								
Medical	54	67	80	100	120	139	157	174
Utilities	25	31	37	46	55	64	72	80
Household								
Maint.	36	44	53	66	79	92	104	115

Clothing and transportation – as needed not to exceed the grant maximum.

NEW SECTION

WAC 388-24-276 APPLICATION. A person must apply and have eligibility determined prior to the issuance of CEAP.

**WSR 81-15-008
EMERGENCY RULES
DEPARTMENT OF
NATURAL RESOURCES
[Order 356—Filed July 6, 1981]**

I, Brian J. Boyle, Commissioner of Public Lands, do promulgate and adopt at Olympia, Washington 98504, the annexed rules relating to the adoption of an emergency rule describing hazardous areas protected by the Department of Natural Resources which are closed to entry from midnight July 6, 1981 through midnight October 4, 1981, WAC 332-26-010 through 332-26-020 and 332-26-040 through 332-26-060.

I, Brian J. Boyle, find that an emergency exists and that the foregoing order is necessary for the preservation of the public health, safety, or general welfare and that observance of the requirements of notice and opportunity to present views on the proposed action would be contrary to public interest. A statement of the facts constituting such emergency is the above described forest areas contain an abnormal concentration of forest fuels and because of the usual summer increase in drying conditions, are particularly exposed to fire danger.

Such rules are therefore adopted as emergency rules to take effect upon filing with the code reviser.

This rule is promulgated pursuant to RCW 76.04.140 and is intended to administratively implement that statute.

The undersigned hereby declares that he has complied with the provisions of the Open Public Meetings Act (chapter 42.30 RCW), the Administrative Procedure Act (chapter 34.04 RCW) or the Higher Education Administrative Procedure Act (chapter 28B.19 RCW), as appropriate, and the State Register Act (chapter 34.08 RCW).

APPROVED AND ADOPTED July 6, 1981.

By Brian J. Boyle
Commissioner of Public Lands

NEW SECTION

WAC 332-26-010 SOUTHWEST AREA CLOSURES Pacific County. Pacific County, beginning at the northeast corner of Section 2, Township 11 North, Range 6 West, W.M.; thence west 4 miles, south 1 mile, west 1 mile, north 1/2 mile, west 1/2 mile, south 2 miles to the center corner of Section 13, Township 11 North, Range 7 West, W.M.; thence east 1 1/2 miles, south 1/2 mile, east 1/2 mile, north 3/4 mile, east 3/4 mile, north 3/4 mile west 3/4 mile, north 1/2 mile to the north 1/4 corner of Section 8, Township 11 North, Range 6 East, W.M.; thence east 1/2 mile, north 1/2 mile, east 3 miles, north 1/2 mile to the point of beginning.

Beginning at the northeast corner of Section 29, Township 11 North, Range 6 West, W.M.; thence west 1 mile, north 1/2 mile, west 1 mile, south 2 1/2 miles, east 1 1/2 miles, north 1 mile, east 1/2 mile, north 1 mile, to the point of beginning.

Beginning at the northeast corner of Section 10, Township 11 North, Range 7 West, W.M.; thence west 1/2 mile, south 2 miles, west 1 mile, south 1 mile, east 1 1/2 miles, north 1/2 mile, east 1 mile, north 1 mile, west

1/2 mile, north 1/2 mile, west 1/2 mile, north 1 mile to the point of beginning.

When, in the opinion of the Area Manager, the fire hazard is sufficiently low on the lands herein described to permit public access thereto, he may suspend this notice by issuing a news release to the newspapers of general circulation in the area and to radio and television stations serving the area, specifying the date and time of the suspension, and by removing the posted notice of the hazardous area closure at access points.

When, in the opinion of the Area Manager, the fire hazard is no longer sufficiently low to permit public access to the above-described lands, he will reinstate this hazardous area notice by giving the same notice to the public, specifying the date and time this notice again becomes effective, and replacing the posted notice of the hazardous area closure at the access points.

For the protection of the previously described areas against fire, the following will be enforced: Entry into this area is prohibited except as provided by law with reference to permanent residents and industrial operations.

Anyone violating any such rules and regulations or order closing any forest region shall be guilty of a misdemeanor.

Effective from midnight, July 6, 1981 to midnight, October 4, 1981.

NEW SECTION

WAC 332-26-020 OLYMPIC AREA CLOSURES Jefferson and Clallam Counties. Jefferson County, Township 25 North, Range 12 West: N3/4 of Section 1; E1/2NE1/4, NE1/4SE1/4 of Section 2; W3/4 of Section 4; All of Section 5; All of Section 6; NE1/4NW1/4 of Section 8; N1/2, Except SE1/4NE1/4 of Section 9. Township 25 North, Range 13 West: N1/2 of Section 1; N1/2, N1/2SW1/4 of Section 2; All of Section 3; S1/2SE1/4 of Section 4; E1/2 of Section 9; N1/2 of Section 10. Township 26 North, Range 12 West: E1/2SE1/4 of Section 14; E1/2NE1/4, SW1/4NE1/4 South of Nolan Creek, SE1/4NW1/4 South of Nolan Creek, SE1/4, E1/2SW1/4 of Section 23; All of Section 24; All of Section 25; All, Except W1/2NW1/4 of Section 26; SE1/4 of Section 27; SE1/4SE1/4 of Section 28; All of Section 31; S1/2SE1/4 of Section 32; W1/2, Except NE1/4NW1/4 of Section 33; E1/2NE1/4 of Section 34; All, Except W1/2SW1/4 of Section 35; All of Section 36. Township 26 North, Range 13 West: W1/2 of Section 2; N1/2 of Section 3; North of 3000 Road of Section 4; North of 3000 Road of Section 5; NW1/4NW1/4 of Section 11; SE1/4 of Section 24; S1/2, NE1/4 of Section 25; S1/2 of Section 26; All of Section 35; All of Section 36. Township 27 North, Range 13 West: W1/2SE1/4, E1/2SW1/4 of Section 29; SE1/4SE1/4 of Section 30; NE1/4NE1/4 North of 3000 Road of Section 31; North of 3000 Road of Section 32; All of Section 33; All of Section 34; S1/2SW1/4 of Section 35.

Clallam County, Township 28 North, Range 13 West: NE1/4 South and West of Grader Creek, NW1/4,

N1/2SE1/4, NE1/4SW1/4 of Section 21. Township 29 North, Range 15 West: E1/2 of Section 5; N1/2NE1/4 of Section 8; SE1/4, E1/2SW1/4, S1/2NW1/4 South of 5050 Road, SW1/4NE1/4 South of 5050 Road of Section 21; W1/2SW1/4SW1/4 of Section 22; W1/2W1/2NW1/4, W1/2SW1/4, SE1/4 of Section 27; E1/2NE1/4, NW1/4NE1/4, SW1/4 of Section 28; All, Except S1/2SE1/4 of Section 33. Township 30 North, Range 13 West: W1/2SW1/4 South of 9100 Road and West of 9000 Road of Section 13; SE1/4SE1/4 of Section 14; NE1/4NE1/4 of Section 23; N1/2NW1/4 West of 9000 Road of Section 24. Township 30 North, Range 14 West: Gov. Lot 7 of Section 9; S1/2SW1/4 of Section 10; N3/4W1/2 of Section 15; Gov. Lots 6, 8, 9, NE1/4SE1/4 of Section 16. Township 30 North, Range 15 West: S1/2NW1/4 South of Ozette County Road and East of Umbrella Creek, N1/2SW1/4 of Section 3; Gov. Lots 3 and 5 outside the Olympic National Park, E1/2SW1/4, W1/2SE1/4 of Section 32. Township 31 North, Range 14 West: W1/2, SE1/4, W1/2NE1/4 of Section 10; SW1/4, SW1/4SE1/4 of Section 11; NW1/4, N1/2SW1/4, SW1/4SW1/4 of Section 14; N1/2, SE1/4 of Section 15. Township 31 North, Range 15 West: All of Section 1; All of Section 2; All of Section 3; E1/2NW1/4, SW1/4NE1/4 of Section 6; All of Section 10; All of Section 11; All of Section 12; All of Section 13; All of Section 14. Township 32 North, Range 15 West: Gov. Lots 1, 2, 3 South of the Makah Indian Reservation, S1/2 of Section 17; NE1/4SE1/4 of Section 19; NW1/4, SE1/4, N1/2SW1/4, SE1/4SW1/4 of Section 20; NW1/4 of Section 21; NW1/4 of Section 28; S1/2 of Section 29; E3/4S1/2, W1/2NE1/4, SE1/4NW1/4 of Section 30; E3/4N1/2 of Section 31; NW1/4SW1/4 of Section 32.

When, in the opinion of the Area Manager, the fire hazard is sufficiently low on the lands herein described to permit public access thereto, he may suspend this Notice by issuing a news release to the newspapers of general circulation in the area and to radio and television stations serving the area, specifying the date and time of the suspension, and by removing the posted notice of the hazardous area closure at the access points.

When, in the opinion of the Area Manager, the fire hazard is no longer sufficiently low to permit public access to the above-described lands, he will reinstate this hazardous area notice by giving the same notice to the public, specifying the date and time this notice again becomes effective, and replacing the posted notice of the hazardous area closure at the access points.

For protection of the above-described areas against fire, the following rule will be enforced: Entry into this area is prohibited except as provided by law with reference to permanent residents and industrial operations.

Anyone violating any such rules and regulations or order closing any forest region shall be guilty of a misdemeanor.

Effective from midnight, July 6, 1981 to midnight, October 4, 1981.

NEW SECTION

WAC 332-26-040 CENTRAL AREA CLOSURES Pacific and Lewis Counties. Pacific County, Pacific District, Township 9 North, Range 10 West: SE1/4 of Section 10; All of Section 11; S1/2NE1/4, NW1/4, S1/2 of Section 13; All of Section 14; E1/2SW1/4, NW1/4, E1/2 of Section 15; That portion lying North of State Hwy. 401 of Section 24. Township 11 North, Range 7 West: E1/2 of Section 8; All of Section 9; W1/2 (E1/2 is in SW Area) of Section 10; W1/2 (E1/2 is in SW Area) of Section 15. Township 12 North, Range 6 West (7800 Road will remain open through this area): S1/2 of Section 28; All of Section 32; All of Section 33; All of Section 34.

Lewis County, Lewis District, Township 14 North, Range 2 East: S3/4 of Section 1; NE1/4, E1/2NW1/4 of Section 2; E1/2 of Section 11; All of Section 12; All of Section 13; E1/2 of Section 14; N1/2, SE1/4 of Section 24. Township 15 North, Range 3 East: All of Section 31; All of Section 32; All of Section 33; All of Section 34; All of Section 35; E3/4 of Section 36. Township 14 North, Range 3 East: All of Section 1; N3/4 of Section 3; N3/4 of Section 4; All of Section 5; All of Section 6; W1/2, NE1/4NE1/4 of Section 7; SE1/4SW1/4, SE1/4 of Section 11; All of Section 12; All of Section 13; All of Section 14. Township 14 North, Range 4 East: All of Section 7; Pt. NW1/4 of Section 18. Township 15 North, Range 4 East: All of Section 31; W3/4 of Section 32. Township 12 North, Range 4 West: All of Section 7; S1/2S1/2 of Section 8; N1/2 of Section 17. Township 12 North, Range 5 West: Pt. S3/4 Lying S. of Sand Creek of Section 1; All of Section 29; All of Section 31; All of Section 32; All of Section 33; S1/2, NE1/4 of Section 34; Pt. S3/4 Lying S. of Rogers Creek of Section 35. Township 11 North, Range 5 West: All, Except N1/2N1/2 of Section 1; All of Section 2; All of Section 3; All of Section 4; All of Section 5; All of Section 6; Pt. N1/2 Lying N. of Sage Creek of Section 7; Pt. N1/2 Lying N. of Sage Creek of Section 8; N1/2 of Section 9; N1/2, SE1/4 of Section 10; Pt. N1/2 Lying N. of Salmon Creek of Section 11; NW1/4 of Section 12. Township 12 North, Range 6 West: All of Section 25; All of Section 36. Township 13 North, Range 3 East: Pt. South of Jese Creek of Section 3; All of Section 5; Pt. N1/2 East of Cinebar Creek of Section 7; All of Section 9; Pt. W. of N.F. Tilton River of Section 11; All of Section 13; All of Section 17; Part E1/2 of Section 18; Part N1/2 of Section 19. Township 14 North, Range 5 East: Part SE1/4SE1/4 of Section 20; All of Section 21; All of Section 22; Part West of Mineral Creek of Section 23; Part West of Mineral Creek of Section 25; All of Section 26; All of Section 27; All of Section 28; East of Highway 7 of Section 29; NE1/4 of Section 32; Part N1/2 of Section 33; All Except S1/2SW1/4 and part NW1/4SW1/4 of Section 34; All of Section 35.

When, in the opinion of the Area Manager, the fire hazard is sufficiently low on the lands herein described to permit public access thereto, he may suspend this Notice by issuing a news release to the newspapers of

general circulation in the area and to radio and television stations serving the area, specifying the date and time of the suspension, and by removing the posted notice of the hazardous area closure at the access points.

When, in the opinion of the Area Manager, the fire hazard is no longer sufficiently low to permit public access to the above-described lands, he will reinstate this hazardous area notice by giving the same notice to the public, specifying the date and time this notice again becomes effective, and replacing the posted notice of the hazardous area closure at the access points.

For protection of the above-described areas against fire, the following rule will be enforced: Entry into this area is prohibited except as provided by law with reference to permanent residents and industrial operations.

Anyone violating any such rules and regulations or order closing any forest region shall be guilty of a misdemeanor.

Effective from midnight, July 6, 1981 to midnight, October 4, 1981.

Reviser's Note: Errors of punctuation or spelling in the above section occurred in the copy filed by the agency and appear herein pursuant to the requirements of RCW 34.08.040.

NEW SECTION

WAC 332-26-050 NORTHWEST AREA CLOSURES Whatcom, Skagit, and Snohomish Counties. Whatcom County, Township 40 North, Range 6 East: S1/2N1/2SE1/4 of Section 1; E1/2NE1/4SE1/4 of Section 2; S1/2NE1/4, N1/2SE1/4 of Section 3; S1/2NW1/4, N1/2SW1/4 of Section 4. Township 39 North, Range 7 East: SE1/4SE1/4 of Section 8; E1/2NE1/4 of Section 17; E1/2NE1/4, SE1/4NW1/4, NE1/4SW1/4 of Section 19; W1/2NW1/4, SW1/4NW1/4, SE1/4 of Section 20; NE1/4NE1/4 of Section 29; NW1/4NW1/4, S1/2NW1/4 of Section 30. Township 39 North, Range 6 East: SE1/4NW1/4, NE1/4SW1/4, SE1/4, S1/2NE1/4 of Section 29; NW1/4NW1/4, E1/2SE1/4, S1/2NW1/4SE1/4 of Section 33; NW1/4, NE1/4SW1/4, E1/2NE1/4 of Section 35. Township 39 North, Range 5 East: W1/2NE1/4 of Section 24. Township 38 North, Range 6 East: S1/2SE1/4 of Section 4; NE1/4, NE1/4SE1/4 of Section 9; W1/2NW1/4 of Section 10; NE1/4SW1/4 of Section 33. Township 37 North, Range 6 East: NW1/4NW1/4, W1/2SW1/4SW1/4 of Section 4; SW1/4NE1/4 of Section 5; W1/2NW1/4, SE1/4NW1/4, NE1/4SW1/4, north of road of Section 8. Township 37 North, Range 5 East: E1/2NE1/4 of Section 10; N1/2, W1/2SW1/4, W1/2SE1/4 of Section 11; SE1/4 of Section 13; NW1/4NE1/4 of Section 24; SE1/4SW1/4, SE1/4 of Section 33; NW1/4SW1/4 of Section 34.

Skagit County, Township 36 North, Range 9 East: S1/2SW1/4NE1/4, NW1/4SE1/4, N1/2NE1/4 of Section 20; SE1/4NE1/4, SE1/4 of Section 25; NE1/4, N1/2SE1/4, S1/2SE1/4SW1/4, W1/2SW1/4 of Section 29; E1/2SE1/4 of Section 30. Township 36 North, Range 8 East: NE1/4 of Section 7; SE1/4NW1/4, NE1/4SW1/4, S1/2SW1/4 of Section 17; W1/2, NW1/4SE1/4, N1/2NE1/4SW1/4NE1/4, S1/2SE1/4 of Section 18; All of Section 19; W1/2NW1/4,

W1/2NE1/4NW1/4 of Section 20; W1/2W1/2SW1/4SW1/4, SW1/4SW1/4NE1/4 of Section 21; W1/2W1/2NW1/4NW1/4, S1/2N1/2NW1/4, S1/2NW1/4, SW1/4 west of Baker Lake Hwy. of Section 28; W1/2NE1/4 of Section 29; All, Except SW1/4SW1/4 of Section 30. Township 36 North, Range 7 East: S1/2SE1/4NW1/4, S1/2NE1/4, S1/2 except S1/2SW1/4 of Section 22; S1/2SW1/4, NW1/4SW1/4, S1/2SE1/4 of Section 23; NE1/4SW1/4, S1/2S1/2 of Section 24; N1/2, NE1/4SE1/4 of Section 25, NE1/4NE1/4, N1/2NW1/4NE1/4 of Section 26; NE1/4NW1/4NE1/4 of Section 27. Township 36 North, Range 6 East: NE1/4SE1/4, N1/2N1/2SE1/4SE1/4, corridor only of Section 29. Township 36 North, Range 5 East: S1/2SW1/4, NW1/4SW1/4 of Section 3; SE1/4SE1/4 of Section 5; All, Except NE1/4NE1/4 of Section 9; S1/2SW1/4, SE1/4, E1/2NW1/4 of Section 10; All of Section 15; N1/2N1/2, SW1/4NW1/4, E1/2SW1/4, W1/2NW1/4SE1/4, E1/2NE1/4SE1/4, SW1/4SE1/4, SW1/4NE1/4 of Section 22; S1/2 of Section 23; SW1/4NE1/4 of Section 25; W1/2NE1/4NW1/4 of Section 27. Township 35 North, Range 12 East: SE1/4SW1/4, less corridor for USFS #3542 Road of Section 21; W1/2NW1/4, less corridor for USFS #3542 Road (west of Cascade River) of Section 28. Township 35 North, Range 11 East: S1/2SW1/4, SW1/4SE1/4 of Section 29; SE1/4SW1/4, SE1/4, SW1/4NE1/4 of Section 30; All of Section 31; N1/2NE1/4, NW1/4, W1/2SW1/4 of Section 32. Township 35 North, Range 8 East: S1/2SW1/4 south of Finney Creek of Section 25; SE1/4NW1/4, S1/2 of Section 26; S1/2NW1/4, S1/2 of Section 27; NE1/4, SE1/4NW1/4, N1/2SW1/4, NW1/4SE1/4 of Section 28; SE1/4NE1/4 of Section 34; W1/2, N1/2NE1/4 of Section 35. Township 34 North, Range 9 East: SE1/4, W1/2SW1/4, E1/2NE1/4 of Section 7; S1/2, W1/2NE1/4, NW1/4 of Section 8; S1/2SW1/4NW1/4, SW1/4 of Section 9; N1/2 of Section 17; S1/2 of Section 18. Township 34 North, Range 6 East: NE1/4, E1/2SW1/4, SW1/4SW1/4, N1/2SE1/4 of Section 19; E1/4 of Section 27; N1/2NE1/4, E1/2W1/2, W1/2SE1/4, SE1/4SE1/4 of Section 31; S1/2SW1/4, S1/2SW1/4SE1/4 of Section 32; S1/2SE1/4SW1/4, S1/2SE1/4 of Section 34; S1/2SW1/4, SE1/4 of Section 35. Township 33 North, Range 7 East: S1/2NW1/4, SW1/4SW1/4 of Section 14; S1/2NE1/4NE1/4, SE1/4NE1/4 of Section 15; N1/4 of Section 24.

Snohomish County, Township 32 North, Range 7 East: SW1/4NE1/4, SE1/4SE1/4 of Section 23; SW1/4NW1/4, S1/2SW1/4 of Section 24; N1/2N1/2 of Section 25; NE1/4NE1/4 of Section 26. Township 31 North, Range 7 East: NE1/4NW1/4NW1/4 of Section 14; SW1/4SE1/4 of Section 15; SE1/4NW1/4 of Section 16; NW1/4SE1/4, SE1/4SE1/4 of Section 21; NE1/4SW1/4, SE1/4NE1/4 of Section 22; NE1/4NW1/4, N1/2NE1/4, SE1/4NE1/4, E1/2SE1/4 of Section 24; N1/2NE1/4, E1/2SE1/4 of

Section 25; NE1/4SE1/4 of Section 26; N1/2NW1/4, NW1/4SW1/4, SE1/4SW1/4 of Section 27; NE1/4NE1/4 of Section 28; W1/2SW1/4, E1/2SW1/4 of Section 29; N1/2NE1/4, SE1/4NE1/4 of Section 32; N1/2, NE1/4SE1/4 of Section 33; NW1/4, NW1/4SW1/4 of Section 34; W1/2NE1/4, W1/2SE1/4, SE1/4SW1/4 of Section 36. Township 30 North, Range 7 East: N1/2NW1/4, W1/2SW1/4 of Section 2; E1/2E1/2, SW1/4SE1/4 of Section 3; SE1/4NW1/4, N1/2SE1/4, portion of S1/2NE1/4 of Section 8; W1/2SE1/4, E1/2SE1/4, SW1/4NE1/4, SE1/4NW1/4 of Section 11; SW1/4SE1/4, W1/2SW1/4, SW1/4NW1/4 of Section 14; E1/2SE1/4 east of Mud Lake, E1/2NE1/4, NW1/4NE1/4 of Section 15; NW1/4NW1/4 of Section 16; NE1/4NE1/4 of Section 22; NW1/4NW1/4, NW1/4SW1/4 of Section 23; E1/2SE1/4 of Section 24; NE1/4, N1/2SE1/4, N1/2SW1/4 of Section 25; NE1/4NE1/4 of Section 35.

When, in the opinion of the Area Manager, the fire hazard is sufficiently low on the lands herein described to permit public access thereto, he may suspend this Notice by issuing a news release to the newspapers of general circulation in the area and to radio and television stations serving the area, specifying the date and time of the suspension, and by removing the posted notice of the hazardous area closure at the access points.

When, in the opinion of the Area Manager, the fire hazard is no longer sufficiently low to permit public access to the above-described lands, he will reinstate this hazardous area notice by giving the same notice to the public, specifying the date and time this notice again becomes effective, and replacing the posted notice of the hazardous area closure at the access points.

For protection of the above-described areas against fire, the following rule will be enforced: Entry into this area is prohibited except as provided by law with reference to permanent residents and industrial operations.

Anyone violating any such rules and regulations or order closing any forest region shall be guilty of a misdemeanor.

Effective from midnight, July 6, 1981 to midnight, October 4, 1981.

NEW SECTION

WAC 332-26-060 SOUTH PUGET SOUND AREA CLOSURES King County. King County, Township 20 North, Range 11 East: E1/2, SW1/4, E1/2NW1/4 of Section 25. Township 20 North, Range 12 East: All of Section 27; W1/2, W1/2NE1/4 of Section 35, Except the 800 Road up Tacoma Creek and a portion of the 208 Road tying the 800 Road to Tacoma Pass, which shall be designated as a corridor.

When, in the opinion of the Area Manager, the fire hazard is sufficiently low on the lands herein described to permit public access thereto, he may suspend this Notice by issuing a news release to the newspapers of general circulation in the area and to radio and television stations serving the area, specifying the date and time of the suspension, and by removing the posted notice of the hazardous area closure at the access points.

When, in the opinion of the Area Manager, the fire hazard is no longer sufficiently low to permit public access to the above-described lands, he will reinstate this hazardous area notice by giving the same notice to the public, specifying the date and time this notice again becomes effective, and replacing the posted notice of the hazardous area closure at the access points.

For protection of the above-described areas against fire, the following rule will be enforced: Entry into this area is prohibited except as provided by law with reference to permanent residents and industrial operations.

Anyone violating any such rules and regulations or order closing any forest region shall be guilty of a misdemeanor.

Effective from midnight, July 6, 1981 to midnight, October 4, 1981.

WSR 81-15-009
PROPOSED RULES
DEPARTMENT OF
SOCIAL AND HEALTH SERVICES
(Institutions)
[Filed July 6, 1981]

Notice is hereby given in accordance with the provisions of RCW 34.04.025, that the Department of Social and Health Services intends to adopt, amend, or repeal rules concerning State institutions other than adult correctional institutions—Trial visit to community—Resident needing public assistance, repealing chapter 275-216 WAC.

Correspondence concerning this notice and proposed rules attached should be addressed to:

David A. Hogan, Director
Division of Administration
Department of Social and Health Services
Mailstop OB-33 D
Olympia, WA 98504

Interpreters for people with hearing impairments and brailled or taped information for people with visual impairments can be provided. Please contact William B. Pope, Chief, Office of Administrative Regulations, at State Office Building #2, 12th and Jefferson, Olympia, Washington, Phone (206) 753-7015, by August 19, 1981. The meeting site is in a location which is barrier free;

that such agency will at 10:00 a.m., Wednesday, September 2, 1981, in the Auditorium, Office Building #2, 12th and Franklin, Olympia, Washington, conduct a hearing relative thereto;

and that the adoption, amendment, or repeal of such rules will take place at 9:00 a.m., Wednesday, September 9, 1981, in William B. Pope's office, 3rd floor, Office Building #2, 12th and Franklin, Olympia, Washington.

The authority under which these rules are proposed is RCW 72.01.090.

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency prior to September 2, 1981, and/or orally at 10:00 a.m., Wednesday, September 2, 1981, Auditorium,

Office Building #2, 3rd floor, 12th and Franklin, Olympia, Washington.

Dated: July 2, 1981
By: David A. Hogan
Director, Division of Administration

STATEMENT OF PURPOSE

This statement is filed pursuant to RCW 34.04.045.

Repeal chapter 275-216 WAC.

Purpose of the rule or rule change is to repeal obsolete rules.

Statutory authority: RCW 72.01.090.

Person or persons responsible for the drafting, implementation and enforcement of the rule: Stephen Hosch, Special Assistant, Office of the Secretary, Mailstop: OB-44, Phone: 3-3424.

These rules are not necessary as a result of federal laws, federal court decisions or state court decisions.

REPEALER

The following sections of the Washington Administrative Code are repealed:

- (1) WAC 275-216-010 TRIAL VISITS—DEFINITIONS.
- (2) WAC 275-216-020 TRIAL VISITS—CLIENT NEEDING PUBLIC ASSISTANCE—INSTITUTION'S RESPONSIBILITY.

WSR 81-15-010
PROPOSED RULES
DEPARTMENT OF
SOCIAL AND HEALTH SERVICES
(Public Assistance)
[Filed July 6, 1981]

Notice is hereby given in accordance with the provisions of RCW 34.04.025, that the Department of Social and Health Services intends to adopt, amend, or repeal rules concerning chore services, amending chapter 388-15 WAC.

These rules were filed on an emergency basis on July 1, 1981.

Correspondence concerning this notice and proposed rules attached should be addressed to:

David A. Hogan, Director
Division of Administration
Department of Social and Health Services
Mailstop OB-33 D
Olympia, WA 98504

Interpreters for people with hearing impairments and brailled or taped information for people with visual impairments can be provided. Please contact William B. Pope, Chief, Office of Administrative Regulations, at State Office Building #2, 12th and Jefferson, Olympia, Washington, Phone (206) 753-7015, by August 11, 1981. The meeting site is in a location which is barrier free;

that such agency will at 2:00 p.m., Tuesday, August 25, 1981, in the Center Park, 2121 26th Avenue South, Seattle, WA, conduct a hearing relative thereto;

and that the adoption, amendment, or repeal of such rules will take place at 9:00 a.m., Friday, August 28, 1981, in William B. Pope's office, 3rd floor, Office Building #2, 12th and Franklin, Olympia, Washington.

The authority under which these rules are proposed is RCW 74.08.090.

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency prior to August 25, 1981, and/or orally at 2:00 p.m., Tuesday, August 25, 1981, Center Park, 2121 26th Avenue South, Seattle, WA.

Dated: July 2, 1981

By: David A. Hogan

Director, Division of Administration

STATEMENT OF PURPOSE

This statement is filed pursuant to RCW 34.04.045.

Amend WAC 388-15-020, 388-15-207 through 388-15-217.

Purpose of the rule change is to conform to chapter 6, Laws of 1981 1st ex. sess.

The reason these rules are necessary is to implement the chore services program changes.

Statutory authority: RCW 74.08.090.

Summary of the rule change. These WAC changes revise the chore services income, resource, and program eligibility criteria and establish payment rates for attendant care. Person or persons responsible for the drafting, implementation and enforcement of the rule: Kathy Leitch, Community Services Program Manager, Bureau of Aging, Mailstop: OB-43 G, Phone: (206) 753-2502.

These rules are not necessary as a result of federal laws, federal court decisions or state court decisions.

AMENDATORY SECTION (Amending Order 1645, filed 4/27/81)

WAC 388-15-020 ELIGIBLE PERSONS. (1) Individuals eligible for services are:

(a) Recipients of aid to families with dependent children (AFDC recipients).

(b) Individuals whose needs were taken into account in determining the needs of AFDC recipients.

(c) Recipients of supplemental security income or state supplementary payments related to age, blindness or permanent and total disability.

(d) Recipients of federal aid medical care only categorically related to Title XVI supplemental security income or AFDC, provided gross family income does not exceed eighty percent of the state median gross income for a family of four, adjusted for family size.

(e) Any individual or family regardless of age, blindness or disability, whose gross family income does not exceed eighty percent of the state median income for a family of four, adjusted for family size, except that:

(i) No individual or family is eligible for family planning or alcoholism services whose gross family income is in excess of fifty percent of the state median income for a family of four, adjusted for family size.

(ii) No individual or family is eligible on a group basis for developmental disabilities, case services, developmental disabilities home-aid resources, developmental disabilities developmental centers or extended sheltered employment unless at least seventy-five percent of persons

given these services are members of families whose gross monthly income do not exceed ninety percent of the state median income, adjusted for family size.

(iii) Information and referral services, services to children in their own home or protective service may be given to any individual regardless of the level of gross family income. Child protective services are provided without charge. Where ancillary services such as homemaker services are an integral but subordinate part of a protective service plan for children or adults, they may be provided without regard to the level of gross family income. Chore services can be provided for a maximum of ninety days during any one year as an integral but subordinate part of an adult protective services plan.

~~((iv) No individual or family is eligible for chore services who is not an adult recipient of supplemental security income and/or state supplementation or who has income above the state standards for supplemental security income and state supplementation.~~

~~Clients receiving chore services (income eligibility determined, client review questionnaire administered, and hours authorized) as of February 28, 1981, but who are not recipients of supplemental security income and/or state supplementation and have gross income, adjusted for family size, above the state standards for supplemental security income and state supplementation will have their services terminated or reduced as follows:~~

~~(A) Those clients who received nine or less hours during January, 1981, will be terminated:~~

~~(B) Those clients who received more than nine hours will be provided five less hours in March, 1981, than what was provided in January, 1981; and nine less hours in April, 1981, than what was provided in January, 1981. The reduced April, 1981, level will be continued for a length of time determined by the department.~~

~~(C) Those clients who received no hours or fewer hours in January, 1981, than would have regularly been provided because of hospitalization, temporarily in a nursing home, no chore provider available, authorized after the beginning of the month, started receiving service after the beginning of the month, authorized an increase or decrease in hours after the beginning of the month, will have their hours reduced or be terminated by reducing hours from the service provided in February, 1981, or be determined by the department.~~

~~Clients receiving chore services as of February 28, 1981, whose gross family income is in excess of fifty percent of the state median income for a family of four, adjusted for family size, or fifty-seven percent of the state median income adjusted for family size for a single person, are not eligible to receive chore services.~~

~~Clients receiving attendant care services from the bureau of community and residential care as of February 28, 1981, (income eligibility determined, client review questionnaire administered, and monthly rate authorized) will continue to receive service through June 30, 1981; or until such time as gross family income is in excess of fifty percent of the state median income for a family of four, adjusted for family size or fifty-seven percent of the state median income adjusted for family size for a single person.))~~

(2) Gross median income for a family of four in the state of Washington effective October 1, 1980, is twenty-one thousand four hundred ninety-four dollars. Eighty percent = seventeen thousand one hundred ninety-five dollars.

(a) Income tables for eighty percent gross median income:

Number in Family	Monthly Income	Annual Income
1	\$745	\$8,942
2	974	11,693
3	1,204	14,444
4	1,433	17,195
5	1,662	19,946
6	1,892	22,698

~~((b) Income tables for fifty-seven percent gross median income, one-person family only:~~

Family Size	Monthly Income	Annual Income
1	531	6,370))

~~((c)) (b) Income table for fifty-two percent gross median income:~~

Family Size	Monthly Income	Annual Income
2	\$633	\$7,600
3	782	9,389

Family Size	Monthly Income	Annual Income
4	931	11,177
5	1,080	12,965
6	1,229	14,753

((d)) (c) Income tables for fifty percent gross median income:

Family Size	Monthly Income	Annual Income
1	\$466	\$5,588
2	609	7,308
3	752	9,027
4	896	10,747
5	1,039	12,467
6	1,182	14,186

((e)) (d) Income tables for thirty-eight percent gross median income:

Family Size	Monthly Income	Annual Income
1	\$354	\$4,247
2	463	5,554
3	572	6,861
4	681	8,168
5	790	9,475
6	898	10,781

((f)) (e) See WAC 388-29-100 for grant standards.

(3) Family means two or more persons related by blood, marriage or adoption, residing in the same household, and may include a dependent residing in a separate household for whom support is paid.

(a) Husband and wife are considered a two-person family.

(b) Related adults residing together, other than spouses, are each considered a separate family.

(c) An individual living alone or only with unrelated persons is considered a one-person family. An individual living alone or with unrelated persons may include in ~~((his/her))~~ his or her application a dependent living in a separate household for whom support is paid.

(d) A child living with legally nonresponsible relatives, a minor living independently, and a child living under the care of unrelated persons are also considered one-person families.

(e) A school-age parent residing in parent's home with child is considered a separate family unit for purpose of determining family income.

(4) Persons applying to provide day care or foster care facilities or a person or persons applying to adopt a child are resources to our primary client, the child. Financial eligibility for these individuals is not required.

(5) Child welfare services may also be provided under Title IV-B of the social security act.

AMENDATORY SECTION (Amending Order 1618, filed 3/4/81)

WAC 388-15-207 CHORE SERVICES FOR ADULTS—LEGAL BASIS—PURPOSE—GOALS. (1) The legal basis for the chore services program is RCW 74.08.530 through ~~((74.08.560))~~ 74.08.570.

(2) The purpose of the program is ~~((:))~~ to assist eligible persons at risk of being placed in a residential care facility by providing allowable chore services tasks that will allow them to remain in or return home whenever possible.

~~((a) To enable the elderly, the chronically ill, the mentally ill, retarded or otherwise disabled adult to remain in or return to his/her own home among familiar surroundings whenever possible.~~

~~((b) To permit an adult to remain at home, or to return home sooner than he/she otherwise could from an institution.~~

~~((c) To keep the family together while the natural homemaker is incapacitated, either in or out of the home.))~~

(3) Goals for chore services for adults and families shall be limited to those specified in WAC 388-15-010(1)(b), (c), and (d). Also see WAC 388-15-010(2).

AMENDATORY SECTION (Amending Order 1652, filed 5/20/81)

WAC 388-15-208 DEFINITIONS. (1) "Chore services" consist of light household tasks and/or personal care, as defined by the department, which eligible persons are unable to do for themselves.

~~((2) "Protective supervision" is a service provided through the chore program when it is dangerous for a client to be left alone. Protective supervision does not include responsibilities that a legal guardian should assume.))~~

~~((3))~~ (2) "Contracted program" denotes that method of hourly chore service delivery where the contractor is responsible for recruiting, supervising, training, and paying the chore provider.

~~((4))~~ (3) "Individual-provider-program" denotes that method of chore service delivery where the client employs and supervises the chore provider. Payment is made to the client, who in turn pays the provider.

(4) "Attendant care" in the chore services program is the service provided to eligible persons who need full-time care, require assistance that cannot be scheduled with personal care tasks, e.g., toileting, ambulation, wheelchair transfer and/or need protective supervision when it is dangerous for a person to be left alone. Protective supervision does not include responsibilities that a legal guardian should assume. Attendant care is authorized a monthly rate payment in the individual-provider-program.

(5) "Hourly care" in the chore services program is the service provided to eligible persons who need assistance that can be scheduled with household and/or personal care tasks. A maximum of one hundred sixteen hours per month per client can be provided. Hourly services do not include attendant care.

~~((5))~~ (6) "Own home" shall mean the individual's present or intended place of residence whether that is in a building rented or owned by the client or in the home of another person. Chore services are provided within the confines of the home property except for essential shopping, ~~((and))~~ errands, and transportation necessary for the completion of authorized tasks. ~~((An adult family home or children's foster home is not considered own home for purposes of the chore program, except as provided in WAC 388-15-215(2).))~~

~~((6))~~ (7) The "Client Review Questionnaire" is an adult assessment form which determines the amount and type of chore services to be provided. The form is used by department staff to identify, document, and score the allowable chore service needs of all eligible persons.

~~((7))~~ (8) The "CRQ Authorization Ceiling Chart" indicates the maximum number of hours that can be authorized for a client's score.

~~((8))~~ (9) "Personal care" shall mean such tasks as meal preparation, dressing/undressing, care of appearance, body care, bed transfer, ambulation, wheelchair transfer, bathing, toileting, and reminding to take medicines which a person would normally provide for ~~((himself/herself))~~ himself or herself and are necessary to maintain a person in ~~((his/her))~~ his or her own home. Sterile procedures and administering medications by injection are not authorized personal care tasks, unless the individual-provider-program worker is a licensed health practitioner or a member of the client's immediate family.

~~((9) "Attendant care" is the service provided to a client who requires assistance with unscheduled tasks, i.e., toileting, ambulation, and wheelchair transfer, and is authorized a monthly rate payment in the individual-provider-program.))~~

(10) "Shared living arrangement" occurs when two or more adults share expenses and live together in their own home with common facilities, such as living, cooking, and eating areas.

AMENDATORY SECTION (Amending Order 1618, filed 3/4/81)

WAC 388-15-209 CHORE SERVICES—ELIGIBLE INDIVIDUALS. (1) Service Eligibility.

(a) Chore services are ~~((primarily))~~ for adults aged eighteen and over, although in some instances families may be served.

(b) Chore services are determined through the completion and scoring of the client review questionnaire. (Refer to WAC 388-15-212).

(c) Families may receive chore services when the normal caretaker of the children:

- Is in the home but unable to physically care for the children;
- Is in the home and physically unable to perform the necessary household tasks;
- Is out of the home temporarily, as defined by the department.

(2) Financial Eligibility.

(a) Persons receiving chore services must meet the financial eligibility requirements established by the department. ~~((Refer to WAC 388-15-020.))~~

(b) For families to receive services, the total family income must be at or below the financial eligibility requirements established by the department. Children are not financially eligible in their own right. They are part of the family unit.

(c) An adult or family at risk of being placed in a residential care facility is eligible to receive the level of hourly or attendant care chore services as determined by WAC 388-15-212 who are adult recipients of supplemental security income and/or state supplementation or who

has gross family income, adjusted for family size, not in excess of thirty percent of state median income. Adult protective services clients are eligible to receive chore services without regard to income, if these services are an integral but subordinate part of the adult protective services plan. These services are limited to a maximum of ninety days in any one year.

Services are authorized within the funds appropriated under section 54(1), chapter 340, Laws of 1981.

(d) An adult or family at risk of being placed in a residential care facility is eligible to receive a reduced level of hours in the hourly chore services program or a reduced level of payment in the attendant care chore services program who has a gross family income, adjusted for family size between thirty percent and forty percent of the state median income. See table in subsection (1)(d) of this section:

REDUCED HOURLY AUTHORIZATION OR PAYMENT

Percentage of State Median Income	Percentage of Hours Authorized by the Department in the Hourly Chore Services Program	Percentage of Monthly Rate Payment Provided by the Department in the Attendant Care Chore Services Program
Above 30 through 31	80	99
Above 31 through 32	75	98
Above 32 through 33	70	97
Above 33 through 34	65	96
Above 34 through 35	60	95
Above 35 through 36	55	94
Above 36 through 37	50	93
Above 37 through 38	45	92
Above 38 through 39	40	91
Above 39 through 40	35	90

Services are authorized within the funds appropriated under section 54(1), chapter 340, Laws of 1981.

(e) An adult or family who has gross family income, adjusted for family size between forty and fifty-seven percent of the state median income is severely handicapped, at risk of being placed in a residential care facility, and in need of attendant care may be eligible to receive a reduced level of payment for attendant care. See table in subsection (1)(e) of this section. The client or applicant shall provide verification of the need for attendant care and risk of being placed in a residential care facility by producing a statement from the client's physician and departmental staff.

Requests shall be acted upon by the department within thirty days. The client or applicant shall be advised of the decision of the department and his or her right to a review of the decision.

Approved requests shall be reviewed every ninety days. Services are authorized within the funds appropriated under section 54(2), chapter 340, Laws of 1981.

REDUCED MONTHLY PAYMENT FOR ATTENDANT CARE CLIENTS

Percentage of State Median Income	Percentage of Monthly Rate Payment Provided by the Department in the Attendant Care Chore Services Program
Above 40 through 41	88
Above 41 through 42	85
Above 42 through 43	80
Above 43 through 44	75
Above 44 through 45	70
Above 45 through 46	65
Above 46 through 47	60
Above 47 through 48	55
Above 48 through 49	50
Above 49 through 50	45
Above 50 through 51	40
Above 51 through 52	35
Above 52 through 53	30
Above 53 through 54	25
Above 54 through 55	20
Above 55 through 56	15
Above 56 through 57	10

(f) Severely handicapped clients or applicants in the attendant care chore services program who have gross family income, adjusted for

family size between thirty and fifty-seven percent of the state median income who are risk of being placed in a residential care facility and cannot afford to pay their share of the monthly rate, may be eligible to receive an additional amount up to the client's share of the monthly rate. The client shall provide verification of the need for attendant care and risk of being placed in a residential care facility by producing a statement from the client's physician and departmental staff. The client shall produce a statement showing why he or she cannot afford to pay all or part of his or her share of the monthly rate.

Requests shall be acted upon by the department within thirty days. The client or applicant shall be advised of the decision of the department and his or her right to a review of the decision.

Approved requests shall be reviewed every ninety days. Additional payment is authorized within the funds appropriated under section 54(2), chapter 340, Laws of 1981.

(g) An adult or family who has gross family income adjusted for family size, above fifty-seven percent of the state median income, severely handicapped, and at risk of being placed in a residential care facility may be authorized to receive attendant care. Thirty persons at any one time may receive attendant care services under section 17, chapter 6, Laws of 1981 1st ex. sess.

The client or applicant shall provide verification of the need for attendant care and risk of being placed in a residential care facility, by producing a statement from the client's physician and departmental staff. The client or applicant shall produce a statement showing what part of the monthly rate the client can pay.

Requests shall be acted upon by the department within thirty days. The client or applicant shall be advised of the decision of the department and his or her right to a review of the decision.

Approved requests shall be reviewed every ninety days.

(h) Clients or applicants are not eligible for chore services if they have resources in excess of ten thousand dollars for one person, fifteen thousand dollars for a two-person family. Another one thousand dollars is allowed for each additional family member. Adult protective services clients who are receiving chore services as an integral but subordinate part of an adult protective services plan and supplemental security income and/or state supplementation recipients are exempt from the resource requirement in this section. Resources mean all real or personal property owned by or available to an applicant at the time of application which can be applied toward meeting the applicant's requirements, either directly or by conversion into money or its equivalent. Property that is available shall mean property over which the applicant has legal right of control.

The following resources, regardless of value, shall not be considered in determining the value of an applicant's or recipient's resources:

- (i) A home and lot normal for the community.
- (ii) Used and useful household furnishings, personal clothing, and automobiles.
- (iii) Personal property of great sentimental value.
- (iv) Personal property used by the applicant or recipient to earn income or to rehabilitate himself or herself.
- (v) One cemetery plot for each member of the family unit.
- (vi) Cash surrender value of life insurance.
- (i) Income tables for chore services:

THIRTY PERCENT OF STATE MEDIAN INCOME

Family Size	Monthly Income	Annual Income
1	\$317	\$3,808
2	415	4,980
3	513	6,151
4	610	7,323
5	708	8,495
6	806	9,666

FORTY PERCENT OF STATE MEDIAN INCOME

Family Size	Monthly Income	Annual Income
1	\$423	\$5,077
2	553	6,640
3	683	8,202
4	814	9,764
5	944	11,326
6	1,074	12,888

FIFTY-SEVEN PERCENT OF STATE MEDIAN INCOME

Family Size	Monthly Income	Annual Income
1	\$603	\$7,235
2	788	9,461
3	974	11,687
4	1,159	13,914
5	1,345	16,140
6	1,530	18,366

Reviser's Note: The typographical errors in the above section occurred in the copy filed by the agency and appear herein pursuant to the requirements of RCW 34.08.040.

AMENDATORY SECTION (Amending Order 1652, filed 5/20/81)

WAC 388-15-212 SERVICE DETERMINATIONS. (1) Chore services need and amount determination for all applicants and recipients of chore services will be made by using the client review questionnaire on each adult.

(2) Department staff will administer the client review questionnaire.

(3) When administering the client review questionnaire, department staff will take into account the client's risk of being placed in a residential care facility and ability to perform activities of daily living, living conditions, and arrangements, and the availability and use of alternative resources, including immediate family, other relatives, neighbors, friends (~~and~~), community programs, and volunteers.

(4)(a) The client review questionnaire is a series of questions designed to determine the client's need for the tasks which are available from the chore program. In answering each question, either "N", "M", "S", or "T" is circled to indicate the extent of assistance the client needs from the chore program for each task. "N", "M", "S", or "T" are defined as:

(i) N = Needs No Assistance: The client is either able to perform this task without help or is already receiving or could receive all the help needed from other sources.

(ii) M = Needs Minimal Assistance: The client cannot perform this task without help and needs a minimal amount of assistance from the chore program in addition to whatever help may or may not be received from other sources.

(iii) S = Needs Substantial Assistance: The client cannot perform this task without help and needs a substantial amount of assistance from the chore program in addition to whatever help may or may not be received from other sources.

(iv) T = Needs Total Assistance: Client is completely unable to perform this task and is not now receiving any help and needs total assistance from the chore program.

(b) Points are awarded for each task based on the degree of assistance needed from the chore services program. The number of points available for each task is set forth in subsection (5) of this section. The point total is converted into maximum allowable hours using the table set forth in subsection (6) of this section. For clients needing ~~((protective supervision or))~~ attendant care, as defined in subsection (5) of this section, the amount of services authorized is based on the total number of hours per month the chore provider must be with the client.

(5) The allowable chore services program tasks, as defined by the department, are scored as follows:

(a) Escort/Transport to Medical Services. The scoring is as follows, based on the need and frequency of service: N = 0, M = 1, S = 2, T = 3.

(b) Essential Shopping and Errands. The scoring is based on need and frequency of service: N = 0, M = 5, S = 10, T = 15. When the chore provider must perform these tasks for the client because the client is unable to go along, the scoring is N = 0, M = 1, S = 3, and T = 5.

(c) Splitting/Stacking/Carrying Wood. The scoring is N = 0, M = 3, S = 5, and T = 7. This task is available only to persons who use wood as their sole source of fuel for heat and/or cooking.

(d) Laundry. The scoring is N = 0, M = 1, S = 2, and T = 3. If there are no laundry facilities in the client's own home, additional points are awarded. The scoring for the additional points is N = 0, M = 3, S = 5, and T = 7.

(e) Housework. Housework is limited to tasks necessary to protect the client's health and safety and to those areas of the home actually used by the client, i.e., kitchen, bathroom, bedroom, living room, and dining room. The scoring is N = 0, M = 1, S = 2, and T = 3.

(f) Cooking. The scoring is based on the preparation of three meals, as follows:

(i) Breakfast N = 0, M = 4, S = 7, T = 10.

(ii) Light Meal N = 0, M = 4, S = 7, T = 10.

(iii) Main Meal N = 0, M = 5, S = 10, T = 15.

(g) Feeding. The scoring is based on feeding three meals, as follows:

(i) Breakfast N = 0, M = 4, S = 7, T = 10.

(ii) Light Meal N = 0, M = 4, S = 7, T = 10.

(iii) Main Meal N = 0, M = 5, S = 10, T = 15.

(h) Dressing/Undressing. The scoring is N = 0, M = 4, S = 7, and T = 10.

(i) Care of Appearance. The scoring is N = 0, M = 1, S = 3, and T = 5.

(j) Body Care. The scoring is N = 0, M = 5, S = 10, and T = 15.

(k) Bed Transfer. The scoring is N = 0, M = 1, S = 3, and T = 5.

(l) Ambulation. The scoring is N = 0, M = 4, S = 7, and T = 10.

(m) Wheelchair Transfer. The scoring is N = 0, M = 1, S = 3, and T = 5.

(n) Bathing. The scoring is N = 0, M = 4, S = 7, and T = 10.

(o) Toileting. The scoring is N = 0, M = 5, S = 10, and T = 15.

(p) Remind to Take Medicines. The scoring for reminding to take medication is N = 0, M = 1, S = 2, and T = 3.

(q) Family Care. The family care question has four parts. Each part considers the ages, number, ~~((and))~~ level of responsibility of the children, and the presence of a spouse when determining the need for chore services.

(i) Part one determines the need for additional help cleaning the household because of the presence of children. The scoring is N = 0, M = 4, S = 7, and T = 10.

(ii) Part two determines the need for escort and transportation, laundry services, meal preparation and shopping, and bathing and dressing for the client's children. The scoring is N = 0, M = 5, S = 10, and T = 15.

(iii) Part three determines the need for physical supervision of the children. When the client is in the home, but unable to supervise, the scoring is N = 0, M = 5, S = 10, and T = 15.

(iv) Part four determines the need for supervision of children when the client is temporarily absent from the home because of hospitalization. This question is not scored. The number of days and the number of hours per day that the children need supervision is recorded. The monthly authorization is the total number of hours required for supervision. The chore provider performs household and personal care tasks for the children during the hours of supervision. Supervision of children when the client is absent from the home must not exceed two weeks.

(r) ~~((Protective Supervision/))~~ Attendant Care. ~~((The chore provider supervises or watches the client when he/she cannot safely be left alone. Protective supervision may be necessary when a person:~~

~~(i) May hurt himself/herself, others, or damage property if left alone, or~~

~~(ii) Is confused and may wander away, turns on a stove and forgets to turn it off, becomes easily disoriented, or forgets to take necessary medication.~~

~~The chore provider performs any household or personal care tasks or gives assistance with activities of daily living during the hours of supervision. The scoring is based on the number of days per month and hours per day during which the chore provider must be with a client in need of protective supervision. The authorization is the total number of protective supervision hours required by the client each month. In attendant care,))~~ The chore provider is available to help a client who requires assistance with such unscheduled tasks as toileting, ambulation, and wheelchair transfer or supervises or watches a client who cannot safely be left alone. Protective supervision may be necessary when a person may hurt himself or herself, others, or damage property if left alone, or is confused and may wander away, turn on a stove and forget to turn it off, or becomes easily disoriented. The chore provider performs any household or personal care tasks or gives assistance with activities of daily living during the ~~((hours of attendance to the client))~~ authorized attendant care hours. The scoring is based on the number of days per month and hours per day during which the chore provider must be with a client in need of attendant care. The authorization is the total number of attendant care hours required by the client each month.

(6) Except for cases where ~~((protective supervision;))~~ attendant care~~(;))~~ or supervision of children when the client is temporarily absent are required, as defined in subsection (5) ~~((+))~~ (q)(iv) of this section, the amount of hours of chore services authorized per month

shall be determined by translating the total number of points awarded on the client review questionnaire into a monthly authorization, utilizing the following CRQ authorization ceiling chart:

CRQ SCORE	CEILING(S) HOURS PER MONTH
1-4	5
5-9	8
10-14	11
15-19	14
20-24	18
25-29	21
30-34	24
35-39	28
40-44	31
45-49	34
50-54	37
55-59	41
60-64	44
65-69	47
70-74	51
75-79	54
80-84	57
85-89	60
90-94	64
95-99	67
100-104	70
105-109	74
110-114	77
115-119	80
120-124	83
125-129	87
130-134	90
135-139	93
140-144	97
145-149	100
150-154	103
155-159	106
160-164	110
165-169	113
170-174	116

HOURLY PROGRAM LIMITATION

175-179	120
180-184	123
185-189	126
190-194	129
195-199	132
200-205	135
206-209	138
210-214	142
215-219	145
220-224	148
225-229	151
((230-234))	((+55))
((235-239))	((+58))
((240-244))	((+61))
((245-249))	((+65))
((250-254))	((+68))
((255-259))	((+71))
((260-264))	((+74))

The department may authorize fewer hours according to the client's individual circumstances and the provisions under WAC 388-15-215(8). ~~((Only four hours of housework per month per household is allowed. Protective supervision,))~~ Attendant care(;) and supervision of children when the client is temporarily absent are authorized for the number of days per month and hours per day the services are required.

(7) The ~~((client/applicant))~~ client or applicant may request approval from the department to exceed the ceiling hours authorized per month, as determined in subsection (6) of this section. The department shall authorize the number of additional hours ~~((necessary to maintain the client/applicant in his/her own home))~~ not to exceed one hundred sixteen hours per month per client in the hourly program when:

(a) There are circumstances of a demonstrated duration, frequency, or severity which require additional hours of allowable chore services to avoid adverse effects to ~~((his/her))~~ his or her health or safety; and,

(b) The need for additional hours is specific and clearly measurable.
 (c) Hours are available under provisions of WAC 388-15-215(8).
 (8) All ~~((clients/applicants))~~ clients or applicants shall be informed in writing of the process as defined in subsection (7) of this section and shall have the right to request from the department approval to exceed the authorized hours as set forth in subsection (6) of this section.

(9) When the department denies a request for additional hours or makes approval for fewer additional hours than requested, the ~~((client/applicant))~~ client or applicant shall receive notice of ~~((his/her))~~ his or her right to contest the decision pursuant to chapter 388-08 WAC. The department shall approve or deny requests within thirty days.

(10) Chore services may be provided either through the individual-provider-program or through the contracted program, as deemed most appropriate by department policy established by the state office.

AMENDATORY SECTION (Amending Order 1618, filed 3/4/81)

WAC 388-15-213 PAYMENT. (1) Payment may be made for services performed by a relative, but payment to a spouse, father, mother, son or daughter can be made only when the person:

(a) Has to give up paid employment (more than thirty hours per week) to give the service, or

(b) Would otherwise need to take paid employment (more than thirty hours per week), or

(c) Would otherwise be eligible to receive general assistance to meet ~~((his/her))~~ his or her own financial need.

(2) Payment to the spouse providing chore services to an incapacitated, eligible client shall not exceed the amount of a one-person standard for a continuing general assistance grant. Refer to WAC 388-29-100.

(3) In the contracted program, payment is made to the contractor who directly pays the chore provider. (Refer to WAC 388-15-208.)

(4) In the individual-provider-program, payment is made to the client who pays the chore provider. (Refer to WAC 388-15-208.)

(a) An hourly wage is paid for the actual number of hours worked on all chore services tasks ~~((except for protective supervision,))~~ (maximum of one hundred sixteen hours per month per client), except for attendant care(;) and supervision of children when the client is temporarily absent.

(i) The hourly wage rate must at least comply with federal minimum wage guidelines.

(ii) The maximum hourly wage rate shall not exceed the amount set by the community services office (CSO) administration and should consider the prevailing rate in the community for similar services but shall not exceed three dollars and seventy-five cents per hour.

(b) A monthly rate is paid for ~~((protective supervision,))~~ attendant care(;) and supervision of children. The monthly rate is determined by the service worker after discussion with the client and chore provider, but it shall not exceed ~~((a maximum rate set by the department. It will be prorated by days and hours of service.))~~ the lesser of the following, a maximum of five hundred ten dollars per month or the amount determined by the table in subsection (4)(b) of this section:

MONTHLY RATE DETERMINATION	
HOURS OF SERVICE PER DAY	PAYMENT PER DAY
(30 DAYS PER MONTH)	
16 - 24	up to \$17
12 - 15	up to \$15
8 - 11	up to \$12
4 - 7	up to \$8
2 - 3	up to \$5
1	up to \$3

Another fifty dollars is added for each additional client authorized for service in the household.

(c) An individual-provider-program eligible ~~((client/applicant))~~ client or applicant may request approval from the department to exceed the maximum monthly rate set by the department or the maximum hourly wage established by the community services office. The department shall authorize a higher payment rate necessary to maintain the ~~((client/applicant))~~ client or applicant in ~~((his/her))~~ his or her own home when:

(i) The need for the higher payment is specific and clearly measurable; and,

(ii) The ~~((client/applicant))~~ client or applicant provides documentation that services are not available at the established maximum payment rate; and,

(iii) The ~~((client/applicant))~~ client or applicant has made a reasonable effort to find a qualified provider at the established maximum payment rate; and,

(iv) Funds are available under section 54(1) and (2), chapter 340, Laws of 1981.

~~((iv))~~ (v) The total cost for the chore services does not exceed ((ninety percent of the total cost for care in a skilled nursing facility, except that this limitation on the maximum monthly cost shall not apply for a period of ninety consecutive days from the date of the request to exceed the maximum monthly rate:)) the lesser of the following, a maximum of seven hundred twenty dollars or the amount determined by the table in (4)(c)(iv):

<u>HOURS OF SERVICE PER DAY</u>	<u>ADDITIONAL PAYMENT PER DAY</u>
<u>(30 DAYS PER MONTH)</u>	
<u>16 - 24</u>	<u>up to \$7</u>
<u>12 - 15</u>	<u>up to \$5</u>
<u>8 - 11</u>	<u>up to \$4</u>
<u>4 - 7</u>	<u>up to \$3</u>
<u>2 - 3</u>	<u>up to \$2</u>
<u>1</u>	<u>up to \$1</u>

(d) All ~~((clients/applicants))~~ clients or applicants shall be informed in writing of the process as defined in subsection (4)(c) of this section and shall have the right to request from the department approval to exceed the maximum monthly or hourly rate.

(e) When the department denies a request to exceed the maximum payment rates or makes approval at a lesser rate than requested by the ~~((client/applicant))~~ client or applicant, the ~~((client/applicant))~~ client or applicant shall receive notice of ~~((his/her))~~ his or her right to contest the decision pursuant to chapter 388-08 WAC. The department shall approve or deny requests within thirty days.

(f) When the client provides board and room to the chore provider, the department may make a payment to partially reimburse the cost of this expense. The payment shall not exceed an allowance established by the department and shall be prorated by days of service.

(g) Payment is made only after service delivery has been verified.

AMENDATORY SECTION (Amending Order 1618, filed 3/4/81)

WAC 388-15-215 LIMITATIONS ON PROGRAM. (1) The chore services program is not a teaching or companionship program and cannot be used for the purpose of delivering skilled nursing care or developing social, behavioral, recreational, communication or other type skill. Companionship means being with a person in ~~((his/her))~~ his or her home for the purpose of preventing loneliness or to accompany ~~((him/her))~~ him or her outside the home, except on basic errands or medical appointments or activities of daily living for ~~((protective supervision))~~ attendant care clients.

(2) Chore services cannot be provided in a group home, congregate care facility, intermediate care facility ~~((or))~~ , skilled nursing facility, ((but can be provided in an adult family home or foster home on an emergency basis, not to exceed two weeks)) adult family home or foster home. Shared living arrangements are not considered group homes.

(3) Chore services are provided for the person needing and authorized to receive the service, not for other household members unless they are part of the total chore services plan which includes them as eligible service clients.

(4) Chore services are not provided when community resources or family, neighbors, ~~((or))~~ friends, or volunteers are available and willing to provide the service without charge.

(5) All approvals for additional hours and higher payment rates are reevaluated by the department after a period of up to one year, as determined by the department. These reevaluations are continued, denied, or altered to correspond with the client's present chore services need. The client shall receive notice of ~~((his/her))~~ his or her right to contest reevaluations which are denied or approved at a lower rate of payment or fewer service hours than initially approved.

(6) Chore services cannot be used for child care for working parent(s).

(7) In family care, the chore services provider may not act as a parent substitute or make major decisions affecting the children.

(8) A maximum of two hundred twenty-four thousand hours per month can be authorized in the hourly chore services program. Each

community services office is allocated a monthly lid of chore services hours for the hourly chore services program under the provisions of section 17, chapter 6, Laws of 1981 1st ex. sess. Eligible clients or applicants can receive service if hours are available at the community services office.

AMENDATORY SECTION (Amending Order 1589, filed 1/21/81)

WAC 388-15-217 ((CHORE)) ATTENDANT CARE SERVICES FOR EMPLOYED DISABLED ADULTS. (1) Notwithstanding other provisions of WAC ~~((388-15-210))~~ 388-15-207 through 388-15-215, employed disabled adults shall be eligible for ~~((chore))~~ attendant care services as provided in this section, with cost participation, as authorized by RCW 74.08.570.

(2) The following definitions shall apply for purposes of this section:

(a) "Employed" means engaged on a regular monthly basis in any work activity for which monetary compensation is obtained.

(b) "Total income" is the sum of an applicant's unearned income plus gross earned income.

(3) To be eligible for ~~((chore))~~ attendant care services under this section, an ~~((applicant/recipient))~~ applicant or recipient must meet all of the following conditions:

(a) Be eighteen years of age or older.

(b) Be a resident of the state of Washington.

(c) Be determined by the department to be disabled as specified in subsection (4) of this section.

(d) Be willing to submit to such examinations as are deemed necessary by the department to establish the extent and nature of the disability.

(e) Be employed.

(f) Have earned income which is less than forty percent of the state median income after subtracting work expenses, the cost of chore services, and any medical expenses which are not covered through insurance or another source and such medical expenses are incurred to allow the disabled person to work.

~~((ff))~~ (g) Have ((chore service)) attendant care need as determined by the department using the client review questionnaire. ((See subdivision (8)(a) of this section:))

~~((gg))~~ (h) Not have unearned income exceeding ((the maximum income standard for receipt of Title XX chore services by applicants ineligible for this section. (Refer to WAC 388-15-020:)) forty percent of the state median income or be an adult supplemental security income and/or state supplementation recipient.

~~((hh))~~ (i) Not have resources exceeding the limitations specified ((in WAC 388-17-160(4)) for the chore services program in WAC 388-15-209(2)(h).

~~((ii))~~ (j) Promptly report to the department in writing any changes in income or resources which may effect eligibility.

~~((ij))~~ (k) Agree to pay all ((chore)) attendant care services costs beyond the state's contribution as determined ((in accordance with subsection (5) of this section)) using a sliding fee schedule.

(l) Meet all other requirements for the attendant care program as defined in WAC 388-15-207 through 388-15-215.

(4) For purposes of this section, an applicant is disabled if either of the following conditions is satisfied:

(a) The applicant previously has been determined "disabled" for the purpose of receiving social security disability insurance (SSDI) or supplemental security income (SSI) or federal aid medical care only (FAMCO), and the department determines that there has been no appreciable improvement in the applicant's disabling condition(s) since that disability determination was made.

(b) The applicant is determined by the department to have a medically determinable physical or mental impairment which, except for the applicant's ability to perform gainful activity, is comparable in severity to a disability which would qualify an applicant for medical assistance related to Title XVI under WAC 388-92-015(3)(c).

~~((5))~~ The department shall use the following method in determining the portion of the applicant's chore service need which will be paid by the department and the amount to be paid by the applicant's cost participation:

~~((a))~~ Determine the applicant's total income (earned plus unearned). Earned income from self-employment, when applicable, shall be computed using the same rules as are established in WAC 388-28-520.

~~((b))~~ Deduct the applicant's allowable work related expenses as determined by the department according to subsection (7) of this section:

~~((c))~~ Deduct the maximum income level permitted for a person with the same family size as the applicant under the income standard for

Title XX chore services (without participation) under WAC 388-15-020(1)(c)(i) and 388-15-020(2).

(d) If the remainder, following steps (a) through (c) of this subsection, is equal to or less than zero, the department shall pay the full authorized cost of chore services as determined by the department according to subsection (8) of this section.

(c) If the remainder, following steps (a) through (c) of this subsection, is greater than zero, the applicant shall pay one-half of this remainder as cost participation. The department shall pay the difference between the full authorized cost of chore services as determined according to subsection (8) of this section and the applicant's cost participation amount.

(f) This calculation determines the maximum payment the department shall make for any month. If fewer hours are worked than the maximum chore service need determined according to subdivision (8)(a) of this section, the department's actual payment shall be prorated.)

((6)) (5) The department shall pay its share of ((chore)) attendant care service costs to the client following receipt of documentation that the services were provided. If less service is verified in any month than the maximum authorized, the department shall pay a prorated portion of its share of cost. The client shall employ the ((chore service worker)) attendant care provider and shall pay the ((worker)) provider the full amount due for services rendered. If the client receives services exceeding those authorized by the department, or agrees to a rate of pay exceeding that authorized by the department, the client shall be responsible for paying the amount exceeding the department's authorized service cost.

((7)) (6) An applicant's work related expenses shall be computed by the department as follows:

(a) Work related expenses shall be deducted in accordance with the "percentage method" or the "actual method," whichever is chosen by the client.

(b) If the client chooses the "percentage method," twenty percent of the gross earned income shall be deducted.

(c) If the client chooses the "actual method," the actual cost of each work related expense shall be deducted. This method shall be used only when the client provides written verification of all work related expenses claimed.

(d) When determined by the "actual method," allowable work expenses shall consist of:

(i) ((The same work related expenses as are listed in WAC 388-28-515(5), with the exception that expenditures for rental cars shall not be considered work related expenses under this section.)) Child care;

(ii) ((When appropriate, actual expenditures by the client for child care which is essential to continued employment shall be deducted as work expenses, up to the maximum amount which would be authorized for an applicant with similar employment hours, child care arrangements and child care provider who was eligible under WAC 388-15-170.)) Payroll deductions required by law or as a condition of employment, in amounts actually withheld;

(iii) The necessary cost of transportation to and from the place of employment by the most economical means, not to include rental cars; and,

(iv) Expenses of employment necessary for continued employment, such as tools, materials, union dues, transportation to service customers if not furnished or reimbursed by the employer, and uniforms and clothing needed on the job but not suitable for wear away from the job.

(e) Even if verified, work related expenses shall not be counted in excess of the applicant's gross earned income.

(f) The client shall have the option to change methods whenever ((he/she)) he or she reports income to the CSO.

((8) The department shall determine the applicant's authorized chore service cost as follows:

(a) Using the client review questionnaire, determine chore service need following the same rules as would apply for Title XX chore services clients without cost participation.

(b) Calculate the authorized cost of these needed chore services based on hourly or monthly payment rates as authorized for Title XX chore service individual provider clients in that CSO catchment area.)

WSR 81-15-011

REVIEW OF RULES

DEPARTMENT OF TRANSPORTATION

[Filed July 7, 1981]

Notice is hereby given in accordance with the provisions of Executive Order 80-20, that the Department of Transportation intends to review the following rules:

- chapter 468-38 WAC Vehicle size and weight—Restricted highways—Equipment.
- chapter 468-42 WAC Vehicle parking restrictions.
- chapter 468-46 WAC Transit vehicle stop zones.
- chapter 468-50 WAC Auto state speed restrictions.
- chapter 468-78 WAC Transportation buildings—Works of art;

that such agency will at 10:00 a.m., Friday, September 11, 1981, in the Board Room, 1D 2, Highway Administration Building, Olympia, Washington, conduct a hearing relative thereto.

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency prior to September 11, 1981, and/or orally at 10:00 a.m., Friday, September 11, 1981, Board Room, 1D 2, Highway Administration Building, Olympia, Washington.

Dated: July 6, 1981
By: V. W. Korf
Deputy Secretary

WSR 81-15-012

ADOPTED RULES

DEPARTMENT OF EMERGENCY SERVICES

[Order 81-03—Filed July 7, 1981]

I, Hugh H. Fowler, director of the Department of Emergency Services, do promulgate and adopt at 4220 East Martin Way, Olympia, WA, the annexed rules relating to Mt. St. Helens closure, adopting rules for permitted entry and/or occupation, chapter 118-03 WAC.

This action is taken pursuant to Notice No. WSR 81-11-067 filed with the code reviser on May 20, 1981. Such rules shall take effect pursuant to RCW 34.04.040(2).

This rule is promulgated pursuant to chapters 43.06 and 38.52 RCW and is intended to administratively implement that statute.

The undersigned hereby declares that he has complied with the provisions of the Open Public Meetings Act (chapter 42.30 RCW), the Administrative Procedure Act (chapter 34.04 RCW) or the Higher Education Administrative Procedure Act (chapter 28B.19 RCW), as appropriate, and the State Register Act (chapter 34.08 RCW).

APPROVED AND ADOPTED July 7, 1981.

By Hugh H. Fowler
Director

Chapter 118-03 WAC
MT. ST. HELENS CLOSURE — RULES FOR
PERMITTED ENTRY AND/OR OCCUPATION

NEW SECTION

WAC 118-03-010 PURPOSE. The purpose of this chapter is to adopt emergency rules, regulations, and guidelines to implement Executive Order 81-09, prohibiting any person or persons with certain exceptions from entering the high risk danger zone known as the Red Zone, and prohibiting any person or persons with certain exceptions from entering the lower risk administrative Blue Zone of the Mt. St. Helens volcano as described in that Executive Order, and providing entry permit procedures for persons excepted. These rules may be amended from time to time as conditions warrant. Executive Order issued by the Governor on April 15, 1981, recognizes the continuing danger from additional eruptions, earthquakes, and other related events from Mt. St. Helens.

NEW SECTION

WAC 118-03-030 DEFINITIONS. "Red Zone" shall mean that high hazard area immediately adjacent or surrounding the Mt. St. Helens volcano closed to public access by the Governor of the state of Washington pursuant to the Revised Code of Washington (hereinafter RCW) 43.06.010, 43.06.210, 43.06.220, 38.52.050, and 38.52.010. The Red Zone boundary area may change from time to time as conditions warrant. "Blue Zone" shall mean that less hazardous, administrative area immediately adjacent or surrounding the Red Zone closed to public access by the Governor of the state of Washington pursuant to RCW 43.06.010, 43.06.210, 43.06.220, 38.52.050, and 38.52.010. The Blue Zone boundary area may change from time to time as conditions warrant. The abbreviation "DES" as used hereinafter shall mean the Washington State Department of Emergency Services. The term "Director" used hereinafter shall mean the Director of the Department of Emergency Services. "DOL" shall mean the Washington State Department of Licensing. "News media" shall include journalists, publishers, television and radio broadcast persons who are regularly engaged in the business of publishing or broadcasting. "ECC" shall mean the Emergency Coordinating Center located at the U.S. Forest Service Office in Vancouver, Washington. "Individual(s)" shall mean a person, partnership, joint venture, private or public corporation, association, firm, public service company, public utility district, or any other entity, public or private, however organized. "Control" shall mean to lease or rent. "DLE" shall mean Driver's License Examiner. "USFS" shall mean United States Forest Services. "USGS" shall mean United States Geological Survey.

NEW SECTION

WAC 118-03-050 EXEMPTED PERSONNEL. The following shall be exempted from Executive Order 81-09, rules prohibiting entry and/or occupation of the Blue or Red Zone subject to the limitations in paragraphs below.

(1) U.S. Geological Survey personnel who are performing official duties related to scientific evaluation and hazard assessment requiring their presence in Blue and Red Zones.

(2) U.S. Forest Service personnel in performance of their official duties requiring entry into Blue and Red Zones.

(3) Search and rescue personnel registered or identified pursuant to RCW 38.52.010(5) on official search and rescue missions within the Blue or Red Zones. The sheriffs of Lewis, Cowlitz, Clark, and Skamania Counties or their designee(s) shall have the authority to approve entry and/or occupation by search and rescue personnel under their supervision.

(4) Federal, state, county or local law enforcement and fire fighting personnel whose jurisdiction is within the Blue or Red Zone and who are on official business within the Blue or Red Zone.

(5) If permitted by the Director, or his designee(s), federal, state, county or local administrative personnel on official business within the Blue or Red Zone.

(a) The Director of DES, or his designee(s), shall have the authority to approve entry and/or occupation of state, county and local administrative personnel on official business.

(b) Federal administrative personnel other than those exempted in section (1) and (2) above, will be required to obtain and possess a permit.

(6) Individual(s) whose official permanent residence is within the Blue or Red Zone, provided they comply with the requirements and conditions under WAC 118-03-130 and WAC 118-03-210, and only for purposes of going to and coming from their residences.

(7) Individual(s) with a legitimate business reason for being within the Blue or Red Zone, provided their entry is approved by the DES Director or his designee(s).

(8) Persons who own, lease, or rent property for recreational purposes may be admitted upon showing substantial need to enter the Blue and Red Zone provided they are approved by the DES Director or his designee(s).

NEW SECTION**WAC 118-03-070 CONDITIONS FOR ENTRY.**

(1) All permit holders must have two-way communications available within the Blue or Red Zone with a base station located outside of the zone. The base station must be monitored at all times while the permittee is in the Blue or Red Zone.

(2) The Red Zone will be open only when volcanic monitoring instruments are functioning properly. The Red Zone will be closed when volcanic monitoring instruments are unreliable. The Red and Blue Zone will be closed also during eruptions, when there is an alert issued by the U.S. Geological Survey, and occasionally during advisories issued by the U.S. Geological Survey.

(3) Entry and occupancy of the Blue and Red Zone will normally be one-half hour before sunrise to one-half hour before sunset, as established by the National Weather Service. (4) Extended hours of certain operations within the Blue Zone may be granted by the Director of DES or his designee for good cause.

(5) Overnight stays in the Blue or Red Zone will be granted only by special permission by the Director of DES or his designee. The permit holder must be doing

work requiring night time operations and have constant radio communications.

(6) The permit for entry into the Blue or Red Zone will contain specified routes of travel, duration of stay, type of vehicle or aircraft and description, destination, evacuation route, alternative routes, and names of those entering.

(7) A permittee may leave the vehicle or aircraft while in the Red Zone, but must not be more than thirty (30) minutes from the vehicle or aircraft and must maintain two-way radio contact with the vehicle, aircraft, or the base station.

(8) A permittee may leave the vehicle or aircraft while in the Blue Zone, but must not be more than sixty (60) minutes from the vehicles or aircraft and must maintain two-way radio contact with the vehicle, aircraft, or base station.

(9) No one is to work alone in the Red Zone. Unaccompanied work in the Blue zone is permitted as long as two-way radio contact is maintained.

(10) Permit holders will stop work when requested by proper authorities and will leave the Blue or Red Zone when requested.

(11) It is strongly recommended that all who enter the Blue or Red Zone carry emergency equipment and a first aid kit.

(12) Recommended minimal emergency equipment should include: hard hat, respirator or face mask, goggles, and water.

NEW SECTION

WAC 118-03-090 WASHINGTON STATE DEPARTMENT OF LICENSING TO PROCESS PERMITS. The DOL shall process Blue and/or Red Zone entry permit applications at the following locations:

Longview, 773 Third Avenue, 98632
 Vancouver, 915 MacArthur Blvd., 98661
 Morton, 141 North 2nd, 98356 (P.O. Box 774)
 Centralia, 112 Harrison Ave., 98531
 Seattle, King County Administrative Bldg.
 Room 615, 500 4th Avenue

The DOL, under the direction of the Director of DES or his designee(s), may issue a permit for entry to the Blue and/or Red Zone, only to such individuals and for such purposes as are clearly permitted by this chapter and Executive Order. The DOL shall compile a daily status list of approved and denied entry permits to the Blue and/or Red Zone. DOL shall also maintain a daily status list of those permanent residents or property owners who are currently occupying their property within the Blue or Red Zone. Permanent residents or property owners will keep DOL advised by mail of the names and number of visitors and the dates that the visitors will be present.

Phone Numbers of DOL Offices

Longview — 206-577-2235 or 2236
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 Centralia — 206-736-2855 or 2856
 Seattle — 206-464-5846

NEW SECTION

WAC 118-03-110

APPLICATION/PROCESSING PROCEDURES — NON-PERMANENT RESIDENTS. (1) Individuals desiring access to the Red or Blue Zones should contact one of the designated DOL Driver's License Examiners at the locations listed during regular business hours, Tuesday through Saturday, 8:30 a.m. to 5 p.m., and complete an application form for a permit stating the nature and need for access and sign the waiver contained on the application form. Federal, state and local governmental personnel on official business will only be required to complete and submit a permit application form. Upon completion and submission of this application to DOL, the application will be approved or disapproved within five (5) regular working days by DOL. After approval of the application a permit will be issued immediately.

(2) Individuals who are employers or government entities applying for a permit under WAC 118-03-230 may complete and submit an industrial application form to be issued an industrial permit which would allow the entry and/or occupation within the Blue or Red Zone by its authorized employees, contractors or agents for business reasons.

(3) DOL will screen applicants according to the criteria published herein and will issue permits to those that have demonstrated a need to enter and/or occupy the Blue or Red Zone. The DLE will assure that all pertinent data such as time of entry, duration of need, and mode of travel has been presented and will inform the applicant of entry requirements as stated herein.

(4) DOL will provide the Director, DES; the Director, USFS Emergency Coordination Center; and the sheriffs of Clark, Cowlitz, Lewis, and Skamania Counties with a daily list of permits issued.

NEW SECTION

WAC 118-03-130 PERMIT AND WAIVER ISUANCE PROCEDURES — PERMANENT RESIDENTS. (1) Permanent resident permits issued prior to April 15, 1981, remain valid.

(2) Permanent residence applicants must present proof of ownership or control of real property or personal property being used as a residence and a permanent residence status at the time of application.

(3) Permanent residence applicants eighteen (18) years of age and older shall be required to obtain a permit and sign a waiver.

(4) Permanent residence applicants between sixteen (16) years of age or older, but who have not attained eighteen (18) years of age, shall obtain a permit and their parent/guardian must sign a waiver on their behalf.

(5) All permanent residence applicants under sixteen (16) years of age must be included on the application of their parent/guardian.

(6) DOL will maintain a current list of permanent residents within the Blue or Red Zone.

(7) Permanent residents must have either a proven two-way communications system for warning or be a

part of a local government warning and evacuation system.

NEW SECTION

WAC 118-03-150 PERMIT AND WAIVER ISSUANCE PROCEDURES — RECREATION PROPERTY OWNERS, RENTERS, OR LESSEES. (1) Recreation property owners, renters, or lessees must comply with the following conditions:

(a) Applicants must present proof of ownership or control of real property or personal property.

(b) Applicants eighteen (18) years of age and older shall be required to obtain a permit and sign a waiver.

(c) Applicants between sixteen (16) years of age or older, but who have not attained eighteen (18) years of age, shall obtain a permit and their parent/guardian must sign a waiver on their behalf.

(d) Applicants under sixteen (16) years of age must be included on the application of their parent/guardian.

(2) DOL will maintain a current list of recreation property owners, renters, or lessees within the Blue or Red Zone.

(3) Recreation property owners, renters, or lessees must have either a proven two-way communications system for warning or be a part of a local government warning and evacuation system.

NEW SECTION

WAC 118-03-170 PERMIT AND WAIVER ISSUANCE PROCEDURES — VISITORS TO PERMANENT RESIDENTS OR RECREATIONAL PROPERTY OWNERS. (1) Visitors must maintain a signed waiver on file with DOL.

(a) All visitors eighteen (18) years of age and older shall sign a waiver.

(b) All visitors between sixteen (16) years of age or older, but who have not attained eighteen (18) years of age must have a waiver signed on their behalf by their parent or guardian.

(c) All visitors under sixteen (16) years of age must be included on the waiver signed by their parent or guardian.

(2) Permanent residents or recreational property owners must notify DOL by mail in advance of the names of visitors and the dates the visitors will be with them in the Blue or Red Zone.

(3) Visitor(s) will obtain their pending permit that is being held at the DOL office where the visitor permit application was mailed.

NEW SECTION

WAC 118-03-190 PERMIT AND WAIVER ISSUANCE PROCEDURES — MEDIA AND SCIENTIFIC RESEARCH. (1) Media permit applications will be reviewed by a Mt. St. Helens Review Committee composed of members of the media community.

(2) Scientific research permit applications will be reviewed by a Mt. St. Helens Scientific Research Review Committee composed of members of the scientific community.

(3) Requests for permits by both media and scientific research personnel will be forwarded to the USFS Volcano Center coordinator for distribution and consideration by the appropriate review committee.

(4) Applicants must meet all criteria contained in WAC 118-03-070 and 118-03-230.

Reviser's Note: The typographical errors in the above section occurred in the copy filed by the agency and appear herein pursuant to the requirements of RCW 34.08.040.

NEW SECTION

WAC 118-03-210 CONDITIONS FOR ENTRY — PERMANENT RESIDENTS AND RECREATION PROPERTY OWNERS. (1) Individuals who establish proof of permanent residence in communities or areas within the Blue or Red Zone will be issued a permit by DOL.

(2) Movement within the Blue or Red Zone will be restricted to the most direct access/exit route, the generally recognized boundaries of the community and service and supply locations with the zone.

(3) The permit does not allow the holder unlimited movement or access to any other areas within the Blue or Red Zone unless a specific permit has been issued.

NEW SECTION

WAC 118-03-230 CONDITIONS FOR ENTRY — EMPLOYEES, CONTRACTORS, AND AGENTS OF INDIVIDUAL(S) OR GOVERNMENT ENTITY(S) ISSUED INDUSTRIAL PERMITS. (1) Individual(s) or governmental entity(s) issued a permit under WAC's 118-03-050, 118-03-110, and 118-03-270 shall:

(a) Have a method to identify the location(s) of each authorized employee, agent and contractor who is within the Blue or Red Zone for the permittee's business.

(b) Inform each authorized employee, agent and contractor of predesignated escape routes.

(c) Monitor the local sheriff's department or other governmental agency radio frequency which is established for transmitting emergency messages related to Mt. St. Helens.

(d) Maintain a daily check-in and check-out procedure for all authorized employee(s), agent(s) and contractor(s) who are within the Blue or Red Zone under the permittee's business.

(e) Issue an identification card, tag or other form of identification approved by the Director of DES or his designee to each authorized employee, agent and contractor who is within the Blue or Red Zone for the permittee's business.

(f) Provide the foreman of each work crew, or one member of each group working together with a two-way radio and require them to make regular contact with a central dispatcher.

(g) Inform each employee, agent and contractor authorized to enter the Red Zone for permittee's business to stay within thirty (30) minutes walking distance from their vehicles, and within the Blue Zone to stay within (60) minutes walking distance from their vehicles.

(h) Make every reasonable effort to ensure compliance from their authorized employee(s), agent(s), and contractor(s) according to WAC's 118-03-070, 118-03-230, and all other applicable safety regulations and procedures.

(2) Individual(s) other than government entity(s) shall indemnify the United States, the state of Washington, all political subdivisions thereof and their officer(s), agent(s) and employee(s), against all claims and liabilities which may be asserted against them for any damages, injuries, or losses suffered by any person while within the Blue or Red Zones or as a result of entering or occupying those zones, under the authority of the industrial permit.

(3) Entry and occupancy of the Blue or Red Zone for industrial permittees will be authorized during the hours from one-half hour before sunrise to one-half hour before sunset as established by the U.S. Weather Bureau Service.

(a) Industrial permits will be good for the length of contract, not to exceed three months.

(4) Entry and occupancy of the Blue or Red Zone for continuous 24-hour periods by industrial permittees will be permitted on a case-by-case basis by the Director of DES or his designee(s) upon a showing of overriding necessity.

(5) Each individual(s) at the time of application for an industrial permit issued under WAC 118-03-050 and 118-03-110 or prior to application must file with DES an evacuation, emergency communication and warning plan.

(6) The evacuation plan must include the following:

(a) A description of the areas of operation by township, range, and section.

(b) Number of personnel to be engaged within these areas.

(c) Type and number of vehicles to be used for evacuation.

(d) Primary and alternate escape routes to be used.

(7) The emergency communication and warning plans must include the following:

(a) Manner in which the industrial permit holder would receive notification of a volcanic event.

(b) Procedures which the industrial permit holder would use to warn his/her personnel in the Blue or Red Zone.

Reviser's Note: Errors of punctuation or spelling in the above section occurred in the copy filed by the agency and appear herein pursuant to the requirements of RCW 34.08.040.

NEW SECTION

WAC 118-03-250 INDUSTRIAL PERMIT REAPPLICATION PROCEDURE. (1) Industrial permits issued for the Red Zone prior to April 15, 1981, are valid until the expiration date on the permit has been attained and then only if all requirements under WAC 118-03-230 have been complied with.

(2) Industrial permittee(s) may request a new permit prior to the existing permit date via telephone or personal contact with/or in person to the DLE whose DOL office issued the application and permit.

(3) The DLE must be advised of the date and approximate time an authorized agent of the industrial permittee will arrive to sign and pickup the new permit.

(4) The industrial permittee must also give all necessary information required to process the application.

(5) On assigned day, the authorized industrial agent must go to the DOL identify him/herself to the DLE, review the application form and permit for accuracy, and sign the waiver.

NEW SECTION

WAC 118-03-270 FEDERAL, STATE, AND LOCAL GOVERNMENT ADMINISTRATIVE PERSONNEL. Federal, state or local government administrative personnel on official business shall be authorized entry into the Blue or Red Zones when:

(1) Such entry will not burden official search and rescue missions or other emergency operations in the Blue or Red Zone, and

(2) Such entry be limited, to the extent possible, to specified destination(s) and route(s) within the Blue or Red Zone, and

(3) Approval for permit issue has been made by the Director, DES or his designee(s), and

(a) Such entry is necessary to provide for the health, safety, and welfare of citizens in the disaster area, or

(b) Such entry is necessary to assess damages caused by the volcanic eruption for the purpose of mitigating further damage or providing for the well being of disaster victims, or

(c) Such entry will provide information necessary for federal, state or local officials responsible for disaster response.

NEW SECTION

WAC 118-03-290 OTHER PERMIT APPLICANTS. (1) The Director, DES, or his designee(s) may authorize persons not included in the above specific categories to enter the Blue or Red Zones when:

(1) Such entry be limited, to the extent possible, to specified destinations and routes within the Blue or Red Zone, and

(2) Such entry will not burden official search and rescue missions or other emergency operations, and

(3) Such entry is limited in duration and by type of transportation to minimize, to the extent consistent with urgency of the entry, the safety of those granted entry permits, and

(a) Such entry is necessary for or will contribute to the health, safety, and welfare of the citizens in the disaster area, or

(b) Such entry is necessary for maintenance of privately owned property within the Blue or Red Zone, or

(c) Such entry is necessary or will contribute to the successful mitigation of damages caused by volcanic activity.

NEW SECTION

WAC 118-03-310 REVOCATION AND SUSPENSION. (1) In the event that volcanic activity or other events increase the danger already present in the

Blue or Red Zone, permits, except permanent residents and scientific personnel approved by the Director of DES or his designee(s), may be suspended or revoked by the Director, DES, or his designee(s). This decision will be based on available scientific information and/or joint evaluation by the USFS (ECC Director) and DES. This evaluation will be made on a daily basis or as necessary. Notification of revocation/suspension will be made by DES in accordance with established DES operational procedures.

(2) The Director of DES or his designee(s) may suspend or revoke any permit issued under this chapter of the Washington Administrative Code, except for permanent residents, upon the failure of the permit holder(s) to meet the conditions of the permit of this chapter.

NEW SECTION

WAC 118-03-330 UNIFORM PROCEDURAL RULES. The Washington State Department of Emergency Services, hereinafter designated as the Department, adopts as its own rules or practice all those uniform procedural rules promulgated by the Code Reviser, now codified in the Washington Administrative Code, WAC 1-08-005 through 1-08-590, as now or hereafter amended, subject to any additional rules the Department may add from time to time. The Department reserves the right to make whatever determination is fair and equitable should any question not covered by its rules come before the Department, said determination to be in accordance with the spirit and intent of the law.

WSR 81-15-013
EMERGENCY RULES
DEPARTMENT OF
EMERGENCY SERVICES
[Order 81-04—Filed July 7, 1981]

I, Hugh H. Fowler, director of the Department of Emergency Services, do promulgate and adopt at 4220 East Martin Way, Olympia, WA, the annexed rules relating to Mt. St. Helens closure, rules for permitted entry and/or occupation, chapter 118-03 WAC.

I, Hugh H. Fowler, find that an emergency exists and that the foregoing order is necessary for the preservation of the public health, safety, or general welfare and that observance of the requirements of notice and opportunity to present views on the proposed action would be contrary to public interest. A statement of the facts constituting such emergency is on April 16, 1981, the Governor issued Executive Order 81-09 closing to entry by all persons with certain exceptions an area around Mt. St. Helens. These WAC's are necessary to implement the Governor's Executive Order 81-09.

Such rules are therefore adopted as emergency rules to take effect upon filing with the code reviser.

This rule is promulgated pursuant to chapters 43.06 and 38.52 RCW and is intended to administratively implement that statute.

The undersigned hereby declares that he has complied with the provisions of the Open Public Meetings Act

(chapter 42.30 RCW), the Administrative Procedure Act (chapter 34.04 RCW) or the Higher Education Administrative Procedure Act (chapter 28B.19 RCW), as appropriate, and the State Register Act (chapter 34.08 RCW).

APPROVED AND ADOPTED July 7, 1981.

By James M. Thomas
for Hugh H. Fowler
Director

Chapter 118-03 WAC
MT. ST. HELENS CLOSURE — RULES FOR
PERMITTED ENTRY AND/OR OCCUPATION

NEW SECTION

WAC 118-03-010 PURPOSE. *The purpose of this chapter is to adopt emergency rules, regulations, and guidelines to implement Executive Order 81-09, prohibiting any person or persons with certain exceptions from entering the high risk danger zone known as the Red Zone, and prohibiting any person or persons with certain exceptions from entering the lower risk administrative Blue Zone of the Mt. St. Helens volcano as described in that Executive Order, and providing entry permit procedures for persons excepted. These rules may be amended from time to time as conditions warrant. Executive Order issued by the Governor on April 15, 1981, recognizes the continuing danger from additional eruptions, earthquakes, and other related events from Mt. St. Helens.*

NEW SECTION

WAC 118-03-030 DEFINITIONS. *"Red Zone" shall mean that high hazard area immediately adjacent or surrounding the Mt. St. Helens volcano closed to public access by the Governor of the state of Washington pursuant to the Revised Code of Washington (hereinafter RCW) 43.06.010, 43.06.210, 43.06.220, 38.52.050, and 38.52.010. The Red Zone boundary area may change from time to time as conditions warrant. "Blue Zone" shall mean that less hazardous, administrative area immediately adjacent or surrounding the Red Zone closed to public access by the Governor of the state of Washington pursuant to RCW 43.06.010, 43.06.210, 43.06.220, 38.52.050, and 38.52.010. The Blue Zone boundary area may change from time to time as conditions warrant. The abbreviation "DES" as used hereinafter shall mean the Washington State Department of Emergency Services. The term "Director" used hereinafter shall mean the Director of the Department of Emergency Services. "DOL" shall mean the Washington State Department of Licensing. "News media" shall include journalists, publishers, television and radio broadcast persons who are regularly engaged in the business of publishing or broadcasting. "ECC" shall mean the Emergency Coordinating Center located at the U.S. Forest Service Office in Vancouver, Washington. "Individual(s)" shall mean a person, partnership, joint venture, private or public corporation, association, firm, public service company, public utility district, or any other entity, public or private, however organized. "Control" shall mean to lease or rent. "DLE"*

shall mean Driver's License Examiner. "USFS" shall mean United States Forest Services. "USGS" shall mean United States Geological Survey.

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(1) U.S. Geological Survey personnel who are performing official duties related to scientific evaluation and hazard assessment requiring their presence in Blue and Red Zones.

(2) U.S. Forest Service personnel in performance of their official duties requiring entry into Blue and Red Zones.

(3) Search and rescue personnel registered or identified pursuant to RCW 38.52.010(5) on official search and rescue missions within the Blue or Red Zones. The sheriffs of Lewis, Cowlitz, Clark, and Skamania Counties or their designee(s) shall have the authority to approve entry and/or occupation by search and rescue personnel under their supervision.

(4) Federal, state, county or local law enforcement and fire fighting personnel whose jurisdiction is within the Blue or Red Zone and who are on official business within the Blue or Red Zone.

(5) If permitted by the Director, or his designee(s), federal, state, county or local administrative personnel on official business within the Blue or Red Zone.

(a) The Director of DES, or his designee(s), shall have the authority to approve entry and/or occupation of state, county and local administrative personnel on official business.

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(8) Persons who own, lease, or rent property for recreational purposes may be admitted upon showing substantial need to enter the Blue and Red Zone provided they are approved by the DES Director or his designee(s).

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NEW SECTION

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APPLICATION/PROCESSING PROCEDURES — NON-PERMANENT RESIDENTS. (1) Individuals desiring access to the Red or Blue Zones should contact one of the designated DOL Driver's License Examiners at the locations listed during regular business hours, Tuesday through Saturday, 8:30 a.m. to 5 p.m., and complete an application form for a permit stating the nature and need for access and sign the waiver contained on the application form. Federal, state and local governmental personnel on official business will only be required to complete and submit a permit application form. Upon completion and submission of this application to DOL, the application will be approved or disapproved within five (5) regular working days by DOL. After approval of the application a permit will be issued immediately.

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(3) Permanent residence applicants eighteen (18) years of age and older shall be required to obtain a permit and sign a waiver.

(4) Permanent residence applicants between sixteen (16) years of age or older, but who have not attained eighteen (18) years of age, shall obtain a permit and their parent/guardian must sign a waiver on their behalf.

(5) All permanent residence applicants under sixteen (16) years of age must be included on the application of their parent/guardian.

(6) DOL will maintain a current list of permanent residents within the Blue or Red Zone.

(7) Permanent residents must have either a proven two-way communications system for warning or be a part of a local government warning and evacuation system.

NEW SECTION

WAC 118-03-150 PERMIT AND WAIVER ISSUANCE PROCEDURES — RECREATION PROPERTY OWNERS, RENTERS, OR LESSEES. (1) Recreation property owners, renters, or lessees must comply with the following conditions:

(a) Applicants must present proof of ownership or control of real property or personal property.

(b) Applicants eighteen (18) years of age and older shall be required to obtain a permit and sign a waiver.

(c) Applicants between sixteen (16) years of age or older, but who have not attained eighteen (18) years of age, shall obtain a permit and their parent/guardian must sign a waiver on their behalf.

(d) Applicants under sixteen (16) years of age must be included on the application of their parent/guardian.

(2) DOL will maintain a current list of recreation property owners, renters, or lessees within the Blue or Red Zone.

(3) Recreation property owners, renters, or lessees must have either a proven two-way communications system for warning or be a part of a local government warning and evacuation system.

NEW SECTION

WAC 118-03-170 PERMIT AND WAIVER ISSUANCE PROCEDURES — VISITORS TO PERMANENT RESIDENTS OR RECREATIONAL PROPERTY OWNERS. (1) Visitors must maintain a signed waiver on file with DOL.

(a) All visitors eighteen (18) years of age and older shall sign a waiver.

(b) All visitors between sixteen (16) years of age or older, but who have not attained eighteen (18) years of age must have a waiver signed on their behalf by their parent or guardian.

(c) All visitors under sixteen (16) years of age must be included on the waiver signed by their parent or guardian.

(2) Permanent residents or recreational property owners must notify DOL by mail in advance of the names of visitors and the dates the visitors will be with them in the Blue or Red Zone.

(3) Visitor(s) will obtain their pending permit that is being held at the DOL office where the visitor permit application was mailed.

NEW SECTION

WAC 118-03-190 PERMIT AND WAIVER ISSUANCE PROCEDURES — MEDIA AND SCIENTIFIC RESEARCH. (1) Media permit applications will be reviewed by a Mt. St. Helens Review Committee composed of members of the media community.

(2) Scientific research permit applications will be reviewed by a Mt. St. Helens Scientific Research Review Committee composed of members of the scientific community.

(3) Requests for permits by both media and scientific research personnel will be forwarded to the USFS Volcano Center coordinator for distribution and consideration by the appropriate review committee.

(4) Applicants must meet all criteria contained in WAC 118-03-070 and 118-03-230.

Reviser's Note: The typographical errors in the above section occurred in the copy filed by the agency and appear herein pursuant to the requirements of RCW 34.08.040.

NEW SECTION

WAC 118-03-210 CONDITIONS FOR ENTRY — PERMANENT RESIDENTS AND RECREATION PROPERTY OWNERS. (1) Individuals who establish proof of permanent residence in communities or areas within the Blue or Red Zone will be issued a permit by DOL.

(2) Movement within the Blue or Red Zone will be restricted to the most direct access/exit route, the generally recognized boundaries of the community and service and supply locations with the zone.

(3) The permit does not allow the holder unlimited movement or access to any other areas within the Blue or Red Zone unless a specific permit has been issued.

NEW SECTION

WAC 118-03-230 CONDITIONS FOR ENTRY — EMPLOYEES, CONTRACTORS, AND AGENTS OF INDIVIDUAL(S) OR GOVERNMENT ENTITY(S) ISSUED INDUSTRIAL PERMITS. (1) Individual(s) or governmental entity(s) issued a permit under WAC's 118-03-050, 118-03-110, and 118-03-270 shall:

(a) Have a method to identify the location(s) of each authorized employee, agent and contractor who is within the Blue or Red Zone for the permittee's business.

(b) Inform each authorized employee, agent and contractor of predesignated escape routes.

(c) Monitor the local sheriff's department or other governmental agency radio frequency which is established for transmitting emergency messages related to Mt. St. Helens.

(d) Maintain a daily check-in and check-out procedure for all authorized employee(s), agent(s) and contractor(s) who are within the Blue or Red Zone under the permittee's business.

(e) Issue an identification card, tag or other form of identification approved by the Director of DES or his designee to each authorized employee, agent and contractor who is within the Blue or Red Zone for the permittee's business.

(f) Provide the foreman of each work crew, or one member of each group working together with a two-way radio and require them to make regular contact with a central dispatcher.

(g) Inform each employee, agent and contractor authorized to enter the Red Zone for permittee's business to stay within thirty (30) minutes walking distance from their vehicles, and within the Blue Zone to stay within (60) minutes walking distance from their vehicles.

(h) Make every reasonable effort to ensure compliance from their authorized employee(s), agent(s), and contractor(s) according to WAC's 118-03-070, 118-03-230, and all other applicable safety regulations and procedures.

(2) Individual(s) other than government entity(s) shall indemnify the United States, the state of Washington, all political subdivisions thereof and their officer(s), agent(s) and employee(s), against all claims and liabilities which may be asserted against them for any damages, injuries, or losses suffered by any person while within the Blue or Red Zones or as a result of entering or occupying those zones, under the authority of the industrial permit.

(3) Entry and occupancy of the Blue or Red Zone for industrial permittees will be authorized during the hours from one-half hour before sunrise to one-half hour before sunset as established by the U.S. Weather Bureau Service.

(a) Industrial permits will be good for the length of contract, not to exceed three months.

(4) Entry and occupancy of the Blue or Red Zone for continuous 24-hour periods by industrial permittees will be permitted on a case-by-case basis by the Director of DES or his designee(s) upon a showing of overriding necessity.

(5) Each individual(s) at the time of application for an industrial permit issued under WAC 118-03-050 and 118-03-110 or prior to application must file with DES an evacuation, emergency communication and warning plan.

(6) The evacuation plan must include the following:

(a) A description of the areas of operation by township, range, and section.

(b) Number of personnel to be engaged within these areas.

(c) Type and number of vehicles to be used for evacuation.

(d) Primary and alternate escape routes to be used.

(7) The emergency communication and warning plans must include the following:

(a) Manner in which the industrial permit holder would receive notification of a volcanic event.

(b) Procedures which the industrial permit holder would use to warn his/her personnel in the Blue or Red Zone.

Reviser's Note: Errors of punctuation or spelling in the above section occurred in the copy filed by the agency and appear herein pursuant to the requirements of RCW 34.08.040.

NEW SECTION

WAC 118-03-250 INDUSTRIAL PERMIT REAPPLICATION PROCEDURE. (1) Industrial permits issued for the Red Zone prior to April 15, 1981, are valid until the expiration date on the permit has been attained and then only if all requirements under WAC 118-03-230 have been complied with.

(2) Industrial permittee(s) may request a new permit prior to the existing permit date via telephone or personal contact with/or in person to the DLE whose DOL office issued the application and permit.

(3) The DLE must be advised of the date and approximate time an authorized agent of the industrial permittee will arrive to sign and pick up the new permit.

(4) The industrial permittee must also give all necessary information required to process the application.

(5) On assigned day, the authorized industrial agent must go to the DOL identify him/herself to the DLE, review the application form and permit for accuracy, and sign the waiver.

NEW SECTION

WAC 118-03-270 FEDERAL, STATE, AND LOCAL GOVERNMENT ADMINISTRATIVE PERSONNEL. Federal, state or local government administrative personnel on official business shall be authorized entry into the Blue or Red Zones when:

(1) Such entry will not burden official search and rescue missions or other emergency operations in the Blue or Red Zone, and

(2) Such entry be limited, to the extent possible, to specified destination(s) and route(s) within the Blue or Red Zone, and

(3) Approval for permit issue has been made by the Director, DES or his designee(s), and

(a) Such entry is necessary to provide for the health, safety, and welfare of citizens in the disaster area, or

(b) Such entry is necessary to assess damages caused by the volcanic eruption for the purpose of mitigating further damage or providing for the well being of disaster victims, or

(c) Such entry will provide information necessary for federal, state or local officials responsible for disaster response.

NEW SECTION

WAC 118-03-290 OTHER PERMIT APPLICANTS. (1) The Director, DES, or his designee(s) may authorize persons not included in the above specific categories to enter the Blue or Red Zones when:

(1) Such entry be limited, to the extent possible, to specified destinations and routes within the Blue or Red Zone, and

(2) Such entry will not burden official search and rescue missions or other emergency operations, and

(3) Such entry is limited in duration and by type of transportation to minimize, to the extent consistent with

urgency of the entry, the safety of those granted entry permits, and

(a) Such entry is necessary for or will contribute to the health, safety, and welfare of the citizens in the disaster area, or

(b) Such entry is necessary for maintenance of privately owned property within the Blue or Red Zone, or

(c) Such entry is necessary or will contribute to the successful mitigation of damages caused by volcanic activity.

NEW SECTION

WAC 118-03-310 REVOCATION AND SUSPENSION. (1) In the event that volcanic activity or other events increase the danger already present in the Blue or Red Zone, permits, except permanent residents and scientific personnel approved by the Director of DES or his designee(s), may be suspended or revoked by the Director, DES, or his designee(s). This decision will be based on available scientific information and/or joint evaluation by the USFS (ECC Director) and DES. This evaluation will be made on a daily basis or as necessary. Notification of revocation/suspension will be made by DES in accordance with established DES operational procedures.

