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ISSUE 83-16



TABLES  
AUDIT  
DIX  
&  
LYNDA

## IN THIS ISSUE

Agriculture, Department of  
Attorney General, Office of the  
Central Washington University  
Centralia Community College  
Community College District Number 9  
Community College District Number 12  
Community College District Number 21  
Community College District Number 23  
Community College Education, Board of  
Corrections, Department of  
Corrections Standards Board  
Ecology, Department of  
Edmonds Community College  
Education, State Board of  
Emergency Services, Department of  
Evergreen State College, The  
Fisheries, Department of  
Gambling Commission  
Game, Department of  
General Administration, Department of  
Governor, Office of the  
Health, Board of  
Higher Education Personnel Board  
Highline Community College  
Horse Racing Commission

Human Rights Commission  
Industrial Insurance Appeals, Board of  
Juvenile Rehabilitation, Division of  
Labor and Industries, Department of  
Licensing, Department of  
Liquor Control Board  
Lottery Commission  
Natural Resources, Department of  
Olympia Technical Community College  
Parks and Recreation Commission  
Personnel, Department of  
Pharmacy, Board of  
Pilotage Commissioners, Board of  
Planning and Community Affairs Agency  
Postsecondary Education, Council for  
Revenue, Department of  
Seattle Community College District  
Sentencing Guidelines Commission  
Social and Health Services, Department of  
Transportation, Department of  
University of Washington  
Utilities and Transportation Commission  
Western Washington University  
Whatcom Community College

(Subject/Agency index at back of issue)  
This issue contains documents officially  
filed not later than August 3, 1983

## CITATION

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DENNIS W. COOPER  
Code Reviser

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# 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.

**1983**  
**DATES FOR REGISTER CLOSING, DISTRIBUTION, AND FIRST AGENCY ACTION**

<u>Issue No.</u>	<u>Closing Dates</u> <sup>①</sup>			<u>Distribution Date</u>	<u>First Agency Action Date</u> <sup>③</sup>
	Non-OTS & 30 p. or more	Non-OTS & 11 to 29 p.	OTS <sup>②</sup> or 10 p. max. Non-OTS		
<i>For Inclusion—</i>	<i>File no later than—</i>			<i>Count 20 days from—</i>	<i>For hearing/adoption on or after</i>
83-01	Nov 24	Dec 8	Dec 22, 1982	Jan 5, 1983	Jan 25
83-02	Dec 8	Dec 22, 1982	Jan 5, 1983	Jan 19	Feb 8
83-03	Dec 22, 1982	Jan 5, 1983	Jan 19	Feb 2	Feb 22
83-04	Jan 5	Jan 19	Feb 2	Feb 16	Mar 8
83-05	Jan 19	Feb 2	Feb 16	Mar 2	Mar 22
83-06	Feb 2	Feb 16	Mar 2	Mar 16	Apr 5
83-07	Feb 23	Mar 9	Mar 23	Apr 6	Apr 26
83-08	Mar 9	Mar 23	Apr 6	Apr 20	May 10
83-09	Mar 23	Apr 6	Apr 20	May 4	May 24
83-10	Apr 6	Apr 20	May 4	May 18	Jun 7
83-11	Apr 20	May 4	May 18	Jun 1	Jun 21
83-12	May 4	May 18	Jun 1	Jun 15	Jul 5
83-13	May 25	Jun 8	Jun 22	Jul 6	Jul 26
83-14	Jun 8	Jun 22	Jul 6	Jul 20	Aug 9
83-15	Jun 22	Jul 6	Jul 20	Aug 3	Aug 23
83-16	Jul 6	Jul 20	Aug 3	Aug 17	Sep 6
83-17	Jul 27	Aug 10	Aug 24	Sep 7	Sep 27
83-18	Aug 10	Aug 24	Sep 7	Sep 21	Oct 11
83-19	Aug 24	Sep 7	Sep 21	Oct 5	Oct 25
83-20	Sep 7	Sep 21	Oct 5	Oct 19	Nov 8
83-21	Sep 21	Oct 5	Oct 19	Nov 2	Nov 22
83-22	Oct 5	Oct 19	Nov 2	Nov 16	Dec 6
83-23	Oct 26	Nov 9	Nov 23	Dec 7	Dec 27
83-24	Nov 9	Nov 23	Dec 7	Dec 21	Jan 10, 1984

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.

②A filing of any length will be accepted on the closing dates of this column if it has been prepared by the Order Typing Service (OTS) of the Code Reviser's Office; see WAC 1-12-220 or 1-13-240. Agency-typed material is subject to a ten page limit for these dates; longer agency-typed material is subject to the earlier non-OTS dates.

③"No preceeding may be held on any rule until twenty days have passed from distribution date of the Register in which notice thereof was contained." RCW 28B.19.030(4) and 34.04.025(4). These dates represent the twentieth day after the distribution date of the applicable Register.

**WSR 83-15-040**  
**PROPOSED RULES**  
**DEPARTMENT OF LICENSING**  
**(Securities Division)**  
 [Filed July 19, 1983]

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 registration and regulation of securities, adopting and repealing sections in chapter 460-32A WAC, real estate programs, and repealing WAC 460-32A-010 through 460-32A-400 and certain definitions, WAC 460-10A-055 and 460-10A-070 through 460-10A-155. WAC 460-32A-410 Application; 460-32A-415 Definitions; 460-32A-420 Experience of sponsor; 460-32A-425 Net worth of sponsor; 460-32A-430 Reports to administrator; 460-32A-435 Liability of sponsor; 460-32A-440 Suitability standards for participants; 460-32A-445 Sales of appropriate persons; 460-32A-450 Maintenance of record of suitability; 460-32A-455 Minimum investment of participant; 460-32A-460 Fees, compensation and expenses; 460-32A-465 Organization and offering expenses; 460-32A-470 Investment in properties; 460-32A-475 Program management fee; 460-32A-480 Promotional interest; 460-32A-485 Real estate commissions on resale; 460-32A-490 Property management fee; 460-32A-495 Insurance services; 460-32A-500 Sales, leases, loans and related programs; 460-32A-505 Exchange of limited partnership interests; 460-32A-510 Exclusive agreements; 460-32A-515 Sales commissions on reinvestment and distribution; 460-32A-520 Expenses of the program; 460-32A-525 Reimbursement of costs; 460-32A-530 Other services by sponsor; 460-32A-535 Rebates, kickbacks and reciprocal arrangements; 460-32A-540 Commingling; 460-32A-545 Investments in other programs; 460-32A-550 Lending practices; 460-32A-555 Development or construction contract; 460-32A-560 Completion bond requirements; 460-32A-565 Requirement for real property appraisal; 460-32A-570 Nonspecific property programs; 460-32A-575 Minimum capitalization; 460-32A-580 Experience of sponsor; 460-32A-585 Statement of investment objectives; 460-32A-590 Period of offering and expenditure of proceeds; 460-32A-595 Special reports; 460-32A-600 Assessments; 460-32A-605 Multiple programs; 460-32A-610 Rights and obligations of participants—Meetings; 460-32A-615 Voting rights of limited partners; 460-32A-620 Reports to holders of limited partnership interests; 460-32A-620 Access to records; 460-32A-630 Admission of participants; 460-32A-635 Redemption of program interests; 460-32A-640 Transferability of program interests; 460-32A-645 Assessments and defaults; 460-32A-650 Sales literature; 460-32A-655 Group meetings; 460-32A-660 Contents of prospectus; 460-32A-665 Use of forecasts; 460-32A-670 Forecasts for specified property programs; 460-32A-675 Realistic forecasts; 460-32A-680 Material information; 460-32A-685 Presentation of forecasts; 460-32A-690 Additional disclosures and limitations;

460-32A-695 Forecasts for unimproved property programs; 460-32A-700 Fiduciary duty; 460-32A-705 Deferred payments; 460-32A-710 Reserves; 460-32A-715 Reinvestment of cash flow and proceeds on distribution of property; 460-32A-720 Financial information required on application; 460-32A-725 Opinions of counsel; 460-32A-730 Provisions of the partnership agreement; and 460-32A-735 Sales of condominiums or units in real estate developments;

that the agency will at 10:00 a.m., Tuesday, September 6, 1983, in Conference Room A, 4th Floor, Highways-Licenses Building, Olympia, Washington 98504, conduct a public hearing on the proposed rules.

The formal decision regarding adoption, amendment, or repeal of the rules will take place on September 9, 1983.

The authority for WAC 460-32A-410 through 460-32A-715 and 460-32A-725 through 460-32A-735 is RCW 21.20.450. The authority for WAC 460-32A-720 is RCW 21.20.180(8), 21.20.210(4) and 21.20.450.

The specific statutes the rules are intended to implement are as follows: RCW 21.20.010, 21.20.140 through 21.20.300, 21.20.450 and 21.20.900 are for WAC 460-32A-410 through 460-32A-425, 460-32A-435, 460-32A-460 through 460-32A-530 and 460-32A-540 through 460-32A-735. RCW 21.20.010, 21.20.140 through 21.20.300, 21.20.450, 21.20.740 through 21.20.750 and 21.20.900 are for WAC 460-32A-430. RCW 21.20.010, 21.20.110, 21.20.140 through 21.20.300, 21.20.450 and 21.20.900 are for WAC 460-32A-440, 460-32A-445, 460-32A-450 and 460-32A-455. RCW 21.20.010, 21.20.020, 21.20.040 through 21.20.110, 21.20.140 through 21.20.300, 21.20.450 and 21.20.900 are for WAC 460-32A-535.