(2) The Director of DES or his designee(s) may suspend or revoke any permit issued under this chapter of the Washington Administrative Code, except for permanent residents, upon the failure of the permit holder(s) to meet the conditions of the permit of this chapter.

NEW SECTION

WAC 118-03-330 UNIFORM PROCEDURAL RULES. The Washington State Department of Emergency Services, hereinafter designated as the Department, adopts as its own rules or practice all those uniform procedural rules promulgated by the Code Reviser, now codified in the Washington Administrative Code, WAC 1-08-005 through 1-08-590, as now or hereafter amended, subject to any additional rules the Department may add from time to time. The Department reserves the right to make whatever determination is fair and equitable should any question not covered by its rules come before the Department, said determination to be in accordance with the spirit and intent of the law.

WSR 81-15-014

EMERGENCY RULES

DEPARTMENT OF FISHERIES

[Order 81-50—Filed July 7, 1981]

I, Rolland A. Schmitten, director of the State Department of Fisheries, do promulgate and adopt at Olympia, Washington, the annexed rules relating to commercial fishing rules.

I, Rolland A. Schmitten, find that an emergency exists and that the foregoing order is necessary for the preservation of the public health, safety, or general welfare and that observance of the requirements of notice and opportunity to present views on the proposed action

would be contrary to public interest. A statement of the facts constituting such emergency is this order establishes the least restrictive protection for adult Canadian chinook.

Such rules are therefore adopted as emergency rules to take effect upon filing with the code reviser.

This rule is promulgated pursuant to RCW 75.08.080 and is intended to administratively implement that statute.

The undersigned hereby declares that he has complied with the provisions of the Open Public Meetings Act (chapter 42.30 RCW), the Administrative Procedure Act (chapter 34.04 RCW) or the Higher Education Administrative Procedure Act (chapter 28B.19 RCW), as appropriate, and the State Register Act (chapter 34.08 RCW).

APPROVED AND ADOPTED July 7, 1981.

By Rolland A. Schmitt
Director

NEW SECTION

WAC 220-28-00600X MESH RESTRICTION. Effective immediately until further notice, it is unlawful for any fisherman, including treaty Indian fishermen, to take, fish for or possess salmon for commercial purposes in Puget Sound Salmon Management and Catch Reporting Area 6 with gill net gear having a mesh size greater than 5-7/8 inches. All chinook salmon over 28 inches in length taken with net gear other than gill net gear in Area 6 must be released immediately.

NEW SECTION

WAC 220-28-006A0V MESH RESTRICTION. Effective immediately until further notice, it is unlawful for any fisherman, including treaty Indian fishermen, to take, fish for or possess salmon for commercial purposes in Puget Sound Salmon Management and Catch Reporting Area 6A with gill net gear having a mesh size greater than 5-7/8 inches. All chinook salmon over 28 inches in length taken with net gear other than gill net gear in Area 6A must be released immediately.

NEW SECTION

WAC 220-28-00700S MESH RESTRICTION. Effective immediately until further notice, it is unlawful for any fisherman, including treaty Indian fishermen, to take, fish for or possess salmon for commercial purposes in Puget Sound Salmon Management and Catch Reporting Area 7 with gill net gear having a mesh size greater than 5-7/8 inches. All chinook salmon over 28 inches in length taken with net gear other than gill net gear in Area 7 must be released immediately.

NEW SECTION

WAC 220-28-007A0R MESH RESTRICTION. Effective immediately until further notice, it is unlawful for any fisherman, including treaty Indian fishermen, to take, fish for or possess salmon for commercial purposes in Puget Sound Salmon Management and Catch Reporting Area 7A with gill net gear having a mesh size

greater than 5-7/8 inches. All chinook salmon over 28 inches in length taken with net gear other than gill net gear in Area 7A must be released immediately.

REPEALER

WAC 220-28-00600W MESH RESTRICTION (81-43)

WAC 220-28-006A0U MESH RESTRICTION (81-43)

WAC 220-28-00700R MESH RESTRICTION (81-43)

WAC 220-28-007A0Q MESH RESTRICTION (81-43)

WSR 81-15-015

ADOPTED RULES

DEPARTMENT OF

EMERGENCY SERVICES

[Order 81-05—Filed July 8, 1981]

I, Hugh H. Fowler, director of the Department of Emergency Services, do promulgate and adopt at 4220 East Martin Way, Olympia, WA, the annexed rules relating to regulations for allocation of emergency management assistance funding.

This action is taken pursuant to Notice No. WSR 81-13-007 filed with the code reviser on June 9, 1981. Such rules shall take effect pursuant to RCW 34.04.040(2).

This rule is promulgated pursuant to chapter 38.52 RCW and is intended to administratively implement that statute.

The undersigned hereby declares that he has complied with the provisions of the Open Public Meetings Act (chapter 42.30 RCW), the Administrative Procedure Act (chapter 34.04 RCW) or the Higher Education Administrative Procedure Act (chapter 28B.19 RCW), as appropriate, and the State Register Act (chapter 34.08 RCW).

APPROVED AND ADOPTED July 8, 1981.

By F. P. Etheridge, Jr.

for Hugh H. Fowler

Director

CRITERIA FOR ALLOCATION OF EMERGENCY MANAGEMENT ASSISTANCE FUND

NEW SECTION

WAC 118-10-010 PURPOSE. The purpose of this regulation is to establish criteria to be applied by the Director, Washington State Department of Emergency Services, in allocating available Emergency Management Assistance (EMA) funds received from federal sources to political subdivisions of this state for the purpose of carrying out the administration of civil defense or emergency services programs.

NEW SECTION

WAC 118-10-020 DEFINITIONS. (1) Administrative Expenses: Necessary and essential civil defense expenses. Necessary and essential civil defense expenses

are those required for the proper and efficient administration of the civil defense program of a grantee or subgrantee as described in a state administrative plan and program papers approved by the Regional Director as being consistent with the national plan for civil defense and as meeting with other requirements for civil defense plans prescribed by or under provisions of the Federal Civil Defense Act of 1950, as amended.

(2) Personnel Expenses: Necessary and essential civil defense expenses for personnel on the approved staffing pattern of a grantee or subgrantee (including but not necessarily limited to salaries, wages, and supplementary compensation and fringe benefits) for such employees appointed in accordance with state and local government laws and regulations under a system which meets federal merit system and other applicable federal requirements. Such expenses must be supported by job descriptions, payrolls, time distribution records, and other documentation as detailed in CPG 1-3.

(3) Program Papers: Formal identification of specific actions to be accomplished by political subdivisions during the fiscal year for which federal funds are being requested.

(4) Operational Plans: Operational plans are part of the state administrative plan. They identify the available personnel, equipment, facilities, supplies and other resources of the state and its political subdivisions and provide for coordinated direction and control or operations to be taken throughout the state in the event of a nuclear attack, peacetime nuclear incident, man-made disaster, hazardous materials incident or natural disaster.

(5) State Director: Shall mean the Director of the Department of Emergency Services of the state of Washington.

NEW SECTION

WAC 118-10-030 EMA FUNDS ELIGIBILITY CRITERIA. Political subdivisions of state will be eligible for allocation of available EMA funds if:

(A) The local emergency services agency for which funds are sought has a current basic emergency operations plan approved by the State Director. The plan will provide for nuclear, man-made and natural disasters. Annexes for the support of the plan must be up-to-date or there must be a schedule for the completion acceptable to the State Director.

(B) The director/coordinator of the emergency services agency for which funds are sought shall, unless the conditions of the following sentence are met, be a full-time employee of the agency in order for the position to be covered for EMA funding purposes. However, with approval of the State Director, eligibility for funding this position may be extended to cover specific part-time local directors/coordinators when the State Director finds, under the prevailing local conditions, it is not practicable to have a full-time director/coordinator. To qualify for EMA funding, the director/coordinator must work at least 8 hours per week on civil defense and disaster preparedness duties, and as many additional hours as are required to conduct an adequate program as described in CPG 1-5 standards. The director/coordinator shall be

paid a salary commensurate with the extent and difficulty of the duties of the job and with other salaries paid by local government. In all jurisdictions, competent persons should be designated and trained for civil preparedness functions such as operations, shelter maintenance, communications, and radiological defense, and to carry out such functions in emergencies as well as to assist in developing readiness for emergencies. In larger jurisdictions, these positions should be paid on a full-time basis to assure professionally competent services personnel.

(C) EMA funds will be allocated to local emergency services organizations to the extent that such funds are available. The State Director will review the activities of each EMA recipient through a semi-annual progress report and/or an on-site survey to determine the recipient's accomplishments. If a local EMA recipient fails to meet the requirements of this plan and program, the state director may take appropriate corrective action in accordance with the established federal regulations and CPG 1-3. The funds thus unencumbered may be reallocated, at the discretion of the State Director, to those emergency services organizations which are meeting their program goals.

(D) Distribution of funds. As near as practicable all available funds will be distributed in accordance with Federal Register 44 CFR 302 dated October 1, 1980 and guidance contained in CPG 1-3, Change 1, May 15, 1977 and CPG 1-5, April 1978. By regulation, the State Director has the authority and responsibility to analyze the capabilities and needs of the various jurisdictions, allocate EMA funds to jurisdictions that meet the minimum requirements as interpreted by the Director, and manage the EMA program in the state.

Reviser's Note: Errors of punctuation or spelling in the above section occurred in the copy filed by the agency and appear herein pursuant to the requirements of RCW 34.08.040.

**WSR 81-15-016
PROPOSED RULES
THE EVERGREEN
STATE COLLEGE
[Filed July 8, 1981]**

Notice is hereby given in accordance with the provisions of RCW 28B.19.030 and 28B.40.120(11), that The Evergreen State College intends to adopt, amend, or repeal rules concerning parking regulations, amending WAC 174-116-115;

that such institution will at 11:00 a.m., Thursday, September 10, 1981, in the Board of Trustees Room, Library 3112, The Evergreen State College, Olympia, conduct a hearing relative thereto;

and that the adoption, amendment, or repeal of such rules will take place at 11 a.m., Thursday, September 10, 1981, in the Board of Trustees Room, Library 3112, The Evergreen State College, Olympia.

The authority under which these rules are proposed is RCW 24B.40.120(11) [28B.40.120(11)].

Interested persons may submit data, views, or arguments to this institution in writing to be received by this

institution prior to September 3, 1981, and/or orally at 11 a.m., Thursday, September 10, 1981, Board of Trustees Room, Library, The Evergreen State College.

Dated: June 30, 1981
By: Richard N. Schwartz
Vice President for Business

STATEMENT OF PURPOSE

Title: WAC 174-116-115 Parking Permit Regulations.

Summary: The purpose of this statement is to establish parking permit fees.

Staff: Richard Schwartz, Vice President for Business, 866-6500; Mary Eldridge, Transportation Officer, 866-6120; and Gary Russell, Security Officer, 866-6140.

Organization: The Evergreen State College.

Necessity: No legislative or legal requirement.

AMENDATORY SECTION (Amending Order 80-2, Motion #80-13, filed 5/9/80, effective 9/1/80)

WAC 174-116-115 PARKING PERMIT REGULATIONS. (1) Annual, quarterly and monthly permits shall be in the form of decals permanently affixed to vehicles for which they were issued, which decals may be purchased from the college cashier at the rate of ~~((thirty))~~ forty dollars a year, ~~((twelve))~~ sixteen dollars a quarter, or ~~((six))~~ eight dollars a month.

(2) Daily permits shall be in the form of date-stamped tickets available at the staffed booth on the parkway at the rate of ~~((thirty))~~ fifty cents each.

(3) Students who reside in college-owned housing shall be issued permits entitling them to park in parking lot F at no cost; residence hall residents may secure permits from the Security Office.

(4) Contractor and construction employees who work on campus projects shall be granted parking privileges without charge, for specific campus locations; these employees shall request appropriate permits through the project foremen who may secure them from the Security Office.

(5) Visitor passes will be issued without charge for specific periods when requested at least 24 hours in advance by the appropriate college official. Irregular visitors shall be issued daily passes without charge at the discretion of the individual staffing the parking booth.

(6) Vendors conducting official business with the college may secure parking permits through the Security Office at no cost.

(7) Federal, state, county, city and school district and other governmental personnel on official business in vehicles with tax exempt licenses may park without permits.

(8) Staff members and students who participate in car pools may purchase a single transferable permit, subject to the following instructions: Each vehicle owner within the pool shall complete a "parking permit application" and submit it to the cashier but only one vehicle displaying the car pool decal may park on campus on a given day unless a daily pass is purchased.

WSR 81-15-017
ADOPTED RULES
THE EVERGREEN
STATE COLLEGE

[Order 81-2, Motion No. 81-20—Filed July 8, 1981]

Be it resolved by the board of trustees of The Evergreen State College, acting at Olympia, Washington, that it does promulgate and adopt the annexed rules relating to Emergency Loans Collection Policy (financial obligation of students policy), WAC 174-162-305.

This action is taken pursuant to Notice Nos. WSR 81-10-60 [81-10-060] and 81-13-048 filed with the code reviser on May 6, 1981 and June 17, 1981. Such rules shall take effect pursuant to RCW 28B.19.050(2).

This rule is promulgated under the general rule-making authority of The Evergreen State College as authorized in RCW 28B.40.120(11).

The undersigned hereby declares that he has complied with the provisions of the Open Public Meetings Act (chapter 42.30 RCW), the Administrative Procedure Act (chapter 34.04 RCW) or the Higher Education Administrative Procedure Act (chapter 28B.19 RCW), as appropriate, and the State Register Act (chapter 34.08 RCW).

APPROVED AND ADOPTED June 25, 1981.

By Jean Chandler
for Richard Schwartz
Vice President for Business

NEW SECTION

WAC 174-162-305 EMERGENCY LOANS COLLECTIONS POLICY. Emergency loans are made by the Office of Financial Aid to assist students with short-term financial problems. The success of this program is dependent on timely repayment of those loans because old loans must be collected before new loans can be made.

Emergency loans are generally made so the due date occurs within the same quarter the loan is taken. These loans are made for tuition and fees and a variety of other reasons when students are faced with an emergency situation or a cash flow problem. Each loan, regardless of size, will be charged a \$2.00 service fee. Interest charges will not apply if the loan is repaid within thirty days. Loans not repaid within thirty days will be charged interest at one percent per month on the balance outstanding on the last day of each month.

Students who do not repay their emergency loans within thirty calendar days from their due date will have all credit privileges canceled, and the registrar will be advised to withhold the student's transcript and registration privileges. In the event an account becomes one hundred twenty days past due, it will be turned over to the collection agency for collection and/or legal action if appropriate.

WSR 81-15-018
EMERGENCY RULES
DEPARTMENT OF AGRICULTURE
[Order 1743—Filed July 8, 1981]

I, M. Keith Ellis, director of the Washington State Department of Agriculture, do promulgate and adopt at Olympia, Washington, the annexed rules relating to application of desiccants and defoliant, amending WAC 16-230-170.

I, M. Keith Ellis, find that an emergency exists and that the foregoing order is necessary for the preservation of the public health, safety, or general welfare and that observance of the requirements of notice and opportunity

to present views on the proposed action would be contrary to public interest. A statement of the facts constituting such emergency is the department received information that there are fields in Eastern Washington isolated from susceptible crops. Because of the isolation of these fields, a permit system to allow applicators the use of less restrictive equipment to desiccate their fields would not present problems. This emergency regulation will be a considerable savings to the grower and applicator. The department will review each request carefully in regard to safety factors and the possible exposure to susceptible crops.

Such rules are therefore adopted as emergency rules to take effect upon filing with the code reviser.

This rule is promulgated pursuant to chapters 17.21 and 15.58 RCW and is intended to administratively implement that statute.

The undersigned hereby declares that he has complied with the provisions of the Open Public Meetings Act (chapter 42.30 RCW), the Administrative Procedure Act (chapter 34.04 RCW) or the Higher Education Administrative Procedure Act (chapter 28B.19 RCW), as appropriate, and the State Register Act (chapter 34.08 RCW).

APPROVED AND ADOPTED July 8, 1981.

M. Keith Ellis
Director

AMENDATORY SECTION (Amending Order 1682, filed 4/4/80)

WAC 16-230-170 AERIAL EQUIPMENT—BOOM LENGTH, PRESSURE, NOZZLE REQUIREMENT, NOZZLE HEIGHT OF DISCHARGE AND SMOKE DEVICE REQUIREMENTS FOR THE ENTIRE AREA UNDER ORDER. (1) Boom length restrictions:

(a) Fixed wing: The working boom length shall not exceed 3/4 of the distance from the center of aircraft to wing tip on each side of aircraft.

(b) Helicopters: The working boom length shall not exceed 6/7 of the distance from the center of rotor to rotor tip on each side of aircraft for rotors 40 feet or under or 3/4 of the distance from the center of rotor to rotor tip on each side of the aircraft where the rotor exceeds 40 feet while applying restricted use desiccants and defoliant.

(2) Pressure restrictions: Maximum pressure at the nozzles for all aerial applications of restricted use desiccants and defoliant shall be 25 psi.

(3) Nozzle requirements for applications of restricted use desiccants and defoliant:

(a) Fixed wing:

(i) Aircraft shall not be equipped with core plates or any device or mechanism which would cause a sheet, cone, fan or other dispersion of the discharged material. Nozzle orifices shall not be less than 0.094 inches: PROVIDED, That the RD8-46 Raindrop[®] nozzles may be used with a minimum orifice diameter of 0.156 inches;

(ii) Nozzles shall be directed downward and backward 135 degrees from the direction of flight.

(b) Helicopter:

(i) Straight stream jet nozzles, without core plates, with a minimum orifice diameter of 0.063 inches;

(ii) Straight stream jet nozzles with a minimum orifice diameter of 0.125 inches with No. 46 core plates or larger;

(iii) RD8-46 Raindrop[®] nozzles may be used with a minimum orifice diameter of 0.156 inches;

(iv) Nozzles shall be directed downward and backward 135 degrees from the direction of flight for applications over 50 miles per hour and 90 degrees downward and backward for applications under 50 miles per hour.

(4) Height of discharge requirements by aircraft of restricted use desiccants and defoliant: The nozzles must be closed while either descending onto or ascending from the target field, and also ascending or descending over an obstacle or obstruction within the target field that would alter the height of application more than ten feet.

(5) Smoke device requirements: All aircraft applying restricted use desiccants and defoliant shall utilize a smoke device to determine wind directions and temperature inversion situations.

(6) The Washington State department of agriculture may issue a permit upon receipt of a written request to apply restricted use desiccants and defoliant within the area under order as described in WAC 16-230-150 with nozzles, nozzle type and/or arrangements other than those allowed herein. The director will consider safety factors and the possible exposure to susceptible crops in the areas of proposed application before a permit will be issued.

Reviser's Note: RCW 34.04.058 requires the use of underlining and deletion marks to indicate amendments to existing rules. The rule published above varies from its predecessor in certain respects not indicated by the use of these markings.

WSR 81-15-019
EMERGENCY RULES
DEPARTMENT OF
SOCIAL AND HEALTH SERVICES
(Public Assistance)

[Order 1678—Filed July 9, 1981]

I, Raymond M. Ryan, Deputy Secretary of the Department of Social and Health Services, do promulgate and adopt at Olympia, Washington, the annexed rules relating to Standards—Eligibility, amending chapter 388-29 WAC.

I, Raymond M. Ryan, find that an emergency exists and that the foregoing order is necessary for the preservation of the public health, safety, or general welfare and that observance of the requirements of notice and opportunity to present views on the proposed action would be contrary to public interest. A statement of the facts constituting such emergency is these rules are necessary to implement chapter 340, Laws of 1981, which became effective on July 1.

Such rules are therefore adopted as emergency rules to take effect upon filing with the code reviser.

This rule is promulgated under the general rule-making authority of the secretary of Department of Social and Health Services as authorized in RCW 74.08.090.

The undersigned hereby declares that he has complied with the provisions of the Open Public Meetings Act (chapter 42.30 RCW), the Administrative Procedure Act (chapter 34.04 RCW) and the State Register Act (chapter 34.08 RCW).

APPROVED AND ADOPTED July 8, 1981.

By Raymond M. Ryan
Deputy Secretary

Chapter 388-29 WAC
~~((AID TO FAMILIES WITH DEPENDENT CHILDREN AND CONTINUING GENERAL ASSISTANCE—ELIGIBILITY—))STANDARDS ((OF ASSISTANCE))—ELIGIBILITY~~

AMENDATORY SECTION (Amending Order 1643, filed 4/27/81)

WAC 388-29-010 STANDARDS FOR REQUIREMENTS—PERSON IN OWN HOME. (1) The public assistance law directs the department to establish a ~~((cost of living))~~ standard for use in determining whether or not an applicant needs money and if so how much he needs.

(2) The law specifies that grants shall be awarded on a state-wide basis in accordance with standards of assistance established by the department and may vary by geographical areas.

AMENDATORY SECTION (Amending Order 1643, filed 4/27/81)

WAC 388-29-100 MONTHLY STANDARDS FOR BASIC REQUIREMENTS—AFDC AND CONTINUING GENERAL ASSISTANCE. (1) ~~((Effective March 1, 1981))~~ The state standards shall be the United States department of agriculture thrifty food plan in effect January 1, 1981. The state-wide monthly standards for food, clothing, personal maintenance, and necessary incidentals, household maintenance, shelter, and energy for those owning (including life estate), buying or renting an apartment or house are calculated as follows:

Recipients in Household	State Standard	((State Standard Plus Area Differential for King, Pierce, Snohomish, Kitsap and Thurston Counties		Energy Amount Designated for both Areas I and II
		Area Differential for King, Pierce, Snohomish, Kitsap and Thurston Counties	Area Differential for King, Pierce, Snohomish, Kitsap and Thurston Counties	
1	241	21	262	78
2	264	53	317	84
3	342	47	389	89
4	421	47	468	94
5	509	47	556	99
6	581	47	628	104
7	680	47	727	109
8	757	47	804	114
9	833	47	880	119
10	910	47	957	124
11	986	47	1,033	129
12	1,063	47	1,110	134
13	1,139	47	1,186	139
14	1,215	47	1,263	144
15	1,292	47	1,339	149
16	1,368	47	1,415	154
17	1,445	47	1,492	159
18 or more	1,521	47	1,568	164))

(3) The law also specifies that, except for the ~~((federal))~~ consolidated emergency assistance program, the standards ~~((of assistance for any family size))~~ shall be ~~((equal to the difference between: (a) The community services administration non-farm poverty level income, and (b) The sum of the food stamp benefit and the low income energy assistance benefit))~~ the United States department of agriculture thrifty food plan in effect on January 1, 1981, adjusted for family size for the continental United States and as adjusted for the state of Washington according to the schedules found in this chapter.

(4) (a) The law requires that ~~((for the purpose of establishing standards of assistance, (a) the low income energy assistance benefit shall be prorated to determine a monthly amount))~~ the standards of assistance for any family size shall be adjusted on July 1 of each year to take inflation into account, and (b) state supplements for supplemental security income recipients shall be no less than the levels specified in 42 U.S.C. Section 1618.

(5) The department may prescribe maximums and rateable reductions for grants.

(6) The amount of the grant which is given is the difference between the monthly dollar value of the standard adjusted for the maximum grant limitation when in effect, and the resource value or income which the applicant or recipient possesses, or can obtain.

~~((7) The recipient who receives a cash grant uses his own discretion in spending the total funds available to him (grant plus his other income) thus giving him freedom and responsibility in personal planning and variations in taste.))~~

(a) Recipients in Household	Thrifty Food Plan Benefit level	Area I Multiplier and benefit payment for King, Pierce, Snohomish, Kitsap and Thurston counties		Area II Multiplier and benefit payment for counties not included in Area I		Energy Amount Designated for both Areas I and II
		Multiplier	payment	Multiplier	payment	
1	\$ 70	4.03	\$ 282	3.72	\$ 260	\$ 88
2	128	2.65	339	2.24	287	94
3	183	2.27	415	2.02	370	100
4	233	2.15	501	1.94	452	106
5	277	2.14	593	1.97	546	112
6	322	2.02	671	1.87	621	118
7	367	2.12	778	1.99	730	124
8	419	2.05	859	1.93	809	130
9	472	1.99	939	1.89	892	136
10 or more	525	1.94	1,019	1.85	971	142

((2)) (b) Household with supplied shelter.

The monthly standard for supplied shelter includes requirements for food, clothing, personal maintenance and necessary incidentals, ((and)) household maintenance and designated energy amount.

Recipients in household - all counties		Energy Amount Designated for both Areas I and II
1	\$ ((+53))172	((78))\$88
2	((222))249	((64))94
3	((294))330	((89))100
4	((366))411	((94))106
5	((438))492	((99))112
6	((510))572	((104))118
7	((582))653	((109))124
8	((654))734	((114))130
9	((726))815	((119))136
10 or more	((798))896	((124))142
((11	870	129
12	942	134
13	1,014	139
14	1,086	144
15	1,158	149
16	1,230	154
17	1,302	159
18 or more	1,374	164

(2) These standards are effective July 1, 1981.

AMENDATORY SECTION (Amending Order 1643, filed 4/27/81)

WAC 388-29-110 MAXIMUMS TO MONTHLY STANDARDS FOR BASIC REQUIREMENTS. ((Currently, there are no maximums to monthly standards established.)) (1) Grants to families of eight or more shall not exceed the following maximums. In computing the grant amount nonexempt income and resources which are available to meet need shall be deducted from the monthly standard specified in WAC 388-29-100.

(2) These standards are effective July 1, 1981.

	Number of recipients in household		
Maximums	8	9	10 or more
	\$859	\$859	\$859

AMENDATORY SECTION (Amending Order 1643, filed 4/27/81)

WAC 388-29-112 ((FEDERAL)) CONSOLIDATED EMERGENCY ASSISTANCE PROGRAM (CEAP)—STANDARDS OF ASSISTANCE. Effective ((March 1, 1981)) July 1, 1981 the state-wide ((monthly)) standards for the ((federal)) consolidated emergency assistance program ((are)) shall be paid in the

amount necessary to meet allowable emergent needs with the following payment maximums:

(1) Number in Household	Area I		Area II	
	(one month maximum)	(maximum two month total)	(one month maximum)	(maximum two month total)
1	\$((78)) 282	352	260	325
2	((+28)) 339	424	287	359
3	((+83)) 415	519	370	463
4	((233)) 501	626	452	565
5	((277)) 593	741	546	683
6	((332)) 671	839	621	776
7	((367)) 778	973	730	913
8 or more	((419)) 859	1,074	809	1,011
((9))	((472))			
((10))	((525))			

((Each additional member—53))

(2) The following are payment maximums for individual emergent need items payable under consolidated emergency assistance program (CEAP).

	1	2	3	4	5	6	7	8 (or more)
Food	138	171	204	255	306	354	400	444
Shelter	140	174	208	260	312	361	408	452
Clothing	21	25	30	38	46	53	60	66
Minor Medical	54	67	80	100	120	139	157	174
Utilities	25	31	37	46	55	64	72	80
Household Maint.	36	44	53	66	79	92	104	115

Clothing & transportation - as needed not to exceed the grant maximum.

AMENDATORY SECTION (Amending Order 1434, filed 9/21/79)

WAC 388-29-125 COST STANDARDS FOR REQUIREMENTS—PERSONS IN MEDICAL INSTITUTION. (1) The monthly cost standard for clothing, personal maintenance, and necessary incidentals for a person eligible for AFDC, supplemental security income or the "H" medical care program who is in a skilled nursing home, a public nursing home, a general or tuberculosis hospital or an intermediate care facility shall be ((~~\$32.50~~) thirty-three dollars and fifty cents.

(2) The monthly cost standard for clothing, personal maintenance, and necessary incidentals for a person eligible for continuing general assistance who is in an institution specified in subsection (1) of this section shall be ((~~\$32.50~~) thirty-three dollars and fifty cents.

(3) These standards are effective July 1, ((+1979)) 1981.

AMENDATORY SECTION (Amending Order 1434, filed 9/21/79)

WAC 388-29-130 COST STANDARDS FOR REQUIREMENTS—PERSON IN CONGREGATE CARE FACILITY. (1) The cost standard for congregate care shall be the rate established by the department for payment to specific congregate care facilities.

(2) Congregate care facility residents who receive SSI or GAU benefits are entitled to the earned and unearned income exemptions applicable to those programs. Any remaining nonexempt income shall be applied first toward the monthly cost standard for clothing, personal maintenance, and necessary incidentals, and then toward the cost of care. SSI grant deductions for overpayments shall first reduce the money available for clothing, personal maintenance, and necessary incidentals and then reduce the money available to meet the cost of CCF care. The department shall not pay the difference toward cost of care caused by the SSI reduction.

(3) The monthly cost standard for clothing, personal maintenance, and necessary incidentals for a person in a congregate care facility shall be ((~~\$32.50~~) thirty-three dollars and fifty cents.

(4) These standards are effective July 1, ((+1979)) 1981.

AMENDATORY SECTION (Amending Order 1532, filed 8/20/80)

WAC 388-29-135 COST STANDARDS FOR REQUIREMENTS—MATERNITY HOME CARE. (1) The payment standard for a recipient of AFDC residing in a maternity home shall be ((~~\$504.60~~) five hundred twelve dollars and seventy-five cents per month, which includes ((~~\$32.50~~) forty dollars and sixty-five cents for clothing and personal incidentals.

(2) The standard for maternity home care for an unmarried child eligible for foster care payment shall be the rate established in the agreement between the department and the maternity home agency.

(3) These standards are effective July 1, ((+1980)) 1981.

AMENDATORY SECTION (Amending Order 1434, filed 9/21/79)

WAC 388-29-145 MONTHLY STANDARDS FOR BASIC REQUIREMENTS—AFDC—CHILD IN NEED OF SPECIALIZED EDUCATION OR TRAINING. (1) A child attending school under temporary absence provisions according to WAC 388-24-125(3)(b) is eligible for clothing ((and)), personal maintenance, and necessary incidentals only. The monthly standard shall be ((~~\$32.50~~) thirty-three dollars and fifty cents. The child shall not be included as a member of the household in computing the requirements for the household.

(2) These standards are effective July 1, ((+1979)) 1981.

AMENDATORY SECTION (Amending Order 1532, filed 8/20/80)

WAC 388-29-160 STANDARDS FOR ADDITIONAL REQUIREMENTS UNDER SPECIFIC CIRCUMSTANCES—RESTAURANT MEALS. (1) Restaurant meals shall be an additional requirement only when:

(a) The individual is physically or mentally unable to prepare any of his meals, and

(b) Board, or board and room, is not available or the use of such facilities is not feasible for an individual.

(2) The monthly additional requirement for restaurant meals shall be ((~~\$80.35~~) eighty-eight dollars and forty cents.

(3) These standards are effective July 1, ((+1980)) 1981.

AMENDATORY SECTION (Amending Order 1434, filed 9/21/79)

WAC 388-29-180 HOME DELIVERED MEALS (MEALS-ON-WHEELS). (1) For some recipients who cannot be expected to prepare all of their own meals, prepared and home delivered meals may be available.

(2) Where a CSO approved home delivery service of prepared meals is available recipients who need and would benefit from such service should be encouraged, authorized, and assisted, if necessary, to obtain it.

(3) Standards and criteria used to authorize the service are as follows:

(a) The recipient requires help in preparation of some of his meals and would benefit nutritionally or otherwise from home delivered meals,

(b) Such help is not reasonably available without cost to the recipient,

(c) Board (or board and room) is not feasible or possible for the recipient,

(4) When a plan for use of this service is approved by the CSO, the cost standard to be used for the total food requirement of the recipient using the service shall be established by the department's office of ((economic services)) budget and program analysis at the CSO's request.

AMENDATORY SECTION (Amending Order 1532, filed 8/20/80)

WAC 388-29-200 STANDARDS FOR ADDITIONAL REQUIREMENTS UNDER SPECIFIED CIRCUMSTANCES—FOOD FOR GUIDE DOG. (1) The cost of food for a guide dog shall be an additional requirement when an applicant for SSI or an assistance grant has a guide dog assigned to him by an accredited guide dog organization. The cost standard for food for a guide dog shall be (\$25.80) twenty-eight dollars and forty cents.

(2) These standards are effective July 1, ~~((1980))~~ 1981.

AMENDATORY SECTION (Amending Order 1532, filed 8/20/80)

WAC 388-29-220 STANDARDS FOR ADDITIONAL REQUIREMENTS UNDER SPECIFIED CIRCUMSTANCES—LAUNDRY. (1) Laundry is an additional requirement when:

(a) The applicant or recipient is physically unable to do his laundry, and

(b) He has no one able to perform this service for him.

(2) The monthly cost standard for laundry shall be (\$7.05) seven dollars and eighty cents.

(3) These standards are effective July 1, ~~((1980))~~ 1981.

AMENDATORY SECTION (Amending Order 1385, filed 3/28/79)

WAC 388-29-230 WINTERIZING HOMES. (1) Repairs of homes owned or being purchased by AFDC recipients, to a maximum of (\$500) five hundred dollars for any one home, are an additional requirement under the following circumstances:

(a) The primary purpose of the repairs is to minimize heat loss or otherwise increase the efficiency of the home heating system,

(b) The repairs are necessary to render the home habitable,

(c) Lack of repairs would require the assistance unit to move to rental quarters,

(d) The rental costs expended by the assistance unit over a period of two years would exceed the costs, including repairs, attributable to continued occupancy of the home, and

(e) No expenditures for repair of the home have been made previously under the policies outlined in subdivisions (a) through (d) of this subsection.

(2) All expenditures for repairs shall be paid by vendor payments when there is sufficient recorded evidence that the home repair was performed.

AMENDATORY SECTION (Amending Order 1550, filed 10/2/80)

WAC 388-29-260 REQUIREMENTS OF PERSON IN BOARDING HOME—CONTINUING GENERAL ASSISTANCE. (1) The standard for board

and room shall be ~~(\$170.50)~~ one hundred ninety-five dollars and forty cents per month or (\$5.62) six dollars and forty-five cents per day.

(2) The monthly standard for clothing and personal maintenance and necessary incidentals shall be ~~(\$27.50)~~ thirty-three dollars and fifty cents.

(3) These standards are effective ~~((November 1, 1980))~~ July 1, 1981.

AMENDATORY SECTION (Amending Order 1434, filed 9/21/79)

WAC 388-29-280 ADULT FAMILY HOME CARE—COST STANDARDS. (1) The cost standard for adult family home care shall be the rate established by the department for payment to the adult family home sponsor.

(a) Basic rate two hundred ninety-seven dollars and sixty-five cents.

(b) Service additions

1-3	32.10
4-7	48.15
8-12	69.55

Special services

each service 21.40

(2) The monthly cost standard for clothing and personal maintenance and necessary incidentals for a person in an adult family home shall be ~~(\$32.50)~~ thirty-three dollars and fifty cents.

(3) These standards are effective July 1, ~~((1979))~~ 1981.

NEW SECTION

WAC 388-29-295 STANDARDS OF ASSISTANCE FOR THE SUPPLEMENTAL SECURITY INCOME (SSI) PROGRAM. (1) Standards of SSI assistance paid to eligible individual couples by SSA are:

	Standard	Federal SSI Benefit	State Supplemental
Area I			
Living alone			
Individuals	\$303.00	\$264.70	\$ 38.30
Couples			
Both eligible	433.30	397.00	36.30
With essential person	433.30	397.00	36.00
With ineligible spouse	433.30	264.70	168.60
Area II			
Living alone			
Individuals	\$282.55	264.70	17.85
Couples			
Both eligible	403.35	397.00	6.35
With essential person	403.35	397.30	6.05
With ineligible spouse	403.35	264.70	138.65
Shared Living			
Individuals	189.15	176.47	12.68
Couples			
Both eligible	280.50	264.67	15.83
With essential person	280.50	264.87	15.63
With ineligible spouse	280.50	176.47	104.03

(2) The state supplemental portion of the SSI standards shall be considered as the energy allowance designated by the Washington state legislature for individuals and couples in which both spouses are eligible for SSI.

(3) These standards are effective July 1, 1981.

WSR 81-15-020
EMERGENCY RULES
DEPARTMENT OF
LABOR AND INDUSTRIES
 [Order 81-17—Filed July 9, 1981]

I, Sam Kinville, director of the Department of Labor and Industries, do promulgate and adopt at General Administration Building, Olympia, Washington 98504, the annexed rules relating to self-insured medical only claims giving self-insured employers the right to close industrial insurance claims which do not involve payment of temporary disability compensation.

I, Sam Kinville, find that an emergency exists and that the foregoing order is necessary for the preservation of the public health, safety, or general welfare and that observance of the requirements of notice and opportunity to present views on the proposed action would be contrary to public interest. A statement of the facts constituting such emergency is by adopting WAC 296-15-070 on an emergency basis the self-insurer will be given enough time to have new forms and pamphlets printed for distribution by the effective date of the law.

Such rules are therefore adopted as emergency rules to take effect upon filing with the code reviser.

This rule is promulgated pursuant to RCW 51.04.020 which directs that the Director of Labor and Industries has authority to implement the provisions of Title 51 RCW, Industrial Insurance Law.

This rule is promulgated under the general rule-making authority of the Department of Labor and Industries as authorized in Title 51 RCW.

The undersigned hereby declares that he has complied with the provisions of the Open Public Meetings Act (chapter 42.30 RCW), the Administrative Procedure Act (chapter 34.04 RCW) or the Higher Education Administrative Procedure Act (chapter 28B.19 RCW), as appropriate, and the State Register Act (chapter 34.08 RCW).

APPROVED AND ADOPTED July 1, 1981.

By Sam Kinville
 Director

AMENDATORY SECTION (Amending Order 77-19, filed 9/26/77)

WAC 296-15-070 ACCIDENT REPORTS AND CLAIMS PROCEDURES. (1) Reporting of accidents and applications for compensation based thereon shall be on a form prescribed by the department, entitled the Self-Insurer's Report of Accident (SIF #2), which will be supplied to all self-insurers, and by ~~((the))~~ self-insurers to their employees. Forwarding a completed copy of this form to the department shall satisfy the self-insurer's initial accident reporting responsibility under the law.

~~((Noncompensable (medical-only) claims may be withheld from submission to the department for a period~~

~~not to exceed thirty (30) calendar days. The delayed filing is permissible where by so doing the request for closure can accompany the original submission of the claim.))~~

(2) A self-insurer, on denying any claim, shall ~~((mail))~~ provide to the claimant, the department, and the attending physician, within seven days after such self-insurer has notice of the claim, a Notice of Denial of Claim, substantially identical to the example SIF #4, incorporated herein by reference. With every such claim denial a self-insurer shall send to the department all information on which the denial was based.

(3) A self-insurer ~~((must file))~~ shall file ~~((in all claims))~~ a Supplemental or Final Report on Injury or Occupational Disease, on a form substantially identical to the example SIF #5, incorporated herein by reference, at the following times:

(a) On the date the first time loss compensation is paid.

(b) On the date the time loss compensation is terminated or the rate thereof changed.

(c) On the date a determination is requested.

All medical reports and other pertinent information in the self-insurer's possession must be submitted with the request for all determinations ~~((, except in noncompensable claims (medical-only)))~~.

Self-insurers shall not unreasonably delay action on a claim nor fail to keep the department informed of the existence of an extended or continuing claim.

(4) A self-insurer, upon accepting a claim which involves only medical treatment and which does not involve payment of temporary disability or permanent partial disability compensation, shall issue a claim number from S-numbers to be assigned to all self-insurers.

(a) When a worker files a claim the self-insurer shall advise the worker of his claim number, rights and responsibilities, in nontechnical language in a timely manner on a form approved by the department.

(b) A self-insurer, upon closure of a medical only claim, shall issue an order on a form prescribed by the department entitled self-insurer's claim closure order and notice (LI-207-20), which will be supplied to all self-insurers, and by the self-insurers to their employees, in compliance with reporting responsibilities under the law, a copy of which shall be sent to the attending physician.

(c) The self-insurer shall submit monthly statistical information to the department on closed claims, on a form prescribed by the department entitled medical only statistical report (LI-207-19) which will be supplied to all self-insurers by the department.

(d) When a written protest is received by the department, the department may require a self-insurer to submit within ten (10) working days from the date of mailing by the department, all information in the self-insurer's possession which is pertinent to the protest.

Reviser's Note: The typographical errors in the above section occurred in the copy filed by the agency and appear herein pursuant to the requirements of RCW 34.08.040.

WSR 81-15-021
ADOPTED RULES
HIGHER EDUCATION
PERSONNEL BOARD

[Order 89—Filed July 9, 1981—Eff. August 10, 1981]

Be it resolved by the Higher Education Personnel Board, acting at Washington State University, Pullman, Washington, that it does promulgate and adopt the annexed rules relating to:

- Amd WAC 251-20-030 Method of evaluation.
- Amd WAC 251-20-040 Employee performance evaluation—Procedure.
- Amd WAC 251-20-050 Employee performance evaluation—Appeal.

This action is taken pursuant to Notice No. WSR 81-09-023 filed with the code reviser on April 13, 1981. Such rules shall take effect at a later date, such date being August 10, 1981.

This rule is promulgated under the general rule-making authority of the Higher Education Personnel Board as authorized in RCW 28B.16.100.

The undersigned hereby declares that he has complied with the provisions of the Open Public Meetings Act (chapter 42.30 RCW), the Administrative Procedure Act (chapter 34.04 RCW) or the Higher Education Administrative Procedure Act (chapter 28B.19 RCW), as appropriate, and the State Register Act (chapter 34.08 RCW).

APPROVED AND ADOPTED June 18, 1981.

By Douglas E. Sayan
 Director

AMENDATORY SECTION (Amending Order 68, filed 5/25/78, effective 7/1/78)

WAC 251-20-030 METHOD OF EVALUATION. (1) Employee performance is to be rated for each "performance factor" on the approved form on the basis of criteria determined by the supervisor. To assist in the rating the employee's supervisor will:

- (a) Provide the employee with a copy of the specification for the class; and
- (b) Identify thereon, or on the approved form or attached thereto, ((those portions of the specification)) the employee's specific position duties which relate to the ((position held)) specification; and
- (c) Identify on the approved form or attached thereto criteria to be evaluated which set forth the supervisor's expectations with regard to factors of quality, quantity, job knowledge and working relationships as they relate to the employee's position.

(2) Criteria ((recorded as part of the performance evaluation process)) which set forth the supervisor's expectations shall remain in effect for future evaluations unless action is taken to modify or replace them and the employee has been provided with a copy of them.

((2)) (3) Each "performance factor" will be rated and recorded ((according to a scale which differentiates varied levels of employee performance)) in one of the rating categories on the approved evaluation form.

AMENDATORY SECTION (Amending Order 68, filed 5/25/78, effective 7/1/78)

WAC 251-20-040 EMPLOYEE PERFORMANCE EVALUATION—PROCEDURE. (1) Each employee shall be evaluated at least annually by his/her supervisor. The evaluation process shall use the form(s) as provided in WAC 251-20-020 and shall be in accord with the provisions of this chapter.

(2) Prior to review by the second level of supervision, the employee shall be provided an opportunity to comment on the evaluation and to discuss his/her comments and the final evaluation with the supervisor.

(3) The evaluation shall be reviewed by the employee's second level of supervision (or management designee as determined by the institution).

(4) A copy of the signed annual evaluation form will be provided to the employee upon request.

(5) Performance evaluations shall be retained in the employee's file for no more than three years.

AMENDATORY SECTION (Amending Order 68, filed 5/25/78, effective 7/1/78)

WAC 251-20-050 EMPLOYEE PERFORMANCE EVALUATION—((GENERAL PROVISIONS)) APPEAL. An appeal against action under this chapter shall be restricted to allegations of irregularities in the use of the approved form and/or the procedures outlined in WAC 251-20-030 and 251-20-040. Performance evaluations shall not be used to initiate personnel actions such as transfer, promotion or discipline.

WSR 81-15-022
ADOPTED RULES
PUBLIC EMPLOYMENT
RELATIONS COMMISSION
 [Order 81-02—Filed July 10, 1981]

Be it resolved by the Public Employment Relations Commission, acting at Seattle, Washington, that it does repeal the annexed rules relating to:

- Rep ch. 391-21 WAC Collective bargaining rules—Public employment.
- Rep ch. 391-30 WAC Collective bargaining rules—Educational employment.
- Rep ch. 391-50 WAC Collective bargaining rules—Community colleges.
- Rep ch. 391-70 WAC Collective bargaining rules—Marine employees.

This action is taken pursuant to Notice No. WSR 80-09-092 filed with the code reviser on July 23, 1980. Such rules shall take effect pursuant to RCW 34.04.040(2).

This action is promulgated under the general rule-making authority of the Public Employment Relations Commission as authorized in RCW 41.58.050.

The undersigned hereby declares that he has complied with the provisions of the Open Public Meetings Act (chapter 42.30 RCW), the Administrative Procedure Act (chapter 34.04 RCW) or the Higher Education Administrative Procedure Act (chapter 28B.19 RCW), as

appropriate, and the State Register Act (chapter 34.08 RCW).

APPROVED AND ADOPTED August 29, 1980.

By Marvin L. Schurke
Executive Director

REPEALER

Chapter 391-21 of the Washington Administrative Code is repealed as follows:

- | | | | |
|----------------------------|---|----------------------------|---|
| (1) <u>WAC 391-21-001</u> | SCOPE—CONTENTS—OTHER RULES. | (28) <u>WAC 391-21-138</u> | PROCEDURE WHERE NO OBJECTIONS ARE FILED. |
| (2) <u>WAC 391-21-003</u> | APPLICATION TO PORT DISTRICTS. | (29) <u>WAC 391-21-140</u> | PROCEDURE WHERE OBJECTIONS ARE FILED. |
| (3) <u>WAC 391-21-100</u> | PETITION FOR INVESTIGATION OF A QUESTION CONCERNING REPRESENTATION OF EMPLOYEES—WHO MAY FILE. | (30) <u>WAC 391-21-142</u> | COMMISSION ACTION. |
| (4) <u>WAC 391-21-102</u> | PETITION FORM—NUMBER OF COPIES—FILING—SERVICE. | (31) <u>WAC 391-21-300</u> | PETITION FOR CLARIFICATION OF AN EXISTING BARGAINING UNIT—WHO MAY FILE. |
| (5) <u>WAC 391-21-104</u> | CONTENTS OF PETITION. | (32) <u>WAC 391-21-302</u> | PETITION FORM—NUMBER OF COPIES—FILING—SERVICE. |
| (6) <u>WAC 391-21-105</u> | CONTENTS OF PETITION FILED BY EMPLOYER. | (33) <u>WAC 391-21-304</u> | CONTENTS OF PETITION. |
| (7) <u>WAC 391-21-106</u> | SUPPORTING EVIDENCE. | (34) <u>WAC 391-21-306</u> | AMENDMENT AND WITHDRAWAL. |
| (8) <u>WAC 391-21-107</u> | LIST OF EMPLOYEES. | (35) <u>WAC 391-21-308</u> | NOTICE OF HEARING. |
| (9) <u>WAC 391-21-108</u> | AMENDMENT AND WITHDRAWAL. | (36) <u>WAC 391-21-310</u> | CONSOLIDATION OF PROCEEDINGS. |
| (10) <u>WAC 391-21-110</u> | INTERVENTION—BY INCUMBENT REPRESENTATIVE. | (37) <u>WAC 391-21-312</u> | HEARINGS—WHO SHALL CONDUCT. |
| (11) <u>WAC 391-21-112</u> | INTERVENTION—BY ORGANIZATION OTHER THAN INCUMBENT. | (38) <u>WAC 391-21-314</u> | AUTHORITY OF HEARING OFFICER. |
| (12) <u>WAC 391-21-113</u> | SHOWING OF INTEREST CONFIDENTIAL. | (39) <u>WAC 391-21-316</u> | HEARINGS—NATURE AND SCOPE. |
| (13) <u>WAC 391-21-114</u> | CONSENT ELECTIONS. | (40) <u>WAC 391-21-318</u> | PROCEEDINGS BEFORE THE EXECUTIVE DIRECTOR. |
| (14) <u>WAC 391-21-115</u> | CONSENT CROSS-CHECKS. | (41) <u>WAC 391-21-320</u> | PROCEEDINGS BEFORE THE COMMISSION—PETITION FOR REVIEW. |
| (15) <u>WAC 391-21-116</u> | NOTICE OF HEARING. | (42) <u>WAC 391-21-321</u> | FILING AND SERVICE OF CROSS-PETITION FOR REVIEW. |
| (16) <u>WAC 391-21-118</u> | HEARINGS—WHO SHALL CONDUCT. | (43) <u>WAC 391-21-322</u> | COMMISSION ACTION. |
| (17) <u>WAC 391-21-120</u> | AUTHORITY OF HEARING OFFICER. | (44) <u>WAC 391-21-500</u> | COMPLAINT CHARGING UNFAIR LABOR PRACTICES—WHO MAY FILE. |
| (18) <u>WAC 391-21-122</u> | HEARINGS—NATURE AND SCOPE. | (45) <u>WAC 391-21-502</u> | FORM OF CHARGES—NUMBER OF COPIES—FILING—SERVICE. |
| (19) <u>WAC 391-21-124</u> | PROCEEDINGS BEFORE THE EXECUTIVE DIRECTOR. | (46) <u>WAC 391-21-504</u> | CONTENTS OF COMPLAINT CHARGING UNFAIR LABOR PRACTICES. |
| (20) <u>WAC 391-21-125</u> | CROSS-CHECK OF RECORDS. | (47) <u>WAC 391-21-506</u> | AMENDMENT. |
| (21) <u>WAC 391-21-126</u> | NOTICE OF ELECTION. | (48) <u>WAC 391-21-508</u> | WITHDRAWAL. |
| (22) <u>WAC 391-21-128</u> | ELECTION PROCEDURES—DISCLAIMERS—BALLOTING. | (49) <u>WAC 391-21-510</u> | INITIAL PROCESSING BY EXECUTIVE DIRECTOR. |
| (23) <u>WAC 391-21-130</u> | CHALLENGED BALLOTS. | (50) <u>WAC 391-21-512</u> | EXAMINER—WHO MAY ACT. |
| (24) <u>WAC 391-21-132</u> | TALLY OF BALLOTS. | (51) <u>WAC 391-21-514</u> | AUTHORITY OF EXAMINER. |
| (25) <u>WAC 391-21-134</u> | PROCEDURE FOLLOWING INCONCLUSIVE ELECTION. | (52) <u>WAC 391-21-516</u> | NOTICE OF HEARING. |
| (26) <u>WAC 391-21-136</u> | FILING AND SERVICE OF OBJECTIONS. | (53) <u>WAC 391-21-518</u> | ANSWER—FILING AND SERVICE. |
| (27) <u>WAC 391-21-137</u> | FILING AND SERVICE OF CROSS-OBJECTIONS. | (54) <u>WAC 391-21-520</u> | ANSWER—CONTENTS AND EFFECT OF FAILURE TO ANSWER. |
| | | (55) <u>WAC 391-21-522</u> | AMENDMENT OF ANSWER. |
| | | (56) <u>WAC 391-21-524</u> | MOTION TO MAKE COMPLAINT MORE DEFINITE AND CERTAIN. |
| | | (57) <u>WAC 391-21-526</u> | HEARINGS—NATURE AND SCOPE. |
| | | (58) <u>WAC 391-21-528</u> | BRIEFS AND PROPOSED FINDINGS. |
| | | (59) <u>WAC 391-21-530</u> | EXAMINER DECISION. |

(60) WAC 391-21-532 WITHDRAWAL OR MODIFICATION OF EXAMINER DECISION.

(61) WAC 391-21-534 PETITION FOR REVIEW OF EXAMINER DECISION.

(62) WAC 391-21-535 FILING AND SERVICE OF CROSS-PETITION FOR REVIEW.

(63) WAC 391-21-536 COMMISSION ACTION.

(64) WAC 391-21-550 COLLECTIVE BARGAINING—POLICY.

(65) WAC 391-21-556 UNFAIR LABOR PRACTICE REMEDIES.

(66) WAC 391-21-700 RESOLUTION OF IMPASSES—REQUEST FOR MEDIATION.

(67) WAC 391-21-702 IMPASSE RESOLUTION—DETERMINATION WHETHER ASSISTANCE IS NEEDED.

(68) WAC 391-21-706 IMPASSE RESOLUTION—FUNCTION OF MEDIATOR.

(69) WAC 391-21-708 IMPASSE RESOLUTION—CONFIDENTIAL NATURE OF FUNCTION.

(70) WAC 391-21-712 IMPASSE RESOLUTION—DISPUTE RESOLUTION PANEL.

(71) WAC 391-21-716 IMPASSE RESOLUTION—DISCLOSURE.

(72) WAC 391-21-718 IMPASSE RESOLUTION—VACANCIES.

(73) WAC 391-21-719 UNIFORMED PERSONNEL—INTEREST ARBITRATION.

(74) WAC 391-21-720 UNIFORMED PERSONNEL—APPOINTMENT OF PARTISAN ARBITRATORS.

(75) WAC 391-21-721 UNIFORMED PERSONNEL—SELECTION OF IMPARTIAL ARBITRATOR.

(76) WAC 391-21-722 UNIFORMED PERSONNEL—LIST OF ISSUES FOR ARBITRATION.

(77) WAC 391-21-723 UNIFORMED PERSONNEL—HEARING.

(78) WAC 391-21-724 UNIFORMED PERSONNEL—ORDER OF PROCEEDINGS AND EVIDENCE.

(79) WAC 391-21-726 UNIFORMED PERSONNEL—PROCEEDINGS IN THE ABSENCE OF A PARTY.

(80) WAC 391-21-728 UNIFORMED PERSONNEL—CLOSING OF THE HEARINGS.

(81) WAC 391-21-733 UNIFORMED PERSONNEL—CONDUCT OF INTEREST ARBITRATION PROCEEDINGS.

(82) WAC 391-21-734 UNIFORMED PERSONNEL—INTERPRETATION AND APPLICATION OF RULES.

(83) WAC 391-21-735 UNIFORMED PERSONNEL—INTEREST ARBITRATION AWARD.

(84) WAC 391-21-737 UNIFORMED PERSONNEL—EXPENSES OF ARBITRATION.

(85) WAC 391-21-738 UNIFORMED PERSONNEL—CENTRAL FILING OF AGREEMENTS.

(86) WAC 391-21-800 GRIEVANCE ARBITRATION—WHO MAY FILE.

(87) WAC 391-21-802 GRIEVANCE ARBITRATION—FILING—SERVICE.

(88) WAC 391-21-804 GRIEVANCE ARBITRATION—CONTENTS OF REQUEST.

(89) WAC 391-21-806 GRIEVANCE ARBITRATION—APPOINTMENT OF STAFF ARBITRATOR.

(90) WAC 391-21-808 GRIEVANCE ARBITRATION—SUBMISSION OF ARBITRATION PANEL.

(91) WAC 391-21-810 GRIEVANCE ARBITRATION—CONDUCT OF PROCEEDINGS.

(92) WAC 391-21-812 GRIEVANCE ARBITRATION—AWARD.

(93) WAC 391-21-814 GRIEVANCE ARBITRATION—EXPENSES.

(94) WAC 391-21-900 UNION SECURITY PROVISIONS.

REPEALER

Chapter 391-30 of the Washington Administrative Code is repealed as follows:

(1) WAC 391-30-001 SCOPE—CONTENTS—OTHER RULES.

(2) WAC 391-30-100 PETITION FOR INVESTIGATION OF A QUESTION CONCERNING REPRESENTATION OF EMPLOYEES—WHO MAY FILE.

(3) WAC 391-30-102 PETITION FORM—NUMBER OF COPIES—FILING—SERVICE.

(4) WAC 391-30-104 CONTENTS OF PETITION.

(5) WAC 391-30-106 SUPPORTING EVIDENCE.

(6) WAC 391-30-108 AMENDMENT AND WITHDRAWAL.

(7) WAC 391-30-110 INTERVENTION—BY INCUMBENT REPRESENTATIVE.

(8) WAC 391-30-112 INTERVENTION—BY ORGANIZATION OTHER THAN INCUMBENT.

(9) WAC 391-30-113 SHOWING OF INTEREST CONFIDENTIAL.

(10) WAC 391-30-114 CONSENT ELECTIONS.

(11) WAC 391-30-116 NOTICE OF HEARING.

(12) WAC 391-30-118 HEARINGS—WHO SHALL CONDUCT.

(13) WAC 391-30-120 AUTHORITY OF HEARING OFFICER.

(14) WAC 391-30-122 HEARINGS—NATURE AND SCOPE.

(15) WAC 391-30-124 PROCEEDINGS BEFORE THE EXECUTIVE DIRECTOR.

(16) WAC 391-30-126 NOTICE OF ELECTION.

(17) WAC 391-30-128 ELECTION PROCEDURES—DISCLAIMERS—BALLOTING.

(18) WAC 391-30-130 CHALLENGED BALLOTS.

(19) WAC 391-30-132 TALLY OF BALLOTS.

(20) WAC 391-30-134 PROCEDURE FOLLOWING INCONCLUSIVE ELECTION.

(21) WAC 391-30-136 FILING AND SERVICE OF OBJECTIONS TO ELECTION.

- (22) WAC 391-30-137 FILING AND SERVICE OF CROSS-OBJECTIONS.
- (23) WAC 391-30-138 PROCEDURE WHERE NO OBJECTIONS ARE FILED.
- (24) WAC 391-30-140 PROCEDURE WHERE OBJECTIONS TO ELECTION ARE FILED.
- (25) WAC 391-30-142 COMMISSION ACTION.
- (26) WAC 391-30-300 PETITION FOR CLARIFICATION OF AN EXISTING BARGAINING UNIT—WHO MAY FILE.
- (27) WAC 391-30-302 PETITION FORM—NUMBER OF COPIES—FILING—SERVICE.
- (28) WAC 391-30-304 CONTENTS OF PETITION.
- (29) WAC 391-30-306 AMENDMENT AND WITHDRAWAL.
- (30) WAC 391-30-308 NOTICE OF HEARING.
- (31) WAC 391-30-310 CONSOLIDATION OF PROCEEDINGS.
- (32) WAC 391-30-312 HEARINGS—WHO SHALL CONDUCT.
- (33) WAC 391-30-314 AUTHORITY OF HEARING OFFICER.
- (34) WAC 391-30-316 HEARINGS—NATURE AND SCOPE.
- (35) WAC 391-30-318 PROCEEDINGS BEFORE THE EXECUTIVE DIRECTOR.
- (36) WAC 391-30-320 PROCEEDINGS BEFORE THE COMMISSION—PETITION FOR REVIEW.
- (37) WAC 391-30-321 FILING AND SERVICE OF CROSS-PETITION FOR REVIEW.
- (38) WAC 391-30-322 COMMISSION ACTION.
- (39) WAC 391-30-500 COMPLAINT CHARGING UNFAIR LABOR PRACTICES—WHO MAY FILE.
- (40) WAC 391-30-502 COMPLAINT FORM—NUMBER OF COPIES—FILING—SERVICE.
- (41) WAC 391-30-504 CONTENTS OF COMPLAINT CHARGING UNFAIR LABOR PRACTICES.
- (42) WAC 391-30-506 AMENDMENT.
- (43) WAC 391-30-508 WITHDRAWAL.
- (44) WAC 391-30-510 INITIAL PROCESSING BY EXECUTIVE DIRECTOR.
- (45) WAC 391-30-512 EXAMINER—WHO MAY ACT.
- (46) WAC 391-30-514 AUTHORITY OF EXAMINER.
- (47) WAC 391-30-516 NOTICE OF HEARING.
- (48) WAC 391-30-518 ANSWER—FILING AND SERVICE.
- (49) WAC 391-30-520 ANSWER—CONTENTS AND EFFECT OF FAILURE TO ANSWER.
- (50) WAC 391-30-522 AMENDMENT OF ANSWER.
- (51) WAC 391-30-524 MOTION TO MAKE COMPLAINT MORE DEFINITE AND CERTAIN.
- (52) WAC 391-30-526 HEARINGS—NATURE AND SCOPE.
- (53) WAC 391-30-528 BRIEFS AND PROPOSED FINDINGS.
- (54) WAC 391-30-530 EXAMINER DECISION.
- (55) WAC 391-30-532 WITHDRAWAL OR MODIFICATION OF EXAMINER DECISION.
- (56) WAC 391-30-534 PETITION FOR REVIEW OF EXAMINER DECISION.
- (57) WAC 391-30-535 FILING AND SERVICE OF CROSS-PETITION FOR REVIEW.
- (58) WAC 391-30-536 COMMISSION ACTION.
- (59) WAC 391-30-550 COLLECTIVE BARGAINING—POLICY.
- (60) WAC 391-30-552 COLLECTIVE BARGAINING PROCEDURE.
- (61) WAC 391-30-554 DETERMINATION OF DISPUTES AS TO SCOPE OF BARGAINING.
- (62) WAC 391-30-556 UNFAIR LABOR PRACTICE REMEDIES.
- (63) WAC 391-30-560 MOTION FOR TEMPORARY RELIEF.
- (64) WAC 391-30-700 RESOLUTION OF IMPASSES—REQUEST FOR MEDIATION.
- (65) WAC 391-30-702 IMPASSE RESOLUTION—DETERMINATION WHETHER ASSISTANCE IS NEEDED.
- (66) WAC 391-30-704 IMPASSE RESOLUTION—SUBMISSION OF WRITTEN PROPOSALS.
- (67) WAC 391-30-706 IMPASSE RESOLUTION—FUNCTION OF MEDIATOR.
- (68) WAC 391-30-708 IMPASSE RESOLUTION—CONFIDENTIAL NATURE OF FUNCTION.
- (69) WAC 391-30-710 IMPASSE RESOLUTION—FACT FINDING.
- (70) WAC 391-30-712 IMPASSE RESOLUTION—FACT FINDING PANEL.
- (71) WAC 391-30-714 IMPASSE RESOLUTION—SELECTION OF FACT FINDER.
- (72) WAC 391-30-716 IMPASSE RESOLUTION—DISCLOSURE BY FACT FINDER.
- (73) WAC 391-30-718 IMPASSE RESOLUTION—VACANCIES AS FACT FINDER.
- (74) WAC 391-30-720 IMPASSE RESOLUTION—LIST OF ISSUES FOR FACT FINDING.
- (75) WAC 391-30-722 IMPASSE RESOLUTION—FACT FINDING HEARING.
- (76) WAC 391-30-724 IMPASSE RESOLUTION—ORDER OF FACT FINDING PROCEEDINGS AND EVIDENCE.
- (77) WAC 391-30-726 IMPASSE RESOLUTION—FACT FINDING IN THE ABSENCE OF A PARTY.
- (78) WAC 391-30-728 IMPASSE RESOLUTION—CLOSING OF FACT FINDING HEARINGS.
- (79) WAC 391-30-730 IMPASSE RESOLUTION—FINDINGS OF FACT AND RECOMMENDATIONS.
- (80) WAC 391-30-732 IMPASSE RESOLUTION—EXPENSES OF FACT FINDING.
- (81) WAC 391-30-734 IMPASSE RESOLUTION—INTERPRETATION AND APPLICATION OF FACT FINDING RULES.

(82) WAC 391-30-736 IMPASSE RESOLUTION—PARTIES' RESPONSIBILITY AFTER FACT FINDING.

(83) WAC 391-30-738 IMPASSE RESOLUTION—CENTRAL FILING OF AGREEMENTS.

(84) WAC 391-30-900 UNION SECURITY PROVISIONS.

REPEALER

Chapter 391-50 of the Washington Administrative Code is repealed as follows:

(1) WAC 391-50-001 SCOPE—CONTENTS—OTHER RULES.

(2) WAC 391-50-100 PETITION FOR INVESTIGATION OF QUESTION CONCERNING REPRESENTATION OF EMPLOYEES—WHO MAY FILE—TIMELINESS.

(3) WAC 391-50-102 PETITION FORM—NUMBER OF COPIES—FILING—SERVICE.

(4) WAC 391-50-104 CONTENTS OF PETITION.

(5) WAC 391-50-105 CONTENTS OF PETITION FILED BY EMPLOYER.

(6) WAC 391-50-106 SUPPORTING EVIDENCE.

(7) WAC 391-50-108 AMENDMENT AND WITHDRAWAL.

(8) WAC 391-50-110 INTERVENTION—BY INCUMBENT REPRESENTATIVE.

(9) WAC 391-50-112 INTERVENTION—BY ORGANIZATION OTHER THAN INCUMBENT.

(10) WAC 391-50-113 SHOWING OF INTEREST CONFIDENTIAL.

(11) WAC 391-50-114 CONSENT ELECTIONS.

(12) WAC 391-50-116 NOTICE OF HEARING.

(13) WAC 391-50-118 HEARINGS—WHO SHALL CONDUCT.

(14) WAC 391-50-120 AUTHORITY OF HEARING OFFICER.

(15) WAC 391-50-122 HEARINGS—NATURE AND SCOPE.

(16) WAC 391-50-124 PROCEEDINGS BEFORE THE EXECUTIVE DIRECTOR.

(17) WAC 391-50-126 NOTICE OF ELECTION.

(18) WAC 391-50-128 ELECTION PROCEDURES—DISCLAIMERS—BALLOTING.

(19) WAC 391-50-130 CHALLENGED BALLOTS.

(20) WAC 391-50-132 TALLY OF BALLOTS.

(21) WAC 391-50-134 PROCEDURE FOLLOWING INCONCLUSIVE ELECTION.

(22) WAC 391-50-136 FILING AND SERVICE OF OBJECTIONS TO ELECTION.

(23) WAC 391-50-137 FILING AND SERVICE OF CROSS-OBJECTIONS.

(24) WAC 391-50-138 PROCEDURE WHERE NO OBJECTIONS ARE FILED.

(25) WAC 391-50-140 PROCEDURE WHERE OBJECTIONS TO ELECTION ARE FILED.

(26) WAC 391-50-142 COMMISSION ACTION.

(27) WAC 391-50-300 PETITION FOR CLARIFICATION OF AN EXISTING BARGAINING UNIT—WHO MAY FILE.

(28) WAC 391-50-302 PETITION FORM—NUMBER OF COPIES—FILING—SERVICE.

(29) WAC 391-50-304 CONTENTS OF PETITION.

(30) WAC 391-50-306 AMENDMENT AND WITHDRAWAL.

(31) WAC 391-50-308 NOTICE OF HEARING.

(32) WAC 391-50-310 CONSOLIDATION OF PROCEEDINGS.

(33) WAC 391-50-312 HEARINGS—WHO SHALL CONDUCT.

(34) WAC 391-50-314 AUTHORITY OF HEARING OFFICER.

(35) WAC 391-50-316 HEARINGS—NATURE AND SCOPE.

(36) WAC 391-50-318 PROCEEDINGS BEFORE THE EXECUTIVE DIRECTOR.

(37) WAC 391-50-320 PROCEEDINGS BEFORE THE COMMISSION—PETITION FOR REVIEW.

(38) WAC 391-50-321 FILING AND SERVICE OF CROSS-PETITION FOR REVIEW.

(39) WAC 391-50-322 COMMISSION ACTION.

(40) WAC 391-50-700 RESOLUTION OF IMPASSES—REQUEST FOR MEDIATION.

(41) WAC 391-50-702 IMPASSE RESOLUTION—DETERMINATION WHETHER ASSISTANCE IS NEEDED.

(42) WAC 391-50-706 IMPASSE RESOLUTION—FUNCTION OF MEDIATOR.

(43) WAC 391-50-708 IMPASSE RESOLUTION—CONFIDENTIAL NATURE OF FUNCTION.

(44) WAC 391-50-710 IMPASSE RESOLUTION—FACT FINDING.

(45) WAC 391-50-712 IMPASSE RESOLUTION—FACTFINDING PANEL.

(46) WAC 391-50-714 IMPASSE RESOLUTION—SELECTION OF FACT FINDER.

(47) WAC 391-50-716 IMPASSE RESOLUTION—DISCLOSURE BY FACT FINDER.

(48) WAC 391-50-718 IMPASSE RESOLUTION—VACANCIES AS FACT FINDER.

(49) WAC 391-50-720 IMPASSE RESOLUTION—LIST OF ISSUES FOR FACT FINDING.

(50) WAC 391-50-722 IMPASSE RESOLUTION—FACT FINDING HEARING.

(51) WAC 391-50-724 IMPASSE RESOLUTION—ORDER OF FACT FINDING PROCEEDINGS AND EVIDENCE.

(52) WAC 391-50-728 IMPASSE RESOLUTION—CLOSING OF FACT FINDING HEARINGS.

(53) WAC 391-50-730 IMPASSE RESOLUTION—FINDINGS OF FACT AND RECOMMENDATIONS.

(54) WAC 391-50-732 IMPASSE RESOLUTION—EXPENSES OF FACT FINDINGS.

(55) WAC 391-50-734 IMPASSE RESOLUTION—INTERPRETATION AND APPLICATION OF FACT FINDING RULES.

REPEALER

Chapter 391-70 of the Washington Administrative Code is repealed as follows:

- (1) WAC 391-70-010 SCOPE—CONTENTS—OTHER RULES.
- (2) WAC 391-70-020 SPECIAL RULES.
- (3) WAC 391-70-030 MODIFICATIONS AND EXCEPTIONS.
- (4) WAC 391-70-040 ADDRESS FOR COMMUNICATIONS.
- (5) WAC 391-70-050 OFFICE HOURS.
- (6) WAC 391-70-070 DEFINITIONS.
- (7) WAC 391-70-080 INFORMAL PROCEDURE.
- (8) WAC 391-70-090 FORMAL PROCEDURE.
- (9) WAC 391-70-105 FORMAL NOTICES—NUMBER OF COPIES—FILING—SERVICE.
- (10) WAC 391-70-110 INTERVENTION.
- (11) WAC 391-70-120 APPEARANCES.
- (12) WAC 391-70-140 VOLUNTARY SETTLEMENT.
- (13) WAC 391-70-170 HEARINGS.
- (14) WAC 391-70-220 ORDER OF PROCEDURE.
- (15) WAC 391-70-245 INSPECTION OF CONDITIONS.
- (16) WAC 391-70-260 BRIEFS.
- (17) WAC 391-70-300 COMPLIANCE WITH ORDERS—NOTIFICATION TO COMMISSION.

**WSR 81-15-023
PROPOSED RULES
ENVIRONMENTAL HEARINGS OFFICE
[Filed July 10, 1981]**

Notice is hereby given in accordance with the provisions of RCW 34.04.025, that the Environmental Hearings Office intends to adopt, amend, or repeal rules concerning regulations relating to disclosure of public records and public meetings, amending chapter 198-12 WAC;

and that the adoption, amendment, or repeal of such rules will take place at 2:00 p.m., Wednesday, August 26, 1981, in the Environmental Hearings Office, 4224 6th Avenue S.E., Building 2, RoweSix, Lacey, WA.

The authority under which these rules are proposed is chapters 34.04, 42.30 and 42.17 RCW.

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency prior to August 26, 1981, and/or orally at 2:00 p.m., Wednesday, August 26, 1981, Environmental Hearings Office, 4224 6th Avenue S.E., Building 2, RoweSix, Lacey, WA 98504.

By: David Akana
Vice Chairman

STATEMENT OF PURPOSE

Title: Chapter 198-12 WAC.

Description of purpose: To clarify and correct existing rules.

Statutory authority: RCW 34.04.940, 42.17.250 and 42.30.070.

Summary of rule: Amends chapter 198-12 WAC to clarify and correct procedures to use relating to disclosure of public records.

Reasons supporting proposed act: Clarification and correction of existing rules.

Agency personnel responsible for drafting, implementation and enforcement: David Akana, Environmental Hearings Office, 4224 6th Avenue S.E., Building 2, RoweSix, Lacey, WA 98504, (206) 753-3025.

Person or organization proposing rule, and whether public, private, or governmental: Environmental Hearings Office, a state agency.

Agency comments or recommendations regarding statutory language implementation, enforcement, fiscal matters: None.

Whether rule is necessary as a result of federal law or federal or state court action: No.

AMENDATORY SECTION (Amending Order 79-1, filed 11/16/79)

WAC 198-12-020 DEFINITIONS. The following definitions shall apply:

(1) "Public record" includes any writing containing information relating to the conduct of government or the performance of any governmental or proprietary function prepared, owned, used or retained by any state or local agency regardless of physical form or characteristics.

(2) "Writing" means handwriting, typewriting, printing, photostating, photographing, and every other means of recording any form of communication or representation, including letters, words, pictures, sound, or symbols, or any combination thereof, and all papers, maps, magnetic or paper tapes, photographic films and prints, magnetic or punch cards, discs, drums and other documents.

(3) The environmental hearings office, created by ((chapter 47, Laws of 1979 ex. sess.)) RCW 43.21B.005, shall hereinafter be referred to as the "hearings office." Where appropriate, the term "hearings office" also refers to the staff and employees of the environmental hearings office.

AMENDATORY SECTION (Amending Order 79-1, filed 11/16/79)

WAC 198-12-030 ORGANIZATION, OPERATION AND PUBLIC MEETING. (1) Organization. The hearings office is created for the purpose of consolidating administratively the pollution control hearings board, the forest practices appeals board and the shorelines hearings board into one agency of state government with minimum disturbance to these boards. Membership powers, functions and duties of the pollution control hearings board, the forest practices appeals board and the shorelines hearings board shall be as provided by law.

(2) Operation. The chairman of the pollution control hearings board is the chief executive officer of the hearings office. The lawyer member of the pollution control hearings board is designated the chief administrative law judge of the hearing office.

(3) Public meeting. There is regular meeting of the hearings office.

AMENDATORY SECTION (Amending Order 79-1, filed 11/16/79)

WAC 198-12-050 PUBLIC RECORDS OFFICER. The public records officer for the hearings office shall be the ((administrator)) administrative officer, who shall be responsible for the following: The implementation of the hearings office rules regarding release of public records, and assurance of compliance with the public records disclosure requirements of chapter 42.17 RCW.

AMENDATORY SECTION (Amending Order 79-1, filed 11/16/79)

WAC 198-12-060 OFFICE HOURS. Public records shall be available for inspection and copying during the customary office hours of the hearings office. For the purpose of this chapter, the customary office hours shall be from 8:00 a.m. to noon and from 1:00 p.m. to ((5:00)) 4:00 p.m., Monday through Friday, excluding legal holidays.

AMENDATORY SECTION (Amending Order 79-1, filed 11/16/79)

WAC 198-12-130 COMMUNICATION WITH THE HEARINGS OFFICE. All communications with the hearings office regarding the administration or the enforcement of chapter 42.17 RCW, and these rules, requests for decisions by the hearings office and other matters, shall be addressed as follows: The Environmental Hearings Office, c/o ((Administrator, #1 South Sound Center)) Administrative officer, 4224 6th Avenue S.E., Building 2 Rowsix, MS: PY-21, Lacey, Washington, 98504.

AMENDATORY SECTION (Amending Order 79-1, filed 11/16/79)

WAC 198-12-140 ADOPTION OF FORM. The hearings office hereby prescribes for use by all persons requesting inspection and/or copying or copies of its records, the form set out below, entitled "Request for Public Records."

We have received your request for copies of our public records. Please complete the form ((on the right)) and return it with the amount required. We will forward the requested copies to you as soon as we receive this form.

Thank you.

Return to:

The Environmental Hearings Office
((#1 South Sound Center))
4224 6th Avenue S.E.
Building 2 Rowsix, MS: PY-21
Lacey, Washington 98504

THE ENVIRONMENTAL HEARINGS OFFICE
REQUEST FOR PUBLIC RECORDS

DateTime
Name
Address

Description of Records (see index):
.....
.....
.....

I certify that the information obtained through this request for public records will not be used for commercial purposes.

.....
Signature

Number of copies
Number of pages
Per page charge \$.....
Total charge \$.....

WSR 81-15-024

NOTICE OF PUBLIC MEETINGS
ENVIRONMENTAL HEARINGS OFFICE
POLLUTION CONTROL HEARINGS BOARD
SHORELINES HEARINGS BOARD
FOREST PRACTICES APPEALS BOARD

[Memorandum—July 10, 1981]

NOTICE OF SPECIAL MEETING

A special meeting of the Environmental Hearings Office will be held at 2:00 p.m., Wednesday, August 26, 1981, at 4224 6th Avenue S.E., Building 2, RoweSix, Lacey, Washington 98504.

Meeting agenda: Adoption or amendment of rules relating to disclosure of public records and public meetings, amending chapter 198-12 WAC.

WSR 81-15-025

PROPOSED RULES
DEPARTMENT OF
SOCIAL AND HEALTH SERVICES

(Public Assistance)
[Filed July 10, 1981]

Notice is hereby given in accordance with the provisions of RCW 34.04.025, that the Department of Social and Health Services intends to adopt, amend, or repeal rules concerning Standards—Eligibility, amending chapter 388-29 WAC.

It is the intention of the secretary to adopt these rules on an emergency basis prior to the hearing.

Correspondence concerning this notice and proposed rules attached should be addressed to:

David A. Hogan, Director
Division of Administration
Department of Social and Health Services
Mailstop OB-33D
Olympia, WA 98504

Interpreters for people with hearing impairments and brailled or taped information for people with visual impairments can be provided. Please contact William B. Pope, Chief, Office of Administrative Regulations, at State Office Building #2, 12th and Jefferson, Olympia, Washington, Phone (206) 753-7015, by August 19, 1981. The meeting site is in a location which is barrier free;

that such agency will at 10:00 a.m., Wednesday, September 2, 1981, in the Auditorium, Office Building #2, 12th and Franklin, Olympia, Washington, conduct a hearing relative thereto;

and that the adoption, amendment, or repeal of such rules will take place at 9:00 a.m., Wednesday, September 9, 1981, in William B. Pope's office, 3rd floor, Office Building #2, 12th and Franklin, Olympia, Washington.

The authority under which these rules are proposed is RCW 74.08.090.

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency prior to September 2, 1981, and/or orally at 9:00 a.m., Wednesday, September 2, 1981, Auditorium,

Office Building #2, 12th and Franklin, Olympia, Washington.

Dated: July 8, 1981
By: Raymond M. Ryan
Deputy Secretary

STATEMENT OF PURPOSE

This statement is filed pursuant to RCW 34.04.045.
Amend chapter 388-29 WAC.
Purpose of the rule or rule change is to increase public assistance standards.
The reason these rules are necessary is to implement chapter 340, Laws of 1981.
Statutory authority: RCW 74.08.090.
Person or persons responsible for the drafting, implementation and enforcement of the rule: Dave Anderson, Program Manager, Income Assistance, Mailstop: OB-31C, Phone: 3-4381.
These rules are not necessary as a result of federal laws, federal court decisions or state court decisions.

Chapter 388-29 WAC
~~((AID TO FAMILIES WITH DEPENDENT CHILDREN AND CONTINUING GENERAL ASSISTANCE—ELIGIBILITY—))STANDARDS ((OF ASSISTANCE))—ELIGIBILITY~~

AMENDATORY SECTION (Amending Order 1643, filed 4/27/81)

WAC 388-29-010 STANDARDS FOR REQUIREMENTS—PERSON IN OWN HOME. (1) The public assistance law directs the

WAC 388-29-100 MONTHLY STANDARDS FOR BASIC REQUIREMENTS—AFDC AND CONTINUING GENERAL ASSISTANCE. (1) ~~((Effective March 1, 1981))~~ The state standards shall be the United States department of agriculture thrifty food plan in effect January 1, 1981. The state-wide monthly standards for food, clothing, personal maintenance, and necessary incidentals, household maintenance, shelter, and energy for those owning (including life estate), buying or renting an apartment or house are calculated as follows:

Recipients in Household	State Standard	Area Differential for King, Pierce, Snohomish, Kitsap and Thurston Counties	((State Standard Plus Area Differential for King, Pierce, Snohomish, Kitsap and Thurston Counties	Energy Amount Designated for both Areas I and II
1	241	21	262	78
2	264	53	317	84
3	342	47	389	89
4	421	47	468	94
5	509	47	556	99
6	581	47	628	104
7	680	47	727	109
8	757	47	804	114
9	833	47	880	119
10	910	47	957	124
11	986	47	1,033	129
12	1,063	47	1,110	134
13	1,139	47	1,186	139
14	1,215	47	1,263	144
15	1,292	47	1,339	149
16	1,368	47	1,415	154
17	1,445	47	1,492	159
18 or more	1,521	47	1,568	164))

(a) Recipients in Household	Thrifty Food Plan Benefit level	Area I Multiplier and benefit payment for King, Pierce, Snohomish, Kitsap and Thurston counties		Area II Multiplier and benefit payment for counties not included in Area I		Energy Amount Designated for both Areas I and II
		Multiplier	payment	Multiplier	payment	
1	\$ 70	4.03	\$ 282	3.72	\$ 260	\$ 88
2	128	2.65	339	2.24	287	94
3	183	2.27	415	2.02	370	100
4	233	2.15	501	1.94	452	106

(a) Recipients in Household	Thrifty Food Plan Benefit level	Area I Multiplier and benefit payment for King, Pierce, Snohomish, Kitsap and Thurston counties		Area II Multiplier and benefit payment for counties not included in Area I		Energy Amount Designated for both Areas I and II
		Multiplier	payment	Multiplier	payment	
5	277	2.14	593	1.97	546	112
6	322	2.02	671	1.87	621	118
7	367	2.12	778	1.99	730	124
8	419	2.05	859	1.93	809	130
9	472	1.99	939	1.89	892	136
10 or more	525	1.94	1,019	1.85	971	142

((2)) (b) Household with supplied shelter.

The monthly standard for supplied shelter includes requirements for food, clothing, personal maintenance and necessary incidentals, ((and)) household maintenance and designated energy amount.

Recipients in household - all counties	Energy Amount Designated for both Areas I and II
1	\$ ((153))172 ((78))\$88
2	((222))249 ((84))94
3	((294))330 ((89))100
4	((366))411 ((94))106
5	((438))492 ((99))112
6	((510))572 ((104))118
7	((582))653 ((109))124
8	((654))734 ((114))130
9	((726))815 ((119))136
10 or more	((798))896 ((124))142
11	870 129
12	942 134
13	1,014 139
14	1,086 144
15	1,158 149
16	1,230 154
17	1,302 159
18 or more	1,374 164

(2) These standards are effective July 1, 1981.

AMENDATORY SECTION (Amending Order 1643, filed 4/27/81)

WAC 388-29-110 MAXIMUMS TO MONTHLY STANDARDS FOR BASIC REQUIREMENTS. ((Currently, there are no maximums to monthly standards established.)) (1) Grants to families of eight or more shall not exceed the following maximums. In computing the grant amount nonexempt income and resources which are available to meet need shall be deducted from the monthly standard specified in WAC 388-29-100.

(2) These standards are effective July 1, 1981.

Maximums	Number of recipients in household		
	8	9	10 or more
	\$859	\$859	\$859

AMENDATORY SECTION (Amending Order 1643, filed 4/27/81)

WAC 388-29-112 ((FEDERAL)) CONSOLIDATED EMERGENCY ASSISTANCE PROGRAM (CEAP)—STANDARDS OF ASSISTANCE. Effective ((March 1, 1981)) July 1, 1981 the state-wide ((monthly)) standards for the ((federal)) consolidated emergency assistance program ((are)) shall be paid in the amount necessary to meet allowable emergent needs with the following payment maximums:

(1) Number in Household	Area I		Area II	
	(one month maximum)	(maximum two month total)	(one month maximum)	(maximum two month total)
1	\$((70))	282	260	325
2	((128))	339	287	359
3	((183))	415	370	463
4	((233))	501	452	565
5	((277))	593	546	683
6	((332))	671	621	776
7	((367))	778	730	913
8 or more	((419))	859	809	1,011
((9))	((472))			
((10))	((525))			

((Each additional member—53))

(2) The following are payment maximums for individual emergent need items payable under consolidated emergency assistance program (CEAP):

	1	2	3	4	5	6	7	8 (or more)
Food	138	171	204	255	306	354	400	444
Shelter	140	174	208	260	312	361	408	452
Clothing	21	25	30	38	46	53	60	66
Minor Medical	54	67	80	100	120	139	157	174
Utilities	25	31	37	46	55	64	72	80
Household Maint.	36	44	53	66	79	92	104	115

Clothing & transportation - as needed not to exceed the grant maximum.

AMENDATORY SECTION (Amending Order 1434, filed 9/21/79)

WAC 388-29-125 COST STANDARDS FOR REQUIREMENTS—PERSONS IN MEDICAL INSTITUTION. (1) The monthly cost standard for clothing, personal maintenance, and necessary incidentals for a person eligible for AFDC, supplemental security income or the "H" medical care program who is in a skilled nursing home, a public nursing home, a general or tuberculosis hospital or an intermediate care facility shall be ((\$32.50)) thirty-three dollars and fifty cents.

(2) The monthly cost standard for clothing, personal maintenance, and necessary incidentals for a person eligible for continuing general assistance who is in an institution specified in subsection (1) of this section shall be ((\$32.50)) thirty-three dollars and fifty cents.

(3) These standards are effective July 1, ((1979)) 1981.

AMENDATORY SECTION (Amending Order 1434, filed 9/21/79)

WAC 388-29-130 COST STANDARDS FOR REQUIREMENTS—PERSON IN CONGREGATE CARE FACILITY. (1) The cost standard for congregate care shall be the rate established by the department for payment to specific congregate care facilities.

(2) Congregate care facility residents who receive SSI or GAU benefits are entitled to the earned and unearned income exemptions applicable to those programs. Any remaining nonexempt income shall be applied first toward the monthly cost standard for clothing, personal maintenance, and necessary incidentals, and then toward the cost of care. SSI grant deductions for overpayments shall first reduce the money available for clothing, personal maintenance, and necessary incidentals and then reduce the money available to meet the cost of CCF care. The department shall not pay the difference toward cost of care caused by the SSI reduction.

(3) The monthly cost standard for clothing, personal maintenance, and necessary incidentals for a person in a congregate care facility shall be ~~((532.50))~~ thirty-three dollars and fifty cents.

(4) These standards are effective July 1, ~~((1979))~~ 1981.

AMENDATORY SECTION (Amending Order 1532, filed 8/20/80)

WAC 388-29-135 COST STANDARDS FOR REQUIREMENTS—MATERNITY HOME CARE. (1) The payment standard for a recipient of AFDC residing in a maternity home shall be ~~((564.60))~~ five hundred twelve dollars and seventy-five cents per month, which includes ~~((32.50))~~ forty dollars and sixty-five cents for clothing and personal incidentals.

(2) The standard for maternity home care for an unmarried child eligible for foster care payment shall be the rate established in the agreement between the department and the maternity home agency.

(3) These standards are effective July 1, ~~((1980))~~ 1981.

AMENDATORY SECTION (Amending Order 1434, filed 9/21/79)

WAC 388-29-145 MONTHLY STANDARDS FOR BASIC REQUIREMENTS—AFDC—CHILD IN NEED OF SPECIALIZED EDUCATION OR TRAINING. (1) A child attending school under temporary absence provisions according to WAC 388-24-125(3)(b) is eligible for clothing ~~(and)~~, personal maintenance, and necessary incidentals only. The monthly standard shall be ~~((32.50))~~ thirty-three dollars and fifty cents. The child shall not be included as a member of the household in computing the requirements for the household.

(2) These standards are effective July 1, ~~((1979))~~ 1981.

AMENDATORY SECTION (Amending Order 1532, filed 8/20/80)

WAC 388-29-160 STANDARDS FOR ADDITIONAL REQUIREMENTS UNDER SPECIFIC CIRCUMSTANCES—RESTAURANT MEALS. (1) Restaurant meals shall be an additional requirement only when:

(a) The individual is physically or mentally unable to prepare any of his meals, and

(b) Board, or board and room, is not available or the use of such facilities is not feasible for an individual.

(2) The monthly additional requirement for restaurant meals shall be ~~((80.35))~~ eighty-eight dollars and forty cents.

(3) These standards are effective July 1, ~~((1980))~~ 1981.

AMENDATORY SECTION (Amending Order 1434, filed 9/21/79)

WAC 388-29-180 HOME DELIVERED MEALS (MEALS—ON—WHEELS). (1) For some recipients who cannot be expected to prepare all of their own meals, prepared and home delivered meals may be available.

(2) Where a CSO approved home delivery service of prepared meals is available recipients who need and would benefit from such service should be encouraged, authorized, and assisted, if necessary, to obtain it.

(3) Standards and criteria used to authorize the service are as follows:

(a) The recipient requires help in preparation of some of his meals and would benefit nutritionally or otherwise from home delivered meals,

(b) Such help is not reasonably available without cost to the recipient,

(c) Board (or board and room) is not feasible or possible for the recipient,

(4) When a plan for use of this service is approved by the CSO, the cost standard to be used for the total food requirement of the recipient using the service shall be established by the department's office of ~~((economic—services))~~ budget and program analysis at the CSO's request.

AMENDATORY SECTION (Amending Order 1532, filed 8/20/80)

WAC 388-29-200 STANDARDS FOR ADDITIONAL REQUIREMENTS UNDER SPECIFIED CIRCUMSTANCES—FOOD FOR GUIDE DOG. (1) The cost of food for a guide dog shall be an additional requirement when an applicant for SSI or an assistance grant has a guide dog assigned to him by an accredited guide dog organization. The cost standard for food for a guide dog shall be ~~((25.80))~~ twenty-eight dollars and forty cents.

(2) These standards are effective July 1, ~~((1980))~~ 1981.

AMENDATORY SECTION (Amending Order 1532, filed 8/20/80)

WAC 388-29-220 STANDARDS FOR ADDITIONAL REQUIREMENTS UNDER SPECIFIED CIRCUMSTANCES—LAUNDRY. (1) Laundry is an additional requirement when:

(a) The applicant or recipient is physically unable to do his laundry, and

(b) He has no one able to perform this service for him.

(2) The monthly cost standard for laundry shall be ~~((57.05))~~ seven dollars and eighty cents.

(3) These standards are effective July 1, ~~((1980))~~ 1981.

AMENDATORY SECTION (Amending Order 1385, filed 3/28/79)

WAC 388-29-230 WINTERIZING HOMES. (1) Repairs of homes owned or being purchased by AFDC recipients, to a maximum of ~~((500))~~ five hundred dollars for any one home, are an additional requirement under the following circumstances:

(a) The primary purpose of the repairs is to minimize heat loss or otherwise increase the efficiency of the home heating system,

(b) The repairs are necessary to render the home habitable,

(c) Lack of repairs would require the assistance unit to move to rental quarters,

(d) The rental costs expended by the assistance unit over a period of two years would exceed the costs, including repairs, attributable to continued occupancy of the home, and

(e) No expenditures for repair of the home have been made previously under the policies outlined in subdivisions (a) through (d) of this subsection.

(2) All expenditures for repairs shall be paid by vendor payments when there is sufficient recorded evidence that the home repair was performed.

AMENDATORY SECTION (Amending Order 1550, filed 10/2/80)

WAC 388-29-260 REQUIREMENTS OF PERSON IN BOARDING HOME—CONTINUING GENERAL ASSISTANCE.

(1) The standard for board and room shall be ~~((170.50))~~ one hundred ninety-five dollars and forty cents per month or ~~((5.62))~~ six dollars and forty-five cents per day.

(2) The monthly standard for clothing and personal maintenance and necessary incidentals shall be ~~((27.50))~~ thirty-three dollars and fifty cents.

(3) These standards are effective ~~((November 1, 1980))~~ July 1, 1981.

AMENDATORY SECTION (Amending Order 1434, filed 9/21/79)

WAC 388-29-280 ADULT FAMILY HOME CARE—COST STANDARDS. (1) The cost standard for adult family home care shall be the rate established by the department for payment to the adult family home sponsor.

(a) Basic rate two hundred ninety-seven dollars and sixty-five cents.

(b) Service additions

1-3	32.10
4-7	48.15
8-12	69.55

Special services

each service	21.40
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(2) The monthly cost standard for clothing and personal maintenance and necessary incidentals for a person in an adult family home shall be ~~((32.50))~~ thirty-three dollars and fifty cents.

(3) These standards are effective July 1, ~~((1979))~~ 1981.

NEW SECTION

WAC 388-29-295 STANDARDS OF ASSISTANCE FOR THE SUPPLEMENTAL SECURITY INCOME (SSI) PROGRAM.

(1) Standards of SSI assistance paid to eligible individual couples by SSA are:

	Standard	Federal SSI Benefit	State Supplemental
Area I			
Living alone			
Individuals	\$303.00	\$264.70	\$ 38.30
Couples			
Both eligible	433.30	397.00	36.30
With essential person	433.30	397.00	36.00
With ineligible spouse	433.30	264.70	168.60
Area II			
Living alone			
Individuals	\$282.55	264.70	17.85
Couples			
Both eligible	403.35	397.00	6.35
With essential person	403.35	397.30	6.05
With ineligible spouse	403.35	264.70	138.65
Shared Living			
Individuals	189.15	176.47	12.68
Couples			
Both eligible	280.50	264.67	15.83
With essential person	280.50	264.87	15.63
With ineligible spouse	280.50	176.47	104.03

(2) The state supplemental portion of the SSI standards shall be considered as the energy allowance designated by the Washington state legislature for individuals and couples in which both spouses are eligible for SSI.

(3) These standards are effective July 1, 1981.

WSR 81-15-026
NOTICE OF PUBLIC MEETINGS
CLARK COLLEGE
 [Memorandum—July 8, 1981]

NOTICE OF SPECIAL MEETING

The Clark College Board of Trustees will hold a special meeting on Friday, July 17, 1981, beginning at 1 p.m. in the board room on the Clark College campus, to discuss the procedures to be used in hiring a new president.

WSR 81-15-027
ADOPTED RULES
BOARD OF HEALTH
 [Order 213—Filed July 10, 1981]

Be it resolved by the Washington State Board of Health, acting at Seattle, Washington, that it does promulgate and adopt the annexed rules relating to no smoking areas in restaurants, adopting WAC 248-152-035.

This action is taken pursuant to Notice No. WSR 81-12-041 filed with the code reviser on June 3, 1981. Such rules shall take effect pursuant to RCW 34.04.040(2).

This rule is promulgated under the general rule-making authority of the Washington State Board of Health as authorized in RCW 43.20.050.

The undersigned hereby declare that they have complied with the provisions of the Open Public Meetings Act (chapter 42.30 RCW), the Administrative Procedure Act (chapter 34.04 RCW) or the Higher Education Administrative Procedure Act (chapter 28B.19 RCW), as appropriate, and the State Register Act (chapter 34.08 RCW).

APPROVED AND ADOPTED July 8, 1981.

By John B. Conway

Chairman
 Irma Goertzen, RN

Helen N. Dygert

Robert H. Barnes, MD

John A. Beare, MD
 Secretary

NEW SECTION

WAC 248-152-035 NO SMOKING AREAS IN RESTAURANTS. Restaurants with food service seating capacity of 75 persons and over shall provide and post notice to customers of the availability of food service seating where tobacco smoking will not be permitted.

WSR 81-15-028
PROPOSED RULES
DEPARTMENT OF PERSONNEL
(Personnel Board)
 [Filed July 10, 1981]

Notice is hereby given in accordance with the provisions of RCW 34.04.025 and 41.06.040, that the State Personnel Board intends to adopt, amend, or repeal rules concerning Probationary period—((Period==)) Transfer, ((==)) Intra-agency re-appointment to higher class, amending WAC 356-30-280, and Disciplinary actions—Appeals, amending chapter 356-34 WAC;

that such agency will at 10:00 a.m., Thursday, September 10, 1981, in the Board Hearing Room, 600 South Franklin, Olympia, WA 98504, conduct a hearing relative thereto;

and that the adoption, amendment, or repeal of such rules will take place at 10:00 a.m., Thursday, September 10, 1981, in the Board Hearing Room, 600 South Franklin, Olympia, WA 98504.

The authority under which these rules are proposed is RCW 41.06.040 and 41.06.050.

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency prior to September 8, 1981, and/or orally at 10:00 a.m., Thursday, September 10, 1981, Board Hearing Room, 600 South Franklin, Olympia, WA 98504.

This notice is connected to and continues the matter noticed in Notice No. WSR 81-13-049 filed with the code reviser's office on June 17, 1981.

Dated: July 9, 1981
 By: Leonard Nord
 Secretary

WSR 81-15-029
PROPOSED RULES
DEPARTMENT OF
SOCIAL AND HEALTH SERVICES
(Public Assistance)
 [Filed July 10, 1981]

Notice is hereby given in accordance with the provisions of RCW 34.04.025, that the Department of Social and Health Services intends to adopt, amend, or repeal rules concerning consolidated emergency assistance program, amending chapter 388-24 WAC.

These rules were adopted on an emergency basis on July 2, 1981.

Correspondence concerning this notice and proposed rules attached should be addressed to:

David A. Hogan, Director
 Division of Administration
 Department of Social and Health Services
 Mailstop OB-33 D
 Olympia, WA 98504

Interpreters for people with hearing impairments and brailled or taped information for people with visual impairments can be provided. Please contact William B. Pope, Chief, Office of Administrative Regulations, at State Office Building #2, 12th and Jefferson, Olympia, Washington, Phone (206) 753-7015, by August 19, 1981. The meeting site is in a location which is barrier free;

that such agency will at 10:00 a.m., Wednesday, September 2, 1981, in the Auditorium, Office Building #2, 12th and Franklin, Olympia, Washington, conduct a hearing relative thereto;

and that the adoption, amendment, or repeal of such rules will take place at 9:00 a.m., Wednesday, September 9, 1981, in William B. Pope's office, 3rd Floor, Office Building #2, 12th and Franklin, Olympia, Washington.

The authority under which these rules are proposed is RCW 74.08.090.

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency prior to September 2, 1981, and/or orally at 10:00 a.m., Wednesday, September 2, 1981, Auditorium, Office Building #2, 12th and Franklin, Olympia, Washington.

Dated: July 9, 1981
 By: B. Ferguson
 Assistant Secretary

STATEMENT OF PURPOSE

This statement is filed pursuant to RCW 34.04.045.

Amend chapter 388-24 WAC.

Purpose of the rule or rule change is to implement the consolidated emergency assistance program.

The reason these rules are necessary is to comply with chapter 340, Laws of 1981.

Statutory authority: RCW 74.08.090.

Summary of the rule or rule change: Conditions of eligibility and grant standards for the program are set forth.

Person or persons responsible for the drafting, implementation and enforcement of the rule: Dave Andersen, Program Manager, Division of Income Maintenance, Mailstop: OB-31 C, Phone: 3-4373.

These rules are not necessary as a result of federal laws, federal court decisions or state court decisions.

AMENDATORY SECTION (Amending Order 1643, filed 4/27/81)

WAC 388-24-250 CONSOLIDATED EMERGENCY ASSISTANCE ((TO NEEDY FAMILIES WITH CHILDREN)) PROGRAM—CONDITIONS OF ELIGIBILITY. (((+)) Emergency assistance in meeting specific emergent needs of a child(ren) and needy caretaker relative(s):

(2) Effective March 1, 1981, emergency assistance shall be provided for only the following requirements:

(a) Food;

(b) Medical care as defined in chapter 388-86 WAC;

(c) Transportation for runaway minors;

(d) Emergency foster care as described in WAC 388-70-044;

(e) Mass feeding and clothing distribution shall not be provided;

(3) Emergency assistance shall be used to meet these specified requirements for children and families not eligible for AFDC.))

Effective July 1, 1981, the consolidated emergency assistance program (CEAP) shall be granted to families with dependent children who meet all of the following eligibility conditions:

(1) Are in financial need as defined in subsequent sections of this chapter.

(2) Are not eligible for, receiving, or having their needs met by AFDC, SSI, GAU or refugee assistance.

(3) Are experiencing one or more of the following emergent needs:

(a) Food.

(b) Shelter.

(c) Clothing.

(d) Minor medical.

(e) Utilities.

(f) Household maintenance.

(g) Necessary clothing or transportation costs to accept or maintain a job.

(4) Have taken all steps necessary to make themselves eligible for AFDC, SSI, GAU or refugee assistance, medical assistance for CEAP applicants requesting emergent medical care, and food stamps for those CEAP applicants requesting emergent food assistance.

(5) Are not under sanction for failure to comply with the eligibility requirements of AFDC, SSI, GAU, refugee assistance, medical assistance for CEAP applicants requesting emergent medical care, or food stamps for CEAP applicants requesting emergent food assistance. AFDC and GAU applicants who are waiting for an incapacity decision to be made may be granted CEAP prior to the date of the eligibility determination for AFDC or GAU.

(6) Are residents of Washington state. A resident is a person who is living in the state voluntarily with the intention of making and maintaining his or her home in the state and not for a temporary purpose; that is, a person who has indicated no intention of presently leaving the state to take up residence.

(7) Have not transferred property contrary to WAC 388-28-457 through 388-28-465.

(8) Are registered for employment with Washington department of employment security (DES). Persons are exempt from registration if they are:

(a) Ill or incapacitated; or

(b) Needed in the home to care for an incapacitated person in the household; or

(c) Under sixteen; or

(d) AFDC, GAU applicants who are waiting for an incapacity determination to be made; or

(e) Sixty years of age or older.

(9)(a) Have not refused a bona fide job offer without good cause within thirty days prior to application or after application.

(b) Have not voluntarily terminated employment without good cause within thirty days prior to application or after application.

(c) Refusal of a bona fide offer of employment or voluntary termination without good cause within thirty days prior to application or after application shall result in a period of ineligibility of thirty days or until the person accepts employment, whichever period is less:

(i) The period of ineligibility shall begin on the date of refusal or termination of employment;

(ii) Conditions which constitute good cause for refusal or termination of employment are defined in WAC 388-57-025(7).

(10) Have applied for unemployment compensation if potentially eligible.

AMENDATORY SECTION (Amending Order 1643, filed 4/27/81)

WAC 388-24-255 CONSOLIDATED EMERGENCY ASSISTANCE ((ELIGIBILITY)) PROGRAM (CEAP). ((Emergency assistance shall be provided when the child:

(1) Is under eighteen years of age, and

(2) Is living with a parent or other relative as specified in WAC 388-24-125(1)(a)(i), or

(3) Has lived with such relative within the six months prior to the month in which assistance is requested;

(4) Is in financial need for federal emergency assistance (see WAC 388-29-112) and the financial need is not due to his or such relative's refusal without good cause to accept employment or training for employment:))

Determination of financial need:

(1) Exempt resources and income. The following types of property shall be exempt in determination of financial need:

(a) A home: WAC 388-28-420 shall apply in determining whether real property is used as a home;

(b) A used and useful vehicle with an equity value not to exceed one thousand five hundred dollars;

(c) Used and useful household furnishings;

(d) Used and useful personal effects;

(e) Tools and equipment used and useful in the person's occupation;

(f) Livestock, the products of which are consumed by the applicant and his dependents.

(2) Nonexempt resources and income. All income, cash, marketable securities, and personal and real property not specifically exempted in this section shall be considered nonexempt in determination of financial need.

(3) Thirty days shall ordinarily be considered a reasonable period to clarify the ownership or value of a resource.

(4) Computation of grant amount, treatment of income and resources.

(a) Income received regularly, cash on hand, and the value of other nonexempt resources at the time of grant authorization shall be deducted from the amount required to meet the emergent need subject to payment maximums if the amount of income or cash is less than the applicant's emergent needs for the certification period. If the amount of cash on hand is the same as or is greater than the applicant's needs for the certification period, the applicant shall be ineligible.

(b) Income received after application and before grant authorization shall be deducted from the emergent need payment limit, or from the amount required to meet the emergent need if that amount is less than the payment maximum.

(c) A value shall be placed on all other nonexempt resources available to the applicant at the time of grant authorization in accordance with WAC 388-28-400.

(i) If the value of available nonexempt resources is greater than the applicant's needs for the certification period, the applicant shall be ineligible.

(ii) If the value of available nonexempt resources is less than the applicant's needs for the certification period, the amount of the value shall be deducted from the grant.

(5) These rules shall be effective July 1, 1981.

AMENDATORY SECTION (Amending Order 1643, filed 4/27/81)

WAC 388-24-260 CONSOLIDATED EMERGENCY ASSISTANCE PROGRAM ((STANDARDS-DURATION)) CERTIFICATION PERIOD. ((+ Effective March 1, 1981, the standards for requirements shall be as provided in WAC 388-29-112 and 388-29-190.

(2) Emergency assistance:

(a) May only be granted during one period of thirty consecutive days in any twelve consecutive months:

(b) Shall be utilized for AFDC recipients from another state only when such individuals are:

(i) Detained in Washington for reasons beyond their control and as a result of events which could not have been reasonably anticipated; or

(ii) They have decided to become residents:))

CEAP may be authorized for no more than two calendar months in any period of twelve consecutive calendar months.

(1) Each certification period can not exceed one calendar month.

(2) A specified emergent need(s) must exist for each period of eligibility.

(3) CEAP may not be paid to persons who received emergency assistance under previous emergency assistance programs within the last twelve months, unless assistance received was less than the two-month CEAP maximum payment. In this case, a second month's CEAP payment may be made, up to the amount of the difference between the amount of emergency assistance received and the two-month maximum payment allowable, except that this second month payment may not exceed the one month payment maximum.

AMENDATORY SECTION (Amending Order 1565, filed 11/3/80)

WAC 388-24-265 CONSOLIDATED EMERGENCY ASSISTANCE ((TO NEEDY FAMILIES WITH CHILDREN)) PROGRAM (CEAP)-ELIGIBLE PERSONS. ((The following are eligible for emergency assistance:

(1) The child(ren) under the age of 18:

(2) The needy caretaker relative or relatives with whom the child(ren) lives:

(3) Migrant workers with dependent children.

(4) The parent(s) of an unborn child when pregnancy is confirmed.

(5) A child under the age of 18 not currently living in the home of a relative, if he/she qualifies under WAC 388-24-255(3).

(6) Children and families not eligible for AFDC because of their alien status:))

(1) CEAP shall be provided when the child:

(a) Is under eighteen years of age, and

(b) Is living with a parent or other relative as specified in WAC 388-24-125(1)(a)(i), or

(c) Has lived with such relative within the six months prior to the month in which assistance is requested;

(d) Is in emergent need and the need is not due to his or such relative's refusal without good cause to accept employment.

(2) The following are eligible for emergency assistance:

(a) The child(ren) under the age of eighteen.

(b) The needy caretaker relative or relatives with whom the child(ren) lives.

(c) Migrant workers with dependent children.

(d) The parent(s) of an unborn child when pregnancy is confirmed.

(e) A child under the age of eighteen not currently living in the home of a relative, if he or she qualifies under WAC 388-24-255(3).

(f) Children and families not eligible for assistance because of their alien status.

(3) Emergency assistance:

(a) May be paid to the recipient by warrant or by vendor payment.

(b) Shall be utilized for applicants from another state only when such individuals are:

(i) Detained in Washington for reasons beyond their control and as a result of events which could not have been reasonably anticipated; or

(ii) They have decided to become residents.

AMENDATORY SECTION (Amending Order 1643, filed 4/27/81)

WAC 388-24-270 CONSOLIDATED EMERGENCY ASSISTANCE ((TO NEEDY FAMILIES WITH CHILDREN)) PROGRAM (CEAP)-((TRANSPORTATION)) GRANT STANDARDS. ((+ Transportation for the child shall be provided for:

(a) Returning a runaway child to state of former residence when they do not intend to reside in this state and have no resources available to pay for transportation.

(b) Reaching a place where relatives will assume responsibility when the facts have been verified.

(2) Transportation will be paid according to the standard specified in WAC 388-29-190:))

(1) CEAP requirements shall be paid in the amount necessary to meet allowable emergent needs under the CEAP program, with the following payment maximums:

Number in Household	Area I	Two Month Maximum	Area II	Two Month Maximum
	One Month Maximum		One Month Maximum	
1	282	352	260	325
2	339	424	287	359
3	415	519	370	463
4	501	626	452	565
5	593	741	546	683
6	671	839	621	776
7	778	973	730	913
8 (or more)	859	1,074	809	1,011

(2) If less than the full standard in subsection (1) of this section is used during the first month of CEAP eligibility, eligibility for the second month may exist up to the amount of the difference between the two-month maximum in subsection (1) of this section and the amount of the first month's CEAP payment, except that payment may not exceed the one-month payment maximum.

(3) The following are individual monthly payment maximums for the allowable emergent need items payable under the CEAP program. These limits may not be exceeded for individual need items. If more than one emergent need exists, the total payment for all needs may not exceed the standards in subsection (1) of this section.

	1	2	3	4	5	6	7	8 (or more)
Food	138	171	204	255	306	354	400	444
Shelter	140	174	208	260	312	361	408	452
Clothing	21	25	30	38	46	53	60	66
Minor								
Medical	54	67	80	100	120	139	157	174
Utilities	25	31	37	46	55	64	72	80
Household								
Maint.	36	44	53	66	79	92	104	115

Clothing and transportation - as needed not to exceed the grant maximum.

NEW SECTION

WAC 388-24-276 APPLICATION. A person must apply and have eligibility determined prior to the issuance of CEAP.

**WSR 81-15-030
PROPOSED RULES
DEPARTMENT OF
SOCIAL AND HEALTH SERVICES
(Public Assistance)
[Filed July 10, 1981]**

Notice is hereby given in accordance with the provisions of RCW 34.04.025, that the Department of Social and Health Services, intends to adopt, amend, or repeal rules concerning food stamps, amending chapter 388-54 WAC.

It is the intention of the secretary to adopt these rules on an emergency basis prior to the hearing.

Correspondence concerning this notice and proposed rules attached should be addressed to:

David A. Hogan, Director
Division of Administration
Department of Social and Health Services
Mailstop OB-33 D
Olympia, WA 98504

Interpreters for people with hearing impairments and brailled or taped information for people with visual impairments can be provided. Please contact William B. Pope, Chief, Office of Administrative Regulations, at State Office Building #2, 12th and Jefferson, Olympia, Washington, Phone (206) 753-7015, by August 19,

1981. The meeting site is in a location which is barrier free;

that such agency will at 10:00 a.m., Wednesday, September 2, 1981, in the Auditorium, Office Building #2, 12th and Franklin, Olympia, Washington, conduct a hearing relative thereto;

and that the adoption, amendment, or repeal of such rules will take place at 9:00 a.m., Wednesday, September 9, 1981, in William B. Pope's office, 3rd floor, Office Building #2, 12th and Franklin, Olympia, Washington.

The authority under which these rules are proposed is RCW 74.04.510.

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency prior to September 2, 1981, and/or orally at 10:00 a.m., Wednesday, September 9, 1981, Auditorium, Office Building #2, 12th and Franklin, Olympia, Washington.

Dated: July 9, 1981
By: B. Ferguson
Assistant Secretary

STATEMENT OF PURPOSE

This statement is filed pursuant to RCW 34.04.045.

Amend chapter 388-54 WAC.

Purpose of the rule or rule change is to update the maximum allowable income tables in the food stamp program.

The reason these rules are necessary is to comply with federal requirements.

Statutory authority: RCW 74.04.510.

Person or persons responsible for the drafting, implementation and enforcement of the rule: Mick Determan, Program Manager,

Division of Income Assistance, Mailstop:
OB-31 C, Phone: 3-4381.
These rules are necessary as a result of a
federal law: 7 CFR Part 273, Amendment
No. 195.

WSR 81-15-031
EMERGENCY RULES
DEPARTMENT OF
SOCIAL AND HEALTH SERVICES
(Public Assistance)

[Order 1679—Filed July 10, 1981]

AMENDATORY SECTION (Amending Order 1543, filed 9/17/80)

WAC 388-54-730 INCOME—ALLOWABLE MAXIMUMS.

(1) The combined monthly net food stamp income of all members of a household shall not exceed the following standards:

Household Size	Maximum Allowable Income
1	\$ ((3+6)) 360
2	((4+8)) 475
3	((5+20)) 590
4	((6+2+)) 705
5	((7+23)) 820
6	((8+25)) 935
7	((9+26)) 1,050
8	((+028)) 1,165
9	((+130)) 1,280
10	((+232)) 1,395
Each additional member	+((+02)) 115

(2) These standards are effective July 1, 1981.

AMENDATORY SECTION (Amending Order 1620, filed 3/4/81)

WAC 388-54-785 ISSUANCE—MONTHLY ALLOTMENTS.

(1) The maximum allowable income standards for determining eligibility for all households are as follows:

Household Size	Maximum Allowable Monthly Income Standards 48 States and D.C.
1	\$ ((3+6)) 360
2	((4+8)) 475
3	((5+20)) 590
4	((6+2+)) 705
5	((7+23)) 820
6	((8+25)) 935
7	((9+26)) 1,050
8	((+028)) 1,165
9	((+130)) 1,280
10	((+232)) 1,395
Each additional member	+((+02)) 115

(2) To determine the benefit households shall receive:

(a) Subtract ((30)) thirty percent of the household's net monthly income from the thrifty food plan for that household size.

Household Size	Thrifty Food Plan Amounts
1	\$ 70
2	128
3	183
4	233
5	277
6	332
7	367
8	419
9	472
10	525
Each additional member	+53

(b) All one- and two-person households shall receive a minimum monthly allotment of ((+\$10.00)) ten dollars.

I, Bruce Ferguson, Assistant Secretary of the Department of Social and Health Services, do promulgate and adopt at Olympia, Washington, the annexed rules relating to food stamps, amending chapter 388-54 WAC.

I, Bruce Ferguson, find that an emergency exists and that the foregoing order is necessary for the preservation of the public health, safety, or general welfare and that observance of the requirements of notice and opportunity to present views on the proposed action would be contrary to public interest. A statement of the facts constituting such emergency is these rules are necessary to comply with federal requirements.

Such rules are therefore adopted as emergency rules to take effect upon filing with the code reviser.

This rule is promulgated pursuant to RCW 74.04.510 and is intended to administratively implement that statute.

The undersigned hereby declares that he has complied with the provisions of the Open Public Meetings Act (chapter 42.30 RCW), the Administrative Procedure Act (chapter 34.04 RCW) and the State Register Act (chapter 34.08 RCW).

APPROVED AND ADOPTED July 9, 1981.

By B. Ferguson
Assistant Secretary

AMENDATORY SECTION (Amending Order 1543, filed 9/17/80)

WAC 388-54-730 INCOME—ALLOWABLE MAXIMUMS. (1) The combined monthly net food stamp income of all members of a household shall not exceed the following standards:

Household Size	Maximum Allowable Income
1	\$ ((3+6)) 360
2	((4+8)) 475
3	((5+20)) 590
4	((6+2+)) 705
5	((7+23)) 820
6	((8+25)) 935
7	((9+26)) 1,050
8	((+028)) 1,165
9	((+130)) 1,280
10	((+232)) 1,395
Each additional member	+((+02)) 115

(2) These standards are effective July 1, 1981.

AMENDATORY SECTION (Amending Order 1620, filed 3/4/81)

WAC 388-54-785 ISSUANCE—MONTHLY ALLOTMENTS. (1) The maximum allowable income standards for determining eligibility for all households are as follows:

Household Size	Maximum Allowable Monthly Income Standards 48 States and D.C.
1	\$ ((316)) 360
2	((418)) 475
3	((520)) 590
4	((621)) 705
5	((723)) 820
6	((825)) 935
7	((926)) 1,050
8	((1,028)) 1,165
9	((1,130)) 1,280
10	((1,232)) 1,395
Each additional member	+((102)) 115

(2) To determine the benefit households shall receive:

(a) Subtract ~~((30))~~ thirty percent of the household's net monthly income from the thrifty food plan for that household size.

Household Size	Thrifty Food Plan Amounts
1	\$ 70
2	128
3	183
4	233
5	277
6	332
7	367
8	419
9	472
10	525
Each additional member	+53

(b) All one- and two-person households shall receive a minimum monthly allotment of ~~((10.00))~~ ten dollars.

WSR 81-15-032
ADOPTED RULES
DEPARTMENT OF AGRICULTURE
 [Order 1744—Filed July 10, 1981]

I, Michael Schwisow, deputy director of the Washington State Department of Agriculture, do promulgate and adopt at Olympia, Washington, the annexed rules relating to seed certification standards and fees, amending WAC 16-316-470, 472, 474, 484, 486, 570 and 715; adding new sections WAC 16-316-572, 701, 717, 719, 721, 723 and 724; and repealing WAC 16-316-476, 478, 482, 520, 530, 535, 540, 545, 550, 555, 560, 565, 690, 695, 700, 705, 710, 725, 726, 728, 900, 905, 910, 915, 920, 925, 930, 935 and 940.

This action is taken pursuant to Notice No. WSR 81-12-052 filed with the code reviser on June 3, 1981. Such rules shall take effect pursuant to RCW 34.04.040(2).

This rule is promulgated pursuant to chapter 15.49 RCW and is intended to administratively implement that statute.

The undersigned hereby declares that he has complied with the provisions of the Open Public Meetings Act (chapter 42.30 RCW), the Administrative Procedure Act (chapter 34.04 RCW) or the Higher Education Administrative Procedure Act (chapter 28B.19 RCW), as appropriate, and the State Register Act (chapter 34.08 RCW).

APPROVED AND ADOPTED July 10, 1981.

By Michael Schwisow
 Deputy Director

AMENDATORY SECTION (Amending Order 1600, filed 4/30/79)

WAC 16-316-470 FIELD PEA, LENTIL, SOY-BEAN, SORGHUM AND SMALL GRAINS SEED CERTIFICATION STANDARDS. The general seed certification standards are basic and together with the following specific standards constitute the standards for seed certification of field pea, lentil, soybean, sorghum, and small grains.

AMENDATORY SECTION (Amending Order 1693, filed 5/30/80)

WAC 16-316-472 ELIGIBLE ((VARIETY)) VARIETIES AND ELIGIBLE STOCK SEED.

Kind	Variety
Field-Pea	Garfield, Latah, Maxi, Melrose Austrian Winter, Paloma, Tracer))

(1) The eligibility of ~~((other))~~ varieties ~~((may))~~ shall be approved by the certifying agency.

~~((+))~~ (2) Foundation seed is eligible to produce registered seed or certified seed.

~~((2))~~ (3) Registered seed is eligible to produce certified seed.

~~((3))~~ (4) Certified seed is not eligible for recertification, except as provided in general seed certification standards.

~~((Field-Pea Alaska~~

~~Certified seed is eligible to produce certified seed:))~~

AMENDATORY SECTION (Amending Order 1563, filed 3/1/78)

WAC 16-316-474 APPLICATION AND FEES.

(1) An application for seed certification with application fee, field inspection fee, and late application fee (if due) for each field must be filed by or for each grower with Washington State Crop Improvement Association, Inc., the certifying agency for seeds of field pea, lentil, soybean, sorghum and small grains ~~((seed))~~.

(2) ~~((DUE DATE))~~ Due dates:

(a) Field pea - June 1

(b) Lentil - June 1

(c) Soybean - July 1

(d) Sorghum - July 15

(e) Small grains - June 1 for winter varieties; July 1 for spring varieties.

~~((however, acceptable for service))~~ f. After due date, an application with late application fee may be accepted for service.

(3) ~~((FEES))~~ Fees:

- (a) Application fee per variety per grower \$10.00
- (b) Field inspection fee per acre ~~((0.70))~~ \$ 1.10
- (c) Late application fee \$10.00

(d) Reinspection fee \$20.00
 minimum for each field which did not pass field inspection plus \$ 0.20 for each acre over 25. The reinspection fee for isolation requirements only for a field of any size is \$20.00.

(e) Final certification fee ~~(\$ 0.10)~~
\$ 0.13

per cwt. of clean seed sampled, which shall be charged to ~~((processing)) conditioning plant, or production~~ \$0.13 per cwt. of production from fields inspected which is utilized for seed, which shall be charged to conditioning plant or, if none, to applicant.

(f) Sampling fee \$ 0.10
 per cwt. of clean seed sampled, with minimum charge of \$10.00 per sample, which shall be charged to ~~((processing)) conditioning plant~~ in lieu of mechanical sampling.

(4) A field may be withdrawn upon notification by the applicant to the certifying agency's office before field inspection. In such case, the field inspection fee shall be refunded upon request until June 30 of the year following harvest.

(5) Harvest before field inspection causes forfeitures of both the application and field inspection fees, and completion of certification.

Reviser's Note: RCW 34.04.058 requires the use of underlining and deletion marks to indicate amendments to existing rules. The rule published above varies from its predecessor in certain respects not indicated by the use of these markings.

AMENDATORY SECTION (Amending Order 1458, filed 5/13/76)

WAC 16-316-484 MECHANICAL SAMPLING. Seed for certification must be sampled by automatic mechanical sampler installed by a ~~((processing)) conditioning plant~~ and acceptable to the certifying agency, or alternatively must be sampled by a representative of the certifying agency and in which latter case the sampling fee shall be charged to the ~~((processing)) conditioning plant.~~

AMENDATORY SECTION (Amending Order 1492, filed 3/31/77)

WAC 16-316-486 CERTIFIED SEED SALE CERTIFICATE. (1) A certified seed sale certificate must be executed for ~~((unprocessed)) seed~~ pending final certification ~~((when moved from an approved processing plant)) whenever it is transshipped.~~

(2) A certified seed sale certificate or a copy of invoice available to certifying agency showing identification of certifying agency, variety, type and kind, certification class, pounds, field number and/or lot number, purchaser, vendor, and date must be executed for certified seed when in bulk.

AMENDATORY SECTION (Amending Order 1459, filed 5/13/76)

WAC 16-316-570 ((CLEANING,)) LABELING((:)) AND SEALING OF CERTIFIED SEED OF SMALL GRAINS BY GROWER. The certifying agency may authorize a grower who has his own ~~((cleaning)) equipment~~ and ~~((processes)) conditions~~

~~((only)) his own seed to ((clean,)) label and seal certified seed of small grains ((seed)).~~

NEW SECTION

WAC 16-316-572 CERTIFYING AGENCY ISSUANCE OF CERTIFICATE. The issuance by Washington State Crop Improvement Association, Inc., the certifying agency, of a certified seed label or certificate for a lot of seed affirms solely that such seed properly identified by a dealer has been subjected to the seed certification standards and procedures implemented by Washington State Crop Improvement Association, Inc., and that Washington State Crop Improvement Association, Inc. has acted in accordance with those standards and procedures established for seed certification. The issuance of a certified seed label or certificate for a lot of seed neither warrants that any other person or entity has acted in accordance with such standards and procedures, nor constitutes any other warranty, express or implied, with respect to yield, quality, incidence of off-types or other contaminating seeds, or tolerance to diseases, insects, or growing conditions, or any other characteristics of the seed.

NEW SECTION

WAC 16-316-701 DEFINITIONS OF TERMS FOR STANDARDS. (1) "Land standards" means the number of years that must elapse between the destruction of a stand of a kind, and establishment of a stand of a specified class of a variety of the same kind (i.e., number of years out of production of same crop kind).

(2) "Isolation standards" means the distance in feet from any contaminating source (i.e., distance from other fields of same crop kind).

(3) "Field standards" means the tolerances permitted as determined by established field inspection procedures.

(4) "Seed standards" means the tolerances permitted as determined by established seed inspection procedures.

(5) "Tolerances stated as 'none', or 'no' or 'zero'" means none found as determined by established inspection procedures.

AMENDATORY SECTION (Amending Order 1696, filed 5/30/80)

WAC 16-316-715 MISCELLANEOUS FIELD AND SEED INSPECTION STANDARDS.

Factor	Found	Registered	Certified
Off-types	(Max.) None	10	30
		plants	plants
		/acre	/acre
Barley, vetch, ca.	(Max.) None	10	30
		plants	plants
		/acre	/acre

~~((a))~~ (1) The field inspection will be made:
 (a) For field pea - when ~~((the))~~ seedcrop is in full bloom;
 (b) For lentil - when seedcrop is in full bloom;

(c) For soybean – when seedcrop is in full bloom and/or of mature color;

(d) For sorghum – when seedcrop is in full bloom, and optionally again when seedcrop begins to show mature color;

(e) For small grains – when seedcrop is fully headed and of mature color.

((b)) (2) Any condition or practice which permits or causes contamination of the seedcrop, such as failure to prevent seed formation in bindweeds, Canada thistle or

jointed goatgrass, or excess weeds, or mechanical field mixing, shall be cause for rejection upon inspection for field standards.

(3) No prohibited noxious weed seeds are permitted upon inspection for seed standards.

(4) Germination minimum refers to germination when sampled.

(5) If chemically controllable seed-borne diseases are noted upon inspection for field standards and seed standards for small grains, treatment of seed is required.

NEW SECTION

WAC 16-316-717 FIELD PEA STANDARDS. (1) Field pea – Land, Isolation, and Field Standards:

CLASS	LAND	ISOLATION	FIELD	OTHER CROP
	MINIMUM YEARS	MINIMUM FEET	OFF-TYPE MAXIMUM PLANTS/ACRE	MAXIMUM PLANTS/ACRE
Foundation	5*	3	None	None**
Registered	3*	3	10	None**
Certified	2*	3	20	5**

* Also required is minimum number of years the following crop kinds were out of production:

	NUMBER OF YEARS MINIMUM	
	Lentil	Austrian pea
Foundation	5	10
Registered	3	10
Certified	2	10

** Refers to vetch, except that no Austrian pea or rye is permitted.

(2) Field pea – Seed Standards:

CLASS	OFF-TYPE MAXIMUM SEEDS/LB	PURE SEED MINIMUM %	INERT MAXIMUM %	OTHER CROP MAXIMUM SEEDS/LB	WEED MAXIMUM %	GERMINATION MINIMUM %
Foundation	None	99.00	1.00	None	None	90.00
Registered	None	99.00	1.00	None	0.25**	90.00
Certified	1	99.00	1.00	3*	0.25**	90.00

* No Austrian pea or rye is permitted.

** Other tolerance for weed seed:

	OBJECTIONABLE WEED SEED MAXIMUM
Registered	1/lb
Certified	2/lb

NEW SECTION

WAC 16-316-719 LENTIL STANDARDS. (1) Lentil – Land, Isolation, and Field standards.

CLASS	LAND	ISOLATION	FIELD	OTHER CROP
	MINIMUM YEARS	MINIMUM FEET	OFF-TYPE MAXIMUM PLANTS/ACRE	MAXIMUM PLANTS/ACRE
Foundation	5	300*	None	None
Registered	4	20*	10	10**
Certified	3	20*	30	30**

* Reduce to three feet from fields producing a certified class of the same variety. In addition, each lentil field for certification must be isolated from small grain fields by three feet. To prevent mechanical field mixing of swathed lentil seedcrop, the planting of small grain between lentil fields, except for three feet of isolation, is recommended.

** Refers to barley and vetch, each.

(2) Lentil – Seed Standards:

CLASS	OFF-TYPE MAXIMUM SEEDS/LB	PURE SEED MINIMUM %	INERT MAXIMUM %	OTHER CROP MAXIMUM %	WEED MAXIMUM %	GERMINATION MINIMUM %
Foundation	None	99.00*	1.00*	None	None	85.00
Registered	1	99.00*	1.00*	0.05**	0.05***	85.00
Certified	4	99.00*	1.00*	0.10**	0.05**	85.00

* A total of three percent inert matter will be allowed in samples containing decorticated seed provided total of all other inert matter does not exceed one percent.

** No vetch is permitted.

*** Other tolerance for weed seed:

OBJECTIONABLE WEED SEED
MAXIMUM

Registered
Certified

1/lb
2/lb

NEW SECTION

WAC 16-316-721 SOYBEAN STANDARDS. (1) Soybean – Land, Isolation, and Field standards:

CLASS	LAND STANDARDS MINIMUM YEARS	ISOLATION STANDARDS MINIMUM FEET	FIELD STANDARDS	
			OFF-TYPE MAXIMUM %	OTHER CROP MAXIMUM NO STANDARD
Foundation	1*	3	0.10	—
Registered	1*	3	0.01	—
Certified	1*	3	0.20	—

* Waived if the previous crop was grown from an equal or higher certified class of seed of the same variety.

(2) Soybean – Seed Standards:

CLASS	OFF-TYPE MAXIMUM %	PURE SEED MINIMUM %	INERT MAXIMUM %	OTHER CROP MAXIMUM SEEDS/LB	WEED MAXIMUM SEEDS/LB	GERMINATION MINIMUM %
Foundation	0.10	98.00	2.00	None	None	85.00
Registered	0.20	98.00	2.00	None	1	85.00
Certified	0.20	98.00	2.00	1 per 2 lb.	2	85.00

NEW SECTION

WAC 16-316-723 SORGHUM STANDARDS. (1) Sorghum – Land, Isolation and Field standards:

CLASS	LAND STANDARDS MINIMUM YEARS	ISOLATION STANDARDS MINIMUM FEET	FIELD STANDARDS***	
			OFF-TYPE MAXIMUM RATIO	OTHER CROP MAXIMUM NO STANDARD
Foundation	1*	1,000**	None	—
Registered	1*	1,000**	1 head/50,000	—
Certified	1*	1,000**	1 head/20,000	—

- * Waived if the previous crop was grown from an equal or higher certified class of seed of the same variety.
- ** Refers to fields of other varieties or same variety which does not meet tolerance of off-types.
- *** Other tolerances for field standards:

	JOHNSONGRASS MAXIMUM	HEAD SMUT MAXIMUM	KERNEL SMUT MAXIMUM
Foundation	None	None	None
Registered	None	None	None
Certified	None	1 head/10,000	1 head/2,500

(2) Sorghum – Seed standards:

CLASS	OFF-TYPE MAXIMUM %	PURE SEED MINIMUM %	INERT MAXIMUM %	OTHER CROP MAXIMUM %	WEED MAXIMUM %	GERMINATION MINIMUM %
Foundation	None	97.00	3.00**	None	0.10	80.00
Registered	None	97.00	3.00**	0.03	0.10	80.00
Certified	0.01*	97.00	3.00**	0.07***	0.10	80.00

- * Or two seeds per pound.
- ** Where two percent or more is cracked.
- *** Or ten seeds per pound.

NEW SECTION

WAC 16-316-724 SMALL GRAINS STANDARDS. (1) Small grains (barley, oat, rye, triticale, wheat) – Land, Isolation, and Field standards:

CLASS	LAND STANDARDS MINIMUM YEARS	ISOLATION STANDARDS MINIMUM FEET	FIELD STANDARDS	
			OFF-TYPE MAXIMUM PLANTS/ACRE	OTHER CROP MAXIMUM PLANTS/ACRE
Foundation	1*	3**	None	None***
Registered	1*	3**	5	5***
Certified	1*	3**	15	15***

- * Waived if the previous crop was grown from an equal or higher certified class of seed of the same variety.
- ** Refers to distance from other small grain fields. In addition, each rye field for certification must be isolated from fields producing a certified class of the same variety by three feet, and from other rye fields by six hundred sixty feet. Each triticale field for certification must be isolated from fields producing a certified class of the same variety by three feet, and from other triticale, rye and wheat fields by three hundred feet.
- *** Refers to other small grains, except that no rye or triticale is permitted in barley, oat, or wheat; no vetch is permitted.

(2) Small grains – Seed standards:

CLASS	OFF-TYPE MAXIMUM SEEDS/LB	PURE SEED MINIMUM %	INERT MAXIMUM %	OTHER CROP MAXIMUM %	WEED MAXIMUM %	GERMINATION MINIMUM %
Foundation	None	99.00	1.00	None	None	85.00
Registered	1	99.00	1.00	0.05*	0.05**	85.00
Certified	4	99.00	1.00	0.10*	0.05**	85.00

* Other tolerance for other crop seed:

**OTHER SMALL GRAINS
MAXIMUM**

Foundation	None
Registered	1/lb
Certified	2/lb

No rye or triticale is permitted in barley, oat or wheat; no vetch is permitted.

** Other tolerances for weed seed:

	OBJECTIONABLE WEED SEED MAXIMUM	WILD OAT MAXIMUM
Foundation	None	None
Registered	None	None
Certified	1/lb	None, except 1/lb in barley and oat

REPEALER

The following sections of the Washington Administrative Code are repealed:

- | | | | |
|---------------------------|--|----------------------------|--|
| (1) <u>WAC 16-316-476</u> | LAND REQUIREMENTS | (10) <u>WAC 16-316-555</u> | MECHANICAL SAMPLING |
| (2) <u>WAC 16-316-478</u> | ISOLATION REQUIREMENTS. | (11) <u>WAC 16-316-560</u> | SEED-BORNE DISEASES |
| (3) <u>WAC 16-316-482</u> | SEED STANDARDS | (12) <u>WAC 16-316-565</u> | CERTIFIED SEED |
| (4) <u>WAC 16-316-520</u> | SMALL GRAIN SEED CERTIFICATION STANDARDS | (13) <u>WAC 16-316-690</u> | SALE CERTIFICATE LENTIL SEED CERTIFICATION STANDARDS |
| (5) <u>WAC 16-316-530</u> | APPLICATION AND FEES | (14) <u>WAC 16-316-695</u> | ELIGIBLE VARIETY AND STOCK SEED |
| (6) <u>WAC 16-316-535</u> | LAND REQUIREMENTS | (15) <u>WAC 16-316-700</u> | APPLICATION AND FEES |
| (7) <u>WAC 16-316-540</u> | ISOLATION REQUIREMENTS | (16) <u>WAC 16-316-705</u> | LAND REQUIREMENTS |
| (8) <u>WAC 16-316-545</u> | FIELD STANDARDS | (17) <u>WAC 16-316-710</u> | ISOLATION REQUIREMENTS |
| (9) <u>WAC 16-316-550</u> | SEED STANDARDS | (18) <u>WAC 16-316-725</u> | SEED STANDARDS |
| | | (19) <u>WAC 16-316-726</u> | MECHANICAL SAMPLING |

- (20) WAC 16-316-728 CERTIFIED SEED SALE CERTIFICATE
- (21) WAC 16-316-900 SOYBEAN SEED CERTIFICATION STANDARDS
- (22) WAC 16-316-905 ELIGIBLE VARIETY AND STOCK SEED APPLICATION AND FEES
- (23) WAC 16-316-910 LAND REQUIREMENTS ISOLATION REQUIREMENTS
- (24) WAC 16-316-915 FIELD STANDARDS
- (25) WAC 16-316-920 SEED STANDARDS
- (26) WAC 16-316-925 MECHANICAL SAMPLING
- (27) WAC 16-316-930 CERTIFIED SEED SALE CERTIFICATE
- (28) WAC 16-316-935
- (29) WAC 16-316-940

physician and one registered nurse thereat during racing hours. A racing association conducting a meet with an average daily handle of one hundred twenty thousand dollars or less may provide at its track a licensed paramedic in lieu of a physician if the services of a competent physician cannot be obtained.

AMENDATORY SECTION (Amending Order 73.8, filed 10/23/73)

WAC 260-48-110 "ENTRY"—WAGER ON ONE IS WAGER ON ALL. When two or more horses run in a race, and are coupled because of common ties they are called an "entry" and a wager on one of them shall be a wager on all of them. In cases where the only common tie is that the horses are trained by the same trainer, the horses shall be uncoupled for wagering purposes except in quinella or exacta races. At nonprofit or sixty-forty meets, when the only common tie is that the horses are trained by the same trainer, the horses may be uncoupled for wagering purposes.

NOTES:

Coupled horse disqualified, others may be: WAC 260-52-040(5).

NEW SECTION

WAC 260-48-326 WAGERING ON "SHORT FIELDS." At any race meet, if the number of horses entered in a race is fewer than, or falls below, six horses, the commission may authorize that the wagering on that race be conducted by the Quinella or Exacta type methods.

WSR 81-15-033

ADOPTED RULES

HORSE RACING COMMISSION

[Order 81-05—Filed July 10, 1981]

Be it resolved by the Washington Horse Racing Commission, acting at the Davenport Hotel, Spokane, Washington, that it does promulgate and adopt the annexed rules relating to WAC 260-20-170 relating to first aid equipment and personnel; WAC 260-48-110 relating to wagers on "entries" and WAC 260-48-326 relating to wagering on short fields, all previously adopted on an emergency basis.

This action is taken pursuant to Notice Nos. WSR 81-11-048 and 81-14-015 filed with the code reviser on May 20, 1981 and June 24, 1981. Such rules shall take effect pursuant to RCW 34.04.040(2).

This rule is promulgated under the general rule-making authority of the Washington Horse Racing Commission as authorized in RCW 67.16.020 and 67.16.040.

The undersigned hereby declares that he has complied with the provisions of the Open Public Meetings Act (chapter 42.30 RCW), the Administrative Procedure Act (chapter 34.04 RCW) or the Higher Education Administrative Procedure Act (chapter 28B.19 RCW), as appropriate, and the State Register Act (chapter 34.08 RCW).

APPROVED AND ADOPTED July 9, 1981.

by George McIvor
Executive Secretary

AMENDATORY SECTION (Amending Rules of racing, filed 4/21/61)

WAC 260-20-170 FIRST AID EQUIPMENT AND PERSONNEL. Each racing association shall equip and maintain at its track temporary facilities with not less than two beds, equipped with such first aid appliances and material as shall be approved by the commission, and shall provide the attendance of a competent

WSR 81-15-034

ADOPTED RULES

HORSE RACING COMMISSION

[Order 81-06—Filed July 10, 1981]

Be it resolved by the Washington Horse Racing Commission, acting at the Davenport Hotel, Spokane, Washington, that it does promulgate and adopt the annexed rules relating to:

- Amd WAC 260-12-010 A definition of terms.
- Amd WAC 260-36-110 Requiring identification badges.
- Amd WAC 260-40-120 Identification of horses required.
- New WAC 260-48-305 Calculating the payoff for entries and fields.

This action is taken pursuant to Notice No. WSR 81-11-049 and 81-14-016 filed with the code reviser on May 20, 1981 and June 24, 1981. Such rules shall take effect pursuant to RCW 34.04.040(2), except WAC 260-40-120 to be effective at a later date, such date being January 1, 1982.

This rule is promulgated under the general rule-making authority of the Washington Horse Racing Commission as authorized in RCW 67.16.020 and 67.16.040.

The undersigned hereby declares that he has complied with the provisions of the Open Public Meetings Act (chapter 42.30 RCW), the Administrative Procedure

Act (chapter 34.04 RCW) or the Higher Education Administrative Procedure Act (chapter 28B.19 RCW), as appropriate, and the State Register Act (chapter 34.08 RCW).

APPROVED AND ADOPTED July 9, 1981.

By George McIvor
Executive Secretary

AMENDATORY SECTION (Amending Order 81-01, filed 3/24/81)

WAC 260-12-010 DEFINITIONS. In applying the rules herein set forth and all amendments thereof the following definitions, constructions and interpretations shall apply, except where otherwise indicated in said rules:

(1) Age of a horse is reckoned as beginning on the first day of January in the year in which the horse is foaled.

(2) "Arrears" shall mean all moneys due for entrance forfeits, fees (including jockey's, etc. fees), forfeitures, subscriptions, stake, purchase money in claiming races, and also any default in money incident to the rules.

(3) "Authorized agent" shall mean a person appointed by a written instrument signed and acknowledged before a notary public by the owner and filed in accordance with the rules.

(4) "Association" shall mean any person or persons, associations, or corporations licensed by the commission to conduct racing for any stake, purse or reward.

(5) "Breeder" of a horse shall mean the owner of its dam at the time of foaling.

(6) "Breeding place" shall mean the place of horse's birth.

(7) "Calendar day" shall mean twenty-four hours ending at midnight.

(8) "Declaration" shall mean the act of withdrawing an entered horse from a race before the closing of over-night entries.

(9) "Entry" shall mean according to the requirement of the text (a) a horse made eligible to run in a race, (b) two or more which are entered or run in a race owned by the same owner or trained by the same trainer.

(10) "Equipment," as applied to a horse, shall mean whips, blinkers, tongue straps, muzzle, nosebands, bits, shadow rolls, martingales, breast plates, bandages, boots and plates.

(11) "Forfeit" shall mean money due because of an error, fault, neglect of duty, breach of contract, or a penalty.

(12) "Grounds" shall mean all real property owned or leased by an association used in the conduct of a race meet.

(13) "Horse" includes filly, mare, colt, horse, gelding or ridgling.

~~((13))~~ (14) "Jockey" shall mean a race rider, whether a licensed jockey, apprentice or amateur.

~~((14))~~ (15) "Maiden" shall mean a horse which at the time of starting has never won a race on the flat in any country, at a track which is covered by a recognized racing publication showing the complete results of the race. A maiden which has been disqualified after finishing first is still to be considered a maiden.

~~((15))~~ (16) "Meeting" shall mean the entire consecutive period for which license to race has been granted to any one association by the commission.

~~((16))~~ (17) "Month" shall mean a calendar month.

~~((17))~~ (18) "Nominator" shall mean a person in whose name a horse is entered for a race.

~~((18))~~ (19) "Owner" includes sole owner, part owner or lessee of a horse. An interest only in the winnings of a horse does not constitute part ownership.

~~((19))~~ (20) "Place" in racing shall mean first, second or third and in that order is called "Win", "Place", and "Show".

~~((20))~~ (21) "Post position" shall mean the position assigned to the horse at the starting line of the race.

~~((21))~~ (22) "Post time" shall mean the time set for the arrival at the starting point of the horses in a race and must be shown a reasonable time prior to the race on a clock device, provided for that purpose, prominently displayed and clearly readable from the grandstand.

~~((22))~~ (23) "Race" shall mean a contest between horses for purse, stakes, or reward on any licensed course and in the presence of judge or judges. A race which overfills may be contested in two or more divisions.

(a) "Claiming race" shall mean a race in which any horse entered therein may be claimed in conformity with the rules.

(b) "Free handicap" shall mean a handicap in which no liability for entrance money is incurred.

(c) "Handicap" shall mean a race in which the weights to be carried by the entered horses are adjusted by a handicapper or board of handicappers for the purpose of equalizing their respective chances of winning.

(d) "Highweight handicap" shall mean a handicap in which the weight assigned to the top horse in that handicap is not less than 140 pounds.

(e) "Match" shall mean a private sweepstakes between two horses which are the property of two different owners. If prior to the running of the race either of the horses entered in the match dies, or if either owner dies the match is void. It remains a match even if money or any other award is added to the stakes.

(f) "Optional claiming race" shall mean a race restricted to horses entered to be claimed for a stated claiming price and to those which have started previously for that claiming price or less. In the case of horses entered to be claimed in such a race, the race will be considered, for the purposes of these rules, a claiming race.

(g) "Overnight race" shall mean a race for which entries close seventy-two hours, or less, before the time set for the first race of the day on which such race is to be run.

(h) "Owner's handicap" shall mean a race wherein the owner fixes, at the time of entry, the weight his horse is to carry.

(i) "Post race" shall mean a race in which the subscribers announce at declaration time the horse, or horses, each intends to start, without limitations of choice other than prescribed by the rules and conditions of the race.

(j) "Private sweepstakes" shall mean a race to which no money or other prize is added, and which, previous to closing, has not been advertised, either by publication, or by circular or entry blank, or in any other way.

(k) "Produce race" shall mean a race to be run for by the produce of horses named or described at the time of entry.

(l) "Purse race" shall mean a race for money or any other prize to which the owners of the horses engaged do not contribute.

~~((23))~~ (24) "Race day" shall mean any period of twenty-four hours beginning at midnight and included in the period of a race meeting and in the matter of penalties the word "day" means a "calendar day".

~~((24))~~ (25) "Recognized meeting" shall mean any meeting wherever held under the sanction of a turf authority having reciprocal relations with the commission and other turf authorities (approved by said commission) for the mutual enforcement of rulings imposed on persons guilty of fraudulent turf practices of any kind.

~~((25))~~ (26) "Rules" shall mean the rules herein prescribed and any amendments or additions thereto.

~~((26))~~ (27) "Scratch" shall mean the act of withdrawing an entered horse from the race after the closing of overnight entries.

~~((27))~~ (28) "Scratch time" shall mean the time set by the association for the closing of applications for permission to withdraw from races of that day.

~~((28))~~ (29) "Stake race" or "Sweepstakes" shall mean a race for which nominations close more than seventy-two hours in advance of its running and for which subscribers contributed money toward its purse, or a race for which horses are invited by an association to run for a guaranteed purse of thirty thousand dollars or more without payment of stakes.

~~((29))~~ (30) "Starter." A horse is a "starter" for a race when the stall doors of the starting gate open in front of it at the time the starter dispatches the horses.

~~((30))~~ (31) "Stewards" shall mean the stewards of the meeting or their duly appointed deputies.

~~((31))~~ (32) "Subscription" shall mean the act of nominating to a stake race.

~~((32))~~ (33) "Untried horse" shall mean a horse whose produce are maidens.

~~((33))~~ (34) "Walk over" shall mean a situation in which two horses in entirely different interest do not run in a race.

~~((34))~~ (35) "Weight for age" shall mean standard weight according to the rules. A "weight for age" race is one in which all horses carry weight according to the scale without penalties or allowances.

~~((35))~~ (36) "Year" shall mean a calendar year.

AMENDATORY SECTION (Amending Rules of racing, filed 4/21/61)

WAC 260-36-110 IDENTIFICATION BADGES.

(1) All licensees shall display their identification badges at all security gates and when requested to do so by security personnel.

(2) ~~((Where))~~ When a racing association requires identification badges to be worn in its barn area, these

badges shall not be transferable and must be prominently displayed by the occupational licensees.

AMENDATORY SECTION (Amending Rules of racing, filed 4/21/61)

WAC 260-40-120 IDENTIFICATION PREREQUISITE TO START. No horse shall be permitted to start that has not been fully identified. All horses shall be properly tattooed by the Thoroughbred Racing Protective Bureau or an approved breeding association, or freeze marked in a manner which meets the standards of the National Crime Information Center. Responsibility in the matter of establishing either the identity of a horse or ~~((his))~~ its complete and actual ownership shall be as binding on the persons so identifying or undertaking to establish~~((;))~~ the identity of a horse as it is on the person having the horse requiring identification ~~((and))~~. The same penalty shall apply to ~~((them in case of))~~ any party engaging in fraud or attempt at fraud.

NEW SECTION

WAC 260-48-305 CALCULATING THE PAY-OFF FOR ENTRIES AND FIELDS. When two or more horses racing as an entry or field finish first, second, or third, each horse of the entry or field shall receive its proportionate share of the profits in whichever pool or pools are affected.

WSR 81-15-035

EMERGENCY RULES

DEPARTMENT OF FISHERIES

[Order 81-51—Filed July 10, 1981]

I, Rolland A. Schmitten, director of the State Department of Fisheries, do promulgate and adopt at Olympia, Washington, the annexed rules relating to commercial fishing rules.

I, Rolland A. Schmitten, find that an emergency exists and that the foregoing order is necessary for the preservation of the public health, safety, or general welfare and that observance of the requirements of notice and opportunity to present views on the proposed action would be contrary to public interest. A statement of the facts constituting such emergency is this order is adopted pursuant to RCW 75.40.060.

Such rules are therefore adopted as emergency rules to take effect upon filing with the code reviser.

This rule is promulgated pursuant to RCW 75.40.060 and is intended to administratively implement that statute.

The undersigned hereby declares that he has complied with the provisions of the Open Public Meetings Act (chapter 42.30 RCW), the Administrative Procedure Act (chapter 34.04 RCW) or the Higher Education Administrative Procedure Act (chapter 28B.19 RCW), as appropriate, and the State Register Act (chapter 34.08 RCW).

APPROVED AND ADOPTED July 10, 1981.

By Charles E. Woelke
for Rolland A. Schmitten
Director

NEW SECTION

WAC 220-47-908 COMMERCIAL SOCKEYE SALMON FISHERY. (1) *Effective immediately through July 18, 1981 commercial sockeye salmon fishing rules of the United States Department of Commerce, as adopted by Order 81-48 of the Director of Fisheries and as published in the Federal Register June 25, 1981 are superceded in part by this section.*

(2) *It is unlawful to take, fish for or possess sockeye salmon for commercial purposes in Puget Sound Salmon Management and Catch Reporting Area 4B, 5, 6, 6A, 6C, 7, 7A and 7D except as follows:*

Reef Net

Saturday July 11, 1981 6:00 A.M. to 9:00 P.M.

Purse Seine

Sunday July 12, 1981 5:00 A.M. to 9:30 P.M.

Gill Net

7:00 P.M. Sunday, July 12, to 9:30 A.M. Monday, July 13, 1981.

WSR 81-15-036
EMERGENCY RULES
DEPARTMENT OF FISHERIES
[Order 81-52—Filed July 10, 1981]

I, Rolland A. Schmitten, director of the State Department of Fisheries, do promulgate and adopt at Olympia, Washington, the annexed rules relating to commercial fishing rules.

I, Rolland A. Schmitten, find that an emergency exists and that the foregoing order is necessary for the preservation of the public health, safety, or general welfare and that observance of the requirements of notice and opportunity to present views on the proposed action would be contrary to public interest. A statement of the facts constituting such emergency is this order is necessary to protect Dungeness River chinook salmon.

Such rules are therefore adopted as emergency rules to take effect upon filing with the code reviser.

This rule is promulgated pursuant to RCW 75.08.080 and is intended to administratively implement that statute.

The undersigned hereby declares that he has complied with the provisions of the Open Public Meetings Act (chapter 42.30 RCW), the Administrative Procedure Act (chapter 34.04 RCW) or the Higher Education Administrative Procedure Act (chapter 28B.19 RCW), as appropriate, and the State Register Act (chapter 34.08 RCW).

APPROVED AND ADOPTED July 10, 1981.

By Charles E. Woelke
for Rolland A. Schmitten
Director

NEW SECTION

WAC 220-28-006DOI MESH RESTRICTION. *Effective July 12, 1981 until further notice, it is unlawful for any fisherman, including treaty Indian fishermen, to take, fish for or possess salmon for commercial purposes in Puget Sound Salmon Management and Catch Reporting Area 6D with gill net gear having a mesh size larger than 6 inches.*

NEW SECTION

WAC 220-28-006FOM MESH RESTRICTION. *Effective July 12, 1981 until further notice, it is unlawful for any fisherman, including treaty Indian fishermen, to take, fish for or possess salmon for commercial purposes from the waters of the Dungeness River with gill net gear having a mesh size larger than 6 inches.*

REPEALER

The following sections of the Washington Administrative Code are repealed:

WAC 220-28-006DOH CLOSED AREA (81-47)

WAC 220-28-006FOL CLOSED AREA (81-47)

WSR 81-15-037
EMERGENCY RULES
DEPARTMENT OF GAME
(Game Commission)
[Order 128—Filed July 13, 1981]

Be it resolved by the undersigned, Frank R. Lockard, Director, Washington State Department of Game, that I promulgate and adopt at Olympia, Washington, as emergency rule of this governing body, the annexed rule relating to emergency fishing season on Wenas Lake (Yakima County), WAC 232-28-60307.

I, Frank R. Lockard, find that an emergency exists and that the foregoing order is necessary for the preservation of the public health, safety, or general welfare and that observance of the requirements of notice and opportunity to present views on the proposed action would be contrary to the public interest. A statement of facts constituting such emergency is Wenas Lake (Yakima County) is scheduled for drawdown to conduct repairs to the dam impounding the lake. The purpose of this emergency, beginning immediately, is to allow maximum harvest and recreation on the fish stocks before the lake level is substantially lowered. Such rule is therefore adopted as an emergency rule to take effect upon filing with the Code Reviser.

This rule is promulgated under the authority of the Director of Game as authorized in RCW 77.12.150 with the approval of the Game Commission as provided in that statute.

The undersigned hereby declares that he has complied with the provisions of the Open Public Meetings Act (chapter 42.30 RCW), or the Administrative Procedure Act (chapter 34.04 RCW), as appropriate, and the State Register Act (chapter 34.08 RCW).

This order, after being first recorded in the Order Register of this governing body, shall be forwarded to the Code Reviser for filing pursuant to chapter 34.04 RCW and chapter 1-12 WAC.

APPROVED AND ADOPTED July 10, 1981.

By Frank R. Lockard
Director

NEW SECTION

WAC 232-28-60307 EMERGENCY FISHING SEASON ON WENAS LAKE (YAKIMA COUNTY). Notwithstanding the provisions of WAC 232-28-603, Wenas Lake (Yakima County) shall have an emergency fishing season beginning July 13, 1981.

WSR 81-15-038
EMERGENCY RULES
DEPARTMENT OF GAME
(Game Commission)

[Order 129—Filed July 13, 1981]

Be it resolved by the undersigned, Frank R. Lockard, Director, Washington State Department of Game, that I promulgate and adopt at Olympia, Washington, as emergency rule of this governing body, the annexed rule relating to modification of regulation pertaining to possession of game fish other than trout in trout management waters, WAC 232-28-60306.

I, Frank R. Lockard, find that an emergency exists and that the foregoing order is necessary for the preservation of the public health, safety, or general welfare and that observance of the requirements of notice and opportunity to present views on the proposed action would be contrary to the public interest. A statement of facts constituting such emergency is to allow maximum harvest and recreational opportunity the regulation prohibiting possession of non-salmonid species shall be eliminated for the balance of the 1981 fishing season on the following trout-only waters: Quail Lake (Adams County), Wapato Lake (Chelan County), Alice Lake (King County), Mission Lake, (Kitsap County), Aeneas Lake (Okanogan County), Loma Lake (Snohomish County), and Amber Lake (Spokane County). Such rule is therefore adopted as an emergency rule to take effect upon filing with the Code Reviser.

This rule is promulgated under the authority of the Director of Game as authorized in RCW 77.12.150 with the approval of the Game Commission as provided in that statute.

The undersigned hereby declares that he has complied with the provisions of the Open Public Meetings Act (chapter 42.30 RCW), or the Administrative Procedure Act (chapter 34.04 RCW), as appropriate, and the State Register Act (chapter 34.08 RCW).

This order, after being first recorded in the Order Register of this governing body, shall be forwarded to the Code Reviser for filing pursuant to chapter 34.04 RCW and chapter 1-12 WAC.

APPROVED AND ADOPTED July 10, 1981.

By Frank R. Lockard
Director

NEW SECTION

WAC 232-28-60306 MODIFICATION OF REGULATION PERTAINING TO POSSESSION OF GAME FISH OTHER THAN TROUT IN TROUT MANAGEMENT WATERS. Notwithstanding the provisions of WAC 232-28-603, it shall be lawful for any person to possess non-salmonid species for the balance of the 1981 fishing season on the following trout-only waters: Quail Lake (Adams County), Wapato Lake (Chelan County), Alice Lake (King County), Mission Lake (Kitsap County), Aeneas Lake (Okanogan County), Loma Lake (Snohomish County), and Amber Lake (Spokane County). This regulation shall become effective July 13, 1981.

WSR 81-15-039
EMERGENCY RULES
DEPARTMENT OF FISHERIES
[Order 81-53—Filed July 13, 1981]

I, Rolland A. Schmitten, director of the State Department of Fisheries, do promulgate and adopt at Olympia, Washington, the annexed rules relating to commercial shellfish rules.

I, Rolland A. Schmitten, find that an emergency exists and that the foregoing order is necessary for the preservation of the public health, safety, or general welfare and that observance of the requirements of notice and opportunity to present views on the proposed action would be contrary to public interest. A statement of the facts constituting such emergency is the word "geoduck" was inadvertently left in the most recent shellfish harvest log rules. This order makes the rule accurate until a permanent rule can be adopted.

Such rules are therefore adopted as emergency rules to take effect upon filing with the code reviser.

This rule is promulgated pursuant to RCW 75.08.080 and is intended to administratively implement that statute.

The undersigned hereby declares that he has complied with the provisions of the Open Public Meetings Act (chapter 42.30 RCW), the Administrative Procedure Act (chapter 34.04 RCW) or the Higher Education Administrative Procedure Act (chapter 28B.19 RCW), as appropriate, and the State Register Act (chapter 34.08 RCW).

APPROVED AND ADOPTED July 13, 1981.

By R. A. Schmitten
Director

NEW SECTION

WAC 220-52-07500D SHELLFISH HARVEST LOGS. It is unlawful for any vessel operator engaged in commercial crawfish, sea cucumber, sea urchin, and shrimp fisheries and operators of mechanical clam digging devices to fail to obtain and accurately maintain

the appropriate harvest log available from the Washington department of fisheries. The harvest log must be kept aboard the vessel while the vessel is engaged in harvest or has crawfish, sea cucumbers, sea urchins, shrimp or clams aboard. The vessel operator must submit the log book for inspection upon request by authorized department of fisheries representatives. The department's copies of the completed harvest log must be submitted to the department for each calendar month in which fishing activity occurs. State copies must be received within ten days following any calendar month in which fishing occurred and by the tenth day following the termination of commercial fishing activity, whichever occurs first. Vessel operators engaged in commercial harvest of:

(1) Shrimp and crawfish with shellfish pot or ring net gear must record the vessel identity, number of pots or ring nets pulled, date pulled, soak times and gear location before leaving the catch area where taken and weights must be recorded upon landing or sale.

(2) Shrimp with beam trawl or shrimp trawl gear must record the vessel identity, date, location, duration and estimated weight of shrimp caught for each tow before leaving the catch area where taken.

(3) Sea urchins, or sea cucumbers must record the vessel identity, date, location and approximate number of geoducks, sea urchins or sea cucumbers before leaving the catch area where taken and the exact weight must be recorded upon landing or sale.

(4) Clams with mechanical digging devices must record the vessel identity, location and date of harvest before the end of each days' fishing and the weights by clam species must be recorded upon landing or sale.

WSR 81-15-040
EMERGENCY RULES
DEPARTMENT OF FISHERIES
 [Order 81-54—Filed July 13, 1981]

I, Rolland A. Schmitten, director of the State Department of Fisheries, do promulgate and adopt at Olympia, Washington, the annexed rules relating to commercial fishing rules.

I, Rolland A. Schmitten, find that an emergency exists and that the foregoing order is necessary for the preservation of the public health, safety, or general welfare and that observance of the requirements of notice and opportunity to present views on the proposed action would be contrary to public interest. A statement of the facts constituting such emergency is this order is necessary for the protection of Puget Sound chinook salmon.

Such rules are therefore adopted as emergency rules to take effect upon filing with the code reviser.

This rule is promulgated pursuant to RCW 75.08.080 and is intended to administratively implement that statute.

The undersigned hereby declares that he has complied with the provisions of the Open Public Meetings Act (chapter 42.30 RCW), the Administrative Procedure

Act (chapter 34.04 RCW) or the Higher Education Administrative Procedure Act (chapter 28B.19 RCW), as appropriate, and the State Register Act (chapter 34.08 RCW).

APPROVED AND ADOPTED July 13, 1981.

By R. A. Schmitten
 Director

NEW SECTION

WAC 220-28-011G0H **CLOSED AREA.** Effective immediately through July 31, 1981, it is unlawful for any fisherman, including treaty Indian fishermen, to take, fish for or possess salmon for commercial purposes with any type of gear from the waters of the White River.

NEW SECTION

WAC 220-28-013A0F **CLOSED AREA.** Effective immediately through July 21, 1981, it is unlawful for any fisherman, including treaty Indian fishermen, to take, fish for or possess salmon for commercial purposes with any type of gear in Puget Sound Salmon Management and Catch Reporting Area 13A.

NEW SECTION

WAC 220-28-013F0B **CLOSED AREA.** Effective immediately through July 31, 1981, it is unlawful for any fisherman, including treaty fishermen, to take, fish for or possess salmon for commercial purposes with any type of gear from the waters of Minter Creek.

WSR 81-15-041
PROPOSED RULES
INSURANCE COMMISSIONER
 [Filed July 13, 1981]

Notice is hereby given in accordance with the provisions of RCW 34.04.025, that the Insurance Commissioner intends to adopt, amend, or repeal rules concerning continuing education procedures and requirements that must be met by agents, solicitors and brokers to maintain their licenses;

that such agency will at 10 a.m., Thursday, August 27, 1981, in the Insurance Commissioner's Office, State Modular Building, Airdustrial Park, Airdustrial Way and Armstrong Street S.W., Olympia, WA, conduct a hearing relative thereto;

and that the adoption, amendment, or repeal of such rules will take place at 10 a.m., Friday, August 28, 1981, in the Insurance Commissioner's Office, State Modular Building, Airdustrial Park, Olympia, Washington.

The authority under which these rules are proposed is RCW 48.02.060 and 48.17.150.

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency prior to August 27, 1981, (Mailing address: Insurance Building, AQ-21, Olympia, Washington 98504) and/or orally at 10 a.m., Thursday, August 27, 1981,

Insurance Commissioner's Office, State Modular Building, Airdustrial Park, Olympia, Washington.

Dated: July 13, 1981
By: Robert E. Johnson
Deputy Commissioner

STATEMENT OF PURPOSE

Amendments to the Continuing Education Regulation, which relate to the continuing education requirements and procedures that must be met by insurance agents, solicitors and brokers to maintain their licenses. The primary purpose of the amendments is to simplify the requirements and reduce the costs of administration of the program by the insurance commissioner. The statutory authority for the regulation of continuing education is RCW 48.17.150.

The amendments reduce the number of hours of continuing education required of some licensees and provide for a standard 12 hours per year for any licensee regardless of his or her number of years as a licensee. The amendments eliminate pro-ration of required credits based on length of the previous licensing period and provide for a simplified system: Individuals licensed for less than 6 months at time of renewal need no continuing education credits and those licensed for 6 months or more must attain the full 12 hours of credits. Grants of authority by the commissioner to organizations to develop courses will continue indefinitely instead of being renewed yearly. The deferral of a program for non-resident licensees' continuing education is extended for an additional year. Licensees who instruct a course will be permitted to receive twice the number of hours of credit for their teaching as a student would receive for taking the instruction. These changes will improve the education program and will simplify the commissioner's procedures and reduce the cost of administering the program.

The insurance commissioner's deputy responsible for drafting the proposed amendments is Robert Higley, who is also responsible for their implementation and enforcement, as well as the overall management of the continuing education program. Mr. Higley's phone number is (206) 753-3492, and his address is Insurance Building, AQ-21, Olympia, Washington 98504.

The proponent of the amendments is the Office of the Insurance Commissioner, in accord with the mandate of RCW 48.17.150.

It is anticipated that the amendments will enable the insurance commissioner to have a reduced but viable continuing education program at less cost.

The amendments are not the result of federal law or federal or state court decisions.

AMENDATORY SECTION (Amending Order R 80-3, filed 3/20/80)

WAC 284-17-220 CONTINUING EDUCATION REQUIREMENT. (1) The number of hours course work required to be presented annually as a prerequisite to license renewal or reissuance shall be ((based on the number of years the licensee has been licensed as of the assigned license renewal date:

Table with 2 columns: Number of Years Licensee Has Been Licensed, Hours Required. Rows: Five or less (36), More than five but ten years or less (24), More than ten years (12) 12 hours.

New licensees that have been licensed for less than 6 months at the time of renewal will not be required to complete the continuing education, however anyone licensed 6 months or more at time of renewal must have completed the entire 12 hours.

The commissioner may accept licensed sales experience in another state, as comparable experience for the purpose of calculating the number of years licensed and for determining the number of continuing education hours required for each annual renewal or reissuance.

Each course to be applied toward satisfaction of the continuing education requirement must have been completed within the twenty four month period immediately preceding the licensee's assigned license renewal date and hours applied cannot have been applied in a previous year toward satisfaction of the continuing education requirement.

(2) The courses participated in and for which credit is received shall be reported to the commissioner as part of the application for license renewal and shall be subject to verification.

(3) ((Persons previously licensed who desire to be relicensed shall be required to show that they have completed the number of hours of continuing education that would have been required of them had their licenses been continuous or, in lieu thereof, take and pass the appropriate licensing examination.

(4)) If the home state of a nonresident agent is determined to have a continuing education program substantially comparable to that of Washington, satisfaction of the continuing education requirement of the home state may be accepted as meeting Washington's requirement.

AMENDATORY SECTION (Amending Order R-80-3, filed 3/20/80)

WAC 284-17-250 COURSES CONDUCTED BY AUTHORIZED ORGANIZATIONS. (1) Insurance companies, insurance trade associations and statewide associations of agents or brokers that have an existing formal, and demonstrable, training program may, upon request to and approval by the commissioner, be authorized to develop course content and conduct courses without the requirement for prior individual course review and approval by the commissioner.

(2) Local chapters of such an authorized statewide association of agents or brokers may submit proposed courses to the statewide organization and, upon a determination by the statewide organization that the local chapter's course meets the standards of the organization and complies with this continuing education regulation, such local chapter's course shall be considered to be a course of the statewide association of agents or brokers and shall be presumed to be approved by the commissioner.

(3) It is the intent of this section that only organizations with a formal, full-time training program be approved to develop and conduct courses without prior individual course approval. Courses of other organizations are to be reviewed and acted on by the Commissioner on a prior and individual basis.

(4) Requests for training program review, and authority to develop course content and to conduct courses without prior individual course approval must include the following information:

- (a) The name of the organization.
(b) A description of the existing training program of the organization including:
(i) The titles or description of courses taught during the previous year.
(ii) The number of students taught, by course, during the previous year.

(iii) The name of the person in charge of the training program, years of full-time training program experience and years with the present organization.

(iv) Budget of the training program for the current year.

(c) A description of the manner in which courses will be developed and reviewed prior to course conduct.

(d) A statement by the responsible employee or officer of the organization agreeing to comply with regulations in developing courses and attributing hours to courses.

(e) An agreement to offer to provide, and to provide when requested, a certificate of completion and hours earned to each successful student.

(f) An agreement to maintain records of student course completion for three years.

(5) The granting of authority to an organization to develop course content and conduct courses without prior individual course approval shall be ~~((for one year))~~ for an indefinite period, or until revoked by the commissioner. The actual conduct and performance of the training program shall be subject to review ~~((prior to renewal of such approval))~~ by the commissioner.

(6) Organizations that have been authorized to develop course content and conduct courses without prior individual course approval shall file a course outline for each course with the Commissioner. The course outline shall include:

(a) A description of the subject matter to be taught.

(b) The method of teaching or presentation.

(c) The number of classroom contact hours.

(d) An explanation of the criteria to be applied in determining whether the course is satisfactorily completed.

(e) The number of continuing education hours credit assigned.

(f) Other relevant information.

(7) Assignment of hours to courses by organizations that have been authorized to develop course content and conduct courses without prior individual approval shall be subject to review and revision by the commissioner as necessary to ensure consistency in continuing education hours assigned to comparable courses.

AMENDATORY SECTION (Amending Order R 80-3, filed 3/20/80)

WAC 284-17-270 CREDIT FOR COURSES. (1) No course shall be established for less than one hour of continuing education credit. Courses conducted in conjunction with other meetings must have a separate continuing education course component.

(2) The instructor of a course must maintain a positive attendance record, consisting of a sign in - sign out register, in order to qualify the course for continuing education credit.

(3) The instructor of a course shall receive twice the ~~((same))~~ number of hours credit for teaching a course as is allowed for a student taking the course.

AMENDATORY SECTION (Amending Order R 80-3, filed 3/20/80)

WAC 284-17-310 FIRST DATES WHEN CONTINUING EDUCATION REQUIREMENT MUST BE MET. Each licensee shall be required to present evidence of completing the continuing education requirement, prior to license renewal, according to the following time schedule:

(1) For resident licensees qualified to sell life, disability, property or casualty insurance, beginning with those license renewals falling due on or after October 1, 1981.

(2) For any other licensee, beginning with those license renewals falling due on or after October 1, ~~((1982))~~ 1983. The purpose of this deferred effective date is to provide sufficient time for analysis of the appropriate continuing education requirement for such other licensees.

(3) ~~((To coordinate with the conversion to a staggered license renewal schedule:~~

~~(a) If the license renewal period then ending is for more than a twelve month period, the continuing education requirement that must be met will be for a twelve month period plus the appropriate proration of a twelve month period:~~

~~(b))~~ Any continuing education course started and completed after April 1, 1980, and any course that is approved by WAC 284-17-240(1) that is completed after April 1, 1980, shall be allowed to be applied toward satisfaction of continuing education requirements. Any continuing education credits earned after April 1, 1980 may be applied toward the first two years continuing education requirements.

WSR 81-15-042
PROPOSED RULES
DEPARTMENT OF
NATURAL RESOURCES
[Filed July 14, 1981]

Notice is hereby given in accordance with the provisions of RCW 34.04.025, that the Department of Natural Resources intends to adopt, amend, or repeal rules concerning the definition of the term "line of navigability", amending WAC 332-30-106(27);

and that the adoption, amendment, or repeal of such rules will take place at 9:00 a.m., Tuesday, September 1, 1981, in the Public Lands Building, Room 201, Olympia, Washington.

The authority under which these rules are proposed is RCW 43.30.150, 79.01.120, 79.01.484 and 79.64.040.

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency prior to August 26, 1981.

Dated: July 14, 1981

By: John De Meyer
Division Manager

STATEMENT OF PURPOSE

Title: Amendatory section to DNR Aquatic Land Management Rules. Specifically providing for a quantitative definition of the term "line of navigability", WAC 332-30-106(27).

Statutory authority: RCW 43.30.150, 79.01.120, 79.01.484 and 79.64.040.

Summary of rule: Sufficiently short so as not to require summary, see text of rule.

Statement supporting action: At present, the term "line of navigability" is factual but undefined by state statutes; Adoption of rule will provide equitable establishment of property boundaries which currently are uncertain; Rule will provide an efficient means for the department to identify the extent of public ownerships under its management; and Implementation of rule will allow department to better identify values of parcels of public aquatic lands which may be made available for sale.

Responsible agency personnel:

Drafting of the rule: Ronald J. Holtcamp, Department of Natural Resources, Division of Marine Land Management, QW-21, Olympia, WA, 754-1818.

Implementation of the rule: Robert Coon, Assistant Division Manager, Division of Marine Land Management, 753-5325.

Enforcement of the rule: John De Meyer, Division Manager, Division of Marine Land Management, 753-5326.

Agency proposing rule: Department of Natural Resources.

Agency comments: See SEPA checklist on file with Department of Natural Resources.

Rule is not necessary as a result of federal law or federal or state court action.

AMENDATORY SECTION (Amending Order 343, filed 7/3/80)

WAC 332-30-106 DEFINITIONS. For the purpose of this chapter:

(1) "Accretion" means the natural buildup of shoreline through the gradual deposit of alluvium. The general principle of common law applicable is that a riparian or littoral owner gains by accretion and reliction, and loses by erosion. Boundary lines generally will change with accretion.

(2) "Alluvium" means material deposited by water on the bed or shores.

(3) "Aquaculture" means the culture and/or farming of food fish, shellfish, and other aquatic plants and animals in fresh water, brackish water or salt water areas. Aquaculture practices may include but are not limited to hatching, seeding or planting, cultivating, feeding, raising, harvesting of planted crops or of natural crops so as to maintain an optimum yield, and processing of aquatic plants or animals.

(4) "Aquatic land" means department of natural resources managed tidelands, shorelands, harbor areas, bedlands, bar islands, avulsively abandoned river beds and channels of all navigable river areas of the state. Aquatic land is also known as public lands (RCW 79.01.004). Such lands may be leased.

(5) "Aquatic land use classes" means classes of uses of tideland, shorelands and beds of navigable waters that display varying degrees of water dependency. See WAC 332-30-121.

(6) "Aquatic resources advisory committee" means an ad hoc committee which provides advice on aquatic land management problems to the commissioner of public lands. The committee is composed of representatives from the Washington departments of ecology, fisheries, planning and community affairs, game, office of fiscal management, social and health services (shellfish protection group), and parks and recreation commission; association of Washington counties, association of Washington cities, Washington public ports association, association of Washington business; federal corps of engineers, fish and wildlife service, national marine fisheries service, environmental protection agency, and coast guard; division of marine resources of the University of Washington; oceanographic commission of Washington; pacific northwest river basins commission.

(7) "Avulsion" means a sudden and perceptible change in the channel of a body of water. Generally no change in boundary lines occurs.

(8) "Beds of navigable waters" means those submerged lands lying below the line of extreme low tide in navigable tidal waters and waterward of the line of navigability in navigable lakes, rivers and streams. The term, bedlands is synonymous with beds of navigable waters.

(9) "Commerce" means the exchange or buying and selling of commodities involving transportation from place to place. As it applies to aquatic land, commerce to be successful requires the land/water interface.

(10) "Covered moorage" means slips and mooring floats that are covered by a single roof with no dividing walls.

(11) "Department" means the department of natural resources.

(12) "Dredging" means enlarging or cleaning out a river channel, harbor, etc., for navigation purposes.

(13) "Educational reserves" means accessible areas of aquatic lands typical of selected habitat types which are suitable for educational projects.

(14) "Enclosed moorage" means moorage that has completely enclosed roof, side and end walls similar to a car garage i.e. boathouse.

(15) "Environmental reserves" means areas of key environmental importance which are threatened with degradation, sites established for the continuance of environmental baseline monitoring, and/or areas of historical, geological or biological interest which are threatened with degradation by over-use and require special protective management.

(16) "Erosion" means the gradual cutting away of a shore by natural processes. Title is generally lost by erosion, just as it is gained by accretion.

(17) "Extreme low tide" means the line as estimated by the federal government below which it might reasonably be expected that the tide would not ebb. In Puget Sound area generally, this point is estimated by the federal government to be a point in elevation 4.50 feet below the datum plane of mean lower low water, (0.0). Along the Pacific Ocean and in the bays fronting thereon and the Strait of Juan de Fuca, the elevation ranges down to a minus 3.5 feet in several locations.

(18) "First class shorelands" means lands bordering on the shores of a navigable river or lake not subject to tidal flow, between the line of ordinary high water and the line of navigability and within or in front of the corporate limits of any city, or within two miles thereof upon either side (RCW 79.01.028).

(19) "First class tidelands" means the lands lying within, or in front of, the corporate limits of any city or within one mile thereof, upon either side and between the line of ordinary high tide and the inner harbor line where harbor lines have been established and within two miles of the corporate limits on either side and between the line of ordinary high tide and the line of extreme low tide (RCW 79.01.020).

(20) "Harbor area" means a constitutionally defined area of normally navigable waters between the inner and outer harbor lines where established in front of and within one mile of the corporate limits of an incorporated city or town by the board of natural resources acting as the state harbor lines commission in accordance with the provisions of section 1 of Article 15 of the state Constitution (RCW 79.01.012). The purpose of the harbor area is to provide for navigation and commerce.

(21) "Harbor area use classes" means classes of uses of harbor areas that display varying degrees of conformance to the purpose for which harbor areas were established under the Constitution.

(22) "Harbor line" means either or both: (a) A line (outer harbor line) located and established in navigable waters as provided for in section 1 of Article 15 of the state Constitution. (b) A line (inner harbor line) located and established in navigable waters between the line of ordinary high tide and the outer harbor line and constituting the inner boundary of the harbor area (RCW 79-01.008 and 79.01.016).

(23) "Houseboat" means a floating structure normally incapable of self propulsion and usually permanently moored that serves as a place of residence or business. Otherwise called a floating home.

(24) "Interim nonconforming uses" means an activity which is not authorized by the state Constitution in harbor areas. However because of short term need it is permitted to occur for a period of time less than that for a constitutional use of the harbor area.

(25) "Inventory" means both a compilation of existing data on man's uses, and the biology and geology of aquatic lands as well as the gathering of new information on aquatic lands through field and laboratory analysis. Such data is usually presented in map form such as the "Washington Marine Atlas."

(26) "Island" means a body of land entirely and customarily surrounded by water. Land in navigable waters which is only surrounded by water in times of high water, is not an island within the rule that the state takes title to newly formed islands in navigable waters.

(27) "Line of navigability" (~~means a measured line at that depth sufficient for ordinary navigation as determined by the board of natural resources for the body of water in question;~~) is the boundary between shorelands and beds of navigable waters. On lakes, this line shall be at a depth of three feet on lakes under 500 surface acres in size, five feet on lakes from 500 to 1,000 surface acres in size, and seven feet on lakes over 1,000 surface acres in size, all in reference to the ordinary high water mark of the lake, or at the ordinary low water mark of the lake as established from public records, whichever is further waterward; provided that, in shallow bays and coves, the line shall be established by the Commissioner of Public Lands at such shallower depth necessary to assure equitable access to the bed of navigable waters of the lake by shoreland owners. On rivers, this line shall be at the ordinary low water flow of the river as established from public records; or, where such records do not exist, as established by the Commissioner of Public Lands.

(28) "Management area" means tidelands, shorelands, harbor areas and beds of navigable waters managed by the department of natural resources, except those areas withdrawn to other governmental agencies.

(29) "Marine land" means those lands from the mean high tide mark waterward in marine and estuarine waters, including intertidal and submerged lands. Marine lands represents a portion of aquatic lands.

(30) "Meander line" means fixed determinable lines run by the federal government along the banks of all navigable bodies of water and other important rivers and lakes for the purpose of defining the sinuosities of the shore or bank and as a means of ascertaining the areas of fractional subdivisions of the public lands bordering thereon.

(31) "Motorized vehicular travel" means movement by any type of motorized equipment over land surfaces.

(32) "Multiple use management" means a management philosophy which seeks to insure that several uses or activities can occur at the

same place at the same time. The mechanism involves identification of the primary use of the land with provisions such as performance standards to permit compatible secondary uses to occur.

Reviser's Note: RCW 34.04.058 requires the use of underlining and deletion marks to indicate amendments to existing rules. The rule published above varies from its predecessor in certain respects not indicated by the use of these markings.

Reviser's Note: The typographical errors in the above section occurred in the copy filed by the agency and appear herein pursuant to the requirements of RCW 34.08.040.

WSR 81-15-043
JUVENILE DISPOSITION STANDARDS
DEPARTMENT OF
SOCIAL AND HEALTH SERVICES
 [Filed July 15, 1981]

JUVENILE COURT SENTENCING REPORT
 CURRENT OFFENSE POINTS
SCHEDULE C

OFFENSE CLASS	-AGE-					
	12 & UNDER	13	14	15	16	17
A+	S T A N D A R D R A N G E			125 -	156	Wks.
A	250	300	350	375	375	375
B+	110	110	120	130	140	150
B	45	45	50	50	57	57
C+	44	44	49	49	55	55
C	40	40	45	45	50	50
D+	16	18	20	22	24	26
D	14	16	18	20	22	24
E	4	4	4	6	8	10

JUVENILE COURT SENTENCING REPORT
 PRIOR OFFENSE INCREASE FACTOR
SCHEDULE B

OFFENSE CLASS	TIME SPAN		
	0-12 MONTHS	13-24 MONTHS	25 & OVER
A+	.9	.8	.7
A	.9	.8	.6
B+	.9	.7	.4
B	.9	.6	.3
C+	.6	.3	.2
C	.5	.2	.2
D+	.3	.2	.1
D	.2	.1	.1
E	.1	.1	.1

Prior History - Any offense in which a diversion agreement or counsel and release form was signed, or any offense which has been adjudicated by the court to be correct prior to the commission of the current offense(s).

JUVENILE COURT SENTENCING REPORT
 CURRENT OFFENSE POINTS SENTENCING SCHEDULE
 SCHEDULE D

POINTS	COMMUNITY SERVICE HOURS, SUPERVISION, and FINE	DETENTION DAYS*	INSTITUTION TIME
1- 9	0- 16/MAX 3 MO/MAX \$ 25		
10- 19	8- 24/MAX 3 MO/MAX 25		
20- 29	16- 32/MAX 3 MO/MAX 50	1- 2 Days	
30- 39	24- 48/MAX 6 MO/MAX 50	2- 4 Days	
40- 49	32- 56/MAX 6 MO/MAX 75	3- 6 Days	
50- 59	40- 64/MAX 9 MO/MAX 75	5-10 Days	
60- 69	48- 72/MAX 9 MO/MAX 75	8-15 Days	
70- 79	56- 80/MAX 1 YR/MAX 100	10-20 Days	
80- 89	64- 88/MAX 1 YR/MAX 100	15-25 Days	
90-109	72- 96/MAX 1 YR/MAX 100	20-30 Days	
110-129	80-104/MAX 1 YR/MAX 100	20-30 Days	8- 12 WKS
130-149	88-112/MAX 1 YR/MAX 100	20-30 Days	13- 16 WKS
150-199	96-120/MAX 1 YR/MAX 100	20-30 DAYS	21- 28 WKS
200-249	104-128 /MAX 1 YR/MAX 100	20-30 DAYS	30- 40 WKS
250-299	112- 136 /MAX 1 YR/MAX 100	20-30 DAYS	52- 65 WKS
300-374	120- 144 /MAX 1 YR/MAX 100	20-30 DAYS	80-100 WKS
375+	128- 150 /MAX 1 YR/MAX 100	20-30 DAYS	103-129 WKS

ALLOWABLE 1 YEAR SUPERVISION
150 COMMUNITY SERVICE HOURS \$100 FINE

ALLOWABLE DETENTION TIME 0-30 DAYS

*Minor or First Offender Confinement Time Will Not Be Served

MO INST. 565.4A
Rev. Sept. 18, 1980

JUVENILE COURT SENTENCING REPORT
SCHEDULE A
OFFENSE RCW, DESCRIPTION AND CLASS

<u>OFFENSE CLASS</u>	<u>RCW</u>	<u>DESCRIPTION</u>	<u>REDUCED CLASS**</u>
		<u>Arson and Malicious Mischief</u>	
A	9A48020	Arson 1	B+
B	9A48030	Arson 2	C
C	9A48040	Reckless Burning 1	D
D	9A48050	Reckless Burning 2	E
B	9A48070	Malicious Mischief 1	C
C	9A48080	Malicious Mischief 2	D
D	9A48090	Malicious Mischief 3 (<\$50 is E class)	E
E	0940100	Tampering with Fire Alarm Apparatus	E
A	0940120	Possession of Incendiary Device	B+
		<u>Assault and Other Crimes</u>	
		<u>Involving Physical Harm</u>	
A+	9A36010	Assault 1	B+
B+	9A36020	Assault 2	C+
C+	9A36030	Assault 3	D+
D+	9A36040	Assault (Simple)	E
D+	9A36050	Reckless Endangerment	E
C+	9A36060	Promoting Suicide Attempt	D+
D+	9A36070	Coercion	E
		<u>Burglary and Trespass</u>	
B+	9A52020	Burglary 1	C+
B	9A52030	Burglary 2	C
D	9A52060	Burglary Tools (Possession of)	E
D	9A52070	Criminal Trespass 1	E
E	9A52080	Criminal Trespass 2	E
D	9A52100	Vehicle Prowling	E
		<u>Drugs</u>	
E	6644270	Possession/Consumption of Alcohol	E
B	6941020	Illegally Obtaining Legend Drug	C
B	694103A	Sale, Del., Poss. of Legend Drug w/Intent to Sell	C
E	694103B	Possession of Legend Drug	E
B	695040A	Violation of Uniform Controlled Substances Act - Narcotic	B
C	695040B	Violation of Uniform Controlled Substances Act - Non-Narcotic	C
E	695040J	Possession of Pot < 40 grams	E
C	6950403	Fraudulently Obtaining Controlled Substance	C
C	6950410	Sale of Controlled Substance for Profit	C
E	947A050	Glue Sniffing	E

**Offense class for attempt, bail jump, conspiracy or solicitation

JUVENILE COURT SENTENCING REPORT
SCHEDULE A

<u>OFFENSE CLASS</u>	<u>RCW</u>	<u>DESCRIPTION</u>	<u>REDUCED CLASS**</u>
<u>Firearms and Weapons</u>			
A	0940120	Possession of Incendiary Device	B+
C+	0941025	Committing Crime When Armed	D+
E	0941050	Carrying Loaded Pistol Without Permit	E
E	0941240	Use of Firearms by Minor (<14)	E
D	0941250	Possession of Dangerous Weapon	E
D	0941270	Intimidating Another Person By Use of Weapon	E
<u>Homicide</u>			
A+	9A32030	Murder 1	A
A	9A32050	Murder 2	B+
B+	9A32060	Manslaughter 1	C+
C+	9A32070	Manslaughter 2	D+
B+	4661520	Negligent Homicide by Motor Vehicle	C+
<u>Kidnapping</u>			
A	9A40020	Kidnap 1	B+
B+	9A40030	Kidnap 2	C+
C+	9A40040	Unlawful Imprisonment	D+
D	9A40050	Custodial Interference	E
<u>Obstructing Governmental Operation</u>			
E	9A76020	Obstructing a Public Servant	E
B	9A76110	Escape 1 (before April 29, 1979)	C
C	9A76110	Escape 1* (after April 28, 1979)	D
C	9A76120	Escape 2 (before April 29, 1979)	D
C	9A76120	Escape 2* (after April 28, 1979)	D
D	9A76130	Escape 3	E
E	9A76040	Resisting Arrest	E
B	9A76140	Introducing Contraband 1	C
C	9A76150	Introducing Contraband 2	D
E	9A76160	Introducing Contraband 3	E
B+	9A76180	Intimidating a Public Servant	C+
B+	9A72110	Intimidating a Witness	C+
E	0923010	Criminal Contempt	E

* Escape 1 and Escape 2 committed after April 28, 1979 are classed as C offenses in the following manner:

- 1st escape during 12 month period - 4 weeks confinement
- 2nd escape during 12 month period - 8 weeks confinement
- 3rd and subsequent escape during 12 month period - 12 weeks confinement

**Offense class for attempt, bail jump, conspiracy or solicitation.

MO INST. 565.4A
Rev. Sept. 18, 1980

JUVENILE COURT SENTENCING REPORT
SCHEDULE A

<u>OFFENSE CLASS</u>	<u>RCW</u>	<u>DESCRIPTION</u>	<u>REDUCED CLASS**</u>
		<u>Public Disturbance</u>	
C+	9A8401W	Riot with Weapon	D+
D+	9A8401U	Riot Without Weapon	E
E	9A84020	Failure to Disperse	E
E	9A84030	Disorderly Conduct	E
E	0923010	Criminal Contempt	E
		<u>Sex Crimes</u>	
A	9A44040	Rape 1 (formerly 0979170)	B+
B+	9A44050	Rape 2 (formerly 0979180)	C+
C+	9A44060	Rape 3 (formerly 0979190)	D+
B+	9A44070	Statutory Rape 1 (formerly 0979200)	C+
C+	9A44080	Statutory Rape 2 (formerly 0979210)	D+
C+	9A64020	Incest	D+
D+	9A8801C	Public Indecency (Victim < 14)	E
E	9A8801A	Public Indecency (Victim 14 or over)	E
B+	9A44100	Indecent Liberties (formerly 9A88100)	C+
E	9A88030	O & A (Prostitution)	E
B+	9A88070	Promoting Prostitution 1	C+
C+	9A88080	Promoting Prostitution 2	D+
		<u>Theft, Robbery, Extortion and Forgery</u>	
B	9A56030	Theft 1	C
C	9A56040	Theft 2	D
D	9A56050	Theft 3	E
B	9A56080	Theft of Livestock	C
C	9A60020	Forgery	D
A	9A56200	Robbery 1	B+
B+	9A56210	Robbery 2	C+
B+	9A56120	Extortion 1	C+
C+	9A56130	Extortion 2	D+
B	9A56150	Possession of Stolen Property 1	C
C	9A56160	Possession of Stolen Property 2	D
D	9A56170	Possession of Stolen Property 3	E
C	9A56070	Taking Motor Vehicle w/o Owner's Permission	D
		<u>Motor Vehicle Related Crimes</u>	
E	4620021	Driving w/o a License	E
D	4652020	Hit and Run	E
C	4661024	Attempting to Elude Pursuing Police Vehicle	D
E	4661500	Reckless Driving	E
D	4661515	Driving Under the Influence	E
B+	4661520	Negligent Homicide by Motor Vehicle	C+
D	9A52100	Vehicle Prowling	E
C	9A56070	Taking Motor Vehicle w/o Owner's Permission	D

**Offense class for attempt, bail jump, conspiracy or solicitation.

JUVENILE COURT SENTENCING REPORT
SCHEDULE A

<u>OFFENSE CLASS</u>	<u>RCW</u>	<u>DESCRIPTION</u>	<u>REDUCED CLASS**</u>
		<u>Other</u>	
B	0961160	Bomb Threat	C
B	9A76110	Escape 1 (before April 29, 1979)	C
C	9A76110	Escape 1* (after April 28, 1979)	D
C	9A76120	Escape 2 (before April 29, 1979)	D
C	9A76120	Escape 2* (after April 28, 1979)	D
D	9A76130	Escape 3	E
C	1019130	Failure to Appear in Court	D
E	0940100	Tampering with Fire Alarm Apparatus	E
E	0961230	Obscene, Harrassing, Etc., Phone Calls	E
A	0009988	Other A Offense	B+
B+	0009987	Other B+ Offense	C+
B	0009986	Other B Offense	C
C+	0009985	Other C+ Offense	D+
C	0009984	Other C Offense	D
D+	0009983	Other D+ Offense	E
D	0009982	Other D Offense	E
E	0009981	Other E Offense	E
(Any Class)	0009980	Violation of County Probation	(Any Class)

* Escape 1 and Escape 2 committed after April 28, 1979 are classed as C offenses in the following manner:

- 1st escape during 12 month period - 4 weeks confinement
- 2nd escape during 12 month period - 8 weeks confinement
- 3rd and subsequent escape during 12 month period - 12 weeks confinement

**Offense class for attempt, bail jump, conspiracy or solicitation.

WSR 81-15-044
PROPOSED RULES
UTILITIES AND TRANSPORTATION
COMMISSION
[Filed July 15, 1981]

Notice is hereby given in accordance with the provisions of RCW 34.04.025, that the Washington Utilities

and Transportation Commission intends to adopt, amend, or repeal rules concerning Cause No. TG-1509, concerning the amendment of WAC 480-70-400, relating to exemptions for lightweight vehicles and single truck owner/drivers involving garbage and/or refuse collection companies operating under chapter 81.77 RCW. Written and/or oral submissions may also contain data, views, and arguments concerning the effect of

the rule changes on economic values pursuant to chapter 43.21H RCW and WAC 480-08-050(17);

and that the adoption, amendment, or repeal of such rules will take place at 8:00 a.m., Wednesday, August 26, 1981, in the Commission Conference Room, 7th Floor, Highways-Licenses Building, Olympia, Washington 98504.

The authority under which these rules are proposed is RCW 80.01.040 and 81.77.030.

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency prior to Friday, August 21, 1981, and/or orally at 8:00 a.m., Wednesday, August 26, 1981, Commission Conference Room, 7th Floor, Highways-Licenses Building, Olympia, Washington 98504.

Dated: July 15, 1981

By: David Rees
Secretary

STATEMENT OF PURPOSE

In the matter of amending WAC 480-70-400, relating to exemptions for lightweight vehicles and single truck owner/drivers involving garbage and/or refuse collection companies operating under chapter 81.77 RCW.

The rules proposed by the Washington Utilities and Transportation Commission are to be promulgated pursuant to RCW 80.01.040 and 81.77.030, which direct that the commission has authority to implement the provisions of chapter 81.80 RCW.

The rules proposed by the Washington Utilities and Transportation Commission are designed to exempt from certain reporting rules vehicles that are lightweight vehicles, as defined, and also vehicles and drivers operated by single truck owner/drivers. The rule change is intended to streamline record keeping for such affected carriers.

David Rees, Secretary, Seventh Floor, Highways-Licenses Building, Olympia, Washington (telephone number (206) 753-6512) and members of his staff were responsible for the drafting of the proposed rules and will be responsible for implementation and enforcement of the proposed rules.

The proponent of the rules is the Washington Utilities and Transportation Commission.

There are no comments or recommendations being submitted inasmuch as the proposal is pursuant to legislative authorization reflected in RCW 80.01.040 and 81.77.030.

The rule changes proposed will affect no economic values. The rule changes are not necessary as a result of federal law or federal or state court action.

This certifies that copies of this statement are on file with the commission, are available for public inspection, and that three

copies of this statement are this date being forwarded to the Secretary of the Senate and three copies to the Chief Clerks of the House of Representatives.

AMENDATORY SECTION (Amending Order R-145, Cause No. TG-1357, filed 8/7/80)

WAC 480-70-400 EQUIPMENT—SAFETY. (1) All motor vehicles operated under authority of chapter 81.77 RCW, as amended, shall be maintained in a safe and sanitary condition. They shall at all times be subject to inspection by the commission and its duly authorized representatives, inspection stations, or the state patrol, who shall have power to order out of service any vehicle which in their judgment is unsafe or not being operated in compliance with the state laws in regard to equipment or method.

(2) Failure of any certificate holder to obey and comply with all motor vehicle safety laws of the state of Washington shall be grounds for cancellation of certificate.

(3) In addition to other laws and regulations of this state, all motor vehicles operating under chapter 81.77 RCW shall comply with the following:

(a) The rules and regulations governing motor carrier safety prescribed by the United States department of transportation in Title 49, Code of Federal Regulations, part 392, excluding section 392.2 and paragraph (c) of section 392.1; part 393, excluding paragraph (b) of section 393.1, and sections 393.16, 393.17, 393.76, 393.100, 393.102, 393.104, 393.106; part 396, excluding paragraph (b) of section 396.1; part 397, excluding section 397.21 and paragraph (c) of section 397.1; as well as and including all appendices and amendments thereto in effect on the effective date of this rule, are adopted and prescribed by the commission to be observed by all garbage and/or refuse collection companies operating under chapter 81.77 RCW.

(b) The rules and regulations governing hazardous materials prescribed by the United States department of transportation in Title 49, Code of Federal Regulations, parts 170-189, as well as and including all appendices and amendments thereto, in effect on the effective date of this rule, are adopted and prescribed by the commission to define hazardous materials for motor vehicle transportation purposes, and to state the precautions that must be observed in storage, packaging, loading, and unloading such materials, and in maintaining, placarding, marking, and certifying motor vehicles and equipment used in transporting such materials, and in the maintenance of shipping papers prepared in conjunction with transporting such materials. The rules and regulations adopted and prescribed by this rule shall be observed by all garbage and/or refuse collection companies operating under chapter 81.77 RCW.

(c) In addition to any accident reporting requirement now or hereafter prescribed by the commission, every garbage and/or refuse collection company operating under chapter 81.77 RCW who reports to the United States department of transportation any incidents occurring in this state involving hazardous materials, shall send a copy of any such report to the commission.

(d) Qualifications of drivers. Adoption of United States department of transportation motor carrier safety regulations. The rules and regulations governing qualifications of drivers prescribed by the United States department of transportation in Title 49, Code of Federal Regulations, part 391, excluding paragraphs (a) and (b) of section 391.2, section 391.69, subparagraph (2) of paragraph 391.71(a), and subparagraph (4) of paragraph 391.71(b); as well as and including all appendices and amendments thereto, in effect on the effective date of this rule, are adopted and prescribed by the commission to be observed by all garbage and/or refuse collection companies operating under chapter 81.77 RCW except:

(i) The minimum age requirement for drivers prescribed in subparagraph (1) of paragraph 391.11(b) shall be eighteen years of age.

(ii) With respect to the limited exemption prescribed in section 391.61, the time period identified therein shall be the period of time prior to the effective date of this rule.

(iii) With respect to the limited exemptions prescribed in sections 391.65 and 391.71, the time periods identified in these sections shall have as a starting date the effective date of this rule.

(iv) Section 391.21, 391.23, 391.25, 391.27, 391.31, 391.33, 391.35, and 391.37 shall not apply to a single truck owner driver when operating under its own permit.

(e) Whenever the designations "director, bureau of motor carrier safety," "director, regional motor carrier safety office," "regional highway administrator", and "federal highway administration" are used in the respective parts of Title 49, Code of Federal Regulations, as described in subsection (3) of this section, such designations for the purpose of this rule shall mean the "Washington utilities and transportation commission."

(f) Whenever the term "lightweight vehicle" is used in Title 49, Code of Federal Regulations, part 391 and part 395, adopted in this section, such term shall mean a motor vehicle that:

(i) Was manufactured on or after January 1, 1972, and has a manufacturer's gross vehicle weight rating of ten thousand pounds or less, in the case of a single vehicle, or a manufacturer's gross combination weight rating of ten thousand pounds or less, in the case of an articulated vehicle; or

(ii) Was manufactured before January 1, 1972, and has a gross weight, including its load and the gross weight of any vehicle being towed by the motor vehicle, of ten thousand pounds or less, except:

(iii) The term "lightweight vehicle" does not include a vehicle that is being used to transport hazardous materials of a type or quantity that requires the vehicle to be marked or placarded in accordance with WAC 480-12-195.

WSR 81-15-045

PROPOSED RULES

UTILITIES AND TRANSPORTATION COMMISSION

[Filed July 15, 1981]

Notice is hereby given in accordance with the provisions of RCW 34.04.025, that the Washington Utilities and Transportation Commission intends to adopt, amend, or repeal rules concerning Cause No. TV-1508, concerning the amending of WAC 480-12-180 and 480-12-190, relating to exemptions for lightweight vehicles and single truck owner/drivers involving common and contract carriers operating under chapter 81.80 RCW. Written and/or oral submissions may also contain data, views, and arguments concerning the effect of the rule changes on economic values pursuant to chapter 43.21H RCW and WAC 480-08-050(17);

and that the adoption, amendment, or repeal of such rules will take place at 8:00 a.m., Wednesday, August 26, 1981, in the Commission Conference Room, 7th Floor, Highways-Licenses Building, Olympia, Washington 98504.

The authority under which these rules are proposed is RCW 80.01.040, 81.80.211 and 81.80.290.

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency prior to Friday, August 21, 1981, and/or orally at 8:00 a.m., Wednesday, August 26, 1981, Commission Conference Room, 7th Floor, Highways-Licenses Building, Olympia, Washington 98504.

Dated: July 15, 1981

By: David Rees
Secretary

STATEMENT OF PURPOSE

In the matter of amending WAC 480-12-180 and 480-12-190, relating to exemptions for lightweight vehicles and single truck owner/drivers involving common and contract carriers operating under chapter 81.80 RCW.

The rules proposed by the Washington Utilities and Transportation Commission are to be promulgated pursuant to RCW 80.01-040, 81.80.211 and 81.80.290, which direct that the commission has authority to implement the provisions of chapter 81.80 RCW. The rules proposed by the Washington Utilities and Transportation Commission are designed to exempt from certain reporting rules vehicles that are lightweight vehicles, as defined, and also vehicles and drivers operated by single truck owner/drivers. The rule change is intended to streamline record keeping for such affected carriers.

David Rees, Secretary, Seventh Floor, Highways-Licenses Building, Olympia, Washington (telephone number (206) 753-6512) and members of his staff were responsible for the drafting of the proposed rules and will be responsible for implementation and enforcement of the proposed rules.

The proponent of the rules is the Washington Utilities and Transportation Commission.

There are no comments or recommendations being submitted inasmuch as the proposal is pursuant to legislative authorization reflected in RCW 80.01.040, 81.80.211 and 81.80.290.

The rule changes proposed will affect no economic values. The rule changes are not necessary as a result of federal law or federal or state court action.

This certifies that copies of this statement are on file with the commission, are available for public inspection, and that three copies of this statement are this date being forwarded to the Secretary of the Senate and three copies to the Chief Clerks of the House of Representatives.

AMENDATORY SECTION (Amending Order R-155, Cause No. TV-1418, filed 1/7/81)

WAC 480-12-180 EQUIPMENT-DRIVERS-SAFETY. In addition to other laws and regulations of this state, all motor vehicles operating under chapter 81.80 RCW shall comply with the following:

(1) Adoption of United States department of transportation motor carrier safety regulations. The rules and regulations governing motor carrier safety prescribed by the United States department of transportation in Title 49, Code of Federal Regulations, part 392, excluding section 392.2 and paragraph (c) of section 392.1; part 393, excluding paragraph (b) of section 393.1; part 396, excluding paragraph (b) of section 396.1; part 397, excluding section 397.21 and paragraph (c) of section 397.1; as well as and including all appendices and amendments thereto in effect on October 31, 1980, are adopted and prescribed by the commission to be observed by all common, contract, and registered carriers operating under chapter 81.80 RCW.

(2) Whenever the designations "director, bureau of motor carrier safety," "director, regional motor carrier safety office," "regional highway administrator", and "federal highway administration" are used in the respective parts of Title 49, Code of Federal Regulations, as described in subsection (1) of this section, such designations for the purpose of this rule shall mean the "Washington utilities and transportation commission."

(3) Safety chains or other load fastening devices. Any motor truck, truck tractor, trailer, semitrailer, or any combination thereof, transporting logs upon a public highway where binder devices are required, shall have the load thereon securely fastened and protected as follows:

(a) Placement and number of wrappers required on log trucks using stakes.

(i) In the hauling of one log loads, one wrapper chain or cable shall be required and it shall be secured to the rear bunk and the log shall be properly blocked or secured in a manner which will prevent it from rolling or shifting. An additional wrapper, secured to the front bunk, is optional.

(ii) In the hauling of two log loads, not less than two wrapper chains or cables shall be used to secure the load. The logs shall be properly blocked to prevent them from rolling or shifting.

(iii) On loads consisting of three or four logs not over forty-four feet in length, the load shall be secured by not less than two properly spaced wrapper chains or cables. Ends of short logs not secured by such wrappers shall be secured with extra wrappers. If any log is over forty-four feet in length, the load shall be secured by not less than three properly spaced wrappers.

(iv) Loads consisting of five or more logs, when the logs are all seventeen feet or less in length, shall be secured by not less than two properly spaced wrappers. Loads consisting of five or more logs, when any log is over seventeen feet in length, shall be secured by not less than three properly spaced wrappers.

(b) Placement and number of wrappers required on log trucks using chock blocks.

(i) In the hauling of one log load, one wrapper chain or cable shall be required and secured to the rear bunk and the log shall be properly blocked in a manner to prevent it from rolling or shifting.

(ii) One additional wrapper chain or cable shall be required on log trucks using chock blocks over and above the requirements in subparagraphs (a) (iii) and (iv) of this subsection.

(c) Placement and number of wrappers required on crosswise loaded trucks, trailers, etc. In the case of short logs loaded crosswise, the following method of securing the load shall be used if the truck trailer is not provided with solid ends of a height sufficient to prevent any log in the load from rolling off: Not less than two chock blocks shall be used at each open end of the vehicle and the load shall be held with at least two wrapper chains or cables. The wrappers shall be firmly attached to the end of the truck or trailer. Rigid standards or stakes may be used in lieu of chock blocks but each such standard or stake shall be either rigidly connected to the bed of the truck or trailer or shall be placed in a tight fitting socket at least twelve inches in depth. Other means furnishing equivalent security may be acceptable.

(d) Wrapper placement. When two wrappers are required, they shall be applied within six feet of the front and rear bunks. When more than two wrappers are required, the front and back binder shall be applied within six feet of the front and rear bunks.

(e) Short logs. To properly secure short logs, binders shall be placed near the end, not less than twelve inches from the end of the log.

(f) Log on top or in outside saddle. No log loaded on top or in outside saddles of a load shall be transported unless secured by not less

than two wrapper chains or cables, one of which shall be placed near each end of such log.

(g) Fasten in place. All wrappers and binders shall be fastened in place prior to tightening to prevent the displacement of logs on the top of the load.

(h) Surround load. All wrapper chains or cables, except in the case of one log loads, shall entirely surround the load. This does not apply to gut-wrappers.

(i) Gut-wrappers. Gut-wrappers, when used, shall be adjusted so as to be tightened by, but not carry the weight of the logs above them.

(j) Wrappers and binders to be placed before leaving immediate loading area. Wrappers and binders shall be placed and tightened around the completed load before the truck leaves the immediate loading area.

(k) Construction of wrappers and binders. Wrapper chains or cables, binders, fasteners, or attachments thereof, used for any purpose as required by these standards, shall have a minimum breaking strength of not less than fifteen thousand pounds and shall be rigged so that it can be safely released.

(l) Bundle straps or banding. For the purposes of this standard, applied bundle straps or banding are not acceptable as wrappers and binders.

(m) Loose ends secured. All loose ends of wrapper chains or cables shall be securely fastened so as to prevent their swinging free in a manner that will create a hazard.

(n) Trucks in sorting yards. Trucks and trailers used around sorting yards, etc., which travel at slow speeds, will not be required to use wrappers providing all logs are contained by and lie below the height of the stakes and there are no persons on the ground exposed to such traffic.

(o) Binder hook design. Binders for securing wrappers on logging trucks shall be fitted with hooks of proper size and design for the wrapper chain being used.

(p) Defective wrappers. Wrappers shall be removed from service when any of the following conditions exist:

- (i) Excessively worn links on chains;
- (ii) Deformed or stretched chain links;
- (iii) Cracked chain links;
- (iv) Frayed, stranded, knotted, or otherwise defective wire rope.

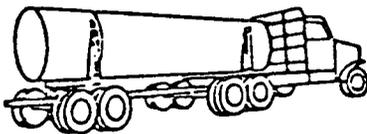
(q) Binder extensions. Pipe extension handles (swedes) for tightening or securing binders shall be limited to not longer than thirty-six inches. Care shall be taken that a sufficient amount of the pipe extends over the binder handle.

(r) Defective binders. Defective binders shall be immediately removed from service.

NOTE: See the following Diagrams I and II for illustrations of placement and number of load fastening devices.

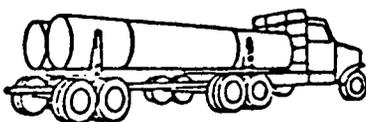
PLACEMENT AND NUMBER OF WRAPPERS

One log load



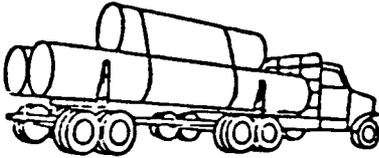
One wrapper required which shall be secured to the rear bunk. Log shall be blocked or secured in a manner to prevent it from rolling or shifting. A second wrapper secured to the front bunk is optional.

Two log load



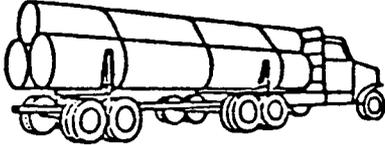
A minimum of two wrappers required. Logs shall be blocked to prevent them from rolling or shifting.