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency before September 6, 1983.

Written or oral submissions may also contain data, views, and arguments concerning the effect of the proposed rules or amendments of rules on economic values, pursuant to chapter 43.21H RCW.

The department reserves the right to modify the text of these proposed rules before the hearing or in response to written or oral comments received before or during the hearing.

The department may need to change the date for hearing or adoption on short notice. To ascertain that the hearing or adoption will take place as stated in this notice, an interested person may contact the person named below.

Correspondence relating to this office and the proposed rules should be addressed to:

Ralph R. Smith  
 P.O. Box 648  
 Olympia, WA 98504  
 (206) 753-6928

Dated: July 19, 1983  
 By: John Gonzalez  
 Director

## STATEMENT OF PURPOSE

Name of Agency: Department of Licensing, Securities Division.

General Purpose of Rule: The rules shown below are proposed under the Securities Act of Washington, chapter 21.20 RCW, to implement guidelines adopted by the North American Securities Administrators Association. Adoption of these rules will make the law of Washington uniform with other states.

Description and Summary for Rules: Chapter 460-32A WAC, Real estate programs, adopting WAC 460-32A-410, setting forth the application of the rules of this chapter to registrations; adopting WAC 460-32A-415, setting forth specific definitions for use in this chapter; WAC 460-32A-420, requiring experience for sponsors of real estate programs; WAC 460-32A-425, requiring a sponsor to have a specified net worth to conduct a real estate program; WAC 460-32A-430, requiring reports, statements or other information to be filed with the administrator; WAC 460-32A-435, limiting the circumstances for indemnification of the sponsor and passing liability to limited partners; WAC 460-32A-440, setting financial suitability standards for prospective investors in real estate programs; WAC 460-32A-445, setting forth criteria to assure sales of real estate programs to investors who can reasonably benefit from them; WAC 460-32A-450, requiring sponsor or underwriters to maintain records of investor suitability; WAC 460-32A-455, requiring a minimum cash purchase except in specified cases; WAC 460-32A-460, providing that compensation to sponsors and their affiliates be reasonable and be disclosed and specifying types of compensation; WAC 460-32A-465, stating that all organizational and offering expenses shall be reasonable and comply with the statutes and general rules; WAC 460-32A-470, requiring the sponsor to commit a substantial portion of the program's capital to investment in property; WAC 460-32A-475, setting limits on the annual compensation allowable to a sponsor for managing the program; WAC 460-32A-480, allowing a reasonable promotional interest and management fee and setting forth conditions for taking these interests; WAC 460-32A-485, limiting real estate commissions on the resale of program property to competitive rate, not to exceed a specified amount depending on subordination to the investors; WAC 460-32A-490, setting maximum fees to be paid to sponsors or affiliates for managing properties; WAC 460-32A-495, allowing the sponsor to provide insurance on program properties if the sponsor is independently engaged in the insurance business; WAC 460-32A-500, prohibiting purchase or lease of property by the sponsor except under specified conditions; WAC 460-32A-505, prohibits exchange of program limited partnership interests except under specified circumstances; WAC 460-32A-510, prohibits a sponsor from taking an exclusive agreement to sell program property; WAC 460-32A-515, prohibiting except as set forth in this chapter payment by a program of commissions to a sponsor for reinvestment or distribution of the proceeds of the sale, exchange or reinvestment of program property; WAC 460-32A-520, setting forth the method of

billing and reimbursing the sponsor for the expenses of the program; WAC 460-32A-525, requiring a breakdown and verification of costs reimbursed to the sponsor in the prospectus and annual program reports; WAC 460-32A-530, prohibiting the performance of services other than those set forth in this chapter unless justified in accordance with standards of this rule; WAC 460-32A-535, prohibiting rebates, kickbacks and reciprocal arrangements to sponsor; WAC 460-32A-540, prohibiting commingling of program funds; WAC 460-32A-545, prohibiting investments by the program in other programs except as specified in the rule; WAC 460-32A-550, providing the limitations on financing by the sponsor to the program; WAC 460-32A-555, limiting the conditions under which the sponsor will be permitted to construct or develop properties; WAC 460-32A-560, requiring a completion bond or other arrangements to insure completion of construction for program; WAC 460-32A-565, requiring independent property appraisal for program properties; WAC 460-32A-570, setting forth the sections to follow for special rules dealing with nonspecified property programs; WAC 460-32A-575, setting forth one million dollars gross proceeds as minimum capitalization for a nonspecified property program; WAC 460-32A-580, providing for a nonspecified property program that the sponsor have five years experience in real estate business with two years in management and acquisition or demonstrate ability to manage nonspecified property program; WAC 460-32A-585, requiring a nonspecified property program to state the types of properties and scope of projects it will engage in and setting restrictions thereon; WAC 460-32A-590, limiting the length of offering to one year and requiring investment of proceeds in short-term securities for up to two years; WAC 460-32A-595, requiring special reports for nonspecified property programs showing investment of proceeds in properties and securities; WAC 460-32A-600, prohibiting installment or deferred payments, warrants and options in nonspecified property programs; WAC 460-32A-605, prohibiting a sponsor from offering more than one nonspecified property program at a time; WAC 460-32A-610, setting forth the procedures under which meetings of to be called; WAC 460-32A-615, setting forth the voting rights of limited partners on matters of amendment, dissolution, removal of sponsor and approval of sale of property; WAC 460-32A-620, requiring reports to limited partners and specifying the type of financial information required; WAC 460-32A-625, providing that program participants shall have access to records at all reasonable times; WAC 460-32A-630, setting forth the conditions and procedures under which participants or their assignees are admitted to the program; WAC 460-32A-635, setting forth the circumstances under which program interests may be redeemed by the program; WAC 460-32A-640, prohibiting restrictions on assignability of interests and disfavoring restrictions on substitution of limited partners; WAC 460-32A-645, stating the conditions under which assessments of participants can be made, and the remedies of the program for defaults by participants; WAC 460-32A-650, stating that sales literature and advertising

shall conform to the filing and disclosure standards imposed on corporate securities; WAC 460-32A-655, regulating the disclosures and conduct of group meetings; WAC 460-32A-660, directing that the prospectus shall comply with the Securities and Exchange Commission regulations; WAC 460-32A-665, providing with disclosure when forecasts may be used and when they are prohibited; WAC 460-32A-670, providing that forecasts for specified property programs may be included in the prospectus if they comply with the following rules; WAC 460-32A-675, requiring forecasts to be reasonable, set forth assumptions and be prepared in accordance with accounting standards; WAC 460-32A-680, setting the required information in forecasts; WAC 460-32A-685, requiring that forecasts display a statement that they are a prediction on assumption only and set forth certain risk factors; WAC 460-32A-609, requiring forecasts to be for specified period of time, have adequate disclosure of economic and tax effects and compute return to investors; WAC 460-32A-695, prohibiting forecasts for unimproved land, requiring schedule of deferred payments and if development a cash flow statement; WAC 460-32A-700, stating the sponsor's fiduciary duty; WAC 460-32A-705, setting forth the conditions under which deferred payments are allowed; WAC 460-32A-710, providing for a reasonable percentage of proceeds as reserves; WAC 460-32A-715, prohibiting reinvestment of cash flow and allowing reinvestment of proceeds on sale if taxes are met; WAC 460-32A-720, setting forth the financial information required for application and prospectus; WAC 460-32A-725, requiring opinion of counsel on tax and organization of limited partnership status; WAC 460-32A-730, set forth provisions of rules to be included in the partnership agreement; WAC 460-32A-735, setting forth the Securities and Exchange Commission release on condominiums and real estate developments; and repealing existing real estate program rules and definitions in their entirety.

**Responsible Department Personnel:** In addition to the director of the Department of Licensing, the following agency personnel have responsibility for drafting, implementing and enforcing these rules: Joan Baird, Assistant Director, Professional Licensing, 3rd Floor, Highways-Licenses Building, Olympia, WA, 234-1369 scan, 753-1369; and Ralph R. Smith, Administrator, Securities Division, 6th Floor, Highways-Licenses Building, Olympia, WA, 234-6928 scan, 753-6928.

**Name of Organization Proposing Rules:** These rules are proposed by the Department of Licensing, Securities Division.

**Department Comments:** These rules adopt the North American Securities Administrators Association Real Estate Program guidelines adopted April 15, 1980.

**Reasons for Supporting the Proposed Rules:** The rules adopt and expressly set forth guidelines for Real Estate Programs adopted by the North American Securities Administrators Association. If adopted these rules will aid issuers in registering Real Estate Programs in the state of Washington as well as other states.

**Federal Law or Court Decisions:** These rules are not necessary to comply with any federal law or federal or state court decision.

**Small Business Economic Impact Statement:** A small business economic impact statement has not been prepared because the department does not believe that any substantial economic impact is involved in adopting the North American Securities Administrators Association guidelines. These rules will not affect more than 20% of all industries, or more than 10% of the real estate operators or lessors industry. Any impact that the rules may have is intended to fall equally on all real estate programs. Comments regarding any possible economic impact on small business should be directed to Ralph R. Smith, Administrator of Securities, at the address or telephone above.

#### REAL ESTATE PROGRAMS

##### NEW SECTION

**WAC 460-32A-410 APPLICATION.** (1) The rules in this chapter 460-32A WAC apply to registrations of real estate programs in the form of limited partnerships (herein sometimes called "program" or "partnerships") and will be applied by analogy to real estate programs in other forms. While applications not conforming to the rules of this chapter shall be looked upon with disfavor, where good cause is shown, certain rules may be modified or waived by the administrator.