Three or four log load forty-four feet or less



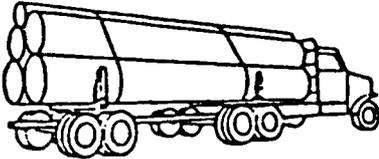
A minimum of two wrappers required.

Three or four log loads more than forty-four feet



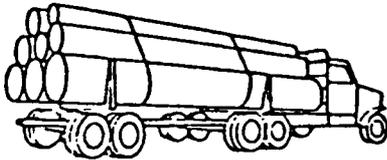
A minimum of three wrappers required.

Five or six log load
all logs seventeen feet or less



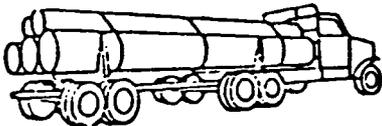
A minimum of two wrappers required.

Seven or more log load
all logs seventeen feet or less



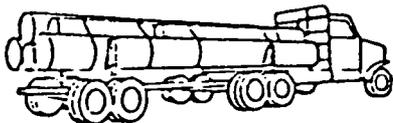
A minimum of two wrappers required.

Five or more log load
if any logs are more than seventeen feet



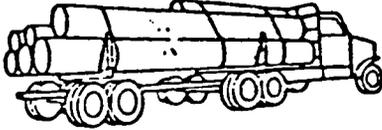
A minimum of three wrappers required.

Outside logs or top logs



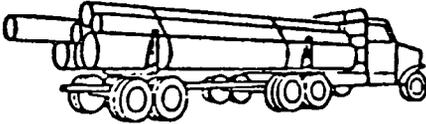
All outside or top logs shall be secured by a binder near but not within 12 inches of each end.

A wrapper shall be near each bunk



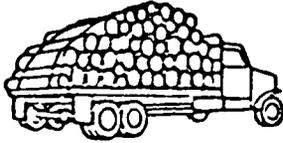
Each load shall be secured by having a wrapper within 6 feet of each bunk except on one log loads.

Proper support for logs



Not more than approximately one-third the weight of any log shall extend beyond the end of the logs or bunk supporting it.

Short logs loaded crosswise



A minimum of two wrappers are required and two chocks or stakes shall be used on the open end of the truck.

NOTE: All loads of logs on logging trucks equipped with chock blocks instead of stakes, shall have at least one additional wrapper over and above the requirements for trucks equipped with stakes, excepting on one and two log loads and trucks with short logs loaded crosswise.

(4) Approved load fastening devices. The following binder devices are hereby approved for purposes of transporting logs as referred to in subsection (3) of this section, provided that they meet a breaking strength of at least fifteen thousand pounds:

- (a) Three-eighths inch high-test steel chain;
- (b) One-half inch diameter steel cable; and
- (c) Steel strapping not less than two inches by fifty one-thousandths inches in dimension.

(5) Anti-spray devices. Every vehicle shall be equipped with a device adequate to effectively reduce the wheel spray or splash of water from the roadway to the rear thereof. All such devices shall be as wide as the tires behind which they are mounted and extend downward at least to the center of the axle.

(6) Qualifications of drivers. Adoption of United States department of transportation motor carrier safety regulations. The rules and regulations governing qualifications of drivers prescribed by the United States department of transportation in Title 49, Code of Federal Regulations, part 391, excluding paragraphs (a) and (b) of section 391.2, section 391.69, subparagraph (2) of paragraph 391.71(a), and subparagraph (4) of paragraph 391.71(b); as well as and including all appendices and amendments thereto in effect on October 20, 1979, are adopted and prescribed by the commission to be observed by all common, contract, and registered carriers operating under chapter 81.80 RCW except:

- (a) The minimum age requirement for drivers prescribed in subparagraph (1) of paragraph 391.11(b) shall be eighteen years of age.
- (b) With respect to the limited exemption prescribed in section 391.61, the time period identified therein shall be the period of time prior to October 20, 1979.
- (c) With respect to the limited exemptions prescribed in sections 391.65 and 391.71, the time periods identified in these sections shall have as a starting date October 20, 1979.
- (d) Sections 391.21, 391.23, 391.25, 391.27, 391.31, 391.33, 391.35, and 391.37 shall not apply to a single truck owner driver when operating under its own permit.

(7) Whenever the designation "director, bureau of motor carrier safety" is used in the respective parts of Title 49, Code of Federal Regulations, as described in subsection (6) of this section, such designation for the purpose of this rule shall mean the "Washington utilities and transportation commission", located in Olympia, Washington.

(8) Whenever the term "lightweight vehicle" is used in this section or is used in rules adopted herein by reference, such term shall mean a motor vehicle that:

(a) Was manufactured on or after January 1, 1972, and has a manufacturer's gross vehicle weight rating of ten thousand pounds or less, in the case of a single vehicle, or a manufacturer's gross combination weight rating of ten thousand pounds or less, in the case of an articulated vehicle; or

(b) Was manufactured before January 1, 1972, and has a gross weight, including its load and the gross weight of any vehicle being towed by the motor vehicle, of ten thousand pounds or less, except:

(c) The term "lightweight vehicle" does not include a vehicle that is being used to transport hazardous materials of a type or quantity that requires the vehicle to be marked or placarded in accordance with WAC 480-12-195.

AMENDATORY SECTION (Amending Order R-155, Cause No. TV-1418, filed 1/7/81)

WAC 480-12-190 HOURS OF SERVICE—ON DUTY—ADOPTION OF FEDERAL SAFETY REGULATIONS. The rules and regulations adopted by the United States department of transportation in Title 49, Code of Federal Regulations, Part 395, as well as and including all appendices and amendments thereto in effect on January 30, 1978 are adopted and prescribed by the commission to be observed by all common, contract, and registered carriers operating under chapter 81.80 RCW, except:

(1) A driver who is driving a motor vehicle in the hauling of logs from the point of production or in dump truck operations, exclusively in intrastate commerce, shall not drive nor be permitted to drive more than twelve hours following eight consecutive hours off duty. Such driver shall not be on duty nor be permitted to be on duty more than ninety hours in any period of seven consecutive days.

(2) A driver who is driving a motor vehicle in the hauling of agricultural products from the point of production on farms, exclusively in intrastate commerce, shall not drive nor be permitted to drive more than twelve hours following eight consecutive hours off duty. Such driver shall not be on duty nor be permitted to be on duty more than ninety hours in any period of seven consecutive days.

(3) The rules and regulations governing driver's daily logs prescribed in Title 49, Code of Federal Regulations, section 395.8 and adopted in this section, do not apply to a driver who drives wholly within a radius of one hundred miles of the terminal or garage at which he or she reports for work, if the motor carrier who employs the driver maintains and retains for a period of one year accurate and true records showing the total number of hours of driving time and the time that the driver is on duty each day and the time at which the driver reports for, and is released from, duty each day. A tacograph showing the required driver hourly information may be substituted for the required records.

(4) Whenever the term "lightweight vehicle" is used in Title 49, Code of Federal Regulations, Part 395, adopted in this section, such term shall mean a motor vehicle that:

(a) Was manufactured on or after January 1, 1972, and has a manufacturer's gross vehicle weight rating of ten thousand pounds or less, in the case of a single vehicle, or a manufacturer's gross combination weight rating of ten thousand pounds or less, in the case of an articulated vehicle; or

(b) Was manufactured before January 1, 1972, and has a gross weight, including its load and the gross weight of any vehicle being towed by the motor vehicle, of ten thousand pounds or less, except:

(c) The term "lightweight vehicle" does not include a vehicle that is being used to transport hazardous materials of a type or quantity that requires the vehicle to be marked or placarded in accordance with WAC 480-12-195.

David A. Hogan, Director
Division of Administration
Department of Social and Health Services
Mailstop OB-33D
Olympia, WA 98504

Interpreters for people with hearing impairments and brailled or taped information for people with visual impairments can be provided. Please contact William B. Pope, Chief, Office of Administrative Regulations, at State Office Building #2, 12th and Jefferson, Olympia, Washington, Phone (206) 753-7015, by August 19, 1981. The meeting site is in a location which is barrier free;

that such agency will at 10:00 a.m., Wednesday, September 2, 1981, in the Auditorium, Office Building #2, 12th and Franklin, Olympia, Washington, conduct a hearing relative thereto;

and that the adoption, amendment, or repeal of such rules will take place at 9:00 a.m., Wednesday, September 9, 1981, in William B. Pope's office, 3rd floor, Office Building #2, 12th and Franklin, Olympia, Washington.

The authority under which these rules are proposed is RCW 74.08.090.

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency prior to September 2, 1981, and/or orally at 10:00 a.m., Wednesday, September 2, 1981, Auditorium, Office Building #2, 12th and Franklin, Olympia, Washington.

Dated: July 10, 1981

By: Bruce Ferguson
Assistant Secretary

WSR 81-15-046
NOTICE OF PUBLIC MEETINGS
FORT STEILACOOM
COMMUNITY COLLEGE
[Memorandum—July 13, 1981]

On July 7, 1981, the Board of Trustees of Community College District No. 11 (Fort Steilacoom Community College) authorized the scheduling of a Special Board of Trustees meeting on August 11, 1981 at 2:00 p.m. on campus, Portable 12, Board Room, 9401 Farwest Drive S.W., Tacoma, Washington.

For the records, all five members of the board were in attendance.

WSR 81-15-047
NOTICE OF PUBLIC MEETINGS
COMMUNITY COLLEGE
DISTRICT 12
[Memorandum—July 14, 1981]

In your State Register listing dates and times of meetings, would you please make the following change for Community College District 12 Board of Trustees, Regular Meeting for August:

From: Thursday, August 13, 1981
To: Tuesday, August 11, 1981
7:30 p.m., Board Room
Olympia Technical Community College

WSR 81-15-048
PROPOSED RULES
DEPARTMENT OF
SOCIAL AND HEALTH SERVICES
(Public Assistance)
[Filed July 15, 1981]

Notice is hereby given in accordance with the provisions of RCW 34.04.025, that the Department of Social and Health Services intends to adopt, amend, or repeal rules concerning verification of overpayment, amending WAC 388-44-115.

It is the intention of the secretary to adopt these rules on an emergency basis on July 27, 1981.

Correspondence concerning this notice and proposed rules attached should be addressed to:

STATEMENT OF PURPOSE

This statement is filed pursuant to RCW 34.04.045.

Amend WAC 388-44-115.

Purpose of the rule or rule change is to establish procedures for the recovery of fraudulent public assistance overpayments.

The reason these rules are necessary is to implement chapter 163, Laws of 1981.

Statutory authority: RCW 74.08.090.

Person or persons responsible for the drafting, implementation and enforcement of the rule: Dave Anderson, Program Manager, Division of Income Assistance, Mailstop OB-31C, Phone: 3-4373.

These rules are not necessary as a result of federal laws, federal court decisions or state court decisions.

AMENDATORY SECTION (Amending Order 800, filed 5/25/73)

WAC 388-44-115 VERIFICATION OF OVERPAYMENT. (1) When an apparent overpayment has occurred, the department shall attempt to verify all pertinent information in the case. It shall attempt to contact the recipient and request an explanation of the circumstances surrounding the apparent overpayment.

(2) If the recipient does not respond or fails to cooperate, the department shall make an independent determination, based on all available information, that an overpayment either has or has not occurred.

(3) When an overpayment has been verified, the department shall take appropriate action to secure repayment as prescribed by WAC 388-44-125 through WAC 388-44-160. Any such action shall be

consistent with departmental rules on notification of suspension, termination, or reduction of grant.

(4) A letter shall be sent to any recipient or payee whose liability for an overpayment has been established. This letter shall include the following information:

- (a) The amount of the overpayment,
 - (b) The circumstances which brought about the overpayment,
 - (c) The dates on which overpayment occurred,
 - (d) A determination that fraud is or is not involved,
 - (e) A statement that overpayments and any penalties for fraud are debts due the state,
 - (f) A computation of the amount due the state,
 - (g) A request that the person contact the ~~((local office))~~ office of reimbursements to discuss the method of repayment,
 - (h) A statement of the right to a fair hearing.
- (5) A letter notifying a person of a fraud overpayment must include the following statements in addition to those items in subsection (4) of this section:

- (a) Property of the debtor will be subject to collection action after the debtor terminates from public assistance.
- (b) Property will be subject to lien and foreclosure, distraint and seizure, and sale or order to withhold and deliver.
- (c) Net proceeds of subsection (5)(a) and (b) of this section will be applied to satisfy the overpayment debt.

(d) Action to collect the debt as in subsection (5)(a) and (b) of this section is lawful after ninety days from the debtors termination from public assistance or receipt of the notice of debt, whichever is later.

(6) A person who has incurred a fraud overpayment shall be notified of that debt by:

- (a) Personal service, or
 - (b) Certified mail, return receipt requested, addressee only.
- (7) Personal service may be made by:
- (a) An employee of DSHS.
 - (b) The sheriff of the county in which the recipient of public assistance resides. When service is made by the sheriff, an affidavit of service on the county's form will routinely be furnished by the sheriff.

(c) Any other person eighteen years of age or older who is competent to be a witness in the action.

(8) Personal service can be made by delivering a copy of the overpayment letter as follows:

(a) If to a minor, to such minor personally, and also to his or her father, mother, guardian, or if there is none within the state, then to any person having the care, custody or control of such minor or who is the payee of the minor's grant, or with whom he or she resides or in whose service he or she is employed.

(b) If to any person for whom a guardian has been appointed for any cause, then to such guardian.

(c) If to a company or corporation, to the president or other head of the company or corporation, secretary, cashier, or managing agent thereof or the secretary, stenographer or office assistant of the president or other head of the company or corporation, secretary, cashier or managing agent.

(d) In all other cases, to the debtor personally or by leaving a copy of the letter at the residence of the debtor's usual abode with some person of suitable age and discretion residing therein.

(e) If joint liability exists, each debtor shall be provided a copy, except only one copy need be sent to spouses living together.

(f) Out-of-state service shall be the same as personal service within the state.

(g) Refusal of such notice by the debtor is proof of notice to the debtor of the debt owed.

(9) Nothing in this section precludes the department from recovering fraud overpayments by deduction from subsequent assistance payments.

WSR 81-15-049
ADOPTED RULES
DEPARTMENT OF
SOCIAL AND HEALTH SERVICES
(Public Assistance)

[Order 1669—Filed July 15, 1981]

I, David A. Hogan, Director, Division of Administration of the Department of Social and Health Services, do promulgate and adopt at Olympia, Washington, the annexed rules relating to nursing home accounting and reimbursement system, amending chapter 388-96 WAC.

This action is taken pursuant to Notice No. WSR 81-11-060 filed with the code reviser on May 20, 1981. Such rules shall take effect pursuant to RCW 34.04.040(2).

This rule is promulgated pursuant to RCW 74.09.120 and is intended to administratively implement that statute.

The undersigned hereby declares that he has complied with the provisions of the Open Public Meetings Act (chapter 42.30 RCW), the Administrative Procedure Act (chapter 34.04 RCW) and the State Register Act (chapter 34.08 RCW).

APPROVED AND ADOPTED July 15, 1981.

By David A. Hogan
 Director, Division of Administration

AMENDATORY SECTION (Amending Order 1561, filed 10/22/80)

WAC 388-96-223 SHIFTING. (1) In determining a contractor's settlement for calendar year 1981 and subsequent years, if allowable costs were less than the rate in ~~((the patient care))~~ any cost area, savings will be shifted (or "transferred") to cover any deficit in ~~((the food))~~ other cost areas. ~~((If allowable costs were less than the rate in the food cost area, savings will be shifted to cover any deficit in the patient care cost area. For settlement periods beginning January 1, 1980, if savings occur in the administration and operations cost areas, up to ten percent of the administration and operations wage rate may be shifted to cover a deficit in the administration and operations-nonwage area, or up to ten percent of the administration and operations-nonwage rate may be shifted to cover a deficit in the administration and operations-wage area. No other shifting will be done.))~~

(2) The amount shifted may not exceed twenty percent of the rate in the cost area into which the shift is made.

(3) No savings may be shifted into the property or return on equity cost areas.

AMENDATORY SECTION (Amending Order 1510, filed 5/30/80)

WAC 388-96-713 RATE DETERMINATION. (1) Each contractor's reimbursement rate will be determined prospectively at least once each calendar year to be effective July 1 and will be adjusted for inflation January 1 using the factors specified in WAC 388-96-719(3). Rates may be adjusted more frequently to take

into account program changes (~~(or economic conditions)~~).

(2) Where the contractor participated in the program during all or part of the prior fiscal period, its (~~prospective~~) property and return on equity rates, and the nonwage component of its administration and operations rate, will be determined based on the contractor's allowable costs in the prior period.

AMENDATORY SECTION (Amending Order 1510, filed 5/30/80)

WAC 388-96-716 COST AREAS. A contractor's overall reimbursement rate for medical care recipients consists of the total of five component rates, each covering one cost area. The five cost areas are:

- (1) Patient care;
- (2) Food;
- (3) Administration and operations(~~(=wage)~~);
- (4) (~~Administration and operations-nonwage; and~~) Property(-); and
- (5) Return on equity.

AMENDATORY SECTION (Amending Order 1510, filed 5/30/80)

WAC 388-96-719 METHOD OF RATE DETERMINATION. (1) Data used in determining rates will be taken from the most recent complete, desk-reviewed annual cost report and from certified quarterly reports submitted by (~~each~~) contractors.

(2) Data containing obvious errors, data for facilities which are out of compliance with any condition at any time during the reporting period, and data for facilities with average occupancy ratios of less than eighty-five percent for the report period, will be excluded from the determination of predicted costs and rate upper limits for WAC 388-96-743 and 388-96-735(3).

(~~(3)~~) Each contractor's reported cost data used in rate computations for the patient care, food, administration and operations=~~wage~~ and administration and operations=~~nonwage~~ cost areas will be adjusted for economic trends based on component indices of the consumer price index issued by the United States department of labor, bureau of labor statistics, except that for the period July 1, 1980, through June 30, 1981, employee wages will be adjusted for economic trends by an annual rate of eight and one-half percent based upon guidelines issued by the President's Council on Wage and Price Stability. The national consumer price index component indices averages for the most recent twelve-month period will be applied in rate computations for the cost areas in subdivisions (a), (b) and (c) of subsection (3):

(a) Patient care=~~"medical care-other professional services"~~ index, except that for the period July 1, 1980, through June 30, 1981, this cost area will be adjusted for economic trends by an annual rate of eight and one-half percent based upon guidelines issued by the President's Council on Wage and Price Stability;

(b) Administration and operations=~~wage~~=Average of the "~~commodities less food~~" and "~~services less medical care~~" indices, except that for the period July 1, 1980, through June 30, 1981, this cost area will be adjusted

for economic trends by an annual rate of eight and one-half percent based upon guidelines issued by the President's Council on Wage and Price Stability.

(c) Administration and operations=~~nonwage~~=Average of the "~~commodities less food~~" and "~~services less medical care~~" indices;

(d) For the food cost area, the Seattle consumer price index for food at home over the most recent twelve month period will be used.))

(3)(a) Adjustments for inflation will be:

(i) 5.0 percent for July 1, 1981 rate setting;

(ii) 5.2 percent for January 1, 1982 rate setting; and

(iii) 4.35 percent for July 1, 1982 and January 1, 1983 rate setting.

(b) Property and return on equity rates will not be adjusted for inflation.

(4) Where new standards are imposed, or the department wishes to encourage additional services or otherwise change the program, a cost-related adjustment will be made to the appropriate cost area rates of each contractor affected by the program change. Adjustments will be made until reported costs used in setting rates reflect the new standards or program changes.

AMENDATORY SECTION (Amending Order 1613, filed 2/25/81)

WAC 388-96-722 PATIENT CARE COST AREA RATE. (1) The patient care cost area reimbursement rate will (~~(be computed to cover)~~) reimburse for the necessary and ordinary costs of providing routine nursing and related services to recipients in accordance with WAC 388-88-050 and 388-88-051.

(2)(~~(a)~~) Beginning July 1, (~~(1980, regression analysis will be used to determine the relationship between patient care staff hours per patient day and the functional status of medical recipients. Staff data from recent cost reports or certified quarterly reports provided by the contractor will be used as the dependent variable in the regression analysis. The independent variable will be the functional status of medical recipients in the facility as determined by the facility's mean Katz ADL score in the calendar year corresponding to the reporting year. The regression analysis will be used to calculate the predicted staffing in the following equation: $y = a + bx$ where y is the predicted staff hours for the reporting period; x is the mean Katz score in the calendar year corresponding to the reporting period; a is the intercept of the regression equation, and b is the slope of the regression equation which measures the change in predicted staff level per unit of change in Katz score.~~)

(b) For each facility, the base period patient care staff hours and base period Katz score will be determined. The base period patient care staff hours are the patient care staff hours reimbursed during the period October 1, 1979 through June 30, 1980. The base period Katz score is the Katz score used in determining patient care staff ceilings effective October 1, 1979.

(c) The department will identify facilities which have experienced a substantial change in Katz score between the base year and the reporting year. A substantial change will be determined as follows:

(i) The difference between the Katz score in the reporting period and the base year will be computed for all facilities;

(ii) The standard deviation of the differences specified in (2)(c)(i) above will be determined;

(iii) For each facility, the difference determined in (2)(c)(i) above will be divided by the standard deviation of the differences determined in (2)(c)(ii) above. This ratio is defined as the standardized change in Katz score;

(iv) A substantial decrease in a facility's Katz score is defined to occur when the standardized change in Katz score specified in (2)(c)(iii) above is less than -1.645;

(v) A substantial increase in a facility's Katz score is defined to occur when the standardized change in Katz score specified in (2)(c)(iii) above is greater than 2.326;

(vi) Facilities not meeting the definition of substantial change in (2)(c)(iv) above or (2)(c)(v) above will be defined as not having a substantial change in Katz score.

(d) Patient care standard hours will be determined as follows:

(i) If there has not been a substantial change in a facility's Katz score as defined in (2)(c) above, standard hours will be the lesser of reporting period patient care staff hours or base period patient care staff hours;

(ii) If there has been a substantial change in a facility's Katz score as defined in (2)(c) above, standard hours will be the lesser of reporting period patient care staff hours or base period patient care staff hours plus the factor b defined in (2)(a) above multiplied times the facility's Katz score in the base period minus the facility's Katz score in the reporting period as shown in the following relation: $b \times (\text{base period Katz score} - \text{reporting period Katz score})$.

(c) The wages for patient care personnel shall be the sum of the product of ninety percent of the prevailing wages for the categories of nursing assistants, licensed practical nurses, registered nurses, and noncontractual therapists and related restorative employees, expressed as an hourly rate, based upon the state-wide salary survey conducted pursuant to RCW 41.06.160. For the period July 1, 1979 through December 31, 1979 hourly wages for categories of employees covered within this cost center will be averaged as follows:

Registered nurses	\$6.60
Licensed Practical Nurses	\$5.30
Nursing assistants	\$3.69

For other employees, actual reported wages plus annual inflation will be used. Subsequent increases in the amount set forth in this section shall not be set forth by rule change, but will be available for inspection and examination in the Bureau of Nursing Home Affairs. Rates received by the application of the formula set forth in this section which are not devoted to meeting the wages set forth above are not allowable costs.

(f) The standard hours calculated above will be multiplied by the wages calculated above to determine a rate.

(g) An add-on to this rate will be calculated to recognize contractual patient care consultants and therapists based upon recent cost reports.

(3) In addition to its reimbursement rate, each contractor may be assigned a range of nursing service hours which represent the maximum and minimum number of hours the department will purchase. For purposes of this hour range for IMR facilities, nursing services include residential living services. The range will depend on the characteristics of the patients in each facility. From January 1, 1978 through December 31, 1978, it will be computed based on the ratio of the number of SNF, ICF and IMR patients of each level, respectively, to the total number of patients in the facility, assuming a range of 1-2 hours for ICF patients, 1.75-3 hours for SNF patients, 3.1-6.1 for IMR level A patients, 2.7-5.4 for IMR level B patients, 2.1-3.6 for IMR level C patients, and 1.2-2.4 for IMR level D patients. On and after January 1, 1979, this range will be derived using a uniform patient assessment performed by the department. When the certification of a contractor is changed to add or eliminate a level of care, the range will be adjusted using the ratio of patients in each level of care at the time the new certification becomes effective. When the department requires new standards or makes program changes which require more or less nursing service, the range will be adjusted as of the effective date of the new standard or program change.) 1981, patient care reimbursement will be the sum of the following components:

(a) The January 1, 1981 reimbursement rate, adjusted for inflation.

(b) A patient care enhancement of three million dollars for July 1, 1981 rate setting, and five million dollars for July 1, 1982 rate setting, will be distributed among facilities proportionately based on the patient care cost center for each facility. These sums will not be adjusted for inflation.

(c) As reimbursement for nursing assistant certification, thirty cents per medicaid patient day for July 1, 1981 rate setting, and thirty-three cents per medicaid patient day for July 1, 1982 rate setting. These sums will not be adjusted for inflation.

AMENDATORY SECTION (Amending Order 1461, filed 11/30/79)

WAC 388-96-727 FOOD COST AREA RATE.

(1) The food cost area rate will ~~((be computed to cover))~~ reimburse for the necessary and ordinary costs of procuring food, dietary supplements~~((s))~~, and beverages for meals and between-meal nourishment for recipients.

(2) ~~((On))~~ Beginning July 1, ((1979)) 1981, food reimbursement ~~((shall))~~ will be ~~((one hundred fifteen percent of the statewide average or approximately the ninetyth percentile of all costs for bulk and raw foods and beverages purchased for dietary needs, expressed as a per patient day amount. Rate increases subsequent to July 1, 1979, will be based on increases in the Seattle consumer price index for food as specified in WAC 388-96-719(3)(c)))~~ at the January 1, 1981 rate, adjusted for inflation.

AMENDATORY SECTION (Amending Order 1510, filed 5/30/80)

WAC 388-96-735 ADMINISTRATION AND OPERATIONS COST AREA((S)) RATE((S{+})) : (1) The administration and operations cost area((s)) reimbursement rate((s)) will ~~((be computed to cover))~~ reimburse for the necessary and ordinary costs of overall management of the facility, operation and maintenance of the physical plant, and providing dietary service (other than the cost of food and beverages), medical supplies, taxes, and insurance.

(2) Beginning July 1, 1981, the wage component of the administration and operations((=wage)) cost area reimbursement rate will be ((calculated as follows:

(a) Beginning July 1, 1980, hours for support staff other than administrators and assistant administrators will be taken from recent cost reports and certified quarterly reports provided by the contractor. Hours of support staff per patient day will be calculated. Base period staff hours per patient day also will be calculated, where base period hours are defined as hours reimbursed during the period October 1, 1979 through June 30, 1980. Standard hours for support staff will be determined as the lesser of reported support staff hours per patient day or base period hours per patient day.

(b) Wages for the above employees shall be the sum of the product of ninety percent of the prevailing wages expressed in an hourly rate, based on the state-wide salary survey as conducted pursuant to RCW 41.06.160. The standard hours will be combined with the wages determined above to calculate a rate. For the period beginning July 1, 1979 through December 31, 1979, hourly wages for the employees covered within this cost center shall be averaged as follows: for supervisory employees, other than administrators and assistant administrators, \$5.30; for nonsupervisory employees, \$3.69. Subsequent increases in the amount set forth in this section shall not be reflected by rule change, but will be available for inspection and examination in the Bureau of Nursing Home Affairs. Rates received by the application of the formula set forth in this section which are not devoted to meeting the wages set forth above, are not allowable costs.

(c) For IMR facilities, standard hours may be modified by the Survey Section, Bureau of Nursing Home Affairs in consultation with the department's Division of Developmental Disabilities)) the January 1, 1981 administration and operations-wage rate, adjusted for inflation.

(3) The nonwage component of the administration and operations((=nonwage)) cost area reimbursement rate will be calculated as follows:

(a) ((Other)) Allowable administration and operations costs, including wages of administrators, assistant administrators, and administrators-in-training, but excluding wages of other support staff, will be taken from the most recent desk-reviewed annual cost report ((and)) :

(b) Beginning July 1, 1982, if any amounts were shifted into the administration and operations cost area

during the period covered by the most recent annual cost report, an annualized amount will be subtracted from administration and operations nonwage costs determined by the following formula:

$$AS = SS \times DR \quad \text{where}$$

(i) "AS" is the amount to be subtracted from administration and operations nonwage costs;

(ii) "SS" is the amount of savings shifted into the administration and operations cost area; and

(iii) "DR" is the deficiency ratio, defined as the ratio of:

(A) Administration and operations nonwage costs minus the nonwage component of the administration and operations prospective rate; to

(B) Total administration and operations costs minus the total administration and operations prospective rate.

This ratio may not be less than zero nor more than one.

(C) Adjusted costs will be updated using ((the)) an annual inflation factor((s specified in WAC 388-96-719(3))) of 10.0 percent for July 1, 1981 rate setting, and 8.7 percent for July 1, 1982 rate setting.

((b)) (d) Reimbursement for this portion of administration and operations will be limited to the eighty-fifth percentile of costs, adjusted as described in (3)(b) of this section, of all reporting facilities, except that facilities may be grouped by factors other than ((owners)) ownership or legal organizational characteristics, which could reasonably influence cost requirements for administration and operations((=)) :

AMENDATORY SECTION (Amending Order 1510, filed 5/30/80)

WAC 388-96-743 PROPERTY COST AREA RATE. Property reimbursement for both leased and owner-operated facilities ~~((staff))~~ will not exceed the predicted cost plus one standard deviation of the necessary and ordinary costs of depreciation, and interest, of owner-operated facilities utilizing a multiple regression formula developed by the department ~~((of Social and Health Services)),~~ recognizing factors which may be significant, including location, age, and construction type of facility. ~~((For))~~ Beginning July 1, ((1980)) 1981, ((rate setting,)) rental costs of leased facilities other than those operating as intermediate care facilities for the mentally retarded, and depreciation and interest costs of owner-operated facilities, for leases or mortgages entered into prior to July 1, 1979, ((staff)) will be reimbursed to the extent they do not exceed the reimbursement rate payable for the property cost center as of June 30, 1979, or July 1, 1979, whichever is higher, adjusted to meet any discrepancies as determined by the federal government between the reimbursements made and the approved state medicaid plan, and adjusted for any approved capitalized additions or replacements; except that, any leased facility which has operated as an intermediate care facility for the mentally retarded prior to July 1, 1979, ((staff)) will be reimbursed to the extent that the property costs exceed the upper limit of the multiple regression formula.

REPEALER

The following section of the Washington Administrative Code is repealed.

(1) WAC 388-96-701 REIMBURSEMENT PRINCIPLES.

WSR 81-15-050
EMERGENCY RULES
DEPARTMENT OF
LABOR AND INDUSTRIES
 [Order 81-18—Filed July 15, 1981]

I, Sam Kinville, director of the State of Washington Department of Labor and Industries, do promulgate and adopt at Room 334, General Administration Building, Olympia, Washington, the annexed rules relating to WAC 296-48-800 Fees, amending the fees set for approval of mobile homes, commercial coaches, and recreational vehicles; and WAC 296-150A-700 Fees Schedule, amending the fees set for approval of factory-built structures.

I, Sam Kinville, find that an emergency exists and that the foregoing order is necessary for the preservation of the public health, safety, or general welfare and that observance of the requirements of notice and opportunity to present views on the proposed action would be contrary to public interest. A statement of the facts constituting such emergency is the legislature passed a budget requiring several sections of the department to charge fees that will cover their costs. These rules amend the fees charged for approving mobilehomes, commercial coaches, recreational vehicles, and factory-built structures so that the fees will cover the costs of operating that section. The department's current fees are so low that the department will have difficulty in raising the necessary revenue if it changes the fees through the procedures for permanent rules.

Such rules are therefore adopted as emergency rules to take effect upon filing with the code reviser.

This rule is promulgated pursuant to RCW 43.22.350 and 43.22.480 and is intended to administratively implement that statute.

The undersigned hereby declares that he has complied with the provisions of the Open Public Meetings Act (chapter 42.30 RCW), the Administrative Procedure Act (chapter 34.04 RCW) or the Higher Education Administrative Procedure Act (chapter 28B.19 RCW), as appropriate, and the State Register Act (chapter 34.08 RCW).

APPROVED AND ADOPTED July 15, 1981.

By Sam Kinville
Director

AMENDATORY SECTION (Amending Order 77-5, filed 4/6/77)

WAC 296-48-800 FEES. (1) *Plan Filing Fee.* ~~((Ten dollars (\$10)))~~ \$20.00 for each set of plans and specifications, filed in addition to other fees required by this subsection.

(2) *Plan Checking Fee.*

(a) ~~((Twenty dollars (\$20)))~~ \$50.00 provided that such plan check is not in excess of one hour duration.

(b) ~~((Ten dollars (\$10)))~~ \$25.00 for each 30 minutes or ~~((fractional))~~ part thereof in excess of one hour.

(3) *Plan Resubmission Fee.* ~~((Twenty dollars (\$20)))~~ \$50.00 minimum plus ~~((ten dollars (\$10)))~~ \$25.00 for each 30 minutes or ~~((fractional))~~ part thereof in excess of one hour.

(4) *Plan Supplement Fee.* ~~((Twenty dollars (\$20)))~~ \$50.00 minimum plus ~~((ten dollars (\$10)))~~ \$25.00 for each 30 minutes or ~~((fractional))~~ part thereof in excess of one hour.

(5) *Plan Renewal Fee.* ~~((Fifteen dollars (\$15)))~~ \$30.00 for each plan or group of plans.

(6) *Alteration or Conversion Fee.* ~~((Five dollars (\$5)))~~ \$10.00, includes insignia.

(7) *Quality Control Manual Filing Fee.* ~~((Five dollars (\$5)))~~ \$10.00.

(8) *Inspection or Reinspection Fees.*

(a) ~~((Twenty dollars (\$20)))~~ \$50.00 provided that such inspection or reinspection of vehicle(s) is not in excess of one hour in duration.

(b) ~~((Ten dollars (\$10)))~~ \$25.00 for each 30 minutes or ~~((fractional))~~ part thereof in excess of one hour.

(9) *Field Technical Service Fees.*

(a) HUD-Labeled Mobile Homes Before Sale or Lease to Consumer:

(i) Thirty-two dollars (\$32) provided that such service is not in excess of one hour in duration.

(ii) Sixteen dollars (\$16) for each 30 minutes or ~~((fractional))~~ part thereof in excess of one hour.

(b) HUD-Labeled Mobile Homes After Sale or Lease to Consumer and All Mobile Homes Not Labeled by HUD:

(i) \$50.00 for the first hour of service, and

(ii) \$25.00 for each additional 30 minutes or part thereof.

(c) *Recreational Vehicles or Commercial Coaches:*

(i) ~~((Twenty dollars (\$20)))~~ \$50.00 provided that such service is not in excess of one hour in duration.

(ii) ~~((Ten dollars (\$10)))~~ \$25.00 for every 30 minutes or ~~((fractional))~~ part thereof in excess of one hour.

(10) *Alternate Approval Fee.* ~~((Twenty-five dollars (\$25)))~~ \$25.00 for each application.

(11) *Insignia Fees.*

(a) ~~((Ten dollars (\$10)))~~ \$10.00 for each recreational vehicle.

(b) ~~((Fifteen dollars (\$15)))~~ \$15.00 for each single width and ~~((ten dollars (\$10)))~~ \$10.00 for each additional unit of a multiple commercial coach.

(c) ~~((Five dollars (\$5)))~~ \$10.00 for each replacement insignia.

(12) *Requested Out-of-State Inspection or Field Technical Service Fee.* Total travel cost based on published air fare, or equivalent rate, ~~((between Seattle, Washington and the point of inspection,))~~ plus necessary supplemental surface transportation, reimbursement for food and lodging consistent with ~~((Central Budget Agency))~~ the Office of Financial Management of the State of Washington allowances, and inspection fees ~~((of twenty dollars (\$20) per hour not to exceed eight hours in any one day)).~~

(13) Change in Manufacturer's Name, Ownership or Address Fee. (~~Ten dollars (\$10)~~) \$15.00.

(14) In-Plant Primary Inspection Agency (IPIA) Fees.

(a) Mobile Homes:

(i) Thirty-two dollars (\$32) for each inspection, reinspection, or in-plant monitoring provided that such inspection, reinspection or in-plant monitoring is not in excess of one hour in duration.

(ii) Sixteen dollars (\$16) for each 30 minutes or (~~fractional~~) part thereof in excess of one hour.

Reviser's Note: The typographical errors in the above section occurred in the copy filed by the agency and appear herein pursuant to the requirements of RCW 34.08.040.

AMENDATORY SECTION (Amending Order 77-8, Filed 4/29/77)

WAC 296-150A-700 FEE SCHEDULE. Fees neither are (~~non~~)transferable nor subject to refund.

(1) Filing Fee, Listed Manufacturers . . . \$ 25.00

(2) Reciprocal Fees:

(a) Filing Fee, Listed Reciprocal Manufacturers 25.00

(b) Insignia, Each commercial structure or dwelling unit 10.00

(3) Department Services:

~~((a))~~ Technical & Inspection: Per Man-Hour ~~((20.00))~~ 50.00

(Minimum)

Per Man-Half Hour or Fraction Thereof ~~((10.00))~~ 25.00

(4) Travel Fees: (Not applicable to routine in-state inspections)

(a) Surface Travel, Mileage Fee, Per Mile ~~((15))~~ .18 1/2

~~((b))~~ ~~Surface Travel, Time Fee, Per Mile~~ 40

~~((c))~~ Air Travel, Based on Published Air Fare Cost

~~((d))~~ (c) Air Travel Time, Hourly Charge in Accordance with the fees charged for Department Services, ~~((Based on Radius Miles from Seattle, Washington:~~

~~First 400 Miles~~ 2 Hours

~~Ea. Additional 200 Miles up to 1200 miles~~ 1 Hour

~~Ea. Additional 400 Miles over 1200 miles~~ 2 Hours))

(5) Reimbursables: Reimbursables include, but are not limited to travel fees, car rental, parking lot charges and personnel expenses (per diem) for food and lodging consistent with allowances established by the ~~((Central Budget Agency))~~ Office of Financial Management for the State of

Washington. Reimbursables do not include technical and inspection services.

~~((6))~~ ~~Out-of-State Fees: Fees for out-of-state manufacturers shall be the same as for in-state manufacturers plus reimbursables.~~

~~((7))~~ (6) Design Plan Fees:

(a) Prototype Plans

Structural 200.00

Ordinance 50.00

Plumbing 50.00

Electrical 50.00

Heating 50.00

Air Conditioning 50.00

Design Options, Submitted with Prototype, Each 50.00

Annual Renewal; 25% of Initial Plan Fee 25%

(b) Design Options: ~~((20.00))~~ 50.00/Hr.

Alternates: Submitted subsequent to the prototype plan submittal shall be plan examined on an hourly basis per Department services.

(c) Systems Plans

Deposit Submitted with Application 100.00

Evaluation per Department Services ~~((20.00))~~ 50.00/Hr.

(d) Custom Building Plan Fees:

Ea. 100 sq.ft. 10.00

Minimum Each Plan 60.00

Ea. Additional Issuance:

Within One Year, 50% of Original Fee 50%

Beyond One Year, 100% of Original Fee 100%

(e) Components Plan Fees & Revisions: ~~((20.00))~~ 50.00/Hr.

Department Services, Per Hour

(f) Components Production Fees (See WAC 296-150A-695)

(g) Design Resubmittals:

First Resubmittal, No Charge . . . NC

Ea. Additional Resubmittal 50%

(h) Expired or Revoked Plan Fees:

Same as for New Submittal 100%

(i) Transfer of Design Plan Approvals:

Prototype, Components & Custom 100.00

Building Plans

(j) Contingency Fee 20.00

~~((8))~~ (7) Compliance Control Programs:

(a) Local Enforcement Agency (LEA-CC) Evaluation N.C.
Annual Renewal N.C.

(b) *Manufacturer (M-CC) and Independent Inspection Agency (IIA-CC):*

<i>Evaluation Program</i>	250.00
<i>Each Resubmittal</i>	100.00
<i>Revisions, Each Page</i>	10.00
<i>Annual Program Renewal</i>	50.00
<i>Transfer of Program Approval</i> ..	125.00

((9)) (8) *Insignia Fees:*

<i>First Module Per Single Structure</i>	100.00
<i>Each Additional Module</i>	10.00
<i>Each Core Unit</i>	50.00
<i>Components, See WAC 296-150A-695</i>	
<i>Notification to Local Enforcement Agency, Each</i>	(+0.00)
	15.00
<i>Reissuance of Insignia, Each</i> ...	25.00

Reviser's Note: RCW 34.04.058 requires the use of underlining and deletion marks to indicate amendments to existing rules. The rule published above varies from its predecessor in certain respects not indicated by the use of these markings.

WSR 81-15-051
RULES OF COURT
STATE SUPREME COURT
 [July 14, 1981]

IN THE MATTER OF THE RESCISSION OF CR 38(e) NO. 25700-A-322 ORDER

The rescission of the above Ruling having been proposed and published in 94 Wn.2d, Advance Sheet #9, with comments to be submitted to the Judicial Council by January 1, 1981, and the Judicial Council on May 21, 1981 having reiterated its recommendation that the Rule be rescinded and transmitting that recommendation to the Court, and the Court having concluded that the rescission of the Rule will aid in the prompt and orderly administration of justice; Now, therefore, it is hereby

ORDERED:

(a) That CR 38(e) is rescinded.

(b) That the rescission shall be published expeditiously in the Washington Reports and shall become effective on August 7, 1981.

DATED at Olympia, Washington, this 14th day of July, 1981.

Robert F. Brachtenbach

Hugh J. Rosellini

Floyd V. Hicks

Charles F. Stafford

William H. Williams

Robert F. Utter

Dore, J.

James M. Dolliver

WSR 81-15-052
PROPOSED RULES
URBAN ARTERIAL BOARD
 [Filed July 16, 1981]

Notice is hereby given in accordance with the provisions of RCW 34.04.025, that the Urban Arterial Board intends to adopt, amend, or repeal rules concerning the amending of WAC 479-16-060, Design Standards for Urban Arterials;

and that the adoption, amendment, or repeal of such rules will take place at 9:30, Thursday, July 30, 1981, in the Highway Administration Building Board Room, Olympia, Washington 98504.

The authority under which these rules are proposed is chapter 47.26 RCW.

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency prior to June 15, 1981, and/or orally at Urban Arterial Board, Highway Administration Building, Olympia, Washington 98504.

This notice is connected to and continues the matter noticed in Notice No. WSR 81-10-043 filed with the code reviser's office on April 30, 1981.

Dated: July 16, 1981
 By: Robert A. Plaquet
 Executive Secretary

WSR 81-15-053
ATTORNEY GENERAL OPINION
Cite as: AGLO 1981 No. 17
 [July 15, 1981]

DISTRICTS—SCHOOL—EMPLOYEE—SICK LEAVE—SIMULTANEOUS RECEIPT OF WORKERS' COMPENSATION UNDER STATE INDUSTRIAL INSURANCE ACT.

Resolution of several legal issues relating to the simultaneous receipt, by school district employees, of sick leave under RCW 28A.58.100 as amended by chapter 182, Laws of 1980, and workers' compensation payments under the state Industrial Insurance Act pursuant to a negotiated collective bargaining agreement.

Requested by:

Honorable Curtis M. Janhunen
 Prosecuting Attorney
 Grays Harbor County
 P.O. Box 550
 Montesano, Washington 98563

WSR 81-15-054
EMERGENCY RULES
DEPARTMENT OF FISHERIES
 [Order 81-55—Filed July 17, 1981]

I, Rolland A. Schmitt, director of the State Department of Fisheries, do promulgate and adopt at

Olympia, Washington, the annexed rules relating to subsistence fishing regulations.

I, Rolland A. Schmitt, find that an emergency exists and that the foregoing order is necessary for the preservation of the public health, safety, or general welfare and that observance of the requirements of notice and opportunity to present views on the proposed action would be contrary to public interest. A statement of the facts constituting such emergency is this order allows a fishery for harvestable chinook and coho salmon.

Such rules are therefore adopted as emergency rules to take effect upon filing with the code reviser.

This rule is promulgated pursuant to RCW 75.08.080 and is intended to administratively implement that statute.

The undersigned hereby declares that he has complied with the provisions of the Open Public Meetings Act (chapter 42.30 RCW), the Administrative Procedure Act (chapter 34.04 RCW) or the Higher Education Administrative Procedure Act (chapter 28B.19 RCW), as appropriate, and the State Register Act (chapter 34.08 RCW).

APPROVED AND ADOPTED July 17, 1981.

By R. A. Schmitt
Director

NEW SECTION

WAC 220-32-05900B KLUCKITAT RIVER—SUBSISTENCE. *Notwithstanding the provisions of WAC 220-32-059, effective 12:00 noon July 19 through 12:00 noon December 24, 1981, it shall be unlawful to take, fish for or possess salmon from the waters of the Klickitat River except those individuals possessing treaty fishing rights pursuant to the Yakima treaty may take, fish for or possess salmon for subsistence purposes with dip net gear from 12:00 noon Thursday, to 12:00 noon Monday in that portion of the Klickitat River between the swinging bridge, approximately one and one-half miles upstream, and a monument located in Section 25, Township 3N, Range 12E, a distance of 25 feet downstream from the entrance to the upper Klickitat Falls Fishway No. 5.*

**WSR 81-15-055
PROPOSED RULES
DEPARTMENT OF
SOCIAL AND HEALTH SERVICES
(Public Assistance)
[Filed July 17, 1981]**

Notice is hereby given in accordance with the provisions of RCW 34.04.025, that the Department of Social and Health Services intends to adopt, amend, or repeal rules concerning:

- Amd WAC 388-24-107 Registration for WIN/Employment and training.
Amd WAC 388-57-036 Employment and training—Definitions.

Correspondence concerning this notice and proposed rules attached should be addressed to:

David A. Hogan, Director
Division of Administration
Department of Social and Health Services
Mailstop OB-33D
Olympia, WA 98504

Interpreters for people with hearing impairments and brailled or taped information for people with visual impairments can be provided. Please contact William B. Pope, Chief, Office of Administrative Regulations, at State Office Building #2, 12th and Jefferson, Olympia, Washington, Phone (206) 753-7015, by August 19, 1981. The meeting site is in a location which is barrier free;

that such agency will at 10:00 a.m., Wednesday, September 2, 1981, in the Auditorium, Office Building #2, 12th and Franklin, Olympia, Washington, conduct a hearing relative thereto;

and that the adoption, amendment, or repeal of such rules will take place at 9:00 a.m., Wednesday, September 9, 1981, in William B. Pope's office, 3rd Floor, Office Building #2, 12th and Franklin, Olympia, Washington.

The authority under which these rules are proposed is RCW 74.08.090.

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency prior to September 2, 1981, and/or orally at 10:00 a.m., Wednesday, September 2, 1981, Auditorium, Office Building #2, 12th and Franklin, Olympia, Washington.

Dated: July 16, 1981

By: B. Ferguson
Assistant Secretary

STATEMENT OF PURPOSE

This statement is filed pursuant to RCW 34.04.045.

Amend WAC 388-24-107 and 388-57-036. Purpose of the rule or rule change is to allow exemption from employment and training (E&T) registration and correct an oversight.

Statutory authority: RCW 74.08.090.

Summary of the rule or rule change: Persons employed 30 or more hours per week will be exempt from E&T registration; and the rule on change of status for WIN/E&T registration is clarified.

Person or persons responsible for the drafting, implementation and enforcement of the rule: Mick Determan, Program Manager, Division of Income Assistance, Mailstop: OB-31C, Phone: 4-4381.

These rules are not necessary as a result of federal laws, federal court decisions or state court decisions.

AMENDATORY SECTION (Amending Order 1644, filed 4/27/81)

WAC 388-24-107 ELIGIBILITY CONDITIONS APPLICABLE TO AFDC—REGISTRATION FOR WIN/EMPLOYMENT AND TRAINING. (1) As a condition of eligibility for AFDC, every individual shall register for the WIN or employment and training (E&T) program unless such individual is:

(a) Under age sixteen or age sixteen but not yet eighteen who is enrolled as, or has been accepted for enrollment as, a full-time student for the next school term,

(b) A person who is ill, incapacitated, or sixty-five years of age or older. Cost of a physical or psychiatric examination is authorized when the examination is to determine employability for registration or participation in the WIN/E&T program,

(i) Temporary illness or incapacity (a condition lasting not more than ninety days) provides WIN/E&T exemption only for the period of a documented condition of unemployability. Exemption terminates when the condition ceases.

(ii) Persons who have been determined to be exempt from registration on the basis of permanent incapacity shall be referred for services under the vocational rehabilitation program.

(c) A person residing outside a WIN/E&T area or at a location so remote from a WIN/E&T project that his/her effective participation is precluded,

(d) A person whose presence in the home is required because of illness or incapacity of another member of the household,

(e) A parent or other needy caretaker relative of a child under the age of six who is caring for the child,

(f) A mother of an unborn child.

(2) Any applicant or recipient has a right to a fair hearing to contest a determination of nonexempt status and shall be considered as exempt until his/her status is finally determined. (See WAC 388-57-090).

(3) The requirements of any individual who fails to register as required under subsection (1) of this section shall not be taken into account in determining the requirements of the assistance unit and the amount of assistance, and assistance will be granted to the eligible members of the assistance unit.

(4) An exempt parent caretaker of a child or unborn child under the age of six shall be advised of her/his option to register if she/he so desires, and of the fact that child care will be provided if needed. Other exempted individuals may volunteer to register, subject to acceptance of such registration by DES.

(5) Effective January 1, 1980, when an AFDC recipient who has been classified as exempt from WIN/E&T registration reports any change which affects the exempt status, he/she shall be registered within thirty days after the report. If a change is not reported, exempt or nonexempt status will be determined at the next review unless the department becomes aware that an AFDC recipient's exempt status has changed. Then the recipient shall be notified that he/she shall be registered within thirty days.

(6) The department's income maintenance unit (IMU) shall determine which AFDC applicants/recipients are exempt from registration and which are required to register as a condition of eligibility.

(7) For the employment and training (E&T) program only, persons who are employed at least thirty hours per week are exempt from registration.

AMENDATORY SECTION (Amending Order 1642, filed 4/27/81)

WAC 388-57-036 EMPLOYMENT AND TRAINING (E&T)—DEFINITIONS. The terms in chapter 388-57 WAC apply in the E&T program except:

(1) "Certification" means acceptance for E&T services of AFDC recipients in non-WIN areas. The form is retained by the CSO rather than being sent to DES;

(2) "Registrant" means a recipient who is registered for E&T services;

(3) "Self-support services" means counseling, child care, transportation, miscellaneous expense and medical payments during the certification period to assist the recipient in obtaining employment and training (E&T). These departmental payments are exempt;

(4) "DES-DSHS joint case responsibility" is not applicable in the E&T program;

(5) The thirty dollar incentive payment is not applicable in the E&T program;

(6) A sixty-day counseling period according to WAC 388-57-062 shall be provided to AFDC recipients who have failed or refused training or employment in the employment and training program without good cause.

(7) Protective or vendor payments shall not be imposed upon noncooperating AFDC recipients not certified to WIN.

(8) Persons employed at least thirty hours per week are exempt from registration for E&T.

WSR 81-15-056

ADOPTED RULES

DEPARTMENT OF

SOCIAL AND HEALTH SERVICES

(Public Assistance)

[Order 1681—Filed July 17, 1981]

I, Bruce Ferguson, Assistant Secretary of the Department of Social and Health Services, do promulgate and adopt at Olympia, Washington, the annexed rules relating to Continuing general assistance—Exclusions, amending WAC 388-37-010.

This action is taken pursuant to Notice No. WSR 81-12-037 filed with the code reviser on June 2, 1981. Such rules shall take effect pursuant to RCW 34.04.040(2).

This rule is promulgated under the general rule-making authority of the secretary of Department of Social and Health Services as authorized in RCW 74.08.090.

The undersigned hereby declares that he has complied with the provisions of the Open Public Meetings Act (chapter 42.30 RCW), the Administrative Procedure Act (chapter 34.04 RCW) and the State Register Act (chapter 34.08 RCW).

APPROVED AND ADOPTED July 15, 1981.

By B. Ferguson
Assistant Secretary

AMENDATORY SECTION (Amending Order 1642, filed 4/27/81)

WAC 388-37-010 CONTINUING GENERAL ASSISTANCE—EXCLUSIONS. (1) Continuing general assistance is a state financed program which provides for the needs of some persons who are not eligible for a federal aid grant; except as provided in WAC 388-37-010(2) and whose need is expected to continue for more than a sixty day period, except as provided in WAC 388-37-030(3)(d).

(2) Continuing general assistance cannot be granted to a person eligible for or receiving AFDC or to a person eligible for or whose needs are being met by supplemental security income with the following exceptions:

(a) An applicant who appears to be eligible for SSI may receive continuing general assistance payments until the date of receipt of the initial SSI payment provided that:

(i) The applicant applies;

(ii) The applicant assigns the initial SSI payment to DSHS up to the amount of the GAU provided to the applicant pending approval of the SSI application;

(iii) The applicant meets all other general assistance eligibility requirements.

(b) If the amount of the initial SSI payment recovered by DSHS does not meet the amount paid as GAU, the balance must be treated as an overpayment.

If the SSI benefit is less than the GAU payment standard because the SSI is based on a different living arrangement than that authorized under the GAU program, the difference will not be considered an overpayment, provided the applicant has appealed the SSI determination and lost the final appeal.

(c) An AFDC parent in need of intensive treatment (thirty days or less) in an approved alcoholic treatment facility may be granted continuing general assistance for the cost of treatment. This payment is made through the vendor billing procedure.

(d) Effective March 31, 1981, an SSI recipient whose SSI check has been lost, stolen, missent or otherwise delayed, provided that the recipient agrees in writing to repay the amount of GA-U assistance issued, and the applicant meets all other GA-U eligibility requirements.

(3) Continuing general assistance cannot be granted to a recipient of supplemental security income when he is subject to any sanction for failure to comply with SSI eligibility requirements.

(4) When an SSI check is lost in the mail system, issuance of GA-U will be held in abeyance for ten working days from the first of the month in which the check was issued to allow the warrant to be returned or delivered. If the recipient has an emergent need, the ten-day period may be waived by the CSO administrator.

WSR 81-15-057

ADOPTED RULES

DEPARTMENT OF AGRICULTURE

[Order 1745—Filed July 17, 1981]

I, M. Keith Ellis, director of the Washington State Department of Agriculture, do promulgate and adopt at Olympia, Washington, the annexed rules relating to the adding of new sections to chapter 16-224 WAC for the purpose of regulating outside storing of grain and repealing WAC 16-224-001 promulgation, 16-224-002 promulgation and 16-224-003 promulgation.

This action is taken pursuant to Notice No. WSR 81-12-051 filed with the code reviser on June 3, 1981. Such rules shall take effect pursuant to RCW 34.04.040(2).

This rule is promulgated pursuant to chapter 22.09 RCW and is intended to administratively implement that statute.

The undersigned hereby declares that he has complied with the provisions of the Open Public Meetings Act (chapter 42.30 RCW), the Administrative Procedure Act (chapter 34.04 RCW) or the Higher Education Administrative Procedure Act (chapter 28B.19 RCW), as appropriate, and the State Register Act (chapter 34.08 RCW).

APPROVED AND ADOPTED July 17, 1981.

By M. Keith Ellis
Director

NEW SECTION

WAC 16-224-020 DEFINITION. "Permanent enclosed storage space" means a structure that has a foundation and both rigid walls and roof.

NEW SECTION

WAC 16-224-030 OUTSIDE STORAGE. The department of agriculture will allow the storing of grain outside the warehouseman's permanent enclosed storage space under the following conditions: (1) When the

warehouseman has no permanent enclosed storage space available.

(2) Outside storage must be on ground properly landscaped to provide adequate drainage and must be approved by the department prior to its use.

(3) Stockpiles created by a licensed warehouseman at a location not filled through his permanent enclosed storage facility will have a separate letter designation and license fee.

(4) For outside storage up to thirty-three and one-third percent of the warehousemen's permanent enclosed storage capacity, a new worth of twenty cents per bushel must be maintained in addition to the net worth requirements of WAC 16-212-130.

(5) A warehouseman may request the department of agriculture to approve his outside storage in excess of thirty-three and one-third percent of his permanent enclosed storage capacity and must maintain a net worth of thirty cents per bushel on this excess unless it contains adequate aeration and is covered with a covering approved by the department of agriculture: PROVIDED, That if the excess contains aeration and is covered with a covering approved by the department of agriculture the net worth requirement will be twenty cents per bushel.

(6) All outside storage must be properly crowned and removed from the sides of building no later than October 15 of the crop year.

(7) Violation of this regulation will be considered a violation of Title 22 RCW and may result in the suspension of the warehouseman's license.

REPEALER

The following sections of the Washington Administrative Code are repealed:

<u>WAC 16-224-001</u>	PROMULGATION
<u>WAC 16-224-002</u>	PROMULGATION
<u>WAC 16-224-003</u>	PROMULGATION

WSR 81-15-058

PROPOSED RULES

BELLEVUE COMMUNITY COLLEGE

[Filed July 20, 1981]

Notice is hereby given in accordance with the provisions of RCW 28B.19.030, that the Bellevue Community College, Community College District VIII intends to adopt, amend, or repeal rules concerning the amendment of permanent rules, chapter 132H-105 WAC, Bylaws and Standing Orders of the Board of Trustees of Community College District VIII, WAC 132H-105-010 Introduction;

that such institution will at 1:30 p.m., Wednesday, September 9, 1981, in the Board Room, Bellevue Campus, Bellevue Community College, 3000 Landerholm Circle S.E., Bellevue, WA 98007, conduct a hearing relative thereto;

and that the adoption, amendment, or repeal of such rules will take place at 1:30 p.m., Wednesday, September 9, 1981, in the Board Room, Bellevue Campus,

Bellevue Community College, 3000 Landerholm Circle S.E., Bellevue, WA 98007.

The authority under which these rules are proposed is RCW 28B.50.140.

Interested persons may submit data, views, or arguments to this institution in writing to be received by this institution prior to September 9, 1981, and/or orally at 1:30 p.m., Wednesday, September 9, 1981, Board Room, Bellevue Campus, Bellevue Community College, 3000 Landerholm Circle S.E., Bellevue, WA 98007.

Dated: July 17, 1981.

By: T. E. O'Connell
Secretary, Board of Trustees

STATEMENT OF PURPOSE

Community College District VIII, chapter 132H-105 WAC.

Description of Purpose: Amendment to By-laws and Standing Orders of the Board of Trustees of Community College District VIII, WAC 132H-105-010 Introduction.

Statutory Authority: RCW 28B.50.140.

Summary of Rule: Reference to the laws of the state of Washington as they apply to the Board of Trustees.

Reasons Supporting Proposed Action: To clarify authority under which the Board of Trustees operate.

Agency Personnel Responsible for Drafting, Implementation, and Enforcement: Thomas E. O'Connell, President, Bellevue Community College, 3000 Landerholm Circle S.E., Bellevue, Washington 98007, 641-2301 (Scan 334-2301).

Person or Organization Proposing Rule, and Whether Public, Private or Governmental: Board of Trustees, Bellevue Community College, Public.

Institution Comments or Recommendations, if any: None.

Rule Necessary as Result of Federal Law or Federal or State Court Action: No.

AMENDATORY SECTION (Amending Order No. 65, filed 10/17/79)

WAC 132H-105-010 INTRODUCTION. ((The Board of Trustees, under law, is charged with the responsibility of Community College District VIII.)) The Board of Trustees is an agency of the State and derives its authority as described in Chapter 8, Laws of 1967, Extraordinary Session, RCW. The authority is vested in the Board, not in its individual board members. To assist the Board in carrying out its responsibilities, an Executive Officer of Community College District VIII and President of Bellevue Community College shall be employed with the delegated responsibility for administering the policies of the District as approved by the Board.

Policies of the Board of Trustees are found in the records of Board action and in the Policies and Procedures Manual of which this document is a part. The bylaws which follow contain the rules adopted by the Board which are in force and which relate to the organization and powers of the Board and its method of conducting business.

WSR 81-15-059
ADOPTED RULES
PARKS AND RECREATION
COMMISSION
[Order 53—Filed July 20, 1981]

Be it resolved by the Washington State Parks and Recreation Commission, acting at Yakima, Washington, that it does promulgate and adopt the annexed rules relating to applicability of standard fees to volunteers in parks, amending WAC 352-32-285.

This action is taken pursuant to Notice No. WSR 81-12-046 filed with the code reviser on June 3, 1981. Such rules shall take effect pursuant to RCW 34.04.040(2).

This rule is promulgated pursuant to RCW 43.51.040 and 43.51.060 and is intended to administratively implement that statute.

The undersigned hereby declares that he has complied with the provisions of the Open Public Meetings Act (chapter 42.30 RCW), the Administrative Procedure Act (chapter 34.04 RCW) or the Higher Education Administrative Procedure Act (chapter 28B.19 RCW), as appropriate, and the State Register Act (chapter 34.08 RCW).

APPROVED AND ADOPTED July 16, 1981.

By D. W. Lowell
Rules Coordinator

AMENDATORY SECTION (Amending Order 50, 4/14/81)

WAC 352-32-285 APPLICABILITY OF STANDARD FEES TO VOLUNTEERS IN PARKS. The standard fees set forth in WAC 352-32-250 pursuant to RCW 43.51.060(6) shall not apply whenever any individual, group, organization, association, or agency shall volunteer to perform personal services in lieu of standard fees if the following conditions are met:

- (1) The Park Manager has determined that the personal service is desirable;
- (2) at least four hours of service per day are performed for each campsite occupied;
- (3) the service performed does not replace or supplant that which would otherwise be performed by Parks employees or contractors;
- (4) the service performed is not one commonly performed by members of an organized trade union;
- (5) the service performed does not result in any type of development which will necessarily create future operating costs to the Commission.

The limit placed on any camper by WAC 352-32-030(5) shall not apply to persons qualifying under this section.

This section does not expand or limit the provisions of RCW 43.51.130 - 43.51.160.

((This section shall expire as of the 30th day of September, 1981.))

The four addition in 81-09-034 will not be forward / no notice

Problem occurred in 81-01-034 and notice 81-04-049

WSR 81-15-060
ADOPTED RULES
DEPARTMENT OF TRANSPORTATION
[Order 63—Filed July 20, 1981]

I, Duane Berentson, Secretary of Transportation, do promulgate and adopt at Room 1D9, Transportation Building, Olympia, Washington, the annexed rules relating to federal-aid urban funds, repealing WAC 468-18-070.

This action is taken pursuant to Notice No. WSR 81-11-036 filed with the code reviser on May 19, 1981. Such rules shall take effect pursuant to RCW 34.04.040(2).

This rule is promulgated pursuant to RCW 47.04.060 which directs that the Department of Transportation has authority to implement the provisions of RCW 47.04.060.

The undersigned hereby declares that he has complied with the provisions of the Open Public Meetings Act (chapter 42.30 RCW), the Administrative Procedure Act (chapter 34.04 RCW) or the Higher Education Administrative Procedure Act (chapter 28B.19 RCW), as appropriate, and the State Register Act (chapter 34.08 RCW).

APPROVED AND ADOPTED July 20, 1981.
By Duane Berentson
Secretary

REPEALER

The following section of the Washington Administrative Code is repealed.

- (1) WAC 468-18-070 Federal-aid urban funds.

WSR 81-15-061
ADOPTED RULES
DEPARTMENT OF
SOCIAL AND HEALTH SERVICES
(Institutions)
[Order 1682—Filed July 20, 1981]

I, Raymond M. Ryan, Deputy Secretary of the Department of Social and Health Services, do promulgate and adopt at Olympia, Washington, the annexed rules relating to Impact account—Criminal justice cost reimbursement, amending chapter 275-110 WAC.

This action is taken pursuant to Notice No. WSR 81-12-035 filed with the code reviser on June 2, 1981. Such rules shall take effect pursuant to RCW 34.04.040(2).

This rule is promulgated pursuant to RCW 72.72.040 and is intended to administratively implement that statute.

The undersigned hereby declares that he has complied with the provisions of the Open Public Meetings Act (chapter 42.30 RCW), the Administrative Procedure Act (chapter 34.04 RCW) and the State Register Act (chapter 34.08 RCW).

APPROVED AND ADOPTED July 15, 1981.
By Raymond M. Ryan
Deputy Secretary

AMENDATORY SECTION (Amending Order 1569, filed 11/7/80)

WAC 275-110-020 DEFINITIONS. The following words and phrases shall have the following meaning when used in these regulations((-):

- (1) "Department" means the department of social and health services and the department of corrections.
(2) "Political subdivisions" means counties, cities, and towns.
(3) "Institution" means any state institution operated by the department for the confinement of adult offenders committed pursuant to chapters 10.64, 10.77, and 71.06 RCW or juvenile offenders committed pursuant to chapter 13.40 RCW.
(4) "Secretary" means the secretary of social and health services ((or his designee(s))) and the secretary of corrections or their designees.
(5) "Incremental" means efforts or costs incurred by cities, towns, and/or counties that are not otherwise incurred and are specifically and exclusively attributable to criminal behavior of state institutional residents.
(6) "Law enforcement cost" means costs incurred to apprehend escapees or to investigate crimes committed by institutional residents within or outside state institutions defined herein.
(7) "Inmate" means any person committed to a state institution by the courts for confinement as an adult offender pursuant to chapters 10.64, 10.77, and 71.06 RCW, or as a juvenile offender pursuant to chapter 13.40 RCW.

AMENDATORY SECTION (Amending Order 1569, filed 11/7/80)

WAC 275-110-040 INSTITUTIONS AND ELIGIBLE IMPACTED POLITICAL SUBDIVISIONS. Reimbursement shall be limited to the following city, town, and county governments impacted by the offenses from inmates assigned to institutions listed in this section.

Table with 2 columns: Institution and Cities/County. Lists various institutions like Washington state penitentiary, Washington state reformatory, McNeil Island corrections center, etc., and their corresponding impacted cities/counties like Walla Walla, Monroe/Snohomish, Steilacoom/Pierce, etc.

OK - SHS

OK - SHS

- (10) Indian Ridge treatment center
- ~~((11) Echo Glen children center)~~
- (11) Pine Lodge correctional center
- ~~((12) Green Hill school)~~
- (12) Cedar Creek correctional center
- ~~((13) Maple Lane school)~~
- (13) Special offender center
- ~~((14) Cascadia juvenile reception and (diagnostic center))~~
- (14) Echo Glen children center
- ~~((15) Mission Creek youth camp)~~
- (15) Green Hill school
- ~~((16) Naselle youth camp)~~
- (16) Maple Lane school
- ~~((17) Woodinville group home)~~
- ~~((18) Canyon View group home)~~
- (17) Mission Creek youth camp
- ~~((19) Sunrise group home)~~
- (18) Naselle youth camp
- ~~((20) Twin Rivers group home)~~
- (19) Woodinville group home
- ~~((21) Oakridge group home)~~
- (20) Canyon View group home
- ~~((22) Pioneer group home)~~
- (21) Sunrise group home
- ~~((23) Western state hospital)~~
- (22) Twin Rivers group home
- ~~((24) Eastern state hospital)~~
- (23) Oakridge group home
- (24) Park Creek group home
- (25) Ridgeview group home
- (26) Pioneer group home
- (27) Western state hospital
- (28) Eastern state hospital
- (29) Child study and treatment center

- Arlington/Snohomish
- ~~((Snoqualmie/King))~~
- Medical Lake/Spokane/Spokane
- ~~((Chehalis/Lewis))~~
- Littlerock/Thurston
- ~~((Rochester/Thurston))~~
- Monroe/Snohomish
- ~~((Tacoma/Pierce))~~
- Snoqualmie/King
- ~~((Belfair/Mason))~~
- Chehalis/Lewis
- ~~((Naselle/Pacific))~~
- Rochester/Thurston
- ~~((Woodinville/))~~
- ~~((Snohomish))~~
- ~~((East Wenatchee/))~~
- ~~((Douglas))~~
- Belfair/Mason
- ~~((Ephrata/Grant))~~
- Naselle/Pacific
- ~~((Richland/Benton))~~
- Woodinville/Snohomish
- ~~((Tacoma/Pierce))~~
- East Wenatchee/Douglas
- ~~((Tacoma/Pierce))~~
- Ephrata/Grant
- ~~((Steilacoom/Pierce))~~
- Richland/Benton
- ~~((Medical Lake/))~~
- ~~((Spokane/Spokane))~~
- Tacoma/Pierce
- Kittitas/Kittitas
- Yakima/Yakima
- Tacoma/Pierce
- Steilacoom/Pierce
- Medical Lake/Spokane/Spokane
- Steilacoom/Pierce

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COSTS. Reimbursement for pretrial investigations of crimes committed inside or outside institutions, impacting the political subdivision courts as set forth in WAC 275-110-040, shall be at the established rate for law enforcement efforts set forth in WAC 275-110-050. If, after investigation, criminal charges are filed, fully documented prosecutorial and defense attorney fees may be reimbursed. Reimbursement shall not exceed ~~((\$30 per hour))~~ the following rates for each attorney, said reimbursement to include costs for paralegals: Thirty dollars per hour for the period August 30, 1979, through May 31, 1981, thirty-six dollars per hour for the period June 1, 1981, through June 30, 1982, and thirty-nine dollars and sixty-nine cents per hour for the period July 1, 1982, through June 30, 1983. These maximum allowable reimbursement rates may be exceeded only in the event that an exception is granted by the secretary as per WAC 275-110-100.

AMENDATORY SECTION (Amending Order 1569, filed 11/7/80)

WAC 275-110-070 MAXIMUM ALLOWABLE REIMBURSEMENT FOR JUDICIAL COSTS. (1) Judicial costs shall be strictly limited to cases involving inmates of institutions listed in WAC 275-110-040 and to political subdivisions listed in WAC 275-110-040 except that witness (other than expert) and jury fees are further limited as provided in subsection (3) of this section. Reimbursement is limited to judges, court reporters, ~~((expert witnesses, and))~~ transcript typing, ~~((if required))~~ and witness and jury fees.

(2) Reimbursement for judges hearing cases including services provided by court clerks and bailiffs shall be reimbursed at ~~((\$30))~~ thirty dollars per hour (and this cost shall include services provided by court clerks and bailiffs)) for the period August 30, 1979, through May 31, 1981, thirty-six dollars per hour for the period June 1, 1981, through June 30, 1982, and thirty-nine dollars and sixty-nine cents per hour for the period July 1, 1982, through June 30, 1983. Court reporters shall be reimbursed at the rate of ~~((\$12.50))~~ twelve dollars and fifty cents per hour for the period August 30, 1979, through May 31, 1981, fifteen dollars per hour for the period June 1, 1981, through June 30, 1982, and sixteen dollars and fifty-four cents for the period July 1, 1982, through June 30, 1983. Required typing of transcripts shall be reimbursed at ~~((\$2.50))~~ two dollars and fifty cents per page for the period August 30, 1979, through May 31, 1981, three dollars per page for the period June 1, 1981, through June 30, 1982, and three dollars and thirty-one cents per page for the period July 1, 1982, through June 30, 1983. If required, expert witnesses shall be reimbursed at ~~((\$30))~~ thirty dollars per hour ((said reimbursement to be made only in the event that it would otherwise be made by the political subdivision)) for the period August 30, 1979, through May 31, 1981, fifty dollars and sixty cents per hour for the period June 1, 1981, through June 30, 1982, and fifty-five dollars and seventy cents per hour for the period July 1, 1982, through June 30, 1983.

(3) Reimbursement for witness fees (other than expert) and jury fees shall be at the rate established by the

~~((25))~~ (30) For any institution which is not listed above, reimbursement shall be limited to the political subdivisions in which the institution is located. Such institutions include adult work release facilities and juvenile group homes housing inmates as defined in WAC 275-110-020(7).

AMENDATORY SECTION (Amending Order 1569, filed 11/7/80)

WAC 275-110-050 MAXIMUM ALLOWABLE REIMBURSEMENT FOR LAW ENFORCEMENT COSTS. Reimbursement is limited to the specific political subdivisions listed in WAC 275-110-040. ((For the 1979-81 biennium,)) The maximum reimbursement rates are: ~~((\$12.30))~~ Twelve dollars and thirty cents per hour for ((state fiscal year 1980 and \$13.17)) the period August 30, 1979, through June 30, 1980, thirteen dollars and seventeen cents per hour for ((state fiscal year 1981)) the period July 1, 1980, through May 31, 1981, fourteen dollars and fifty-one cents per hour for the period June 1, 1981, through June 30, 1982, and sixteen dollars per hour for the period July 1, 1982, through June 30, 1983. These maximum allowable reimbursement rates may be exceeded only in the event that an exception is granted by the secretary as per WAC 275-110-100.

AMENDATORY SECTION (Amending Order 1569, filed 11/7/80)

WAC 275-110-060 MAXIMUM ALLOWABLE REIMBURSEMENT FOR PROSECUTORIAL

local governmental legislative authority but not in excess of twenty-five dollars per day. Reimbursement of costs of witness (other than expert) and jury fees shall be limited to those criminal cases involving offenders residing in a state adult or juvenile correctional institution.

(4) These maximum allowable reimbursement rates may be exceeded only in the event that an exception is granted by the secretary as per WAC 275-110-100.

AMENDATORY SECTION (Amending Order 1569, filed 11/7/80)

WAC 275-110-080 MAXIMUM ALLOWABLE REIMBURSEMENT FOR JAIL FACILITIES. Jail facility cost reimbursement shall be strictly limited to incremental costs as defined in WAC 275-110-020 and to political subdivisions listed in WAC 275-110-040. Requests for reimbursement must be fully documented and must include the inmate's name and all appropriate admission and release dates. Reimbursement shall be limited to ~~((\$3.50))~~ three dollars and fifty cents per inmate day for the period August 30, 1979, through May 31, 1981, four dollars and twenty-one cents per inmate day for the period June 1, 1981, through June 30, 1982, and four dollars and sixty-eight cents per inmate day for the period July 1, 1982, through June 30, 1983. Reimbursement shall not be made for costs incurred for holding persons regarding parole revocations or for holding persons involved in civil litigation. Costs of providing security when inmates require hospitalization will be reimbursed at the rate of nine dollars per hour for the period August 30, 1979, through May 31, 1981, nine dollars and ninety-one cents per hour for the period June 1, 1981, through June 30, 1982, and ten dollars and ninety-three cents per hour for the period July 1, 1982, through June 30, 1983. These maximum allowable reimbursement rates may be exceeded only in the event that an exception is granted by the secretary as per WAC 275-110-100.

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AMENDATORY SECTION (Amending Order 1569, filed 11/7/80)

WAC 275-110-090 BILLING PROCEDURE. Requests for reimbursement should be made on the standard Washington State Invoice Voucher, Form A19, with supporting and justifying materials attached. Such documentation may be subject to periodic audits at the discretion of the secretary, per WAC 275-110-120.

(1) All requests for reimbursement under this section shall note the name of the offender for whom costs were incurred, and the institution to which the offender was assigned.

(2) Requests for reimbursement may only be submitted by the jurisdiction's responsible fiscal officer, e.g., city manager, city supervisor, county auditor, county administrator, etc.

(3) All requests for reimbursement must be submitted to: DSHS, Office of Accounting Services, Mail Stop OB-24, Olympia, Washington 98504. Requests for reimbursement of costs incurred after July 1, 1981, related to incidents involving inmates in state adult correctional

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institutions should be submitted to: Department of Corrections, Division of Management and Budget, Mail Stop FN-61, Olympia, Washington 98504.

(4) If the appropriation for a biennium is fully expended prior to the end of the biennium, political subdivisions should continue to submit claims for the purpose of providing justification for requests for adequate funding levels in future biennia.

(5) The department shall include in its biennial appropriation requests proposed rates based on studies of local government costs to be conducted biennially.

WSR 81-15-062

ADOPTED RULES

DEPARTMENT OF ECOLOGY

[Order DE 81-23—Filed July 20, 1981]

I, John F. Spencer, deputy director of the Department of Ecology, do promulgate and adopt at the Department of Ecology, Lacey, Washington, the annexed rules relating to Chelan County, amending WAC 173-19-120.

This action is taken pursuant to Notice No. WSR 81-12-055 filed with the code reviser on June 3, 1981. Such rules shall take effect pursuant to RCW 34.04.040(2).

This rule is promulgated pursuant to RCW 90.58.120 and 90.58.200 and is intended to administratively implement that statute.

The undersigned hereby declares that he has complied with the provisions of the Open Public Meetings Act (chapter 42.30 RCW), the Administrative Procedure Act (chapter 34.04 RCW) or the Higher Education Administrative Procedure Act (chapter 28B.19 RCW), as appropriate, and the State Register Act (chapter 34.08 RCW).

APPROVED AND ADOPTED July 15, 1981.

By John F. Spencer
Deputy Director

AMENDATORY SECTION (Amending Order DE 80-25, filed 6/30/80)

WAC 173-19-120 CHELAN COUNTY. Chelan County master program approved April 22, 1975. Revision approved June 26, 1980. Revision approved July 15, 1981.

WSR 81-15-063

EMERGENCY RULES

DEPARTMENT OF GAME

[Order 130—Filed July 20, 1981]

Be it resolved by the undersigned, Frank B. Lockard, Director, Washington State Department of Game, that I promulgate and adopt at Olympia, Washington, as emergency rule of this governing body, the annexed rule relating to Mt. St. Helens' area hunting, fishing, and trapping closure effective July 20, 1981, WAC 232-28-60305.

I, Frank R. Lockard, find that an emergency exists and that the foregoing order is necessary for the preservation of the public health, safety, or general welfare and that observance of the requirements of notice and opportunity to present views on the proposed action would be contrary to the public interest. A statement of facts constituting such emergency is the area described in WAC 232-28-60305 is located in close proximity to Mt. St. Helens and in the past has received considerable damage from the volcanic eruptions of Mt. St. Helens. Rapid evacuation in the area in the event of additional major volcanic activities would be complicated by the presence of large numbers of people attracted to the area to take advantage of open hunting, fishing, and trapping seasons. Because of the above, it is necessary to close this area to hunting, fishing, and trapping. Such a closure will not result in an overescapement or surplus of game animals, game fish, game birds, or furbearing animals. This regulation shall become effective July 20, 1981. Such rule is therefore adopted as an emergency rule.

This rule is promulgated under the authority of the Director of Game as authorized in RCW 77.12.150 with the approval of the Game Commission as provided in that statute.

The undersigned hereby declares that he has complied with the provisions of the Open Public Meetings Act (chapter 42.30 RCW), or the Administrative Procedure Act (chapter 34.04 RCW), as appropriate, and the State Register Act (chapter 34.08 RCW).

This order, after being first recorded in the Order Register of this governing body, shall be forwarded to the Code Reviser for filing pursuant to chapter 34.04 RCW and chapter 1-12 WAC.

APPROVED AND ADOPTED July 10, 1981.

By Frank R. Lockard
Director

NEW SECTION

WAC 232-28-60305 MT. ST. HELENS AREA HUNTING, FISHING, AND TRAPPING CLOSURE EFFECTIVE JULY 20, 1981. Notwithstanding the provisions of WAC 232-28-204, WAC 232-28-404, WAC 232-28-504, WAC 232-28-603, WAC 232-28-604, and WAC 232-28-803, it shall be unlawful for any person to take, hunt for, fish for, trap for, or possess any game animal, game fish, game bird, or furbearing animal in the Mt. St. Helens' area, described as follows:

From the intersection of township 11 north, range 2 east (southwest corner of section 31) just north of Kid Valley, Cowlitz county go east to the northwest corner of section 5, township 10 north, range 2 east; then south along section line to southwest corner of section 8, township 10 north, range 2 east; then west to west boundary of range 2 east; then south along west boundary of range 2 east to township 7 north, range 2 east, Kalama River road (Weyerhaeuser 6000 Line); follow road east southeast to Arnold Creek Junction; then southeast along Arnold Creek to south end of section 32, township 7 north, range 2 east; then east along south boundary of township 7 north to the south one-fourth corner of section 33, township 7 north, range 4 east; then

north to the north one-fourth corner of section 33; then east to the southeast section corner of section 28, township 7 north, range 4 east; then north to the west one-fourth corner of section 27; then east to the east one-fourth corner of section 27; then north to the north one-sixteenth corner on the east section line of section 27; then east to the Skamania/Cowlitz county line; then south along Skamania/Cowlitz county line to the high water line of the north shore of the Lewis River; thence northwesterly along said high water line to the high water line of Yale Reservoir; thence westerly along said high water line to Cougar Creek; thence south to the southerly high water line of Yale Reservoir; thence northeasterly along said high water line to the south high water line of the Lewis River; thence easterly along the high water line of the Lewis River to Swift Reservoir Dam; then easterly along south high water line of Swift Reservoir to the center of section 35, township 7 north, range 6 east; then northeast to N90, southwest corner of section 25, township 7 north, range 6 east; then easterly northeast along the south side of road N90 to its intersection with Forest Service road N836; then north across N90; then northeast, north along the north side of N90 to N863; then easterly along the north side of road N90 to Quartz Creek (section 18, township 8 north, range 8 east); then northeasterly (upstream) along Quartz Creek to its confluence with Straight Creek (section 8, township 8 north, range 8 east); then northerly (upstream) along Straight Creek to Minor Tributary's confluence (northwest 1/4, section 20, township 9 north, range 8 east); then northwesterly (upstream) along the Tributary to Forest Service Trail 3; then northerly along trail 3 to boundary trail 1; then westerly along boundary trail to the southwest corner section 33, township 10 north, range 7 east; then north along the section line to Forest Service road 119; then westerly along road 119 to Forest Service road 125 intersection; then southerly along road 125 to its intersection with Forest Service road 115; then along road 115 to the northeast corner section 23, township 11 north, range 6 east; then westerly to the northwest corner section 19, township 11 north, range 5 east, Wakeawasis Creek area; then north to northeast corner of section 13, township 11 north, range 4 east; then west to the northwest corner of section 18, township 11 north, range 3 east; then south to the northwest corner of section 19, township 11 north, range 3 east; then west to the northwest corner of section 19, township 11 north, range 2 east; then south to the intersection of township 11 north, range 2 east, just north of Kid Valley (starting point).

This regulation shall become effective July 20, 1981.

WSR 81-15-064
ADOPTED RULES
DEPARTMENT OF GAME
(Game Commission)
[Order 166—Filed July 20, 1981]

Be it resolved by the Game Commission, State of Washington, acting at Vancouver, Washington, that it

does promulgate and adopt the annexed rules relating to the modification of 1981 "Selective Fishery (Catch and Release) Waters" Regulations for the Wind River System, Skamania County, Washington beginning August 17, 1981, WAC 232-28-60304.

This action is taken pursuant to Notice No. WSR 81-12-048 filed with the Code Reviser on June 3, 1981. Such rules shall take effect pursuant to RCW 34.04.040(2).

This rule is promulgated under the general rule-making authority of the Game Commission as authorized in RCW 77.12.040.

The undersigned hereby declares that he has complied with the provisions of the Open Public Meetings Act (chapter 42.30 RCW) or the Administrative Procedure Act (chapter 34.04 RCW), as appropriate, and the State Register Act (chapter 34.08 RCW).

This order, after being first recorded in the Order Register of this governing body, shall be forwarded to the Code Reviser for filing pursuant to chapter 34.04 RCW and chapter 1-12 WAC.

APPROVED AND ADOPTED July 10, 1981.

By Frank R. Lockard
Director

NEW SECTION

WAC 232-28-60304 MODIFICATION OF 1981 "SELECTIVE FISHERY (CATCH AND RELEASE) WATERS" REGULATIONS FOR THE WIND RIVER SYSTEM, SKAMANIA COUNTY, WASHINGTON BEGINNING AUGUST 17, 1981. Notwithstanding the provisions of WAC 232-28-603, Selective Fishery (Catch and Release) Waters regulations are rescinded from all tributaries of the Wind River except Trout and Panther Creeks. Selective Fishery (Catch and Release) Waters regulations apply only to the Wind River from 100 feet above Shipherds Falls ladder to source including Trout and Panther Creeks. The daily catch limit on the Wind River, Trout and Panther Creeks is two trout over ten inches in length, no more than one of which may exceed 20 inches in length. Anglers using any form of bait including artificial fish eggs must be keep the first two legal size in length. Catch and release fishing is allowed only if all special regulations listed for Selective Fishery Waters are followed.

WSR 81-15-065
ADOPTED RULES
DEPARTMENT OF GAME
(Game Commission)
[Order 168—Filed July 20, 1981]

Be it resolved by the Game Commission, State of Washington, acting at Vancouver, Washington, that it does promulgate and adopt the annexed rules relating to the incisor tooth requirement, WAC 232-28-20401.

This action is taken pursuant to Notice No. WSR 81-12-048 filed with the Code Reviser on June 3, 1981.

Such rules shall take effect pursuant to RCW 34.04.040(2).

This rule is promulgated under the general rule-making authority of the Game Commission as authorized in RCW 77.12.040.

The undersigned hereby declares that he has complied with the provisions of the Open Public Meetings Act (chapter 42.30 RCW) or the Administrative Procedure Act (chapter 34.04 RCW), as appropriate, and the State Register Act (chapter 34.08 RCW).

This order, after being first recorded in the Order Register of this governing body, shall be forwarded to the Code Reviser for filing pursuant to chapter 34.04 RCW and chapter 1-12 WAC.

APPROVED AND ADOPTED July 10, 1981.

By Frank R. Lockard
Director

NEW SECTION

WAC 232-28-20401 INCISOR TOOTH REQUIREMENT. Selected permit holders who bag an animal under a controlled hunt permit must submit a middle incisor tooth (including its root) to the Department of Game, 600 N. Capitol Way, Olympia, Washington, 98504 in the self-addressed envelope provided with the permit.

WSR 81-15-066
ADOPTED RULES
DEPARTMENT OF GAME
(Game Commission)
[Order 167—Filed July 20, 1981]

Be it resolved by the Game Commission, State of Washington, acting at Spokane, Washington, that it does promulgate and adopt the annexed rules relating to the 1981 Hunting Seasons and Game Bag Limits, WAC 232-28-204 and the 1981 Game Management Units and Area Legal Descriptions, WAC 232-28-304.

This action is taken pursuant to Notice No. WSR 81-08-064 filed with the Code Reviser on April 1, 1981. Such rules shall take effect pursuant to RCW 34.04.040(2).

This rule is promulgated under the general rule-making authority of the Game Commission as authorized in RCW 77.12.040.

The undersigned hereby declares that he has complied with the provisions of the Open Public Meetings Act (chapter 42.30 RCW) or the Administrative Procedure Act (chapter 34.04 RCW), as appropriate, and the State Register Act (chapter 34.08 RCW).

This order, after being first recorded in the Order Register of this governing body, shall be forwarded to the Code Reviser for filing pursuant to chapter 34.04 RCW and chapter 1-12 WAC.

APPROVED AND ADOPTED May 18, 1981.

By Frank R. Lockard
Director

NEW SECTION

WAC 232-28-204 1981 HUNTING SEASONS AND GAME BAG LIMITS.

NEW SECTION

WAC 232-28-304 1981 GAME MANAGEMENT UNIT AND AREA LEGAL DESCRIPTIONS.

Reviser's Note: The text comprising the 1981 Hunting Seasons and Game Bag Limits and the 1981 Game Management Unit and Area Legal Descriptions adopted by the Department of Game have been omitted from publication in the Register under the authority of RCW 34.04.050(3) as being unduly cumbersome to publish. Copies of the rules may be obtained from the main office of the Department of Game, 600 North Capitol Way, Olympia, Washington 98504, and are available in pamphlet form from the Department, its six regional offices, and at numerous drug and sporting goods stores throughout the state.

REPEALER

The following sections of the Washington Administrative Code are repealed:

WAC 232-28-203 1980 HUNTING SEASONS AND GAME BAG LIMITS

WAC 232-28-303 1980 GAME MANAGEMENT UNITS AND AREA LEGAL DESCRIPTIONS

**WSR 81-15-067
PROPOSED RULES
DEPARTMENT OF LICENSING
(Board of Registration for Architects)
[Filed July 21, 1981]**

Notice is hereby given in accordance with the provisions of RCW 34.04.025, that the Washington State Board of Registration for Architects intends to adopt, amend, or repeal rules concerning fees for architects;

that such agency will at 10:00 a.m., Friday, August 28, 1981, in Conference Room "A" and "B", 4th Floor, Highways-Licenses Building, Olympia, Washington, conduct a hearing relative thereto;

and that the adoption, amendment, or repeal of such rules will take place at 10:00 a.m., Friday, August 28, 1981, in Conference Room "A" and "B", 4th Floor, Highways-Licenses Building, Olympia, Washington.

The authority under which these rules are proposed is RCW 43.24.085.

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency prior to August 28, 1981, and/or orally at 10:00 a.m., Friday, August 28, 1981, Conference Room "A" and "B", 4th Floor, Highways-Licenses Building, Olympia, Washington.

Dated: July 17, 1981
By: Robert D. Theriault
Executive Secretary

STATEMENT OF PURPOSE

Name of Agency: Washington State Board of Registration for Architects.

Description of Rules: Amending rule with respect to fees for architects.

Statutory Authority: RCW 43.24.085.

Summary of Rule: WAC 308-12-311 Amending certain fees charged by the Board of Registration for Architects.

The Board of Registration for Architects and its Executive Secretary and the Director of the Department of Licensing have responsibility for drafting, implementing and enforcing this rule.

Architect Board: Ronald Tan, Carolyn Geise, Benjamin Woo, Dayton N. Holloway and Larry N. Erickson.

Executive Secretary: Robert Theriault.

Board Address and Phone: Board of Registration for Architects, State Department of Licensing, P.O. Box 9649, Olympia, Washington 98504, Phone: (206) 753-3873.

Director of Department of Licensing: John Gonzalez, Director, Department of Licensing, Olympia, Washington 98504, Phone: 753-6915.

These rules were proposed by the Board for the Registration of Architects.

These rules were promulgated pursuant to RCW 43.24.085.

AMENDATORY SECTION (Amending Order PL-300, filed 3/21/79)

WAC 308-12-311 FEES. The following fees shall be charged by the professional licensing division of the department of licensing:

TITLE OF FEE	FEE
(Examination	\$45.00
Re-examination (per section)	\$20.00
Initial Application	\$25.00
Reciprocity	\$65.00
License Renewal	\$25.00
License Renewal Penalty	\$25.00
Replacement Certificate	\$ 3.00))
Qualifying & Design Examination	\$100.00
Initial Professional Exam	\$ 60.00
Initial Registration or Renewal	\$ 30.00
Late Registration Renewal Penalty	\$ 30.00
Reciprocity Application Fee	\$160.00
Reexamination - Qualifying Examination	
(one section)	\$ 20.00
(two sections)	\$ 40.00
(three sections)	\$ 60.00
(four sections)	\$ 80.00
(Design Exam)	\$ 70.00
(Professional Exam)	\$ 90.00
Replacement Certificate	\$ 15.00
Administering Exam for Other States	\$ 30.00

REPEALER

The following section of the Washington Administrative Code is repealed:

(1) WAC 308-12-300 REGISTRATION RENEWAL FEE.

WSR 81-15-068
PROPOSED RULES
DEPARTMENT OF LICENSING
 [Filed July 21, 1981]

Notice is hereby given in accordance with the provisions of RCW 34.04.025, that the Department of Licensing intends to adopt, amend, or repeal rules concerning the repeal of WAC 308-98-010 Eligibility; 308-98-020 Applications; 308-98-030 Temporary single cab card permits; 308-98-040 Denials and revocations; 308-98-050 Procedure for reviewing denials and revocations; 308-98-060 Return of canceled single cab cards; 308-98-070 Duplicate single cab cards and 308-98-080 Photostatic copies invalid;

that such agency will at 10 a.m., Wednesday, August 26, 1981, in the 2nd Floor Conference Room, Highways-Licenses Building, Olympia, Washington, conduct a hearing relative thereto;

and that the adoption, amendment, or repeal of such rules will take place at 10 a.m., Wednesday, August 26, 1981, in the 2nd Floor Conference Room, Highways-Licenses Building, Olympia, Washington.

The authority under which these rules are proposed is RCW 46.85.220.

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency prior to August 25, 1981, and/or orally at 10 a.m., Wednesday, August 26, 1981, 2nd Floor Conference Room, Highways-Licenses Building, Olympia, Washington.

Dated: July 15, 1981
 By: Wesley L. Barclift
 Sr. Asst. Director

STATEMENT OF PURPOSE

Title: Repeal chapter 308-98 WAC.

Description of Purpose: These rules are repealed due to the repeal of chapter 46.86 RCW by chapter 222, Laws of 1981.

Statutory Authority: These rules are promulgated under the general rule-making authority of the Department of Licensing as authorized by RCW 46.85.220.

Summary of Rules: The following sections of the Washington Administrative Code are repealed: WAC 308-98-010 Eligibility, 308-98-020 Applications, 308-98-030 Temporary single cab card permits, 308-98-040 Denials and revocations, 308-98-050 Procedure for reviewing denials and revocations, 308-98-060 Return of canceled single cab cards, 308-98-070 Duplicate single cab cards and 308-98-080 Photostatic copies invalid.

Agency Personnel Responsible for Drafting, Implementing and Enforcing Rules: In addition to the director, the following agency personnel have knowledge of and have responsibility for drafting, implementing and enforcing these rules: Merle Steffenson, Administrator, 2nd Floor, Highways-Licenses

Building, Olympia, WA 98504, 234-4565 (Scan), 753-4565 (Comm); and Paul Downey, Asst. Administrator, 2nd Floor, Highways-Licenses Building, Olympia, WA 98504, 234-6993 (Scan), 753-6993 (Comm).

Name of Person or Organization Proposing Rule, and Whether Public, Private or Governmental: These rules are proposed by the Department of Licensing, a governmental agency.

Agency Comments: None.

Whether the Rules are Necessary as a Result of Federal Law or Federal or State Court Action: These rules were not made necessary as the result of federal law or federal or state court action.

REPEALER

The following sections of the Washington Administrative Code are repealed:

WAC 308-98-010 Eligibility.
 WAC 308-98-020 Applications.
 WAC 308-98-030 Temporary single cab card permits.
 WAC 308-98-040 Denials and revocations.
 WAC 308-98-050 Procedure for reviewing denials and revocations.
 WAC 308-98-060 Return of canceled single cab cards.
 WAC 308-98-070 Duplicate single cab cards.
 WAC 308-98-080 Photostatic copies invalid.

WSR 81-15-069
PROPOSED RULES
INSURANCE COMMISSIONER
 [Filed July 21, 1981]

Notice is hereby given in accordance with the provisions of RCW 34.04.025, that the Insurance Commissioner intends to adopt, amend, or repeal rules concerning the repeal of WAC 284-12-024, 284-12-025, 284-12-027 and 284-12-028, pertaining to surplus line brokers and WAC 284-30-005, 284-30-010, 284-30-100, 284-30-110, 284-30-120, 284-30-130, 284-30-140, 284-30-150, 284-30-160, 284-30-170, 284-30-180, 284-30-190, 284-30-200, 284-30-990 and 284-30-991, pertaining to life insurance replacement requirements;

that such agency will at 10 a.m., Wednesday, August 26, 1981, in the Insurance Commissioner's Office, State Modular Building, Airdustrial Park, Airdustrial Way and Armstrong Street S.W., Olympia, Washington, conduct a hearing relative thereto;

and that the adoption, amendment, or repeal of such rules will take place at 10 a.m., Wednesday, August 26, 1981, in the Insurance Commissioner's Office, State Modular Building, Airdustrial Park, Olympia, Washington.

The authority under which these rules are proposed is RCW 48.02.060, 48.15.040, 48.15.050, 48.15.090 and 48.15.150 with respect to surplus line brokers regulation repeals; and RCW 48.02.060, 48.30.090, 48.30.100 and 48.30.180 with respect to life insurance replacement regulation repeals.

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency prior to August 25, 1981, (Mailing Address: Insurance Building, AQ-21, Olympia, WA 98504), and/or orally at 10 a.m., Wednesday, August 25, 1981, in the Insurance Commissioner's Office, State Modular Building, Airdustrial Park, Olympia, Washington.

Dated: July 17, 1981

By: Robert E. Johnson
Deputy Commissioner

STATEMENT OF PURPOSE

Repeal of Rules. The proposed action will repeal rules pertaining to surplus line brokers that have been superseded or readopted in chapter 284-15 WAC; and will repeal rules pertaining to life insurance replacement requirements that are no longer applicable, such rules having been superseded by WAC 284-23-400 through 284-23-530, which became effective October 1, 1980.

The basic purpose of the action is to remove from the Washington Administrative Code sections that are no longer needed.

The statutory authority to repeal such rules is, with respect to the surplus line brokers rules, RCW 48.02.060, 48.15.040, 48.15.050 and 48.15.150; and, with respect to the life insurance replacement rules, RCW 48.02-.060, 48.30.090, 48.30.100 and 48.30.180.

The proposed action will remove obsolete rules from the Washington Administrative Code.

Robert Higley and Robert E. Johnson, Deputy Insurance Commissioners, are responsible for the drafting, implementation and enforcement of the proposed repeal of rules. Their address is Insurance Building AQ-21, Olympia, Washington 98504. Robert Higley's telephone number is (206) 753-3492. Robert E. Johnson's number is (206) 753-2406.

The action is proposed by the office of the insurance commissioner.

The matters covered by the rules to be repealed will continue to be covered by other existing regulations.

The repeal of the rules is not required as the result of any federal law or any federal or state court action.

- (9) WAC 284-30-160 ENFORCEMENT.
- (10) WAC 284-30-170 FORMS.
- (11) WAC 284-30-180 SUPERSEDES PRIOR REGULATION.
- (12) WAC 284-30-190 SEVERABILITY.
- (13) WAC 284-30-200 EFFECTIVE DATE.
- (14) WAC 284-30-990 EXHIBIT 1—DISCLOSURE STATEMENT.
- (15) WAC 284-30-991 EXHIBIT 2—NOTICE TO APPLICANTS REGARDING REPLACEMENT OF LIFE INSURANCE.

REPEALER

The following sections of the Washington Administrative Code are repealed:

- (1) WAC 284-12-024 WAIVER OF UNAUTHORIZED ALIEN INSURERS' FINANCIAL REQUIREMENTS.
- (2) WAC 284-12-025 BROKERS—SURPLUS LINE—QUALIFICATIONS AND EXAMINATION.
- (3) WAC 284-12-027 FORM FOR SURPLUS LINE INSURER TO DESIGNATE PERSON TO RECEIVE LEGAL PROCESS.
- (4) WAC 284-12-028 SURPLUS LINE BROKERS' FORM TO BE FILED; CONTRACT STAMP TO BE USED.

WSR 81-15-070

ADOPTED RULES

INSURANCE COMMISSIONER

[Order R 81-3—Filed July 21, 1981—Eff. October 1, 1981]

I, Dick Marquardt, Insurance Commissioner, do promulgate and adopt at Olympia, Washington, the annexed rules relating to minimum loss ratio and filing requirements for health care service contractors.

This action is taken pursuant to Notice No. WSR 81-12-047 filed with the code reviser on June 3, 1981. Such rules shall take effect at a later date, such date being October 1, 1981.

This rule is promulgated pursuant to RCW 48.44.050 which directs that the Insurance Commissioner has authority to implement the provisions of RCW 48.44.040 and 48.44.020.

The undersigned hereby declares that he has complied with the provisions of the Open Public Meetings Act (chapter 42.30 RCW), the Administrative Procedure Act (chapter 34.04 RCW) or the Higher Education Administrative Procedure Act (chapter 28B.19 RCW), as appropriate, and the State Register Act (chapter 34.08 RCW).

APPROVED AND ADOPTED July 17, 1981.

By Dick Marquardt
Insurance Commissioner
David H. Rodgers
Chief Deputy

REPEALER

The following sections of the Washington Administrative Code are repealed:

- (1) WAC 284-30-005 WHICH REGULATION APPLICABLE.
- (2) WAC 284-30-010 REPLACEMENT OF LIFE INSURANCE POLICIES.
- (3) WAC 284-30-100 TITLE AND EXPLANATION.
- (4) WAC 284-30-110 PURPOSE.
- (5) WAC 284-30-120 REPLACEMENT OF LIFE INSURANCE DEFINED.
- (6) WAC 284-30-130 EXEMPTIONS.
- (7) WAC 284-30-140 DUTIES OF LICENSEES.
- (8) WAC 284-30-150 DUTIES OF INSURERS.

NEW SECTION

WAC 284-44-100 AUTHORITY AND PURPOSE. This regulation, WAC 284-44-100 through WAC 284-44-220, is promulgated under the authority of RCW 48.44.050. Its purpose is to

(1) Provide guidelines for the implementation of RCW 48.44.040 and RCW 48.44.020(2)(d) as to the filing of contract forms and rate schedules, and

(2) Establish standards for the reasonableness of anticipated loss ratios to implement the authority of the commissioner to disapprove contract forms where the

benefits provided are unreasonable in relation to the amount charged.

NEW SECTION

WAC 284-44-110 **APPLICABILITY AND SCOPE.** This regulation applies to all health care service contractors registered in this state under chapter 48.44 RCW. It applies to every contract, rider and endorsement form and every rate schedule, and any modification or change thereof, which is required to be filed with the commissioner pursuant to RCW 48.44.040 and RCW 48.44.020(2). It does not apply to health maintenance organizations registered in this state under chapter 48.46 RCW.

NEW SECTION

WAC 284-44-120 **DEFINITIONS.** For the purpose of this regulation the following terms shall have the meaning stated herein:

(1) "Amount charged" shall mean all sums charged, received, or deposited as consideration for a "contract" or "group contract" or the continuance thereof. An assessment or a membership, contract, survey, inspection, service or similar fee or charge made by the health care service contractor in consideration for a "contract" or "group contract" is deemed part of the "amount charged."

(2) "Certificate" shall mean the statement of coverage document furnished subscribers covered under a "group contract."

(3) "Claim" shall mean the cost of health care services paid to or provided on behalf of a "subscriber" in accordance with the terms of a "contract" or "group contract."

(4) "Contract" shall mean an agreement to provide health care services or pay health care costs for or on behalf of an individual "subscriber" and such eligible dependents as may be included therein.

(5) "Contract form" shall mean the prototype of a "contract" or "group contract" filed with the commissioner by a health care service contractor.

(6) "Earned amount charged" shall mean the "amounts charged" applicable to an accounting period whether received before, during or after such period.

(7) "Expenses" shall mean and include, but not be limited to the following:

- (a) Claims processing costs
- (b) Home office and field overhead
- (c) Acquisition and selling costs
- (d) Taxes
- (e) Contribution to surplus
- (f) All other costs except "claim" payments to or on behalf of the "subscriber."

(8) "Franchise plan" shall have the meaning set forth in RCW 48.20.350.

(9) "Group contract" shall mean an agreement issued to an employer, corporation, labor union, association, trust or other organization to provide health care services to employees or members of such entities and/or the dependents of such employees or members.

(10) "Incurred claims" shall mean:

(a) "claims" paid during the accounting period, plus
(b) the changes in reserves for "claims" which have been reported but not paid; plus

(c) the change in reserves for "claims" which have not been reported but which may reasonably be expected.

(11) "Loss ratio" shall mean the "incurred claims" stated as a percentage of the "earned amount charged."

(12) "Rate schedule" shall mean the schedule of prices for various units of coverage which are used to calculate the "amount charged."

(13) "Subscriber" shall mean a person on whose behalf a "contract" or "certificate" is issued.

NEW SECTION

WAC 284-44-130 **WHEN FILING IS REQUIRED.** (1) Pursuant to RCW 48.44.040 and RCW 48.44.020(2)(d), every contract, rider or endorsement form and any modifications thereof, and every rate schedule and any change thereof shall be filed with the commissioner

(a) before being offered for sale to the public,

(b) before such forms are modified or rate schedules are changed, and

(c) within thirty (30) days after the end of a three-year period during which a previous filing has remained unchanged for such period, including filings made prior to the effective date of this regulation.

(2) Filings of negotiated contract, rider and endorsement forms, and rate schedules applicable thereto, which are placed into effect at time of negotiation or which have a retroactive effective date shall not be required to be filed in accordance with (1)(a), (b) and (c) of this section but shall be filed within thirty (30) working days after group contract negotiations have been completed. An explanation for the delayed filing shall be given on the filing document set forth in WAC 284-44-220.

(3) If a return copy of the filing is desired it shall be submitted in duplicate. The duplicate copy will be stamped by the commissioner to indicate receipt of the filing and will be returned to the sender if a return self addressed envelope is enclosed with the filing.

NEW SECTION

WAC 284-44-140 **GENERAL CONTENTS OF ALL FILINGS.** Each filing required to be made pursuant to WAC 284-44-130 shall include:

(1) The information required on the filing documents set forth in WAC 284-44-210 for non-negotiated forms and rate schedules or as set forth in WAC 284-44-220 for negotiated forms and rate schedules,

(2) The anticipated loss ratio over the lesser of three years or the period for which the underlying assumptions are expected to remain reasonable,

(3) With respect to revisions of a previously filed contract, rider or endorsement form, the magnitude of any change in the amount charged during the latest three rate periods or the latest three contract years, whichever is greater, and

(4) Certification by an actuary, a corporate officer or other qualified designated individual that the filing is in compliance with the applicable laws and regulations of

the state of Washington and that the benefits and services to be provided are reasonable in relation to the amount charged.

NEW SECTION

WAC 284-44-150 EXPERIENCE RECORDS. (1) Every health care service contractor shall maintain for each contract, rider or endorsement form for each rating period or contract year records of:

- (a) incurred claims,
- (b) earned amounts charged,
- (c) expenses, and
- (d) contributions to the corporate reserve account.

(2) Such records shall include data for rider and endorsement forms which are used with the contract forms. Separate data may be maintained for each rider or endorsement form to the extent appropriate. Experience under contract forms which provide substantially similar coverage may be combined for record keeping purposes.

NEW SECTION

WAC 284-44-160 EVALUATING EXPERIENCE DATA. In determining the credibility and appropriateness of experience data, due consideration must be given to all relevant factors, including:

- (1) Statistical credibility of amounts charged and services and benefits paid, such as low exposure, low loss frequency and recoupment;
- (2) Experienced and projected trends relative to changes in medical costs and changes in utilization;
- (3) The concentration of experience at early contract durations where selection or adverse-selection in morbidity are applicable and where loss ratios are expected to be substantially different at later durations;
- (4) The mix of business by risk classification; and
- (5) Adverse selection or lapse factors reasonably expected in connection with revisions to contract provisions, services and benefits and amounts charged.

NEW SECTION

WAC 284-44-170 MINIMUM REQUIRED ANTICIPATED LOSS RATIO. (1) Benefits shall be deemed reasonable in relation to amount charged provided the anticipated loss ratio is at least

- (a) 65% for individual subscriber contract forms,
- (b) 70% for "franchise plan" contract forms, and
- (c) 80% for group contract forms.

(2) With the approval of the commissioner contract, rider and endorsement forms which provide substantially

similar coverage may be combined for the purpose of determining the anticipated loss ratio.

NEW SECTION

WAC 284-44-180 CONTRACT FORMS EXCLUDED FROM MINIMUM LOSS RATIO REQUIREMENTS. Minimum loss ratio requirements of WAC 284-44-170 shall not apply to:

(1) contract, rider and endorsement forms which may be exempted by the commissioner pursuant to WAC 284-44-190.

(2) Medicare Supplement contract forms and Medicare Supplement group contract forms, they being subject to anticipated loss ratios of 60% and 75%, respectively, by Chapter 153, Laws of 1981.

NEW SECTION

WAC 284-44-190 UNIQUE CONTRACT FORMS. The requirements of WAC 284-44-140 and of WAC 284-44-170 may be waived or modified upon a finding by the commissioner that a contract, rider or endorsement form contains or involves unique provisions or circumstances such as:

- (1) Negotiated, experience rated or merit rated contract, rider or endorsement forms;
- (2) Group contract forms designed to cover 25 or fewer subscribers or group contract forms which are designed to generate an unusually small amount charged per subscriber;
- (3) Unusual employment, geographic, or other circumstances of the subscribers entailing high acquisition costs or other unusual expenses;
- (4) A high risk of claim fluctuation because of the low loss frequency or the catastrophic or experimental nature of the coverage;
- (5) Unusual product features such as long elimination periods, high deductibles and high maximum limits or
- (6) Issuance on a basis where the benefits provided and amount charged are determined by an affiliated health care service contractor outside of this state as to which the health care service contractor does not have direct control of the services and benefits offered and the amount charged for such contract form.

NEW SECTION

WAC 284-44-200 EFFECTIVE DATE. This regulation, WAC 284-44-100 through 284-44-220, shall become effective on October 1, 1981.

NEW SECTION

WAC 284-44-210 "FILING DOCUMENT" FORM

STANDARD CONTRACT FILING INFORMATION

(Health Care Contractor):

Contract Form Number

Effective Date Date Submitted

- ... Individual Contract
- ... Medicare Supplement Contract
- ... Community Rated Contract
- ... Conversion Contract
- ... New Contract (attach contract)
- ... No Change in Contract Past 3 Years

If this is a Revision of an Existing Contract, check here (...) and attach appropriate endorsements/riders.

- a) ... Experience Rate Change%
- b)... Recoupment%
- c) ... Benefit Change(s)%
- d)... Reserves%

#####

Current Rates

Experience Rate Change

Recoupment

Reserves

Benefit Change(s)

Total New Rates

#####

EXPERIENCE (Provide information for the latest three rate periods or latest three contract years, whichever is greater.)

	Current Rate Period	First Prior Rate Period	Second Prior Rate Period
Rate Period Experience	From to	From to	From to
Earned Income			
Paid Claims			
Beginning Incurred Reserve			
Ending Incurred Reserve			
Incurred Claims			
Loss Ratio Percentage			
Expenses			
Gain/Loss			
Contribution to Corporate Surplus			

GENERAL INFORMATION:

1.% of premium is charged for administering this contract.
2. a)% is the overall annual trend factor used to project the new rates.
 b) Annual trend factor by line of service:
 Hospital% Professionals% Dental% Other:%
3. Rate Period Claim Breakdown:

Hospital	% of total	Professional	% of total	Dental	% of total	Other	% of total
\$.....	\$.....	\$.....	\$.....

- 4. months experience was used to develop the new rates.
From to
- 5. For what period are the new rates anticipated to remain in effect?
From to
- 6. The anticipated loss ratio over the period the new rates are assumed to remain adequate is%.
- 7. List the effective date and increase percentage of all rate changes in the past three rate periods.
1) 2) 3)
(date) % (date) % (date) %

8. Comments or additional information

9. I hereby certify that this filing is in compliance with applicable laws and regulations of the state of Washington and that the benefits and services to be provided are reasonable in relation to the amount charged.

Signed
 Title

NEW SECTION

WAC 284-44-220 "FILING DOCUMENT" FORM

NON-STANDARD CONTRACT FILING INFORMATION

(Health Care Contractor):

(Contract Holder):

Effective Date of Contract

Effective Date (of change) Date Submitted

Contract Form Number Contract Number

... New Contract (attach contract)

... Revision of Existing Contract (attach appropriate endorsements/riders)

a)... Experience Rate Change% b)... Recoupment%

c)... Benefit Change(s)% d)... Reserves%

#####

Current Rates

Experience Rate Change

Recoupment

Reserves

Benefit Change(s)

Total New Rates

EXPERIENCE (Provide information for the latest three rate periods or latest three contract years, whichever is greater.)

	Current Rate Period	First Prior Rate Period	Second Prior Rate Period
Rate Period			
Experience	From to	From to	From to
Earned Income			
Paid Claims			

Beginning
Incurred
Reserve

Ending
Incurred
Reserve

Incurred
Claims

Loss Ratio
Percentage

Expenses

Gain/Loss

Experience
Refund or
Credit

Contribution
to Corporate
Surplus

#####

Comments or additional information:

.....
.....
.....
.....

I hereby certify that this filing is in compliance with applicable laws and regulations of the state of Washington and that the benefits and services to be provided are reasonable in relation to the amount charged.

Signed

Title

REPEALER

The following section of the Washington Administrative Code is repealed, effective October 1, 1981:
WAC 284-44-060 MINIMUM FILING REQUIREMENTS.

WSR 81-15-071

PROPOSED RULES

DEPARTMENT OF TRANSPORTATION

[Filed July 21, 1981]

Notice is hereby given in accordance with the provisions of RCW 34.04.025, that the Department of Transportation intends to adopt, amend, or repeal rules concerning categorical exemptions, amending WAC 468-12-170;

that such agency will at 10:00 a.m., Friday, September 11, 1981, in the Board Room, 1D9, Highway Administration Building, Olympia, Washington, conduct a hearing relative thereto;

and that the adoption, amendment, or repeal of such rules will take place at 10:00 a.m., Friday, September 11, 1981, in the Board Room, 1D9, Highway Administration Building, Olympia, Washington.

The authority under which these rules are proposed is RCW 47.01.101(5).

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency prior to September 11, 1981, and/or orally at 10:00 a.m., Friday, September 11, 1981, Board Room, 1D9, Highway Administration Building, Olympia, Washington.

Dated: July 20, 1981
By: V. W. Korf
Deputy Secretary

STATEMENT OF PURPOSE

Title: Amendment of WAC 468-12-170, Categorical Exemptions.

Summary of Rule: Lists Categorical Exemptions in accordance with State Environmental Protection Act regulations.

For Further Information: Mr. Robert S. Nielsen, Assistant Secretary of Public Transportation and Planning, Department of Transportation, Room 1A23, Highway Administration Building, KF-01, Olympia, WA 98504, phone 753-6101, is responsible for the drafting, implementation and enforcement of this rule.

Proponent of Amendment: The Washington State Department of Transportation is the proponent of the amendment.

Agency Comments or Recommendations: Amendment of this obsolete rule will eliminate a source of confusion.

Action Caused by Federal Law or Federal or State Court Action: Not caused by the above.

AMENDATORY SECTION (Amending DOT Order 10 & Comm. Order 1, Resolution 13, filed 12/20/78)

WAC 468-12-170 CATEGORICAL EXEMPTIONS. The following activities of the transportation department are within the categorical exemptions contained in the indicated subsections of WAC 197-10-170:

(1) The repair, maintenance, or minor alteration of existing private or public structures, facilities or equipment, as provided in WAC 197-10-170(1)(k), including but not limited to:

- (a) Burning of weeds or brush within right of way limits;
- (b) Preparation, storage, and application of NaCl (rock salt), sand, and de-icing chemicals;
- (c) Disposal and/or treatment of sewage generated on transportation department property in accordance with state and local regulations;
- (d) Right of way mowings;
- (e) Snow removal and avalanche control;
- (f) Erosion control measures;
- (g) Stormwater disposal procedures not involving significant changes in existing drainage patterns and quantities outside of transportation right of way;
- (h) Street, road, rail, and airport cleaning and sweeping;
- (i) Litter pickup and disposal;
- (j) Removal and disposal of debris;
- (k) Application of right of way fertilizer;
- (l) Planting, thinning, and removal of roadside, railside, or airport trees as required for landscaping and maintenance purposes;

- (m) Dead animal removal and disposal;
- (n) Pavement burning;
- (o) Maintenance and fencing of game crossings;
- (p) Pit and sundry site reclamation;
- (q) Waste oil disposal;
- (r) Maintenance of chemical toilets;
- (s) Control and disposal of roadway spills;

(t) All repair, maintenance, or minor alteration of existing transportation pavement, rails, earthwork, bridges, tunnels, guardrails, railroad protective devices, signs, paths, trails, buildings, toll booths, radio and telephone equipment, air quality equipment, rest area facilities, storage facilities, pit sites, airports, and other physical features and structures within the jurisdiction of the transportation department.

(2) Adoptions or approvals of utility, transportation, and solid waste disposal rates, as provided in WAC 197-10-170(7)(i), including, but not limited to the establishment of or changes in toll rates.

(3) Information collection and research, as provided by WAC 197-10-170(17), including but not limited to the development, adoption, and revision of (~~fourteen~~-year) transportation plans and six-year construction programs, and any other studies, plans, and programs which lead to proposals which have not yet been approved, adopted, or funded, and which do not commit the transportation department to proceed with the proposals contained therein.

WSR 81-15-072
PROPOSED RULES
SUPERINTENDENT OF
PUBLIC INSTRUCTION
[Filed July 21, 1981]

Notice is hereby given in accordance with the provisions of RCW 34.04.025, that the Superintendent of Public Instruction intends to adopt, amend, or repeal rules entitled Finance—School district budgeting, amending chapter 392-123 WAC;

that such agency will at 9:00 a.m., Wednesday, September 2, 1981, in the State modular building, 7510 Armstrong Street S.W., Conference Room A, Tumwater, conduct a hearing relative thereto;

and that the adoption, amendment, or repeal of such rules will take place at 9:00 a.m., Friday, September 4, 1981, in the Executive Services Conference Room, 7510 Armstrong Street S.W., Tumwater.

The authority under which these rules are proposed is RCW 28A.41.170, 28A.41.055 and 28A.65.465.

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency prior to September 2, 1981, and/or orally at 9:00 a.m., Wednesday, September 2, 1981, State modular building, 7510 Armstrong Street S.W., Conference Room A, Tumwater.

Dated: July 21, 1981
By: Frank Brouillet
Superintendent of Public Instruction

STATEMENT OF PURPOSE

Rule: Chapter 392-123 WAC Finance—School district budgeting.

Rule Section(s): WAC 392-123-005 Purposes, 392-123-010 The accounting manual, 392-123-051 Basis of budgeting and accounting, 392-123-054 Time schedule for budget, 392-123-055 Identification of revenues to be included in the budget, 392-123-071 Budget extensions—First-class school

districts, 392-123-072 Budget extensions—Second-class school districts, 392-123-115 Monthly budget status report for general fund operations, 392-123-120 Statement of financial condition—Financial position of the school district, 392-123-125 Personnel budget status report, 392-123-130 Monthly cash and investment status report for funds other than the general fund and 392-123-140 Interfund loans allowable.

Statutory Authority: RCW 28A.41.170, 28A.41.055 and 28A.65.465.

Purpose of the Rule(s): To implement budgeting procedures for common schools.

Summary of the New Rule(s) and/or Amendments: 392-123-005 Amendment reflects codification of statute, 392-123-011 Clarifies that superintendent means SPI, 392-123-051 Addition of words "capital projects" implements chapter 250, Laws of 1981, subsection (d) establishes basis of budgeting and accounting for building reserve fund established by some act, and substituting "expenditure" for "cost" reflects proper terminology, 392-123-054 Addition of words "for review and comment" clarify purpose of filing, 392-123-055 Amendment deletes unnecessary language, 392-123-071 Amendment deletes obsolete language, 392-123-072 Amendment deletes obsolete language, 392-123-115 Amendment make language general rather than specific and makes WAC 392-123-130 obsolete, 392-123-120 Amendment requires monthly financial report, 392-123-125 Amendments clarify that days are calendar days and eliminates unnecessary language, 392-123-130 Repeal eliminates unnecessary provision (See WAC 392-123-115) and 392-123-140 Amendment implements chapter 250, Laws of 1981.

Reasons Which Support the Proposed Action(s): Amendments reflect chapter 250, Laws of 1981 and need for code to reflect current practices.

Person or Organization Proposing the Rule(s): SPI, Government.

Agency Personnel Responsible for Drafting of the Rule(s): Ralph E. Julnes, Room 1500, SPI Building, 753-2298; Implementation: Tom Case, Room 1000, SPI Building, 753-3584; and Enforcement: Charles McNurlin, Room 1000, SPI Building, 753-6742.

The Rule(s) is (are) Necessary as the Result of Federal Law, Federal Court Action or State Court Action (If so, Attach a Copy of the Law or Decision). [No information supplied by agency]

Agency Comments, if any, Regarding Statutory Language, Implementation, Enforcement and Fiscal Matter Pertaining to the

Rule(s): For the most part is general housekeeping.

AMENDATORY SECTION (Amending Order 8-76, filed 7/23/76)

WAC 392-123-005 PURPOSES. The purposes of this chapter are to implement (~~section 14, chapter 118, Laws of 1975-76 2nd excess;~~) chapter 28A.65 RCW and insure proper budgetary procedures and practices on the part of school districts.

AMENDATORY SECTION (Amending Order 8-76, filed 7/23/76)

WAC 392-123-010 THE ACCOUNTING MANUAL. The superintendent of public instruction and the office of the state auditor shall publish and distribute to each school district an accounting manual which shall be referred to as The Accounting Manual for Public School Districts of the State of Washington. Such accounting manual, as now or hereafter amended, shall govern the accounting procedures of each school district and is hereby incorporated into this chapter by this reference. Prior to any revision thereof, the superintendent of public instruction shall publish notice of such proposed action and shall hold at least one public hearing.

AMENDATORY SECTION (Amending Order 80-16, filed 5/13/80)

WAC 392-123-051 BASIS OF BUDGETING AND ACCOUNTING. This section sets forth the basis for revenue and expenditure recognition for budgeting and accounting.

(1) The following terms when used herein shall have the following meanings, unless where used the context thereof shall clearly indicate to the contrary:

(a) "Revenue" means additions of assets during a given fiscal period to a fund of a school district in the form of cash which does not accompany the incurrence of liabilities or represent refunds of previous disbursements.

(b) "Accrual basis expenditures" mean costs during a given fiscal period for liabilities incurred, whether paid or unpaid.

(c) "Cash basis expenditures" mean actual disbursements during a given fiscal period for operating costs, capital outlay, and debt service, regardless of when liabilities are incurred, or the period of incurrence of cost.

(d) "Appropriation" means the maximum authorization during a given fiscal period to incur expenditures.

(e) "Disbursements" mean payments in cash, including but not limited to payments by warrants.

(2) All school districts must utilize the following methods of revenue and expenditure recognition in budgeting, accounting and financial reporting:

(a) Recognize revenue as defined above.

(b) Utilize the accrual basis for the recognition of expenditures in determining operating costs from the general fund: PROVIDED, That school districts with less than one thousand full time equivalent students for the previous year may utilize the cash basis for the recognition of expenditures in determining operating costs from the general fund: PROVIDED FURTHER, That in school districts with less than one thousand full time equivalent students using the cash basis for the recognition of expenditures shall prepare a list of accounts payable as of the end of the fiscal year, subject to the penalties of perjury, a copy of which will accompany the districts' annual report and a copy of which will be filed with the districts' board of directors.

(c) Utilize the accrual basis for the recognition of expenditures in determining the costs of site acquisitions and the construction of buildings from the building and capital projects fund: PROVIDED, That school districts with less than one thousand full time equivalent students for the previous year may utilize the cash basis for recognition of expenditures in determining the costs of site acquisitions and the construction of buildings from the building and capital projects fund.

(d) (~~For fiscal year 1979-80 utilize the cash basis for the recognition of expenditures in determining costs for bond interest and redemption funds, refunding bond funds and refunded bond funds and for fiscal year 1980-81 and thereafter~~) Utilize the accrual basis of expenditure recognition in determining expenditures of the building reserve fund: PROVIDED, That school districts with less than one thousand full-time equivalent students for the previous year may utilize the cash basis of recognition of expenditures in determining expenditures of the building reserve fund.

(e) Utilize the basis of matured debt for the recognition of expenditures in determining costs for bond interest and redemption funds, refunding bond funds and refunded bond funds based upon when bond interest and bond redemptions become due: PROVIDED, That school districts with an average of less than one thousand full-time equivalent students during the previous school year may utilize the cash basis for recognition of expenditures in determining the costs of bond fund interest and redemptions, refunding bonds and refunded bonds from the bond interest and redemption funds, refunding bond funds and refunded bond funds.

((t)) (f) For fiscal year 1979-80 utilize the cash basis for the recognition of expenditure in determining costs for permanent insurance funds and for fiscal year 1980-81 and thereafter utilize the accrual basis for the recognition of expenditures in determining ((costs)) expenditures for permanent insurance funds.

((f)) (g) Utilize the accrual basis of expenditure recognition for the associated student body program fund: PROVIDED, School districts with less than 1000 full-time equivalent students for the previous fiscal year may utilize the cash basis for recognition of expenditure in determining ((operating cost)) expenditures of the associated student body program fund.

AMENDATORY SECTION (Amending Order 80-16, filed 5/13/80)

WAC 392-123-054 TIME SCHEDULE FOR BUDGET. The time schedule for preparation, adoption and filing of the annual budget is as follows:

Final Date For Action	First-Class Districts	Second-Class Districts
July 10	Final date for district to prepare budget. Upon completion of their budgets, every school district shall publish a notice stating that the district has completed the budget and placed the same on file in the school district administration office, that a copy thereof will be furnished any person who will call upon the district for it, and that the board of directors will meet for the purpose of fixing and adopting the budget of the district for the ensuing fiscal year. Such notice shall designate the date, time, and place of said meeting. The notice shall also state that any person may appear thereat and be heard for or against any part of such budget. Said notice shall be published at least once each week for two consecutive weeks in a newspaper of general circulation in the district, or, if there be none, in a newspaper of general circulation in the county or counties in which such district is a part. The last notice shall be published no later	Same as first-class.

Final Date For Action	First-Class Districts	Second-Class Districts
July 10	than seven days immediately prior to the hearing. Final date for district board of directors to petition in writing the superintendent of public instruction for permission to include receivables collectible in future years, in order to balance the budget.	Same as first-class.
July 15		Final date to have sufficient number of copies of budget to meet reasonable demands of public. Also, final date to submit one copy of budget to educational service district for review and comment.
July 20	Final date to have sufficient copies of budget to meet reasonable demands of public. Also, final date to submit one copy of budget to educational service district for review and comment.	
July 25		Final date for educational service district to notify districts of problems noted in review.
August 1		Final date for board directors to meet in public hearing and fix and adopt said budget. Such hearing may be continued not to exceed a total two days: PROVIDED, That the budget must be adopted no later than August 1st. Upon conclusion of the hearing the board of directors shall fix and determine the appropriation from each fund contained in the budget separately, and shall by resolution adopt the budget and the appropriations as so finally determined, and enter the same in the official minutes of the board.
August 3		Last date to forward five copies of said adopted budget to educational service district for review, alteration and approval.

Final Date For Action	First-Class Districts	Second-Class Districts
August 10	Final date for educational service district to notify districts of review problems noted in review.	
August 31	Final date for board of directors to meet in public hearing and fix and adopt said budget. Such hearing may be continued not to exceed a total of two days: PROVIDED , That the budget must be adopted no later than August 31st. Upon conclusion of the hearing, the board of directors shall fix and determine the appropriation from each fund contained in the budget separately, and shall by resolution adopt the budget and the appropriations as so finally determined, and enter the same in the official minutes of the board.	Last date for the budget review committee to fix and approve the amount of the appropriation from each fund of the budget. No budget review committee shall knowingly approve any budget or appropriation that is in violation of state law or rules and regulations adopted by the superintendent of public instruction. A copy of said budget shall be returned to the local school districts no later than September 10th. Members of the budget review committee as referred to in this section shall consist of the educational service district superintendent or a representative thereof, a member of the local board of directors or a representative thereof and a representative of the superintendent of public instruction.
September 3	Final date for district to file four copies of said adopted budget with their educational service district.	
September 10	Last date for educational service district to file copies of said adopted budgets with the superintendent of public instruction, the office of the state auditor and the appropriate county auditor. One copy will be retained by educational service district.	Same as first-class except one copy of adopted and approved budget must be returned to local school district by this date.

which the budget is being prepared may be budgeted by a school district, except under the following condition: Receipt of written permission from the superintendent of public instruction to budget as revenue in a district's budget receivables collectible in future fiscal periods.

All available current information including current instructions contained in bulletins now or hereafter published by the superintendent of public instruction shall be used to determine the amount of budget revenues that can reasonably be expected to be received in cash in the fiscal period. ~~((A major emphasis shall be placed on the tax levy collection success in the time period immediately preceding the budget period:))~~ Proposed levies which have not been certified as approved by the voters shall not be included in the budget as adopted for operation of the district.

AMENDATORY SECTION (Amending Order 80-16, filed 5/13/80)

WAC 392-123-071 BUDGET EXTENSIONS—FIRST-CLASS SCHOOL DISTRICTS. Upon the happening of any emergency in a first-class school district caused by fire, flood, explosion, storm, earthquake, epidemic, riot, insurrection, or for the restoration to a condition of usefulness of any school district property, the usefulness of which has been destroyed by accident, and no provision has been made for such expenditures in the adopted appropriation, the board of directors, upon the adoption by the vote of the majority of all board members of a resolution stating the facts constituting the emergency, may make an appropriation therefor without notice or hearing.

If in first-class districts it becomes necessary to increase the amount of the appropriation, and if the reason is not one of the emergencies specifically enumerated above the school district board of directors, before incurring expenditures in excess of expenditures therefor, shall adopt a resolution stating the facts and the estimated amount of appropriation to meet it.

Such resolution shall be voted on at a public meeting, notice to be given in the manner provided in WAC 392-123-054. Its introduction and passage shall require the vote of a majority of all members of the school district board of directors.

Any person may appear at the meeting at which the appropriation resolution is to be voted on and be heard for or against the adoption thereof.

All adopted appropriation resolutions adopted pursuant to this section shall be filed with the superintendent of public instruction, the office of the state auditor, the educational service district and the appropriate county auditor. The final date for adopting appropriation resolutions extending budgets other than for any emergency as stated above shall be June 30 ~~((:PROVIDED, That for fiscal year 1979-80 the final date shall be August 31))~~. The final date for adopting appropriation resolutions extending budgets for any emergency as stated above shall be August 31. Each copy of all appropriation resolutions filed shall have attached a copy of the school district budget as revised by the appropriation resolution and a copy of the latest budget status report. The revised budget shall be on forms provided by the superintendent of public instruction and shall be prepared in accordance with instructions provided by the superintendent of public instruction. Any appropriation resolution adopted after the dates specified in this section shall be null and void. Any appropriation resolution adopted after the current appropriation level has been exceeded shall be null and void to the extent that the current appropriation level has been exceeded.

AMENDATORY SECTION (Amending Order 80-16, filed 5/13/80)

WAC 392-123-072 BUDGET EXTENSIONS—SECOND-CLASS SCHOOL DISTRICTS. If a second-class school district needs to increase the amount of the appropriation from any fund the school district board of directors before incurring expenditures in excess of appropriations shall obtain approval from the superintendent of public instruction in the following manner: The school district board of directors shall adopt a resolution stating the specific reason(s) for extending the budget, the estimated amount of additional appropriation needed and the source(s) of funds.

Such resolution shall be voted on at a public meeting, notice to be given in the manner provided by WAC 392-123-054. Introduction and passage shall require the vote of a majority of all members of the school district board of directors.

Any person may appear at the meeting at which the appropriation resolution is to be voted on and be heard for or against the adoption thereof.

AMENDATORY SECTION (Amending Order 80-16, filed 5/13/80)

WAC 392-123-055 IDENTIFICATION OF REVENUES TO BE INCLUDED IN THE BUDGET. Only revenues which can be reasonably anticipated to be received in cash in the fiscal period for

Upon passage of the appropriation resolution the school district shall petition the superintendent of public instruction for approval to increase the amount of its appropriations. Such petition to be made on forms provided by the superintendent of public instruction. Five copies of the request for budget extension shall be prepared in accordance with current instructions contained in bulletins now or hereafter published by the superintendent of public instruction and attached to each copy shall be a copy of the latest budget status report and a copy of the board resolution.

The request for budget extension shall be forwarded to the educational service district for approval by the educational service district superintendent.

If approved, the request for budget extension shall be forwarded by the educational service district to the superintendent of public instruction for final approval. Except for requests for budget extensions for emergencies as defined in WAC 392-123-071, the superintendent of public instruction shall not approve requests for budget extensions received after the close of business on June 30 or the last business day prior to June 30 if June 30 occurs on a nonbusiness day (~~PROVIDED, That for fiscal year 1979-80 the final date for receiving budget extensions shall be August 29~~). The final date for receiving requests for budget extensions for emergencies defined in WAC 392-123-071 shall be the close of business on August 31 or the last business day prior to August 31 if August 31 occurs on a nonbusiness day.

Any request for budget extension shall not be approved by the superintendent of public instruction to the extent that the current appropriation has been exceeded prior to the request for budget extension.

All appropriation resolutions approved by the superintendent of public instruction shall be filed by the superintendent of public instruction with the educational service district, the state auditor, and the appropriate county auditor.

AMENDATORY SECTION (Amending Order 80-16, filed 5/13/80)

WAC 392-123-079 REVIEW OF SECOND-CLASS DISTRICT BUDGETS AND BUDGET ((INSTRUCTIONS)) EXTENSIONS. Budgets of second-class school districts shall be reviewed by the educational service district prior to adoption by the school district board of directors. Second-class school districts shall submit a copy of their budget to their educational service district for review at least fourteen days prior to adoption, but not later than July 15.

Educational service districts shall notify each of its second-class school districts of any problems noted during the review prior to adoption of the budget by the board of directors.

The review shall include data entry and edit of the school district in the manner prescribed by the superintendent of public instruction.

Review of second-class school district adopted budgets shall be performed by the educational service districts. Said review shall include, but is not limited to, completion of data entry and edit, review of revenues and net cash and investments for accuracy, appropriateness of expenditures and determination of whether or not the budget is in compliance with this chapter, state statutory law, and budget instructions issued by the superintendent of public instruction.

The educational service district will notify the district of all problems noted during the review. The educational service district shall attempt to have the problems corrected prior to submission of the budget to the superintendent of public instruction.

The superintendent of public instruction shall conduct meetings with representatives of the educational service district and/or school district as deemed necessary to correct problems and to fix and approve the amount of appropriation from each fund of the budget as prescribed in RCW 28A.65.430 and WAC 392-123-054.

Review of budget extensions shall consist of data entry and edit, review of revenues and net cash and investments for accuracy, appropriateness of expenditures, and determination of whether or not the budget extension is in compliance with this chapter, state statutory law, and budget instructions issued by the superintendent of public instruction. Approval of budget extensions shall be in accordance with WAC 392-123-072.

AMENDATORY SECTION (Amending Order 80-16, filed 5/13/80)

WAC 392-123-115 MONTHLY BUDGET STATUS REPORTS ((FOR GENERAL FUND OPERATIONS)). A monthly budget status report for the ~~(general)~~ each fund shall be prepared by

the administration of each school district; and a copy of the most current budget status reports shall be provided to each member of the board of directors of the district at the board's regular monthly meeting and to the educational service district superintendent and/or the superintendent of public instruction along with other financial information if deemed necessary by the superintendent of public instruction. The report shall contain the most current approved budget amounts by summary level accounts and the cash and investment balance at the beginning and end of the period being analyzed. State form F-198, which is entitled "The Budget Status Report" and also is found in the state form F-196, is an example of the type and level of information necessary for this report. Also, as a part of the budget status report, the administration shall provide each member of the board of directors with a brief written explanation of any significant deviations in revenue and/or expenditure projections that may affect the financial status of the district. A section of the budget status report for the general fund shall indicate an analysis of any change in the amount of investments of general fund moneys and shall display investment earnings and the fund to which they are credited.

AMENDATORY SECTION (Amending Order 8-76, filed 7/23/76)

WAC 392-123-120 STATEMENT OF FINANCIAL CONDITION—FINANCIAL POSITION OF THE SCHOOL DISTRICT. The administration of each school district which is required to maintain a double-entry accounting system shall be required to provide the board of directors of the district with a statement of financial condition monthly. The "statement of financial condition" in state form F-196, ~~((Part H))~~ is an example of the type of format and level of information necessary for this report.

AMENDATORY SECTION (Amending Order 8-76, filed 7/23/76)

WAC 392-123-125 PERSONNEL BUDGET STATUS REPORT. Each school district shall maintain the capability to prepare a monthly personnel status report within fifteen calendar days following the end of each month. This report shall display the combined responsibilities of the district's administrative staff for personnel management and budget control and shall indicate the status of expenditures and commitments for salaries and wages ~~((the largest budgetary item in the general fund))~~. The report shall also indicate the number of certificated and classified positions planned in the budget and the amount of funds budgeted for those positions, summarized by program and/or responsibility area. The number of positions actually filled and the amount of funds actually expended or encumbered in support of these positions shall also be displayed in a manner that can be compared with budget. Any significant variance between budgeted positions and actual should be analyzed. The personnel budget status report shall be provided to the superintendent of public instruction or the board of directors of the district within ten days from the date of such request from either the superintendent or board. A district's board of directors may use the personnel status report in conjunction with a monthly budget status report and the statement of financial condition to manage the financial position of the district.

AMENDATORY SECTION (Amending Order 8-76, filed 7/23/76)

WAC 392-123-140 INTERFUND LOANS ALLOWABLE. Loans between the general fund, the building and capital projects fund, or to the bond interest and redemption fund are allowable to alleviate a temporary cash deficiency in the borrowing fund. Loans shall not be made from any fund to the detriment of any function or project for which the fund was established.

REPEALER

The following section of the Washington Administrative Code is repealed:

WAC 392-123-130 MONTHLY CASH AND INVESTMENT STATUS REPORT FOR FUNDS OTHER THAN THE GENERAL FUND.

WSR 81-15-073
PROPOSED RULES
SUPERINTENDENT OF
PUBLIC INSTRUCTION
 [Filed July 21, 1981]

Notice is hereby given in accordance with the provisions of RCW 34.04.025, that the Superintendent of Public Instruction intends to adopt, amend, or repeal rules entitled Transportation—Specifications for school buses, amending chapter 392-143 WAC;

that such agency will at 9:00 a.m., Wednesday, September 2, 1981, in the State modular building, 7510 Armstrong Street S.W., Conference Room A, Tumwater, conduct a hearing relative thereto;

and that the adoption, amendment, or repeal of such rules will take place at 9:00 a.m., Friday, September 4, 1981, in the Executive Services Conference Room, 7510 Armstrong Street S.W., Tumwater.

The authority under which these rules are proposed is RCW 46.61.380.

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency prior to September 2, 1981, and/or orally at 9:00 a.m., Wednesday, September 2, 1981, State modular building, 7510 Armstrong Street S.W., Conference Room A, Tumwater.

Dated: July 21, 1981

By: Frank Brouillet

Superintendent of Public Instruction

STATEMENT OF PURPOSE

Rule Chapter: Transportation—Specifications for school buses—Inspection by state patrol.

Rule Section(s): [No information supplied by agency]

Statutory Authority: RCW 46.61.380.

Purpose of the Rule(s): To provide for inspection of school buses by the state patrol.

Summary of the New Rule(s) and/or Amendments: Current rule provides for two inspections of each school bus by the state patrol each year. The proposed rule requires a single inspection of each school bus each year but also provides for an unannounced inspection of 25% of each districts school bus fleet each year.

Reasons Which Support the Proposed Action(s): Unannounced inspections are expected to encourage better maintenance and safety at all times.

Person or Organization Proposing the Rule(s): SPI, Government.

Agency Personnel Responsible for Drafting of the Rule(s): Ralph E. Julnes, Room 1500, SPI Building, 753-2298; Implementation: Don Carnahan, SPI Building, Room 1000, 753-0235; and Enforcement: Charles A. McNurlin, Room 1000, SPI Building, 753-6742.

The Rule(s) is (are) Necessary as the Result of Federal Law, Federal Court Action or State Court Action (If so, Attach a Copy of the Law or Decision). [No information supplied by agency]

Agency Comments, if any, Regarding Statutory Language, Implementation, Enforcement and Fiscal Matter Pertaining to the Rule(s): The proposed inspection system should prove more efficient and result in greater safety.

AMENDATORY SECTION (Amending Order 7-75, filed 12/22/75)

WAC 392-143-035 INSPECTION BY STATE PATROL. All school buses shall be inspected annually by the Washington state patrol ((twice each year)). These inspection dates and centers shall be determined by the superintendent of public instruction and the chief of the state patrol. School districts shall be notified by the chief of the state patrol prior to each annual inspection of the time and place of inspection. School buses ((which are)) not presented for inspection at the time and place scheduled by the chief of the state patrol shall not be operated as a school bus unless the requirement is ((first)) temporarily waived in writing by the chief of the state patrol or until the school bus has passed the required annual inspection. A second annual inspection of at least twenty-five percent of each school district's fleet shall be conducted by the Washington state patrol. This second annual inspection shall be unannounced and the inspection team shall select which buses in the fleet it will inspect. These unannounced second annual inspections shall be scheduled so that they do not disrupt the regular transportation program.

WSR 81-15-074
PROPOSED RULES
SUPERINTENDENT OF
PUBLIC INSTRUCTION
 [Filed July 21, 1981]

Notice is hereby given in accordance with the provisions of RCW 34.04.025, that the Superintendent of Public Instruction intends to adopt, amend, or repeal rules entitled Transportation—Authority and state reimbursement, amending chapter 392-141 WAC;

that such agency will at 9:00 a.m., Wednesday, September 2, 1981, in the State modular building, 7510 Armstrong Street S.W., Conference Room A and B, Tumwater, conduct a hearing relative thereto;

and that the adoption, amendment, or repeal of such rules will take place at 9:00 a.m., Friday, September 4, 1981, in the Executive Services Conference Room, 7510 Armstrong Street S.W., Tumwater.

The authority under which these rules are proposed is RCW 28A.41.170.

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency prior to September 2, 1981, and/or orally at 9:00 a.m., Wednesday, September 2, 1981, State modular building, 7510 Armstrong Street S.W., Conference Room A and B, Tumwater.

Dated: July 21, 1981

By: Frank Brouillet

Superintendent of Public Instruction

STATEMENT OF PURPOSE

Rule Chapter: Transportation—Authority and state reimbursement.

Rule Section(s): [No information supplied by agency]

Statutory Authority: RCW 28A.41.170.

Purpose of the Rule(s): To implement the reserve fund requirement of RCW 28A.41.170 and to implement 1981 amendment to RCW 28A.41.170.

Summary of the New Rule(s) and/or Amendments: The rule requires the establishment of a transportation equipment reserve fund within local school districts' general fund. These 1981 amendments correct a previous clerical mistake by substituting "purchase" for "purpose" and reflect 1981 legislation which permitted the use of these funds for "current" purchases.

Reasons Which Support the Proposed Action(s): To implement the public policy of the legislature.

Person or Organization Proposing the Rule(s): SPI, Government.

Agency Personnel Responsible for Drafting of the Rule(s): Ralph E. Julnes, SPI Building, Room 1500, 753-2298; Implementation: Don Carnahan, SPI Building, Room 1000, 753-0235; and Enforcement: Chas. A. McNurlin, SPI Building, Room 1000, 753-6724.

The Rule(s) is (are) Necessary as the Result of Federal Law, Federal Court Action or State Court Action (If so, Attach a Copy of the Law or Decision). [No information supplied by agency]

Agency Comments, if any, Regarding Statutory Language, Implementation, Enforcement and Fiscal Matter Pertaining to the Rule(s): Implements Substitute Senate Bill No. 3845, 1981 session.

AMENDATORY SECTION (Amending Order 80-33, filed 8/28/80)

WAC 392-141-054 TRANSPORTATION EQUIPMENT RESERVE. State reimbursement for the acquisition of approved transportation equipment received by a school district shall be held within the general fund of the district exclusively for the current and future ((purpose)) purchase of approved transportation equipment and major transportation equipment repairs. These funds are referred to in this section as "transportation equipment reserve funds."

(1) Purchase. A school district may disburse transportation equipment reserve funds to pay for the purchase or the lease purchase of approved transportation equipment. Approved transportation equipment shall include all equipment which qualifies under the SPECIFICATIONS FOR SCHOOL BUSES, as now or hereafter amended.

(2) Major repairs. A school district may disburse transportation equipment reserve funds to pay for major repairs under the following conditions:

(a) Prior approval shall be obtained from the superintendent of public instruction for the disbursement of any major repair money.

(b) "Major repair" shall mean the replacement or repair of major parts of a bus such as the engine, a section of the body, transmission, and/or any repair necessitated by reason of external collision.

(c) Under provisions of major repair, expenditure shall not be allowed for the purchase or replacement of component items which have been consumed in use, such as batteries, tires, spark plugs, mufflers,

brake linings: PROVIDED, That any component items which have been ruined by external collision may be charged against reserve funds: PROVIDED FURTHER, That the repair project is approved as a charge against transportation equipment reserve funds.

(3) Rebuilt. Approved transportation equipment shall also include buses which are rebuilt to state specifications prior to July 1, 1976, and which conform to WAC 392-141-061. No rebuilt buses will be placed on the depreciation schedule after July 1, 1976.

(4) Major modification:

(a) Prior approval shall be obtained from the superintendent for the disbursement of transportation equipment reserve funds for major modifications.

(b) Buses to be modified must be on the depreciation schedule.

(c) Modifications shall be for specialized use only, such as conversion to a wheel chair bus.

WSR 81-15-075
PROPOSED RULES
SUPERINTENDENT OF
PUBLIC INSTRUCTION

[Filed July 21, 1981]

Notice is hereby given in accordance with the provisions of RCW 34.04.025, that the Superintendent of Public Instruction intends to adopt, amend, or repeal rules entitled Transportation—Authority and state reimbursement, amending chapter 392-141 WAC;

that such agency will at 9:00 a.m., Wednesday, September 2, 1981, in the State modular building, 7510 Armstrong Street S.W., Conference Room A, Tumwater, conduct a hearing relative thereto;

and that the adoption, amendment, or repeal of such rules will take place at 9:00 a.m., Friday, September 4, 1981, in the Executive Services Conference Room, 7510 Armstrong Street S.W., Tumwater.

The authority under which these rules are proposed is RCW 28A.41.170.

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency prior to September 2, 1981, and/or orally at 9:00 a.m., Wednesday, September 2, 1981, State modular building, 7510 Armstrong Street S.W., Conference Room A, Tumwater.

Dated: July 21, 1981

By: Frank Brouillet

Superintendent of Public Instruction

STATEMENT OF PURPOSE

Rule Chapter: Transportation—Authority and state reimbursement.

Rule Section(s): WAC 392-141-037 Application for approval for transportation within the "two-mile limit"—Measurement of "two-mile limit."

Statutory Authority: RCW 28A.41.170.

Purpose of the Rule(s): To provide for school district review of necessity of student transportation within two-miles of school.

Summary of the New Rule(s) and/or Amendments: State reimbursement for transportation of students who reside within two-miles of school is limited to certain circumstances. The proposed amendment will

eliminate documentation and review as to whether such circumstances are accurate.

Reasons Which Support the Proposed Action(s): This streamlined system will reduce paperwork significantly and the cost-benefit of such paperwork is doubtful.

Person or Organization Proposing the Rule(s): SPI, Government.

Agency Personnel Responsible for Drafting of the Rule(s): Ralph E. Julnes, Room 1500, SPI Building, 753-2298; Implementation: Don Carnahan, SPI Building, Room 1000, 753-0235; and Enforcement: Charles A. McNurlin, Room 1000, SPI Building, 753-6742.

The Rule(s) is (are) Necessary as the Result of Federal Law, Federal Court Action or State Court Action (If so, Attach a Copy of the Law or Decision). [No information supplied by agency]

Agency Comments, if any, Regarding Statutory Language, Implementation, Enforcement and Fiscal Matter Pertaining to the Rule(s): Continues current restriction regarding state aid for transportation within two-miles.

AMENDATORY SECTION (Amending Order 80-10, filed 4/15/80)

WAC 392-141-037 APPLICATION FOR APPROVAL FOR TRANSPORTATION WITHIN THE "TWO-MILE LIMIT"—MEASUREMENT OF "TWO-MILE LIMIT." (1) Allowable exceptions to the "two-mile limit." The transportation of students who reside within two miles of their school of attendance may be approved for state transportation reimbursement purposes only for the following reasons:

(a) The students to be transported are handicapped and are either not ambulatory or not capable of protecting their own welfare while traveling to and from school or the agency where special education services are provided;

(b) The transportation is necessary because of the existence of hazardous conditions which students would otherwise be exposed to; and

(c) Transportation is necessary to reduce racial imbalance within a school district.

(2) Annual applications. Any application for state transportation reimbursement for the transportation of students who reside within two miles of their school of attendance shall be submitted with a school district's annual application for approval of bus routes and runs. ~~((The application shall comply with the requirements of this chapter and, in addition, shall be accompanied by a resolution of the school district board of directors which fully explains the reasons and facts in support of each bus stop which the district proposes to establish within a "two-mile limit."))~~ The conclusion of a school board that transportation within a "two-mile limit" is warranted because of one or more of the reasons set forth in subsection (1) of this section shall be conclusive ~~((unless it is established upon review of a district's application that the facts cited are incomplete or in error or immaterial, to a significant and material extent)).~~

(3) Measurement of the "two-mile limit." The distance which a student resides from school shall be measured for the purposes of this section by the most direct route available to the student on public and private roads, roadways, driveways and established walkways and pathways from (a) the front door of the student's building of residence to (b) the bus unloading zone for the student's school of attendance.

WSR 81-15-076

PROPOSED RULES

SUPERINTENDENT OF PUBLIC INSTRUCTION

[Filed July 21, 1981]

Notice is hereby given in accordance with the provisions of RCW 34.04.025, that the Superintendent of Public Instruction intends to adopt, amend, or repeal rules entitled Special education—Education for all handicapped children, chapter 392-171 WAC, specifically WAC 392-171-581 entitled Surrogate parents;

that such agency will at 9:00 a.m., Wednesday, September 2, 1981, in the State modular building, 7510 Armstrong Street S.W., Conference Room A, Tumwater, WA, conduct a hearing relative thereto;

and that the adoption, amendment, or repeal of such rules will take place at 9:00 a.m., Friday, September 4, 1981, in the Executive Services Conference Room, 7510 Armstrong Street S.W., Tumwater.

The authority under which these rules are proposed is RCW 28A.13.070(7).

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency prior to September 2, 1981, and/or orally at 9:00 a.m., Wednesday, September 2, 1981, State modular building, 7510 Armstrong Street S.W., Conference Room A, Tumwater, WA.

Dated: July 21, 1981

By: Frank Brouillet

Superintendent of Public Instruction

STATEMENT OF PURPOSE

Rule: Chapter 392-171 WAC Special education—Education for all handicapped children.

Rule Section(s): WAC 392-171-581 Surrogate parents.

Statutory Authority: RCW 28A.13.070(7).

Purpose of the Rule(s): To establish criteria for appointment of surrogate parents as required by Public Law 94-142.

Summary of the New Rule(s) and/or Amendments: To correct an improper cross reference to WAC 392-171-310(5) by substituting WAC 392-171-310(4).

Reasons Which Support the Proposed Action(s): Correction of improper cross reference.

Person or Organization Proposing the Rule(s): SPI, Government.

Agency Personnel Responsible for Drafting of the Rule(s): Ralph E. Julnes, Room 1500, SPI Building, 753-2298; Implementation and Enforcement: Judy Schrag, Room 2000, SPI Building, 754-1842.

The Rule(s) is (are) Necessary as the Result of Federal Law, Federal Court Action or State Court Action (If so, Attach a Copy of the Law or Decision). [No information supplied by agency]

Agency Comments, if any, Regarding Statutory Language, Implementation, Enforcement and Fiscal Matter Pertaining to the Rule(s): Change is housekeeping.

building, 7510 Armstrong Street S.W., Conference Room A, Tumwater.

Dated: July 21, 1981

By: Frank Brouillet

Superintendent of Public Instruction

AMENDATORY SECTION (Amending Order 80-31, filed 8/19/80)

WAC 392-171-581 SURROGATE PARENTS. (1) General. Each school district providing a special education program to a non-adult handicapped student shall assure that the rights of the nonadult student are protected when:

(a) No parent (as defined in WAC 392-171-310((5))(4)) can be identified;

(b) The school district, after reasonable efforts, cannot discover the whereabouts of a parent; or

(c) The student is a ward of the state.

(2) Duty of school district. The duty of a school district under this section includes the assignment of a person to act as a surrogate for the parents. This duty includes the establishment of a method:

(a) For determining whether a nonadult student needs a surrogate parent; and

(b) For assigning a surrogate parent to the student.

(3) Criteria for selection of surrogates. Each school district shall assure that a person selected as a surrogate:

(a) Has no interest that conflicts with the interests of the student he or she represents; and

(b) Has knowledge and skills that assure adequate representation of the student.

(4) Nonemployee requirement—Compensation:

(a) A person assigned as a surrogate may not be an employee of a school district and/or other agency which is involved in the education or care of the student; and

(b) A person who otherwise qualifies as a surrogate parent pursuant to this section is not an "employee" of the school district and/or other agency solely because he or she is paid by the school district and/or agency to serve as a surrogate parent.

(5) Responsibilities. A surrogate parent may represent the student in all matters relating to:

(a) The identification, assessment, and educational placement of the student; and

(b) The provision of free special education and related services to the student.

**WSR 81-15-077
PROPOSED RULES
SUPERINTENDENT OF
PUBLIC INSTRUCTION
[Filed July 21, 1981]**

Notice is hereby given in accordance with the provisions of RCW 34.04.025, that the Superintendent of Public Instruction intends to adopt, amend, or repeal rules entitled Finance—Educational service district budgeting, amending chapter 392-125 WAC;

that such agency will at 9:00 a.m., Wednesday, September 2, 1981, in the State modular building, 7510 Armstrong Street S.W., Conference Room A, Tumwater, conduct a hearing relative thereto;

and that the adoption, amendment, or repeal of such rules will take place at 9:00 a.m., Friday, September 4, 1981, in the Executive Services Conference Room, 7510 Armstrong Street S.W., Tumwater.

The authority under which these rules are proposed is RCW 28A.21.135.

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency prior to September 2, 1981, and/or orally at 9:00 a.m., Wednesday, September 2, 1981, State modular

STATEMENT OF PURPOSE

Rule: Chapter 392-125 WAC Finance—Education service district budgeting.

Rule Section(s): WAC 392-125-010 Principles of accounting, 392-125-011 Basis of budgeting and accounting, 392-125-015 Budgets required, 392-125-020 Budget preparation, hearing, and adoption report, 392-125-075 Distribution of county funds when county contains parts of two or more educational service districts, and 392-125-085 Financial reports submitted to superintendent of public instruction.

Statutory Authority: RCW 28A.21.135.

Purpose of the Rule(s): To establish budgeting procedures governing educational service districts.

Summary of the New Rule(s) and/or Amendments: WAC 392-125-010 Amendment will require notice and hearing prior to any change in accounting manual for ESD's, 392-125-011 Provides that revenue will be recognized on cash basis and expenditures on accrual basis, 392-125-015 Amendment clarifies that ESD budgets will be adopted in accordance with SPI instructions, 392-125-020 Amendment clarifies date of action, 392-125-060 Amendment requires budget status reports to be filed with SPI, 392-125-075 Repeal eliminates obsolete provision regarding county funding and 392-125-085 Requires quarterly financial reports to be submitted to SPI.

Reasons Which Support the Proposed Action(s): These are minor amendments which clarify procedures or reflect current practices of agency.

Person or Organization Proposing the Rule(s): SPI, Government.

Agency Personnel Responsible for Drafting of the Rule(s): Ralph E. Julnes, Room 1500, SPI Building, 753-2298; Implementation: Thomas Case, Room 1000, SPI Building, 753-3584; and Enforcement: Charles McNurlin, Room 1000, SPI Building, 753-6742.

The Rule(s) is (are) Necessary as the Result of Federal Law, Federal Court Action or State Court Action (If so, Attach a Copy of the Law or Decision). [No information supplied by agency]

Agency Comments, if any, Regarding Statutory Language, Implementation, Enforcement and Fiscal Matter Pertaining to the Rule(s): Reflects agency current practices.

AMENDATORY SECTION (Amending Order 8-76, filed 7/23/76)

WAC 392-125-010 PRINCIPLES OF ACCOUNTING. In all cases, the budgeting and accounting systems of educational service districts shall be governed by generally accepted accounting principles modified where necessary by statute and/or this chapter. The Accounting Manual for Educational Service Districts shall govern the accounting system of educational service districts and is hereby incorporated into this chapter by this reference. Prior to any revision thereof, the superintendent of public instruction shall publish notice of such proposed action and shall hold at least one public hearing. The general expense fund of an educational service district shall be the only fund of the district and shall be used for all activities which an educational service district performs.

NEW SECTION

WAC 392-125-011 BASIS OF BUDGETING AND ACCOUNTING. Revenue shall be recognized on the cash basis and expenditures shall be recognized on the accrual basis.

AMENDATORY SECTION (Amending Order 1-79, filed 6/7/79)

WAC 392-125-015 BUDGETS REQUIRED. Each educational service district shall prepare in accordance with this chapter and instructions from the superintendent of public instruction a complete budget for each fiscal year of operation. An incomplete budget shall be considered null and void and shall not be an appropriation. The fiscal year for educational service districts commences on July 1st of one year and extends through June 30th of the following year. The annual budget shall be prepared on forms provided by the superintendent of public instruction which will reflect the approved core funding formula pursuant to WAC 392-125-036, and shall receive all necessary approvals, and shall be filed with the proper officials in order to constitute an official budget and appropriation for the subject fiscal year. The superintendent may require a second or revised budget at any time the financial situation is deemed to warrant a revised budget.

AMENDATORY SECTION (Amending Order 8-76, filed 7/23/76)

WAC 392-125-020 BUDGET PREPARATION, HEARING AND ADOPTION. On or before the 1st day of May, each educational service district shall prepare a budget for the operation of the educational service district for the ensuing fiscal year and immediately following completion of the budget, shall publish a notice stating that the budget is completed and placed on file in the district headquarters office with copies available for any interested person or organization. The notice shall state the date, time, and place the educational service district board will meet for the purpose of fixing and adopting the budget of the district for the ensuing fiscal year. Said meeting shall occur on or before the ~~((18th day of))~~ third Friday in May. The notice shall also state that any person may appear during the meeting and be heard for or against any part of such budget. The notice shall be published once each week for two consecutive weeks immediately following the completion of the budget in a newspaper of general circulation in the district.

An educational service district board shall secure the signature of the chairman of the superintendents' advisory committee as an indication that the budget has been reviewed by the committee. At the conclusion of the hearing which shall not exceed two days, the board of directors shall adopt the budget by resolution. After the budget has been adopted by the board at the public hearing, four certified copies shall be forwarded to the superintendent of public instruction on or before the ~~((20th day of))~~ fourth Monday in May in order that the superintendent may revise and fix the budget according to statute.

AMENDATORY SECTION (Amending Order 8-76, filed 7/23/76)

WAC 392-125-060 MONTHLY BUDGET STATUS REPORT. A budget status report shall be prepared by the administration of each educational service district on a monthly basis. A monthly budget status report shall contain the most current information available at the time of preparation and shall be made available to each member of the district board at its regular monthly meeting and to the superintendent of public instruction along with other financial information if deemed necessary by the superintendent of public instruction.

NEW SECTION

WAC 392-125-085 FINANCIAL REPORTS SUBMITTED TO SUPERINTENDENT OF PUBLIC INSTRUCTION. Within thirty calendar days following the end of September, December, March, and June each educational service district shall submit a financial report to the superintendent of public instruction. Said report shall be in the format specified by the superintendent of public instruction.

REPEALER

The following section of the Washington Administrative Code is repealed:

WAC 392-125-075 DISTRIBUTION OF COUNTY FUNDS WHEN COUNTY CONTAINS PARTS OF TWO OR MORE EDUCATIONAL SERVICE DISTRICTS.

WSR 81-15-078
PROPOSED RULES
SUPERINTENDENT OF
PUBLIC INSTRUCTION
 [Filed July 21, 1981]

Notice is hereby given in accordance with the provisions of RCW 34.04.025, that the Superintendent of Public Instruction intends to adopt, amend, or repeal rules entitled Finance—General apportionment, amending chapter 392-121 WAC;

that such agency will at 9:00 a.m., Wednesday, September 2, 1981, in the State modular building, 7510 Armstrong Street S.W., Conference Room A, Tumwater, conduct a hearing relative thereto;

and that the adoption, amendment, or repeal of such rules will take place at 9:00 a.m., Friday, September 4, 1981, in the Executive Services Conference Room, 7510 Armstrong Street S.W., Tumwater.

The authority under which these rules are proposed is RCW 28A.41.170.

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency prior to September 2, 1981, and/or orally at 9:00 a.m., Wednesday, September 2, 1981, State modular building, 7510 Armstrong Street S.W., Conference Room A, Tumwater.

Dated: July 21, 1981

By: Frank Brouillet
 Superintendent of Public Instruction

STATEMENT OF PURPOSE

Rule: Chapter 392-121 WAC Finance—General apportionment.

Rule Section(s): WAC 392-121-115 Definitions—Certificated and classified employees full-time-equivalent, 392-121-120 Definition, LEAP Document 1, 392-121-121 Definition—Staff mix factor, 392-121-125 Definition—District staff mix factor, 392-121-126 Definition—System-wide staff mix factor, 392-121-127 Proration of school district staff mix factor, 392-121-145 Placement of nondegree certificated personnel of LEAP document, 392-121-155 Placement on staff mix table—Documentation required, 392-121-170 Basic education

allocation—Resident and nonresident students, 392-121-175 Basic education allocation—Deductible revenues, 392-121-186 Procedure for crediting portion of basic education allocation for capital purposes in school districts and 392-121-195 Fire district allocation.

Statutory Authority: RCW 28A.41.170.

Purpose of the Rule(s): To provide for the distribution of basic education and other funds to the common schools.

Summary of the New Rule(s) and/or Amendments: WAC 392-121-115 Added definition of classified employee which was omitted from the current rules. Deleted "certificated staff salaries" and "classified staff salaries" for those definitions have been placed in the salary—compensation compliance lid rules, chapter 392-140 WAC. WAC 392-121-120 Struck current definition of staff mix table and added in its place definition of LEAP Document 1, 392-121-121 Cross-referenced the definition of staff mix factor to LEAP Document 1, 392-121-125 Deleted "staff mix factor table" and inserting LEAP Document 1 where necessary to conform to new terms in the biennial appropriations act. Other language changes clarify the explanation of how full-time-equivalent employees are calculated, 392-121-126 Defines "system wide staff mix factor" to comply with section 87(3)(b), chapter 340, Laws of 1981, 392-121-127 Same references as for 392-121-126. This section explains how this agency will prorate school districts' staff mix factors for purposes of complying with the staff mix ceiling, 392-121-145 Deleted "staff mix factor table" and inserting LEAP Document 1 where necessary to conform to new terms in the biennial appropriations act, 392-121-155 Deleted "staff mix factor table" and inserting LEAP Document 1 where necessary to conform to new terms in the biennial appropriations act. Also correction of a misspelled word, 392-121-170 Change the word "granted" to "paid". It is clearer and more direct language. Also, inserted a period and capitalized the first word of a sentence because the existing rule is grammatically incorrect, 392-121-175 Amendment adds capital projects in order to place rule in accordance with chapter 250, Laws of 1981, 392-121-186 Sets forth the procedure for crediting a portion of basic education allocation for capital purposes in school districts pursuant to RCW 28-41-143. This procedure becomes effective beginning with the 1981-82 school year. 392-121-195 Sets forth procedure which this agency uses to make the fire district allocation pursuant to the appropriations act and RCW 52.36.020.

Reasons Which Support the Proposed Action(s): These are technical changes needed to implement the 1981-83 biennial budget for common schools.

Person or Organization Proposing the Rule(s): SPI, Government.

Agency Personnel Responsible for Drafting of the Rule(s): Ralph E. Julnes, Room 1500, SPI Building, 753-2298; Implementation: Perry Keithley, Room 1000, SPI Building, 753-1717; and Enforcement: Charles McNurlin, Room 1000, SPI Building, 753-6742.

The Rule(s) is (are) Necessary as the Result of Federal Law, Federal Court Action or State Court Action (If so, Attach a Copy of the Law or Decision). [No information supplied by agency]

Agency Comments, if any, Regarding Statutory Language, Implementation, Enforcement and Fiscal Matter Pertaining to the Rule(s): Implements legislative intent regarding apportionment calculations.

AMENDATORY SECTION (Amending Order 80-29, filed 7/28/80)

WAC 392-121-105 DEFINITIONS—ENROLLED AND FULL-TIME-EQUIVALENT STUDENT. As used in this chapter, the terms:

(1) "Enrolled" shall mean that, after the close of the prior school year, a student has presented himself or herself, or has been presented, to the appropriate school official to be entered on the rolls for the purpose of attending school and has actually attended school on a school day during the current school year.

(2) "Full-time-equivalent student" shall mean each student who is enrolled in the school district as of the fourth school day following the commencement of the school year (September 1 through August 31) and/or as of the first school day of any of the subsequent eight months for the number of hours set forth below, inclusive of class periods and normal class change passing time, but exclusive of noon intermissions: PROVIDED, That the hours set forth below shall be construed as annual average hours for the purposes of compliance with this chapter: PROVIDED FURTHER, That for districts commencing basic education programs prior to September first, the first month enrollment count shall be made on the fourth school day in September:

(a) Kindergarten (full-day): 20 hours each week, or 4 hours (240 minutes) for 90 scheduled school days;

(b) Kindergarten (half-day): 10 hours each week, or 2 hours (120 minutes) each scheduled school day;

(c) Primary (grades 1 through 3): 20 hours each week, or 4 hours (240 minutes) each scheduled school day;

(d) Elementary (grades 4 through 6): 25 hours each week, or 5 hours (300 minutes) each scheduled school day;

(e) Secondary (grades 7 through 12): 25 hours each week, or 5 hours (300 minutes) each scheduled school day.

(3) "Average annual full-time-equivalent students" shall mean the quotient obtained by dividing the annual total of full-time-equivalent students enrolled and reported to the superintendent of public instruction pursuant to subsection (2) above by nine.

(4) "Enrollment decline" shall mean the number of average annual full-time-equivalent students which is obtained by subtracting the district's average annual full-time-equivalent students in the current school year from the district's average annual full-time-equivalent students in the prior school year as calculated by the superintendent of public instruction not later than August 31 of each school year: PROVIDED, That the enrollment for the current year is less than the enrollment for the prior year.

(5) "Kindergarten" shall mean an instructional program conducted pursuant to RCW 28A.35.010 for students who meet the entry age requirements pursuant to WAC 180-16-166.

(6) The definitions in this section shall apply for apportionment purposes only and shall not apply to program approval standards for basic education entitlement.

(7) No student shall be counted as more than one full-time-equivalent for purposes of basic education allocation.

AMENDATORY SECTION (Amending Order 80-29, filed 7/28/80)

WAC 392-121-115 ((OTHER)) DEFINITIONS—CERTIFICATED AND CLASSIFIED EMPLOYEES—FULL-TIME EQUIVALENT. As used in this chapter the terms:

(1) "Certificated employee" shall mean an individual who is contracted to provide services for a school district in a position requiring a certificate issued by the superintendent of public instruction pursuant to chapters 180-75, 180-77, 180-79, 180-80, and 180-84 WAC.

(2) "Full-time-equivalent certificated employee" shall mean each certificated employee of the school district who, as of October 1 of each school year, is contracted to provide services for not less than 180 full work days, the length of such days to be determined by the district. In cases where an employee is contracted to provide services for 180 partial days, the employee shall be counted as a part of a full-time-equivalent employee, such part to be the quotient to the nearest tenth obtained by dividing that part of the day worked by the full day as determined by the district. In cases where an employee is contracted to provide services for less than 180 full work days, the employee shall be counted as a part of a full-time-equivalent employee, such part to be the quotient obtained by dividing the number of work days contracted for by 180 and rounding to the nearest tenth: PROVIDED, That if the normal annual full-time contract for the position exceeds 180 working days, the greater number of work days normally contracted for shall be used as the divisor. No certificated employee shall be counted as more than one full-time-equivalent employee.

(3) "Classified employee" shall mean each person hired by a school district in a position which does not require a certificate issued by the superintendent of public instruction pursuant to chapters 180-75, 180-77, 180-79, and 180-84 WAC.

(4) "Full-time-equivalent classified employee" shall mean an employee who is employed in a position which does not require certification for not less than 2,080 hours during a school year. A classified employee who is employed for less than 2,080 hours shall be counted as that part of a full time employee as the number of hours employed bears to 2,080 hours as determined by the school district and rounded to the nearest tenth. No classified employee shall be counted as more than one full-time-equivalent employee.

~~((4)) "Certificated staff salaries" shall mean those monies which a school district has agreed to pay all certificated employees who are employed on or before October 1 of each school year under terms of basic or regular employment contracts between the district and certificated employees, exclusive of those monies which are to be paid for a certificated employee's summer or extracurricular duties, regardless of whether such duties are a part of the regular employment contract or a supplemental employment contract.~~

~~(5) "Classified staff salaries" shall mean monies which a district has agreed to pay to all classified employees who are employed on or before November 1 of each school year for employment services to the district for that school year, exclusive of overtime pay, as reported to the superintendent of public instruction as of the first school day in November of each school year.)~~

AMENDATORY SECTION (Amending Order 80-29, filed 7/28/80)

WAC 392-121-120 ((ADDITIONAL)) DEFINITION—LEAP DOCUMENT 1. ((As used in this chapter, the term "staff mix table (LEAP Document 1)" shall mean the list of factors to which incremental values have been assigned in order to provide appropriate recognition of certificated staff salary costs pursuant to RCW 28A.41.140(1) attributable to the various levels of educational training and years of professional experience of certificated employees. The staff mix table is set forth below:

STAFF MIX FACTOR TABLE DEVELOPED BY LEGISLATIVE EVALUATION AND ACCOUNTABILITY PROGRAM (LEAP Table from LEAP Document 1)
EDUCATION EXPERIENCE

	BA	BA	BA	BA
Years of Service	15	30	45	90
0	1.000	1.027	1.055	1.083
1	1.037	1.065	1.094	1.124
2	1.075	1.104	1.134	1.167
3	1.115	1.145	1.176	1.211
4	1.156	1.188	1.220	1.257
5	1.199	1.232	1.265	1.305
6	1.244	1.277	1.312	1.355
7	1.290	1.324	1.360	1.406
8	1.337	1.373	1.410	1.460
9		1.424	1.463	1.515
10			1.517	1.573
11				1.633
12				1.695
13				1.760

	BA	MA	PHD	PHD
Years of Service	135	MA	45	MA + 90
0	1.231	1.173	1.244	1.305
1	1.276	1.217	1.290	1.353
2	1.323	1.262	1.338	1.403
3	1.372	1.308	1.387	1.455
4	1.423	1.357	1.438	1.509
5	1.476	1.407	1.492	1.564
6	1.530	1.459	1.547	1.622
7	1.587	1.513	1.604	1.682
8	1.646	1.569	1.663	1.745
9	1.707	1.627	1.725	1.809
10	1.770	1.687	1.789	1.876
11	1.835	1.750	1.855	1.945
12	1.903	1.815	1.924	2.017
13	1.973	1.882	1.995	2.092
14	2.046	1.951	2.069	2.169

"LEAP Document 1" shall mean the table of incremental values to three decimal places established to recognize differences in salary costs of basic education certificated staff attributable to the various levels of educational training and years of professional work experience which was developed by the legislative evaluation and accountability program (LEAP) committee on April 20, 1981, at 11:35 a.m.

NEW SECTION

WAC 392-121-121 DEFINITION—STAFF MIX FACTOR. As used in this chapter, "staff mix factor" shall mean any one of the numbers to three decimal places which appears on LEAP Document 1 dated April 20, 1981, at 11:35 a.m.

AMENDATORY SECTION (Amending Order 80-29, filed 7/28/80)

WAC 392-121-125 ((ADDITIONAL)) DEFINITION—DISTRICT STAFF MIX FACTOR. As used in this chapter the term "district staff mix factor" shall mean that number calculated to three decimal places as determined by:

(1) Assigning a staff mix factor from ((the staff mix factor table)) LEAP Document 1 dated April 20, 1981, at 11:35 a.m. to each certificated employee of the school district who is employed in the school district's basic education program as determined by the school district on October 1 of each school year depending upon the employee's placement on the appropriate years of service line and on the appropriate education column. Placement on ((the staff mix table)) LEAP Document 1 shall be according to the following criteria:

(a) Number of years of experience as defined in WAC 392-121-130: PROVIDED, That the employee shall be placed on the line of fewer years of experience in cases where the employee's years of experience accumulate to less than half of a year or the employee shall be placed on the line of greater years of experience in cases where the employee's years of experience accumulate to one-half of a year or more; and

(b) The highest degree level as defined in WAC 392-121-135 and credits earned after that degree as defined in WAC 392-121-140 at the highest placement level for each employee: PROVIDED, That in cases where the number of credits earned after a degree by an employee falls between the education columns, that employee shall be placed on the lower column except in cases where the credit equivalency is one-half a quarter hour or less below the next highest education column, that person shall be placed on the higher column;

(2) Multiplying the number of full-time(~~equivalent~~) employees as of October 1 with assigned staff mix factors by those (~~mix~~) factors;

(3) For part-time employees, multiplying the fraction of each employee's basic education full-time equivalency rounded to three decimal places by the respective mix factors;

(4) Adding the products obtained in (2) and (3) above; and

~~((4))~~ (5) Dividing the total obtained in ~~((3))~~ (4) above by the district's total number of full-time-equivalent certificated employees in basic education as of October 1 with assigned staff mix factors.

NEW SECTION

WAC 392-121-126 DEFINITION—SYSTEM-WIDE STAFF MIX FACTOR. As used in this chapter, the term "system-wide staff mix factor" shall mean the composite staff mix factor for all full-time-equivalent certificated staff in the state-wide basic education program as of October 1 of each school year. The factor shall be calculated as follows:

(1) The superintendent of public instruction shall first total the products obtained by (a) multiplying the number of full-time basic education certificated employees by their respective and appropriate staff mix factors and (b) for part-time basic education certificated employees, multiplying the fraction of each employee's basic education full-time equivalency rounded to three decimal places by the respective and appropriate mix factors. Rounding shall be accomplished by increasing the last required digit to the next highest number when the next digit to the right of the last required digit has a numeric value of five or more. The last required digit shall remain constant when the next digit to the right is less than five.

(2) The superintendent shall then divide the sum obtained in subsection (1) of this section by the total number of full-time-equivalent employees in the state-wide basic education program and round to four decimal places using the rounding process set forth in subsection (1) of this section.

(3) The quotient obtained in subsection (2) of this section shall be the system-wide staff mix factor.

NEW SECTION

WAC 392-121-127 PRORATION OF SCHOOL DISTRICT STAFF MIX FACTOR. If the system-wide staff mix factor exceeds 1.6182 in 1981-82 and 1982-83, each district's staff mix factor shall be prorated down by a uniform percentage to the extent necessary to bring the system-wide staff mix factor to 1.6182 in each of those years. The superintendent shall make the initial calculation of the system-wide staff mix factor no later than the last business day in January of each year. The superintendent shall incorporate the revised district staff mix factor into the calculations governing the February payment of basic education allocation funds. If school districts submit revised staff data which would change the district's staff mix factor, the superintendent will accept such revisions until the last business day in March of each year. The superintendent shall make a final determination of the system-wide staff mix factor and uniform percentage rate for reducing each district's staff mix factor pursuant to this section and incorporate that uniform percentage rate in the calculation of each district's basic education allocation.

AMENDATORY SECTION (Amending Order 80-29, filed 7/28/80)

WAC 392-121-145 PLACEMENT OF NONDEGREE CERTIFICATED PERSONNEL ON ((STAFF MIX TABLE)) LEAP DOCUMENT 1. Certificated employees without college degrees shall be placed on ~~((the staff mix table))~~ LEAP Document 1 as follows:

(1) Persons holding a valid initial or provisional certificate as a school nurse, a life teaching certificate, or a valid certificate as a special elementary or secondary consultant, or special crafts teacher shall be placed on the BA column.

(2) Persons holding a valid continuing or standard school nurse certificate shall be placed on the BA + 30 credits column.

(3) Persons holding valid vocational certificates as provided for in chapter 180-77 WAC shall be placed ~~((upon the staff mix factor table))~~ on LEAP Document 1 as follows:

(a) Persons meeting the minimum certification requirements shall be placed on the BA column; and

(b) Additional quarter credit hours earned shall be recognized on the basis of one quarter hour for each ten clock hours of approved teacher training and/or one quarter hour for each 100 clock hours of

occupational experience as defined in chapter 180-77 WAC each earned after meeting the minimal vocational certification requirements. Persons reaching the BA + 135 credits column with this process shall be placed on the MA column.

AMENDATORY SECTION (Amending Order 80-29, filed 7/28/80)

WAC 392-121-155 PLACEMENT ON STAFF MIX TABLE—DOCUMENTATION REQUIRED. School districts shall have documentation on file and available for review which substantiates each certificated employee's placement on ~~((the staff mix table))~~ LEAP Document 1.

Districts shall document the date of awarding or conferring of the degree. Documentation shall include the date upon which the degree was awarded or conferred as recorded on the diploma or official transcript: PROVIDED, That if the degree was awarded by an institution which does not confer degrees after each term, and all degree requirements were completed at a time other than the date recorded on the diploma or transcript, an official notarized statement from the institution verifying a prior completion date shall be adequate documentation.

For certificated employees having no degree of ~~((bachelor's))~~ bachelor's level or higher, no credits earned beyond degree may be reported: PROVIDED, That if a person has no degree and has current vocational certification, districts may count and should report as quarter hour credits earned the following:

(1) Approved vocational teacher training at the rate of one quarter hour credit for each ten clock hours of training received after meeting minimum vocational certification requirements;

(2) Occupational experience at the rate of one quarter hour credit for each 100 clock hours of occupational experience gained after meeting minimal vocational certification requirements.

AMENDATORY SECTION (Amending Order 80-29, filed 7/28/80)

WAC 392-121-170 BASIC EDUCATION ALLOCATION—RESIDENT AND NONRESIDENT STUDENTS. (1) State basic education allocation funds shall be paid for students enrolled in grades kindergarten through twelve who are under twenty-one years of age at the beginning of the school year.

(2) State basic education allocation funds shall be ~~((granted))~~ paid to each school district for resident students and nonresident students who are enrolled pursuant to chapter 392-135 WAC (interdistrict cooperation) or chapter 392-137 WAC (nonresident attendance)(;); Such funds shall be paid to the school district in which the student attends school.

AMENDATORY SECTION (Amending Order 80-36, filed 10/8/80)

WAC 392-121-175 BASIC EDUCATION ALLOCATION—DEDUCTIBLE REVENUES. In addition to those funds appropriated by the legislature for basic education allocation purposes, the deductible revenues expressly identified in RCW 28A.41.130 and the following deductible general fund revenues shall be included in the computation of the total annual basic education allocation of each school district pursuant to RCW 28A.41.130 and 28A.41.140:

(1) Proceeds from the sale of tax title real property managed by a county or of property rights appurtenant thereto;

(2) Proceeds from the sale, rental or lease of stone, minerals, timber, forest products, other crops and matter, and improvements from or on tax title real property managed by a county;

(3) State forest funds;

(4) Proceeds from the state timber excise tax reserve fund;

(5) Federal in-lieu-of tax payments; and

(6) County in-lieu-of tax payments: PROVIDED, That otherwise deductible revenues from any of the foregoing sources received by a school district during the 1979-80 school year and any school year thereafter due solely to the district's levy of a building and capital projects fund or bond interest and redemption fund excess tax levy shall constitute nongeneral fund revenues and shall not be deducted in the computation of the district's annual basic education allocation for that school year.

NEW SECTION

WAC 392-121-186 PROCEDURE FOR CREDITING PORTION OF BASIC EDUCATION ALLOCATION FOR CAPITAL PURPOSES IN SCHOOL DISTRICTS. If a local school district board of directors wishes to direct a portion of the district's annual

basic education allocation to the school district's Building and Capital Projects Fund or Bond Interest and Redemption Fund pursuant to RCW 28A.41.143, the district board shall execute a resolution requesting the superintendent of public instruction to pay a portion of that allocation to the credit of the district's Building and Capital Projects Fund and/or Bond Interest and Redemption Fund. Such board resolutions should specify the justification in detail and the dollar amount to be credited to the Building and Capital Projects Fund and/or Bond Interest and Redemption Fund. Such resolution should be received by the superintendent of public instruction on or before the tenth of the month when payment to the Building and Capital Projects Fund and/or Bond Interest and Redemption Fund is to begin. Without a properly executed resolution, this office shall pay all state apportionment due and apportionable to the credit of the school district's general fund. Such moneys paid to the general fund cannot be subsequently transferred to the credit of another fund.

Resolutions requesting this office to direct a portion of the district's basic education allocation to the Building and Capital Projects Fund and/or the Bond Interest and Redemption Fund will not be approved by this office if the loss of general fund revenue to the district will result in an out-of-balance general fund budget. Any school district that would have an out-of-balance general fund budget after the potential loss of general fund revenue which would result from such a redirection of revenue will need to revise the general fund budget document to the point of being in balance following appropriate budget modification or extension procedures in order for this office to approve the resolution. A budget modification or extension may be necessary for the Building and Capital Projects Fund and/or Bond Interest and Redemption Fund.

Upon approval of the resolution by this office, payments will commence to the Building and Capital Projects Fund and/or Bond Interest and Redemption Fund in accordance with the apportionment schedule set forth in RCW 28A.48.010. Such payments shall reduce general fund apportionment payments by the full amount of the approved resolution in the month payment begins. If the amount of the approved resolution exceeds the entire monthly apportionment payment in the month payment begins, the entire apportionment payment will be paid to the fund(s) designated in the resolution until the amount of the approved resolution is paid, subject to moneys available in the district's basic education allocation.

NEW SECTION

WAC 392-121-195 FIRE DISTRICT ALLOCATION. In addition to those funds distributed for basic education purposes, school districts are entitled per RCW 52.36.020 to be reimbursed for funds expended for the purchase of fire protection services from fire protection districts. Only school plants located in unincorporated areas shall be eligible for such funds.

Payment to districts shall be made each July as a part of the monthly apportionment allocation. The amount of payment shall be \$1.00 per student for those students enrolled in each eligible school plant.

The enrollment count used to compute each district's reimbursement will be taken each October 1 of the calendar year preceding the month of allocation. The count shall be entered on forms provided to school districts by the superintendent of public instruction.

Any funds allocated to school districts for the purpose stated in this rule and not used for this purpose shall be recovered by the superintendent of public instruction from a district's monthly apportionment allocation.

If the funds appropriated by the legislature for fire protection service reimbursement are insufficient to support the allocation rate of \$1.00 per student, the rate shall be reduced equally for all eligible districts on a pro rata basis.

**WSR 81-15-079
PROPOSED RULES
SUPERINTENDENT OF
PUBLIC INSTRUCTION**

[Filed July 21, 1981]

Notice is hereby given in accordance with the provisions of RCW 34.04.025, that the Superintendent of

Public Instruction intends to adopt, amend, or repeal rules entitled Finance—Interdistrict Cooperation Programs, amending chapter 392-135 WAC;

that such agency will at 9:00 a.m., Wednesday, September 2, 1981, in the State modular building, 7510 Armstrong Street S.W., Conference Room A and B, Tumwater, conduct a hearing relative thereto;

and that the adoption, amendment, or repeal of such rules will take place at 9:00 a.m., Friday, September 4, 1981, in the Executive Services Conference Room, 7510 Armstrong Street S.W., Tumwater.

The authority under which these rules are proposed is RCW 28A.58.075(2) and 28A.58.245.

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency prior to September 2, 1981, and/or orally at 9:00 a.m., Wednesday, September 2, 1981, State modular building, 7510 Armstrong Street S.W., Conference Room A and B, Tumwater.

Dated: July 21, 1981

By: Frank Brouillet

Superintendent of Public Instruction

STATEMENT OF PURPOSE

Rule: Chapter 392-135 WAC Interdistrict cooperation.

Rule Section(s): WAC 392-135-010 Definition, 392-135-020 Application—Requirements for approval and 392-135-025 Reporting requirements.

Statutory Authority: RCW 28A.58.075(2) and 28A.58.245.

Purpose of the Rule(s): To establish procedures for SPI approval of tuition-free interdistrict cooperation programs.

Summary of the New Rule(s) and/or Amendments: WAC 392-135-010 Deletes definitions of resident and non-resident student and substitutes therefore a cross reference to some definitions in WAC 392-137-010 and adds a definition for "participating school district, 392-135-020 Deletes information not currently used by SPI and substitutes information needed by SPI. Also permits adoption by regular board action rather than formal resolutions. WAC 392-135-025 Adds a reporting requirement of data necessary for SPI operations.

Reasons Which Support the Proposed Action(s): The major thrust of these amendments is to simplify data collection regarding interdistrict cooperation.

Person or Organization Proposing the Rule(s): SPI, Government.

Agency Personnel Responsible for Drafting of the Rule(s): Ralph E. Julnes, Room 1500, SPI Building, 753-2298; Implementation: Dale Rogers, Room 1000, SPI Building, 753-5717; and Enforcement: Charles McNurlin, Room 1000, SPI Building, 753-6742.

The Rule(s) is (are) Necessary as the Result of Federal Law, Federal Court Action or State Court Action (If so, Attach a Copy of the Law or Decision). [No information supplied by agency]

Agency Comments, if any, Regarding Statutory Language, Implementation, Enforcement and Fiscal Matter Pertaining to the Rule(s): Is designed to eliminate the collection of unnecessary data.

AMENDATORY SECTION (Amending Order 80-7, filed 4/15/80)

WAC 392-135-010 DEFINITIONS. As used in this chapter, the term: (1) "Residence" ((shall mean the physical location of a student's principal abode (c.g., the home, house, apartment, etc., within which the student lives the majority of the time);

(2) "Resident student" shall mean a student:

(a) Whose residence is within the school district of attendance; or

(b) Whose residence is within the boundaries of any military, naval, lighthouse, other United States reservation, national park, national forest, or Indian reservation (provided the student resides upon rented or leased undeceded lands within the Indian reservation) which is contiguous to the school district of attendance; or

(c) Whose residence is within a school district which does not carry the grades for which the student is eligible to enroll (c.g., a nonhigh school district);

(3) "Nonresident student" shall mean any student other than a resident student whose residence is within the state of Washington;

(4) "Resident district" shall mean the Washington state school district or districts of which a student is considered to be a resident), "resident student", and "resident district" shall mean the same as defined in WAC 392-137-010.

((5)) (2) "Serving district" shall mean the Washington state school district which operates a tuition-free interdistrict cooperation program pursuant to an agreement with one or more Washington state school districts.

(3) "Participating school district(s)" shall mean any Washington state school district that is a signatory to an interdistrict cooperative agreement pursuant to provisions of this chapter.

AMENDATORY SECTION (Amending Order 7-75, filed 12/22/75)

WAC 392-135-020 APPLICATION—REQUIREMENTS FOR APPROVAL. (1) Application. The proposed serving district shall be the applicant school district. The applicant school district shall submit a written application for the operation of an interdistrict cooperation program and the proposed written agreement(s) to be entered into by each participating school district to the superintendent of public instruction, division of financial services.

An interdistrict cooperation contract shall include and set forth at least the following:

((a)) (a) The starting date for the proposed program;

(b) The location of the serving facilities;

(c) An explanation of the need(s) and purpose(s) of the proposed program;

(d) The number of students to be served by the program;

(e) An explanation of the manner in which the program is to be administered;

(f) The extra costs, if any, involved in the proposed program;

(g) An explanation of the economic feasibility of the joint operation;

(h) A description of joint financing arrangements, if any;

(i) A list of time in hours if attendance is to be on a part-time basis;

(j) A list of dates involved if the program is to be operated on an extended year basis;

(k) The duration of the contract and the procedure, if any, for early termination of the contract;

(l) The procedure for the disposition of assets and liabilities upon expiration or termination of the contract;))

(a) A description of the services and program.

(b) The number of students to be served from each district.

(c) The estimated amount of any operating costs of the program that are not funded from state or federal sources and the method of sharing such unfunded costs.

(2) Requirements for approval consideration. Interdistrict cooperation programs eligible for consideration and approval by the superintendent of public instruction shall be:

(a) Voluntary.

(b) Tuition free.

(c) Necessary for the express purpose of:

(i) Providing educational programs not otherwise available; and/or

(ii) Avoiding unnecessary duplications of specialized or unusually expensive programs and facilities; and/or

(iii) Improving racial balance within and among school districts.

(d) Interdistrict cooperation contracts shall be approved in advance by resolution of the board of directors of each participating school district.

NEW SECTION

WAC 392-135-021 REPORTING REQUIREMENTS. (1) Each school district shall provide, upon request of the superintendent of public instruction, such data as the superintendent deems appropriate to identify the resident school district of all nonresident students enrolled in a school district cooperative program who are attending classes in a school district other than the school district in which the student is resident, excepting all students from nonhigh school districts.

(2) The superintendent of public instruction shall provide each serving district of each approved interdistrict cooperative with necessary report forms and shall advise each serving district of the due date established by the superintendent for the return of such completed report forms to the educational service districts or to the superintendent of public instruction as now or hereafter established by the superintendent and published in bulletins of the division of financial services.

(3) Data required by this section shall be used by the superintendent of public instruction for the purposes of WAC 392-121-170 and chapter 392-139 WAC as now or hereafter amended.

WSR 81-15-080
PROPOSED RULES
SUPERINTENDENT OF
PUBLIC INSTRUCTION
[Filed July 21, 1981]

Notice is hereby given in accordance with the provisions of RCW 34.04.025, that the Superintendent of Public Instruction intends to adopt, amend, or repeal rules concerning state basic education entitlement during strike. See agency statement regarding purpose, summary, and reasons for new or amendatory rules;

that such agency will at 9:00 a.m., Wednesday, September 2, 1981, in the State modular building, 7510 Armstrong Street S.W., Conference Room A, Tumwater, conduct a hearing relative thereto;

and that the adoption, amendment, or repeal of such rules will take place at 9:00 a.m., Friday, September 4, 1981, in the Executive Services Conference Room, 7510 Armstrong Street S.W., Tumwater.

The authority under which these rules are proposed is RCW 28A.41.170.

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency prior to September 2, 1981, and/or orally at 9:00 a.m., Wednesday, September 2, 1981, State modular building, 7510 Armstrong Street S.W., Conference Room A, Tumwater.

Dated: July 21, 1981

By: Frank Brouillet
Superintendent of Public Instruction

STATEMENT OF PURPOSE

Rule: Finance—General apportionment.
 Statutory Authority: RCW 28A.41.170.
 Purpose of the Rule(s): To serve notice of and cross reference to WAC 180-16-160 through 180-16-164.

Summary of the New Rule(s) and/or Amendments: States that basic education allocation from state shall continue during period of strike unless the program is disapproved in accordance with criteria established by State Board of Education.

Reasons Which Support the Proposed Action(s): Chapter 392-131 WAC, with the exception of WAC 392-131-025, repeats the provisions of WAC 180-16-160 through 180-16-164. With the combined distribution to school districts of both chapters 392-131 and 180-16 WAC, it is no longer necessary to repeat the rule in both titles. Therefore, the passage of this rule will not affect public policy. The adoption of this rule anticipates the adoption of a new section WAC 392-121-177 entitled "Kindergarten and grade one through twelve programs considered collectively—Failure to operate an approved program during strike—Denial of apportionment" to replace WAC 392-131-025 and a repeal of chapter 392-131 WAC.

Person or Organization Proposing the Rule(s): SPI, Government.

Agency Personnel Responsible for Drafting of the Rule(s): Ralph E. Julnes, Room 1500, SPI Building, 753-2298; Implementation and Enforcement: Chas. McNulin, SPI Building, Room 1000A, 3-6742.

The Rule(s) is (are) Necessary as the Result of Federal Law, Federal Court Action or State Court Action (If so, Attach a Copy of the Law or Decision). [No information supplied by agency]

Agency Comments, if any, Regarding Statutory Language, Implementation, Enforcement and Fiscal Matter Pertaining to the Rule(s): Will not change public policy regarding basic education entitlement during strike.

NEW SECTION

WAC 392-121-176 BASIC EDUCATION ALLOCATION DURING STRIKE. Unless a school district's program is disapproved in accordance with WAC 180-16-160 through 180-16-164, basic education allocations shall continue for the period of a strike.

WSR 81-15-081
PROPOSED RULES
SUPERINTENDENT OF
PUBLIC INSTRUCTION
 [Filed July 21, 1981]

Notice is hereby given in accordance with the provisions of RCW 34.04.025, that the Superintendent of Public Instruction intends to adopt, amend, or repeal rules entitled Finance—Apportionment during strike, repealing chapter 392-131 WAC. See the agency statement regarding purpose, summary, and reasons for the repealed rules;

that such agency will at 9:00 a.m., Wednesday, September 2, 1981, in the State modular building, 7510 Armstrong Street S.W., Conference Room A, Tumwater, conduct a hearing relative thereto;

and that the adoption, amendment, or repeal of such rules will take place at 9:00 a.m., Friday, September 4, 1981, in the Executive Services Conference Room, 7510 Armstrong Street S.W., Tumwater.

The authority under which these rules are proposed is RCW 28A.41.170.

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency prior to September 2, 1981, and/or orally at 9:00 a.m., Wednesday, September 2, 1981, State modular building, 7510 Armstrong Street S.W., Conference Room A, Tumwater.

Dated: July 21, 1981

By: Frank Brouillet
 Superintendent of Public Instruction

STATEMENT OF PURPOSE

Rule: Chapter 392-131 WAC entitled Finance—Apportionment during strike.

Statutory Authority: RCW 28A.41.170.

Purpose of the Rule(s): To eliminate an obsolete chapter.

Summary of the Rule(s): Repeals entire chapter.

Reasons Which Support the Proposed Action: This repealer reflects the obsolescence of this chapter as a result of the contemporaneous adoption of new section WAC 392-121-176 and 392-121-177.

Person or Organization Proposing the Rule(s): SPI, Government.

Agency Personnel Responsible for Drafting of the Rule(s): Ralph E. Julnes, SPI Building, Room 1500, 753-2298; Implementation and Enforcement: Chas. McNurlin, SPI Building, Room 1000A, 3-6742.

The Rule(s) is (are) Necessary as the Result of Federal Law, Federal Court Action or State Court Action (If so, Attach a Copy of the Law or Decision). [No information supplied by agency]

Agency Comments, if any, Regarding Statutory Language, Implementation, Enforcement and Fiscal Matter Pertaining to the Rule(s): Represents no change in public

policy regarding basic education entitlements during strikes.

REPEALER

The following sections of the Washington Administrative Code are repealed:

- (1) WAC 392-131-005 PURPOSE.
- (2) WAC 392-131-010 STRIKE DEFINED.
- (3) WAC 392-131-015 PRESUMPTION OF APPROVED PROGRAM OPERATION—STRIKES—EXCEPTION—APPROVAL/DISAPPROVAL OF PROGRAM DURING STRIKE PERIOD.
- (4) WAC 392-131-020 WORK STOPPAGES AND MAINTENANCE OF APPROVED PROGRAMS FOR LESS THAN 180 DAYS NOT CONDONED.
- (5) WAC 392-131-025 KINDERGARTEN AND GRADE ONE THROUGH TWELVE PROGRAMS CONSIDERED COLLECTIVELY—FAILURE TO OPERATE AN APPROVED PROGRAM—DENIAL OF APPORTIONMENT.

WSR 81-15-082
PROPOSED RULES
SUPERINTENDENT OF
PUBLIC INSTRUCTION
 [Filed July 21, 1981]

Notice is hereby given in accordance with the provisions of RCW 34.04.025, that the Superintendent of Public Instruction intends to adopt, amend, or repeal rules concerning chapter 392-151 WAC. See agency statement regarding purpose, summary, and reasons for new or amendatory rules;

that such agency will at 9:00 a.m., Wednesday, September 2, 1981, in the State modular building, 7510 Armstrong Street S.W., Conference Room A, Tumwater, conduct a hearing relative thereto;

and that the adoption, amendment, or repeal of such rules will take place at 9:00 a.m., Friday, September 4, 1981, in the Executive Services Conference Room, 7510 Armstrong Street S.W., Tumwater.

The authority under which these rules are proposed is RCW 28A.41.170.

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency prior to September 2, 1981, and/or orally at 9:00 a.m., Wednesday, September 2, 1981, State modular building, 7510 Armstrong Street S.W., Conference Room A, Tumwater.

Dated: July 21, 1981

By: Frank Brouillet
 Superintendent of Public Instruction

STATEMENT OF PURPOSE

Rule: Finance—General apportionment, chapter 392-121 WAC.

Statutory Authority: RCW 28A.41.170.

Purpose of the Rule(s): To establish the method for computing basic education entitlement for days operating an approved program.

Summary of the Rule(s): Discounts basic education entitlement by 1/180th for each

school day which fails to meet state board approval standards.

Reasons Which Support the Proposed Action: With the repeal of chapter 392-131 WAC and the adoption of WAC 392-121-176 it became necessary to transfer WAC 392-131-025 to chapter 392-121 WAC. The change from "equalization apportionment" to "basic education entitlement" reflects a change in terminology resulting from passage of the Basic Education Act of 1979 and results in no change of public policy regarding the allocation of basic education entitlement funds during a strike.

Person or Organization Proposing the Rule(s): SPI, Government.

Agency Personnel Responsible for Drafting of the Rule(s): Ralph E. Julnes, SPI Building, Room 1500, 753-2298; Implementation and Enforcement: Chas. McNurlin, SPI Building, Room 1000A, 3-6742.

The Rule(s) is (are) Necessary as the Result of Federal Law, Federal Court Action or State Court Action (If so, Attach a Copy of the Law or Decision). [No information supplied by agency]

Agency Comments, if any, Regarding Statutory Language, Implementation, Enforcement and Fiscal Matter Pertaining to the Rule(s): Represents no change in public policy regarding basic education entitlements during a strike.

NEW SECTION

WAC 392-121-177 KINDERGARTEN AND GRADE ONE THROUGH TWELVE PROGRAMS CONSIDERED COLLECTIVELY—FAILURE TO OPERATE AN APPROVED PROGRAM—DENIAL OF APPORTIONMENT. For the purpose of this chapter, a school district's scheduled kindergarten and grade one through twelve programs shall be considered collectively. The total program of a district may not be subdivided for the purpose of applying program approval standards. Those school days which are conducted during the period of a strike following transmittal of a notice of disapproval shall be discounted for state basic education entitlement purposes at the rate of one one-hundred-eightieth of the district's basic education entitlement for the school year per school day: PROVIDED, That kindergarten and grade one through twelve programs shall be considered separately for the purpose of computing compliance with minimum school day requirements and any loss of basic education entitlement.

WSR 81-15-083
EMERGENCY RULES
DEPARTMENT OF FISHERIES
 [Order 81-58—Filed July 21, 1981]

I, Rolland A. Schmitten, director of the State Department of Fisheries, do promulgate and adopt at Olympia, Washington, the annexed rules relating to personal use angling.

I, Rolland A. Schmitten, find that an emergency exists and that the foregoing order is necessary for the

preservation of the public health, safety, or general welfare and that observance of the requirements of notice and opportunity to present views on the proposed action would be contrary to public interest. A statement of the facts constituting such emergency is this order allows a sport fishery on anticipated large runs of pink salmon.

Such rules are therefore adopted as emergency rules to take effect upon filing with the code reviser.

This rule is promulgated pursuant to RCW 75.08.080 and is intended to administratively implement that statute.

The undersigned hereby declares that he has complied with the provisions of the Open Public Meetings Act (chapter 42.30 RCW), the Administrative Procedure Act (chapter 34.04 RCW) or the Higher Education Administrative Procedure Act (chapter 28B.19 RCW), as appropriate, and the State Register Act (chapter 34.08 RCW).

APPROVED AND ADOPTED July 21, 1981.

By R. A. Schmitt
Director

NEW SECTION

WAC 220-57-21500D DUNGENESS RIVER. Notwithstanding the provisions of WAC 220-28-515, effective July 22 through September 15, 1981, it is lawful to take, fish for and possess salmon for personal use in that portion of the Dungeness River downstream from the Taylor Bridge site. It is lawful to retain pink salmon as part of the daily bag limit which is BAG LIMIT B. All chinook salmon over 28 inches must be released.

NEW SECTION

WAC 220-57-35000A NOOKSACK RIVER. Effective July 22 until further notice, it is lawful to take, fish for or possess salmon, including pink salmon, for personal use in that portion of the Nooksack River downstream from the confluence of the north and south forks, excluding the Lummi Indian Reservation. BAG LIMIT: B.

WSR 81-15-084
PROPOSED RULES
DEPARTMENT OF AGRICULTURE
[Filed July 22, 1981]

Notice is hereby given in accordance with the provisions of RCW 34.04.025 and chapter 15.53 RCW, that the Washington State Department of Agriculture intends to adopt, amend, or repeal rules concerning adding a new section WAC 16-200-805, repealing WAC 16-200-001, 16-200-002, 16-200-006, 16-200-007 and 16-200-880;

that such agency will at 10:00 a.m., Tuesday, August 25, 1981, in the large conference room, 1st floor, General Administration Building, Olympia, Washington, conduct a hearing relative thereto;

and that the adoption, amendment, or repeal of such rules will take place at 4:00 p.m., Tuesday, September 1,

1981, in the Director's Office, 406 General Administration Building, Olympia, Washington.

The authority under which these rules are proposed is chapter 15.53 RCW.

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency prior to August 25, 1981, and/or orally at 10:00 a.m., Tuesday, August 25, 1981, large conference room, 1st floor, General Administration Building, Olympia, Washington.

Dated: July 22, 1981
By: M. Keith Ellis
Director

STATEMENT OF PURPOSE

For the purpose of legislative review of agency rules, the following statement is submitted.

The rule pertains to an increase of the inspection fee per ton for commercial feed in Washington State. Statutory Authority: Chapter 15.53 RCW.

Adding a new section to set inspection fees by regulation for commercial feed.

Art G. Losey, 406 General Administration Building, Olympia, WA 98504, 753-5062; and John P. Daly, 406 General Administration Building, Olympia, WA 98504, 753-5025.

Proponents: Washington State Department of Agriculture.

Opponents: Unknown.

No agency comments.

NEW SECTION

WAC 16-200-805 TONNAGE FEES. Pursuant to RCW 15.53-.9018, each initial distributor of a commercial feed in this state shall pay to the department of agriculture an inspection fee of eleven cents per ton on all commercial feed sold by such person during the year. Exceptions to payment of this fee are as authorized in RCW 15.53.9018.

REPEALER

The following sections of the Washington Administrative Code are repealed:

- WAC 16-200-001 PROMULGATION
- WAC 16-200-002 PROMULGATION
- WAC 16-200-006 PROMULGATION
- WAC 16-200-007 PROMULGATION
- WAC 16-200-880 PROMULGATION

WSR 81-15-085
EMERGENCY RULES
SUPERINTENDENT OF
PUBLIC INSTRUCTION
[Order 81-2—Filed July 22, 1981]

I, Frank B. Brouillet, Superintendent of Public Instruction, do promulgate and adopt at Olympia, Washington, the annexed rules relating to Finance—Interdistrict cooperation programs, amending chapter 392-135 WAC.

I, Frank B. Brouillet, find that an emergency exists and that the foregoing order is necessary for the preservation of the public health, safety, or general welfare and that observance of the requirements of notice and opportunity to present views on the proposed action would be contrary to public interest. A statement of the facts constituting such emergency is school districts are currently preparing interdistrict cooperation agreements for the 1981-82 school year. In order to implement cost savings for the 1981-82 school year, these rules must be adopted on an emergency basis.

Such rules are therefore adopted as emergency rules to take effect upon filing with the code reviser.

This rule is promulgated pursuant to RCW 28A.58.075(2) and 28A.58.245 and is intended to administratively implement that statute.

The undersigned hereby declares that he has complied with the provisions of the Open Public Meetings Act (chapter 42.30 RCW), the Administrative Procedure Act (chapter 34.04 RCW) or the Higher Education Administrative Procedure Act (chapter 28B.19 RCW), as appropriate, and the State Register Act (chapter 34.08 RCW).

APPROVED AND ADOPTED July 22, 1981.

By Frank B. Brouillet
Superintendent of Public Instruction

AMENDATORY SECTION (Amending Order 80-7, filed 4/15/80)

WAC 392-135-010 DEFINITIONS. As used in this chapter, the term: (1) "Residence" ((shall mean the physical location of a student's principal abode (e.g., the home, house, apartment, etc., within which the student lives the majority of the time);

(2) "Resident student" shall mean a student:

(a) ~~Whose residence is within the school district of attendance, or~~

(b) ~~Whose residence is within the boundaries of any military, naval, lighthouse, other United States reservation, national park, national forest, or Indian reservation (provided the student resides upon rented or leased undeveloped lands within the Indian reservation) which is contiguous to the school district of attendance, or~~

(c) ~~Whose residence is within a school district which does not carry the grades for which the student is eligible to enroll (e.g., a nonhigh school district).~~

(3) ~~"Nonresident student" shall mean any student other than a resident student whose residence is within the state of Washington.~~

(4) ~~"Resident district" shall mean the Washington state school district or districts of which a student is considered to be a resident), "resident student", and "resident district" shall mean the same as defined in WAC 392-137-010.~~

~~((5))~~ (2) "Serving district" shall mean the Washington state school district which operates a tuition-free interdistrict cooperation program pursuant to an agreement with one or more Washington state school districts.

(3) "Participating school district(s)" shall mean any Washington state school district that is a signatory to an

interdistrict cooperative agreement pursuant to provisions of this chapter.

AMENDATORY SECTION (Amending Order 7-75, filed 12/22/75)

WAC 392-135-020 APPLICATION—REQUIREMENTS FOR APPROVAL. (1) Application. The proposed serving district shall be the applicant school district. The applicant school district shall submit a written application for the operation of an interdistrict cooperation program and the proposed written agreement(s) to be entered into by each participating school district to the superintendent of public instruction, division of financial services.