(2) Where the individual characteristics of specific programs warrant modification of the rules of this chapter, such modification will be accommodated, insofar as possible while still begin consistent with the spirit of these rules. A cross reference sheet shall be furnished with the application (See WAC 460-32A-415(11)).

(3) Where these rules conflict with requirements of the Securities and Exchange Commission, the rules will not apply unless otherwise directed by the administrator.

##### NEW SECTION

**WAC 460-32A-415 DEFINITIONS.** For the purposes of this chapter, the following definitions shall apply. (1) "Acquisition expenses" means expenses including but not limited to legal fees and expenses, travel and communications expenses, costs of appraisals, non-refundable option payments on property not acquired, accounting fees and expenses, title insurance, and miscellaneous expenses related to selection and acquisition of properties, whether or not acquired.

(2) "Acquisition fee" means the total of all fees and commissions paid by any party in connection with the purchase or development of property by a program, except a development fee paid to a person not affiliated with a sponsor in connection with the actual development of a project after acquisition of the land by the program. Included in the computation of such fees or commissions shall be any real estate commission, selection fee, development fee, nonrecurring management fee, or any fee of a similar nature, however designated.

(3) "Administrator" means the administrator of securities administering the Securities Act of Washington, chapter 21.20 RCW.

(4) "Affiliate" means (a) any person directly or indirectly controlling, controlled by or under the common control with another person (b) any person owning or controlling ten percent or more of the outstanding voting securities of such other person (c) any officer, director, partner of such person and (d) if such other person is an officer, director or partner, any company for which such person acts in any such capacity.

(5) "Assessments" means additional amounts of capital which may be mandatorily required of or paid at the option of a participant beyond his subscription commitment.

(6) "Capital contribution" means the gross amount of investment in a program by a participant, or all participants as the case may be.

(7) "Cash flow" means program cash funds provided from operations, including lease payments on net leases from builders and sellers, without deduction for depreciation, but after deducting cash funds used to pay all other expenses, debt payments, capital improvements and replacements.

(8) "Cash available for distribution" means cash flow less amount set aside for restoration or creation of reserves.

(9) "Competitive real estate commission" means that real estate or brokerage commission paid for the purchase or sale of property which

is reasonable, customary and competitive in light of the size, type and location of the property.

(10) "Construction fee" means a fee for acting as general contractor to construct improvements on a program's property either initially or at a later date.

(11) "Cross reference sheet" means a compilation of the sections of the rules referenced to the page of the prospectus, partnership agreement, or other exhibits, and justification of any deviation from the rules.

(12) "Development fee" means a fee for the packaging of a program's property, including negotiating and approving plans, and undertaking to assist in obtaining zoning and necessary variances and necessary financing for the specific property, either initially or at a later date.

(13) "Front-end fees" means fees and expenses paid by any party for any services rendered during the program's organizational or acquisition phase including organization and offering expenses, acquisition fees, acquisition expenses, and any other similar fees, however designated by the sponsor.

(14) "Investment in properties" means the amount of capital contributions actually paid or allocated to the purchase, development, construction or improvement of properties acquired by the program (including the purchase of properties, working capital reserves allocable thereto (except that working capital reserves in excess of five percent shall not be included), and other cash payments such as interest and taxes but excluding front-end fees).

(15) "Net worth" means the excess of total assets over total liabilities as determined by generally accepted accounting principles, except that if any of such assets have been depreciated, then the amount of depreciation relative to any particular asset may be added to the depreciated cost of such asset to compute total assets, provided that the amount of depreciation may be added only to the extent that the amount resulting after adding such depreciation does not exceed the fair market value of such asset.

(16) "Non-specified property program" means a program where, at the time a securities registration is ordered effective, less than 75 percent of the net proceeds from the sale of program interests is allocable to the purchase, construction, or improvement of specific properties, or a program in which the proceeds from any sale or refinancing of properties may be reinvested. Reserves shall be included in the non-specified 25 percent.

(17) "Organization and offering expenses" means those expenses incurred in connection with and in preparing a program from registration and subsequently offering and distributing it to the public, including sales commissions paid to broker-dealers in connection with the distribution of the program and all advertising expenses.

(18) "Participant" means the holder of a program interest.

(19) "Person" means any natural person partnership, corporation, association or other legal entity.

(20) "Program" means a limited or general partnership, joint venture, unincorporated association or similar organization other than a corporation formed and operated for the primary purpose of investment in and the operation of or gain from an interest in real property.

(21) "Program interest" means the limited partnership unit or other indicia of ownership in a program.

(22) "Program management fee" means a fee paid to the sponsor or other persons for management and administration of the program.

(23) "Property management fee" means the fee paid for day-to-day professional property management services in connection with a program's real property projects.

(24) "Prospectus" means the meaning given to that term by Section 2(10) of the Securities Act of 1933, including a preliminary prospectus; provided, however, that such term as used herein shall also include an offering circular as described in Rule 256 of the General Rules and Regulations under the Securities Act of 1933 or, in the case of an intrastate offering, any document by whatever name known, utilized for the purpose of offering and selling securities to the public.

(25) "Purchase price of property" means the price paid upon the purchase or sale of a particular property, including the amount of acquisition fees and all liens and mortgages on the property, but excluding points and prepaid interest.

(26) "Sponsor" means any person directly or indirectly instrumental in organizing, wholly or in part, a program or any person who will manage or participate in the management of a program, and any affiliate of any such person, but does not include a person whose only relation with the program is as that of an independent property manager, whose only compensation is as such. "Sponsor" does not include wholly

independently third parties such as attorneys, accountants, and underwriters whose only compensation is for professional services rendered in connection with the offering of syndicate interests.

**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 460-32A-420 EXPERIENCE OF SPONSOR. The sponsor, the general partner or their chief operating officers shall have at least two years relevant real estate or other experience demonstrating the knowledge and experience to acquire and manage the type of properties being acquired, and any of the foregoing or any affiliate providing services to the program shall have had not less than four years relevant experience in the kind of service being rendered or otherwise must demonstrate sufficient knowledge and experience to perform the services proposed.

#### NEW SECTION

WAC 460-32A-425 NET WORTH OF SPONSOR. The financial condition of the sponsor liable for the debts of the program must be commensurate with any financial obligations assumed in the offering and in the operation of the program. As a minimum, such sponsor shall have an aggregate financial net worth, exclusive of home, automobile and home furnishings, of the greater of either \$50,000 or an amount at least equal to five percent of the gross amount of all offerings sold within the prior 12 months plus five percent of the gross amount of the current offering, to an aggregate maximum net worth of such sponsor of one million dollars. In determining net worth for this purpose, evaluation will be made of contingent liabilities and the use of promissory notes, to determine the appropriateness of their inclusion in computation of net worth.

#### NEW SECTION

WAC 460-32A-430 REPORTS TO ADMINISTRATOR. The sponsor shall submit to the administrator any information required to be filed with the administrator, including, but not limited to, reports and statements required to be distributed to limited partners.

#### NEW SECTION

WAC 460-32A-435 LIABILITY OF SPONSOR. (1) Sponsors shall not attempt to pass on to limited partners the general liability imposed on them by law except that the partnership agreement may provide that a general partner shall have no liability whatsoever to the partnership or to any limited partner for any loss suffered by the partnership which arises out of any action or inaction of the general partner, if the general partner, in good faith, determined that such course of conduct was in the best interests of the partnership, and such course of conduct did not constitute negligence of the general partner. The sponsor may be indemnified by the program against losses sustained in connection with the program, provided the losses were not the result of negligence or misconduct on the part of the sponsors.

(2) The program may not incur the cost of that portion of liability insurance which insures the sponsor for any liability as to which the sponsor is prohibited from being indemnified under this section.

#### NEW SECTION

WAC 460-32A-440 SUITABILITY STANDARDS FOR THE PARTICIPANTS. Given the limited transferability, the relative lack of liquidity, and the specific tax orientation of many real estate programs, the sponsors and its selling representatives should be cautious concerning the persons to whom such securities are marketed. Suitability standards for investors will, therefore, be imposed which are reasonable in view of the foregoing and of the type of program to be offered. Sponsors will be required to set forth in the prospectus the investment objectives as a program, a description of the type of person who could benefit from the program and the suitability standards to be applied in marketing it. The suitability standards proposed by the sponsor will be reviewed for fairness by the administrator in processing the application. In determining how restrictive the standards must be, special attention will be given to the existence of such factors as high

leverage, tax implications, balloon payment financing, excessive investments in unimproved land, and uncertain or no cash flow from program property. As a general rule, programs structured to give deductible tax losses of 50 percent or more of the capital contribution of the participant in the year of investment should be sold only to persons in higher income tax brackets considering both state and federal income taxes. Programs which involve more than ordinary investor risk should emphasize suitability standards involving substantial net worth of the investor.

#### NEW SECTION

**WAC 460-32A-445 SALES TO APPROPRIATE PERSONS.** The sponsor and each person selling program interests on behalf of the sponsor or program shall make every reasonable effort to assure that those persons being offered or sold the program interests are suitable, in light of the standards set forth in WAC 460-32A-440, and the program interests are appropriate for the customers' investment objectives and financial situations.