An interdistrict cooperation contract shall include and set forth at least the following:

~~((a) The starting date for the proposed program.~~

~~(b) The location of the serving facilities.~~

~~(c) An explanation of the need(s) and purpose(s) of the proposed program.~~

~~(d) The number of students to be served by the program.~~

~~(e) An explanation of the manner in which the program is to be administered.~~

~~(f) The extra costs, if any, involved in the proposed program.~~

~~(g) An explanation of the economic feasibility of the joint operation.~~

~~(h) A description of joint financing arrangements, if any.~~

~~(i) A list of time in hours if attendance is to be on a part-time basis.~~

~~(j) A list of dates involved if the program is to be operated on an extended year basis.~~

~~(k) The duration of the contract and the procedure, if any, for early termination of the contract.~~

~~(l) The procedure for the disposition of assets and liabilities upon expiration or termination of the contract.))~~

(a) A description of the services and program.

(b) The number of students to be served from each district.

(c) The estimated amount of any operating costs of the program that are not funded from state or federal sources and the method of sharing such unfunded costs.

(2) Requirements for approval consideration. Interdistrict cooperation programs eligible for consideration and approval by the superintendent of public instruction shall be:

(a) Voluntary.

(b) Tuition free.

(c) Necessary for the express purpose of:

(i) Providing educational programs not otherwise available; and/or

(ii) Avoiding unnecessary duplications of specialized or unusually expensive programs and facilities; and/or

(iii) Improving racial balance within and among school districts.

(d) Interdistrict cooperation contracts shall be approved in advance by resolution of the board of directors of each participating school district.

NEW SECTION

WAC 392-135-021 REPORTING REQUIREMENTS. (1) Each school district shall provide, upon request of the superintendent of public instruction, such data as the superintendent deems appropriate to identify the resident school district of all nonresident students enrolled in a school district cooperative program who are attending classes in a school district other than the school district in which the student is resident, excepting all students from nonhigh school districts.

(2) The superintendent of public instruction shall provide each serving district of each approved interdistrict cooperative with necessary report forms and shall advise each serving district of the due date established by the superintendent for the return of such completed report forms to the educational service districts or to the superintendent of public instruction as now or hereafter established by the superintendent and published in bulletins of the division of financial services.

(3) Data required by this section shall be used by the superintendent of public instruction for the purposes of WAC 392-121-170 and chapter 392-139 WAC as now or hereafter amended.

WSR 81-15-086
EMERGENCY RULES
SUPERINTENDENT OF
PUBLIC INSTRUCTION
 [Order 81-6—Filed July 22, 1981]

I, Frank B. Brouillet, Superintendent of Public Instruction, do promulgate and adopt at Olympia, Washington, the annexed rules relating to Finance—School district budgeting, amending chapter 392-123 WAC.

I, Frank B. Brouillet, find that an emergency exists and that the foregoing order is necessary for the preservation of the public health, safety, or general welfare and that observance of the requirements of notice and opportunity to present views on the proposed action would be contrary to public interest. A statement of the facts constituting such emergency is these provisions relate to budgeting for the 1981-82 school year and must be operative by September 1, 1981 in order to reflect housekeeping and changes made by the 1981 legislature.

Such rules are therefore adopted as emergency rules to take effect upon filing with the code reviser.

This rule is promulgated pursuant to RCW 28A.41-170, 28A.41.055 and 28A.65.465 and is intended to administratively implement that statute.

The undersigned hereby declares that he has complied with the provisions of the Open Public Meetings Act (chapter 42.30 RCW), the Administrative Procedure Act (chapter 34.04 RCW) or the Higher Education Administrative Procedure Act (chapter 28B.19 RCW), as appropriate, and the State Register Act (chapter 34.08 RCW).

APPROVED AND ADOPTED July 22, 1981.

By Frank B. Brouillet
 Superintendent of Public Instruction

AMENDATORY SECTION (Amending Order 8-76, filed 7/23/76)

WAC 392-123-005 PURPOSES. The purposes of this chapter are to implement (~~section 14, chapter 118, Laws of 1975-76 2nd ex. sess.~~) chapter 28A.65 RCW and insure proper budgetary procedures and practices on the part of school districts.

AMENDATORY SECTION (Amending Order 8-76, filed 7/23/76)

WAC 392-123-010 THE ACCOUNTING MANUAL. The superintendent of public instruction and the office of the state auditor shall publish and distribute to each school district an accounting manual which shall be referred to as The Accounting Manual for Public School Districts of the State of Washington. Such accounting manual, as now or hereafter amended, shall govern the accounting procedures of each school district and is hereby incorporated into this chapter by this reference. Prior to any revision thereof, the superintendent of public instruction shall publish notice of such proposed action and shall hold at least one public hearing.

AMENDATORY SECTION (Amending Order 80-16, filed 5/13/80)

WAC 392-123-051 BASIS OF BUDGETING AND ACCOUNTING. This section sets forth the basis for revenue and expenditure recognition for budgeting and accounting.

(1) The following terms when used herein shall have the following meanings, unless where used the context thereof shall clearly indicate to the contrary:

(a) "Revenue" means additions of assets during a given fiscal period to a fund of a school district in the form of cash which does not accompany the incurrence of liabilities or represent refunds of previous disbursements.

(b) "Accrual basis expenditures" mean costs during a given fiscal period for liabilities incurred, whether paid or unpaid.

(c) "Cash basis expenditures" mean actual disbursements—during a given fiscal period for operating costs, capital outlay, and debt service, regardless of when liabilities are incurred, or the period of incurrence of cost.

(d) "Appropriation" means the maximum authorization during a given fiscal period to incur expenditures.

(e) "Disbursements" mean payments in cash, including but not limited to payments by warrants.

(2) All school districts must utilize the following methods of revenue and expenditure recognition in budgeting, accounting and financial reporting:

(a) Recognize revenue as defined above.

(b) Utilize the accrual basis for the recognition of expenditures in determining operating costs from the general fund: PROVIDED, That school districts with less than one thousand full time equivalent students for the previous year may utilize the cash basis for the recognition of expenditures in determining operating costs from the general fund: PROVIDED FURTHER, That in school districts with less than one thousand full time

equivalent students using the cash basis for the recognition of expenditures shall prepare a list of accounts payable as of the end of the fiscal year, subject to the penalties of perjury, a copy of which will accompany the districts' annual report and a copy of which will be filed with the districts' board of directors.

(c) Utilize the accrual basis for the recognition of expenditures in determining the costs of site acquisitions and the construction of buildings from the building and capital projects fund: PROVIDED, That school districts with less than one thousand full time equivalent students for the previous year may utilize the cash basis for recognition of expenditures in determining the costs of site acquisitions and the construction of buildings from the building and capital projects fund.

~~(d) ((For fiscal year 1979-80 utilize the cash basis for the recognition of expenditures in determining costs for bond interest and redemption funds, refunding bond funds and refunded bond funds and for fiscal year 1980-81 and thereafter))~~ Utilize the accrual basis of expenditure recognition in determining expenditures of the building reserve fund: PROVIDED, That school districts with less than one thousand full-time equivalent students for the previous year may utilize the cash basis of recognition of expenditures in determining expenditures of the building reserve fund.

(e) Utilize the basis of matured debt for the recognition of expenditures in determining costs for bond interest and redemption funds, refunding bond funds and refunded bond funds based upon when bond interest and bond redemptions become due: PROVIDED, That school districts with an average of less than one thousand full-time equivalent students during the previous school year may utilize the cash basis for recognition of expenditures in determining the costs of bond fund interest and redemptions, refunding bonds and refunded bonds from the bond interest and redemption funds, refunding bond funds and refunded bond funds.

~~((f))~~ (f) For fiscal year 1979-80 utilize the cash basis for the recognition of expenditure in determining costs for permanent insurance funds and for fiscal year 1980-81 and thereafter utilize the accrual basis for the recognition of expenditures in determining ~~((costs))~~ expenditures for permanent insurance funds.

~~((g))~~ (g) Utilize the accrual basis of expenditure recognition for the associated student body program fund: PROVIDED, School districts with less than 1000 full-time equivalent students for the previous fiscal year may utilize the cash basis for recognition of expenditure in determining ~~((operating cost))~~ expenditures of the associated student body program fund.

AMENDATORY SECTION (Amending Order 80-16, filed 5/13/80)

WAC 392-123-054 TIME SCHEDULE FOR BUDGET. The time schedule for preparation, adoption and filing of the annual budget is as follows:

Final Date For Action	First-Class Districts	Second-Class Districts
July 10	Final date for district to prepare budget. Upon completion of their budgets, every school district shall publish a notice stating that the district has completed the budget and placed the same on file in the school district administration office, that a copy thereof will be furnished any person who will call upon the district for it, and that the board of directors will meet for the purpose of fixing and adopting the budget of the district for the ensuing fiscal year. Such notice shall designate the date, time, and place of said meeting. The notice shall also state that any person may appear thereat and be heard for or against any part of such budget. Said notice shall be published at least once each week for two consecutive weeks in a newspaper of general circulation in the district, or, if there be none, in a newspaper of general circulation in the county or counties in which such district is a part. The last notice shall be published no later than seven days immediately prior to the hearing.	Same as first-class.
July 10	Final date for district board of directors to petition in writing the superintendent of public instruction for permission to include receivables collectible in future years, in order to balance the budget.	Same as first-class.
July 15		Final date to have sufficient number of copies of budget to meet reasonable demands of public. Also, final date to submit one copy of budget to educational service district for review and comment.

Final Date For Action	First-Class Districts	Second-Class Districts	Final Date For Action	First-Class Districts	Second-Class Districts
July 20	Final date to have sufficient copies of budget to meet reasonable demands of public. Also, final date to submit one copy of budget to educational service district for review and comment.			finally determined, and enter the same in the official minutes of the board.	local school districts no later than September 10th. Members of the budget review committee as referred to in this section shall consist of the educational service district superintendent or a representative thereof, a member of the local board of directors or a representative thereof and a representative of the superintendent of public instruction.
July 25		Final date for educational service district to notify districts of problems noted in review.			
August 1		Final date for board directors to meet in public hearing and fix and adopt said budget. Such hearing may be continued not to exceed a total two days: PROVIDED, That the budget must be adopted no later than August 1st. Upon conclusion of the hearing the board of directors shall fix and determine the appropriation from each fund contained in the budget separately, and shall by resolution adopt the budget and the appropriations as so finally determined, and enter the same in the official minutes of the board.	September 3	Final date for district to file four copies of said adopted budget with their educational service district.	
			September 10	Last date for educational service district to file copies of said adopted budgets with the superintendent of public instruction, the office of the state auditor and the appropriate county auditor. One copy will be retained by educational service district.	Same as first-class except one copy of adopted and approved budget must be returned to local school district by this date.
August 3		Last date to forward five copies of said adopted budget to educational service district for review, alteration and approval.			
August 10	Final date for educational service district to notify districts of review problems noted in review.				
August 31	Final date for board of directors to meet in public hearing and fix and adopt said budget. Such hearing may be continued not to exceed a total of two days: PROVIDED, That the budget must be adopted no later than August 31st. Upon conclusion of the hearing, the board of directors shall fix and determine the appropriation from each fund contained in the budget separately, and shall by resolution adopt the budget and the appropriations as so	Last date for the budget review committee to fix and approve the amount of the appropriation from each fund of the budget. No budget review committee shall knowingly approve any budget or appropriation that is in violation of state law or rules and regulations adopted by the superintendent of public instruction. A copy of said budget shall be returned to the			

AMENDATORY SECTION (Amending Order 80-16, filed 5/13/80)

WAC 392-123-055 IDENTIFICATION OF REVENUES TO BE INCLUDED IN THE BUDGET. Only revenues which can be reasonably anticipated to be received in cash in the fiscal period for which the budget is being prepared may be budgeted by a school district, except under the following condition: Receipt of written permission from the superintendent of public instruction to budget as revenue in a district's budget receivables collectible in future fiscal periods.

All available current information including current instructions contained in bulletins now or hereafter published by the superintendent of public instruction shall be used to determine the amount of budget revenues that can reasonably be expected to be received in cash in the fiscal period. ~~((A major emphasis shall be placed on the tax levy collection success in the time period immediately preceding the budget period.))~~ Proposed levies which have not been certified as approved by the voters shall not be included in the budget as adopted for operation of the district.

AMENDATORY SECTION (Amending Order 80-16, filed 5/13/80)

WAC 392-123-071 BUDGET EXTENSIONS—FIRST-CLASS SCHOOL DISTRICTS. Upon the happening of any emergency in a first-class school district caused by fire, flood, explosion, storm, earthquake, epidemic, riot, insurrection, or for the restoration to a condition of usefulness of any school district property, the usefulness of which has been destroyed by accident, and no provision has been made for such expenditures in the adopted appropriation, the board of directors, upon the adoption by the vote of the majority of all board members of a resolution stating the facts constituting the emergency, may make an appropriation therefor without notice or hearing.

If in first-class districts it becomes necessary to increase the amount of the appropriation, and if the reason is not one of the emergencies specifically enumerated above the school district board of directors, before incurring expenditures in excess of expenditures therefor, shall adopt a resolution stating the facts and the estimated amount of appropriation to meet it.

Such resolution shall be voted on at a public meeting, notice to be given in the manner provided in WAC 392-123-054. Its introduction and passage shall require the vote of a majority of all members of the school district board of directors.

Any person may appear at the meeting at which the appropriation resolution is to be voted on and be heard for or against the adoption thereof.

All adopted appropriation resolutions adopted pursuant to this section shall be filed with the superintendent of public instruction, the office of the state auditor, the educational service district and the appropriate county auditor. The final date for adopting appropriation resolutions extending budgets other than for any emergency as stated above shall be June 30 (~~(-PROVIDED, That for fiscal year 1979-80 the final date shall be August 31)~~). The final date for adopting appropriation resolutions extending budgets for any emergency as stated above shall be August 31. Each copy of all appropriation resolutions filed shall have attached a copy of the school district budget as revised by the appropriation resolution and a copy of the latest budget status report. The revised budget shall be on forms provided by the superintendent of public instruction and shall be prepared in accordance with instructions provided by the superintendent of public instruction. Any appropriation resolution adopted after the dates specified in this section shall be null and void. Any appropriation resolution adopted after the current appropriation level has been exceeded shall be null and void to the extent that the current appropriation level has been exceeded.

AMENDATORY SECTION (Amending Order 80-16, filed 5/13/80)

WAC 392-123-072 BUDGET EXTENSIONS—SECOND-CLASS SCHOOL DISTRICTS. If a second-class school district needs to increase the amount of the appropriation from any fund the school district

board of directors before incurring expenditures in excess of appropriations shall obtain approval from the superintendent of public instruction in the following manner: The school district board of directors shall adopt a resolution stating the specific reason(s) for extending the budget, the estimated amount of additional appropriation needed and the source(s) of funds.

Such resolution shall be voted on at a public meeting, notice to be given in the manner provided by WAC 392-123-054. Introduction and passage shall require the vote of a majority of all members of the school district board of directors.

Any person may appear at the meeting at which the appropriation resolution is to be voted on and be heard for or against the adoption thereof.

Upon passage of the appropriation resolution the school district shall petition the superintendent of public instruction for approval to increase the amount of its appropriations. Such petition to be made on forms provided by the superintendent of public instruction. Five copies of the request for budget extension shall be prepared in accordance with current instructions contained in bulletins now or hereafter published by the superintendent of public instruction and attached to each copy shall be a copy of the latest budget status report and a copy of the board resolution.

The request for budget extension shall be forwarded to the educational service district for approval by the educational service district superintendent.

If approved, the request for budget extension shall be forwarded by the educational service district to the superintendent of public instruction for final approval. Except for requests for budget extensions for emergencies as defined in WAC 392-123-071, the superintendent of public instruction shall not approve requests for budget extensions received after the close of business on June 30 or the last business day prior to June 30 if June 30 occurs on a nonbusiness day (~~(-PROVIDED, That for fiscal year 1979-80 the final date for receiving budget extensions shall be August 29)~~). The final date for receiving requests for budget extensions for emergencies defined in WAC 392-123-071 shall be the close of business on August 31 or the last business day prior to August 31 if August 31 occurs on a nonbusiness day.

Any request for budget extension shall not be approved by the superintendent of public instruction to the extent that the current appropriation has been exceeded prior to the request for budget extension.

All appropriation resolutions approved by the superintendent of public instruction shall be filed by the superintendent of public instruction with the educational service district, the state auditor, and the appropriate county auditor.

AMENDATORY SECTION (Amending Order 80-16, filed 5/13/80)

WAC 392-123-079 REVIEW OF SECOND-CLASS DISTRICT BUDGETS AND BUDGET ((~~INSTRUCTIONS~~)) EXTENSIONS. Budgets of second-class school districts shall be reviewed by the educational service district prior to adoption by the school district board of directors. Second-class school districts shall

submit a copy of their budget to their educational service district for review at least fourteen days prior to adoption, but not later than July 15.

Educational service districts shall notify each of its second-class school districts of any problems noted during the review prior to adoption of the budget by the board of directors.

The review shall include data entry and edit of the school district in the manner prescribed by the superintendent of public instruction.

Review of second-class school district adopted budgets shall be performed by the educational service districts. Said review shall include, but is not limited to, completion of data entry and edit, review of revenues and net cash and investments for accuracy, appropriateness of expenditures and determination of whether or not the budget is in compliance with this chapter, state statutory law, and budget instructions issued by the superintendent of public instruction.

The educational service district will notify the district of all problems noted during the review. The educational service district shall attempt to have the problems corrected prior to submission of the budget to the superintendent of public instruction.

The superintendent of public instruction shall conduct meetings with representatives of the educational service district and/or school district as deemed necessary to correct problems and to fix and approve the amount of appropriation from each fund of the budget as prescribed in RCW 28A.65.430 and WAC 392-123-054.

Review of budget extensions shall consist of data entry and edit, review of revenues and net cash and investments for accuracy, appropriateness of expenditures, and determination of whether or not the budget extension is in compliance with this chapter, state statutory law, and budget instructions issued by the superintendent of public instruction. Approval of budget extensions shall be in accordance with WAC 392-123-072.

AMENDATORY SECTION (Amending Order 80-16, filed 5/13/80)

WAC 392-123-115 MONTHLY BUDGET STATUS REPORTS (~~FOR GENERAL FUND OPERATIONS~~). A monthly budget status report for the (~~general~~) each fund shall be prepared by the administration of each school district, and a copy of the most current budget status reports shall be provided to each member of the board of directors of the district at the board's regular monthly meeting and to the educational service district superintendent and/or the superintendent of public instruction along with other financial information if deemed necessary by the superintendent of public instruction. The report shall contain the most current approved budget amounts by summary level accounts and the cash and investment balance at the beginning and end of the period being analyzed. State form F-198, which is entitled "The Budget Status Report" and also is found in the state form F-196, is an example of the type and level of information necessary for this report. Also, as a part of the budget status report, the administration shall provide each member of the board of directors with

a brief written explanation of any significant deviations in revenue and/or expenditure projections that may affect the financial status of the district. A section of the budget status report for the general fund shall indicate an analysis of any change in the amount of investments of general fund moneys and shall display investment earnings and the fund to which they are credited.

AMENDATORY SECTION (Amending Order 8-76, filed 7/23/76)

WAC 392-123-120 STATEMENT OF FINANCIAL CONDITION—FINANCIAL POSITION OF THE SCHOOL DISTRICT. The administration of each school district which is required to maintain a double-entry accounting system shall be required to provide the board of directors of the district with a statement of financial condition monthly. The "statement of financial condition" in state form F-196, (~~Part II~~) is an example of the type of format and level of information necessary for this report.

AMENDATORY SECTION (Amending Order 8-76, filed 7/23/76)

WAC 392-123-125 PERSONNEL BUDGET STATUS REPORT. Each school district shall maintain the capability to prepare a monthly personnel status report within fifteen calendar days following the end of each month. This report shall display the combined responsibilities of the district's administrative staff for personnel management and budget control and shall indicate the status of expenditures and commitments for salaries and wages (~~(the largest budgetary item in the general fund)~~). The report shall also indicate the number of certificated and classified positions planned in the budget and the amount of funds budgeted for those positions, summarized by program and/or responsibility area. The number of positions actually filled and the amount of funds actually expended or encumbered in support of these positions shall also be displayed in a manner that can be compared with budget. Any significant variance between budgeted positions and actual should be analyzed. The personnel budget status report shall be provided to the superintendent of public instruction or the board of directors of the district within ten days from the date of such request from either the superintendent or board. A district's board of directors may use the personnel status report in conjunction with a monthly budget status report and the statement of financial condition to manage the financial position of the district.

AMENDATORY SECTION (Amending Order 8-76, filed 7/23/76)

WAC 392-123-140 INTERFUND LOANS ALLOWABLE. Loans between the general fund, the building and capital projects fund, or to the bond interest and redemption fund are allowable to alleviate a temporary cash deficiency in the borrowing fund. Loans shall not be made from any fund to the detriment of any function or project for which the fund was established.

NEW SECTION

WAC 392-123-141 EFFECTIVE DATE. *Amendatory sections WAC 392-123-005, 392-123-010, 392-123-051, 392-123-054, 392-123-055, 392-123-071, 392-123-072, 392-123-079, 392-123-115, 392-123-120, 392-123-125 and 392-123-140 shall become effective on September 1, 1981.*

REPEALER

The following section of the Washington Administrative Code is repealed:

WAC 392-123-130 MONTHLY CASH AND INVESTMENT STATUS REPORT FOR FUNDS OTHER THAN THE GENERAL FUND.

**WSR 81-15-087
PROPOSED RULES
SUPERINTENDENT OF
PUBLIC INSTRUCTION
[Filed July 22, 1981]**

Notice is hereby given in accordance with the provisions of RCW 34.04.025, that the Superintendent of Public Instruction intends to adopt, amend, or repeal rules entitled Finance—Special allocations, instructions, and requirements, chapter 392-140 WAC;

and that the adoption, amendment, or repeal of such rules will take place at 9:00 a.m., Monday, July 27, 1981, in the Executive Services Conference Room, 7510 Armstrong Street S.W., Tumwater.

The authority under which these rules are proposed is RCW 28A.41.170.

This notice is connected to and continues the matter noticed in Notice No. WSR 81-13-043 filed with the code reviser's office on June 17, 1981.

Dated: July 22, 1981

By: Frank B. Brouillet
Superintendent of Public Instruction

**WSR 81-15-088
ADOPTED RULES
SUPERINTENDENT OF
PUBLIC INSTRUCTION
[Order 81-3—Filed July 22, 1981]**

I, Frank B. Brouillet, Superintendent of Public Instruction, do promulgate and adopt at Olympia, the annexed rules relating to Grants management—Urban, rural, racial, disadvantaged education programs, repealing chapter 392-161 WAC.

This action is taken pursuant to Notice No. WSR 81-13-044 filed with the code reviser on June 17, 1981. Such rules shall take effect pursuant to RCW 34.04.040(2).

This rule is promulgated pursuant to RCW 28A.41-.250 - 28A.41.414 and is intended to administratively implement that statute.

The undersigned hereby declares that he has complied with the provisions of the Open Public Meetings Act (chapter 42.30 RCW), the Administrative Procedure Act (chapter 34.04 RCW) or the Higher Education Administrative Procedure Act (chapter 28B.19 RCW), as appropriate, and the State Register Act (chapter 34.08 RCW).

APPROVED AND ADOPTED July 22, 1981.

By Frank B. Brouillet
Superintendent of Public Instruction

REPEALER

Chapter 392-161 of the Washington Administrative Code is repealed as follows:

- (1) WAC 392-161-005 PURPOSES.
- (2) WAC 392-161-010 DEFINITIONS.
- (3) WAC 392-161-015 ADMINISTRATIVE DUTIES OF THE SUPERINTENDENT OF PUBLIC INSTRUCTION.
- (4) WAC 392-161-020 URRD STATE ADVISORY COMMITTEE.
- (5) WAC 392-161-025 RAP/URRD PROGRAM SUPERVISION.
- (6) WAC 392-161-030 ELIGIBILITY REQUIREMENTS.
- (7) WAC 392-161-035 EVIDENCE OF SCHOOL DISTRICT PROPOSAL REVIEW.
- (8) WAC 392-161-040 REQUIRED DOCUMENTATION.
- (9) WAC 392-161-045 PRIVATE APPLICANT AGENCY REQUIREMENT.
- (10) WAC 392-161-050 AUTHORIZED PROGRAM ACTIVITIES.
- (11) WAC 392-161-055 INTERDISTRICT OR CONSORTIUM PROJECTS.
- (12) WAC 392-161-060 COMPLEMENTARY NATURE OF PRIVATE AGENCY PROJECTS.
- (13) WAC 392-161-065 FISCAL CONSTRAINTS.
- (14) WAC 392-161-070 BASIC PROGRAM THRUST SUMMARIZED.
- (15) WAC 392-161-075 URRD PROGRAM CATEGORIES.
- (16) WAC 392-161-080 DROPOUT PREVENTION PROGRAMS SUMMARY.
- (17) WAC 392-161-085 DROPOUT PREVENTION PROGRAM—EVALUATION OF EFFECTIVENESS.
- (18) WAC 392-161-090 PRESCHOOL EDUCATION PROGRAMS SUMMARY.
- (19) WAC 392-161-095 PRESCHOOL EDUCATION PROGRAMS—EVALUATION OF EFFECTIVENESS.
- (20) WAC 392-161-101 MODEL EDUCATIONAL PROGRAM SUMMARY.
- (21) WAC 392-161-104 MODEL EDUCATIONAL PROGRAMS—EVALUATION OF EFFECTIVENESS.
- (22) WAC 392-161-116 COMMUNITY INVOLVEMENT EDUCATION PROGRAMS SUMMARY.

(23) WAC 392-161-118 COMMUNITY INVOLVEMENT PROGRAMS—EVALUATION OF EFFECTIVENESS.

(24) WAC 392-161-120 INDIAN EDUCATION PROGRAMS SUMMARY.

(25) WAC 392-161-125 INDIAN EDUCATION PROGRAMS—EVALUATION OF EFFECTIVENESS.

(26) WAC 392-161-130 GENERAL APPLICATION INFORMATION.

(27) WAC 392-161-135 LEGISLATIVE CONCERNS AND GENERAL GUIDELINES.

(28) WAC 392-161-140 REVIEW PROCESS DESCRIBED.

(29) WAC 392-161-145 BASIC SELECTION CRITERIA INFORMATION.

(30) WAC 392-161-150 ADDITIONAL BASIC SELECTION CRITERIA INFORMATION.

(31) WAC 392-161-155 URRD APPEALS PROCEDURE SUMMARY.

(32) WAC 392-161-160 PROGRAM EVALUATION AND BUDGETING PROCEDURES.

(33) WAC 392-161-165 INTEGRATION POLICY STATEMENT.

(34) WAC 392-161-170 REMEDIAL ASSISTANCE PROGRAM (RAP)—ELIGIBILITY REQUIREMENTS.

(35) WAC 392-161-175 REMEDIAL ASSISTANCE PROGRAM (RAP)—APPROVED PROGRAM APPLICATION.

(36) WAC 392-161-180 REMEDIAL ASSISTANCE PROGRAM (RAP) APPROVAL REQUIREMENTS.

(37) WAC 392-161-185 REMEDIAL ASSISTANCE PROGRAM (RAP)—FUNDING ADJUSTMENTS TO STATE ALLOCATIONS OF RAP APPROPRIATIONS.

WSR 81-15-089

ADOPTED RULES

SUPERINTENDENT OF PUBLIC INSTRUCTION

[Order 81-4—Filed July 22, 1981]

I, Frank B. Brouillet, Superintendent of Public Instruction, do promulgate and adopt at Olympia, the annexed rules relating to the implementation of the Transitional Bilingual Education Act of 1979.

This action is taken pursuant to Notice No. WSR 81-13-045 filed with the code reviser on June 17, 1981. Such rules shall take effect pursuant to RCW 34.04.040(2).

This rule is promulgated pursuant to RCW 28A.58.804 and is intended to administratively implement that statute.

The undersigned hereby declares that he has complied with the provisions of the Open Public Meetings Act (chapter 42.30 RCW), the Administrative Procedure Act (chapter 34.04 RCW) or the Higher Education Administrative Procedure Act (chapter 28B.19 RCW), as

appropriate, and the State Register Act (chapter 34.08 RCW).

APPROVED AND ADOPTED July 22, 1981.

By Frank B. Brouillet
Superintendent of Public Instruction

AMENDATORY SECTION (Amending Order 80-21, filed 6/17/80)

WAC 392-160-001 PURPOSE—SUPPLEMENTAL FEDERAL REQUIREMENTS. The purpose of this chapter is to implement "the Transitional Bilingual Instruction of 1979" which is codified as RCW 28A.58.800 through 28A.58.810. The rules ((set forth)) in this chapter ((govern the entitlement of each school district to state funds now or hereafter appropriated by the legislature for)) set forth the eligibility criteria for pupil entitlement to transitional bilingual and alternative instruction programs conducted pursuant to the act.

Compliance with this chapter does not necessarily assure full compliance with federal bilingual education program requirements. Therefore, school districts must review pertinent federal requirements and take action ((with funds other than funds made available pursuant to this chapter as necessary)) to comply with federal program requirements that are above and beyond the ((program funded)) requirements established pursuant to this chapter.

AMENDATORY SECTION (Amending Order 80-21, filed 6/17/80)

WAC 392-160-010 SCHOOL DISTRICT BOARD OF DIRECTORS DUTIES. Consistent with the provisions of this chapter, every school district board of directors shall ((ensure that:

(1) ~~An approved bilingual instruction or alternative instruction program funded pursuant to this chapter is made available to each eligible pupil who has been identified as such pursuant to the application of an approved test;~~

(2) ~~The number of eligible pupils is determined during each school year at a time or times now or hereafter established and published by the superintendent of public instruction in bulletins distributed to school districts;~~

(3) ~~To the extent feasible, communications from the district to parents of pupils enrolled in bilingual instruction or alternative instructional programs are in English and their non-English primary language;~~

(4) ~~A program of in-service training is developed and implemented which includes instructional strategies for children of culturally different backgrounds, the use of special curriculum materials, and bilingual program models for teachers, counselors and other school district staff members whose duties involve them in the bilingual instruction or alternative instructional programs of the school district; and~~

(5) ~~It complies with instructions and schedules for program and fiscal reporting as now or hereafter established and published by the superintendent of public instruction in bulletins distributed to school districts)) make available to each eligible pupil a transitional bilingual instruction or an alternative instructional program.~~

AMENDATORY SECTION (Amending Order 80-21, filed 6/17/80)

WAC 392-160-015 IDENTIFICATION OF ELIGIBLE PUPILS. (1) District procedures—Identification of primary language required: Every school district board of directors shall adopt written procedures governing the identification of each pupil's primary language and the determination of which pupils with a primary language other than English are eligible pupils. Such procedures shall include:

(a) Provisions for the identification of a pupil's primary language pursuant to an interview with or a written questionnaire directed to the pupil and the pupil's parent(s) or guardian(s), or a combination of interviews and written questionnaires; and

(b) Provisions for testing pupils as provided for in this section, WAC 392-160-020 and 035.

(2) Deadline for determining eligibility of newly enrolled pupils: The primary language and eligibility of each newly enrolled pupil shall be established no later than the twentieth school day after the date upon which the pupil commences attendance at a particular school district.

(3) Newly enrolled pupils who speak little or no English—Determination of eligibility: The eligibility of a newly enrolled pupil whose eligibility is reasonably apparent by reason of:

(a) The pupil's ability to communicate reasonably well in his or her nonEnglish primary language; and

(b) The pupil's inability to communicate in English to any practical extent shall be determined pursuant to an interview with the pupil. The interview shall be conducted by a person with sufficient skill in both English and the nonEnglish language of the pupil, if a person with such qualifications is reasonably available. If a qualified interviewer is not reasonably available, school personnel shall exercise their best judgment based upon observations of a newly enrolled pupil to determine the pupil's eligibility. No other approved test need be administered if the professional judgment of the school personnel based upon the interview or observations is that the pupil is eligible as defined in WAC 392-160-005(3).

(4) All other newly enrolled pupils—Determination of eligibility: The eligibility of all newly enrolled pupils:

(a) Who have a primary language other than English; and

(b) Whose eligibility is not reasonably apparent by reason of the standards established by subsection (3) shall be determined pursuant to WAC 392-160-020.

(5) Annual reassessment of all pupils required: ~~((Commencing with the 1980-81))~~ Each school year each pupil who has previously been identified as eligible and admitted to a bilingual instruction or alternative instruction program shall be identified as eligible or ineligible each school year pursuant to the administration of a standardized test as set forth in WAC 392-160-035(~~PROVIDED, That pupils who were identified as eligible prior to the 1980-81 school year by a means that was~~

~~not in compliance with subsection (3) or (4) of this section shall be reassessed and identified as eligible or ineligible pursuant to subsection (3) or (4) at the commencement of the 1980-81 school year~~)).

AMENDATORY SECTION (Amending Order 80-21, filed 6/17/80)

WAC 392-160-035 THREE YEAR LIMITATION—TESTING—PROGRAM EXIT REQUIREMENTS. (1) No ~~((school district shall continue to report or claim a))~~ pupil ~~((for purposes of state funding pursuant to this chapter))~~ shall continue to be entitled to a transitional bilingual or alternative instructional program after the pupil has received instruction in a transitional bilingual ((instruction)) or alternative instructional program conducted pursuant to this chapter within any one or more school districts for a period of three school years (i.e., 540 school days or portions thereof): **PROVIDED**, That each such pupil who is unable to demonstrate an improvement in English language skills that is sufficient to overcome the pupil's learning impairment when taught only in English (i.e., unable to score above the 35th percentile on an approved test) shall ~~((be continued in))~~ continue to be entitled to an approved bilingual instruction or alternative instructional program.

(2) The approved test for measurement of improvement in English language skills for purposes of exit from transitional bilingual ((instruction and)) or alternative instructional programs ~~((funded pursuant to this chapter))~~ shall be any nationally normed standardized achievement test normally administered by a school district to its pupils.

(3) No pupil shall be ~~((eligible for))~~ entitled to continued enrollment in a transitional bilingual or alternative program ((funded pursuant to this chapter)) once the pupil has scored above the 35th percentile on the Reading and Language Arts portions of a nationally normed standardized test appropriate for the pupil's age and grade level.

~~((4) It is the duty and responsibility of each school district to remove a pupil from a program funded pursuant to this chapter at any time the pupil is capable of scoring above the 35th percentile in reading and language arts as described in subsection (3), notwithstanding the fact the student may not have been enrolled in a program conducted pursuant to this chapter for a full three school years.))~~

AMENDATORY SECTION (Amending Order 80-21, filed 6/17/80)

WAC 392-160-040 ELIGIBILITY FOR AN OPTIONAL ALTERNATIVE INSTRUCTIONAL PROGRAM. (1) Districts with a limited number of pupils: Each school district with a limited number of eligible pupils may elect to provide such pupils an alternative instructional program. ~~((The prior approval of the superintendent of public instruction need not be obtained in such cases.))~~

(2) Districts with more than a limited number of pupils: School districts with more than a limited number of

eligible pupils (~~must obtain the prior approval of the superintendent of public instruction as a condition to providing~~) and under the following conditions may elect to provide an alternative instructional program (in lieu of bilingual instruction. Approval of the provisions of English as a second language in lieu of bilingual instruction shall be conditioned upon satisfactory assurances by an applicant school district of one or more of the following grounds for approval):

(a) Necessary instructional materials are unavailable and the district has made reasonable efforts to obtain necessary materials without success; or

(b) The capacity of the district's bilingual instruction program is temporarily exceeded by an unexpected increase in the enrollment of eligible pupils; or

(c) Bilingual instruction cannot be provided affected pupils without substantially impairing their basic education program because of their disbursement throughout many grade levels or schools, or both; or

(d) Teachers who are trained in bilingual education methods and sufficiently skilled in the non-English primary language(s) are unavailable, and the district has made reasonable attempts to obtain the services of such teachers.

~~((Approval by the superintendent of public instruction of an alternative instruction program may be accompanied by further conditions now or hereafter deemed necessary to safeguard the rights of students or to effect the intent of "The Transitional Bilingual Instruction Act of 1979" wherever possible. No school district shall be permitted to utilize any of the options provided for in this subsection, when, in the opinion of the superintendent of public instruction, sufficient justification for exercising such an option has not been provided:))~~

AMENDATORY SECTION (Amending Order 80-21, filed 6/17/80)

WAC 392-160-045 HANDICAPPED PUPILS—
~~((PROGRAM FUNDING QUALIFICATION))~~ NO TRANSITIONAL BILINGUAL ENTITLEMENT.
Notwithstanding any other provision of this chapter to the contrary, any eligible pupil whose English language skill deficiency is caused primarily by one or more of the handicapping conditions defined in chapter 392-171 WAC, as now or hereafter amended, shall not be eligible for ~~((funding))~~ the entitlement established pursuant to this chapter. ((Any bilingual or alternative instruction component of such a student's special education program shall be provided with other funds including excess-cost funds:))

REPEALER

The following sections of chapter 392-160 of the Washington Administrative Code are repealed:

(1) WAC 392-160-025 PROGRAM APPLICATION AND APPROVAL PROCEDURE.

(2) WAC 392-160-030 FUNDING PROCEDURE—MONTHLY REPORTS.

WSR 81-15-090

ADOPTED RULES

SUPERINTENDENT OF PUBLIC INSTRUCTION

[Order 81-5—Filed July 22, 1981]

I, Frank B. Brouillet, Superintendent of Public Instruction, do promulgate and adopt at Olympia, Washington, the annexed rules relating to Finance—Nonresident attendance, amending chapter 392-137 WAC.

This action is taken pursuant to Notice No. WSR 81-13-046 filed with the code reviser on June 17, 1981. Such rules shall take effect pursuant to RCW 34.04.040(2).

This rule is promulgated pursuant to RCW 28A.58.240 and 28A.58.242 and is intended to administratively implement that statute.

The undersigned hereby declares that he has complied with the provisions of the Open Public Meetings Act (chapter 42.30 RCW), the Administrative Procedure Act (chapter 34.04 RCW) or the Higher Education Administrative Procedure Act (chapter 28B.19 RCW), as appropriate, and the State Register Act (chapter 34.08 RCW).

APPROVED AND ADOPTED July 22, 1981.

By Frank B. Brouillet
Superintendent of Public Instruction

AMENDATORY SECTION (Amending Order 80-8, filed 4/15/80)

WAC 392-137-060 HEARING. The hearing provided for in WAC 392-137-055(2) shall be conducted in compliance with chapter 392-101 WAC and the state Administrative Procedure Act, chapter 34.04 RCW. The appeal shall be conducted before the superintendent of public instruction or his or her designee, as scheduled by the superintendent of public instruction or his or her designee. In the event the appeal is conducted before the superintendent's designee, the decision of the designee that no special hardship or detrimental condition of a financial, educational, safety or health nature affecting the student or the student's immediate family or custodian resulting from attendance in the resident district exists or that, if such does exist, it is not likely to be significantly alleviated as a result of the transfer prayed for, shall be final and shall terminate the proceeding. If, however, the designee finds that there is good and sufficient evidence to warrant a finding both that such a hardship or condition exists and that the same would likely be significantly alleviated as a result of transfer, the entire record as required by RCW 34.04.090(4) and (5), together with the proposed findings, conclusions and recommendation of the designee, shall be presented to and reviewed by the superintendent of public instruction. The superintendent of public instruction may reject, modify, or accept any portion or all of the proposed findings, conclusions and recommendation following his or her review of the entire record. The decision of the superintendent, in such cases, shall be final and shall terminate the proceeding.

WSR 81-15-091
PROPOSED RULES
DEPARTMENT OF AGRICULTURE
[Filed July 22, 1981]

Notice is hereby given in accordance with the provisions of RCW 34.04.025 and 16.57.240, that the State Department of Agriculture intends to adopt, amend, or repeal rules concerning fee for brand inspection of cattle and calves.

that such agency will at 1:00 a.m., Thursday, August 27, 1981, in the meeting room of the Washington Cattlemen's Association, 1720 Canyon Road, Ellensburg, WA, conduct a hearing relative thereto;

and that the adoption, amendment, or repeal of such rules will take place at 1:00 p.m., Tuesday, September 8, 1981, in the office of the Director of Agriculture, 406 General Administration Building, Olympia.

The authority under which these rules are proposed is RCW 16.57.240.

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency prior to August 27, 1981, and/or orally at 1:00 p.m., Thursday, August 27, 1981, meeting room of the Washington Cattlemen's Association, 1720 Canyon Road, Ellensburg, WA.

Dated: July 22, 1981
By: Mike Willis
Assistant Director

STATEMENT OF PURPOSE

Title: Relating to Brand Inspection and Production Record Brands.

Purpose: Revise form for the transportation of cattle and for private change of ownership of cattle and horses and increase fee for form. Increase fee for brand inspection of cattle and calves.

Agency: Department of Agriculture.

Statute Authority: Chapter 16.57 RCW.

Summary: The Certificate of Permit or Bill of Sale form will be revised to meet current needs, the fee for the forms will be increased from 50¢ to \$1.00, and the basic brand inspection fee for cattle and calves will be increased from 30¢ to 45¢.

Agency personnel to contact: Mike Willis, Assistant Director, Department of Agriculture, Regulatory Services Division, Union Avenue Building, EK-22, Olympia, WA 98504, (504) 753-5065.

Agency comments: None.

Proponents: Department of Agriculture, Washington Cattlemen's Association, Washington Livestock Marketing Association.

Opponents: Unknown.

AMENDATORY SECTION (Amending Order 1277, filed 7/31/72)

WAC 16-96-130 BRAND INSPECTION FEES. The fee for inspecting cattle and calves of or for brands, and/or any other method of identifying cattle and calves, shall be ((thirty)) forty-five cents per head.

AMENDATORY SECTION (Amending Order 1590, filed 6/29/79)

WAC 16-620-100 PRESCRIBED BILL OF SALE FORM. The certificate of permit and bill of sale form incorporated herein shall constitute the official form ((for branded cattle)) prescribed by the director under the provisions of RCW 16.57.240((-PROVIDED, That such certificate of permit and)). Such form shall represent a bill of sale only after it has been presented to a brand inspector for validation and has been validated within seven days of the sale of ((the)) cattle subject to brand inspection under the provisions of RCW 16.57.160 and WAC 16-620-020.

((WASHINGTON DEPARTMENT OF AGRICULTURE
CERTIFICATE [OF] PERMIT
OR
BILL OF SALE

Note: A copy of this certificate must accompany all cattle transported within this state. If no Brand Inspection is made, the Original shall accompany a 10c Assessment per Head to be paid to the Washington State Beef Commission, P. O. Box 799, Ellensburg, Washington, as required by chapter 133, Laws of 1969.

OWNER DATE
(Print Name Plainly)

ANIMALS BEING
MOVED FROM COUNTY
(Nearest Post Office)

SOLD TO CITY
-OR-
CONSIGNED TO CITY

HAULED BY
(Signature)

VEHICLE
LICENSE NO. STATE

*THIS PAYMENT NOT REQUIRED FOR DAIRY COWS SOLD FOR MILK PRODUCTION

**THIS CERTIFICATE NOT VALID AS A BILL OF SALE FOR BRANDED CATTLE UNLES VALIDATED BY A STATE BRAND INSPECTOR WITHIN SEVEN DAYS OF SALE.

..... BRAND INSPECTOR (Signature)
BRAND RECORDED IN (STATE)

Table with columns: NO., HEAD, BREED, KIND, BRAND, LOCATION, /NO BRAND. Rows include CATTLE, VEAL, HIDES, OR, CARCASSES.

ARE THE ABOVE CATTLE SUBJECT TO A LIEN OR MORTGAGE?
YES NO

I hereby certify under the penalty of perjury that I am the owner or the duly authorized agent of the owner of the above described animals.

..... (Signature)

ADDRESS OF OWNER

Note: FAILURE TO NOTIFY A LIVESTOCK MARKET THAT CATTLE ARE SUBJECT TO AN UNSATISFIED LIEN OR MORTGAGE CONSTITUTES A GROSS MISDEMEANOR. (RCW 16.65.150))

STATE OF WASHINGTON No.
DEPARTMENT OF AGRICULTURE

CERTIFICATE OF PERMIT OR BILL OF SALE

Required for transportation of cattle, hides, or carcasses within Washington State. May be used for change of ownership of cattle or horses inspected by a Washington State Brand Inspector.

Validation by brand inspector required for bill of sale only

Owner Date

Sold to City

Point of Origin (Nearest Post Office) County

Destination (consigned to) City

Hauled by (Signature)

Vehicle License No. State

No. of Livestock Breed Sex Brand Brand Location

Are the above cattle subject to a lien or mortgage? Yes No Failure to disclose the existence of a lien or mortgage to a public livestock market constitutes a gross misdemeanor (RCW 16.65.150)

I certify that I am the owner of the described livestock*x

Address of Owner City

*If submitted by an authorized agent on behalf of the owner agent must sign here x

When presented as proof of ownership at a public livestock market or slaughterhouse, the document becomes a record of the Washington State Department of Agriculture. Any person who falsifies or forges such a public document is guilty of a felony. (RCW 40.16.630)

Reviser's Note: RCW 34.04.058 requires the use of underlining and deletion marks to indicate amendments to existing rules. The rule published above varies from its predecessor in certain respects not indicated by the use of these markings.

Reviser's Note: The typographical errors in the above section occurred in the copy filed by the agency and appear herein pursuant to the requirements of RCW 34.08.040.

AMENDATORY SECTION (Amending Order 1266, filed 5/18/72)

WAC 16-620-210 PURCHASE OF OFFICIAL FORMS. Books of the official certificate of permit and bill of sale shall be obtained from the regulatory services division of the department of agriculture upon payment of ((fifty cents)) one dollar.

WSR 81-15-092 PROPOSED RULES DEPARTMENT OF CORRECTIONS [Filed July 22, 1981]

Notice is hereby given in accordance with the provisions of RCW 34.04.025, that the Department of Corrections intends to adopt, amend, or repeal rules concerning adult corrections, new Title 137 WAC and

repealing chapters 275-40, 275-48, 275-52, 275-53, 275-76, 275-80, 275-82, 275-85, 275-87, 275-88, 275-91, 275-92, 275-93, 275-96 and 275-102 WAC, adult corrections.

Correspondence concerning this notice and proposed rules attached should be addressed to:

Maurice A. Harmon Assistant Secretary, Program Development Department of Corrections Mailstop FN-61 Olympia, WA 98504;

that such agency will at 10:00 a.m., Friday, October 2, 1981, in the Auditorium, General Administration Building, Olympia, Washington, conduct a hearing relative thereto;

and that the adoption, amendment, or repeal of such rules will take place at 9:00 a.m., Wednesday, October 14, 1981, in the Office of Maurice A. Harmon, 6th Floor, Capitol Center Building, 410 West 5th Avenue, Olympia, WA.

The authority under which these rules are proposed is chapter 136, Laws of 1981.

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency prior to October 2, 1981, and/or orally at 10:00 a.m., Friday, October 2, 1981, Auditorium, General Administration Building, Olympia, Washington.

Dated: July 20, 1981 By: Amos E. Reed Secretary

STATEMENT OF PURPOSE

This statement is filed pursuant to RCW 34.04.045.

Regarding the adopting of chapter 137-04 WAC, Introductory, Department of Corrections; chapter 137-08 WAC, Public Records-Disclosure; chapter 137-20 WAC, Sale of Vocational-Education Products; chapter 137-24 WAC, Detainer; chapter 137-28 WAC, Discipline; chapter 137-32 WAC, Segregation; chapter 137-36 WAC, Inmate Property; chapter 137-40 WAC, Medical/Dental Services; chapter 137-44 WAC, Visits; chapter 137-48 WAC, Correspondence/Telephone; chapter 137-52 WAC, Escorted Leave; chapter 137-56 WAC, Work/Training Release; chapter 137-60 WAC, Furlough; chapter 137-64 WAC, Payments to Releasees; chapter 137-68 WAC, Interstate Compact and repealing chapter 275-40 WAC, Annual Inspection of all Jails and Detention Facilities; chapter 275-48 WAC, Payments to Releasees; chapter 275-52 WAC, Institutional Industries; chapter 275-53 WAC, Sale of Vocational-Education Products, chapter 275-76 WAC, Detainer, chapter 275-80 WAC, Visits; chapter 275-82 WAC, Segregation; chapter 275-85 WAC, Escorted Leave; chapter 275-87 WAC, Inmate Property; chapter 275-88 WAC, Discipline; chapter

275-91 WAC, Medical/Dental Services; chapter 275-92 WAC, Work/Training Release; chapter 275-93 WAC, Furlough; chapter 275-96 WAC, Correspondence/Telephone; and chapter 275-102 WAC, Interstate Compact.

The reason these rule changes are necessary is that a new Department of Corrections was established by law in 1981.

Statutory authority: Chapter 136, Laws of 1981.

Summary of the rule changes: Chapter 137-04 WAC Introductory—A new WAC identifying, giving definitions, etc. relating to the new Department of Corrections established by law, 1981; chapter 137-08 WAC Public records—Disclosure—New WAC to ensure compliance by the Department of Corrections in accordance with RCW 42.17.250 through 42.17.340; chapters 137-20 through 137-68 WAC. These WAC's for adoption reflect changing all references made to the Department of Social and Health Services to the Department of Corrections, as well as cosmetic changes, e.g., "resident" to "inmate," "director" to "secretary," redefining divisions within the Department of Corrections, etc.; chapter 137-56 WAC Under Application—Who May Apply (3) "Persons convicted of murder first degree are not eligible for work/training release in accordance with the Corrections Reform Act of 1981." New law; chapter 137-60 WAC Under Furlough—Who May Apply (4) "Persons convicted of Murder, First Degree, as noted in the Corrections Reform Act of 1981, may not be granted furloughs." New law; and chapter 137-32 WAC Under Review of Administrative Segregation Status (3) "Any inmate held in administrative segregation for 90 days shall have his/her case reviewed by a representative of the headquarters classification unit." Required by law.

Person or persons responsible for the drafting, implementation and enforcement of the rule: Maurice A. Harmon, Assistant Secretary, Program Development, Department of Corrections, Telephone: 3-7400, Mailstop: FN-61.

No person or organization other than the Department of Corrections proposed these rules.

These rules are not necessary as a result of federal laws, federal court decisions or state court decisions.

Reviser's Note: The material contained in this filing will appear in a subsequent issue of the Register as it was received after the applicable closing date for this issue for agency typed material exceeding the volume limitations of WAC 1-12-035 or 1-13-035, as appropriate.

WSR 81-15-093

ADOPTED RULES

UTILITIES AND TRANSPORTATION COMMISSION

[Order R-167, Cause No. TG-1502—Filed July 22, 1981]

In the matter of amending WAC 480-70-350(2) relating to reporting requirements for garbage and refuse collection companies.

This action is taken pursuant to Notice No. WSR 81-13-050 filed with the Code Reviser June 17, 1981. This amendment hereinafter adopted shall take effect pursuant to RCW 34.04.040(2).

This rule amendment proceeding is brought on pursuant to RCW 81.01.040(1) and (4)[80.01.040(1) and (4)] and is intended to administratively implement this statute.

This rule-making proceeding is in compliance with the Open Public Meetings Act (chapter 42.30 RCW), the Administrative Procedure Act (chapter 34.04 RCW), the State Register Act (chapter 34.08 RCW), and the Environmental Policy Act of 1971 (chapter 43.21C RCW).

Pursuant to Notice No. WSR 81-13-050, the above matter was scheduled for amendment at 8:00 a.m., Wednesday, July 22, 1981, in the Commission's Conference Room, Seventh Floor, Highways-Licenses Building, Olympia, Washington, before Chairman Robert W. Bratton and Commissioners Robert C. Bailey and A. J. Benedetti.

Under the terms of said notice, interested persons were afforded the opportunity to submit data, views, or arguments to the commission in writing prior to July 17, 1981. Under the terms of said notice, interested persons were also afforded the opportunity to submit data, views, or arguments orally at 8:00 a.m., Wednesday, July 22, 1981, in the Commission's Conference Room, Seventh Floor, Highways-Licenses Building, Olympia, Washington.

At the July 22, 1981 meeting, the rules the commission considered for adoption were the amendments to WAC 480-70-350(2). The amendments affect no economic values.

In viewing the entire record herein, it has been determined that WAC 480-70-350(2) should be amended to read as set forth in Appendix "A," attached hereto and made a part hereof by reference. WAC 480-70-350(2) rule change is designed to change reporting requirements for garbage and refuse collection companies.

ORDER

WHEREFORE, IT IS ORDERED That WAC 480-70-350(2) relating to reporting requirements for garbage and refuse collection companies, be, and the same are, hereby amended as set forth in Appendix "A," as permanent rules of the Washington Utilities and Transportation Commission to take effect pursuant to RCW 34.04.040(2).

IT IS FURTHER ORDERED That this order and the annexed rules, after being first recorded in the order register of the Washington Utilities and Transportation Commission, shall be forwarded to the Code Reviser for

filing pursuant to chapter 34.04 RCW and chapter 1-12 WAC.

DATED at Olympia, Washington, this 22nd day of July, 1981.

Washington Utilities and Transportation Commission

Robert W. Bratton, Chairman

Robert C. Bailey, Commissioner

A. J. Benedetti, Commissioner

APPENDIX A

AMENDATORY SECTION (Amending Order R-31, filed 10/18/71)

WAC 480-70-350 ACCOUNTS—UNIFORM SYSTEM ADOPTED—REPORTS. (1) Effective January 1, 1962, a "Uniform System of Accounts" is hereby prescribed for use of garbage and/or refuse collection companies in the state of Washington operating under chapter 295, Laws of 1961 [chapter 81.77 RCW].

(2) The various carriers shall be divided into two classes as per average yearly gross revenue according to the following schedule:

Class A - Those carriers having an annual yearly gross revenue of (~~(\$100,000)~~) \$500,000 or over per year.

Class B - Those carriers having an annual yearly gross revenue of less than (~~(\$100,000)~~) \$500,000 per year.

As set forth in the classification of accounts, any carrier may, at its option, place itself in a group higher than the one in which it falls on the basis of its annual gross operating revenue.

(3) Each garbage and/or refuse collection company must secure from the commission a copy of the "Uniform System of Accounts" applicable to its business and keep its accounts and other records in conformity therewith to the end that its records may be kept and the annual report required to be filed by it may be compiled in accordance therewith.

(4) For purposes of rendering annual reports, garbage and/or refuse collection companies shall secure from the commission the proper forms and make and file annual reports as soon after the close of the calendar year as possible, but in no event later than April 1st of the succeeding year. Failure to file such reports will be sufficient cause for the commission, in its discretion, to revoke a certificate.

(5) In the event that a certificate is transferred, or is canceled for any cause, the annual report required by this rule must be filed immediately covering the period from the first of the year to the date on which the garbage and/or refuse collection company ceased operations. Where operations are discontinued prior to the close of the calendar year, or where operations are started during the calendar year, an annual report shall be rendered covering that portion of the calendar year during which the garbage and/or refuse collection company

operated and shall show on the face thereof the exact period covered thereby.

(6) Each garbage and/or refuse collection company must maintain complete records of the collection service provided to each customer, showing for each and every customer served the amount billed, the categories and quantity of service provided, the amounts collected, and the balance due. Such customer records must also be maintained in such manner so that the service provided and the rates and charges assessed are easily identifiable in tariff terms contained in the applicable tariff of each carrier. These records must be kept on file in the general office of each company, in alphabetical, address or route order, for a period of three years subject to inspection by the commission so that the commission may ascertain at any time the number of customers served, the amounts being billed and collected, and the balance due from each and every customer. Customers requesting either by letter, telephone or office visit an itemized statement of all charges shall be furnished same.

WSR 81-15-094

ADOPTED RULES

UTILITIES AND TRANSPORTATION COMMISSION

[Order R-165, Cause No. 4-81-30—Filed July 22, 1981]

In the matter of amending and/or repealing WAC 480-100-131, 141 (3) and (4), 176, 196 and 201 relating to electric meters, test procedures and voltage tests.

This action is taken pursuant to Notice No. WSR 81-12-040 filed with the Code Reviser on June 3, 1981. The rule changes hereinafter adopted shall take effect pursuant to RCW 34.04.040(2).

This rule-making proceeding is brought on pursuant to RCW 81.01.040(1) and (4) [80.01.040(1) and (4)] is intended administratively to implement this statute.

This rule-making proceeding is in compliance with the Open Public Meetings Act (chapter 42.30 RCW), the Administrative Procedure Act (chapter 34.04 RCW), the State Register Act (chapter 34.08 RCW), and the State Environmental Policy Act of 1971 (chapter 43.21C RCW).

Pursuant to Notice No. WSR 81-12-040, the above matter was scheduled for consideration at 8:00 a.m., Wednesday, July 22, 1981, in the Commission's Conference Room, Seventh Floor, Highways-Licenses Building, Olympia, Washington, before Chairman Robert W. Bratton and Commissioners Robert C. Bailey and A. J. Benedetti.

Under the terms of said notice, interested persons were afforded the opportunity to submit data, views, or arguments to the commission in writing prior to July 17, 1981. Under the terms of said notice, interested persons were afforded the opportunity to submit data, views, or arguments orally at 8:00 a.m., Wednesday, July 22, 1981, in the Commission's Conference Room, Seventh Floor, Highways-Licenses Building, Olympia, Washington.

At the July 22, 1981 meeting, the rules the commission considered for adoption were the amendments to WAC 480-100-131, 141(3) and (4), 176, 196 and 201. The amendments affect no economic values.

In viewing the entire record herein, it has been determined that WAC 480-100-131, 141(3) and (4), 176, 196 and 201 should be amended to read as set forth in Appendix "A," attached and made part of by reference.

WAC 480-100-131 which required that names or initials of electric companies appear on their meters is being repealed. WAC 480-100-141(3) changes the phrase "meter rating" to "name plate test current value." The concern here is for precise language.

WAC 480-100-141(4) is being deleted in its entirety. WAC 480-100-176(2) is being deleted also. The substance of this section is being recodified in WAC 480-100-201.

WAC 480-100-196 is being repealed. Proper voltage to individual rate payers is not helped by compliance with this rule.

Lastly, the text of WAC 480-100-201 is being completely renovated. The test standards vary from utility to utility which has made operating under this rule difficult.

ORDER

WHEREFORE, IT IS ORDERED That WAC 480-100-131, 141(3) and (4), 176, 196 and 201 relating to electric meters, test procedures and voltage tests, be, and the same are, hereby amended as set forth in Appendix "A," as permanent rules of the Washington Utilities and Transportation Commission to take effect pursuant to RCW 34.04.040(2).

IT IS FURTHER ORDERED That this order and the annexed rules, after being first recorded in the order register of the Washington Utilities and Transportation Commission, shall be forwarded to the Code Reviser for filing pursuant to chapter 34.04 RCW and chapter 1-12 WAC.

DATED at Olympia, Washington, this 22nd day of July, 1981.

Washington Utilities and Transportation Commission

Robert W. Bratton, Chairman

Robert C. Bailey, Commissioner

A. J. Benedetti, Commissioner

APPENDIX A

AMENDATORY SECTION (Amending Order R-29, filed 7/15/71)

WAC 480-100-131 IDENTIFICATION OF METERS. Each meter shall be identified by serial numbers, letters or combination of both, placed in a conspicuous position on the meter (~~and shall also carry the name or the initials of the utility~~).

AMENDATORY SECTION (Amending Order R-29, filed 7/15/71)

WAC 480-100-141 ACCURACY OF WATTHOUR METERS. Watthour meters used for measuring electrical quantities supplied shall:

(1) Be of proper design for the circuit on which they are used, be in good mechanical condition, have adequate insulation, correct internal connections, and correct register.

(2) Not creep at "no load" more than one full revolution of the disk in five minutes when the load wires are disconnected and potential is impressed or in a shop test where the load wires are disconnected and the permissible voltage variation impressed.

(3) If they are designed for use on alternating current circuits, be accurate to within plus or minus 2.0 percent, referred to the rotating standard as a base, at two unity power factor loads, one between 5 and 10 percent of the (~~meter rating~~) nameplate test current value and the other between 75 and 150 percent of the (~~meter rating~~) nameplate test current value; and shall register correctly to within 3.0 percent plus or minus at a power factor of approximately 50 percent lagging and at a load approximately equal to 100 percent of the rated current of the meter.

(4) (~~If they are designed for use on direct current circuits, be accurate to within plus or minus 3.0 per cent referred to the rotating standard as a base at two loads, one equal to approximately 10 per cent and the other between 75 per cent and 100 per cent of the meter rating:~~

(5)) If polyphase, have the elements in balance within 2 percent at approximately 100 percent load at unity and at approximately 50 percent lagging power factor.

((6)) (5) If used with instrument transformers, be adjusted so that the over-all accuracy of the metering installation will meet the requirements of this rule except that adjustment for instrument transformer errors is not required when instrument transformers with the following accuracy characteristics are used:

(a) Instrument current transformers.

The combined effect of ratio error and phase angle on the accuracy of the meter at any load power factor from 60 percent lagging to unity shall not exceed 0.6 percent at 10 percent rated current, or 0.3 percent at 100 percent current.

(b) Instrument potential transformers.

The combined effect of ratio error and phase angle on the accuracy of the meter from 90 percent rated voltage to 110 percent rated voltage at any load power factor from 60 percent lagging to unity, shall not exceed 0.3 percent.

((7)) (6) Be adjusted as closely as practicable to zero error.

AMENDATORY SECTION (Amending Order R-29, filed 7/15/71)

WAC 480-100-176 STATEMENT OF TEST PROCEDURES. Each utility shall submit to the commission for review and approval, a typewritten statement

properly identified and dated, describing its practice under these rules covering:

(1) Description of test methods employed and frequency of tests of meters in service for determining the accuracy of meters.

~~(2) ((Description of meter testing equipment, including methods employed to ascertain and maintain accuracy of all testing equipment.~~

~~(3)) The name of the testing laboratory making meter tests for those utilities which do not maintain meter testing equipment.~~

~~((4)) (3) Testing and adjustment program of meters prior to installation.~~

Revisions in any portion of this statement, after submission and acceptance of same, will necessitate the submission of an entire new statement, properly identified and dated cancelling the one on file. Any such change must receive the consent of the commission in writing before becoming effective.

~~((Records shall be maintained showing the date when each testing instrument or other equipment was last calibrated and adjusted.))~~

AMENDATORY SECTION (Amending Order R-29, filed 7/15/71)

WAC 480-100-201 ACCURACY OF TEST STANDARDS. ~~((+)) Utilities maintaining primary standards such as precision wattmeters, volt boxes, resistances, standard cells, and timing devices shall have such standards certified at the time of purchase as to accuracy by a recognized laboratory.~~

~~Utilities having standard cells shall intercompare them regularly and shall have at least one of them checked by a standardizing laboratory at intervals of not more than 2 years. Reference standards of resistance, potentiometers, and volt boxes shall be checked at intervals of not more than 3 years.~~

~~(2) Secondary watt-hour meter standards shall not be in error by more than plus or minus 0.5 per cent at loads and voltages at which they are to be used, and shall not be used to check or calibrate working standards unless the secondary standard has been checked and adjusted, if necessary, within the preceding 12 months. Each secondary standard watt-hour meter shall have a calibration curve available and a history card.~~

~~Any two or more of at least three watt-hour meters may be used as a secondary standard to check portable rotating standards provided there is no discrepancy in accuracy between any two of the watt-hour meters used of more than 0.2 per cent at standard test loads. Calibration and history records shall be maintained for each of the meters used as a secondary standard.~~

~~(3) Secondary standard indicating instruments shall not be in error by more than plus or minus 0.5 per cent of indication at commonly used scale deflection and shall not be used to check or calibrate portable indicating instruments unless the secondary standard has been checked and adjusted, if necessary, within the preceding 12 months. A calibration record shall be maintained for each standard.~~

~~(4) All working rotating standards when regularly used shall be compared with a secondary standard at~~

~~least once a week if they are of the commutator type and at least once in every 2 weeks if of the induction type. Working rotating standards infrequently used shall be compared with a secondary standard before they are used.~~

~~Working rotating standards shall be adjusted, if necessary, so that their accuracy will be within 99.5 per cent and 100.5 per cent at 50 per cent lagging power factor at all voltages and loads at which the standard may be used. A history and calibration record shall be kept for each working rotating standard.~~

~~(5) The meter accuracies herein required as to all primary, secondary and portable standards shall be referred to 100 per cent. Service measuring equipment shall be adjusted to within the accuracies required after correcting the working standards for any deviation in accuracy which appears on the accompanying calibration certificate or curve.)) Each utility shall submit to the commission for review and approval, a typewritten statement properly identified and dated, describing its practice under these rules covering:~~

(1) Description of test standards and meter testing equipment;

(2) Description of methods employed to ascertain and maintain the accuracy of the test standards and meter testing equipment, including the frequency of such tests.

Records shall be maintained showing the date when each test standard and each meter testing instrument was tested, calibrated or adjusted.

REPEALER

The following section of the Washington Administrative Code is repealed:

WAC 480-100-196 VOLTAGE TESTS.

WSR 81-15-095

PROPOSED RULES

PUBLIC DISCLOSURE COMMISSION

[Filed July 22, 1981]

Notice is hereby given in accordance with the provisions of RCW 34.04.025, that the Public Disclosure Commission intends to adopt, amend, or repeal rules concerning:

- New WAC 390-12-250 Declaratory rulings—Petition requirements—Consideration—Disposition.
- New WAC 390-12-255 Petitions for rulemaking, amendment, or repeal—Form—Consideration—Disposition;

that such agency will at 9:00 a.m., Tuesday, August 25, 1981, in the Second Floor Conference Room, Evergreen Plaza Building, Olympia, Washington, conduct a hearing relative thereto;

and that the adoption, amendment, or repeal of such rules will take place at 9:00 a.m., Tuesday, August 25, 1981, in the Second Floor Conference Room, Evergreen Plaza Building, Olympia, Washington.

The authority under which these rules are proposed is RCW 42.17.370(1).

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency prior to August 25, 1981, and/or orally at 9:00 a.m., Tuesday, August 25, 1981, Second Floor Conference Room, Evergreen Plaza Building, Olympia, Washington.

Dated: July 21, 1981
By: Graham E. Johnson
Administrator

STATEMENT OF PURPOSE

Title: WAC 390-12-250 Declaratory rulings—Petition requisites—Consideration—Disposition.

Description of purpose: To provide for receiving and considering petitions for declaratory rulings.

Statutory authority: RCW 42.17.370(1) and 34.04.080.

Summary of rule: Gives guidelines for form and content of petitions; details time frames for commission consideration and disposition.

Reasons supporting proposed action: RCW 34.04.080 directs agencies to adopt a rule of this nature.

Agency personnel responsible for drafting: Chip Holcomb, Assistant Attorney General; implementation and enforcement: Graham Johnson, Administrator.

Person or organization proposing rule, and whether public, private, or governmental: Chip Holcomb, Assistant Attorney General. Agency comments or recommendations regarding statutory language, implementation, enforcement, fiscal matters: None.

Whether rule is necessary as result of federal law or federal or state court action: No.

Title: WAC 390-12-255 Petitions for rule-making, amendment or repeal—Form—Consideration—Disposition.

Description of purpose: To provide structure for receiving and considering citizen-desired rules and regulations.

Statutory authority: RCW 42.17.370(1).

Summary of rule: Gives outline for petition content; gives time frames for commission action on petition.

Reasons supporting proposed action: Assure the public of the agency's interest in hearing from and acting on matters of importance to them.

Agency personnel responsible for drafting: Chip Holcomb, Assistant Attorney General; implementation and enforcement: Graham E. Johnson, Administrator.

Person or organization proposing rule, and whether public, private, or governmental: Chip Holcomb, Assistant Attorney General. Agency comments or recommendations regarding statutory language, implementation, enforcement, fiscal matters: None.

Whether rule is necessary as result of federal law or federal or state court action: No.

NEW SECTION

WAC 390-12-250 DECLARATORY RULINGS—PETITION REQUISITES—CONSIDERATION—DISPOSITION. (1) Any person may submit a petition for a declaratory ruling pursuant to RCW 34.04.080 in any form so long as it

(a) clearly states the question the declaratory ruling is to answer, and

(b) provides a statement of the facts which raise the question.

(2) The administrator may conduct an independent investigation in order to fully develop the relevant facts.

(3) The administrator will present the petition to the commission at the first meeting when it is practical to do so and will provide the petitioner with at least five days notice of the time and place of such meeting. Such notice may be waived by the petitioner.

(4) The petitioner may present additional material and/or argument at any time prior to the issuance of the declaratory ruling.

(5) The commission may issue either a binding or a nonbinding ruling or decline to issue any ruling.

(6) The commission may decide that a public hearing would assist its deliberations and decisions. If such a hearing is ordered, it will be placed on the agenda of a meeting and at least five days notice of such meeting shall be provided to the petitioner.

(7) If a ruling is to be issued, the petitioner shall be provided a copy of the proposed ruling and invited to comment.

(8) The declaratory ruling cannot be a substitute for a compliance action and is intended to be prospective in effect.

(9) The commission will decline to consider a petition for a declaratory ruling or to issue a ruling when (a) the petition requests advice regarding a factual situation which has actually taken place, or (b) when a pending investigation or compliance action involves a similar factual situation.

NEW SECTION

WAC 390-12-255 PETITIONS FOR RULEMAKING, AMENDMENT OR REPEAL—FORM—CONSIDERATION—DISPOSITION. (1) Any person may submit a petition requesting the promulgation, amendment or repeal of any rule by the commission pursuant to RCW 34.04.060.

(2) The petition for rulemaking should contain a draft of any proposed rule and any argument in favor of its adoption, but no particular form is necessary.

(3) The commission will consider the petition at its next regular meeting after its submission. The petitioner shall be given notice of the time of that meeting when the petition is received by the commission.

(4) Within 30 days after its consideration, the commission shall advise the petitioner that the petition has been denied, giving its reasons in detail, or initiate rulemaking proceedings under RCW 34.04.025.

WSR 81-15-096

EMERGENCY RULES

LIQUOR CONTROL BOARD

[Order 82, Resolution 91—Filed July 22, 1981]

Be it resolved by the Washington State Liquor Control Board, acting at Capitol Plaza Building, 1025 East Union Avenue, Olympia, WA, that it does promulgate and adopt the annexed rules relating to:

New	WAC 314-64-060	Purpose.
New	WAC 314-64-070	Definition.
New	WAC 314-64-080	Procedures.
New	WAC 314-64-090	Accounting.

We, the Chairman and Members of the WSLCB, find that an emergency exists and that the foregoing order is necessary for the preservation of the public health, safety, or general welfare and that observance of the requirements of notice and opportunity to present views on

the proposed action would be contrary to public interest. A statement of the facts constituting such emergency is immediate regulatory guidelines concerning samples of beer and wine and/or containers are necessary to implement section 2, chapter 182, Laws of 1981 which becomes effective on July 26, 1981.

Such rules are therefore adopted as emergency rules to take effect upon filing with the code reviser.

This rule is promulgated under the general rule-making authority of the Washington State Liquor Control Board as authorized in RCW 66.08.030, 66.08.060, 66.98.070 and Title 34 RCW.

The undersigned hereby declares that he has complied with the provisions of the Open Public Meetings Act (chapter 42.30 RCW), the Administrative Procedure Act (chapter 34.04 RCW) or the Higher Education Administrative Procedure Act (chapter 28B.19 RCW), as appropriate, and the State Register Act (chapter 34.08 RCW).

APPROVED AND ADOPTED July 22, 1981.

By Leroy M. Hittle
Chairman

NEW SECTION

WAC 314-64-060 PURPOSE. The purpose of WAC 314-64-060 through 090 is to comply with and implement provisions of section 2, chapter 182, Laws of 1981, and RCW 66.28.040.

NEW SECTION

WAC 314-64-070 DEFINITION. Samples for the purpose of this section shall mean beer and wine and/or containers furnished to licensees for the purpose of negotiating a sale as provided in RCW 66.28.040.

NEW SECTION

WAC 314-64-080 PROCEDURES. Procedures for furnishing samples of beer and wine to licensees for the purpose of negotiating a sale are as follows:

(1) *Quantity.* Samples may be furnished only in their original packages or containers as produced by the manufacturer or bottler, as follows:

(a) *Wholesaler or Importer.* A brewer, winery or importer may furnish a sample of beer or wine to a wholesaler or importer who has not previously purchased the brand and type from the supplier furnishing the sample. For each wholesaler or importer, the brewer, winery or importer may give not more than 72 ounces of any brand and type of beer, and not more than 1 liter of any brand and type of wine.

(b) *Retailer.* A brewer, winery, importer or wholesaler may furnish a sample of beer or wine to a retail licensee who has not previously purchased the brand and type from the supplier furnishing the samples. For each retail licensee, the brewer, winery, importer or wholesaler may give not more than 72 ounces of any brand and type of beer, and not more than 1 liter of any brand and type of wine. If a particular product is not available in a size within the quantity limitations of this section, a brewer, winery, importer or wholesaler may furnish the next largest size.

(2) *Identification.* Brewers, wineries, importers or wholesalers shall identify the samples on the containers, cartons and shipping documents as "Samples for Licensees."

(3) *Shipping Instructions.* Brewers, wineries, importers or wholesalers shall deliver or ship samples to licensees at their licensed premises or business office.

(4) *Use and disposition of samples.* Samples may be furnished for the purpose of negotiating a sale of beer or wine to a wholesaler, importer, or retail licensee.

NEW SECTION

WAC 314-64-090 ACCOUNTING. (1) Each brewer, winery, importer or wholesaler who furnishes samples of beer or wine to licensees shall keep at his place of business a complete record of the disposition of such samples, which record shall show (1) the name and address of the importer, wholesaler or retail licensee to whom the samples were furnished, (2) the brand name and type, (3) the quantities furnished to each importer, wholesaler or retail licensee, and (4) the date the samples were furnished.

(2) Each importer or wholesaler who receives samples of beer or wine shall keep at his place of business a complete current record of all such samples received, showing (1) the name and address of the brewer, winery, importer or wholesaler from whom the samples were received, (2) the brand name and type, (3) the quantities received, and (4) the date the samples were received.

(3) Each retail licensee who receives samples of beer or wine shall keep at his place of business a complete current record of all such samples received, showing (1) the name and address of the brewer, winery, importer or wholesaler from whom the samples were received, (2) the brand name and type, (3) the quantities received, and (4) the date the samples were received.

(4) All records and documents prescribed by this section shall be retained by the person required to keep the documents for a period of not less than two years, and during this period shall be available, during business hours, for inspection and copying by members of the board or their accredited representatives.

(5) All beer or wine samples received or furnished by licensees shall be subject to the taxes imposed by RCW 66.24.290 and 66.24.210.

WSR 81-15-097

ADOPTED RULES

DEPARTMENT OF TRANSPORTATION

(Transportation Commission)

[Order 24, Resolution 118—Filed July 22, 1981]

Be it resolved by the Washington State Transportation Commission, acting at Olympia, Washington, that it does promulgate and adopt the annexed rules relating to an amendment to WAC 468-38-460 allowing the movement of farm implements in convoys on state highways.

This action is taken pursuant to Notice No. WSR 81-11-051 filed with the code reviser on May 20, 1981.

Such rules shall take effect pursuant to RCW 34.04.040(2).

This rule is promulgated pursuant to RCW 46.44.090 which directs that the Washington State Transportation Commission has authority to implement the provisions of RCW 46.44.090.

The undersigned hereby declares that he has complied with the provisions of the Open Public Meetings Act (chapter 42.30 RCW), the Administrative Procedure Act (chapter 34.04 RCW) or the Higher Education Administrative Procedure Act (chapter 28B.19 RCW), as appropriate, and the State Register Act (chapter 34.08 RCW).

APPROVED AND ADOPTED July 22, 1981.

By Vaughn Hubbard
Chairman

AMENDATORY SECTION (Amending DOT Order 10 and Comm. Order 1, Resolution 13, filed 12/20/78)

WAC 468-38-460 FARM IMPLEMENTS. (1) This section of chapter 468-38 WAC is exclusive of all other sections of this chapter of the WAC in the regulation of the movement of farm implements on state highways and unless the context clearly requires otherwise adopts the definitions of the various terms set forth in chapter 46.44 RCW, except that movement of any farm implement on the interstate highway system shall be subject to the provisions for special permits and the limitations thereon as they existed prior to the enactment of chapter 1, Laws of 1973 1st ex. sess.

(2) "Farm implement" means every device capable of being driven or drawn upon a highway which, when operated, directly affects the fertilizing, tilling, planting, cultivation, or harvesting of crops of the soil but shall not include:

(a) Those having a gross weight of forty-five thousand pounds or more; and

(b) Those having a total outside width of twenty feet or more; and

(c) Those which are not equipped to travel upon pneumatic tires; and

(d) Those of greater than fourteen feet in width which are used for other than the harvest of mature crops; and

(e) Those spray or fertilizer applicator rigs, or nurse rigs for them, or equipment auxiliary to any of these rigs which is greater than eight feet in width being operated more than 50 miles from the base of the parent dealer facility.

(3) Movement of farm implements on the state highways is subject to the following conditions:

(a) The special limitations on the use of any state highway such as those at WAC 468-38-130, and 468-38-140 or others as they now exist or may be hereafter established by the transportation commission or the department of transportation shall apply;

(b) The owner and the operator of the farm implement shall accept the hold harmless provisions of WAC 468-38-160 whether the movement is under a special permit or not.

(c) While moving along state highways, a farm implement more than eight feet in width shall display bright red flags at least twelve inches square so as to

wave freely on all four corners of the farm implement and at extreme ends of all protrusions, projections, or overhangs.

(d) While moving along state highways, a farm implement shall travel a minimum distance of five hundred feet from any truck, trailer, farm implement, or vehicle which could impair the visibility of an overtaking vehicle. When three or more vehicles queue up behind a farm implement, the farm implement is to be removed from the roadway at a place of safety and temporarily stopped until the traffic is cleared.

(e) Except as may be authorized by the department of transportation to meet an emergent harvest condition, farm implements shall be moved only during daylight hours (one-half hour before sunrise to one-half hour after sunset). Movement is not allowed (i) during the daylight hours when visibility is reduced to less than one thousand feet, or (ii) when hazardous roadway conditions exist and have been deemed unsafe by the department of transportation or the Washington state patrol. Movement of a farm implement on a state highway whether moving under a permit or not is subject to the authority of the Washington state patrol to restrict movements of overdimension vehicles and loads as provided generally in WAC 468-38-320.

(f) Farm implements when operated during hours of darkness as authorized by subparagraph (e) of this subsection shall be preceded and followed by escort vehicles conforming to the requirements established in subsection (6) of this section. The farm implement in such case shall also be lighted so as to conform to provisions of RCW 46.37.160 and in addition thereto display four-inch double face flashing amber lights mounted one on each side at the widest point on the farm implement to be visible to oncoming and overtaking traffic.

~~(g) ((Farm implements shall be moved only as single units and not in combination or by convoy except convoying is permitted:~~

~~(i) When authorized by the department of transportation to meet an emergent harvest condition; or~~

~~(ii) When traveling upon state highways signed for the movement of oversize vehicles as provided in subsection (7) of this section:))~~ When farm implements are traveling in convoy, two-way radio equipment shall be available and conform to the provisions of WAC 468-38-250.

(h) A farm implement moving on two-lane state highways shall be signed or escorted as follows:

(i) If more than eight feet but not more than ten feet in width there shall be displayed "OVERSIZE LOAD" signs plainly visible to oncoming and overtaking traffic. These signs shall measure seven feet wide by eighteen inches high; black twelve-inch letters and two-inch stroke on yellow background, and shall be mounted as high as practicable on the farm implement.

(ii) If more than ten feet but less than twenty feet in width, the implement shall be preceded and followed by escort vehicles.

(i) A farm implement moving on multiple-lane state highways shall be signed or escorted as follows:

(i) If more than eight feet but not more than twelve feet in width there shall be displayed "OVERSIZE

LOAD" signs as described in subparagraph (g)(i) of this subsection, plainly visible to overtaking traffic.

(ii) If more than twelve feet but less than twenty feet in width, the implement shall be followed by an escort vehicle.

(4) No farm implement with a total outside width of twenty feet or more may be moved on the state highways.

(5) No farm implement with a total outside width more than fourteen feet but less than twenty feet may be moved on a state highway unless the operator who draws or drives the farm implement has in his possession a currently valid special permit issued upon proper application to the department of transportation to the owner or operator of the farm implement.

(6) Escort vehicles and their operators and operation whenever required by this section of the Washington Administrative Code shall conform to the provision of WAC 468-38-190, 468-38-200, 468-38-210, 468-38-220, 468-38-230 and 468-38-240.

(7) If the intended route of travel along the public highways is not more than two miles and escort vehicles are required by this section, that requirement may, in lieu thereof, be satisfied by the posting of signs on the shoulder on the right side of the roadway proximate to but no more than twelve feet from the edge of the traffic lane. The sign shall not rest on the ground and must be visible to vehicles approaching or turning onto the portion of state highway on which the farm implement will travel. They will be placed as follows:

(a) In advance of the intended point of entry of the farm implement onto the state highway; and

(b) In advance of the intended point of exit from the state highway; and

(c) One sign on each side of the state highway proximate to every public or private access to the state highway to inform the driver of a vehicle turning onto the state highway in either direction.

Signs referred to in this subsection shall be of the following type and style: A square thirty-six inches on a side with the message, "OVERSIZE VEHICLE MOVING AHEAD" in black lettering on a yellow background. The sign shall be removed as soon as practicable after the farm implement has left the state highway.

WSR 81-15-098

ADOPTED RULES

DEPARTMENT OF TRANSPORTATION

(Transportation Commission)

[Order 25, Resolution 119—Filed July 22, 1981]

Be it resolved by the Washington State Transportation Commission, acting at Olympia, Washington, that it does promulgate and adopt the annexed rules relating to an amendment to WAC 468-38-370 defining the dimensions of an oversized vehicle combination which will

be authorized to be used under permit authority when transporting a vehicle which cannot reasonably be dismantled or disassembled.

This action is taken pursuant to Notice No. WSR 81-11-052 filed with the code reviser on May 20, 1981. Such rules shall take effect pursuant to RCW 34.04.040(2).

This rule is promulgated pursuant to RCW 46.44.090 which directs that the Washington State Transportation Commission has authority to implement the provisions of RCW 46.44.090.

The undersigned hereby declares that he has complied with the provisions of the Open Public Meetings Act (chapter 42.30 RCW), the Administrative Procedure Act (chapter 34.04 RCW) or the Higher Education Administrative Procedure Act (chapter 28B.19 RCW), as appropriate, and the State Register Act (chapter 34.08 RCW).

APPROVED AND ADOPTED July 21, 1981.

By Vaughn Hubbard
Chairman

AMENDATORY SECTION (Amending DOT Order 10 and Comm. Order 1, Resolution 13, filed 12/20/78)

WAC 468-38-370 SPECIAL PERMITS FOR MOVEMENT OVER STATE HIGHWAYS OF OVERLEGAL SIZE OR WEIGHT LOADS—LOADING RESTRICTIONS AND REQUIREMENTS. (1) The vehicle, combination or load must be reduced or disassembled to a practical minimum. Loads created by means of welding, bolting or tying will be construed to be reducible. Reductions shall be made even though the use of additional vehicles becomes necessary.

(2) Tracked vehicles must be loaded longitudinally upon the hauling unit.

(3) Oversize hauling units in a combination over sixty-five feet in length, fourteen feet in height, or eight feet six inches in width will be authorized to be used under permit authority only when the article to be hauled cannot reasonably be dismantled or disassembled and the size of such article equals or exceeds out-size dimensions of hauling unit. Oversize hauling units in a combination over sixty-five feet in length, fourteen feet in height, or eight feet six inches in width shall not be used to haul objects which can readily be reduced and hauled within the limits of a legal vehicle or combination of vehicles.

(4) Notwithstanding the provisions of subsections (1) and (3) of this section a vehicle or load exceeding eight feet in width may be allowed by permit provided it does not exceed eight feet six inches and providing such vehicle employs a minimum axle track of not less than 77-1/2 inches in width. Safety appliances may extend beyond the approved width by no more than two inches as defined in RCW 46.44.010 despite the fact that this results in a width in excess of eight feet six inches.

****Half Fare**

Senior Citizens - Passengers and driver, age 65 and over, with proper identification establishing proof of age, may travel at half-fare tolls on any route.

NOTE: Half-fare privilege does not include vehicle.

Children - Children under five years of age will be carried free when accompanied by parent or guardian. Children five through eleven years of age will be charged half-fare. Children twelve years of age will be charged full-fare.

Handicapped - Any individual who, by reason of illness, injury, congenital malfunction, or other incapacity or disability is unable without special facilities or special planning or design to utilize Ferry System services, may travel at half-fare tolls on any route upon presentation of a WSF Handicapped Travel Permit at time of travel. In addition, those handicapped persons who require attendant care while traveling on the ferries, and are so certified by their physician, may obtain an endorsement on their WSF Handicapped Travel Permit and such endorsement shall allow the attendant to also travel at half fare.

NOTE: Half-fare privilege does not include vehicle.

***One day excursion for walk-on passengers with limited time ashore. Special stay aboard excursion rate (one-half of amounts shown) effective only during designated special events on routes and at times as determined by the Secretary of Transportation (not to exceed 14 days per year on any route).

****School Commutation Tickets - Tickets are for the exclusive use of bona fide students under twenty-one years of age attending grade, junior high, and high schools. Student shall be required to present credentials at time of purchase. A letter indicating school attendance signed by school principal or authorized representative shall be considered proper credentials. Tickets are valid for transportation on school days only.

*****A combination Ferry/Bus Public Transit Passenger Monthly Reusable Ticket Rate may be available for a particular route in conjunction with a public transit operating authority whenever it is determined by the Transportation Commission that said ticket is a necessary element of a Transit Operating Plan designed to eliminate the necessity for assigning an additional ferry to such particular route; and that the resulting savings in Ferry System operating and amortized capital costs exceed the total revenue lost as a result of this reduced rate as projected during the period of time during which such transit operating plan is projected to eliminate the need for an additional ferry. The equivalent ferry fare per ride with this special rate shall be one-half the equivalent fare per ride with the standard commutation book, and shall assume 40 one-way trips per month. The total cost of the ticket shall be the cost of the ferry portion, calculated as described above plus the cost of the bus portion as determined by the Public Transit Operating Authority, subject to the approval of the Secretary of Transportation. The ticket shall be valid only for passengers on board a bus; or for walk-on passengers, on weekdays only, on those routes which have connecting bus service as part of the Transit Operating Plan. The assigning of an additional ferry to such particular route may be cause for removal of the special rate. If the conditions of eliminating the assignment of an additional ferry or realizing sufficient resulting savings cannot be met, the ticket may be sold for any route authorized by the Secretary of Transportation, at the full ferry commutation fare per ride based on forty one-way trips per month plus the cost of the bus portion.

*****On the Fauntleroy-Vashon route, a combination Ferry/Bus Public Transit Monthly Reuseable Ticket Rate shall apply.

*****Commutation tickets shall be valid only for 90-days from date of purchase after which time the tickets shall not be accepted for passage or for refunds. Washington state ferries shall enter into agreements with banks to sell commutation tickets.

((2) If additional tax support becomes available in the amount of \$7 million or more, as projected by the secretary of transportation or his designee for the 1981-83 biennium, tolls shall be as follows:

ROUTES	PASSENGER							
			SCHOOL		EXCURSION-			
	Full Fare	Half Fare**	COM-MU-TATION	COM-MU-TATION	ROUND TRIP***	Full Fare	Half Fare	
			20 Rides	20 Rides	****			**

			Ages					
				12-20	5-11			
Fauntleroy-Southworth Seattle-Bremerton Seattle-Winslow Pt. Townsend-Keystone	1.40	.70	22.40	14.00	7.00	1.95	1.00	
Edmonds-Kingston								
Fauntleroy-Vashon Southworth-Vashon Pt. Defiance-Tahlequah	1.70	.90	13.60 *****	8.50	4.25	N/A	N/A	
Mukilteo-Clinton Lofall-Southpoint	.85	.45	13.60	8.50	4.25	1.20	.60	
Anacortes to Lopez Shaw, Orcas or Friday Harbor Sidney	1.70 1.90 2.10 4.95	.85 .95 1.10 2.50	27.20 30.40 33.60 N/A	17.00 19.00 21.00 N/A	8.50 9.50 10.50 N/A	N/A N/A N/A	N/A N/A	
Friday Harbor to Lopez, Shaw or Orcas	1.40	.70	22.40	14.00	7.00	N/A	N/A	
Between Lopez, Shaw, or Orcas	.85	.45	13.60	8.50	4.25	N/A	N/A	
Sidney to Lopez	3.55	1.80						

	AUTO** INCL. DRIVER		MOTORCYCLE INCL. DRIVER			BICYCLE & RIDER			Excursion Round Trip***	
	One Way	Commutation 20 Rides ****	One Way	Commutation 20 Rides ****	Full Fare One Way	Half Fare One Way	Commutation 20 Rides ****	Round Trip Fare	Round Trip Fare	
Fauntleroy-Vashon Southworth-Vashon	}*	(6.90)	62.10	3.70	29.60	2.90	2.00	23.20	N/A	N/A
		<u>6.10</u>	<u>48.80</u>	<u>3.30</u>	<u>22.00</u>	<u>2.60</u>	<u>1.80</u>	<u>13.00</u>		
Pt. Defiance-Tahlequah	}									
Mukilteo-Clinton	}	(3.45)	62.10	1.85	29.60	1.45	1.00	23.20	2.35	1.70
		<u>3.05</u>	<u>48.80</u>	<u>1.65</u>	<u>22.00</u>	<u>1.30</u>	<u>.90</u>	<u>13.00</u>	<u>2.10</u>	<u>1.50</u>
Lofall-Southpoint	}									
		10 Rides								
Anacortes to Lopez	}	(5.60)	50.40	3.25	52.00	2.55	1.65	40.80	N/A	N/A
		<u>4.95</u>	<u>39.60</u>	<u>2.90</u>	<u>38.65</u>	<u>2.25</u>	<u>1.45</u>	<u>22.50</u>		
Shaw, Orcas	}	(6.30)	56.70	3.75	60.00	2.85	1.80	45.60	N/A	N/A
		<u>5.60</u>	<u>44.80</u>	<u>3.35</u>	<u>44.65</u>	<u>2.55</u>	<u>1.65</u>	<u>25.50</u>		
or Friday Harbor	}	(7.20)	64.80	4.30	68.00	3.25	2.10	52.00	N/A	N/A
		<u>6.40</u>	<u>51.20</u>	<u>3.85</u>	<u>51.35</u>	<u>2.90</u>	<u>1.90</u>	<u>29.00</u>		
Sidney	}	21.20	N/A	10.65	N/A	6.95	4.50	N/A	9.65	6.85
Friday Harbor to Lopez, Shaw or Orcas	}	(4.50)	40.50	2.75	44.00	2.15	1.40	34.40	N/A	N/A
		<u>4.00</u>	<u>32.00</u>	<u>2.45</u>	<u>32.65</u>	<u>1.90</u>	<u>1.25</u>	<u>19.00</u>		
Between Lopez, Shaw, or Orcas	}	(3.05)	27.45	1.85	29.60	1.45	1.00	23.20	N/A	N/A
		<u>2.70</u>	<u>21.60</u>	<u>1.65</u>	<u>22.00</u>	<u>1.30</u>	<u>.90</u>	<u>13.00</u>		
Sidney to Lopez	}	16.80	N/A	8.05	N/A	4.95	3.20	N/A	N/A	N/A
Shaw or Orcas		16.25		7.65		4.70	3.05			
Friday Harbor		15.55		7.20		4.40	2.85			

*These routes operate on one-way only toll collection system.

**Stages - option of paying Auto rate plus full fare for passengers (See Stages and Busses).

***Vanpools - A commuter vanpool which carries seven or more persons on a regular and expense-sharing basis for the purpose of travel to or from work or school and which is certified as such by a local organization approved by the Washington State Ferry System, may purchase for a \$10 fee, a permit valid for a three-month period on Mondays through Fridays only and valid only during the hours shown on the permit. The permit for commuter pool agency vanpools shall be valid for one year. These hours are selectable by the purchaser but shall designate two periods of use each day not to exceed two hours per period. The permit so purchased shall allow passage of the vehicle only during the valid periods. All riders in the van, including the driver, shall pay the applicable passenger fare. Except that the minimum total paid for all riders in the van shall not be less than the amount equal to seven times the applicable passenger fare.

****One day excursion for bicycle and rider with limited time ashore.

*****Commutation tickets shall be valid only for 90-days from date of purchase after which time the ticket shall not be accepted for passage or for refunds.

Washington state ferries shall enter into agreements with banks to sell commutation tickets.

SUMMER SURCHARGE

A 20% surcharge shall be applied during the summer schedule period (beginning the third Sunday in June and ending the third Saturday in September) to regular, noncommutation auto and oversized vehicle rates only.

PENALTY CHARGES

Owner of vehicle without driver will be assessed a \$50.00 penalty charge.

Overhang on passenger vehicles will be assessed a penalty charge of 10¢ per lineal foot of overhang in addition to regular applicable tolls, except that no charge for overhang will be assessed when overall length of vehicle and overhang is less than twenty feet. A fraction of a foot of overhang in excess of six inches will be counted as one foot in assessment of charge for overhang.

SPECIAL SCHOOL RATE

School groups when traveling in authorized school vehicles for institution-sponsored activities shall be assessed a flat fee of \$1.00 per vehicles load of students and/or advisors and staff. The flat fee shall be in addition to regular vehicle and drive toll. Private vehicles need letter of authorization.

NOTE: Special School Rate is \$2.00 on routes where one-way only toll systems are in effect. Special Student Rate not available on Anacortes-Sidney, B.C. route between May 1, and September 1 due to limited space.

((2) If additional tax support becomes available in the amount of \$7 million or more, as projected by the secretary of transportation or his designee for the 1981-83 biennium, tolls shall be as follows:

	AUTO**		MOTORCYCLE		BICYCLE & RIDER			Excursion	
	INCL. DRIVER		INCL. DRIVER					Round Trip***	
	Commutation		Commutation		Commutation				
	One Way	20 Rides****	One Way	20 Rides****	Full Fare	Half Fare	20 Rides****	Full Fare	Half Fare
Fauntleroy-Southworth Seattle-Bremerton Seattle-Winslow Pt. Townsend-Keystone	4.60	82.80	2.50	40.00	1.95	1.25	31.20	3.05	2.10
Edmonds-Kingston									
Fauntleroy-Vashon Southworth-Vashon Pt. Defiance-Tahlequah	6.20	55.80	3.30	26.40	2.70	1.90	21.60	N/A	N/A
Mukilteo-Clinton Lofall-Southpoint	3.10	55.80	1.65	26.40	1.35	.95	21.60	2.20	1.60
		10 Rides							
Anacortes to Lopez Shaw, Orcas or Friday Harbor Sidney	5.10 5.70 6.50 21.20	45.90 51.30 58.50 N/A	2.95 3.40 3.90 10.65	47.20 54.40 62.40 N/A	2.30 2.60 2.95 6.95	1.45 1.65 1.95 4.50	36.80 41.60 47.20 N/A	N/A N/A N/A 9.65	N/A N/A 6.85
Friday Harbor to Lopez: Shaw or Orcas Between Lopez, Shaw, or Orcas	4.10 2.75	36.90 24.75	2.50 1.65	40.00 26.40	1.95 1.35	1.25 .95	31.20 21.60	N/A N/A	N/A N/A
Sidney to Lopez Shaw or Orcas Friday Harbor	16.80 16.25 15.55	N/A	8.05 7.65 7.20	N/A	4.95 4.70 4.40	3.20 3.05 2.85	N/A	N/A	N/A

*These routes operate on one-way only toll collection system.

**Stages - option of paying Auto rate plus full fare for passengers (See Stages and Busses).

***Vanpools - A commuter vanpool which carries seven or more persons on a regular and expense-sharing basis for the purpose of travel to or from work or school and which is certified as such by a local organization approved by the Washington State Ferry System, may purchase for a \$10 fee, a permit valid for a three-month period on Mondays through Fridays only and valid only during the hours shown on the permit. The permit for commuter pool agency vanpools shall be valid for one year. These hours are selectable by the purchaser but shall designate two periods of use each day not to exceed two hours per period. The permit so purchased shall allow passage of the vehicle only during the valid periods. All riders in the van, including the driver, shall pay the applicable passenger fare. Except that the minimum total paid for all riders in the van shall not be less than the amount equal to seven times the applicable passenger fare.

****One day excursion for bicycle and rider with limited time ashore.

*****Commutation tickets shall be valid only for 90 days from date of purchase after which time the ticket shall not be accepted for passage or for refunds. Washington state ferries shall enter into agreements with banks to sell commutation tickets.

SUMMER SURCHARGE

A 20% surcharge shall be applied during the summer schedule period (beginning the third Sunday in June and ending the third Saturday in September) to regular, noncommutation auto and oversized vehicle rates only.

PENALTY CHARGES

Owner of vehicle without driver will be assessed a \$50.00 penalty charge.

Overhang on passenger vehicles will be assessed a penalty charge of 10¢ per lineal foot of overhang in addition to regular applicable tolls, except that no charge for overhang will be assessed when overall length of vehicle and overhang is less than twenty feet. A fraction of a foot of overhang in excess of six inches will be counted as one foot in assessment of charge for overhang.

SPECIAL SCHOOL RATE

School groups when traveling in authorized school vehicles for institution-sponsored activities shall be assessed a flat fee of \$1.00 per vehicles load of students and/or advisors and staff. The flat fee shall be in addition to regular vehicle and drive toll. Private vehicles need letter of authorization.

NOTE: Special School Rate is \$2.00 on routes where one-way only toll systems are in effect. Special Student Rate not available on Anacortes-Sidney, B.C. route between May 1, and September 1 due to limited space.))

AMENDATORY SECTION (Amending Order 17, Resolution 104, filed 3/31/81)

WAC 468-300-030 OVERSIZED VEHICLE, STAGE AND BUS, NEWSPAPER AND EXPRESS SHIPMENT FERRY TOLLS. (~~((+) If additional tax support does not become available in the amount of \$7 million or more, as projected by the secretary of transportation or his designee for the 1981-83 biennium tolls shall be as follows:))~~)

ROUTES	OVERSIZED VEHICLES** UNDER 25' LONG		OVERSIZED VEHICLES** 25' OR LONGER		STAGES AND BUSES INCL. DRIVER***	
	One Way	Commutation 20 Rides *****	One Way	Commutation 20 Rides *****	One Way	Each Pass
Faultleroy-Southworth Seattle-Bremerton	(8.15) <u>7.25</u>	146.70 <u>116.00</u>	11.20 <u>9.95</u>	201.60 <u>159.20</u>	11.20 <u>9.95</u>	.75 <u>.70</u>
Seattle-Winslow Edmonds-Kingston Pt. Townsend-Keystone						
Faultleroy-Vashon	(10.80) <u>9.60</u>	97.20 <u>76.80</u>	14.40 <u>12.80</u>	129.60 <u>102.40</u>	14.40 <u>12.80</u>	1.00 <u>.90</u>
Southworth-Vashon Pt. Defiance-Tahlequah						
Mukilteo-Clinton	(5.40) <u>4.80</u>	97.20 <u>76.80</u>	7.20 <u>6.40</u>	129.60 <u>102.40</u>	7.20 <u>6.40</u>	.50 <u>.45</u>
Lofall-Southpoint						
Anacortes to Lopez, 10 Rides						(.95) <u>.85</u>
Shaw, Orcas or Friday Harbor	(11.20) <u>9.95</u>	100.80 <u>79.60</u>	15.25 <u>13.55</u>	137.25 <u>108.40</u>	15.25 <u>13.55</u>	1.05 <u>.95</u>
Sidney	28.95	N/A	39.55	N/A	39.55	1.05 <u>2.50</u>
Friday Harbor to Lopez, Shaw or Orcas	(8.15) <u>7.25</u>	73.35 <u>58.00</u>	11.20 <u>9.95</u>	100.80 <u>79.60</u>	11.20 <u>9.95</u>	.75 <u>.70</u>
Between Lopez, Shaw or Orcas	(5.40) <u>4.80</u>	48.60 <u>38.40</u>	7.20 <u>6.40</u>	64.80 <u>51.20</u>	7.20 <u>6.40</u>	.50 <u>.45</u>
Sidney to Lopez, Shaw, Orcas or Friday Harbor	20.15	N/A	27.55	N/A	27.55	1.80 1.65 1.60

- (a) BULK NEWSPAPERS per 100 lbs. ~~\$((+95))1.75~~
(Shipments exceeding 60,000 lbs. in any month shall be assessed ~~((95))~~.85¢ per 100 lbs.)
- (b) EXPRESS SHIPMENTS per 100 lbs. ~~\$((+9.05))17.00~~
(Shipments exceeding 100 lbs. assessed ~~\$((6.35))5.65~~ for each 25 lbs. or fraction thereof.)

San Juan Inter-Island express shipments will be handled @ ~~\$((2.55))2.25~~ per 100 lbs.

*These routes operate on one-way only toll collection system.

**Includes Motor Homes, and Mobile Campers that exceed eight feet in height. Excludes trucks licensed over 8,000, passenger busses and stages.

***Stages - Option of paying Auto-driver rate plus full fare for each passenger.

- A public transportation operator providing regularly scheduled week-day service for public necessity and convenience may pay a \$10 annual fee for each scheduled vehicle. This fee covers the fare for each trip of the vehicle and operator only. All occupants shall be assessed the applicable passenger rate per trip. The \$10 annual fee does not apply to vehicles providing chartered service or vehicles providing service for special events such as trips for recreational purposes.

- For vanpool fares, see WAC 468-300-020 under Auto.

****Half fare.

*****Commutation tickets shall be valid only for 90-days from date of purchase after which time the tickets shall not be accepted for passage or for refunds.

Washington state ferries shall enter into agreements with banks to sell commutation tickets.

SUMMER SURCHARGE

A 20% surcharge shall be applied during the summer schedule period (beginning the third Sunday in June and ending the third Saturday in September) to regular, noncommutation auto and oversized vehicle rates only.

PENALTY CHARGES

Owner of vehicle without driver will be assessed a \$50.00 penalty charge.

- (a) Daily Newspapers, in bundles, to be received and delivered without receipt and subject to owner's risk, will be transported between ferry terminals on regular scheduled sailings.
- (b) Emergency shipments will be handled on scheduled sailings when no other means of shipment is available to shipper. Shipments must be of a size and weight requiring a minimum of handling by carrier's employees. Carrier reserves the right to refuse shipment of any item. Carrier assumes no liability for loss or damage to any shipment. Minimum rate for any shipment shall be the rate for 100 pounds.