The sponsor or his representatives shall ascertain that the investor can reasonably benefit from the program, and the following shall be evidence thereof:

(1) The investor has the capacity of understanding the fundamental aspects of the program, which capacity may be evidenced by the following:

- (a) The nature of employment experience;
  - (b) Educational level achieved;
  - (c) Access to advice from qualified sources, such as, attorney, accountant and tax advisor;
  - (d) Prior experience with investments of a similar nature.
- (2) The sponsor of his representatives shall ascertain that the investor has apparent understanding:

- (a) of the fundamental risks and possible financial hazards of the investment;
- (b) of the lack of liquidity of this investment;
- (c) that the investment will be directed and managed by the sponsor; and
- (d) of the tax consequences of the investment.

(3) The participant can reasonably benefit from the program in view of his overall investment objectives and portfolio structure.

(4) The participant is able to bear the economic risk of the investment. For purposes of determining the ability to bear the economic risk, unless the administrator approves a lower suitability standard, participants shall have a minimum annual gross income of \$30,000 and a net worth of \$30,000, or in the alternative, a net worth of \$75,000. For purposes of this calculation, the investment price includes cash, notes and other recourse liability; and, additional contributions, whether voluntary or mandatory; and, the cost of assessments or cost of exercising warrants or options. In high risk or principally tax oriented offerings, higher suitability standards may be required. In the case of sales to fiduciary accounts, the suitability standards shall be met by the fiduciary or by the fiduciary account or by a donor who directly or indirectly supplies the funds to purchase the program interests. Net worth shall be determined exclusive of home, home furnishings and automobiles.

#### NEW SECTION

**WAC 460-32A-450 MAINTENANCE OF RECORD OF SUITABILITY.** The sponsor shall maintain a record of the information obtained to indicate that a participant meets the suitability standards employed in connection with the offer and sale of its interests and a representation of the participant that he is purchasing for his own account or, in lieu of such representation, information indicating that the participants for whose account the purchase is made meet such suitability standards. Such information may be obtained from the participant through the use of a form which sets forth the prescribed suitability standards in full and which includes a statement to be signed by the participant in which he represents that he meets such suitability standards and is purchasing for his own account. However, where the offering is underwritten or sold by a broker-dealer, the sponsor shall obtain a commitment from the broker-dealer to maintain the same record of information required of the sponsor.

#### NEW SECTION

**WAC 460-32A-455 MINIMUM INVESTMENT OF PARTICIPANT.** A minimum initial cash purchase of \$2,500 per investor shall

be required. Subsequent transfers of such interests shall be limited to no less than a minimum unit equivalent to an initial minimum purchase, except for transfers by gifts, inheritance, intra-family transfers, family dissolutions, and transfers to affiliates.

#### NEW SECTION

**WAC 460-32A-460 FEES, COMPENSATION AND EXPENSES.** (1) The total amount of consideration of all kinds which may be paid directly or indirectly to the sponsor or its affiliates shall be reasonable, considering all aspects of the syndication program and the investors. Such consideration may include, but is not limited to:

- (a) Organization and offering expenses.
- (b) Compensation for acquisition services.
- (c) Compensation for development or construction services.
- (d) Compensation for program management.
- (e) Additional compensation to the sponsor including subordinated interests and promotional interests.
- (f) Real estate brokerage commissions on resale of property.
- (g) Property management fee.
- (h) Insurance services.

(2) Except to the extent that a subordinated interest is permitted for promotional activities pursuant to WAC 460-32A-480 hereof, consideration may only be paid for reasonable and necessary goods, property or services.

(3) The application for qualification or registration and the prospectus must fully disclose and itemize all consideration which may be received from the program directly or indirectly by the sponsor, its affiliates and underwriters, what the consideration is for and how and when it will be paid. This shall be set forth in one location in tabular form.

#### NEW SECTION

**WAC 460-32A-465 ORGANIZATION AND OFFERING EXPENSES.** All organization and offering expenses incurred in order to sell program interests shall be reasonable and shall comply with chapter 21.20 RCW and chapter 460-16A WAC.

#### NEW SECTION

**WAC 460-32A-470 INVESTMENT IN PROPERTIES.** (1) The sponsor shall be required to commit a substantial portion of the program's capital contributions toward investment in properties. The remaining capital contributions may be used to pay front-end fees. When acquisition fees are paid by the seller of properties, such fees shall not be included in satisfying the required minimum investment in properties. Additionally, in determining the amount committed to investment in properties, such calculation shall not take into account any front-end fees.

If capital contributions are paid on an installment basis, the front-end fee shall be paid to the sponsor pro rata as installments are paid.

(2) At a minimum, the sponsor shall commit a percentage of the capital contributions to investment in properties which is equal to the greater of:

(a) 80 percent of the capital contributions reduced by .1625 percent for each one percent of indebtedness encumbering program properties; or

(b) 67 percent of the capital contributions.

(3) If the total amount of the investment in properties exceeds the minimum required amount in WAC 460-32A-470(2) above, for each one percent of front-end fees deferred the sponsor may take an additional promotional interest upon sale of the properties equal to one percent of the net proceeds remaining from the sale or refinancing of the property after payment to investors of an amount equal to 100 percent of capital contributions.

To calculate the percent of indebtedness encumbering program properties in WAC 460-32A-470(2), divide the amount of indebtedness by the purchase price of property, excluding front-end fees. The quotient is multiplied by .1625 percent to determine the percentage to be deducted from 80 percent.

The following are examples of application of the formula using capital contributions of \$1 Million in each case:

- (a) No indebtedness - 80 percent to be committed to investment in properties.
- (b) 50 percent indebtedness -  $50 \times .1625\% = 8.125\%$   
 $80 - 8.125\% = 71.875\%$  to be committed to investment in properties.

- (c) 80 percent indebtedness –  $80 \times .1625\% = 13\%$   
 $80 - 13\% = 67\%$  to be committed to investment in properties.

**NEW SECTION**

**WAC 460-32A-475 PROGRAM MANAGEMENT FEE.** (1) A general partner of a program owning unimproved land shall be entitled to annual compensation not exceeding 1/4 of one percent of the cost of such unimproved land for operating the program until such time as the land is sold or improvement of the land commences by the limited partnership. In no event shall this fee exceed a cumulative total of two percent of the original cost of the land regardless of the number of years held.

(2) A general partner of a program holding property in government subsidized projects shall be entitled to annual compensation not exceeding 1/2 of one percent of the cost of such property for operating the program until such time as the property is sold.

(3) Program management fees other than as set forth above shall be prohibited.

**NEW SECTION**

**WAC 460-32A-480 PROMOTIONAL INTEREST.** An interest in the program will be allowed as a promotional interest and program management fee, provided the amount or percentage of such interest is reasonable. Such an interest will be considered presumptively reasonable if it is within the limitations expressed below:

(1) An interest equal to 25 percent of cash to be distributed from the net proceeds remaining from the sale or refinancing of properties after payment to investors of an amount equal to 100 percent of capital contributions, plus an amount equal to six percent of capital contributions per annum cumulative, less the sum of prior distributions to investors from cash available for distribution; or

(2) An interest equal to:

(a) Ten percent of distributions from cash available for distribution; and

(b) Fifteen percent of cash to be distributed from the net proceeds remaining from the sale or refinancing of properties after payment to investors of an amount equal to 100 percent of capital contributions, plus an amount equal to six percent of capital contributions per annum cumulative, less the sum of prior distributions to investors from cash available for distribution.

(3) For purposes of this WAC 46032A-480, the capital contribution of the investors shall only be reduced by a cash distribution to investors of the proceeds from the sale or refinancing of properties. In addition, the cumulative return to each investor shall commence no later than the end of the calendar quarter in which his capital contribution is made.

(4) Dissolution and liquidation of the partnership. The distribution of assets upon dissolution and liquidation of the partnership shall conform to the applicable subordination provisions of WAC 460-32A-480(1) and (2)(b), and appropriate language shall be included in the partnership agreement.

**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 460-32A-485 REAL ESTATE COMMISSIONS ON RE-SALE.** The total compensation paid to all persons for the sale of a program property shall be limited to a competitive real estate commission, not to exceed six percent of the contract price for the sale of the property. The sponsor may receive up to one-half of the competitive real estate commission, not to exceed three percent and subordinated to payment to the investors of an amount equal to 100 percent of capital contributions, if he provides a substantial amount of the services in the sales effort. Such commission shall be subordinated as in WAC 460-32A-480(2). If the sponsor participates with an independent broker on resale, the subordination requirement shall apply only to the commission earned by the sponsor.

**NEW SECTION**

**WAC 460-32A-490 PROPERTY MANAGEMENT FEE.** Should the sponsor or its affiliates perform property management services permitted under WAC 460-32A-520 and WAC 460-32A-525,

the fees paid to the sponsor or its affiliates shall be the lesser of the maximum fees set forth in subsections (1) through (3) below or the fees which are competitive for similar services in the same geographic area. Included in such fees shall be bookkeeping services and fees paid to non-related persons for property management services.

(1) In the case of a residential property, the maximum property management fee (including all rent-up, leasing, and re-leasing fees and bonuses, and leasing related services, paid to any person) shall be five percent of the gross revenues from such property.

(2) In the case of industrial and commercial property, except as set forth in (3) below, the maximum property management fee from such leases shall be six percent of the gross revenues where the sponsor or its affiliates includes leasing, re-leasing and leasing related services, and the maximum property management fee from such leases shall be three percent of the gross revenues where the sponsor or its affiliates do not perform the leasing, re-leasing and leasing related services with respect to the property.

(3) In the case of industrial and commercial properties which are leased on a long term (ten or more years) net (or similar) basis, the maximum property management fee from such leases shall be one percent of the gross revenues, except for a one time initial leasing fee of three percent of the gross revenues on each lease payable over the first five full years of the original term of the lease.

**NEW SECTION**

**WAC 460-32A-495 INSURANCE SERVICES.** The sponsor or his affiliate may provide insurance brokerage services in connection with obtaining insurance on the program's property so long as the cost of providing such service, including cost of the insurance, is not greater than the lowest quote obtained from two unaffiliated insurance agencies and the coverage and terms are likewise comparable. In no event may such services be provided by the sponsor or his affiliate unless they are independently engaged in the business of providing such services to other than affiliates and at least 75 percent of their insurance brokerage service gross revenue is derived from other than affiliates.

**NEW SECTION**

**WAC 460-32A-500 SALES, LEASES, LOANS, AND RELATED PROGRAMS.** (1) A program shall not purchase or lease property in which a sponsor has an interest unless:

(a) The transaction occurs at the formation of the program and is fully disclosed in its prospectus or offering circular, and

(b) The property is sold upon terms fair to the program and at a price not in excess of its appraised value, and

(c) The cost of the property and any improvements thereon to the sponsor is clearly established. If the sponsor's cost was less than the price to be paid by the program, the price to be paid by the program will not be deemed fair, regardless of the appraised value, unless some material change has occurred to the property which would increase the value since the sponsor acquired the property. Material factors may include the passage of a significant amount of time (but in no event less than two years), the assumption by the promoter of the risk of obtaining a re-zoning of the property and its subsequent re-zoning, or some other extraordinary event which in fact increases the value of the property.

(d) The provisions of this subsection notwithstanding, the sponsor may purchase property in its own name (and assume loans in connection therewith) and temporarily hold title thereto for the purpose of facilitating the acquisition of such property or the borrowing of money or obtaining of financing for the program, or completion of construction of the property, or any other purpose related to the business of the program, provided that such property is purchased by the program for a price no greater than the cost of such property to the sponsor, except compensation in accordance with WAC 460-32A-460 through WAC 460-32A-495, and provided there is no difference in interest rates of the loans secured by the property at the time acquired by the sponsor and the time acquired by the program, nor any other benefit arising out of such transaction to the sponsor apart from compensation otherwise permitted by these rules.

(2) The program will not ordinarily be permitted to sell or lease property to the sponsor except that the program may lease property to the sponsor under a lease-back arrangement made at the outset and on terms no more favorable to the sponsor than those offered other persons and fully described in the prospectus.

(3) No loans may be made by the program to the sponsor or affiliate.

(4) A program shall not acquire property from a program in which the sponsor has an interest.

#### NEW SECTION

**WAC 460-32A-505 EXCHANGE OF LIMITED PARTNERSHIP INTERESTS.** The program may not acquire property in exchange for limited partnership interests, except for property which is described in the prospectus or offering circular which will be exchanged immediately upon effectiveness. In addition, such exchange shall meet the following conditions:

(1) A provision for such exchange must be set forth in the partnership agreement, and appropriate disclosure as to tax effects of such exchange are set forth in the prospectus or offering circular;

(2) The property to be acquired must come within the objectives of the program;

(3) The purchase price assigned to the property shall be no higher than the value supported by an appraisal prepared by an independent qualified appraiser;

(4) Each limited partnership interest must be valued at no less than

(a) market value if there is a market or if there is no market, (b) fair market value of the program's assets as determined by an independent appraiser within the last 90 days, less its liabilities, divided by the number of interests outstanding;

(5) No more than one-half of the interests issued by the program shall have been issued in exchange for property;

(6) No securities sales or underwriting commissions shall be paid in connection with such exchange.

#### NEW SECTION

**WAC 460-32A-510 EXCLUSIVE AGREEMENT.** A program shall not give a sponsor an exclusive right to sell or exclusive employment to sell property for the program.

#### NEW SECTION

**WAC 460-32A-515 SALES COMMISSIONS ON REINVESTMENT OR DISTRIBUTION.** A program shall not pay, directly or indirectly, a commission or fee (except as permitted under WAC 460-32A-460 through WAC 460-32A-490) to a sponsor in connection with the reinvestment or distribution of the proceeds of the resale, exchange, or refinancing of program property.

#### NEW SECTION

**WAC 460-32A-520 EXPENSES OF THE PROGRAM.** (1) All expenses of the program shall be billed directly to and paid by the program. The sponsor may be reimbursed for the actual cost of goods and materials used for or by the program and obtained from entities unaffiliated with the sponsor. The sponsor may be reimbursed for the administrative services necessary to the prudent operation of the program provided that the reimbursement shall be at the lower of the sponsor's actual cost or the amount the program would be required to pay to independent parties for comparable administrative services in the same geographic location. No reimbursement shall be permitted for services for which the sponsor is entitled to compensation by way of a separate fee. Excluded from the allowable reimbursement (except as permitted under WAC 460-32A-470(1)) shall be:

(a) rent or depreciation, utilities, and capital equipment and other overhead items, and;

(b) salaries, fringe benefits, and other administrative items, travel expenses, and other overhead items incurred or allocated to any controlling persons of the sponsor or affiliates.

(2) Controlling person, for purpose of this section, includes but is not limited to, any person, whatever his or her title, who performs functions for the sponsor similar to those of:

(a) Chairman or member of the Board of Directors;

(b) Executive management, such as the

(i) President,

(ii) Vice-President or Senior Vice-President,

(iii) Corporate Secretary,

(iv) Treasurer;

(c) Senior management, such as the vice-president of an operating division who reports directly to executive management; or, those holding five percent or more equity interest in the sponsor or a person having the power to direct or cause the direction of the sponsor, whether through the ownership of voting securities, by contract, or otherwise.

#### NEW SECTION

**WAC 460-32A-525 REIMBURSEMENT OF COSTS.** The annual program report must contain a breakdown of the costs reimbursed to the sponsor. Within the scope of the annual audit of the sponsor's financial statement, the independent certified public accountants must verify the allocation of such costs to the program. The method of verification shall at minimum provide:

(1) A review of the time records of individual employees, the costs of whose services were reimbursed;

(2) A review of the specific nature of the work performed by each such employee;

(3) A review of the reasonableness of the determination of the hourly rate for each such employee; and

(4) A verification of the comparability of the rate of the independent party to the rate for the specific services being performed by each such employee.

The methods of verification shall be in accordance with generally accepted auditing standards and shall accordingly include such tests of the accounting records and such other auditing procedures which the sponsor's independent certified public accountants consider appropriate in the circumstance. The additional costs of such verification will be itemized by said accountants on a program by program basis and may be reimbursed to the sponsor by the program in accordance with this subsection only to the extent that such reimbursement when added to the cost for administrative services rendered does not exceed the competitive rate for such services as determined above.

The prospectus must disclose in tabular form an estimate of such proposed expenses for the next fiscal year together with a breakdown by year of such expenses reimbursed in each of the last five public programs formed by the sponsor.

#### NEW SECTION

**WAC 460-32A-530 OTHER SERVICES BY SPONSOR.** No other services may be performed by the sponsor for the program except in extraordinary circumstances fully justified to the administrator. As a minimum, self-dealing arrangements must meet the following criteria:

(1) the compensation, price or fee therefore must be comparable and competitive with the compensation, price or fee of any other person who is rendering comparable services or selling or leasing comparable goods which could reasonably be made available to the programs and shall be on competitive terms, and

(2) the fees and other terms of the contract shall be fully disclosed and

(3) the sponsor must be previously engaged in the business of rendering such services or selling or leasing such goods, independently of the program and as ordinary and ongoing business, and

(4) all services or goods for which the sponsor is to receive compensation shall be embodied in a written contract which precisely describes the services to be rendered and all compensation to be paid, which contract may only be modified by a vote of the majority of the limited partners. Said contract shall contain a clause allowing termination without penalty on 60 days notice.

#### NEW SECTION

**WAC 460-32A-535 REBATES, KICKBACKS AND RECIPROCAL ARRANGEMENTS.** (1) No rebates or give-ups may be received by the sponsor nor may the sponsor participate in any reciprocal business arrangements which would circumvent these rules. Furthermore the prospectus and program charter documents shall contain language prohibiting the above as well as language prohibiting reciprocal business arrangements which would circumvent the restrictions against dealing with affiliates or promoters.

(2) No sponsor shall directly or indirectly pay or award any commissions or other compensation to any person engaged by a potential investor for investment advice as an inducement to such advisor to advise the purchaser of interests in a particular program; provided, however, that this clause shall not prohibit the normal sales commissions payable to a registered broker-dealer or other properly licensed person for selling program interests.

#### NEW SECTION

**WAC 460-32A-540 COMMINGLING.** The funds of a program shall not be commingled with the funds of any other person.

**NEW SECTION**

**WAC 460-32A-545 INVESTMENTS IN OTHER PROGRAMS.** (1) Investments in limited partnership interests of another program shall be prohibited; however, nothing herein shall preclude the investment in general partnerships or ventures which own and operate a particular property provided the program acquires a controlling interest in such other ventures or general partnerships (except as permitted by subsection (3)). In such event, duplicate property management or other fees shall not be permitted.

(2) Such prohibitions shall not apply to programs participating in the subsidized housing provisions of the National Housing Act or any similar programs that may be enacted, but unless prohibited by the applicable federal statute, such partnership (herein referred to as lower tier partnership) shall provide for its limited partners all of the rights and obligations required to be provided by the original program in WAC 460-32A-610 through 460-32A-645 of this chapter.