((2) If additional tax support becomes available in the amount of \$7 million or more, as projected by the secretary of transportation or his designee for the 1981-83 biennium, tolls shall be as follows:

ROUTES	OVERSIZED VEHICLES**		OVERSIZED VEHICLES**		STAGES AND BUSES	
	UNDER 25' LONG		25' OR LONGER		INCL. DRIVER***	
	One Way	Commutation 20 Rides *****	One Way	Commutation 20 Rides *****	One Way	Each Pass
Fauntleroy-Southworth						
Seattle-Bremerton	7.40	133.20	10.15	182.70	10.25	.70
Seattle-Winslow						
Edmonds-Kingston						
Pt. Townsend-Keystone						
Fauntleroy-Vashon						
Southworth-Vashon	9.80	88.20	13.00	117.00	13.00	.90
Pt. Defiance-Fahlequah						
Mukilteo-Clinton	4.90	88.20	6.50	117.00	6.50	.45
Lofall-Southpoint						
Anacortes to Lopez,		10 Rides				.85
Shaw, Orcas or	10.15	91.35	13.85	124.65	14.00	.95
Friday Harbor						1.10
Sidney	28.95	N/A	39.55	N/A	39.55	2.50
Friday Harbor to						
Lopez, Shaw or Orcas	7.40	66.60	10.15	91.35	10.25	.70
Between Lopez, Shaw or						
Orcas	4.90	44.10	6.50	58.50	6.50	.45
Sidney to Lopez,						1.80
Shaw, Orcas or	20.15	N/A	27.55	N/A	27.55	1.65
Friday Harbor						1.60

(a) BULK NEWSPAPERS per 100 lbs. \$1.80
(Shipments exceeding 60,000 lbs. in any month shall be assessed .85¢ per 100 lbs.)

(b) EXPRESS SHIPMENTS per 100 lbs. \$17.30
(Shipments exceeding 100 lbs. assessed \$5.75 for each 25 lbs. or fraction thereof.)

San Juan Inter-Island express shipments will be handled @ \$2.30 per 100 lbs.

*These routes operate on one-way only toll collection system.

**Includes Motor Homes, and Mobile Campers that exceed eight feet in height. Excludes trucks licensed over 8,000, passenger busses and stages.

***Stages - Option of paying Auto-driver rate plus full fare for each passenger.

A public transportation operator providing regularly scheduled week-day service for public necessity and convenience may pay a \$10 annual fee for each scheduled vehicle. This fee covers the fare for each trip of the vehicle and operator only. All occupants shall be assessed the applicable passenger rate per trip. The \$10 annual fee does not apply to vehicles providing chartered service or vehicles providing service for special events such as trips for recreational purposes.

- For vanpool fares, see WAC 468-300-020 under Auto.

****Half fare.

*****Commutation tickets shall be valid only for 90 days from date of purchase after which time the tickets shall not be accepted for passage or for refunds.

Washington state ferries shall enter into agreements with banks to sell commutation tickets.

~~SUMMER SURCHARGE~~

~~A 20% surcharge shall be applied during the summer schedule period (beginning the third Sunday in June and ending the third Saturday in September) to regular, noncommutation auto and oversized vehicle rates only.~~

~~PENALTY CHARGES~~

~~Owner of vehicle without driver will be assessed a \$50.00 penalty charge.~~

~~(a) Daily Newspapers, in bundles, to be received and delivered without receipt and subject to owner's risk, will be transported between ferry terminals on regular scheduled sailings.~~

~~(b) Emergency shipments will be handled on scheduled sailings when no other means of shipment is available to shipper. Shipments must be of a size and weight requiring a minimum of handling by carrier's employees. Carrier reserves the right to refuse shipment of any item. Carrier assumes no liability for loss or damage to any shipment. Minimum rate for any shipment shall be the rate for 100 pounds.))~~

AMENDATORY SECTION (Amending Order 17, Resolution 104, filed 3/31/81)

WAC 468-300-040 TRUCK FERRY TOLLS. ((1) If additional tax support does not become available in the amount of \$7 million or more, as projected by the secretary of transportation or his designee for the 1981-83 biennium, tolls shall be as follows:))

ROUTES	TRUCK, INCL. DRIVER									
	***8,001 to 10,000	10,001 to 16,000	16,001 to 22,000	22,001 to 28,000	28,001 to 36,000	36,001 to 48,000	48,001 to 60,000	60,001 to 72,000	Over 72,001 to 80,000	Over 80,000 per 1,000 Lbs.

Fauntleroy-Southworth Seattle-Bremerton Seattle-Winslow	((8.25 7.20	11.25 10.00	14.50 12.80	17.50 15.60	21.50 19.20	28.25 25.00	35.00 31.20	41.75 37.00	48.25 43.00	.75)) .70
Pt. Townsend-Keystone Edmonds-Kingston										
Fauntleroy-Vashon Southworth-Vashon	((10.50 9.60	14.00 12.80	18.00 16.00	22.00 19.60	27.00 24.00	36.00 32.00	44.50 39.60	54.00 48.00	62.00 55.20	1.00)) .90
Pt. Defiance-Tahlequah										
Mukilteo-Clinton	((5.25 4.80	7.00 6.40	9.00 8.00	11.00 9.80	13.50 12.00	18.00 16.00	22.25 19.80	27.00 24.00	31.00 27.60	.50)) .45
Lofall-Southpoint										
**Anacortes to Lopez Shaw, Orcas	((11.25 10.00	15.25 13.60	19.25 17.20	23.25 20.80	28.75 25.60	37.50 33.40	46.75 41.60	55.75 49.40	64.50 57.40	1.00)) .80
or Friday Harbor Sidney	29.00	((39.50 39.60	50.25 50.20	60.75 60.80	73.50 73.40	97.50 97.40	121.50 121.60	145.50 145.60	152.25 152.20	2.50)) 2.60
**Friday Harbor to Lopez, Shaw or Orcas	((8.25 7.20	11.25 10.00	14.50 12.80	17.50 15.60	21.50 19.20	28.25 25.00	35.00 31.20	41.75 37.00	48.25 43.00	.75)) .85
**Between Lopez, Shaw or Orcas	((5.25 4.80	7.00 6.40	9.00 8.00	11.00 9.80	13.50 12.00	18.00 16.00	22.25 19.80	27.00 24.00	31.00 27.60	.50)) .55
**Sidney to Lopez Shaw(;) or Orcas (or))	((20.25 20.20	27.50 27.60	35.50 35.40	42.50 42.40	50.75 50.80	67.75 67.80	84.75 84.80	101.50 101.60	106.00 106.00	1.75)) 1.80
Friday Harbor										

*These routes operate on one-way only toll collection system.

**Commercial trucks are allowed stop-over at intermediate points upon payment of \$2.50 per stop-over.

***Trucks under 8,001 lbs. will be classified as automobiles, unless over 8 feet in overall height. (See Oversized Vehicles.)

****UNITED STATES GOVERNMENT SPECIAL RATE - Special rates are available to the United States Government through advance, bulk ticket purchase at the general offices of Washington State Ferries. The per unit price is the same as the "22,001 to 28,000" rate. Semi-trucks are considered two truck units.

PENALTY CHARGES -

Owner of vehicle without driver will be assessed a \$50.00 penalty charge.

DISCOUNT PERCENTAGES FROM REGULAR TOLL -

12 or more, one-way unit crossings within any consecutive six day period 25%
 Semi-trucks are considered two truck units.

((The current 25 percent discount rate for volume usage by trucks shall be reduced to 20 percent, and shall be extended to stages and buses. Discounted script shall be available in minimum lots of \$500 for use by trucks and stages and buses only. Truck and stage and bus discount tolls may be obtained only through payment in such script.))

OVERWIDTH CHARGES -

Any over legal width vehicle, trailer, load or combination requiring a special permit for highway use (exceeding 8 feet in width as provided in RCW 46.44.010) shall be assessed a 50% surcharge applied to the total fare.

Emergency trips during nonservice hours - while at locations where crew is on duty charge shall be equal to the cost of fuel consumed to make emergency trip. Such trips shall only be offered as a result of official requests from an emergency services agency and only in the case of no reasonable alternative.

((2) If additional tax support becomes available in the amount of \$7 million or more, as projected by the secretary of transportation or his designee for the 1981-83 biennium, tolls shall be as follows:

ROUTES	TRUCK, INCL. DRIVER									
	8,001 to 10,000	10,001 to 16,000	16,001 to 22,000	22,001 to 28,000	28,001 to 36,000	36,001 to 48,000	48,001 to 60,000	60,001 to 72,000	Over 72,000	Over 80,000
									per 1,000 Lbs.	

Fauntleroy-Southworth Seattle-Bremerton Seattle-Winslow Pt. Townsend-Keystone Edmonds-Kingston	7.50	10.00	13.00	16.00	19.50	25.50	31.75	37.75	43.75	.75
Fauntleroy-Vashon Southworth-Vashon Pt. Defiance-Tahlequah	9.50	13.00	16.00	20.00	24.50	33.00	40.50	49.00	56.50	1.00
Mukilteo-Clinton Lofall-Southpoint	4.75	6.50	8.00	10.00	12.25	16.50	20.25	24.50	28.25	.50
**Anacortes to Lopez Shaw, Orcas or Friday Harbor	10.25	13.75	17.50	21.25	26.00	34.25	42.50	50.50	58.50	1.00
Sidney	29.00	39.50	50.25	60.75	73.50	97.50	121.50	145.50	152.25	2.50
**Friday Harbor to Lopez, Shaw or Orcas	7.50	10.25	13.25	16.00	19.50	25.50	32.00	38.00	44.00	.75
**Between Lopez, Shaw or Orcas	4.75	6.50	8.00	10.00	12.25	16.50	20.25	24.50	28.25	.50
**Sidney to Lopez Shaw, Orcas or Friday Harbor	20.25	27.50	35.50	42.50	50.75	67.75	84.75	101.50	106.00	1.75

*These routes operate on one-way only toll collection system.

**Commercial trucks are allowed stop-over at intermediate points upon payment of \$2.50 per stop-over.

***Trucks under 8,001 lbs. will be classified as automobiles, unless over 8 feet in overall height. (See Oversized Vehicles.)

****UNITED STATES GOVERNMENT SPECIAL RATE - Special rates are available to the United States Government through advance, bulk ticket purchase at the general offices of Washington State Ferries. The per unit price is the same as the "22,001 to 28,000" rate. Semi-trucks are considered two truck units.

PENALTY CHARGES -

Owner of vehicle without driver will be assessed a \$50.00 penalty charge.

DISCOUNT PERCENTAGES FROM REGULAR TOLL -

The current 25 percent discount rate for volume usage by trucks shall be reduced to 20 percent, and shall be extended to stages and buses.

Discounted script shall be available in minimum lots of \$500 for use by trucks and stages and buses only. Truck and stage and bus discount tolls may be obtained only through payment in such script.

OVERWIDTH CHARGES -

Any over legal width vehicle, trailer, load or combination requiring a special permit for highway use (exceeding 8 feet in width as provided in RCW 46.44.010) shall be assessed a 50% surcharge applied to the total fare.

Emergency trips during nonservice hours - while at locations where crew is on duty charge shall be equal to the cost of fuel consumed to make emergency trip. Such trips shall only be offered as a result of official requests from an emergency services agency and only in the case

of no reasonable alternative:))

AMENDATORY SECTION (Amending Order 17, Resolution 104, filed 3/31/81)

WAC 468-300-050 TRAILER FERRY TOLLS. ((†) If additional tax support does not become available in the amount of \$7 million or more, as projected by the secretary of transportation or his designee for the 1981-83 biennium, tolls shall be as follows:))

ROUTES	TRAILER					
	UNDER 10' One Way	10'-0" to Under 20' One Way	20'-0" to Under 30' One Way	30'-0" to Under 40' One Way	40'-0" to Under 50' One Way	50'-0" & Over One Way
Fauntleroy-Southworth Seattle-Bremerton Seattle-Winslow	((2.75 <u>2.45</u>	5.10 <u>4.50</u>	8.15 <u>7.25</u>	17.45 <u>15.55</u>	28.25 <u>25.15</u>	35.00)) <u>31.15</u>
Pt. Townsend-Keystone Edmonds-Kingston						
Fauntleroy-Vashon Southworth-Vashon	((3.70 <u>3.30</u>	6.90 <u>6.10</u>	10.80 <u>9.60</u>	21.60 <u>19.20</u>	35.90 <u>32.00</u>	45.00)) <u>40.00</u>
Pt. Defiance-Tahlequah						
Mukilteo-Clinton	((1.85 <u>1.65</u>	3.45 <u>3.05</u>	5.40 <u>4.80</u>	10.80 <u>9.60</u>	17.95 <u>16.00</u>	22.50)) <u>20.00</u>
Lofall-Southpoint						
Anacortes to Lopez	((3.25 <u>2.90</u>	5.60) <u>4.95</u>				
Shaw or Orcas	((3.75 <u>3.35</u>	6.30 <u>5.60</u>	11.20 <u>9.95</u>	23.35 <u>20.80</u>	37.70 <u>33.55</u>	46.65)) <u>41.55</u>
Friday Harbor	((4.30 <u>3.85</u>	7.20) <u>6.40</u>				
Sidney	10.65	21.20	28.95	60.75	97.45	121.50
Friday Harbor to Lopez, Shaw or Orcas	((2.75 <u>2.45</u>	4.50 <u>4.00</u>	8.15 <u>7.25</u>	17.45 <u>15.55</u>	28.25 <u>25.15</u>	35.00)) <u>31.15</u>
Between Lopez, Shaw, or Orcas	((1.85 <u>1.65</u>	3.05 <u>2.70</u>	5.40 <u>4.80</u>	10.80 <u>9.60</u>	17.95 <u>16.00</u>	22.50)) <u>20.00</u>
Sidney to Lopez	8.05	16.80				
Shaw or Orcas	7.65	16.25	20.15	42.40	67.80	84.75
Friday Harbor	7.20	15.55				

*These routes operate on one-way only toll collection system.

((‡) If additional tax support becomes available in the amount of \$7 million or more, as projected by the secretary of transportation or his designee for the 1981-83 biennium, tolls shall be as follows:

ROUTES	TRAILER					
	UNDER 10' One Way	10'-0" to Under 20' One Way	20'-0" to Under 30' One Way	30'-0" to Under 40' One Way	40'-0" to Under 50' One Way	50'-0" & Over One Way
Fauntleroy-Southworth Seattle-Bremerton Seattle-Winslow	2.50	4.60	7.40	15.85	25.70	31.80
Pt. Townsend-Keystone Edmonds-Kingston						
Fauntleroy-Vashon Southworth-Vashon Pt. Defiance-Tahlequah	2.30	6.20	9.80	19.60	32.70	40.90
Mukilteo-Clinton	1.65	3.10	4.90	9.80	16.35	20.45
Lofall-Southpoint						
Anacortes to Lopez	2.95	5.10				
Shaw or Orcas	3.40	5.70	10.15	21.25	34.25	42.40
Friday Harbor	3.90	6.50				
Sidney	10.65	21.20	28.95	60.75	97.45	121.50
Friday Harbor to Lopez, Shaw or Orcas	2.50	4.10	7.40	15.85	25.65	31.80
Between Lopez, Shaw, or Orcas	1.65	2.75	4.90	9.80	16.35	20.45

ROUTES	TRAILER					
	UNDER 10'	10'-0" to 20'-0"	20'-0" to 30'-0"	30'-0" to 40'-0"	40'-0" to 50'-0"	50'-0" & Over
	One Way	One Way	One Way	One Way	One Way	One Way
Sidney to Lopez	8.05	16.80				
Shaw or Orcas	7.65	16.25	20.15	42.40	67.80	84.75
Friday Harbor	7.20	15.55				

*These routes operate on one-way only toll collection system.))

WSR 81-15-100
EMERGENCY RULES
DEPARTMENT OF TRANSPORTATION
(Transportation Commission)
 [Order 22, Resolution 116—Filed July 22, 1981]

Be it resolved by the Washington State Transportation Commission, acting at Olympia, Washington, that it does promulgate and adopt the annexed rules relating to the adoption of a new Schedule of Tolls for the Washington State Ferry System, amending WAC 468-300-010, 468-300-020, 468-300-030, 468-300-040 and 468-300-050.

We, the Washington State Transportation Commission, find that an emergency exists and that the foregoing order is necessary for the preservation of the public health, safety, or general welfare and that observance of the requirements of notice and opportunity to present views on the proposed action would be contrary to public interest. A statement of the facts constituting such emergency is a temporary increase in tolls and reduction

in discounts for commutation tickets as adopted by Resolution No. 104 would create hardship to ferry users which is unnecessary because an additional tax subsidy in the sum of \$15,200,000 was made available to the Washington State Ferries in the 1981-1983 biennium.

Such rules are therefore adopted as emergency rules to take effect upon filing with the code reviser.

This rule is promulgated pursuant to RCW 47.60.325 which directs that the Department of Transportation has authority to implement the provisions of RCW 47.60.325.

The undersigned hereby declares that he has complied with the provisions of the Open Public Meetings Act (chapter 42.30 RCW), the Administrative Procedure Act (chapter 34.04 RCW) or the Higher Education Administrative Procedure Act (chapter 28B.19 RCW), as appropriate, and the State Register Act (chapter 34.08 RCW).

APPROVED AND ADOPTED July 21, 1981.

By Vaughn Hubbard
 Chairman

AMENDATORY SECTION (Amending Order 17, Resolution 104, filed 3/31/81)

WAC 468-300-010 FERRY PASSENGER TOLLS. ((†) If additional tax support does not become available in the amount of \$7 million or more, as projected by the secretary of transportation or his designee for the 1981-83 biennium, tolls shall be as follows:))

ROUTES	Full Fare One Way	Half Fare** One Way	PASSENGER		EXCURSION-- ROUND TRIP***		
			COM- MU- TATION	SCHOOL COM- MU- TATION	Full Fare	Half Fare **	
			20 Rides *****	20 Rides *****			
Fauntleroy-Southworth Seattle-Bremerton Seattle-Winslow	((1.50 1.35	.75 .70	24.00 16.20	15.00 13.50	7.50 6.75	2.15 1.90	1.10 .95
Pt. Townsend-Keystone Edmonds-Kingston							
Fauntleroy-Vashon Southworth-Vashon	((1.90 1.70	1.00 .90	15.20 10.20 *****	9.50 8.50	4.75 4.25	N/A	N/A
Pt. Defiance-Tahlequah							
Mukilteo-Clinton Lofall-Southpoint	((.95 .85	.50 .45	15.20 10.20	9.50 8.50	4.75 4.25	1.35 1.20	.70 .60

ROUTES	Full Fare One Way	Half Fare** One Way	COM-MU-TATION	PASSENGER SCHOOL COM-MU-TATION	EXCURSION-ROUND TRIP***		
			20 Rides *****	20 Rides *****	Full Fare	Half Fare **	
			Ages				
				12-20	5-11		
Anacortes to Lopez	((1.85	.95	29.60	18.50	9.25))		
	1.65	.85	19.80	16.50	8.25		
Shaw, Orcas	((2.10	1.05	33.60	21.00	10.50))	N/A	N/A
	1.85	.95	22.20	18.50	9.25		
or Friday Harbor	((2.30	1.15	36.80	23.00	11.50))		
	2.05	1.05	24.60	20.50	10.25		
Sidney	4.95	2.50	N/A	N/A	N/A	5.65	2.85
Friday Harbor to Lopez, Shaw or Orcas	((1.50	.75	24.00	15.00	7.50))	N/A	N/A
	1.35	.70	16.20	13.50	6.75		
Between Lopez, Shaw, or Orcas	((.95	.50	15.20	9.50	4.75))	N/A	N/A
	.85	.45	10.20	8.50	4.25		
Sidney to Lopez	3.55	1.80	}N/A	}N/A	}N/A	}N/A	}N/A
Shaw or Orcas	3.30	1.65					
Friday Harbor	3.15	1.60					

*These routes operate on one-way only toll collection system.

**Half Fare

Senior Citizens - Passengers and driver, age 65 and over, with proper identification establishing proof of age, may travel at half-fare tolls on any route.

NOTE: Half-fare privilege does not include vehicle.

Children - Children under five years of age will be carried free when accompanied by parent or guardian. Children five through eleven years of age will be charged half-fare. Children twelve years of age will be charged full-fare.

Handicapped - Any individual who, by reason of illness, injury, congenital malfunction, or other incapacity or disability is unable without special facilities or special planning or design to utilize Ferry System services, may travel at half-fare tolls on any route upon presentation of a WSF Handicapped Travel Permit at time of travel. In addition, those handicapped persons who require attendant care while traveling on the ferries, and are so certified by their physician, may obtain an endorsement on their WSF Handicapped Travel Permit and such endorsement shall allow the attendant to also travel at half fare.

NOTE: Half-fare privilege does not include vehicle.

***One day excursion for walk-on passengers with limited time ashore. Special stay aboard excursion rate (one-half of amounts shown) effective only during designated special events on routes and at times as determined by the Secretary of Transportation (not to exceed 14 days per year on any route).

****School Commutation Tickets - Tickets are for the exclusive use of bona fide students under twenty-one years of age attending grade, junior high, and high schools. Student shall be required to present credentials at time of purchase. A letter indicating school attendance signed by school principal or authorized representative shall be considered proper credentials. Tickets are valid for transportation on school days only.

*****A combination Ferry/Bus Public Transit Passenger Monthly Reusable Ticket Rate may be available for a particular route in conjunction with a public transit operating authority whenever it is determined by the Transportation Commission that said ticket is a necessary element of a Transit Operating Plan designed to eliminate the necessity for assigning an additional ferry to such particular route, and that the resulting savings in Ferry System operating and amortized capital costs exceed the total revenue lost as a result of this reduced rate as projected during the period of time during which such transit operating plan is projected to eliminate the need for an additional ferry. The equivalent ferry fare per ride with this special rate shall be one-half the equivalent fare per ride with the standard commutation book, and shall assume 40 one-way trips per month. The total cost of the ticket shall be the cost of the ferry portion, calculated as described above plus the cost of the bus portion as determined by the Public Transit Operating Authority, subject to the approval of the Secretary of Transportation. The ticket shall be valid only for passengers on board a bus, or for walk-on passengers, on weekdays only, on those routes which have connecting bus service as part of the Transit Operating Plan. The assigning of an additional ferry to such particular route may be cause for removal of the special rate. If the conditions of eliminating the assignment of an additional ferry or realizing sufficient resulting savings cannot be met, the ticket may be sold for any route authorized by the Secretary of Transportation, at the full ferry commutation fare per ride based on forty one-way trips per month plus the cost of the bus portion.

*****On the Fauntleroy-Vashon route, a combination Ferry/Bus Public Transit Monthly Reuseable Ticket Rate shall apply.

*****Commutation tickets shall be valid only for 90-days from date of purchase after which time the tickets shall not be accepted for passage or for refunds. Washington state ferries shall enter into agreements with banks to sell commutation tickets.

((2) If additional tax support becomes available in the amount of \$7 million or more, as projected by the secretary of transportation or his designee for the 1981-83 biennium, tolls shall be as follows:

ROUTES	PASSENGER								
			SCHOOL		COM-		EXCURSION-		
			TATION		MU-		ROUND		
	Full	Half	20	20	Full	Half	Full	Half	
Fare	Fare**	Rides	Rides	Fare	Fare	Fare	Fare		
One	One	*****	*****	*****	*****	*****	*****		
Way	Way	*****	*****	*****	*****	*****	*****		
								Ages	
								12-20	5-11
Fauntleroy-Southworth									
Seattle-Bremerton									
Seattle-Winslow	1.40	.70	22.40	14.00	7.00	1.95	1.00		
Pt. Townsend-Keystone									
Edmonds-Kingston									
Fauntleroy-Vashon									
Southworth-Vashon	1.70	.90	13.60	8.50	4.25	N/A	N/A		
Pt. Defiance-Tahlequah			*****						
Mukilteo-Clinton									
Lofall-Southpoint	.85	.45	13.60	8.50	4.25	1.20	.60		
Anacortes to Lopez	1.70	.85	27.20	17.00	8.50				
Shaw, Orcas or	1.90	.95	30.40	19.00	9.50	N/A	N/A		
Friday Harbor	2.10	1.10	33.60	21.00	10.50				
Sidney	4.95	2.50	N/A	N/A	N/A	5.65	2.85		
Friday Harbor to									
Lopez, Shaw or Orcas	1.40	.70	22.40	14.00	7.00	N/A	N/A		
Between Lopez,									
Shaw, or Orcas	.85	.45	13.60	8.50	4.25	N/A	N/A		
Sidney to Lopez	3.55	1.80							
Shaw or Orcas	3.30	1.65	N/A	N/A	N/A	N/A	N/A		
Friday Harbor	3.15	1.60							

*These routes operate on one-way only toll collection system.

**Half Fare

Senior Citizens - Passengers and driver, age 65 and over, with proper identification establishing proof of age, may travel at half-fare tolls on any route. NOTE: Half-fare privilege does not include vehicle.

Children - Children under five years of age will be carried free when accompanied by parent or guardian. Children five through eleven years of age will be charged half-fare. Children twelve years of age will be charged full-fare.

Handicapped - Any individual who, by reason of illness, injury, congenital malfunction, or other incapacity or disability is unable without special facilities or special planning or design to utilize Ferry System services, may travel at half-fare tolls on any route upon presentation of a WSF Handicapped Travel Permit at time of travel. In addition, those handicapped persons who require attendant care while traveling on the ferries, and are so certified by their physician, may obtain an endorsement on their WSF Handicapped Travel Permit and such endorsement shall allow the attendant to also travel at half fare.

NOTE: Half-fare privilege does not include vehicle.

***One day excursion for walk-on passengers with limited time ashore. Special stay aboard excursion rate (one-half of amounts shown) effective only during designated special events on routes and at times as determined by the Secretary of Transportation (not to exceed 14 days per year on any route):

****School Commutation Tickets - Tickets are for the exclusive use of bona fide students under twenty-one years of age attending grade, junior high, and high schools. Student shall be required to present credentials at time of purchase. A letter indicating school attendance signed by school principal or authorized representative shall be considered proper credentials. Tickets are valid for transportation on school days only.

*****A combination Ferry/Bus Public Transit Passenger Monthly Reusable Ticket Rate may be available for a particular route in conjunction with a public transit operating authority whenever it is determined by the Transportation Commission that said ticket is a necessary element of a Transit Operating Plan designed to eliminate the necessity for assigning an additional ferry to such particular route, and that the resulting savings in Ferry System operating and amortized capital costs exceed the total revenue lost as a result of this reduced rate as projected during the period of time during which such transit operating plan is projected to eliminate the need for an additional ferry. The equivalent ferry fare per ride with this special rate shall be one-half the equivalent fare per ride with the standard commutation book, and shall assume 40 one-way trips per month. The total cost of the ticket shall be the cost of the ferry portion, calculated as described above plus the cost of the bus portion as determined by the Public Transit Operating Authority, subject to the approval of the Secretary of Transportation. The ticket shall be valid only for passengers on board a bus, or for walk-on passengers, on weekdays only, on those routes which have connecting bus service as part of the Transit Operating Plan. The assigning of an additional ferry to such particular route may be cause for removal of the special rate. If the conditions of eliminating the assignment of an additional ferry or realizing sufficient resulting savings cannot be met, the ticket may be sold for any route authorized by the Secretary of Transportation, at the full ferry commutation fare per ride based on forty one-way trips per month plus the cost of the bus portion.

*****On the Fauntleroy-Vashon route, a combination Ferry/Bus Public Transit Monthly Reusable Ticket Rate shall apply.

*****Commutation tickets shall be valid only for 90 days from date of purchase after which time the tickets shall not be accepted for passage or for refunds. Washington state ferries shall enter into agreements with banks to sell commutation tickets:))

AMENDATORY SECTION (Amending Order 17, Resolution 104, filed 3/31/81)

WAC 468-300-020 AUTO, MOTORCYCLE AND BICYCLE FERRY TOLLS. ((†) If additional tax support does not become available in the amount of \$7 million or more, as projected by the secretary of transportation or his designee for the 1981-83 biennium, tolls shall be as follows:))

	AUTO** INCL. DRIVER		MOTORCYCLE INCL. DRIVER		BICYCLE & RIDER			Excursion Round Trip***	
	One Way	Commutation 20 Rides ****	One Way	Commutation 20 Rides ****	Full Fare One Way	Half Fare One Way	Commutation 20 Rides ****	Full Fare	Half Fare
Fauntleroy-Southworth Seattle-Bremerton Seattle-Winslow	(5.10) <u>4.50</u>	91.80 <u>72.00</u>	2.75 <u>2.45</u>	44.00 <u>32.65</u>	2.15 <u>1.90</u>	1.40 <u>1.25</u>	34.40 <u>19.00</u>	3.45 <u>3.00</u>	2.40 <u>2.05</u>
Pt. Townsend-Keystone Edmonds-Kingston									
Fauntleroy-Vashon Southworth-Vashon	(6.90) <u>6.10</u>	62.10 <u>48.80</u>	3.70 <u>3.30</u>	29.60 <u>22.00</u>	2.90 <u>2.60</u>	2.00 <u>1.80</u>	23.20 <u>13.00</u>	N/A	N/A
Pt. Defiance-Tahlequah									
Mukilteo-Clinton	(3.45) <u>3.05</u>	62.10 <u>48.80</u>	1.85 <u>1.65</u>	29.60 <u>22.00</u>	1.45 <u>1.30</u>	1.00 <u>.90</u>	23.20 <u>13.00</u>	2.35 <u>2.10</u>	1.70 <u>1.50</u>
Lofall-Southpoint									
		10 Rides							
Anacortes to Lopez	(5.60) <u>4.95</u>	50.40 <u>39.60</u>	3.25 <u>2.90</u>	52.00 <u>38.65</u>	2.55 <u>2.25</u>	1.65 <u>1.45</u>	40.80 <u>22.50</u>		
Shaw, Orcas	(6.30) <u>5.60</u>	56.70 <u>44.80</u>	3.75 <u>3.35</u>	60.00 <u>44.65</u>	2.85 <u>2.55</u>	1.80 <u>1.65</u>	45.60 <u>25.50</u>	N/A	N/A
or Friday Harbor	(7.20) <u>6.40</u>	64.80 <u>51.20</u>	4.30 <u>3.85</u>	68.80 <u>51.35</u>	3.25 <u>2.90</u>	2.10 <u>1.90</u>	52.00 <u>29.00</u>		
Sidney	21.20	N/A	10.65	N/A	6.95	4.50	N/A	9.65	6.85
Friday Harbor to Lopez, Shaw or Orcas	(4.50) <u>4.00</u>	40.50 <u>32.00</u>	2.75 <u>2.45</u>	44.00 <u>32.65</u>	2.15 <u>1.90</u>	1.40 <u>1.25</u>	34.40 <u>19.00</u>	N/A	N/A
Between Lopez, Shaw, or Orcas	(3.05) <u>2.70</u>	27.45 <u>21.60</u>	1.85 <u>1.65</u>	29.60 <u>22.00</u>	1.45 <u>1.30</u>	1.00 <u>.90</u>	23.20 <u>13.00</u>	N/A	N/A
Sidney to Lopez	16.80		8.05		4.95	3.20			
Shaw or Orcas	16.25	N/A	7.65	N/A	4.70	3.05	N/A	N/A	N/A
Friday Harbor	15.55		7.20		4.40	2.85			

*These routes operate on one-way only toll collection system.

**Stages - option of paying Auto rate plus full fare for passengers (See Stages and Busses).

**Vanpools - A commuter vanpool which carries seven or more persons on a regular and expense-sharing basis for the purpose of travel to or from work or school and which is certified as such by a local organization approved by the Washington State Ferry System, may purchase for a \$10 fee, a permit valid for a three-month period on Mondays through Fridays only and valid only during the hours shown on the permit. The permit for commuter pool agency vanpools shall be valid for one year. These hours are selectable by the purchaser but shall designate two periods of use each day not to exceed two hours per period. The permit so purchased shall allow passage of the vehicle only during the valid periods. All riders in the van, including the driver, shall pay the applicable passenger fare. Except that the minimum total paid for all riders in the van shall not be less than the amount equal to seven times the applicable passenger fare.

***One day excursion for bicycle and rider with limited time ashore.

****Commutation tickets shall be valid only for 90-days from date of purchase after which time the ticket shall not be accepted for passage or for refunds.

Washington state ferries shall enter into agreements with banks to sell commutation tickets.

SUMMER SURCHARGE

A 20% surcharge shall be applied during the summer schedule period (beginning the third Sunday in June and ending the third Saturday in September) to regular, noncommutation auto and oversized vehicle rates only.

PENALTY CHARGES

Owner of vehicle without driver will be assessed a \$50.00 penalty charge.

Overhang on passenger vehicles will be assessed a penalty charge of 10¢ per lineal-foot of overhang in addition to regular applicable tolls, except that no charge for overhang will be assessed when overall length of vehicle and overhang is less than twenty feet. A fraction of a foot of overhang in excess of six inches will be counted as one foot in assessment of charge for overhang.

SPECIAL SCHOOL RATE

School groups when traveling in authorized school vehicles for institution-sponsored activities shall be assessed a flat fee of \$1.00 per vehicle load of students and/or advisors and staff. The flat fee shall be in addition to regular vehicle and drive toll. Private vehicles need letter of authorization.

NOTE: Special School Rate is \$2.00 on routes where one-way only toll systems are in effect. Special Student Rate not available on Anacortes-Sidney, B.C. route between May 1, and September 1 due to limited space.

((2) If additional tax support becomes available in the amount of \$7 million or more, as projected by the secretary of transportation or his designee for the 1981-83 biennium, tolls shall be as follows:

	AUTO**		MOTORCYCLE		BICYCLE & RIDER			Excursion	
	INCL. DRIVER		INCL. DRIVER		Commutation			Round Trip***	
	One Way	20 Rides****	One Way	20 Rides****	Full Fare	Half Fare	20 Rides****	Full Fare	Half Fare
Fauntleroy-Southworth	4.60	82.80	2.50	40.00	1.95	1.25	31.20	3.05	2.10
Seattle-Bremerton									
Seattle-Winslow									
Pt. Townsend-Keystone									
Edmonds-Kingston									
Fauntleroy-Vashon	6.20	55.80	3.30	26.40	2.70	1.90	21.60	N/A	N/A
Southworth-Vashon									
Pt. Defiance-Tahlequah									
Mukilteo-Clinton	3.10	55.80	1.65	26.40	1.35	.95	21.60	2.20	1.60
Lofall-Southpoint									
		10 Rides							
Anacortes to Lopez	5.10	45.90	2.95	47.20	2.30	1.45	36.80		
Shaw, Orcas	5.70	51.30	3.40	54.40	2.60	1.65	41.60	N/A	N/A
or Friday Harbor	6.50	58.50	3.90	62.40	2.95	1.95	47.20		
Sidney	21.20	N/A	10.65	N/A	6.95	4.50	N/A	9.65	6.85
Friday Harbor to Lopez,									
Shaw or Orcas	4.10	36.90	2.50	40.00	1.95	1.25	31.20	N/A	N/A
Between Lopez, Shaw, or Orcas	2.75	24.75	1.65	26.40	1.35	.95	21.60	N/A	N/A
Sidney to Lopez	16.80		8.05		4.95	3.20			
Shaw or Orcas	16.25	N/A	7.65	N/A	4.70	3.05	N/A	N/A	N/A
Friday Harbor	15.55		7.20		4.40	2.85			

- *These routes operate on one-way only toll collection system.
- **Stages - option of paying Auto rate plus full fare for passengers (See Stages and Busses).
- ***Vanpools - A commuter vanpool which carries seven or more persons on a regular and expense-sharing basis for the purpose of travel to or from work or school and which is certified as such by a local organization approved by the Washington State Ferry System, may purchase for a \$10 fee, a permit valid for a three-month period on Mondays through Fridays only and valid only during the hours shown on the permit. The permit for commuter pool agency vanpools shall be valid for one year. These hours are selectable by the purchaser but shall designate two periods of use each day not to exceed two hours per period. The permit so purchased shall allow passage of the vehicle only during the valid periods. All riders in the van, including the driver, shall pay the applicable passenger fare. Except that the minimum total paid for all riders in the van shall not be less than the amount equal to seven times the applicable passenger fare.
- ****One day excursion for bicycle and rider with limited time ashore.
- *****Commutation tickets shall be valid only for 90 days from date of purchase after which time the ticket shall not be accepted for passage or for refunds. Washington state ferries shall enter into agreements with banks to sell commutation tickets.

SUMMER SURCHARGE

A 20% surcharge shall be applied during the summer schedule period (beginning the third Sunday in June and ending the third Saturday in September) to regular, noncommutation auto and oversized vehicle rates only.

PENALTY CHARGES

Owner of vehicle without driver will be assessed a \$50.00 penalty charge.
 Overhang on passenger vehicles will be assessed a penalty charge of 10¢ per lineal foot of overhang in addition to regular applicable tolls, except that no charge for overhang will be assessed when overall length of vehicle and overhang is less than twenty feet. A fraction of a foot of overhang in excess of six inches will be counted as one foot in assessment of charge for overhang.

SPECIAL SCHOOL RATE

School groups when traveling in authorized school vehicles for institution-sponsored activities shall be assessed a flat fee of \$1.00 per vehicle load of students and/or advisors and staff. The flat fee shall be in addition to regular vehicle and drive toll. Private vehicles need letter of authorization.

NOTE: Special School Rate is \$2.00 on routes where one-way only toll systems are in effect. Special Student Rate not available on Anacortes-Sidney, B.C. route between May 1, and September 1 due to limited space.)

AMENDATORY SECTION (Amending Order 17, Resolution 104, filed 3/31/81)

WAC 468-300-030 OVERSIZED VEHICLE, STAGE AND BUS, NEWSPAPER AND EXPRESS SHIPMENT FERRY TOLLS. ((~~1~~) If additional tax support does not become available in the amount of \$7 million or more, as projected by the secretary of transportation or his designee for the 1981-83 biennium tolls shall be as follows:))

ROUTES	OVERSIZED VEHICLES** UNDER 25' LONG		OVERSIZED VEHICLES** 25' OR LONGER		STAGES AND BUSES INCL. DRIVER***	
	One Way	Commutation 20 Rides *****	One Way	Commutation 20 Rides *****	One Way	Each Pass
Fauntleroy-Southworth Seattle-Bremerton	((8.15 <u>7.25</u>	146.70 <u>116.00</u>	11.20 <u>9.95</u>	201.60 <u>159.20</u>	11.20 <u>9.95</u>	.75 <u>.70</u>
Seattle-Winslow Edmonds-Kingston Pt. Townsend-Keystone						
Fauntleroy-Vashon	((10.80 <u>9.60</u>	97.20 <u>76.80</u>	14.40 <u>12.80</u>	129.60 <u>102.40</u>	14.40 <u>12.80</u>	1.00 <u>.90</u>
Southworth-Vashon Pt. Defiance-Tahlequah						
Mukilteo-Clinton	((5.40 <u>4.80</u>	97.20 <u>76.80</u>	7.20 <u>6.40</u>	129.60 <u>102.40</u>	7.20 <u>6.40</u>	.50 <u>.45</u>
Lofall-Southpoint						
Anacortes to Lopez, 10 Rides						((-.95) <u>.85</u>
Shaw, Orcas or Friday Harbor	((11.20 <u>9.95</u>	100.80 <u>79.60</u>	15.25 <u>13.55</u>	137.25 <u>108.40</u>	15.25 <u>13.55</u>	1.05 <u>.95</u>
Sidney	28.95	N/A	39.55	N/A	39.55	((1.15) <u>1.05</u> <u>2.50</u>
Friday Harbor to Lopez, Shaw or Orcas	((8.15 <u>7.25</u>	73.35 <u>58.00</u>	11.20 <u>9.95</u>	100.80 <u>79.60</u>	11.20 <u>9.95</u>	.75 <u>.70</u>
Between Lopez, Shaw or Orcas	((5.40 <u>4.80</u>	48.60 <u>38.40</u>	7.20 <u>6.40</u>	64.80 <u>51.20</u>	7.20 <u>6.40</u>	.50 <u>.45</u>
Sidney to Lopez, Shaw, Orcas or Friday Harbor	20.15	N/A	27.55	N/A	27.55	1.80 1.65 1.60

- (a) BULK NEWSPAPERS per 100 lbs. ~~\$(1.95)~~ 1.75
(Shipments exceeding 60,000 lbs. in any month shall be assessed ~~((-.95)~~ .85¢ per 100 lbs.)
- (b) EXPRESS SHIPMENTS per 100 lbs. ~~\$(1.05)~~ 1.00
(Shipments exceeding 100 lbs. assessed ~~\$(6.35)~~ 5.65 for each 25 lbs. or fraction thereof.)

San Juan Inter-Island express shipments will be handled @ ~~\$(2.55)~~ 2.25 per 100 lbs.

*These routes operate on one-way only toll collection system.

**Includes Motor Homes, and Mobile Campers that exceed eight feet in height. Excludes trucks licensed over 8,000, passenger busses and stages.

***Stages - Option of paying Auto-driver rate plus full fare for each passenger.

- A public transportation operator providing regularly scheduled week-day service for public necessity and convenience may pay a \$10 annual fee for each scheduled vehicle. This fee covers the fare for each trip of the vehicle and operator only. All occupants shall be assessed the applicable passenger rate per trip. The \$10 annual fee does not apply to vehicles providing chartered service or vehicles providing service for special events such as trips for recreational purposes.

- For vanpool fares, see WAC 468-300-020 under Auto.

****Half fare.

*****Commutation tickets shall be valid only for 90-days from date of purchase after which time the tickets shall not be accepted for passage or for refunds.

Washington state ferries shall enter into agreements with banks to sell commutation tickets.

SUMMER SURCHARGE

A 20% surcharge shall be applied during the summer schedule period (beginning the third Sunday in June and ending the third Saturday in September) to regular, noncommutation auto and oversized vehicle rates only.

PENALTY CHARGES

Owner of vehicle without driver will be assessed a \$50.00 penalty charge.

- (a) Daily Newspapers, in bundles, to be received and delivered without receipt and subject to owner's risk, will be transported between ferry terminals on regular scheduled sailings.
- (b) Emergency shipments will be handled on scheduled sailings when no other means of shipment is available to shipper. Shipments must be of a size and weight requiring a minimum of handling by carrier's employees. Carrier reserves the right to refuse shipment of any item. Carrier assumes no liability for loss or damage to any shipment. Minimum rate for any shipment shall be the rate for 100 pounds.

((2) If additional tax support becomes available in the amount of \$7 million or more, as projected by the secretary of transportation or his designee for the 1981-83 biennium, tolls shall be as follows:

ROUTES	OVERSIZED VEHICLES**		OVERSIZED VEHICLES**		STAGES AND BUSES	
	UNDER 25' LONG		25' OR LONGER		INCL. DRIVER***	
	One Way	Commutation 20 Rides *****	One Way	Commutation 20 Rides *****	One Way	Each Pass
Fauntleroy-Southworth } Seattle-Bremerton } Seattle-Winslow } Edmonds-Kingston } Pt. Townsend-Keystone }	7.40	133.20	10.15	182.70	10.25	.70
Fauntleroy-Vashon } Southworth-Vashon } Pt. Defiance-Tahlequah }*	9.80	88.20	13.00	117.00	13.00	.90
Mukilteo-Clinton } Lofall-Southpoint }	4.90	88.20	6.50	117.00	6.50	.45
Anacortes to Lopez,	10 Rides					.85
Shaw, Orcas or Friday Harbor Sidney	10.15	91.35	13.85	124.65	14.00	.95
	28.95	N/A	39.55	N/A	39.55	2.50
Friday Harbor to Lopez, Shaw or Orcas	7.40	66.60	10.15	91.35	10.25	.70
Between Lopez, Shaw or Orcas	4.90	44.10	6.50	58.50	6.50	.45
Sidney to Lopez, Shaw, Orcas or Friday Harbor	20.15	N/A	27.55	N/A	27.55	1.65
						1.60

- (a) BULK NEWSPAPERS per 100 lbs. \$1.80
(Shipments exceeding 60,000 lbs. in any month shall be assessed .85¢ per 100 lbs.)
- (b) EXPRESS SHIPMENTS per 100 lbs. \$17.30
(Shipments exceeding 100 lbs. assessed \$5.75 for each 25 lbs. or fraction thereof.)

San Juan Inter-Island express shipments will be handled @ \$2.30 per 100 lbs.

*These routes operate on one-way only toll collection system.

**Includes Motor Homes, and Mobile Campers that exceed eight feet in height. Excludes trucks licensed over 8,000, passenger busses and stages.

***Stages - Option of paying Auto-driver rate plus full fare for each passenger.

- A public transportation operator providing regularly scheduled week-day service for public necessity and convenience may pay a \$10 annual fee for each scheduled vehicle. This fee covers the fare for each trip of the vehicle and operator only. All occupants shall be assessed the applicable passenger rate per trip. The \$10 annual fee does not apply to vehicles providing chartered service or vehicles providing service for special events such as trips for recreational purposes.

- For vanpool fares, see WAC 468-300-020 under Auto.

*****Half fare.

*****Commutation tickets shall be valid only for 90 days from date of purchase after which time the tickets shall not be accepted for passage or for refunds.
Washington state ferries shall enter into agreements with banks to sell commutation tickets.

SUMMER SURCHARGE

A 20% surcharge shall be applied during the summer schedule period (beginning the third Sunday in June and ending the third Saturday in September) to regular, noncommutation auto and oversized vehicle rates only.

PENALTY CHARGES

Owner of vehicle without driver will be assessed a \$50.00 penalty charge.

- (a) Daily Newspapers, in bundles, to be received and delivered without receipt and subject to owner's risk, will be transported between ferry terminals on regular scheduled sailings.

~~(b) Emergency shipments will be handled on scheduled sailings when no other means of shipment is available to shipper. Shipments must be of a size and weight requiring a minimum of handling by carrier's employees. Carrier reserves the right to refuse shipment of any item. Carrier assumes no liability for loss or damage to any shipment. Minimum rate for any shipment shall be the rate for 100 pounds.)~~

AMENDATORY SECTION (Amending Order 17, Resolution 104, filed 3/31/81)

~~WAC 468-300-040 TRUCK FERRY TOLLS. ((+ If additional tax support does not become available in the amount of \$7 million or more, as projected by the secretary of transportation or his designee for the 1981-83 biennium, tolls shall be as follows:))~~

ROUTES	TRUCK, INCL. DRIVER									Over 72,001 to 80,000	Over 80,000 per 1,000 Lbs.
	***8,001 to 10,000	10,001 to 16,000	16,001 to 22,000	22,001 to 28,000	28,001 to 36,000	36,001 to 48,000	48,001 to 60,000	60,001 to 72,000	Over 72,001 to 80,000		

Fauntleroy-Southworth Seattle-Bremerton Seattle-Winslow	((8.25 <u>7.20</u>	11.25 <u>10.00</u>	14.50 <u>12.80</u>	17.50 <u>15.60</u>	21.50 <u>19.20</u>	28.25 <u>25.00</u>	35.00 <u>31.20</u>	41.75 <u>37.00</u>	48.25 <u>43.00</u>	.75)) <u>.70</u>	
Pt. Townsend-Keystone Edmonds-Kingston											
Fauntleroy-Vashon Southworth-Vashon	((10.50 <u>9.60</u>	14.00 <u>12.80</u>	18.00 <u>16.00</u>	22.00 <u>19.60</u>	27.00 <u>24.00</u>	36.00 <u>32.00</u>	44.50 <u>39.60</u>	54.00 <u>48.00</u>	62.00 <u>55.20</u>	1.00)) <u>.90</u>	
Pt. Defiance-Tahlequah											
Mukilteo-Clinton	((5.25 <u>4.80</u>	7.00 <u>6.40</u>	9.00 <u>8.00</u>	11.00 <u>9.80</u>	13.50 <u>12.00</u>	18.00 <u>16.00</u>	22.25 <u>19.80</u>	27.00 <u>24.00</u>	31.00 <u>27.60</u>	.50)) <u>.45</u>	
Lofall-Southpoint											
**Anacortes to Lopez Shaw, Orcas	((11.25 <u>10.00</u>	15.25 <u>13.60</u>	19.25 <u>17.20</u>	23.25 <u>20.80</u>	28.75 <u>25.60</u>	37.50 <u>33.40</u>	46.75 <u>41.60</u>	55.75 <u>49.40</u>	64.50 <u>57.40</u>	1.00)) <u>.80</u>	
or Friday Harbor Sidney	29.00	((39.50 <u>39.60</u>	50.25 <u>50.20</u>	60.75 <u>60.80</u>	73.50 <u>73.40</u>	97.50 <u>97.40</u>	121.50 <u>121.60</u>	145.50 <u>145.60</u>	152.25 <u>152.20</u>	2.50)) <u>2.60</u>	
**Friday Harbor to Lopez, Shaw or Orcas	((8.25 <u>7.20</u>	11.25 <u>10.00</u>	14.50 <u>12.80</u>	17.50 <u>15.60</u>	21.50 <u>19.20</u>	28.25 <u>25.00</u>	35.00 <u>31.20</u>	41.75 <u>37.00</u>	48.25 <u>43.00</u>	.75)) <u>.85</u>	
**Between Lopez, Shaw or Orcas	((5.25 <u>4.80</u>	7.00 <u>6.40</u>	9.00 <u>8.00</u>	11.00 <u>9.80</u>	13.50 <u>12.00</u>	18.00 <u>16.00</u>	22.25 <u>19.80</u>	27.00 <u>24.00</u>	31.00 <u>27.60</u>	.50)) <u>.55</u>	
**Sidney to Lopez Shaw(;) or Orcas (or))	((20.25 <u>20.20</u>	27.50 <u>27.60</u>	35.50 <u>35.40</u>	42.50 <u>42.40</u>	50.75 <u>50.80</u>	67.75 <u>67.80</u>	84.75 <u>84.80</u>	101.50 <u>101.60</u>	106.00 <u>106.00</u>	1.75)) <u>1.80</u>	
Friday Harbor											

*These routes operate on one-way only toll collection system.

**Commercial trucks are allowed stop-over at intermediate points upon payment of \$2.50 per stop-over.

***Trucks under 8,001 lbs. will be classified as automobiles, unless over 8 feet in overall height. (See Oversized Vehicles.)

****UNITED STATES GOVERNMENT SPECIAL RATE - Special rates are available to the United States Government through advance, bulk ticket purchase at the general offices of Washington State Ferries. The per unit price is the same as the "22,001 to 28,000" rate. Semi-trucks are considered two truck units.

PENALTY CHARGES -

Owner of vehicle without driver will be assessed a \$50.00 penalty charge.

DISCOUNT PERCENTAGES FROM REGULAR TOLL -

12 or more, one-way unit crossings within any consecutive six day period 25%
Semi-trucks are considered two truck units.

((The current 25 percent discount rate for volume usage by trucks shall be reduced to 20 percent, and shall be extended to stages and buses. Discounted script shall be available in minimum lots of \$500 for use by trucks and stages and buses only. Truck and stage and bus discount tolls may be obtained only through payment in such script:))

OVERWIDTH CHARGES -

Any over legal width vehicle, trailer, load or combination requiring a special permit for highway use (exceeding 8 feet in width as provided in RCW 46.44.010) shall be assessed a 50% surcharge applied to the total fare.

Emergency trips during nonservice hours - while at locations where crew is on duty charge shall be equal to the cost of fuel consumed to make emergency trip. Such trips shall only be offered as a result of official requests from an emergency services agency and only in the case of no reasonable alternative.

((2) If additional tax support becomes available in the amount of \$7 million or more, as projected by the secretary of transportation or his designee for the 1981-83 biennium, tolls shall be as follows:

ROUTES	TRUCK, INCL. DRIVER									
	8,001 to 10,000	10,001 to 16,000	16,001 to 22,000	22,001 to 28,000	28,001 to 36,000	36,001 to 48,000	48,001 to 60,000	60,001 to 72,000	72,001 to 80,000	Over 80,000 per Lbs.

Fauntleroy-Southworth Seattle-Bremerton Seattle-Winslow Pt. Townsend-Keystone Edmonds-Kingston	7.50	10.00	13.00	16.00	19.50	25.50	31.75	37.75	43.75	.75
Fauntleroy-Vashon Southworth-Vashon Pt. Defiance-Fahloquah	9.50	13.00	16.00	20.00	24.50	33.00	40.50	49.00	56.50	1.00
Mukilteo-Clinton Lofall-Southpoint	4.75	6.50	8.00	10.00	12.25	16.50	20.25	24.50	28.25	.50
**Anacortes to Lopez Shaw, Orcas or Friday Harbor	10.25	13.75	17.50	21.25	26.00	34.25	42.50	50.50	58.50	1.00
Sidney	29.00	39.50	50.25	60.75	73.50	97.50	121.50	145.50	152.25	2.50
**Friday Harbor to Lopez, Shaw or Orcas	7.50	10.25	13.25	16.00	19.50	25.50	32.00	38.00	44.00	.75
**Between Lopez, Shaw or Orcas	4.75	6.50	8.00	10.00	12.25	16.50	20.25	24.50	28.25	.50
**Sidney to Lopez Shaw, Orcas or Friday Harbor	20.25	27.50	35.50	42.50	50.75	67.75	84.75	101.50	106.00	1.75

*These routes operate on one-way only toll collection system.

**Commercial trucks are allowed stop-over at intermediate points upon payment of \$2.50 per stop-over.

***Trucks under 8,001 lbs. will be classified as automobiles, unless over 8 feet in overall height. (See Oversized Vehicles.)

****UNITED STATES GOVERNMENT SPECIAL RATE - Special rates are available to the United States Government through advance bulk ticket purchase at the general offices of Washington State Ferries. The per unit price is the same as the "22,001 to 28,000" rate. Semi-trucks are considered two truck units.

PENALTY CHARGES -

Owner of vehicle without driver will be assessed a \$50.00 penalty charge.

DISCOUNT PERCENTAGES FROM REGULAR TOLL -

The current 25 percent discount rate for volume usage by trucks shall be reduced to 20 percent, and shall be extended to stages and buses.

Discounted script shall be available in minimum lots of \$500 for use by trucks and stages and buses only. Truck and stage and bus discount tolls may be obtained only through payment in such script.

OVERWIDTH CHARGES -

Any over legal width vehicle, trailer, load or combination requiring a special permit for highway use (exceeding 8 feet in width as provided in RCW 46.44.010) shall be assessed a 50% surcharge applied to the total fare.

Emergency trips during nonservice hours - while at locations where crew is on duty charge shall be equal to the cost of fuel consumed to make emergency trip. Such trips shall only be offered as a result of official requests from an emergency services agency and only in the case of no reasonable alternative.))

AMENDATORY SECTION (Amending Order 17, Resolution 104, filed 3/31/81)

WAC 468-300-050 TRAILER FERRY TOLLS. ((1) If additional tax support does not become available in the amount of \$7 million or more, as projected by the secretary of transportation or his designee for the 1981-83 biennium, tolls shall be as follows:))

ROUTES	TRAILER					
	UNDER 10 One Way	10-0" to Under 20 One Way	20-0" to Under 30 One Way	30-0" to Under 40 One Way	40-0" to Under 50 One Way	50-0" & Over One Way
Fauntleroy-Southworth Seattle-Bremerton Seattle-Winslow	((2.75 <u>2.45</u>	5.10 <u>4.50</u>	8.15 <u>7.25</u>	17.45 <u>15.55</u>	28.25 <u>25.15</u>	35.00)) <u>31.15</u>
Pt. Townsend-Keystone Edmonds-Kingston						
Fauntleroy-Vashon Southworth-Vashon	((3.70 <u>3.30</u>	6.90 <u>6.10</u>	10.80 <u>9.60</u>	21.60 <u>19.20</u>	35.90 <u>32.00</u>	45.00)) <u>40.00</u>
Pt. Defiance-Tahlequah						
Mukilteo-Clinton	((1.85 <u>1.65</u>	3.45 <u>3.05</u>	5.40 <u>4.80</u>	10.80 <u>9.60</u>	17.95 <u>16.00</u>	22.50)) <u>20.00</u>
Lofall-Southpoint						
Anacortes to Lopez	((3.25 <u>2.90</u>	5.60)) <u>4.95</u>				
Shaw or Orcas	((3.75 <u>3.35</u>	6.30 <u>5.60</u>	11.20 <u>9.95</u>	23.35 <u>20.80</u>	37.70 <u>33.55</u>	46.65)) <u>41.55</u>
Friday Harbor	((4.30 <u>3.85</u>	7.20)) <u>6.40</u>				
Sidney	<u>10.65</u>	<u>21.20</u>	<u>28.95</u>	<u>60.75</u>	<u>97.45</u>	<u>121.50</u>
Friday Harbor to Lopez, Shaw or Orcas	((2.75 <u>2.45</u>	4.50 <u>4.00</u>	8.15 <u>7.25</u>	17.45 <u>15.55</u>	28.25 <u>25.15</u>	35.00)) <u>31.15</u>
Between Lopez, Shaw, or Orcas	((1.85 <u>1.65</u>	3.05 <u>2.70</u>	5.40 <u>4.80</u>	10.80 <u>9.60</u>	17.95 <u>16.00</u>	22.50)) <u>20.00</u>
Sidney to Lopez	<u>8.05</u>	<u>16.80</u>				
Shaw or Orcas	<u>7.65</u>	<u>16.25</u>	<u>20.15</u>	<u>42.40</u>	<u>67.80</u>	<u>84.75</u>
Friday Harbor	<u>7.20</u>	<u>15.55</u>				

*These routes operate on one-way only toll collection system.

((2) If additional tax support becomes available in the amount of \$7 million or more, as projected by the secretary of transportation or his designee for the 1981-83 biennium, tolls shall be as follows:

ROUTES	TRAILER					
	UNDER 10 One Way	10-0" to Under 20 One Way	20-0" to Under 30 One Way	30-0" to Under 40 One Way	40-0" to Under 50 One Way	50-0" & Over One Way
Fauntleroy-Southworth Seattle-Bremerton Seattle-Winslow	<u>2.50</u>	<u>4.60</u>	<u>7.40</u>	<u>15.85</u>	<u>25.70</u>	<u>31.80</u>
Pt. Townsend-Keystone Edmonds-Kingston						
Fauntleroy-Vashon Southworth-Vashon	<u>2.30</u>	<u>6.20</u>	<u>9.80</u>	<u>19.60</u>	<u>32.70</u>	<u>40.90</u>
Pt. Defiance-Tahlequah						
Mukilteo-Clinton	<u>1.65</u>	<u>3.10</u>	<u>4.90</u>	<u>9.80</u>	<u>16.35</u>	<u>20.45</u>
Lofall-Southpoint						
Anacortes to Lopez	<u>2.95</u>	<u>5.10</u>				
Shaw or Orcas	<u>3.40</u>	<u>5.70</u>	<u>10.15</u>	<u>21.25</u>	<u>34.25</u>	<u>42.40</u>
Friday Harbor	<u>3.90</u>	<u>6.50</u>				
Sidney	<u>10.65</u>	<u>21.20</u>	<u>28.95</u>	<u>60.75</u>	<u>97.45</u>	<u>121.50</u>
Friday Harbor to Lopez, Shaw or Orcas	<u>2.50</u>	<u>4.10</u>	<u>7.40</u>	<u>15.85</u>	<u>25.65</u>	<u>31.80</u>
Between Lopez, Shaw, or Orcas	<u>1.65</u>	<u>2.75</u>	<u>4.90</u>	<u>9.80</u>	<u>16.35</u>	<u>20.45</u>
Sidney to Lopez	<u>8.05</u>	<u>16.80</u>				
Shaw or Orcas	<u>7.65</u>	<u>16.25</u>	<u>20.15</u>	<u>42.40</u>	<u>67.80</u>	<u>84.75</u>
Friday Harbor	<u>7.20</u>	<u>15.55</u>				

~~These routes operate on one-way only toll collection system.)~~

WSR 81-15-101
PROPOSED RULES
HORSE RACING COMMISSION
 [Filed July 22, 1981]

Notice is hereby given in accordance with the provisions of RCW 34.04.025, that the Washington Horse Racing Commission intends to adopt, amend, or repeal rules concerning the amending of WAC 260-12-050 to provide authority to the Washington Horse Racing Commission to modify race dates granted to racing associations and the adoption of WAC 260-48-328 establishing rules for conducting wagering on a Trifecta basis; and that the adoption, amendment, or repeal of such rules will take place at 10:00 a.m., Tuesday, August 25, 1981, in the Marriott Hotel, 3201 South 176th, Seattle, WA 98188.

The authority under which these rules are proposed is RCW 67.16.020 and 67.16.040.

Interested person may submit data, views, or arguments to this agency in writing to be received by this agency prior to August 24, 1981, and/or orally at 10:00 a.m., Tuesday, August 25, 1981, in the Marriott Hotel, 3201 South 176th, Seattle, WA 98188.

Dated: July 20, 1981

By: George McIvor
 Executive Secretary

STATEMENT OF PURPOSE

In the matter of amending WAC 260-12-050 and adopting WAC 260-48-328, relating to the rules of horse racing.

WAC 260-12-050 is proposed for amendment and WAC 260-48-328 for adoption, as indicated in the notice of intention to amend and adopt rules filed this date with the Code Reviser.

This rule amendment and the new section are proposed pursuant to RCW 67.16.020 and 67.16.040 under the general rule-making authority of the Washington Horse Racing Commission. The proposed amendment to WAC 260-12-050 is intended to provide explicit authority to the commission to modify race dates granted to racing associations. WAC 260-48-328 establishes rules for conducting wagering on a Trifecta basis.

George McIvor, Executive Secretary, Suites B and C, 210 East Union Avenue, Olympia, Washington 98504 (Tel. No. 206-753-3741) and members of his staff were responsible for the drafting of the proposed rule amendment and new rule and are to be responsible for implementation and enforcement of the rules.

The proponent of these rules is the Washington Horse Racing Commission.

There are no comments or recommendations being submitted inasmuch as these rules are

being proposed pursuant to existing statutory authority.

This certifies that copies of this statement are on file with the commission, are available for public inspection, and that three copies of this statement are this date being forwarded to the Secretary of the Senate and to the Chief Clerk of the House of Representatives.

NEW SECTION

WAC 260-48-328 TRIFECTA RULES. (1) Trifecta means a betting transaction in which the purchaser of a ticket undertakes to select in the exact order of finish the first three horses to finish a race on which the feature is operated.

(2) No Trifecta feature pool shall be operated on any race when there is an entry or mutuel field.

(3) No association shall offer to sell Trifecta tickets on any race when there are less than three horses scheduled to start.

(4) Subject to these regulations, a Trifecta ticket is void when the purchaser of such ticket fails to select the exact order of finish of the first three horses.

(5) The Trifecta is not a parlay and has no connection with or relation to the win, place and show pools. All tickets on the Trifecta will be calculated in an entirely separate pool.

(6) The pay-out price for a Trifecta pool shall be calculated in the following manner:

(a) The legal percentages shall be deducted from the total amount bet in any such pool to determine a net pool;

(b) The net pool shall be divided by the value of tickets bet on the winning combination; and

(c) The quotient obtained pursuant to paragraph (b) of this subsection shall be multiplied by the purchase price of each ticket on the winning combination.

(7)(a) When there are no tickets sold in a Trifecta feature pool coupling the horses finishing first, second, and third in the exact order of the official result, the Trifecta pool shall be calculated in accordance with subsection (6) of this section, except that the net pool shall be divided by the value of tickets sold in that pool on horses on which tickets have been sold, coupled in a combination finishing nearest the official order of finish.

(b) The following sequence based on the official order of finish shall be used to determine such combination:

(i) First, second, and fourth;

(ii) First, third, and fourth;

(iii) Second, third, and fourth;

(iv) First, second, and fifth;

(v) First, third, and fifth;

(vi) First, fourth, and fifth; and

(vii) Sequentially thereafter.

(c) When only two horses finish in a race on which Trifecta feature is operated, the pool shall be calculated in accordance with subsection (6) of this section, except that the net pool shall be divided by the value of tickets sold in the pool on horses selected to finish first and second in the exact order of the official result, coupled with any other horse that started in the race.

(d) When only one horse finishes in a race on which Trifecta feature is operated, the pool shall be calculated in accordance with subsection (6) of this section, except that the net pool shall be divided by the value of tickets sold in the Trifecta pool selecting that horse to finish first, coupled with any two other horses started in the race.

AMENDATORY SECTION (Amending Rules of racing, filed 4/21/61)

WAC 260-12-050 EXECUTION, FILING, OF APPLICATION FOR LICENSE. Application to the Washington horse racing commission for a license to conduct a race meeting during the next succeeding season of racing must be filed with the secretary of the commission, over the signature of an executive officer of the association not later than February 1st. Once a license is granted, the commission may at any time, upon a showing of good cause, extend, reduce or

otherwise modify the dates over which a racing association may conduct a race meet pursuant to that license.

WSR 81-15-102
EMERGENCY RULES
DEPARTMENT OF FISHERIES
[Order 81-56—Filed July 22, 1981]

I, Rolland A. Schmitt, director of the State Department of Fisheries, do promulgate and adopt at Olympia, Washington, the annexed rules relating to commercial fishing regulations.

I, Rolland A. Schmitt, find that an emergency exists and that the foregoing order is necessary for the preservation of the public health, safety, or general welfare and that observance of the requirements of notice and opportunity to present views on the proposed action would be contrary to public interest. A statement of the facts constituting such emergency is restrictions in Areas 4B, 5, 6, 6A, 6C, 7, and 7A are for protection of adult Fraser River chinook salmon. Restrictions in 6B, 9, 10 and 11 are for protection of Lake Washington Sockeye and Nisqually pink salmon stocks. Restrictions in Areas 8, 10B, 10C, 10D, Skagit River and Cedar River are for protection of Puget Sound sockeye stock. Restrictions in Area 6D, 7C, 12C, 12D and various other rivers are for protection of Puget Sound origin chinook stocks.

Such rules are therefore adopted as emergency rules to take effect upon filing with the code reviser.

This rule is promulgated pursuant to RCW 75.08.080 and is intended to administratively implement that statute.

The undersigned hereby declares that he has complied with the provisions of the Open Public Meetings Act (chapter 42.30 RCW), the Administrative Procedure Act (chapter 34.04 RCW) or the Higher Education Administrative Procedure Act (chapter 28B.19 RCW), as appropriate, and the State Register Act (chapter 34.08 RCW).

APPROVED AND ADOPTED July 21, 1981.

By R. A. Schmitt
Director

NEW SECTION

WAC 220-28-100 PUGET SOUND COMMERCIAL FISHERY RESTRICTIONS. *It is unlawful for treaty Indian fishermen to take, fish for or possess salmon for commercial purposes in the following Puget Sound Salmon Management and Catch Reporting Areas except in accordance with the following restrictions:*

Area 4B – Troll-caught chinook under 24 inches in length and troll-caught coho under 16 inches in length must be released. Drift gill nets restricted to 5-7/8-inch maximum mesh and all other net gear except marine set nets must release chinook over 28 inches in length when open.

Areas 5, 6, 6A – Drift gill nets restricted to 5-7/8-inch maximum mesh and all other

net gear except marine set nets must release chinook over 28 inches in length when open.

**Area 6B – Gill nets restricted to 7-1/2-inch minimum mesh and purse seines prohibited.*

Area 6C – Drift gill nets restricted to 5-7/8-inch maximum mesh and all other net gear except marine set nets must release chinook over 28 inches in length when open.

Areas 6D – Gill nets restricted to 6-inch maximum mesh size when open.

Areas 7 and 7A – Drift gill nets restricted to 5-7/8-inch maximum mesh and all other net gear must release chinook over 28 inches in length when open.

Area 7C – Closed to all commercial fishing southeasterly of a line projected from the mouth of Oyster Creek 237 degrees true to a fishing boundary marker on Samish Island.

Area 8 – Gill nets restricted to 6-1/2-inch minimum mesh and all other net gear must release all sockeye when open through August 1.

**Area 9 – Gill nets restricted to 7-1/2-inch minimum mesh and purse seines prohibited.*

**Area 10 – Gill nets restricted to 6-1/2-inch minimum mesh through July 25 when open. Effective July 26, gill nets restricted to 7-1/2-inch minimum mesh when open.*

Purse seines must release all sockeye through July 25 when open. Effective July 26, purse seines prohibited.

Areas 10B, 10C, 10D – Closed to all commercial fishing.

**Area 11 – Effective July 26, gill nets restricted to 7-1/2-inch minimum mesh when open and purse seines prohibited.*

Areas 12C – Closed to all commercial fishing within 1,000 feet of western shore between Hoodspout Marina Dock and Warfield Trailer Park, and within 1/4 mile of a line connecting the outermost points of Dewatto Bay including Dewatto Bay.

Area 12D – Closed to all commercial fishing.

Cascade River, Cedar River – Closed to all commercial fishing.

Dungeness River – Gill nets restricted to 6-inch maximum mesh.

Minter Creek – Closed to all commercial fishing.

Samish River – Closed to all commercial fishing.

Skagit River – Gill nets restricted to 6-1/2-inch minimum mesh and all other net gear must release sockeye in that portion downstream of the Old Faber Ferry Landing. Closed to all commercial fishing above Old Faber Ferry Landing.

White River – Closed to all commercial fishing.

**Clallam River, Deep Creek, Hoko River, Lyre River, Pysht River, Sail River, Salt Creek, Sekiu River, East Twin River, West Twin River - Closed to all commercial fishing.*

REPEALER

The following sections of the Washington Administrative Code are repealed:

- WAC 220-28-004B0U MESH RESTRICTION (81-43)
 WAC 220-28-00500Z MESH RESTRICTION (81-45)
 WAC 220-28-00600X MESH RESTRICTION (81-50)
 WAC 220-28-006A0V MESH RESTRICTION (81-50)
 WAC 220-28-006B0U CLOSED AREA (81-38)
 WAC 220-28-006C0R MESH RESTRICTION (81-45)
 WAC 220-28-006D0I MESH RESTRICTION (81-52)
 WAC 220-28-006F0M MESH RESTRICTION (81-52)
 WAC 220-28-00700S MESH RESTRICTION (81-50)
 WAC 220-28-007A0R MESH RESTRICTION (81-50)
 WAC 220-28-007B0V MESH RESTRICTION (81-45)
 WAC 220-28-007C0Z CLOSED AREA (81-47)
 WAC 220-28-007G0J CLOSED AREA (81-47)
 WAC 220-28-00800E CLOSED AREA (81-38)
 WAC 220-28-008F0P CLOSED AREA (81-38)
 WAC 220-28-00900M CLOSED AREA (81-38)
 WAC 220-28-01000U CLOSED AREA (81-38)
 WAC 220-28-010A0S CLOSED AREA (81-38)
 WAC 220-28-010B0V CLOSED AREA (81-38)
 WAC 220-28-010C0R CLOSED AREA (81-38)
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 WAC 220-28-013A0F CLOSED AREA (81-54)
 WAC 220-28-013F0B CLOSED AREA (81-54)

WSR 81-15-103
EMERGENCY RULES
DEPARTMENT OF FISHERIES
 [Order 81-57—Filed July 22, 1981]

I, Rolland A. Schmitten, director of the State Department of Fisheries, do promulgate and adopt at Olympia, Washington, the annexed rules relating to commercial fishing regulations.

I, Rolland A. Schmitten, find that an emergency exists and that the foregoing order is necessary for the preservation of the public health, safety, or general welfare and that observance of the requirements of notice

and opportunity to present views on the proposed action would be contrary to public interest. A statement of the facts constituting such emergency is scheduled fisheries in Areas 4B, 5, 6, 6A, 6C, 7, 7A and 7D are currently under IPSFC control. All other Puget Sound areas are closed to all-citizen commercial fishing to prevent overharvest of salmon stocks.

Such rules are therefore adopted as emergency rules to take effect upon filing with the code reviser.

This rule is promulgated pursuant to RCW 75.08.080 and is intended to administratively implement that statute.

The undersigned hereby declares that he has complied with the provisions of the Open Public Meetings Act (chapter 42.30 RCW), the Administrative Procedure Act (chapter 34.04 RCW) or the Higher Education Administrative Procedure Act (chapter 28B.19 RCW), as appropriate, and the State Register Act (chapter 34.08 RCW).

APPROVED AND ADOPTED July 21, 1981.

By R. A. Schmitten
 Director

NEW SECTION

WAC 220-47-600 PUGET SOUND ALL-CITIZEN COMMERCIAL SALMON FISHERY—WEEK OF JULY 19, 1981. Notwithstanding the provisions of WAC 220-47-403, effective July 19 through July 25, 1981, it is unlawful to take, fish for or possess salmon for commercial purposes in the following Puget Sound Salmon Management and Catch Reporting Areas except in accordance with the following restrictions:

Areas 4B, 5, 6, 6A - Closed except under International Pacific Salmon Fisheries Commission (IPSFC) and United States Department of Commerce (USDOC) rules set forth in Emergency Order 81-48. It is unlawful for gill nets to have a mesh size greater than 5-7/8 inches. All chinook salmon taken with purse seine gear must be released immediately.

Area 6B - Closed.

Area 6C - Closed except under IPSFC and USDOC rules set forth in Emergency Order 81-48. It is unlawful for gill nets to have a mesh size greater than 5-7/8 inches. All chinook salmon taken with purse seine gear must be released immediately.

Area 6D - Closed.

Areas 7 and 7A - Closed except under IPSFC and USDOC rules set forth in Emergency Order 81-48. It is unlawful for gill nets to have a mesh size greater than 5-7/8 inches. All chinook salmon taken with purse seine or reef net gear must be released immediately.

Areas 7B and 7C - Closed.

Area 7D - Closed except under IPSFC and USDOC rules set forth in Emergency Order 81-48. It is unlawful for gill nets to have a mesh size greater than 5-7/8 inches. All

chinook salmon taken with purse seine gear must be released immediately.

*Areas 8, 8A, 9, 9A, 10, 10A, 10B, 10C, 10D, 10E, 11, 11A, 12, 12A, 12B, 12C, 12D, 13, 13A, 13B, and all freshwater areas
- Closed.*

WSR 81-15-104

ATTORNEY GENERAL OPINION

Cite as: AGO 1981 No. 8

[July 21, 1981]

DISTRICTS—SCHOOL—EMPLOYEES—INSURANCE—COLLECTIVE BARGAINING—CONTINUATION OF PREVIOUS RATE FOR EMPLOYEES' INSURANCE BENEFITS

In the event that a certain school district previously entered into a collective bargaining agreement covering its employees under which the district agreed, among other things, to make monthly payments for employees' insurance benefits at a rate in excess of \$121 per full-time equivalent staff unit per month, and the collective bargaining agreement is now open for renegotiation, the district need not now negotiate a decrease in insurance benefits instead of continuing at the same rate in order to avoid a conflict with either chapter 16, Laws of 1981 (SHB 166) or the budget appropriation in § 92, chapter 340, Laws of 1981 (SSB 3636).

Requested by:

Honorable Frank J. Warnke
St. Rep., 30th District
29457-51st Avenue S.
Auburn, Washington 98002

Table of WAC Sections Affected

KEY TO TABLE

Symbols:

- AMD = Amendment of existing section
- NEW = New section not previously codified
- REP = Repeal of existing section
- AM/DE = Amendment and Decodification of existing section
- RECOD = Recodification of previously codified section
- REMOV = Removal of rule pursuant to RCW 34.04.050(5)
- REVIEW = Review of previously adopted rule

Suffixes:

- P = Proposed action
- E = Emergency action
- W = Withdrawal of proposed action
- No suffix means permanent action

This table covers the current calendar year through this issue of the Register and should be used to locate rules amended, adopted, or repealed subsequent to the publication date of the latest WAC or Supplement.

WAC # shows the section number under which an agency rule is or will be codified in the Washington Administrative Code.

WSR # shows the issue of the Washington State Register where the document may be found; the last three digits show the sequence of the document within the issue.

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1-13-005	AMD-P	81-11-069	16-224-003	REP	81-15-057	16-316-326	AMD-P	81-08-059
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1-13-130	AMD-P	81-11-069	16-231-025	AMD-P	81-03-070	16-316-482	REP	81-15-032
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16-316-550	REP	81-15-032	16-620-210	AMD-P	81-15-091	106-116-305	AMD-P	81-04-050
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132B-12-258	REP	81-10-008	132B-276-040	AMD	81-10-008	132H-160-040	AMD-E	81-13-004
132B-12-261	REP-P	81-04-005	132F-08-001	AMD-P	81-07-007	132H-160-040	AMD-P	81-14-002
132B-12-261	REP	81-10-008	132F-08-001	AMD-P	81-10-063	132H-160-050	AMD-P	81-08-066
132B-12-264	REP-P	81-04-005	132F-08-001	AMD-P	81-11-058	132H-160-050	AMD	81-11-013
132B-12-264	REP	81-10-008	132F-08-001	AMD	81-14-072	132H-160-050	AMD-E	81-13-004
132B-12-267	REP-P	81-04-005	132F-08-080	AMD-P	81-07-007	132H-160-050	AMD-P	81-14-002
132B-12-267	REP	81-10-008	132F-08-080	AMD-P	81-10-063	132H-160-110	REP-P	81-08-066
132B-12-270	REP-P	81-04-005	132F-08-080	AMD-P	81-11-058	132H-160-110	REP	81-11-013
132B-12-270	REP	81-10-008	132F-08-080	AMD	81-14-072	132H-160-130	REP-P	81-08-066
132B-12-273	REP-P	81-04-005	132F-08-120	AMD-P	81-07-007	132H-160-130	REP	81-11-013
132B-12-273	REP	81-10-008	132F-08-120	AMD-P	81-10-063	132H-160-160	REP-P	81-08-066
132B-12-276	REP-P	81-04-005	132F-08-120	AMD-P	81-11-058	132H-160-160	REP	81-11-013
132B-12-276	REP	81-10-008	132F-08-120	AMD	81-14-072	132H-160-250	AMD-P	81-08-066
132B-12-279	REP-P	81-04-005	132F-08-140	AMD-P	81-07-007	132H-160-250	AMD	81-11-013
132B-12-279	REP	81-10-008	132F-08-140	AMD-P	81-10-063	132H-160-260	AMD-P	81-08-066
132B-12-282	REP-P	81-04-005	132F-08-140	AMD-P	81-11-058	132H-160-260	AMD	81-11-013
132B-12-282	REP	81-10-008	132F-08-140	AMD	81-14-072	132H-160-310	AMD-P	81-08-066
132B-12-285	REP-P	81-04-005	132F-104-030	AMD-P	81-07-008	132H-160-310	AMD	81-11-013
132B-12-285	REP	81-10-008	132F-104-030	AMD-P	81-10-062	132H-160-430	AMD-P	81-08-066
132B-12-288	REP-P	81-04-005	132F-104-030	AMD-P	81-11-056	132H-160-430	AMD	81-11-013
132B-12-288	REP	81-10-008	132F-104-030	AMD	81-14-073	132H-160-480	REP-P	81-08-066
132B-12-291	REP-P	81-04-005	132F-104-810	AMD-P	81-07-008	132H-160-480	REP	81-11-013
132B-12-291	REP	81-10-008	132F-104-810	AMD-P	81-10-062	132J-116-040	AMD-P	81-09-062
132B-12-294	REP-P	81-04-005	132F-104-810	AMD-P	81-11-056	132J-116-040	AMD	81-14-011
132B-12-294	REP	81-10-008	132F-104-810	AMD	81-14-073	132J-116-050	AMD-P	81-09-062
132B-12-297	REP-P	81-04-005	132F-104-811	AMD-P	81-07-008	132J-116-050	AMD	81-14-011
132B-12-297	REP	81-10-008	132F-104-811	AMD-P	81-10-062	132J-116-060	AMD-P	81-09-062
132B-12-300	REP-P	81-04-005	132F-104-811	AMD-P	81-11-056	132J-116-060	AMD	81-14-011
132B-12-300	REP	81-10-008	132F-104-811	AMD	81-14-073	132J-116-220	AMD-P	81-09-062
132B-12-303	REP-P	81-04-005	132F-104-812	AMD-P	81-07-008	132J-116-220	AMD	81-14-011
132B-12-303	REP	81-10-008	132F-104-812	AMD-P	81-10-062	132K-20-070	AMD-P	81-03-023
132B-12-306	REP-P	81-04-005	132F-104-812	AMD-P	81-11-056	132K-20-070	AMD	81-07-025
132B-12-306	REP	81-10-008	132F-104-812	AMD	81-14-073	132K-28-010	REP-P	81-06-029
132B-12-309	REP-P	81-04-005	132F-104-813	AMD-P	81-07-008	132K-28-010	REP	81-09-028
132B-12-309	REP	81-10-008	132F-104-813	AMD-P	81-10-062	132K-112-200	REP-P	81-03-022
132B-12-312	REP-P	81-04-005	132F-104-813	AMD-P	81-11-056	132K-112-200	REP-P	81-07-024
132B-12-312	REP	81-10-008	132F-104-813	AMD	81-14-073	132K-112-200	REP	81-10-022
132B-12-315	REP-P	81-04-005	132F-104-814	AMD-P	81-07-008	132L-26	AMD-P	81-11-024
132B-12-315	REP	81-10-008	132F-104-814	AMD-P	81-10-062	132L-26-010	AMD-P	81-08-041
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132B-12-318	REP	81-10-008	132F-104-814	AMD	81-14-073	132L-26-010	AMD	81-13-021
132B-12-321	REP-P	81-04-005	132F-104-815	AMD-P	81-07-008	132L-26-030	AMD	81-03-036
132B-12-321	REP	81-10-008	132F-104-815	AMD-P	81-10-062	132L-26-035	AMD	81-03-036
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132B-12-324	REP	81-10-008	132F-104-815	AMD	81-14-073	132L-26-040	AMD-E	81-13-020
132B-12-327	REP-P	81-04-005	132F-104-818	AMD-P	81-07-008	132L-26-040	AMD	81-13-021
132B-12-327	REP	81-10-008	132F-104-818	AMD-P	81-10-062	132L-26-050	AMD	81-03-036
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132B-12-330	REP	81-10-008	132F-104-818	AMD	81-14-073	132L-26-050	AMD	81-13-021
132B-12-333	REP-P	81-04-005	132F-104-819	AMD-P	81-07-008	132L-26-060	AMD-P	81-08-041
132B-12-333	REP	81-10-008	132F-104-819	AMD-P	81-10-062	132L-26-060	AMD-E	81-13-020
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132B-12-336	REP	81-10-008	132F-104-819	AMD	81-14-073	132L-26-075	AMD-P	81-08-041
132B-12-339	REP-P	81-04-005	132F-136-020	AMD-P	81-07-023	132L-26-075	AMD-E	81-13-020
132B-12-339	REP	81-10-008	132F-136-020	AMD-P	81-10-064	132L-26-075	AMD	81-13-021
132B-12-342	REP-P	81-04-005	132F-136-020	AMD	81-12-008	132L-26-080	AMD-E	81-13-020
132B-12-342	REP	81-10-008	132F-136-040	AMD-P	81-07-023	132L-26-080	AMD	81-13-021
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132B-12-348	REP-P	81-04-005	132F-136-050	AMD-P	81-07-023	132L-112-280	AMD	81-03-037
132B-12-348	REP	81-10-008	132F-136-050	AMD-P	81-10-064	132L-128-030	AMD-P	81-09-029
132B-12-351	REP-P	81-04-005	132F-136-050	AMD	81-12-008	132L-128-030	AMD	81-13-019
132B-12-351	REP	81-10-008	132H-105-010	AMD-P	81-15-058	132L-128-060	AMD-P	81-09-029
132B-12-354	REP-P	81-04-005	132H-120-060	AMD-P	81-08-065	132L-128-060	AMD	81-13-019
132B-12-354	REP	81-10-008	132H-120-060	AMD-P	81-11-012	132L-128-070	AMD-P	81-09-029
132B-12-357	REP-P	81-04-005	132H-120-060	AMD-P	81-13-008	132L-128-070	AMD	81-13-019
132B-12-357	REP	81-10-008	132H-120-200	AMD-P	81-03-077	132M-104-010	AMD-W	81-04-026
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132M-112-011	NEW-P	81-10-054	132M-150-036	REP-W	81-04-026	132S-12-055	NEW	81-13-023
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132M-115-040	NEW-W	81-04-026	132M-160-030	REP-P	81-10-054	132V-22-200	AMD	81-08-002
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132M-116-010	AMD-W	81-04-026	132M-168-010	REP-W	81-04-026	132W-149-020	REP-P	81-13-036
132M-116-010	AMD-P	81-10-054	132M-168-010	REP-P	81-10-054	132W-149-022	REP-P	81-13-036
132M-120-060	AMD-W	81-04-026	132M-168-020	REP-W	81-04-026	132W-149-024	REP-P	81-13-036
132M-120-060	REP-P	81-10-054	132M-168-020	REP-P	81-10-054	132W-149-026	REP-P	81-13-036
132M-120-070	AMD-W	81-04-026	132M-168-030	REP-W	81-04-026	132W-149-030	REP-P	81-13-036
132M-120-070	AMD-P	81-10-054	132M-168-030	REP-P	81-10-054	132W-149-040	REP-P	81-13-036
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132M-120-090	REP-P	81-10-054	132M-168-050	REP-W	81-04-026	132W-149-080	REP-P	81-13-036
132M-136-010	REP-W	81-04-026	132M-168-050	REP-P	81-10-054	132W-149-090	REP-P	81-13-036
132M-136-010	REP-P	81-10-054	132P-33-010	NEW-P	81-12-031	132W-149-100	REP-P	81-13-036
132M-136-020	AMD-W	81-04-026	132P-33-020	NEW-P	81-12-031	132W-149-110	REP-P	81-13-036
132M-136-020	AMD-P	81-10-054	132P-33-030	NEW-P	81-12-031	132W-149-120	REP-P	81-13-036
132M-136-030	AMD-W	81-04-026	132P-33-040	NEW-P	81-12-031	132W-149-130	REP-P	81-13-036
132M-136-040	REP-W	81-04-026	132P-33-050	NEW-P	81-12-031	132Y-20-010	NEW-P	81-14-043
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132M-136-060	AMD-P	81-10-054	132P-33-090	NEW-P	81-12-031	132Y-100-012	NEW-P	81-14-044
132M-136-070	AMD-W	81-04-026	132P-33-100	NEW-P	81-12-031	132Y-100-016	NEW-P	81-14-044
132M-136-070	REP-P	81-10-054	132P-33-110	NEW-P	81-12-031	132Y-100-020	NEW-P	81-14-044
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132M-136-090	AMD-W	81-04-026	132P-33-130	NEW-P	81-12-031	132Y-100-028	NEW-P	81-14-044
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132M-150-006	REP-P	81-10-054	132P-33-190	NEW-P	81-12-031	132Y-100-052	NEW-P	81-14-044
132M-150-009	REP-W	81-04-026	132P-33-200	NEW-P	81-12-031	132Y-100-056	NEW-P	81-14-044
132M-150-009	REP-P	81-10-054	132P-33-210	NEW-P	81-12-031	132Y-100-060	NEW-P	81-14-044
132M-150-012	REP-W	81-04-026	132P-33-220	NEW-P	81-12-031	132Y-100-064	NEW-P	81-14-044
132M-150-012	REP-P	81-10-054	132P-33-230	NEW-P	81-12-031	132Y-100-068	NEW-P	81-14-044
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132M-150-018	REP-W	81-04-026	132P-33-260	NEW-P	81-12-031	132Y-100-080	NEW-P	81-14-044
132M-150-018	REP-P	81-10-054	132P-33-270	NEW-P	81-12-031	132Y-100-084	NEW-P	81-14-044
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132M-150-021	REP-P	81-10-054	132P-33-290	NEW-P	81-12-031	132Y-100-092	NEW-P	81-14-044
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132M-150-024	REP-P	81-10-054	132P-33-310	NEW-P	81-12-031	132Y-100-100	NEW-P	81-14-044
132M-150-027	REP-W	81-04-026	132P-33-320	NEW-P	81-12-031	132Y-100-104	NEW-P	81-14-044
132M-150-027	REP-P	81-10-054	132P-33-330	NEW-P	81-12-031	132Y-100-108	NEW-P	81-14-044
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172-114-030	AMD 81-03-012	173-490-040	AMD 81-03-003	180-16-220	AMD-P 81-04-046
172-114-040	AMD 81-03-012	173-490-203	AMD 81-03-003	180-16-220	AMD 81-08-026
172-114-050	AMD 81-03-012	173-511-010	NEW 81-04-028	180-44-030	REP-P 81-08-049
172-114-060	AMD 81-03-012	173-511-020	NEW 81-04-028	180-44-030	REP 81-12-022
172-114-070	AMD 81-03-012	173-511-030	NEW 81-04-028	180-46-015	AMD-P 81-08-050
172-114-080	AMD 81-03-012	173-511-040	NEW 81-04-028	180-46-015	AMD 81-12-023
172-114-090	AMD 81-03-012	173-511-050	NEW 81-04-028	180-46-030	AMD-P 81-08-050
172-114-100	REP 81-03-012	173-511-060	NEW 81-04-028	180-46-030	AMD 81-12-023
172-114-110	REP 81-03-012	173-511-070	NEW 81-04-028	180-46-045	AMD-P 81-08-050
172-120-010	AMD 81-06-023	173-511-080	NEW 81-04-028	180-46-045	AMD 81-12-023
172-120-020	AMD 81-06-023	173-511-090	NEW 81-04-028	180-46-060	REP-P 81-08-050
172-120-040	AMD 81-06-023	173-511-100	NEW 81-04-028	180-46-060	REP 81-12-023
172-120-050	AMD 81-06-023	173-515	NEW-P 81-09-020	180-46-065	NEW-P 81-08-050
172-120-060	AMD 81-06-023	173-515	NEW-P 81-13-009	180-46-065	NEW 81-12-023
172-120-070	AMD 81-06-023	174-116-115	AMD-P 81-15-016	180-55-005	NEW-P 81-04-044
172-120-080	AMD 81-06-023	174-136-130	NEW-P 81-08-032	180-55-005	NEW 81-08-027
172-120-090	AMD 81-06-023	174-136-130	NEW 81-12-019	180-55-010	NEW-P 81-04-044
172-120-100	AMD 81-06-023	174-136-140	NEW 81-12-019	180-55-010	NEW 81-08-027
172-120-110	AMD 81-06-023	174-136-140	NEW-P 81-08-032	180-55-015	NEW-P 81-04-044
172-120-120	AMD 81-06-023	174-162-305	NEW-P 81-10-060	180-55-015	NEW 81-08-027
172-120-130	AMD 81-06-023	174-162-305	NEW-P 81-13-048	180-55-020	NEW-P 81-04-044
172-120-140	AMD 81-06-023	174-162-305	NEW 81-15-017	180-55-020	NEW 81-08-027
173-06-065	NEW-P 81-06-048	180-08-005	NEW-P 81-13-003	180-55-025	NEW-P 81-04-044
173-06-065	NEW-E 81-06-049	180-08-010	REP-P 81-13-003	180-55-025	NEW 81-08-027
173-06-065	NEW 81-09-056	180-08-020	REP-P 81-13-003	180-55-030	NEW-P 81-04-044
173-14-140	AMD 81-04-027	180-08-030	REP-P 81-13-003	180-55-030	NEW 81-08-027
173-14-150	AMD 81-04-027	180-08-040	REP-P 81-13-003	180-55-035	NEW-P 81-04-044
173-14-155	NEW 81-04-027	180-08-050	REP-P 81-13-003	180-55-035	NEW 81-08-027
173-14-180	AMD 81-04-027	180-08-060	REP-P 81-13-003	180-55-040	NEW-P 81-04-044
173-14-190	REP 81-04-027	180-08-070	REP-P 81-13-003	180-55-040	NEW 81-08-027
173-19-120	AMD-P 81-12-055	180-08-080	REP-P 81-13-003	180-55-045	NEW-P 81-04-044
173-19-120	AMD 81-15-062	180-08-090	REP-P 81-13-003	180-55-045	NEW 81-08-027
173-19-210	AMD-W 81-04-065	180-08-100	REP-P 81-13-003	180-55-050	NEW-P 81-04-044
173-19-210	AMD-P 81-09-079	180-08-110	REP-P 81-13-003	180-55-050	NEW 81-08-027
173-19-210	AMD 81-13-055	180-08-120	REP-P 81-13-003	180-55-055	NEW-P 81-04-044
173-19-2102	AMD-P 81-12-053	180-08-130	REP-P 81-13-003	180-55-055	NEW 81-08-027
173-19-2503	AMD-P 81-08-071	180-08-140	REP-P 81-13-003	180-55-060	NEW-P 81-04-044
173-19-2503	AMD 81-11-027	180-08-230	REP-P 81-13-003	180-55-060	NEW 81-08-027
173-19-2511	AMD-W 81-08-004	180-08-240	REP-P 81-13-003	180-55-065	NEW-P 81-04-044
173-19-2515	AMD-W 81-08-004	180-08-250	REP-P 81-13-003	180-55-065	NEW 81-08-027
173-19-2515	AMD-P 81-08-071	180-08-260	REP-P 81-13-003	180-55-070	NEW-P 81-04-044
173-19-2515	AMD 81-11-028	180-08-270	REP-P 81-13-003	180-55-070	NEW 81-08-027
173-19-2521	AMD-P 81-02-050	180-08-280	REP-P 81-13-003	180-55-075	NEW-P 81-04-044
173-19-2521	AMD 81-06-051	180-08-290	REP-P 81-13-003	180-55-075	NEW 81-08-027
173-19-2521	AMD-P 81-08-071	180-08-300	REP-P 81-13-003	180-55-080	NEW-P 81-04-044
173-19-2521	AMD 81-11-029	180-08-310	REP-P 81-13-003	180-55-080	NEW 81-08-027
173-19-2604	AMD-P 81-09-080	180-08-320	REP-P 81-13-003	180-55-085	NEW-P 81-04-044
173-19-2604	AMD 81-13-015	180-08-330	REP-P 81-13-003	180-55-085	NEW 81-08-027
173-19-3506	AMD-W 81-08-004	180-08-340	REP-P 81-13-003	180-55-090	NEW-P 81-04-044
173-19-3514	AMD-P 81-03-080	180-08-350	REP-P 81-13-003	180-55-090	NEW 81-08-027
173-19-3514	AMD 81-08-005	180-08-360	REP-P 81-13-003	180-55-095	NEW-P 81-04-044
173-19-360	AMD-P 81-05-034	180-08-370	REP-P 81-13-003	180-55-095	NEW 81-08-027
173-19-360	AMD-P 81-09-019	180-08-380	REP-P 81-13-003	180-55-100	NEW-P 81-04-044
173-19-360	AMD 81-09-057	180-08-390	REP-P 81-13-003	180-55-100	NEW 81-08-027
173-19-370	AMD-W 81-08-004	180-08-400	REP-P 81-13-003	180-55-105	NEW-P 81-04-044
173-19-3701	AMD-P 81-09-081	180-08-410	REP-P 81-13-003	180-55-105	NEW 81-08-027
173-19-3701	AMD-P 81-13-014	180-08-420	REP-P 81-13-003	180-55-110	NEW-P 81-04-044
173-19-3701	AMD 81-15-006	180-08-430	REP-P 81-13-003	180-55-110	NEW 81-08-027
173-19-3707	NEW-P 81-12-054	180-08-440	REP-P 81-13-003	180-55-115	NEW-P 81-04-044
173-19-400	AMD-P 81-02-050	180-08-450	REP-P 81-13-003	180-55-115	NEW 81-08-027

Table of WAC Sections Affected

WAC #	WSR #	WAC #	WSR #	WAC #	WSR #			
212-52-090	AMD	81-03-081	212-56-040	REP-P	81-03-051	212-58-065	REP-P	81-03-051
212-52-095	AMD	81-03-081	212-56-040	REP	81-14-010	212-58-065	REP	81-14-010
212-52-100	AMD	81-03-081	212-56-045	REP-P	81-03-051	212-58-070	REP-P	81-03-051
212-52-105	AMD	81-03-081	212-56-045	REP	81-14-010	212-58-070	REP	81-14-010
212-52-110	AMD	81-03-081	212-56-050	REP-P	81-03-051	212-59	REP-P	81-06-022
212-52-115	AMD	81-03-081	212-56-050	REP	81-14-010	212-59	REP-P	81-08-017
212-52-120	AMD	81-03-081	212-56-055	REP-P	81-03-051	212-59	REP-P	81-11-034
212-52-125	AMD	81-03-081	212-56-055	REP	81-14-010	212-59-001	REP-P	81-03-051
212-54	NEW-P	81-06-022	212-56-060	REP-P	81-03-051	212-59-005	REP-P	81-03-051
212-54	NEW-P	81-08-017	212-56-060	REP	81-14-010	212-59-010	REP-P	81-03-051
212-54	NEW-P	81-11-034	212-56-065	REP-P	81-03-051	212-59-015	REP-P	81-03-051
212-54-001	NEW-P	81-03-051	212-56-065	REP	81-14-010	212-59-020	REP-P	81-03-051
212-54-005	NEW-P	81-03-051	212-57	REP-P	81-06-022	212-59-025	REP-P	81-03-051
212-54-010	NEW-P	81-03-051	212-57	REP-P	81-08-017	212-59-030	REP-P	81-03-051
212-54-015	NEW-P	81-03-051	212-57	REP-P	81-11-033	212-59-035	REP-P	81-03-051
212-54-020	NEW-P	81-03-051	212-57-001	REP-P	81-03-051	212-59-040	REP-P	81-03-051
212-54-025	NEW-P	81-03-051	212-57-001	REP	81-14-010	212-59-045	REP-P	81-03-051
212-54-030	NEW-P	81-03-051	212-57-005	REP-P	81-03-051	212-59-050	REP-P	81-03-051
212-54-035	NEW-P	81-03-051	212-57-005	REP	81-14-010	212-59-055	REP-P	81-03-051
212-54-040	NEW-P	81-03-051	212-57-010	REP-P	81-03-051	212-59-060	REP-P	81-03-051
212-54-045	NEW-P	81-03-051	212-57-010	REP	81-14-010	212-59-065	REP-P	81-03-051
212-54-050	NEW-P	81-03-051	212-57-015	REP-P	81-03-051	212-60	REP-P	81-06-022
212-54-055	NEW-P	81-03-051	212-57-015	REP	81-14-010	212-60	REP-P	81-08-017
212-54-060	NEW-P	81-03-051	212-57-020	REP-P	81-03-051	212-60	REP-P	81-11-034
212-54-065	NEW-P	81-03-051	212-57-020	REP	81-14-010	212-60-001	REP-P	81-03-051
212-54-070	NEW-P	81-03-051	212-57-025	REP-P	81-03-051	212-60-005	REP-P	81-03-051
212-54-075	NEW-P	81-03-051	212-57-025	REP	81-14-010	212-60-010	REP-P	81-03-051
212-54-080	NEW-P	81-03-051	212-57-030	REP-P	81-03-051	212-60-015	REP-P	81-03-051
212-54-085	NEW-P	81-03-051	212-57-030	REP	81-14-010	212-60-020	REP-P	81-03-051
212-54-090	NEW-P	81-03-051	212-57-035	REP-P	81-03-051	212-60-025	REP-P	81-03-051
212-54-095	NEW-P	81-03-051	212-57-035	REP	81-14-010	212-60-030	REP-P	81-03-051
212-54-100	NEW-P	81-03-051	212-57-040	REP-P	81-03-051	212-60-035	REP-P	81-03-051
212-55	NEW-P	81-06-022	212-57-040	REP	81-14-010	212-60-040	REP-P	81-03-051
212-55	NEW-P	81-08-017	212-57-045	REP-P	81-03-051	212-60-045	REP-P	81-03-051
212-55	NEW-P	81-11-034	212-57-045	REP	81-14-010	212-60-050	REP-P	81-03-051
212-55-001	NEW-P	81-03-051	212-57-050	REP-P	81-03-051	212-60-055	REP-P	81-03-051
212-55-005	NEW-P	81-03-051	212-57-050	REP	81-14-010	212-60-060	REP-P	81-03-051
212-55-010	NEW-P	81-03-051	212-57-055	REP-P	81-03-051	212-60-065	REP-P	81-03-051
212-55-015	NEW-P	81-03-051	212-57-055	REP	81-14-010	212-60-070	REP-P	81-03-051
212-55-020	NEW-P	81-03-051	212-57-060	REP-P	81-03-051	212-61	REP-P	81-06-022
212-55-025	NEW-P	81-03-051	212-57-060	REP	81-14-010	212-61	REP-P	81-08-017
212-55-030	NEW-P	81-03-051	212-57-065	REP-P	81-03-051	212-61	REP-P	81-11-034
212-55-035	NEW-P	81-03-051	212-57-065	REP	81-14-010	212-61-001	REP-P	81-03-051
212-55-040	NEW-P	81-03-051	212-57-070	REP-P	81-03-051	212-61-005	REP-P	81-03-051
212-55-045	NEW-P	81-03-051	212-57-070	REP	81-14-010	212-61-010	REP-P	81-03-051
212-55-050	NEW-P	81-03-051	212-58	REP-P	81-06-022	212-61-015	REP-P	81-03-051
212-55-055	NEW-P	81-03-051	212-58	REP-P	81-08-017	212-61-020	REP-P	81-03-051
212-55-060	NEW-P	81-03-051	212-58	REP-P	81-11-033	212-61-025	REP-P	81-03-051
212-55-065	NEW-P	81-03-051	212-58-001	REP-P	81-03-051	212-61-030	REP-P	81-03-051
212-55-070	NEW-P	81-03-051	212-58-001	REP	81-14-010	212-61-035	REP-P	81-03-051
212-55-075	NEW-P	81-03-051	212-58-005	REP-P	81-03-051	212-61-040	REP-P	81-03-051
212-55-080	NEW-P	81-03-051	212-58-005	REP	81-14-010	212-61-045	REP-P	81-03-051
212-55-085	NEW-P	81-03-051	212-58-010	REP-P	81-03-051	212-61-050	REP-P	81-03-051
212-55-090	NEW-P	81-03-051	212-58-010	REP	81-14-010	212-61-055	REP-P	81-03-051
212-55-095	NEW-P	81-03-051	212-58-015	REP-P	81-03-051	212-61-060	REP-P	81-03-051
212-56	REP-P	81-06-022	212-58-015	REP	81-14-010	212-61-065	REP-P	81-03-051
212-56	REP-P	81-08-017	212-58-020	REP-P	81-03-051	212-62	REP-P	81-06-022
212-56	REP-P	81-11-033	212-58-020	REP	81-14-010	212-62	REP-P	81-08-017
212-56-001	REP-P	81-03-051	212-58-025	REP-P	81-03-051	212-62	REP-P	81-11-034
212-56-001	REP	81-14-010	212-58-025	REP	81-14-010	212-62-001	REP-P	81-03-051
212-56-005	REP-P	81-03-051	212-58-030	REP-P	81-03-051	212-62-005	REP-P	81-03-051
212-56-005	REP	81-14-010	212-58-030	REP	81-14-010	212-62-010	REP-P	81-03-051
212-56-010	REP-P	81-03-051	212-58-035	REP-P	81-03-051	212-62-015	REP-P	81-03-051
212-56-010	REP	81-14-010	212-58-035	REP	81-14-010	212-62-020	REP-P	81-03-051
212-56-015	REP-P	81-03-051	212-58-040	REP-P	81-03-051	212-62-025	REP-P	81-03-051
212-56-015	REP	81-14-010	212-58-040	REP	81-14-010	212-62-030	REP-P	81-03-051
212-56-020	REP-P	81-03-051	212-58-045	REP-P	81-03-051	212-62-035	REP-P	81-03-051
212-56-020	REP	81-14-010	212-58-045	REP	81-14-010	212-62-040	REP-P	81-03-051
212-56-025	REP-P	81-03-051	212-58-050	REP-P	81-03-051	212-62-045	REP-P	81-03-051
212-56-025	REP	81-14-010	212-58-050	REP	81-14-010	212-62-050	REP-P	81-03-051
212-56-030	REP-P	81-03-051	212-58-055	REP-P	81-03-051	212-62-055	REP-P	81-03-051
212-56-030	REP	81-14-010	212-58-055	REP	81-14-010	212-62-060	REP-P	81-03-051
212-56-035	REP-P	81-03-051	212-58-060	REP-P	81-03-051	212-62-065	REP-P	81-03-051
212-56-035	REP	81-14-010	212-58-060	REP	81-14-010	212-62-070	REP-P	81-03-051