(3) The program shall be permitted to invest in joint venture arrangements with another program formed by the sponsor if all of the following conditions are met.

(a) The two programs have identical investment objectives.

(b) There are no duplicate property management or other fees.

(c) The sponsor compensation should be substantially identical in each program.

(d) The program must have a right of first refusal to buy if the other program wishes to sell property held in the joint venture.

(e) The investment of each program is on substantially the same terms and conditions.

(f) The prospectus must disclose the potential risk of impasse on joint venture decisions since neither program controls and the potential risk that while one program may buy the property from the other joint venturer, in the event of a sale, it may not have the resources to do so.

**NEW SECTION**

**WAC 460-32A-550 LENDING PRACTICES.** (1) On financing made available to the program by the sponsor, the sponsor may not receive interest and other financing charges or fees in excess of the amounts which would be charged by unrelated lending institutions on comparable loans for the same purpose in the same locality of the property. No prepayment charge or penalty shall be required by the sponsor on a loan to the program secured by either a first or a junior or all-inclusive trust deed, mortgage or encumbrance on the property, except to the extent that such prepayment charge or penalty is attributable to the underlying encumbrance. Except as permitted by subsection (2) of this section, the sponsor shall be prohibited from providing permanent financing for the program.

(2) An "all-inclusive" or "wrap-around" note and deed of trust (the "all-inclusive note" herein) may be used to finance the purchase of property by the program only if the following conditions are complied with:

(a) The sponsor under the all-inclusive note shall not receive interest on the amount of the underlying encumbrance included in the all-inclusive note in excess of that payable to the lender on that underlying encumbrance;

(b) The program shall receive credit on its obligation under the all-inclusive note for payments made directly on the underlying encumbrance, and

(c) A paying agent, ordinarily a bank, escrow company, or savings and loan, shall collect payments (other than any initial payment of prepaid interest or loan points not to be applied to the underlying encumbrance) on the all-inclusive note and make disbursements therefrom to the holder of the underlying encumbrance prior to making any disbursement to the holder of the all-inclusive note, subject to the requirements of subparagraph (a) above, or, in the alternative, all payments on the all-inclusive and underlying note shall be made directly by the program.

**NEW SECTION**

**WAC 460-32A-555 DEVELOPMENT OR CONSTRUCTION CONTRACT.** The sponsor will not be permitted to construct or develop properties, or render any services in connection with such development or construction unless all of the following conditions are satisfied:

(1) The transactions occur at the formation of the program.

(2) The specific terms of the development and construction of identifiable properties are ascertainable and fully disclosed in the prospectus.

(3) The purchase price to be paid by the program is based upon a firm contract price which in no event can exceed the sum of the cost of the land and the sponsor's cost of construction. For the purposes of this subdivision, cost of construction includes the contractor or construction fee customarily paid for services as a general contractor, provided, however, that any overhead of the general contractor is not charged to the program or included in the cost of construction.

(4) In the case of construction, the only fees paid to the sponsor in connection with such project shall consist of a construction fee for acting as a general contractor, which fees must be comparable and competitive with the fee of disinterested persons rendering comparable services (excluding, however, any overhead of the contractor) and a real estate commission in connection with the acquisition of the land, if appropriate under the circumstances. Any such real estate commission shall be subject to the provisions of WAC 460-32A-470.

(5) The sponsor demonstrates the presence of extraordinary circumstances as required by WAC 460-32A-530 and otherwise complies with subdivisions (2), (3), and (4) thereunder.

**NEW SECTION**

**WAC 460-32A-560 COMPLETION BOND REQUIREMENTS.** The completion of property acquired which is under construction should be guaranteed at the price contracted by an adequate completion bond or other satisfactory arrangements.

**NEW SECTION**

**WAC 460-32A-565 REQUIREMENT FOR REAL PROPERTY APPRAISAL.** All real property acquisitions must be supported by an appraisal prepared by a competent, independent appraiser. The appraisal shall be maintained in the sponsor's records for at least five years, and shall be available for inspection and duplication by any participant. The prospectus shall contain notice of this right.

**NEW SECTION**

**WAC 460-32A-570 NON-SPECIFIED PROPERTY PROGRAMS.** In addition to other rules in this chapter, the following special provisions in WAC 460-32A-575 through WAC 460-32A-605 shall apply to non-specified property programs.

**NEW SECTION**

**WAC 460-32A-575 MINIMUM CAPITALIZATION.** A non-specified property program shall provide for a minimum gross proceeds from the offering of not less than \$1,000,000.00 to be available for investment in properties.

**NEW SECTION**

**WAC 460-32A-580 EXPERIENCE OF SPONSOR.** For non-specified property programs, the sponsor or at least one of its principals must establish that he has had the equivalent of not less than five years experience in the real estate business in an executive capacity and two years experience in the management and acquisition of the type of properties to be acquired or otherwise must demonstrate to the satisfaction of the administrator that he has sufficient knowledge and experience to acquire and manage the type of properties proposed to be acquired by the non-specified property program.

**NEW SECTION**

**WAC 460-32A-585 STATEMENT OF INVESTMENT OBJECTIVES.** A non-specified property program shall state types of properties in which it proposes to invest, such as first-user apartment projects, subsequent-user apartment projects, shopping centers, office buildings, unimproved land, etc., and the size and scope of such projects shall be consistent with the objectives of the program and the experience of the sponsors. As a minimum the following restrictions on investment objectives shall be observed:

(1) Unimproved or non-income producing property shall not be acquired except in amounts and upon terms which can be financed by the program's proceeds or from cash flow;

(2) Investments in junior trust deeds and other similar obligations shall be limited. Normally such investments shall not exceed ten percent of the gross assets of the program.

(3) The manner in which acquisitions will be financed including the use of an all-inclusive note or wrap-around, and the leveraging to be employed shall all be fully set forth in the statement of investment objectives.

(4) The statement shall indicate whether the program will enter into joint venture arrangements and the projected extent thereof.

#### NEW SECTION

**WAC 460-32A-590 PERIOD OF OFFERING AND EXPENDITURE OF PROCEEDS.** No offering of securities in a non-specified property program may extend for more than one year from the date of effectiveness. While the proceeds of an offering are awaiting investment in real property, the proceeds may be temporarily invested in short-term highly liquid investments where there is appropriate safety of principal, such as U.S. Treasury Bonds or Bills. Any proceeds of the offering of securities not invested within two years from the date of effectiveness (except for necessary operating capital) shall be distributed pro rata to the partners as a return of capital so long as the adjusted investment in properties is in compliance with section WAC 460-32A-470.

#### NEW SECTION

**WAC 460-32A-595 SPECIAL REPORTS.** At least quarterly, a "Special Report" of real property acquisitions within the prior quarter shall be sent to all participants until the proceeds are invested or returned to the partners as set forth in WAC 460-32A-590. Such notice shall describe the real properties, and include a description of the geographic locale and of the market upon which the sponsor is relying in projecting successful operation of the properties. All facts which reasonably appear to the sponsor to materially influence the value of the property should be disclosed. The "special report" shall include, by way of illustration and not of limitation, a statement of the date and amount of the appraised value, if applicable, a statement of the actual purchase price including terms of the purchase, a statement of the total amount of cash expended by the program to acquire each property and a statement regarding the amount of proceeds in the program which remain unexpended or uncommitted. This unexpended or uncommitted amount shall be stated in terms of both dollar amount and percentage of the total amount of the offering of the program.

#### NEW SECTION

**WAC 460-32A-600 ASSESSMENTS.** Plans calling for installment payments, warrants, options, or other staged or deferred payments shall not be allowed.

#### NEW SECTION

**WAC 460-32A-605 MULTIPLE PROGRAMS.** Sponsors shall not be permitted to offer for sale more than one non-specified property program at any point in time unless the programs have different investment objectives. Additionally, new offerings by the same sponsor shall not be permitted if that sponsor has not substantially committed or placed the funds raised from similar non-specified property programs.

#### NEW SECTION

**WAC 460-32A-610 RIGHTS AND OBLIGATIONS OF PARTICIPANTS - MEETINGS.** Meetings of the program may be called by the sponsor or the participants holding more than ten percent of the then outstanding limited partnership interests, for any matters for which the participants may vote as set forth in the limited partnership agreement. A list of the names and addresses of all participants shall be maintained as part of the books and records of the limited partnership and shall be made available on request to any participants or his representative at his cost. Upon receipt of a written request either in person or by registered mail stating the purpose(s) of the meeting, the sponsor shall provide all participants within ten days after receipt of said request, written notice (either in person or by registered mail) of a meeting and the purpose of such meeting to be held on a date not less than fifteen nor more than sixty days after receipt of said request, at a time and place convenient to participants.

#### NEW SECTION

**WAC 460-32A-615 VOTING RIGHTS OF LIMITED PARTNERS.** To the extent the law of the state in question is not inconsistent, the limited partnership agreement must provide that a majority of the then outstanding limited partnership interests may, without the necessity for concurrence by the sponsor, vote to (1) amend the limited partnership agreement, (2) dissolve the program, (3) remove the sponsor and elect a new sponsor, and (4) approve or disapprove the sale of all or substantially all of the assets of the program. The agreement should provide for a method of valuation of the sponsor interest, upon removal of the sponsor, that would not be unfair to the participants. The agreement should also provide for a successor sponsor where the only sponsor of the program is an individual.

#### NEW SECTION

**WAC 460-32A-620 REPORTS TO HOLDERS OF LIMITED PARTNERSHIP INTERESTS.** The partnership agreement shall provide that the sponsor shall cause to be prepared and distributed to the holders of program interests during each year the following reports:

(1) In the case of a program registered under Section 12(g) of the Securities Exchange Act of 1934, within sixty days after the end of each quarter of the program, a report containing:

- (a) a balance sheet, which may be unaudited,
- (b) a statement of income for the quarter then ended, which may be unaudited, and
- (c) a cash flow statement for the quarter then ended, which may be unaudited, and
- (d) other pertinent information regarding the program and its activities during the quarter covered by the report;

(2) In the case of all other programs in addition to the annual report required by subsection (4) hereof, within sixty days after the end of the program's first six-month period, a semi-annual report containing the same information as to the preceding six-month period as that required in quarterly reports under subsection (1) hereof;

(3) In the case of all programs, within 75 days after the end of each program's fiscal year, all information necessary for the preparation of the limited partners' federal income tax returns;

(4) In the case of all programs, within 120 days after the end of each program's fiscal year, an annual report containing (i) a balance sheet as of the end of its fiscal year and statements of income, partners' equity, and changes in financial position and a cash flow statement, for the year then ended, all of which, except the cash flow statement, shall be prepared in accordance with generally accepted accounting principles and accompanied by an auditor's report containing an opinion of an independent certified public accountant, (ii) a report of the activities of the program during the period covered by the report, and (iii) where projections have been provided to the holders of limited partnership interests, a table comparing the projections previously provided with the actual results during the period covered by the report. Such report shall set forth distributions to limited partners for the period covered thereby and shall separately identify distributions from (a) cash flow from operations during the period, (b) cash flow from operations during a prior period which had been held as reserves, (c) proceeds from disposition of property and investments, (d) lease payments on net leases with builders and sellers, and (e) reserves from the gross proceeds of the offering originally obtained from the limited partners.

(5) Where assessments have been made during any period covered by any report required by subsections (1), (2) and (4) hereof, then such report shall contain a detailed statement of such assessments and the application of the proceeds derived from such assessments; and

(6) Where any sponsor receives fees for services, then he shall, within 60 days of the end of each quarter wherein such fees were received, send to each limited partner a detailed statement setting forth the services rendered, or to be rendered by such sponsor and the amount of the fees received. This requirement may not be circumvented by lump-sum payments to management companies or other entities who then disburse the funds.

#### NEW SECTION

**WAC 460-32A-625 ACCESS TO RECORDS.** The participants and their designated representatives shall be permitted access to all records of the program at all reasonable times.

NEW SECTION

WAC 460-32A-630 **ADMISSION OF PARTICIPANTS.** Admission of participants to the program shall be subject to the following:

(1) Upon the original sale of partnership units by the program, the purchasers should be admitted as limited partners not later than 15 days after the release from impound of the purchase's funds to the program, and thereafter purchasers should be admitted into the program not later than the last day of the calendar month following the date their subscription was accepted by the program. Subscriptions shall be accepted or rejected by the program within 30 days of their receipt; if rejected, all subscription monies should be returned to the subscriber forthwith.

(2) The program shall amend the certificate of limited partnership at least once each calendar quarter to effect the subscription of substituted participants, although the sponsor may elect to do so more frequently.

In the case of assignments, where the assignee does not become a substituted limited partner, the program shall recognize the assignment not later than the last day of the calendar month following receipt of notice of assignment and required documentation.

NEW SECTION

WAC 460-32A-635 **REDEMPTION OF PROGRAM INTERESTS.** Ordinarily, the program and the sponsor may not be mandatorily obligated to redeem or repurchase any of its program interests, although the program and the sponsor may not be precluded from purchasing such outstanding interests if such purchase does not impair the capital or the operation of the program. Notwithstanding the foregoing, a real estate program may provide for mandatory redemption rights under the following necessitous circumstances:

- (1) death or legal incapacity of the owner, or
- (2) a substantial reduction in the owner's net worth or income provided that (a) the program has sufficient cash to make the purchase, (b) the purchase will not be in violation of applicable legal requirements and (c) not more than 15 percent of the outstanding units are purchased in any year.

NEW SECTION

WAC 460-32A-640 **TRANSFERABILITY OF PROGRAM INTERESTS.** Restrictions on assignment of limited partnership interests will not be allowed. Restrictions on the substitution of a limited partner are generally disfavored and will be allowed only to the extent necessary to preserve the tax status of the partnership and any restriction must be supported by opinion of counsel.

NEW SECTION

WAC 460-32A-645 **ASSESSMENTS AND DEFAULTS.** (1) Except in the case of non-specified property programs, as provided in WAC 460-32A-600, if the anticipated cash flow from property (after payment of debt service and all operating expenses) is not sufficient to pay taxes or special assessments imposed by governmental or quasi-governmental units, the program agreement may include a provision for assessability to meet such deficiencies, including those obligations of a defaulting participant. Assessability must be limited to the foregoing obligations, and all amounts derived from such assessments must be applied only to satisfaction of said obligations.

(2) In the event of a default in the payment of assessments by a participant his interests shall not be subject to forfeiture, but may be subject to a reasonable penalty for failure to meet his commitment. Provided that the arrangements are fair, this may take the form of reducing his proportionate interest in the program, subordinating his interest to that of nondefaulting partners, a forced sale complying with applicable procedures for notice and sale, the lending of the amount necessary to meet his commitment by the other participants or a fixing of the value of his interest by independent appraisal or other suitable formula with provision for a delayed payment to him for his interest not beyond a reasonable period, but a debt security issued for such interest should not have a claim prior to that of the other investors in the event of liquidation.

NEW SECTION

WAC 460-32A-650 **SALES LITERATURE.** Sales literature, sales presentations (including prepared presentations to prospective investors at group meetings) and advertising used in the offer or sale of

partnership interests shall conform in all applicable respects to requirements of filing, disclosure and adequacy currently imposed on sales literature, sales presentations and advertising used in the sale of corporate securities and chapter 460-28A WAC.

NEW SECTION

WAC 460-32A-655 **GROUP MEETINGS.** All advertisements of and oral or written invitations to "seminars" or other group meetings at which program interests are to be described, offered or sold shall clearly indicate that the purpose of such meeting is to offer such program interests for sale, the minimum purchase price thereof, and the name of the sponsor, underwriter or selling agent. No cash, merchandise or other item of value shall be offered as an inducement to any prospective participants to attend any such meeting. In connection with the offer or sale of program interests, no general offer shall be made of "free" or "bargain price" trips to visit property in which the program or proposed program has invested or intends to invest.

All written or prepared audio-visual presentations (including scripts prepared in advance for oral presentations) to be made at such meetings must be submitted in advance to the administrator not less than three business days prior to the first use thereof. This section and WAC 460-32A-650 shall not apply to meetings consisting only of representatives of securities broker-dealers.

NEW SECTION

WAC 460-32A-660 **CONTENTS OF PROSPECTUS.** The prospectus shall meet the requirements of Guide 5 as promulgated under general Securities and Exchange Commission guides for the preparation of registration statements relating to interests in real estate limited partnerships.

NEW SECTION

WAC 460-32A-665 **USE OF FORECASTS.** The presentation of predicted future results of operations of real estate programs shall be permitted but not required for specified property programs investing primarily in improved property and shall be prohibited for non-specified property programs or specified property programs investing primarily in unimproved land. The covers of the prospectus must contain in bold face language one of the following statements:

- (1) for specified property program:

"FORECASTS ARE CONTAINED IN THIS PROSPECTUS (OFFERING CIRCULAR). ANY PREDICTIONS AND REPRESENTATIONS, WRITTEN OR ORAL, WHICH DO NOT CONFORM TO THOSE CONTAINED IN THE PROSPECTUS (OFFERING CIRCULAR) SHALL NOT BE PERMITTED."

- (2) for non-specified property and unimproved land programs:

"THE USE OF FORECASTS IN THIS OFFERING IS PROHIBITED. ANY REPRESENTATIONS TO THE CONTRARY AND ANY PREDICTIONS, WRITTEN OR ORAL, AS TO THE AMOUNT OR CERTAINTY OF ANY PRESENT OR FUTURE CASH BENEFIT OR TAX CONSEQUENCE WHICH MAY FLOW FROM AN INVESTMENT IN THIS PROGRAM IS NOT PERMITTED."

NEW SECTION

WAC 460-32A-670 **FORECASTS FOR SPECIFIED PROPERTY PROGRAMS.** Forecasts for specified property programs shall be included in the prospectus, offering circular or sales material of the program only if they comply with WAC 460-32A-675 through WAC 460-32A-695.

NEW SECTION

WAC 460-32A-675 **REALISTIC FORECASTS.** Forecasts shall be realistic in their predictions and shall clearly identify the assumptions made with respect to all material features of the presentation. Forecasts should be reviewed by an independent certified public accountant in accordance with the Guide For A Review Of A Financial Forecast as promulgated by the American Institute of Certified Public Accountants, and that person or firm should be identified in the prospectus or offering circular as being responsible for the preparation of the forecasts. No forecasts shall be permitted in any sales literature

which does not appear in the prospectus or offering circular. If any forecasts are included in the sales literature, all forecasts must be presented.