Table of WAC Sections Affected

WAC #		WSR #	WAC #		WSR #	WAC #		WSR #
212-63	REP-P	81-06-022	212-64-068	NEW-P	81-03-051	220-28-00500W	REP-E	81-13-011
212-63	REP-P	81-08-017	212-64-068	NEW	81-14-010	220-28-00500X	NEW-E	81-13-011
212-63	REP-P	81-11-033	212-64-069	NEW-P	81-03-051	220-28-00500Y	REP-E	81-14-004
212-63-001	REP-P	81-03-051	212-64-069	NEW	81-14-010	220-28-00500Y	NEW-E	81-14-004
212-63-001	REP	81-14-010	212-64-070	AMD-P	81-03-051	220-28-00500Z	REP-E	81-14-030
212-63-005	REP-P	81-03-051	212-64-070	AMD	81-14-010	220-28-00500Z	NEW-E	81-14-030
212-63-005	REP	81-14-010	212-65	NEW-P	81-06-022	220-28-00600U	REP-E	81-15-102
212-63-010	REP-P	81-03-051	212-65	NEW-P	81-08-017	220-28-00600U	NEW-E	81-09-035
212-63-010	REP	81-14-010	212-65	NEW-P	81-11-033	220-28-00600U	REP-E	81-13-011
212-63-015	REP-P	81-03-051	212-65-001	NEW-P	81-03-051	220-28-00600V	NEW-E	81-13-011
212-63-015	REP	81-14-010	212-65-001	NEW	81-14-010	220-28-00600V	REP-E	81-14-004
212-63-020	REP-P	81-03-051	212-65-005	NEW-P	81-03-051	220-28-00600W	NEW-E	81-14-004
212-63-020	REP	81-14-010	212-65-005	NEW	81-14-010	220-28-00600W	REP-E	81-15-014
212-63-025	REP-P	81-03-051	212-65-010	NEW-P	81-03-051	220-28-00600X	NEW-E	81-15-014
212-63-025	REP	81-14-010	212-65-010	NEW	81-14-010	220-28-00600X	REP-E	81-15-102
212-63-030	REP-P	81-03-051	212-65-015	NEW-P	81-03-051	220-28-006AOS	NEW-E	81-09-035
212-63-030	REP	81-14-010	212-65-015	NEW	81-14-010	220-28-006AOS	REP-E	81-13-011
212-63-035	REP-P	81-03-051	212-65-020	NEW-P	81-03-051	220-28-006AOT	NEW-E	81-13-011
212-63-035	REP	81-14-010	212-65-020	NEW	81-14-010	220-28-006AOT	REP-E	81-14-004
212-63-040	REP-P	81-03-051	212-65-025	NEW-P	81-03-051	220-28-006AOU	NEW-E	81-14-004
212-63-040	REP	81-14-010	212-65-025	NEW	81-14-010	220-28-006AOU	REP-E	81-15-014
212-63-045	REP-P	81-03-051	212-65-030	NEW-P	81-03-051	220-28-006AOU	NEW-E	81-15-014
212-63-045	REP	81-14-010	212-65-030	NEW	81-14-010	220-28-006AOU	REP-E	81-15-014
212-63-050	REP-P	81-03-051	212-65-035	NEW-P	81-03-051	220-28-006AOV	NEW-E	81-15-102
212-63-050	REP	81-14-010	212-65-035	NEW	81-14-010	220-28-006AOV	REP-E	81-15-102
212-63-055	REP-P	81-03-051	212-65-040	NEW-P	81-03-051	220-28-006BOU	NEW-E	81-13-011
212-63-055	REP	81-14-010	212-65-040	NEW	81-14-010	220-28-006BOU	REP-E	81-15-102
212-63-060	REP-P	81-03-051	212-65-045	NEW-P	81-03-051	220-28-006CON	NEW-E	81-09-035
212-63-060	REP	81-14-010	212-65-045	NEW	81-14-010	220-28-006CON	REP-E	81-13-011
212-63-065	REP-P	81-03-051	212-65-050	NEW-P	81-03-051	220-28-006COP	NEW-E	81-13-011
212-63-065	REP	81-14-010	212-65-050	NEW	81-14-010	220-28-006COP	REP-E	81-14-004
212-63-070	REP-P	81-03-051	212-65-055	NEW-P	81-03-051	220-28-006COP	NEW-E	81-14-004
212-63-070	REP	81-14-010	212-65-055	NEW	81-14-010	220-28-006COP	REP-E	81-14-004
212-64	AMD-P	81-06-022	212-65-060	NEW-P	81-03-051	220-28-006COQ	NEW-E	81-14-004
212-64	AMD-P	81-08-017	212-65-060	NEW	81-14-010	220-28-006COQ	REP-E	81-14-030
212-64	AMD-P	81-11-033	212-65-065	NEW-P	81-03-051	220-28-006COR	NEW-E	81-14-030
212-64-001	AMD-P	81-03-051	212-65-065	NEW	81-14-010	220-28-006COR	REP-E	81-15-102
212-64-001	AMD	81-14-010	212-65-065	NEW	81-14-010	220-28-006DOH	NEW-E	81-14-056
212-64-005	AMD-P	81-03-051	212-65-070	NEW-P	81-03-051	220-28-006DOH	REP-E	81-15-036
212-64-005	AMD	81-14-010	212-65-070	NEW	81-14-010	220-28-006DOI	NEW-E	81-15-036
212-64-010	REP-P	81-03-051	212-65-075	NEW-P	81-03-051	220-28-006DOI	REP-E	81-15-102
212-64-010	REP	81-14-010	212-65-075	NEW	81-14-010	220-28-006FOL	NEW-E	81-14-056
212-64-015	AMD-P	81-03-051	212-65-080	NEW-P	81-03-051	220-28-006FOL	REP-E	81-15-036
212-64-015	AMD	81-14-010	212-65-080	NEW	81-14-010	220-28-006FOM	NEW-E	81-15-036
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212-64-020	AMD	81-14-010	212-65-085	NEW	81-14-010	220-28-006FOM	NEW-E	81-15-102
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230-02-405	AMD-P	81-09-021	232-12-041	NEW-P	81-08-064	232-12-130	REP	81-12-029
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230-02-418	NEW-P	81-14-087	232-12-044	NEW	81-12-029	232-12-134	NEW-P	81-08-064
230-04-135	NEW-P	81-06-074	232-12-047	NEW-P	81-08-064	232-12-134	NEW	81-12-029
230-04-135	NEW-P	81-09-021	232-12-047	NEW	81-12-029	232-12-134	AMD-P	81-14-074
230-04-145	NEW-P	81-04-072	232-12-047	AMD-P	81-12-048	232-12-135	REP-P	81-08-064
230-04-145	NEW-P	81-14-087	232-12-051	NEW-P	81-08-064	232-12-135	REP	81-12-029
230-04-147	NEW-P	81-04-072	232-12-051	NEW	81-12-029	232-12-137	NEW-P	81-08-064
230-04-147	NEW-P	81-14-087	232-12-054	NEW-P	81-08-064	232-12-137	NEW	81-12-029
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230-04-200	AMD-P	81-09-021	232-12-060	REP	81-12-029	232-12-141	NEW	81-12-029
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230-04-206	NEW-P	81-09-021	232-12-070	REP-P	81-08-064	232-12-151	NEW	81-12-029
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230-60-015	AMD-P	81-08-069	232-12-081	NEW-P	81-08-064	232-12-164	NEW	81-12-029
230-60-015	AMD	81-11-039	232-12-081	NEW	81-12-029	232-12-167	NEW-P	81-08-064
230-60-070	AMD-P	81-08-069	232-12-084	NEW-P	81-08-064	232-12-167	NEW	81-12-029
230-60-070	AMD	81-11-039	232-12-084	NEW	81-12-029	232-12-170	REP-P	81-08-064
232-12-001	NEW-P	81-08-064	232-12-087	NEW-P	81-08-064	232-12-170	REP	81-12-029
232-12-001	NEW	81-12-029	232-12-087	NEW	81-12-029	232-12-171	REP-P	81-08-064
232-12-001	AMD-P	81-12-048	232-12-090	REP-P	81-08-064	232-12-171	REP	81-12-029
232-12-004	NEW-P	81-08-064	232-12-090	REP	81-12-029	232-12-173	REP-P	81-08-064
232-12-004	NEW	81-12-029	232-12-091	NEW-P	81-08-064	232-12-173	REP	81-12-029
232-12-007	NEW-P	81-08-064	232-12-091	NEW	81-12-029	232-12-174	NEW-P	81-08-064
232-12-007	NEW	81-12-029	232-12-094	NEW-P	81-08-064	232-12-174	NEW	81-12-029
232-12-010	REP-P	81-08-064	232-12-094	NEW	81-12-029	232-12-177	NEW-P	81-08-064
232-12-010	REP	81-12-029	232-12-097	NEW-P	81-08-064	232-12-177	NEW	81-12-029
232-12-011	NEW-P	81-08-064	232-12-097	NEW	81-12-029	232-12-180	REP-P	81-08-064
232-12-011	NEW	81-12-029	232-12-100	REP-P	81-08-064	232-12-180	REP	81-12-029
232-12-014	NEW-P	81-08-064	232-12-100	REP	81-12-029	232-12-181	NEW-P	81-08-064
232-12-014	NEW	81-12-029	232-12-101	NEW-P	81-08-064	232-12-181	NEW	81-12-029
232-12-015	REP-P	81-08-064	232-12-101	NEW	81-12-029	232-12-184	NEW-P	81-08-064
232-12-015	REP	81-12-029	232-12-104	NEW-P	81-08-064	232-12-184	NEW	81-12-029
232-12-017	NEW-P	81-08-064	232-12-104	NEW	81-12-029	232-12-187	NEW-P	81-08-064
232-12-017	NEW	81-12-029	232-12-105	REP-P	81-08-064	232-12-187	NEW	81-12-029
232-12-019	NEW-P	81-08-064	232-12-105	REP	81-12-029	232-12-190	NEW-P	81-08-064
232-12-019	NEW	81-12-029	232-12-107	NEW-P	81-08-064	232-12-190	REP	81-12-029
232-12-020	REP-P	81-08-064	232-12-107	NEW	81-12-029	232-12-191	NEW-P	81-08-064
232-12-020	REP	81-12-029	232-12-110	REP-P	81-08-064	232-12-191	NEW	81-12-029
232-12-021	NEW-P	81-08-064	232-12-110	REP	81-12-029	232-12-194	NEW-P	81-08-064
232-12-021	NEW	81-12-029	232-12-111	NEW-P	81-08-064	232-12-194	NEW	81-12-029
232-12-024	NEW-P	81-08-064	232-12-111	NEW	81-12-029	232-12-197	NEW-P	81-08-064

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WAC #	WSR #	WAC #	WSR #	WAC #	WSR #
232-12-197	NEW 81-12-029	232-12-277	NEW 81-12-029	232-12-570	REP 81-12-029
232-12-200	REP-P 81-08-064	232-12-280	REP-P 81-08-064	232-12-630	REP-P 81-08-064
232-12-200	REP 81-12-029	232-12-280	REP 81-12-029	232-12-630	REP 81-12-029
232-12-201	REP-P 81-08-064	232-12-281	NEW-P 81-08-064	232-12-640	REP-P 81-08-064
232-12-201	REP 81-12-029	232-12-281	NEW 81-12-029	232-12-640	REP 81-12-029
232-12-205	REP-P 81-08-064	232-12-284	NEW-P 81-08-064	232-12-650	REP-P 81-08-064
232-12-205	REP 81-12-029	232-12-284	NEW 81-12-029	232-12-650	REP 81-12-029
232-12-207	NEW-P 81-08-064	232-12-287	NEW-P 81-08-064	232-12-655	REP-P 81-08-064
232-12-207	NEW 81-12-029	232-12-287	NEW 81-12-029	232-12-655	REP 81-12-029
232-12-210	REP-P 81-08-064	232-12-291	NEW-P 81-08-064	232-12-660	REP-P 81-08-064
232-12-210	REP 81-12-029	232-12-291	NEW 81-12-029	232-12-660	REP 81-12-029
232-12-211	REP-P 81-08-064	232-12-294	NEW-P 81-08-064	232-12-670	REP-P 81-08-064
232-12-211	REP 81-12-029	232-12-294	NEW 81-12-029	232-12-670	REP 81-12-029
232-12-212	REP-P 81-08-064	232-12-300	REP-P 81-08-064	232-12-675	REP-P 81-08-064
232-12-212	REP 81-12-029	232-12-300	REP 81-12-029	232-12-675	REP 81-12-029
232-12-213	REP-P 81-08-064	232-12-310	REP-P 81-08-064	232-12-676	REP-P 81-08-064
232-12-213	REP 81-12-029	232-12-310	REP 81-12-029	232-12-676	REP 81-12-029
232-12-214	REP-P 81-08-064	232-12-320	REP-P 81-08-064	232-12-680	REP-P 81-08-064
232-12-214	REP 81-12-029	232-12-320	REP 81-12-029	232-12-680	REP 81-12-029
232-12-215	REP-P 81-08-064	232-12-340	REP-P 81-08-064	232-12-690	REP-P 81-08-064
232-12-215	REP 81-12-029	232-12-340	REP 81-12-029	232-12-690	REP 81-12-029
232-12-220	REP-P 81-08-064	232-12-350	REP-P 81-08-064	232-12-700	REP-P 81-08-064
232-12-220	REP 81-12-029	232-12-350	REP 81-12-029	232-12-700	REP 81-12-029
232-12-221	NEW-P 81-08-064	232-12-355	REP-P 81-08-064	232-12-710	REP-P 81-08-064
232-12-221	NEW 81-12-029	232-12-355	REP 81-12-029	232-12-710	REP 81-12-029
232-12-224	NEW-P 81-08-064	232-12-360	AMD-P 81-05-031	232-12-816	REP-P 81-08-064
232-12-224	NEW 81-12-029	232-12-360	REP-P 81-08-064	232-12-816	REP 81-12-029
232-12-227	NEW-P 81-08-064	232-12-360	AMD-E 81-09-027	232-16-365	REP-P 81-12-048
232-12-227	NEW 81-12-029	232-12-360	REP 81-12-029	232-16-400	AMD-P 81-12-048
232-12-230	REP-P 81-08-064	232-12-365	REP-P 81-08-064	232-21-100	REP-P 81-05-031
232-12-230	REP 81-12-029	232-12-365	REP 81-12-029	232-21-100	REP-P 81-08-064
232-12-231	REP-P 81-08-064	232-12-370	REP-P 81-08-064	232-21-100	REP-E 81-09-026
232-12-231	REP 81-12-029	232-12-370	REP 81-12-029	232-21-100	REP 81-12-005
232-12-232	REP-P 81-08-064	232-12-373	REP-P 81-08-064	232-21-101	NEW-P 81-05-031
232-12-232	REP 81-12-029	232-12-373	REP 81-12-029	232-21-101	NEW-P 81-08-064
232-12-233	REP-P 81-08-064	232-12-380	REP-P 81-08-064	232-21-101	NEW-E 81-09-026
232-12-233	REP 81-12-029	232-12-380	REP 81-12-029	232-21-101	NEW 81-12-005
232-12-234	REP-P 81-08-064	232-12-390	REP-P 81-08-064	232-28-001	REP-P 81-05-031
232-12-234	REP 81-12-029	232-12-390	REP 81-12-029	232-28-100	REP-P 81-05-031
232-12-235	REP-P 81-08-064	232-12-400	REP-P 81-08-064	232-28-103	REP-P 81-12-048
232-12-235	REP 81-12-029	232-12-400	REP 81-12-029	232-28-104	NEW-P 81-12-048
232-12-236	REP-P 81-08-064	232-12-405	REP-P 81-08-064	232-28-200	REP-P 81-05-031
232-12-236	REP 81-12-029	232-12-405	REP 81-12-029	232-28-203	REP-P 81-08-064
232-12-237	REP-P 81-08-064	232-12-410	REP-P 81-08-064	232-28-203	REP 81-15-066
232-12-237	REP 81-12-029	232-12-410	REP 81-12-029	232-28-204	NEW-P 81-08-064
232-12-238	REP-P 81-08-064	232-12-420	REP-P 81-08-064	232-28-204	NEW 81-15-066
232-12-238	REP 81-12-029	232-12-420	REP 81-12-029	232-28-20401	NEW-P 81-12-048
232-12-240	REP-P 81-08-064	232-12-430	REP-P 81-08-064	232-28-20401	NEW 81-15-065
232-12-240	REP 81-12-029	232-12-430	REP 81-12-029	232-28-300	REP-P 81-05-031
232-12-241	NEW-P 81-08-064	232-12-435	REP-P 81-08-064	232-28-303	REP-P 81-08-064
232-12-241	NEW 81-12-029	232-12-435	REP 81-12-029	232-28-303	REP 81-15-066
232-12-244	NEW-P 81-08-064	232-12-440	REP-P 81-08-064	232-28-304	NEW-P 81-08-064
232-12-244	NEW 81-12-029	232-12-440	REP 81-12-029	232-28-304	NEW 81-15-066
232-12-247	NEW-P 81-08-064	232-12-450	REP-P 81-08-064	232-28-400	REP-P 81-05-031
232-12-247	NEW 81-12-029	232-12-450	REP 81-12-029	232-28-403	REP-P 81-14-074
232-12-251	NEW-P 81-08-064	232-12-460	REP-P 81-08-064	232-28-404	NEW-P 81-14-074
232-12-251	NEW 81-12-029	232-12-460	REP 81-12-029	232-28-500	REP-P 81-05-031
232-12-254	NEW-P 81-08-064	232-12-470	REP-P 81-08-064	232-28-503	REP-P 81-12-048
232-12-254	NEW 81-12-029	232-12-470	REP 81-12-029	232-28-504	NEW-P 81-12-048
232-12-255	REP-P 81-08-064	232-12-480	REP-P 81-08-064	232-28-600	REP-P 81-05-031
232-12-255	REP 81-12-029	232-12-480	REP 81-12-029	232-28-603	REP-P 81-14-074
232-12-257	NEW-P 81-08-064	232-12-490	REP-P 81-08-064	232-28-604	NEW-P 81-14-074
232-12-257	NEW 81-12-029	232-12-490	REP 81-12-029	232-28-60301	NEW-E 81-08-011
232-12-261	NEW-P 81-08-064	232-12-500	REP-P 81-08-064	232-28-60302	NEW-E 81-09-066
232-12-261	NEW 81-12-029	232-12-500	REP 81-12-029	232-28-60303	NEW-E 81-11-059
232-12-264	NEW-P 81-08-064	232-12-510	REP-P 81-08-064	232-28-60304	NEW-P 81-12-048
232-12-264	NEW 81-12-029	232-12-510	REP 81-12-029	232-28-60304	NEW 81-15-064
232-12-267	NEW-P 81-08-064	232-12-520	REP-P 81-08-064	232-28-60305	NEW-P 81-12-048
232-12-267	NEW 81-12-029	232-12-520	REP 81-12-029	232-28-60305	NEW-E 81-15-063
232-12-271	NEW-P 81-08-064	232-12-530	REP-P 81-08-064	232-28-60306	NEW-P 81-12-048
232-12-271	NEW 81-12-029	232-12-530	REP 81-12-029	232-28-60306	NEW-E 81-15-038
232-12-274	NEW-P 81-08-064	232-12-550	REP-P 81-08-064	232-28-60307	NEW-E 81-15-037
232-12-274	NEW 81-12-029	232-12-550	REP 81-12-029	232-28-702	REP 81-04-018
232-12-277	NEW-P 81-08-064	232-12-570	REP-P 81-08-064	232-28-703	NEW 81-04-018

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WAC #	WSR #	WAC #	WSR #	WAC #	WSR #			
232-28-802	REP-P	81-05-031	248-18-510	AMD	81-05-029	248-22-090	REP-P	81-04-012
232-28-802	REP-P	81-08-064	248-18-515	AMD	81-05-029	248-22-090	REP	81-07-035
232-28-802	REP-E	81-09-025	248-19	AMD-P	81-03-039	248-96-020	AMD-P	81-02-042
232-28-802	REP	81-12-004	248-19	AMD-P	81-04-013	248-96-020	AMD	81-05-028
232-28-803	NEW-P	81-05-031	248-19-200	AMD-E	81-05-030	248-100-295	AMD-P	81-08-003
232-28-803	NEW-P	81-08-064	248-19-200	AMD	81-09-012	248-100-295	AMD	81-11-061
232-28-803	NEW-E	81-09-025	248-19-210	AMD-E	81-05-030	248-152-035	NEW-P	81-12-041
232-28-803	NEW	81-12-004	248-19-210	AMD	81-09-012	248-152-035	NEW	81-15-027
232-32-126	REP-E	81-02-021	248-19-220	AMD-E	81-05-030	248-156-010	NEW-P	81-06-007
232-32-127	NEW-E	81-02-021	248-19-220	AMD	81-09-012	248-156-010	NEW	81-09-060
232-32-128	NEW-E	81-03-009	248-19-230	AMD-E	81-05-030	248-156-020	NEW-P	81-06-007
232-32-129	NEW-E	81-03-010	248-19-230	AMD	81-09-012	248-156-020	NEW	81-09-060
232-32-130	NEW-E	81-03-033	248-19-240	AMD-E	81-05-030	248-156-030	NEW-P	81-06-007
232-32-131	NEW-E	81-04-017	248-19-240	AMD	81-09-012	248-156-030	NEW	81-09-060
232-32-132	NEW-E	81-04-057	248-19-250	AMD-E	81-05-030	250-20-001	AMD-P	81-10-069
232-32-133	NEW-E	81-05-011	248-19-250	AMD	81-09-012	250-20-001	AMD	81-13-038
236-12-430	AMD-P	81-08-015	248-19-260	AMD-E	81-05-030	250-20-021	AMD-P	81-10-069
236-12-430	AMD-E	81-08-016	248-19-260	AMD	81-09-012	250-20-021	AMD	81-13-038
236-12-430	AMD	81-11-001	248-19-270	AMD-E	81-05-030	250-40-030	AMD-P	81-10-070
236-12-470	AMD-P	81-08-015	248-19-270	AMD	81-09-012	250-40-030	AMD	81-13-037
236-12-470	AMD-E	81-08-016	248-19-280	AMD-E	81-05-030	250-40-040	AMD-P	81-10-070
236-12-470	AMD	81-11-001	248-19-280	AMD	81-09-012	250-40-040	AMD	81-13-037
237-990	AMD	81-09-016	248-19-300	AMD-E	81-05-030	250-40-050	AMD-P	81-10-070
247-02-040	AMD-E	81-13-006	248-19-300	AMD	81-09-012	250-40-050	AMD	81-13-037
247-02-050	AMD-E	81-13-006	248-19-310	AMD-E	81-05-030	250-40-070	AMD-P	81-10-070
247-16-010	AMD-E	81-13-006	248-19-310	AMD	81-09-012	250-40-070	AMD	81-13-037
247-16-030	AMD-E	81-13-006	248-19-320	AMD-E	81-05-030	250-44-010	AMD-E	81-09-032
247-16-040	AMD-E	81-13-006	248-19-320	AMD	81-09-012	250-44-020	AMD-E	81-09-032
247-16-060	AMD-E	81-13-006	248-19-325	NEW-E	81-05-030	250-44-030	AMD-E	81-09-032
247-16-070	AMD-E	81-13-006	248-19-325	NEW	81-09-012	250-44-040	AMD-E	81-09-032
247-16-080	REP-E	81-13-006	248-19-330	AMD-E	81-05-030	250-44-050	AMD-E	81-09-032
247-16-090	NEW-E	81-13-006	248-19-330	AMD	81-09-012	250-44-090	AMD-E	81-09-032
247-16-100	NEW-E	81-13-006	248-19-340	AMD-E	81-05-030	250-44-110	AMD-E	81-09-032
248-12-170	AMD-P	81-15-071	248-19-340	AMD	81-09-012	250-44-120	AMD-E	81-09-032
248-14	AMD-P	81-03-004	248-19-350	AMD-E	81-05-030	250-44-130	AMD-E	81-09-032
248-14	AMD-P	81-11-042	248-19-350	AMD	81-09-012	250-44-140	AMD-E	81-09-032
248-14-001	AMD-P	81-08-047	248-19-360	AMD-E	81-05-030	250-44-150	AMD-E	81-09-032
248-14-001	AMD	81-14-066	248-19-360	AMD	81-09-012	250-44-160	AMD-E	81-09-032
248-14-100	AMD-P	81-08-047	248-19-370	AMD-E	81-05-030	250-44-180	AMD-E	81-09-032
248-14-100	AMD	81-14-066	248-19-370	AMD	81-09-012	250-44-200	AMD-E	81-09-032
248-14-110	AMD-P	81-08-047	248-19-390	AMD-E	81-05-030	250-44-210	AMD-E	81-09-032
248-14-110	AMD	81-14-066	248-19-390	AMD	81-09-012	250-55-020	AMD-P	81-09-068
248-14-114	NEW-P	81-08-047	248-19-400	AMD-E	81-05-030	250-55-020	AMD	81-13-041
248-14-114	NEW	81-14-066	248-19-400	AMD	81-09-012	250-55-030	AMD-P	81-09-068
248-14-120	AMD-P	81-08-047	248-19-403	NEW-E	81-05-030	250-55-030	AMD	81-13-041
248-14-120	AMD	81-14-066	248-19-403	NEW	81-09-012	250-55-040	AMD-P	81-09-068
248-14-125	NEW-P	81-08-047	248-19-405	NEW-E	81-05-030	250-55-040	AMD	81-13-041
248-14-125	NEW	81-14-066	248-19-405	NEW	81-09-012	250-55-050	AMD-P	81-09-068
248-14-128	NEW-P	81-08-047	248-19-410	AMD-E	81-05-030	250-55-050	AMD	81-13-041
248-14-128	NEW	81-14-066	248-19-410	AMD	81-09-012	250-55-070	AMD-P	81-09-068
248-14-130	AMD-P	81-08-047	248-19-415	NEW-E	81-05-030	250-55-070	AMD	81-13-041
248-14-130	AMD	81-14-066	248-19-415	NEW	81-09-012	250-55-100	AMD-P	81-09-068
248-14-140	AMD-P	81-08-047	248-19-420	AMD-E	81-05-030	250-55-100	AMD	81-13-041
248-14-140	AMD	81-14-066	248-19-420	AMD	81-09-012	250-55-110	AMD-P	81-09-068
248-14-150	AMD-P	81-08-047	248-19-430	AMD-E	81-05-030	250-55-110	AMD	81-13-041
248-14-150	AMD	81-14-066	248-19-430	AMD	81-09-012	250-55-120	AMD-P	81-09-068
248-14-152	NEW-P	81-08-047	248-19-440	AMD-E	81-05-030	250-55-120	AMD	81-13-041
248-14-152	NEW	81-14-066	248-19-440	AMD	81-09-012	250-55-150	AMD-P	81-09-068
248-14-155	NEW-P	81-08-047	248-19-450	AMD-E	81-05-030	250-55-150	AMD	81-13-041
248-14-155	NEW	81-14-066	248-19-450	AMD	81-09-012	250-55-160	AMD-P	81-09-068
248-14-160	AMD-P	81-08-047	248-19-475	NEW-E	81-05-030	250-55-160	AMD	81-13-041
248-14-160	AMD	81-14-066	248-19-475	NEW	81-09-012	250-55-220	AMD-P	81-09-068
248-14-170	AMD-P	81-08-047	248-19-480	AMD-E	81-05-030	250-55-220	AMD	81-13-041
248-14-170	AMD	81-14-066	248-19-480	AMD	81-09-012	251-04-020	AMD-P	81-04-051
248-14-180	AMD-P	81-08-047	248-19-490	AMD-E	81-05-030	251-04-020	AMD-P	81-10-009
248-14-180	AMD	81-14-066	248-19-490	AMD	81-09-012	251-04-020	AMD-P	81-12-032
248-14-200	AMD-P	81-08-047	248-19-500	AMD-E	81-05-030	251-04-020	AMD	81-15-003
248-14-200	AMD	81-14-066	248-19-500	AMD	81-09-012	251-06-080	AMD-P	81-10-005
248-14-285	AMD	81-03-005	248-22-060	REP-P	81-04-012	251-06-080	AMD-P	81-15-002
248-18	AMD-P	81-03-038	248-22-060	REP	81-07-035	251-10-055	AMD-P	81-04-051
248-18-001	AMD	81-05-029	248-22-070	REP-P	81-04-012	251-10-055	AMD-P	81-10-009
248-18-010	AMD	81-05-029	248-22-070	REP	81-07-035	251-10-055	AMD-P	81-12-032
248-18-500	AMD	81-05-029	248-22-080	REP-P	81-04-012	251-10-055	AMD	81-15-003
248-18-505	AMD	81-05-029	248-22-080	REP	81-07-035	251-10-110	AMD-P	81-04-051

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WAC #	WSR #	WAC #	WSR #	WAC #	WSR #			
251-10-110	AMD-P	81-10-009	260-36-040	AMD-W	81-08-024	275-16-035	NEW	81-08-020
251-10-110	AMD-P	81-12-032	260-36-110	AMD-P	81-11-049	275-16-040	REP-E	81-04-032
251-10-110	AMD-P	81-15-002	260-36-110	AMD-P	81-14-016	275-16-040	REP-P	81-04-038
251-10-112	NEW-P	81-04-051	260-36-110	AMD	81-15-034	275-16-040	REP	81-08-020
251-10-112	NEW-P	81-10-009	260-36-180	NEW-P	81-07-020	275-16-055	NEW-E	81-04-032
251-10-112	NEW-P	81-12-032	260-36-180	NEW-P	81-08-012	275-16-055	NEW-P	81-04-038
251-10-113	NEW-P	81-04-051	260-36-180	NEW	81-09-075	275-16-055	NEW	81-08-020
251-10-113	NEW-P	81-10-009	260-40-120	AMD-P	81-07-020	275-16-065	NEW-E	81-04-032
251-10-113	NEW-P	81-12-032	260-40-120	AMD-P	81-08-012	275-16-065	NEW-P	81-04-038
251-12-072	AMD-P	81-09-023	260-40-120	AMD-W	81-09-071	275-16-065	NEW	81-08-020
251-12-240	AMD-P	81-04-051	260-40-120	AMD-P	81-11-049	275-16-075	NEW-E	81-04-032
251-12-240	AMD-P	81-10-009	260-40-120	AMD-P	81-14-016	275-16-075	NEW-P	81-04-038
251-12-240	AMD-P	81-12-032	260-40-120	AMD	81-15-034	275-16-075	NEW	81-08-020
251-12-240	AMD-P	81-15-002	260-48-110	AMD-P	81-07-020	275-16-085	NEW-E	81-04-032
251-18-010	AMD-P	81-09-023	260-48-110	AMD-E	81-08-030	275-16-085	NEW-P	81-04-038
251-18-020	AMD-P	81-09-023	260-48-110	AMD-P	81-11-048	275-16-085	NEW	81-08-020
251-18-025	AMD-P	81-09-023	260-48-110	AMD-P	81-14-015	275-16-095	NEW-E	81-04-032
251-18-030	AMD-P	81-09-023	260-48-110	AMD-E	81-14-019	275-16-095	NEW-P	81-04-038
251-18-050	REP-P	81-09-023	260-48-110	AMD	81-15-033	275-16-095	NEW	81-08-020
251-18-060	AMD-P	81-09-023	260-48-305	NEW-P	81-11-049	275-16-105	NEW-E	81-04-032
251-18-070	AMD-P	81-09-023	260-48-305	NEW-P	81-14-016	275-16-105	NEW-P	81-04-038
251-18-080	REP-P	81-09-023	260-48-305	NEW	81-15-034	275-16-105	NEW	81-08-020
251-18-100	REP-P	81-09-023	260-48-326	NEW-E	81-08-030	275-20-030	AMD-P	81-02-023
251-18-110	AMD-P	81-09-023	260-48-326	NEW-P	81-11-048	275-20-030	AMD	81-06-004
251-18-112	NEW-P	81-09-023	260-48-326	NEW-P	81-14-015	275-20-030	AMD-P	81-14-033
251-18-115	REP-P	81-09-023	260-48-326	NEW-E	81-14-019	275-20-030	AMD-E	81-14-061
251-18-120	REP-P	81-09-023	260-48-326	NEW	81-15-033	275-27-630	AMD-P	81-11-043
251-18-130	AMD-P	81-09-023	260-48-328	NEW-P	81-15-101	275-27-630	AMD-E	81-11-047
251-18-140	AMD-P	81-09-023	260-52-010	AMD-P	81-07-020	275-27-630	AMD	81-14-064
251-18-145	NEW-P	81-09-023	260-52-010	AMD	81-08-013	275-40-010	REP-P	81-15-092
251-18-150	REP-P	81-09-023	260-52-040	AMD-P	81-07-020	275-40-020	REP-P	81-15-092
251-18-155	REP-P	81-09-023	260-52-040	AMD	81-08-013	275-40-030	REP-P	81-15-092
251-18-160	REP-P	81-09-023	260-60-050	AMD-P	81-07-020	275-40-040	REP-P	81-15-092
251-18-170	REP-P	81-09-023	260-60-050	AMD-P	81-08-012	275-40-050	REP-P	81-15-092
251-18-175	AMD-P	81-09-023	260-60-050	AMD	81-09-075	275-40-060	REP-P	81-15-092
251-18-180	AMD-P	81-09-023	260-60-115	NEW-P	81-07-020	275-40-070	REP-P	81-15-092
251-18-181	AMD-P	81-09-023	260-60-115	NEW-P	81-08-012	275-48-010	REP-P	81-15-092
251-18-185	AMD-P	81-09-023	260-60-115	NEW	81-09-075	275-48-015	REP-P	81-15-092
251-18-190	AMD-P	81-09-023	260-60-120	AMD-P	81-07-020	275-48-020	REP-P	81-15-092
251-18-200	AMD-P	81-09-023	260-60-120	AMD	81-08-013	275-48-025	REP-P	81-15-092
251-18-330	AMD-P	81-04-051	260-60-210	AMD-P	81-07-020	275-48-030	REP-P	81-15-092
251-18-330	AMD-P	81-10-009	260-60-210	AMD-P	81-08-012	275-48-035	REP-P	81-15-092
251-18-330	AMD-P	81-12-032	260-60-210	AMD	81-09-075	275-48-040	REP-P	81-15-092
251-18-330	AMD	81-15-003	260-70-140	AMD-P	81-07-020	275-48-045	REP-P	81-15-092
251-20-010	AMD-P	81-09-023	260-70-140	AMD-P	81-08-012	275-48-050	REP-P	81-15-092
251-20-030	AMD-P	81-09-023	260-70-140	AMD	81-09-075	275-52-010	REP-P	81-15-092
251-20-030	AMD	81-15-021	261-20	AMD-P	81-02-036	275-52-015	REP-P	81-15-092
251-20-040	AMD-P	81-09-023	261-20-010	NEW-P	81-02-035	275-52-020	REP-P	81-15-092
251-20-040	AMD	81-15-021	261-20-010	NEW	81-06-016	275-53-050	REP-P	81-15-092
251-20-050	AMD-P	81-09-023	261-20-020	NEW-P	81-02-035	275-53-055	REP-P	81-15-092
251-20-050	AMD	81-15-021	261-20-020	NEW	81-06-016	275-53-060	REP-P	81-15-092
251-20-060	AMD-P	81-09-023	261-20-030	NEW-P	81-02-035	275-53-065	REP-P	81-15-092
251-22-240	AMD-P	81-04-023	261-20-030	NEW	81-06-016	275-56-005	REP-P	81-15-092
251-22-240	AMD	81-07-002	261-20-030	AMD	81-06-017	275-76-010	REP-P	81-15-092
260-12-010	AMD-P	81-07-020	261-20-040	NEW-P	81-02-035	275-76-020	REP-P	81-15-092
260-12-010	AMD	81-08-013	261-20-040	NEW	81-06-016	275-76-030	REP-P	81-15-092
260-12-010	AMD-P	81-11-049	261-20-050	NEW-P	81-02-035	275-76-040	REP-P	81-15-092
260-12-010	AMD-P	81-14-016	261-20-050	NEW	81-06-016	275-76-050	REP-P	81-15-092
260-12-010	AMD	81-15-034	261-20-060	NEW-P	81-02-035	275-76-060	REP-P	81-15-092
260-12-050	AMD-P	81-15-101	261-20-060	NEW	81-06-016	275-76-070	REP-P	81-15-092
260-12-140	AMD-P	81-07-020	261-20-065	NEW-P	81-02-035	275-76-080	REP-P	81-15-092
260-12-140	AMD	81-08-013	261-20-065	NEW	81-06-016	275-76-090	REP-P	81-15-092
260-20-075	NEW-P	81-07-020	261-20-070	NEW-P	81-02-035	275-76-100	REP-P	81-15-092
260-20-075	NEW	81-08-013	261-20-070	NEW	81-06-016	275-76-110	REP-P	81-15-092
260-20-170	AMD-E	81-08-030	261-20-080	NEW-P	81-02-035	275-76-120	REP-P	81-15-092
260-20-170	AMD-P	81-11-048	261-20-080	NEW	81-06-016	275-76-130	REP-P	81-15-092
260-20-170	AMD-P	81-14-015	275-16-010	AMD-E	81-04-032	275-76-140	REP-P	81-15-092
260-20-170	AMD-E	81-14-019	275-16-010	AMD-P	81-04-038	275-76-150	REP-P	81-15-092
260-20-170	AMD	81-15-033	275-16-010	AMD	81-08-020	275-80-805	REP-P	81-15-092
260-24-280	AMD-P	81-07-020	275-16-015	NEW-E	81-04-032	275-80-810	REP-P	81-15-092
260-24-280	AMD	81-08-013	275-16-015	NEW-P	81-04-038	275-80-815	REP-P	81-15-092
260-32-040	AMD-P	81-07-021	275-16-015	NEW	81-08-020	275-80-840	REP-P	81-15-092
260-32-040	AMD-W	81-08-024	275-16-035	NEW-E	81-04-032	275-80-842	REP-P	81-15-092
260-36-040	AMD-P	81-07-020	275-16-035	NEW-P	81-04-038	275-80-844	REP-P	81-15-092

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WAC #	WSR #	WAC #	WSR #	WAC #	WSR #
275-80-846	REP-P 81-15-092	275-91-011	REP-P 81-15-092	275-110-040	AMD-E 81-12-027
275-80-848	REP-P 81-15-092	275-91-021	REP-P 81-15-092	275-110-040	AMD-P 81-12-035
275-80-852	REP-P 81-15-092	275-91-031	REP-P 81-15-092	275-110-040	AMD 81-15-061
275-80-854	REP-P 81-15-092	275-91-041	REP-P 81-15-092	275-110-050	AMD-E 81-12-027
275-80-860	REP-P 81-15-092	275-91-050	REP-P 81-15-092	275-110-050	AMD-P 81-12-035
275-80-870	REP-P 81-15-092	275-91-060	REP-P 81-15-092	275-110-050	AMD 81-15-061
275-80-872	REP-P 81-15-092	275-91-070	REP-P 81-15-092	275-110-060	AMD-E 81-12-027
275-80-876	REP-P 81-15-092	275-92-310	REP-P 81-15-092	275-110-060	AMD-P 81-12-035
275-80-878	REP-P 81-15-092	275-92-315	REP-P 81-15-092	275-110-060	AMD 81-15-061
275-80-890	REP-P 81-15-092	275-92-320	REP-P 81-15-092	275-110-070	AMD-E 81-12-027
275-80-895	REP-P 81-15-092	275-92-325	REP-P 81-15-092	275-110-070	AMD-P 81-12-035
275-80-900	REP-P 81-15-092	275-92-330	REP-P 81-15-092	275-110-070	AMD 81-15-061
275-80-905	REP-P 81-15-092	275-92-335	REP-P 81-15-092	275-110-080	AMD-E 81-09-047
275-80-910	REP-P 81-15-092	275-92-340	REP-P 81-15-092	275-110-080	AMD-P 81-09-048
275-80-915	REP-P 81-15-092	275-92-345	REP-P 81-15-092	275-110-080	AMD-E 81-12-027
275-80-920	REP-P 81-15-092	275-92-350	REP-P 81-15-092	275-110-080	AMD-P 81-12-035
275-80-925	REP-P 81-15-092	275-92-355	REP-P 81-15-092	275-110-080	AMD 81-15-061
275-80-930	REP-P 81-15-092	275-92-400	REP-P 81-15-092	275-110-090	AMD-E 81-09-047
275-80-935	REP-P 81-15-092	275-92-405	REP-P 81-15-092	275-110-090	AMD-P 81-09-048
275-80-940	REP-P 81-15-092	275-92-410	REP-P 81-15-092	275-110-090	AMD-E 81-12-027
275-80-995	REP-P 81-15-092	275-92-415	REP-P 81-15-092	275-110-090	AMD-P 81-12-035
275-82-005	REP-P 81-15-092	275-92-510	REP-P 81-15-092	275-110-090	AMD 81-15-061
275-82-010	REP-P 81-15-092	275-92-515	REP-P 81-15-092	275-216-010	REP-P 81-15-009
275-82-015	REP-P 81-15-092	275-92-520	REP-P 81-15-092	275-216-020	REP-P 81-15-009
275-82-020	REP-P 81-15-092	275-92-525	REP-P 81-15-092	284-12-024	REP-P 81-15-069
275-82-025	REP-P 81-15-092	275-92-530	REP-P 81-15-092	284-12-025	REP-P 81-15-069
275-82-030	REP-P 81-15-092	275-92-535	REP-P 81-15-092	284-12-027	REP-P 81-15-069
275-82-035	REP-P 81-15-092	275-92-540	REP-P 81-15-092	284-12-028	REP-P 81-15-069
275-82-040	REP-P 81-15-092	275-92-545	REP-P 81-15-092	284-15-010	NEW 81-03-082
275-82-045	REP-P 81-15-092	275-92-550	REP-P 81-15-092	284-15-020	NEW 81-03-082
275-82-050	REP-P 81-15-092	275-92-555	REP-P 81-15-092	284-15-030	NEW 81-03-082
275-85-005	REP-P 81-15-092	275-92-560	REP-P 81-15-092	284-15-040	NEW 81-03-082
275-85-010	REP-P 81-15-092	275-92-565	REP-P 81-15-092	284-15-050	NEW 81-03-082
275-85-015	REP-P 81-15-092	275-92-407	NEW 81-05-001	284-17-220	AMD-P 81-15-041
275-85-020	REP-P 81-15-092	275-93-005	REP-P 81-15-092	284-17-250	AMD-P 81-15-041
275-85-025	REP-P 81-15-092	275-93-010	REP-P 81-15-092	284-17-270	AMD-P 81-15-041
275-85-030	REP-P 81-15-092	275-93-020	REP-P 81-15-092	284-17-310	AMD-P 81-15-041
275-85-035	REP-P 81-15-092	275-93-040	AMD 81-03-076	284-25	NEW-P 81-06-011
275-85-040	REP-P 81-15-092	275-93-040	REP-P 81-15-092	284-25	NEW-P 81-10-046
275-85-045	REP-P 81-15-092	275-93-050	REP-P 81-15-092	284-25	NEW-W 81-14-017
275-85-050	REP-P 81-15-092	275-93-060	REP-P 81-15-092	284-30-005	REP-P 81-15-069
275-87-005	REP-P 81-15-092	275-93-070	REP-P 81-15-092	284-30-010	REP-P 81-15-069
275-87-010	REP-P 81-15-092	275-93-080	REP-P 81-15-092	284-30-100	REP-P 81-15-069
275-87-015	REP-P 81-15-092	275-93-090	REP-P 81-15-092	284-30-110	REP-P 81-15-069
275-87-020	REP-P 81-15-092	275-93-100	REP-P 81-15-092	284-30-120	REP-P 81-15-069
275-87-025	REP-P 81-15-092	275-93-110	REP-P 81-15-092	284-30-130	REP-P 81-15-069
275-88-005	REP-P 81-15-092	275-93-120	REP-P 81-15-092	284-30-140	REP-P 81-15-069
275-88-006	REP-P 81-15-092	275-93-130	REP-P 81-15-092	284-30-150	REP-P 81-15-069
275-88-010	REP-P 81-15-092	275-93-140	REP-P 81-15-092	284-30-160	REP-P 81-15-069
275-88-015	REP-P 81-15-092	275-96-005	REP-P 81-15-092	284-30-170	REP-P 81-15-069
275-88-020	REP-P 81-15-092	275-96-010	REP-P 81-15-092	284-30-180	REP-P 81-15-069
275-88-025	REP-P 81-15-092	275-96-015	REP-P 81-15-092	284-30-190	REP-P 81-15-069
275-88-030	REP-P 81-15-092	275-96-021	REP-P 81-15-092	284-30-200	REP-P 81-15-069
275-88-035	REP-P 81-15-092	275-96-022	REP-P 81-15-092	284-30-990	REP-P 81-15-069
275-88-040	REP-P 81-15-092	275-96-025	REP-P 81-15-092	284-30-991	REP-P 81-15-069
275-88-045	REP-P 81-15-092	275-96-030	REP-P 81-15-092	284-44-060	REP-P 81-12-047
275-88-050	REP-P 81-15-092	275-96-045	REP-P 81-15-092	284-44-060	REP 81-15-070
275-88-055	REP-P 81-15-092	275-96-050	REP-P 81-15-092	284-44-100	NEW-P 81-12-047
275-88-060	REP-P 81-15-092	275-96-055	REP-P 81-15-092	284-44-100	NEW 81-15-070
275-88-065	REP-P 81-15-092	275-96-060	REP-P 81-15-092	284-44-110	NEW-P 81-12-047
275-88-070	REP-P 81-15-092	275-96-065	REP-P 81-15-092	284-44-110	NEW 81-15-070
275-88-075	REP-P 81-15-092	275-96-070	REP-P 81-15-092	284-44-120	NEW-P 81-12-047
275-88-080	REP-P 81-15-092	275-102-475	REP-P 81-15-092	284-44-120	NEW 81-15-070
275-88-085	REP-P 81-15-092	275-102-480	REP-P 81-15-092	284-44-130	NEW-P 81-12-047
275-88-090	REP-P 81-15-092	275-102-485	REP-P 81-15-092	284-44-130	NEW 81-15-070
275-88-093	REP-P 81-15-092	275-102-490	REP-P 81-15-092	284-44-140	NEW-P 81-12-047
275-88-095	REP-P 81-15-092	275-102-495	REP-P 81-15-092	284-44-140	NEW 81-15-070
275-88-097	REP-P 81-15-092	275-110-020	AMD-E 81-09-047	284-44-150	NEW-P 81-12-047
275-88-100	REP-P 81-15-092	275-110-020	AMD-P 81-09-048	284-44-150	NEW 81-15-070
275-88-105	REP-P 81-15-092	275-110-020	AMD-E 81-12-027	284-44-160	NEW-P 81-12-047
275-88-110	REP-P 81-15-092	275-110-020	AMD-P 81-12-035	284-44-160	NEW 81-15-070
275-88-115	REP-P 81-15-092	275-110-020	AMD 81-15-061	284-44-170	NEW-P 81-12-047
275-88-120	REP-P 81-15-092	275-110-040	AMD-E 81-09-047	284-44-170	NEW 81-15-070
275-88-130	REP-P 81-15-092	275-110-040	AMD-P 81-09-048	284-44-180	NEW-P 81-12-047

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WAC #	WSR #	WAC #	WSR #	WAC #	WSR #
284-44-180	NEW 81-15-070	289-15-220	NEW-P 81-04-063	289-20-270	NEW 81-07-057
284-44-190	NEW-P 81-12-047	289-15-220	NEW 81-08-001	289-20-280	NEW 81-07-057
284-44-190	NEW 81-15-070	289-15-220	AMD-P 81-14-076	289-20-290	NEW 81-07-057
284-44-200	NEW-P 81-12-047	289-15-230	NEW 81-07-057	289-22	NEW-P 81-04-062
284-44-200	NEW 81-15-070	289-16	NEW-P 81-04-062	289-22-010	REP 81-07-057
284-44-210	NEW-P 81-12-047	289-16-010	REP 81-07-057	289-22-020	REP 81-07-057
284-44-210	NEW 81-15-070	289-16-020	REP 81-07-057	289-22-100	NEW 81-08-014
284-44-220	NEW-P 81-12-047	289-16-030	REP 81-07-057	289-22-110	NEW 81-08-014
284-44-220	NEW 81-15-070	289-16-040	REP 81-07-057	289-22-200	NEW 81-07-057
284-51-010	NEW-P 81-09-008	289-16-100	NEW 81-08-014	289-22-210	NEW 81-07-057
284-51-010	NEW 81-14-001	289-16-110	NEW 81-08-014	289-24	NEW-P 81-04-062
284-51-020	NEW-P 81-09-008	289-16-120	NEW 81-08-014	289-24-010	REP 81-07-057
284-51-020	NEW 81-14-001	289-16-130	NEW 81-08-014	289-24-010	AMD 81-08-014
284-51-030	NEW-P 81-09-008	289-16-140	NEW 81-08-014	289-24-020	REP 81-07-057
284-51-030	NEW 81-14-001	289-16-150	NEW 81-08-014	289-24-030	REP 81-07-057
284-51-040	NEW-P 81-09-008	289-16-160	NEW 81-08-014	289-24-040	REP 81-07-057
284-51-040	NEW 81-14-001	289-16-200	NEW 81-07-057	289-24-050	REP 81-07-057
284-51-050	NEW-P 81-09-008	289-16-210	NEW 81-07-057	289-24-100	NEW 81-08-014
284-51-050	NEW 81-14-001	289-16-220	NEW 81-07-057	289-24-110	NEW 81-08-014
284-51-060	NEW-P 81-09-008	289-16-230	NEW-P 81-04-063	289-24-120	NEW 81-08-014
284-51-060	NEW 81-14-001	289-16-230	NEW 81-07-057	289-24-200	NEW 81-07-057
284-51-070	NEW-P 81-09-008	289-16-230	NEW 81-07-057	289-24-210	NEW 81-07-057
284-51-070	NEW 81-14-001	289-16-240	AMD 81-08-001	289-24-220	NEW 81-07-057
284-51-080	NEW-P 81-09-008	289-16-240	NEW 81-07-057	289-30-060	NEW-P 81-04-064
284-51-080	NEW 81-14-001	289-16-250	NEW 81-07-057	289-30-060	NEW 81-07-058
284-51-090	NEW-P 81-09-008	289-16-260	NEW 81-07-057	289-30-060	REP-P 81-14-077
284-51-090	NEW 81-14-001	289-18	NEW-P 81-04-062	296-15-040	REP 81-10-052
284-51-100	NEW-P 81-09-008	289-18-010	REP 81-07-057	296-15-044	NEW-P 81-08-063
284-51-100	NEW 81-14-001	289-18-020	REP 81-07-057	296-15-044	NEW 81-10-052
284-51-110	NEW-P 81-09-008	289-18-030	REP 81-07-057	296-15-044	NEW 81-10-052
284-51-110	NEW 81-14-001	289-18-040	REP 81-07-057	296-15-070	AMD-E 81-14-071
284-51-120	NEW-P 81-09-008	289-18-050	REP 81-07-057	296-15-070	AMD-E 81-15-020
284-51-120	NEW 81-14-001	289-18-100	NEW 81-08-014	296-15-215	NEW-E 81-14-070
284-51-130	NEW-P 81-09-008	289-18-110	NEW 81-08-014	296-17-350	AMD-E 81-14-069
284-51-130	NEW 81-14-001	289-18-120	NEW 81-08-014	296-17-765	NEW-E 81-14-069
284-51-140	NEW-P 81-09-008	289-18-200	NEW 81-07-057	296-17-766	NEW-E 81-14-069
284-51-140	NEW 81-14-001	289-18-210	NEW 81-07-057	296-17-895	AMD 81-04-024
284-51-140	NEW 81-14-001	289-18-220	NEW 81-07-057	296-17-895	AMD-E 81-14-069
284-51-150	NEW-P 81-09-008	289-19	NEW-P 81-04-062	296-17-904	NEW 81-04-024
284-51-150	NEW 81-14-001	289-19-010	NEW 81-08-014	296-17-905	AMD 81-04-024
284-51-160	NEW-P 81-09-008	289-19-100	NEW 81-08-014	296-17-907	NEW 81-04-024
284-51-160	NEW 81-14-001	289-19-110	NEW 81-08-014	296-17-910	AMD 81-04-024
284-51-170	NEW-P 81-09-008	289-19-120	NEW 81-08-014	296-17-911	NEW 81-04-024
284-51-170	NEW 81-14-001	289-19-130	NEW 81-08-014	296-17-912	NEW 81-04-024
284-51-180	NEW 81-14-001	289-19-200	NEW 81-07-057	296-17-913	NEW 81-04-024
289-13-070	AMD 81-03-029	289-19-210	NEW 81-07-057	296-17-914	NEW 81-04-024
289-13-075	NEW 81-03-029	289-19-220	NEW 81-07-057	296-17-915	NEW 81-04-024
289-13-110	AMD 81-03-029	289-19-230	NEW 81-07-057	296-17-916	NEW 81-04-024
289-13-110	AMD-P 81-08-072	289-20	NEW-P 81-04-062	296-17-917	NEW 81-04-024
289-13-110	AMD 81-11-068	289-20-010	REP 81-07-057	296-17-919	NEW 81-04-024
289-13-170	AMD 81-03-029	289-20-020	REP 81-07-057	296-17-91901	NEW 81-04-024
289-13-170	AMD-E 81-13-051	289-20-030	REP 81-07-057	296-17-91902	NEW 81-04-024
289-13-170	AMD-P 81-14-075	289-20-040	REP 81-07-057	296-24	AMD-P 81-13-035
289-13-190	AMD-P 81-08-072	289-20-050	REP 81-07-057	296-24-060	AMD-P 81-07-051
289-13-190	AMD 81-11-068	289-20-100	NEW 81-08-014	296-24-060	AMD 81-13-053
289-14	AMD-P 81-04-062	289-20-105	NEW 81-08-014	296-24-070	AMD-P 81-07-051
289-14-005	AMD 81-07-057	289-20-110	NEW 81-08-014	296-24-070	AMD 81-13-053
289-14-005	AMD 81-08-014	289-20-120	NEW 81-08-014	296-24-67515	AMD-P 81-07-051
289-14-010	AMD 81-07-057	289-20-130	NEW 81-08-014	296-24-081	REP-P 81-07-051
289-14-020	REP 81-07-057	289-20-140	NEW 81-08-014	296-24-08101	REP-P 81-07-051
289-14-030	REP 81-07-057	289-20-150	NEW 81-08-014	296-24-08103	REP-P 81-07-051
289-14-100	NEW 81-08-014	289-20-160	NEW 81-08-014	296-24-08105	REP-P 81-07-051
289-14-120	NEW 81-08-014	289-20-165	NEW 81-08-014	296-24-08107	REP-P 81-07-051
289-14-130	NEW 81-08-014	289-20-170	NEW 81-08-014	296-24-08109	REP-P 81-07-051
289-14-200	NEW 81-07-057	289-20-180	NEW 81-08-014	296-24-08111	REP-P 81-07-051
289-14-210	NEW 81-07-057	289-20-190	NEW 81-08-014	296-24-08113	REP-P 81-07-051
289-14-220	NEW 81-07-057	289-20-200	NEW 81-07-057	296-24-960	NEW-P 81-07-027
289-14-230	NEW 81-07-057	289-20-205	NEW 81-07-057	296-24-964	NEW-P 81-07-027
289-15	NEW-P 81-04-062	289-20-210	NEW 81-07-057	296-27	AMD-P 81-06-026
289-15-100	NEW 81-08-014	289-20-220	NEW 81-07-057	296-27-160	NEW-P 81-03-071
289-15-110	NEW 81-08-014	289-20-230	NEW 81-07-057	296-27-160	NEW-E 81-08-035
289-15-120	NEW 81-08-014	289-20-240	NEW 81-07-057	296-27-160	NEW-P 81-10-059
289-15-130	NEW 81-08-014	289-20-250	NEW 81-07-057	296-27-160	NEW 81-14-006
289-15-200	NEW 81-07-057	289-20-260	NEW 81-07-057	296-27-160	NEW-E 81-14-020
289-15-210	NEW 81-07-057	289-20-265	NEW 81-07-057	296-27-16001	NEW-P 81-03-071

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296-27-16001	NEW-E 81-08-035	296-45-66003	NEW-P 81-07-051	296-62-07125	NEW-P 81-07-027
296-27-16001	NEW-P 81-10-059	296-45-66003	NEW-E 81-13-052	296-62-07302	AMD 81-07-048
296-27-16001	NEW 81-14-006	296-45-66003	NEW 81-13-053	296-62-07304	AMD 81-07-048
296-27-16001	NEW-E 81-14-020	296-45-66005	NEW-E 81-07-049	296-62-07306	AMD-P 81-07-051
296-27-16003	NEW-P 81-03-071	296-45-66005	NEW-P 81-07-051	296-62-07310	AMD 81-07-048
296-27-16003	NEW-E 81-08-035	296-45-66005	NEW-E 81-13-052	296-62-07312	AMD 81-07-048
296-27-16003	NEW-P 81-10-059	296-45-66005	NEW 81-13-053	296-62-07329	AMD-P 81-07-051
296-27-16003	NEW 81-14-006	296-45-66007	NEW-E 81-07-049	296-62-07329	AMD-P 81-13-027
296-27-16003	NEW-E 81-14-020	296-45-66007	NEW-P 81-07-051	296-62-07341	AMD-P 81-07-051
296-27-16005	NEW-P 81-03-071	296-45-66007	NEW-E 81-13-052	296-62-07341	AMD-P 81-13-027
296-27-16005	NEW-E 81-08-035	296-45-66007	NEW 81-13-053	296-62-07345	AMD-P 81-07-051
296-27-16005	NEW-P 81-10-059	296-45-66009	NEW-E 81-07-049	296-62-07345	AMD-P 81-13-027
296-27-16005	NEW 81-14-006	296-45-66009	NEW-P 81-07-051	296-62-07347	AMD-P 81-07-051
296-27-16005	NEW-E 81-14-020	296-45-66009	NEW-E 81-13-052	296-62-07347	AMD-P 81-13-027
296-27-16007	NEW-P 81-03-071	296-45-66009	NEW 81-13-053	296-62-07349	AMD-P 81-07-051
296-27-16007	NEW-E 81-08-035	296-45-66011	NEW-E 81-07-049	296-62-07349	AMD-P 81-13-027
296-27-16007	NEW-P 81-10-059	296-45-66011	NEW-P 81-07-051	296-62-07501	AMD-P 81-07-051
296-27-16007	NEW 81-14-006	296-45-66011	NEW-E 81-13-052	296-62-07515	AMD-P 81-07-051
296-27-16007	NEW-E 81-14-020	296-45-66011	NEW 81-13-053	296-62-07517	AMD-P 81-07-051
296-27-16009	NEW-P 81-03-071	296-46	AMD-P 81-05-019	296-62-07517	AMD-P 81-13-027
296-27-16009	NEW-E 81-08-035	296-46	AMD-P 81-05-025	296-62-07519	NEW-P 81-07-051
296-27-16009	NEW-P 81-10-059	296-46-110	AMD 81-06-037	296-62-09011	AMD-P 81-07-027
296-27-16009	NEW 81-14-006	296-46-115	NEW 81-06-037	296-62-09011	AMD-P 81-13-027
296-27-16009	NEW-E 81-14-020	296-46-130	AMD 81-06-037	296-62-09015	NEW-P 81-07-027
296-27-16011	NEW-P 81-03-071	296-46-140	AMD 81-06-037	296-62-09017	NEW-P 81-07-027
296-27-16011	NEW-E 81-08-035	296-46-150	AMD 81-06-037	296-62-09019	NEW-P 81-07-027
296-27-16011	NEW-P 81-10-059	296-46-335	AMD 81-06-037	296-62-09021	NEW-P 81-07-027
296-27-16011	NEW 81-14-006	296-46-350	AMD 81-06-037	296-62-09023	NEW-P 81-07-027
296-27-16011	NEW-E 81-14-020	296-46-355	NEW 81-06-037	296-62-09025	NEW-P 81-07-027
296-27-16013	NEW-P 81-03-071	296-46-40101	REP 81-06-037	296-62-09027	NEW-P 81-07-027
296-27-16013	NEW-E 81-08-035	296-46-424	AMD 81-06-037	296-62-09029	NEW-P 81-07-027
296-27-16013	NEW-P 81-10-059	296-46-500	AMD 81-06-037	296-62-09031	NEW-P 81-07-027
296-27-16013	NEW 81-14-006	296-46-501	NEW 81-06-037	296-62-09033	NEW-P 81-07-027
296-27-16013	NEW-E 81-14-020	296-46-506	NEW 81-06-037	296-62-09035	NEW-P 81-07-027
296-27-16015	NEW-P 81-03-071	296-46-510	REP 81-06-037	296-62-09037	NEW-P 81-07-027
296-27-16015	NEW-E 81-08-035	296-46-515	REP 81-06-037	296-62-09039	NEW-P 81-07-027
296-27-16015	NEW-P 81-10-059	296-46-520	REP 81-06-037	296-62-09041	NEW-P 81-07-027
296-27-16015	NEW 81-14-006	296-46-525	REP 81-06-037	296-62-09043	NEW-P 81-07-027
296-27-16015	NEW-E 81-14-020	296-46-910	AMD 81-06-037	296-62-09045	NEW-P 81-07-027
296-27-16017	NEW-P 81-03-071	296-48-800	AMD-E 81-15-050	296-62-09047	NEW-P 81-07-027
296-27-16017	NEW-E 81-08-035	296-52-030	AMD 81-07-048	296-62-09049	NEW-P 81-07-027
296-27-16017	NEW-P 81-10-059	296-52-043	AMD 81-07-048	296-62-09051	NEW-P 81-07-027
296-27-16017	NEW 81-14-006	296-52-050	AMD 81-07-048	296-62-09053	NEW-P 81-07-027
296-27-16017	NEW-E 81-14-020	296-52-090	AMD 81-07-048	296-62-09055	NEW-P 81-07-027
296-27-16019	NEW-P 81-10-059	296-52-095	AMD 81-07-048	296-62-09057	NEW-P 81-07-027
296-27-16019	NEW 81-14-006	296-54-559	AMD 81-05-013	296-62-09059	NEW-P 81-07-027
296-27-16021	NEW-P 81-03-071	296-54-565	81-05-013	296-62-09061	NEW-P 81-07-027
296-27-16021	NEW-E 81-08-035	296-54-567	AMD 81-05-013	296-62-09063	NEW-P 81-07-027
296-27-16021	NEW-P 81-10-059	296-62-052	NEW-P 81-13-027	296-62-100	AMD-P 81-07-051
296-27-16021	NEW 81-14-006	296-62-05201	NEW-P 81-13-027	296-62-11015	AMD-P 81-07-051
296-27-16021	NEW-E 81-14-020	296-62-05203	NEW-P 81-13-027	296-62-11019	AMD-P 81-07-051
296-27-16023	NEW-P 81-03-071	296-62-05205	NEW-P 81-13-027	296-62-11021	AMD-P 81-07-051
296-27-16023	NEW-E 81-08-035	296-62-05207	NEW-P 81-13-027	296-62-14507	AMD-P 81-07-051
296-27-16023	NEW-P 81-10-059	296-62-05209	NEW-P 81-13-027	296-62-14531	AMD-P 81-07-051
296-27-16023	NEW 81-14-006	296-62-05211	NEW-P 81-13-027	296-62-14531	AMD-P 81-13-027
296-27-16023	NEW-E 81-14-020	296-62-05213	NEW-P 81-13-027	296-62-14533	AMD-P 81-07-051
296-27-16025	NEW-P 81-03-071	296-62-05215	NEW-P 81-13-027	296-62-146	NEW-P 81-13-026
296-27-16025	NEW-E 81-08-035	296-62-05217	NEW-P 81-13-027	296-62-14601	NEW-P 81-13-026
296-27-16025	NEW 81-14-006	296-62-05219	NEW-P 81-13-027	296-62-14603	NEW-P 81-13-026
296-27-16025	NEW-E 81-14-020	296-62-05221	NEW-P 81-13-026	296-62-14605	NEW-P 81-13-026
296-37-510	AMD-E 81-02-029	296-62-05223	NEW-P 81-13-026	296-62-14607	NEW-P 81-13-026
296-37-510	AMD 81-07-048	296-62-071	NEW-P 81-07-027	296-62-20011	AMD-P 81-07-051
296-37-550	AMD-E 81-02-029	296-62-07101	NEW-P 81-07-027	296-62-20023	AMD-P 81-13-027
296-37-550	AMD 81-07-048	296-62-07103	NEW-P 81-07-027	296-78-005	REP-P 81-13-027
296-37-575	AMD-P 81-13-027	296-62-07105	NEW-P 81-07-027	296-78-007	REP-P 81-13-027
296-45	AMD-P 81-13-035	296-62-07107	NEW-P 81-07-027	296-78-030	REP-P 81-13-027
296-45-660	NEW-E 81-07-049	296-62-07109	NEW-P 81-07-027	296-78-035	REP-P 81-13-027
296-45-660	NEW-P 81-07-051	296-62-07111	NEW-P 81-07-027	296-78-040	REP-P 81-13-027
296-45-660	NEW-E 81-13-052	296-62-07113	NEW-P 81-07-027	296-78-045	REP-P 81-13-027
296-45-660	NEW 81-13-053	296-62-07115	NEW-P 81-07-027	296-78-170	REP-P 81-13-027
296-45-66001	NEW-E 81-07-049	296-62-07117	NEW-P 81-07-027	296-78-180	REP-P 81-13-027
296-45-66001	NEW-P 81-07-051	296-62-07119	NEW-P 81-07-027	296-78-185	REP-P 81-13-027
296-45-66001	NEW-E 81-13-052	296-62-07121	NEW-P 81-07-027	296-78-190	REP-P 81-13-027
296-45-66001	NEW 81-13-053	296-62-07123	NEW-P 81-07-027	296-78-195	REP-P 81-13-027
296-45-66003	NEW-E 81-07-049				

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296-78-205	REP-P	81-13-027	296-78-610	NEW-P	81-13-027	296-78-84011	NEW-P	81-13-027
296-78-210	REP-P	81-13-027	296-78-615	NEW-P	81-13-027	296-79	AMD-P	81-03-006
296-78-215	REP-P	81-13-027	296-78-620	NEW-P	81-13-027	296-79	AMD-P	81-13-035
296-78-220	REP-P	81-13-027	296-78-625	NEW-P	81-13-027	296-79-140	AMD	81-03-007
296-78-225	REP-P	81-13-027	296-78-630	NEW-P	81-13-027	296-79-140	AMD-P	81-07-051
296-78-230	REP-P	81-13-027	296-78-635	NEW-P	81-13-027	296-79-140	AMD	81-13-053
296-78-235	REP-P	81-13-027	296-78-640	NEW-P	81-13-027	296-79-170	AMD	81-03-007
296-78-240	REP-P	81-13-027	296-78-645	NEW-P	81-13-027	296-79-170	AMD-P	81-07-051
296-78-245	REP-P	81-13-027	296-78-650	NEW-P	81-13-027	296-79-170	AMD	81-13-053
296-78-250	REP-P	81-13-027	296-78-655	NEW-P	81-13-027	296-79-180	AMD	81-03-007
296-78-255	REP-P	81-13-027	296-78-660	NEW-P	81-13-027	296-79-220	AMD	81-03-007
296-78-260	REP-P	81-13-027	296-78-665	NEW-P	81-13-027	296-79-220	AMD-P	81-07-051
296-78-265	REP-P	81-13-027	296-78-670	NEW-P	81-13-027	296-79-220	AMD	81-13-053
296-78-270	REP-P	81-13-027	296-78-675	NEW-P	81-13-027	296-79-29029	AMD	81-03-007
296-78-275	REP-P	81-13-027	296-78-680	NEW-P	81-13-027	296-79-300	AMD	81-03-007
296-78-280	REP-P	81-13-027	296-78-685	NEW-P	81-13-027	296-104-200	AMD-P	81-08-022
296-78-285	REP-P	81-13-027	296-78-690	NEW-P	81-13-027	296-104-200	AMD	81-12-012
296-78-290	REP-P	81-13-027	296-78-695	NEW-P	81-13-027	296-116-185	AMD-P	81-03-072
296-78-295	REP-P	81-13-027	296-78-700	NEW-P	81-13-027	296-116-185	AMD	81-07-009
296-78-300	REP-P	81-13-027	296-78-705	NEW-P	81-13-027	296-116-300	AMD-P	81-03-072
296-78-305	REP-P	81-13-027	296-78-70501	NEW-P	81-13-027	296-116-300	AMD-P	81-06-054
296-78-315	REP-P	81-13-027	296-78-70503	NEW-P	81-13-027	296-116-300	AMD-P	81-09-013
296-78-320	REP-P	81-13-027	296-78-70505	NEW-P	81-13-027	296-116-300	AMD	81-12-017
296-78-325	REP-P	81-13-027	296-78-70507	NEW-P	81-13-027	296-116-300	AMD-E	81-12-018
296-78-330	REP-P	81-13-027	296-78-70509	NEW-P	81-13-027	296-150A-700	AMD-E	81-15-050
296-78-335	REP-P	81-13-027	296-78-70511	NEW-P	81-13-027	296-155	AMD-P	81-13-035
296-78-340	REP-P	81-13-027	296-78-710	NEW-P	81-13-027	296-155-500	AMD-P	81-07-051
296-78-345	REP-P	81-13-027	296-78-71001	NEW-P	81-13-027	296-155-500	AMD	81-13-053
296-78-350	REP-P	81-13-027	296-78-71003	NEW-P	81-13-027	296-155-505	AMD-P	81-07-051
296-78-355	REP-P	81-13-027	296-78-71005	NEW-P	81-13-027	296-155-505	AMD	81-13-053
296-78-360	REP-P	81-13-027	296-78-71007	NEW-P	81-13-027	296-155-50501	NEW-P	81-07-051
296-78-365	REP-P	81-13-027	296-78-71009	NEW-P	81-13-027	296-155-50501	NEW	81-13-053
296-78-375	REP-P	81-13-027	296-78-71011	NEW-P	81-13-027	296-155-650	AMD-P	81-07-051
296-78-380	REP-P	81-13-027	296-78-71013	NEW-P	81-13-027	296-155-650	AMD	81-13-053
296-78-385	REP-P	81-13-027	296-78-71015	NEW-P	81-13-027	296-155-655	AMD-P	81-07-051
296-78-390	REP-P	81-13-027	296-78-71017	NEW-P	81-13-027	296-155-655	AMD	81-13-053
296-78-395	REP-P	81-13-027	296-78-71019	NEW-P	81-13-027	296-155-660	AMD-P	81-07-051
296-78-400	REP-P	81-13-027	296-78-71021	NEW-P	81-13-027	296-155-660	AMD	81-13-053
296-78-405	REP-P	81-13-027	296-78-71023	NEW-P	81-13-027	296-155-665	AMD-P	81-07-051
296-78-410	REP-P	81-13-027	296-78-71025	NEW-P	81-13-027	296-155-665	AMD	81-13-053
296-78-415	REP-P	81-13-027	296-78-715	NEW-P	81-13-027	296-155-66501	AMD	81-13-053
296-78-420	REP-P	81-13-027	296-78-71501	NEW-P	81-13-027	296-155-66505	AMD-P	81-07-051
296-78-425	REP-P	81-13-027	296-78-71503	NEW-P	81-13-027	296-155-66505	AMD	81-13-053
296-78-430	REP-P	81-13-027	296-78-71505	NEW-P	81-13-027	296-401	AMD-P	81-05-019
296-78-450	REP-P	81-13-027	296-78-720	NEW-P	81-13-027	296-401	AMD-P	81-05-025
296-78-500	NEW-P	81-13-027	296-78-725	NEW-P	81-13-027	296-401-020	AMD	81-06-037
296-78-505	NEW-P	81-13-027	296-78-730	NEW-P	81-13-027	296-401-050	REP	81-06-037
296-78-510	NEW-P	81-13-027	296-78-735	NEW-P	81-13-027	296-401-080	AMD	81-06-037
296-78-515	NEW-P	81-13-027	296-78-740	NEW-P	81-13-027	296-401-100	AMD	81-06-037
296-78-520	NEW-P	81-13-027	296-78-745	NEW-P	81-13-027	296-401-140	AMD	81-06-037
296-78-525	NEW-P	81-13-027	296-78-750	NEW-P	81-13-027	296-401-150	AMD	81-06-037
296-78-530	NEW-P	81-13-027	296-78-755	NEW-P	81-13-027	296-401-160	AMD	81-06-037
296-78-535	NEW-P	81-13-027	296-78-760	NEW-P	81-13-027	296-401-180	AMD	81-06-037
296-78-540	NEW-P	81-13-027	296-78-765	NEW-P	81-13-027	308-04-001	NEW-E	81-03-046
296-78-545	NEW-P	81-13-027	296-78-770	NEW-P	81-13-027	308-04-001	NEW-P	81-04-071
296-78-550	NEW-P	81-13-027	296-78-775	NEW-P	81-13-027	308-04-001	NEW	81-07-045
296-78-555	NEW-P	81-13-027	296-78-780	NEW-P	81-13-027	308-12-300	REP-P	81-15-067
296-78-560	NEW-P	81-13-027	296-78-785	NEW-P	81-13-027	308-12-311	AMD-P	81-15-067
296-78-565	NEW-P	81-13-027	296-78-790	NEW-P	81-13-027	308-16-211	AMD	81-03-015
296-78-56501	NEW-P	81-13-027	296-78-795	NEW-P	81-13-027	308-16-212	AMD	81-03-015
296-78-56503	NEW-P	81-13-027	296-78-800	NEW-P	81-13-027	308-16-215	AMD	81-03-015
296-78-56505	NEW-P	81-13-027	296-78-805	NEW-P	81-13-027	308-16-216	AMD	81-03-015
296-78-56507	NEW-P	81-13-027	296-78-810	NEW-P	81-13-027	308-16-217	AMD	81-03-015
296-78-56509	NEW-P	81-13-027	296-78-815	NEW-P	81-13-027	308-16-218	NEW	81-03-015
296-78-56511	NEW-P	81-13-027	296-78-820	NEW-P	81-13-027	308-24-305	AMD	81-03-016
296-78-56513	NEW-P	81-13-027	296-78-825	NEW-P	81-13-027	308-24-320	AMD	81-03-016
296-78-570	NEW-P	81-13-027	296-78-830	NEW-P	81-13-027	308-24-380	REP-P	81-05-035
296-78-575	NEW-P	81-13-027	296-78-835	NEW-P	81-13-027	308-24-380	REP	81-09-031
296-78-580	NEW-P	81-13-027	296-78-840	NEW-P	81-13-027	308-24-382	NEW-P	81-05-035
296-78-585	NEW-P	81-13-027	296-78-84001	NEW-P	81-13-027	308-24-382	NEW	81-09-031
296-78-590	NEW-P	81-13-027	296-78-84003	NEW-P	81-13-027	308-24-384	NEW-P	81-05-035
296-78-595	NEW-P	81-13-027	296-78-84005	NEW-P	81-13-027	308-24-384	NEW	81-09-031
296-78-600	NEW-P	81-13-027	296-78-84007	NEW-P	81-13-027	308-24-403	AMD	81-03-016

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WAC #		WSR #	WAC #		WSR #	WAC #		WSR #
308-24-404	AMD	81-03-016	308-53-130	AMD	81-06-012	308-124A-025	AMD	81-05-016
308-24-430	AMD	81-03-016	308-53-215	NEW	81-06-012	308-124A-030	AMD	81-05-016
308-33-011	AMD	81-02-031	308-53-230	AMD	81-06-012	308-124A-100	AMD	81-05-016
308-33-015	REP	81-02-031	308-54-120	AMD-P	81-09-022	308-124A-110	NEW	81-05-016
308-33-020	AMD	81-02-031	308-54-120	AMD	81-14-037	308-124A-120	NEW	81-05-016
308-33-030	AMD	81-02-031	308-77-280	NEW-P	81-11-040	308-124A-130	NEW	81-05-016
308-36-020	AMD-P	81-04-047	308-77-280	NEW	81-14-048	308-124A-200	AMD	81-05-016
308-36-020	AMD	81-08-043	308-92-010	REP	81-02-030	308-124A-310	REP	81-05-016
308-37-100	NEW-P	81-02-032	308-92-020	REP	81-02-030	308-124A-410	NEW	81-05-016
308-37-100	NEW	81-06-013	308-92-030	REP	81-02-030	308-124A-420	NEW	81-05-016
308-37-110	NEW-P	81-02-032	308-92-040	REP	81-02-030	308-124B-040	AMD	81-05-016
308-37-110	NEW	81-06-013	308-92-050	REP	81-02-030	308-124B-110	AMD	81-05-016
308-37-120	NEW-P	81-02-032	308-92-060	REP	81-02-030	308-124B-120	AMD	81-05-016
308-37-120	NEW	81-06-013	308-92-070	REP	81-02-030	308-124C-010	AMD	81-05-016
308-37-130	NEW-P	81-02-032	308-92-080	REP	81-02-030	308-124D-015	NEW-P	81-02-054
308-37-130	NEW	81-06-013	308-92-100	REP	81-02-030	308-124D-015	NEW-P	81-06-014
308-37-140	NEW-P	81-02-032	308-92-110	REP	81-02-030	308-124E-010	AMD	81-05-015
308-37-140	NEW	81-06-013	308-92-120	REP	81-02-030	308-124F-010	AMD	81-05-015
308-38	NEW-P	81-06-015	308-92-130	REP	81-02-030	308-124F-050	REP	81-05-015
308-38-100	NEW-P	81-02-032	308-92-140	REP	81-02-030	308-124F-200	REP	81-05-015
308-38-100	NEW-P	81-10-072	308-92-150	REP	81-02-030	308-124G-010	REP	81-05-015
308-38-100	NEW-P	81-13-042	308-92-160	REP	81-02-030	308-124H-020	AMD	81-05-015
308-38-110	NEW-P	81-02-032	308-92-170	REP	81-02-030	308-124H-030	AMD	81-05-015
308-38-110	NEW-P	81-10-072	308-92-180	REP	81-02-030	308-124H-040	AMD	81-05-015
308-38-110	NEW-P	81-13-042	308-92-190	REP	81-02-030	308-124H-045	AMD	81-05-015
308-38-120	NEW-P	81-02-032	308-92-200	REP	81-02-030	308-124H-050	AMD	81-05-015
308-38-120	NEW-P	81-10-072	308-97-050	REP-P	81-13-054	308-124H-060	AMD	81-05-015
308-38-120	NEW-P	81-13-042	308-97-060	NEW-P	81-13-054	308-300-020	AMD-W	81-03-027
308-38-130	NEW-P	81-02-032	308-97-080	REP-P	81-13-054	308-300-030	AMD-W	81-03-027
308-38-130	NEW-P	81-10-072	308-97-090	NEW-P	81-13-054	308-300-040	AMD-W	81-03-027
308-38-130	NEW-P	81-13-042	308-97-100	REP-P	81-13-054	308-300-050	AMD-W	81-03-027
308-38-140	NEW-P	81-02-032	308-97-125	NEW-P	81-13-054	308-300-070	AMD-W	81-03-027
308-38-140	NEW-P	81-10-072	308-97-150	REP-P	81-13-054	308-300-080	AMD-W	81-03-027
308-38-140	NEW-P	81-13-042	308-97-175	NEW-P	81-13-054	308-300-100	AMD-W	81-03-027
308-38-150	NEW-P	81-02-032	308-97-200	REP-P	81-13-054	308-300-110	AMD-W	81-03-027
308-38-150	NEW-P	81-10-072	308-97-205	NEW-P	81-13-054	308-300-120	AMD-W	81-03-027
308-38-150	NEW-P	81-13-042	308-97-210	REP-P	81-13-054	308-300-130	AMD-W	81-03-027
308-38-160	NEW-P	81-02-032	308-97-230	AMD-P	81-13-054	308-300-150	AMD-W	81-03-027
308-38-160	NEW-P	81-10-072	308-97-250	REP-P	81-13-054	308-300-160	AMD-W	81-03-027
308-38-160	NEW-P	81-13-042	308-97-270	REP-P	81-13-054	308-300-220	AMD	81-02-038
308-39-100	NEW-P	81-02-032	308-97-290	REP-P	81-13-054	314-12-070	AMD-E	81-14-079
308-39-100	NEW	81-06-013	308-97-330	REP-P	81-13-054	314-12-090	AMD-E	81-14-079
308-39-110	NEW-P	81-02-032	308-97-370	REP-P	81-13-054	314-12-130	REP-P	81-12-010
308-39-110	NEW	81-06-013	308-97-410	REP-P	81-13-054	314-16-210	NEW-E	81-14-079
308-39-120	NEW-P	81-02-032	308-98-010	REP-P	81-15-068	314-16-220	NEW-E	81-14-079
308-39-120	NEW	81-06-013	308-98-020	REP-P	81-15-068	314-16-230	NEW-E	81-14-079
308-40-101	AMD-P	81-04-047	308-98-030	REP-P	81-15-068	314-20-010	AMD-E	81-14-079
308-40-101	AMD	81-08-043	308-98-040	REP-P	81-15-068	314-20-015	AMD-E	81-14-079
308-42-045	AMD-P	81-14-088	308-98-050	REP-P	81-15-068	314-20-160	AMD-E	81-14-079
308-42-060	AMD-P	81-14-088	308-98-060	REP-P	81-15-068	314-24-003	AMD-E	81-14-079
308-50-055	REP-P	81-05-026	308-98-070	REP-P	81-15-068	314-24-050	AMD-E	81-14-079
308-50-055	REP	81-09-030	308-98-080	REP-P	81-15-068	314-24-110	AMD-E	81-14-079
308-50-080	AMD-P	81-05-026	308-120-100	AMD	81-04-007	314-24-120	AMD-E	81-14-079
308-50-080	AMD	81-09-030	308-120-160	REP	81-04-007	314-24-190	AMD-E	81-14-079
308-51-010	AMD-P	81-08-042	308-120-161	NEW	81-04-007	314-24-200	AMD-E	81-14-079
308-51-010	AMD	81-11-005	308-120-162	NEW	81-04-007	314-52-080	AMD	81-04-011
308-52-020	REP	81-03-079	308-120-163	NEW	81-04-007	314-64-060	NEW-E	81-15-096
308-52-040	AMD	81-03-079	308-120-164	NEW	81-04-007	314-64-070	NEW-E	81-15-096
308-52-110	REP	81-03-079	308-120-165	NEW	81-04-007	314-64-080	NEW-E	81-15-096
308-52-120	AMD	81-03-079	308-120-166	NEW	81-04-007	314-64-090	NEW-E	81-15-096
308-52-132	NEW	81-03-078	308-120-168	NEW	81-04-007	322-02-010	NEW-P	81-03-084
308-52-137	REP	81-03-078	308-120-170	AMD-P	81-07-011	322-02-020	NEW-P	81-03-084
308-52-138	AMD	81-03-078	308-120-170	AMD	81-10-026	322-02-030	NEW-P	81-03-084
308-52-139	AMD	81-03-078	308-120-185	AMD	81-04-007	322-10-010	NEW-P	81-03-084
308-52-140	AMD	81-03-078	308-120-410	AMD	81-04-007	322-10-020	NEW-P	81-03-084
308-52-141	AMD	81-03-078	308-120-420	AMD	81-04-007	322-10-030	NEW-P	81-03-084
308-52-144	REP	81-03-078	308-120-509	AMD	81-04-007	322-10-040	NEW-P	81-03-084
308-52-201	NEW	81-03-078	308-120-510	AMD-P	81-07-011	322-10-050	NEW-P	81-03-084
308-52-205	NEW	81-03-078	308-120-510	AMD	81-10-026	322-10-060	NEW-P	81-03-084
308-52-211	NEW	81-03-078	308-120-511	AMD-P	81-07-011	322-10-070	NEW-P	81-03-084
308-52-215	NEW	81-03-078	308-120-511	AMD	81-10-026	322-10-080	NEW-P	81-03-084
308-52-221	NEW	81-03-078	308-124-005	AMD	81-05-016	322-10-090	NEW-P	81-03-084
308-52-250	REP	81-03-079	308-124-021	AMD	81-05-016	322-10-100	NEW-P	81-03-084
308-52-255	NEW	81-03-079	308-124A-020	AMD	81-05-016	322-10-110	NEW-P	81-03-084

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WAC #	WSR #	WAC #	WSR #	WAC #	WSR #			
322-12-010	REP-P	81-03-084	356-18-110	AMD-P	81-03-019	360-17-100	NEW-P	81-10-024
322-12-020	REP-P	81-03-084	356-18-110	AMD	81-07-030	360-17-100	NEW-P	81-14-035
322-12-030	REP-P	81-03-084	356-18-150	AMD-P	81-03-019	360-30-010	REP-P	81-14-036
322-12-040	REP-P	81-03-084	356-18-150	AMD-P	81-07-032	360-30-020	REP-P	81-14-036
322-12-060	REP-P	81-03-084	356-18-150	AMD	81-09-037	360-30-030	REP-P	81-14-036
322-12-070	REP-P	81-03-084	356-18-210	REP-P	81-10-045	360-32-050	AMD-P	81-07-012
322-12-080	REP-P	81-03-084	356-18-210	REP	81-13-030	360-32-050	AMD	81-10-025
322-12-090	REP-P	81-03-084	356-22-090	AMD-P	81-10-045	360-32-055	AMD-P	81-07-012
322-12-100	REP-P	81-03-084	356-22-090	AMD-E	81-13-029	360-32-055	AMD	81-10-025
322-12-110	REP-P	81-03-084	356-22-090	AMD	81-13-030	365-40-031	REP-P	81-11-057
322-12-120	REP-P	81-03-084	356-26-040	AMD-P	81-10-045	365-40-051	AMD-P	81-11-057
322-12-140	REP-P	81-03-084	356-26-040	AMD	81-13-030	365-40-061	AMD-P	81-11-057
322-12-150	REP-P	81-03-084	356-26-060	AMD	81-03-017	365-40-071	AMD-P	81-11-057
322-12-160	REP-P	81-03-084	356-30-080	AMD	81-03-064	365-42	REP-P	81-07-046
322-22-010	NEW-P	81-03-084	356-30-280	AMD-P	81-10-045	365-42-010	REP-P	81-03-050
322-22-020	NEW-P	81-03-084	356-30-280	AMD-P	81-13-049	365-42-010	REP	81-10-058
332-08-445	NEW-E	81-09-061	356-30-280	AMD-P	81-15-028	365-42-020	REP-P	81-03-050
332-22-010	NEW	81-03-059	356-34	AMD-P	81-03-018	365-42-020	REP	81-10-058
332-22-020	NEW	81-03-059	356-34	AMD-P	81-07-031	365-42-030	REP-P	81-03-050
332-22-030	NEW	81-03-059	356-34	AMD-P	81-09-039	365-42-030	REP	81-10-058
332-22-040	NEW	81-03-059	356-34	AMD-P	81-11-038	365-42-100	REP-P	81-03-050
332-22-050	NEW	81-03-059	356-34	AMD-P	81-13-049	365-42-100	REP	81-10-058
332-22-060	NEW	81-03-059	356-34	AMD-P	81-15-028	365-42-110	REP-P	81-03-050
332-22-070	NEW	81-03-059	356-34-180	AMD-P	81-03-019	365-42-110	REP	81-10-058
332-22-080	NEW	81-03-059	356-34-180	AMD-P	81-07-032	365-42-200	REP-P	81-03-050
332-22-090	NEW	81-03-059	356-34-180	AMD-P	81-09-038	365-42-200	REP	81-10-058
332-22-100	NEW	81-03-059	356-34-220	AMD-P	81-03-019	365-42-210	REP-P	81-03-050
332-22-110	NEW	81-03-059	356-34-220	AMD-P	81-07-032	365-42-210	REP	81-10-058
332-22-120	NEW	81-03-059	356-34-220	AMD-P	81-09-038	365-42-220	REP-P	81-03-050
332-22-130	NEW	81-03-059	356-34-310	NEW-P	81-15-028	365-42-220	REP	81-10-058
332-22-140	NEW	81-03-059	360-12-140	AMD-P	81-14-036	365-42-230	REP-P	81-03-050
332-22-150	NEW	81-03-059	360-13-010	AMD-P	81-06-076	365-42-230	REP	81-10-058
332-24-090	AMD-E	81-07-038	360-13-010	AMD	81-10-027	365-42-240	REP-P	81-03-050
332-24-090	AMD-E	81-09-011	360-13-020	AMD-P	81-02-033	365-42-240	REP	81-10-058
332-26-010	NEW-E	81-15-008	360-13-020	AMD	81-06-077	365-42-300	REP-P	81-03-050
332-26-020	NEW-E	81-15-008	360-13-030	AMD-P	81-02-033	365-42-300	REP	81-10-058
332-26-040	NEW-E	81-15-008	360-13-030	AMD	81-06-077	365-42-310	REP-P	81-03-050
332-26-050	NEW-E	81-15-008	360-13-045	AMD-P	81-02-033	365-42-310	REP	81-10-058
332-26-060	NEW-E	81-15-008	360-13-045	AMD	81-06-077	365-42-320	REP-P	81-03-050
332-26-080	NEW-E	81-09-050	360-13-055	AMD-P	81-02-033	365-42-320	REP	81-10-058
332-26-501	NEW-E	81-09-011	360-13-055	AMD	81-06-077	365-42-330	REP-P	81-03-050
332-30-106	AMD-P	81-15-042	360-13-065	REP-P	81-02-033	365-42-330	REP	81-10-058
332-30-164	NEW-P	81-04-069	360-13-066	NEW-P	81-02-033	365-42-340	REP-P	81-03-050
332-30-164	NEW-P	81-09-024	360-13-066	NEW-P	81-06-076	365-42-340	REP	81-10-058
332-100-050	AMD-E	81-06-057	360-13-066	NEW-P	81-10-023	365-42-350	REP-P	81-03-050
332-100-050	AMD-P	81-09-004	360-13-066	NEW	81-14-055	365-42-350	REP	81-10-058
342-10-180	AMD-P	81-09-074	360-17-010	NEW-P	81-06-075	365-42-360	REP-P	81-03-050
342-10-180	AMD	81-12-049	360-17-010	NEW-P	81-10-024	365-42-360	REP	81-10-058
342-10-240	AMD-P	81-09-074	360-17-010	NEW-P	81-14-035	365-42-370	REP-P	81-03-050
342-10-240	AMD	81-12-049	360-17-020	NEW-P	81-06-075	365-42-370	REP	81-10-058
352-32-010	AMD-P	81-04-049	360-17-020	NEW-P	81-10-024	365-42-380	REP-P	81-03-050
352-32-010	AMD	81-09-034	360-17-020	NEW-P	81-14-035	365-42-380	REP	81-10-058
352-32-030	AMD-P	81-04-049	360-17-030	NEW-P	81-06-075	365-42-390	REP-P	81-03-050
352-32-030	AMD	81-09-034	360-17-030	NEW-P	81-10-024	365-42-390	REP	81-10-058
352-32-035	AMD-P	81-06-055	360-17-030	NEW-P	81-14-035	365-42-410	REP-P	81-03-050
352-32-035	AMD-P	81-10-036	360-17-040	NEW-P	81-06-075	365-42-410	REP	81-10-058
352-32-035	AMD-E	81-12-013	360-17-040	NEW-P	81-10-024	365-42-420	REP-P	81-03-050
352-32-035	AMD	81-12-014	360-17-040	NEW-P	81-14-035	365-42-420	REP	81-10-058
352-32-250	AMD-P	81-04-049	360-17-050	NEW-P	81-06-075	365-42-430	REP-P	81-03-050
352-32-250	AMD	81-09-034	360-17-050	NEW-P	81-10-024	365-42-430	REP	81-10-058
352-32-280	AMD	81-09-034	360-17-050	NEW-P	81-14-035	365-42-440	REP-P	81-03-050
352-32-285	AMD	81-09-034	360-17-060	NEW-P	81-06-075	365-42-440	REP	81-10-058
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388-96-010	AMD	81-06-024	388-99-040	NEW-P	81-12-042	
388-96-015	NEW	81-06-024	388-99-045	NEW-E	81-12-028	
388-96-222	AMD	81-06-024	388-99-045	NEW-P	81-12-042	
388-96-223	AMD-P	81-11-060	388-99-050	NEW-E	81-12-028	
388-96-223	AMD-E	81-14-062	388-99-050	NEW-P	81-12-042	
388-96-223	AMD	81-15-049	388-99-055	NEW-E	81-12-028	
388-96-225	AMD	81-06-024	388-99-055	NEW-P	81-12-042	
388-96-501	AMD	81-06-024	388-99-060	NEW-E	81-12-028	
388-96-503	AMD	81-06-024	388-99-060	NEW-P	81-12-042	
388-96-505	AMD	81-06-024	388-100-005	NEW-E	81-12-028	
388-96-507	AMD	81-06-024	388-100-005	NEW-P	81-12-042	
388-96-513	AMD	81-06-024	388-100-010	NEW-E	81-12-028	
388-96-523	AMD	81-06-024	388-100-010	NEW-P	81-12-042	
388-96-525	AMD	81-06-024	388-100-015	NEW-E	81-12-028	
388-96-529	AMD	81-06-024	388-100-015	NEW-P	81-12-042	
388-96-531	AMD	81-06-024	388-100-020	NEW-E	81-12-028	
388-96-533	AMD	81-06-024	388-100-020	NEW-P	81-12-042	
388-96-535	AMD	81-06-024	388-100-025	NEW-E	81-12-028	
388-96-537	NEW	81-06-024	388-100-025	NEW-P	81-12-042	
388-96-539	AMD	81-06-024	388-100-030	NEW-E	81-12-028	
388-96-541	AMD	81-06-024	388-100-030	NEW-P	81-12-042	
388-96-543	AMD	81-06-024	388-100-035	NEW-E	81-12-028	
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388-96-561	AMD	81-06-024	388-320-020	AMD	81-06-001	
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388-96-565	AMD	81-06-024	388-320-060	REP	81-06-001	
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388-96-569	AMD	81-06-024	388-320-090	AMD	81-06-001	
388-96-571	AMD	81-06-024	388-320-092	AMD	81-06-001	
388-96-572	NEW	81-06-024	388-320-093	REP	81-06-001	
388-96-585	AMD	81-06-024	388-320-094	REP	81-06-001	
388-96-587	NEW	81-06-024	388-320-095	REP	81-06-001	
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				388-320-130	AMD	81-06-001
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				388-320-155	REP	81-06-001
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				391-21-120	REP	81-15-022
				391-21-122	REP	81-15-022
				391-21-124	REP	81-15-022
				391-21-125	REP	81-15-022
				391-21-126	REP	81-15-022
				391-21-128	REP	81-15-022
				391-21-130	REP	81-15-022
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				391-21-134	REP	81-15-022
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				391-21-137	REP	81-15-022
				391-21-138	REP	81-15-022
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				391-21-300	REP	81-15-022
				391-21-302	REP	81-15-022
				391-21-304	REP	81-15-022
				391-21-306	REP	81-15-022
				391-21-308	REP	81-15-022
				391-21-310	REP	81-15-022
				391-21-312	REP	81-15-022
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391-21-506	REP	81-15-022	391-30-142	REP	81-15-022	
391-21-508	REP	81-15-022	391-30-300	REP	81-15-022	
391-21-510	REP	81-15-022	391-30-302	REP	81-15-022	
391-21-512	REP	81-15-022	391-30-304	REP	81-15-022	
391-21-514	REP	81-15-022	391-30-306	REP	81-15-022	
391-21-516	REP	81-15-022	391-30-308	REP	81-15-022	
391-21-518	REP	81-15-022	391-30-310	REP	81-15-022	
391-21-520	REP	81-15-022	391-30-312	REP	81-15-022	
391-21-522	REP	81-15-022	391-30-314	REP	81-15-022	
391-21-524	REP	81-15-022	391-30-316	REP	81-15-022	
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391-21-528	REP	81-15-022	391-30-320	REP	81-15-022	
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391-21-556	REP	81-15-022	391-30-508	REP	81-15-022	
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391-21-712	REP	81-15-022	391-30-518	REP	81-15-022	
391-21-716	REP	81-15-022	391-30-520	REP	81-15-022	
391-21-718	REP	81-15-022	391-30-522	REP	81-15-022	
391-21-719	REP	81-15-022	391-30-524	REP	81-15-022	
391-21-720	REP	81-15-022	391-30-526	REP	81-15-022	
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391-21-724	REP	81-15-022	391-30-534	REP	81-15-022	
391-21-726	REP	81-15-022	391-30-535	REP	81-15-022	
391-21-728	REP	81-15-022	391-30-536	REP	81-15-022	
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391-21-737	REP	81-15-022	391-30-556	REP	81-15-022	
391-21-738	REP	81-15-022	391-30-560	REP	81-15-022	
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391-21-802	REP	81-15-022	391-30-702	REP	81-15-022	
391-21-804	REP	81-15-022	391-30-704	REP	81-15-022	
391-21-806	REP	81-15-022	391-30-706	REP	81-15-022	
391-21-808	REP	81-15-022	391-30-708	REP	81-15-022	
391-21-810	REP	81-15-022	391-30-710	REP	81-15-022	
391-21-812	REP	81-15-022	391-30-712	REP	81-15-022	
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391-21-900	REP	81-15-022	391-30-716	REP	81-15-022	
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391-25-190	NEW	81-02-034	391-30-720	REP	81-15-022	
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391-30-100	REP	81-15-022	391-30-724	REP	81-15-022	
391-30-102	REP	81-15-022	391-30-726	REP	81-15-022	
391-30-104	REP	81-15-022	391-30-728	REP	81-15-022	
391-30-106	REP	81-15-022	391-30-730	REP	81-15-022	
391-30-108	REP	81-15-022	391-30-732	REP	81-15-022	
391-30-110	REP	81-15-022	391-30-734	REP	81-15-022	
391-30-112	REP	81-15-022	391-30-736	REP	81-15-022	
391-30-113	REP	81-15-022	391-30-738	REP	81-15-022	
391-30-114	REP	81-15-022	391-30-900	REP	81-15-022	
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391-30-118	REP	81-15-022	391-50-001	REP	81-15-022	
391-30-120	REP	81-15-022	391-50-100	REP	81-15-022	
391-30-122	REP	81-15-022	391-50-102	REP	81-15-022	
391-30-124	REP	81-15-022	391-50-104	REP	81-15-022	
391-30-126	REP	81-15-022	391-50-105	REP	81-15-022	
391-30-128	REP	81-15-022	391-50-106	REP	81-15-022	
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391-30-132	REP	81-15-022	391-50-110	REP	81-15-022	
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				391-50-116	REP	81-15-022
				391-50-118	REP	81-15-022
				391-50-120	REP	81-15-022
				391-50-122	REP	81-15-022
				391-50-124	REP	81-15-022
				391-50-126	REP	81-15-022
				391-50-128	REP	81-15-022
				391-50-130	REP	81-15-022
				391-50-132	REP	81-15-022
				391-50-134	REP	81-15-022
				391-50-136	REP	81-15-022
				391-50-137	REP	81-15-022
				391-50-138	REP	81-15-022
				391-50-140	REP	81-15-022
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				391-50-302	REP	81-15-022
				391-50-304	REP	81-15-022
				391-50-306	REP	81-15-022
				391-50-308	REP	81-15-022
				391-50-310	REP	81-15-022
				391-50-312	REP	81-15-022
				391-50-314	REP	81-15-022
				391-50-316	REP	81-15-022
				391-50-318	REP	81-15-022
				391-50-320	REP	81-15-022
				391-50-321	REP	81-15-022
				391-50-322	REP	81-15-022
				391-50-700	REP	81-15-022
				391-50-702	REP	81-15-022
				391-50-706	REP	81-15-022
				391-50-708	REP	81-15-022
				391-50-710	REP	81-15-022
				391-50-712	REP	81-15-022
				391-50-714	REP	81-15-022
				391-50-716	REP	81-15-022
				391-50-718	REP	81-15-022
				391-50-720	REP	81-15-022
				391-50-722	REP	81-15-022
				391-50-724	REP	81-15-022
				391-50-728	REP	81-15-022
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				391-70-070	REP	81-15-022
				391-70-080	REP	81-15-022
				391-70-090	REP	81-15-022
				391-70-105	REP	81-15-022
				391-70-110	REP	81-15-022
				391-70-120	REP	81-15-022
				391-70-140	REP	81-15-022
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				391-70-260	REP	81-15-022
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				392-109-060	AMD-P	81-14-086
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392-121-170	AMD-P 81-15-078	392-160-035	AMD 81-15-089	392-161-160	REP 81-15-088
392-121-175	AMD-P 81-15-078	392-160-040	AMD 81-15-089	392-161-165	REP-P 81-13-044
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392-125-015	AMD-P 81-15-077	392-161-065	REP 81-15-088	415-104-820	NEW-P 81-04-022
392-125-020	AMD-P 81-15-077	392-161-070	REP-P 81-13-044	415-104-820	NEW 81-07-017
392-125-060	AMD-P 81-15-077	392-161-070	REP 81-15-088	415-104-830	NEW 81-07-017
392-125-075	REP-P 81-15-077	392-161-075	REP-P 81-13-044	446-40-070	AMD 81-04-042
392-125-085	NEW-P 81-15-077	392-161-075	REP 81-15-088	446-50-010	AMD 81-03-008
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392-131-015	REP-P 81-15-081	392-161-085	REP 81-15-088	458-12-290	REP 81-04-054
392-131-020	REP-P 81-15-081	392-161-090	REP-P 81-13-044	458-12-380	REP 81-04-054
392-131-025	REP-P 81-15-081	392-161-090	REP 81-15-088	458-12-400	REP 81-04-054
392-135-010	AMD-P 81-15-079	392-161-095	REP-P 81-13-044	458-12-401	REP 81-04-054
392-135-010	AMD-E 81-15-085	392-161-095	REP 81-15-088	458-12-402	REP 81-04-054
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468-87-610	NEW	81-10-058	468-87-610	NEW	81-10-058
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SPOKANE COMMUNITY COLLEGE DISTRICT NO. 17

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