#### NEW SECTION

**WAC 460-32A-680 MATERIAL INFORMATION.** Forecasts shall include all the following information:

- (1) Annual predicted revenue by source; including the occupancy rate used in predicting rental revenue;
- (2) Annual predicted expenses;
- (3) Mortgage obligation—annual payments for principal and interest, points and financing fees, shown as dollars, not percentages;
- (4) The required occupancy rate in order to meet debt service and all expenses;
- (5) Predicted annual cash flow; stating assumed occupancy rate;
- (6) Predicted annual depreciation and amortization with full description of methods to be used;
- (7) Predicted annual taxable income or loss and a simplified explanation of the tax treatment of such results; assumed tax brackets may not be used;
- (8) Predicted construction costs—including disclosure regarding contracts;
- (9) Accounting policies—e.g., with respect to points, financing costs and depreciation.

#### NEW SECTION

**WAC 460-32A-685 PRESENTATION OF FORECASTS.** (1) Forecasts shall prominently display a statement to the effect that they represent a mere prediction of future events based on assumptions which may or may not occur and may not be relied upon to indicate the actual results which will be obtained.

(2) Explanatory notes describing assumptions made and referring to risk factors should be integrated with tabular and numerical information.

(3) When a sale-leaseback is employed, the statement that the seller is assuming the operating risk and consequently may have charged a higher price for the property must be included.

#### NEW SECTION

**WAC 460-32A-690 ADDITIONAL DISCLOSURES AND LIMITATIONS.** (1) Forecasts shall be for a period at least equivalent to the anticipated holding period for the property, or ten years, whichever is shorter, and project a resale occurrence, including depreciation recapture, if applicable. The forecasted resale price must be reasonable.

(2) Adequate disclosure shall be made of the changing economic effects upon the limited partners resulting principally from federal income tax consequences over the life of the partnership property, e.g., substantial tax losses in early years followed by increasing amount of taxable income in later years.

(3) Forecasts shall disclose all possible undesirable tax consequences of an early sale of the program property (such as, depreciation recapture or the failure to sell the property at a price which would return sufficient cash to meet resulting tax liabilities of the participants).

(4) In computing the return to investors, no appreciation, so called "equity buildup", or any other benefits from unrealized gains or value shall be shown or included.

#### NEW SECTION

**WAC 460-32A-695 FORECASTS FOR UNIMPROVED PROPERTY PROGRAMS.** Forecasts shall not be allowed for unimproved land. Instead, a table of deferred payments specifying the various holding costs, i.e., interest, taxes, and insurance shall be inserted. However, where the program intends to develop and sell the land as its primary business, a detailed cash flow statement showing the timing of expenditures and anticipated revenues shall be required. Additionally, the consequences of a delayed selling program shall be shown.

#### NEW SECTION

**WAC 460-32A-700 FIDUCIARY DUTY.** The program agreement shall provide that the sponsor shall have fiduciary responsibility for the safekeeping and use of all funds and assets of the program, whether or not in his immediate possession or control, and that he shall

not employ, or permit another to employ such funds or assets in any manner except for the exclusive benefit of the program.

In addition, the program shall not permit the participant to contract away the fiduciary duty owed to the participant by the sponsor under the common law.

#### NEW SECTION

**WAC 460-32A-705 DEFERRED PAYMENTS.** Arrangements for deferred payments on account of the purchase price of program interests may be allowed when warranted by the investment objectives of the partnership, but in any event such arrangements shall be subject to the following conditions:

(1) The period of deferred payments shall coincide with the anticipated cash needs of the program.

(2) Selling commissions paid upon deferred payments are collectible when payment is made on the note.

(3) Deferred payments shall be evidenced by a promissory note of the investor. Such notes shall be with recourse and shall not be negotiable and shall be assignable only subject to defenses of the maker. Such notes shall not contain a provision authorizing a confession of judgment.

(4) The program shall not sell or assign the deferred obligation notes at a discount to meet financing needs of the program.

(5) In the event of a default in the payment of deferred payments by a participant, his interests may be subjected to a reasonable penalty, as set forth in WAC 460-32A-645.

#### NEW SECTION

**WAC 460-32A-710 RESERVES.** Provision should be made for adequate reserves in the future by retention of a reasonable percentage of proceeds from the offering and regular receipts for normal repairs, replacements and contingencies. Normally, not less than five percent of the offering proceeds will be considered adequate.

#### NEW SECTION

**WAC 460-32A-715 REINVESTMENT OF CASH FLOW AND PROCEEDS ON DISPOSITION OF PROPERTY.** Reinvestment of cash flow (excluding proceeds resulting from a disposition or refinancing of property) shall not be allowed. The partnership agreement and the prospectus shall set forth that reinvestment of proceeds resulting from a disposition or refinancing will not take place unless sufficient cash will be distributed to pay any state or federal income tax (assuming investors are in a specified tax bracket) created by the disposition or refinancing of property. Such a prohibition must be contained in the prospectus.

#### NEW SECTION

**WAC 460-32A-720 FINANCIAL INFORMATION REQUIRED ON APPLICATION.** In any offering of interests by a program, the program shall provide as an exhibit to the application the following financial information:

(1) A balance sheet of any corporate sponsors as of the end of their most recent fiscal year, examined and reported upon by an independent certified public accountant and prepared in accordance with generally accepted accounting principles. An unaudited balance sheet as of a date not more than one hundred thirty-five days prior to the date of filing should also be prepared. Such statements shall be included in the prospectus.

(2) A balance sheet for each non-corporate sponsor (including individual partners or individual joint ventures of a sponsor) as of a time not more than one hundred thirty-five days prior to the date of filing an application; such balance sheet shall be examined and reported upon by an independent certified public accountant under the limited review standards set forth by the American Institute of Certified Public Accountants, and shall be signed and sworn to by such sponsors. A representation of the amount of such net worth must be included in the prospectus, or in the alternative, a representation that such sponsor meets the net worth requirements of WAC 460-32A-425.

#### NEW SECTION

**WAC 460-32A-725 OPINIONS OF COUNSEL.** The application for registration shall contain a favorable ruling from the Internal Revenue Service or an opinion of independent counsel to the effect that the issuer will be taxed as a "partnership" and not as an "association"

for federal income tax purposes. An opinion of counsel shall be in form and substance satisfactory to the administrator and shall be unqualified except to the extent permitted by the administrator. However, an opinion of counsel may be based on reasonable assumptions, such as:

(1) facts or proposed operations as set forth in the offering circular or prospectus and organizational documents; (2) the absence of future changes in applicable laws; (3) the securities offered are paid for; (4) compliance with certain procedures such as the execution and delivery of certain documents and the filing of a certificate of limited partnership or an amended certificate; and (5) the continued maintenance of or compliance with certain financial, ownership, or other requirements by the issuer or sponsor. The administrator may request from counsel as supplemental information such supporting legal memoranda and an analysis as he shall deem appropriate under the circumstances. To the extent the opinion of counsel or Internal Revenue Service ruling is based on the maintenance of or compliance with certain requirements or conditions by the issuer or sponsor, the offering circular or prospectus shall contain representations that such requirements or conditions will be met and the partnership agreement shall, to the extent practicable, contain provisions requiring such compliance.

There shall be included also an opinion of independent counsel to the effect that the securities being offered are duly authorized or created and validly issued interests to the issuer, and that the liability of the public investors will be limited to their respective total agreed upon investment in the issuer.

#### NEW SECTION

**WAC 460-32A-730 PROVISIONS OF THE PARTNERSHIP AGREEMENT.** The requirements or provisions of appropriate portions of the following sections shall be included in a partnership agreement:

WAC 460-32A-430; WAC 460-32A-475; WAC 460-32A-480; WAC 460-32A-485; WAC 460-32A-490; WAC 460-32A-495; WAC 460-32A-500; WAC 460-32A-505; WAC 460-32A-510; WAC 460-32A-515; WAC 460-32A-520; WAC 460-32A-525; WAC 460-32A-530; WAC 460-32A-535; WAC 460-32A-540; WAC 460-32A-545; WAC 460-32A-550; WAC 460-32A-565; WAC 460-32A-585; WAC 460-32A-590; WAC 460-32A-595; WAC 460-32A-600; WAC 460-32A-610; WAC 460-32A-615; WAC 460-32A-620; WAC 460-32A-625; WAC 460-32A-630; WAC 460-32A-635; WAC 460-32A-645; WAC 460-32A-700; WAC 460-32A-705(4); WAC 460-32A-710; WAC 460-32A-715.

#### NEW SECTION

**WAC 460-32A-735 SALES CONDOMINIUMS OR UNITS IN REAL ESTATE DEVELOPMENTS.** The Washington Securities Act provides that its interpretation and administration be coordinated with related Federal regulations. In light of such policy and due to the relevance and importance of the Securities and Exchange Commission Securities Act Release No. 5347, the Division of Securities hereby adopts Securities and Exchange Commission Securities Act Release No. 5347, which is hereinafter set forth in its entirety.

"The Securities and Exchange Commission called attention to the applicability of the federal securities laws to the offer and sale of condominium units, or other units in a real estate development, coupled with an offer or agreement to perform or arrange certain rental or other services for the purchaser. The Commission noted that such offerings may involve the offering of a security in the form of an investment contract or a participation in a profit sharing arrangement within the meaning of the Securities Act of 1933 and the Securities Exchange Act of 1934. Where this is the case any offering of any such securities must comply with the registration and prospectus delivery requirements of the Securities Act, unless an exemption therefrom is available, and must comply with the anti-fraud provisions of the Securities Act and the Securities Exchange Act and the regulations thereunder. In addition, persons engaged in the business of buying or selling investment contracts or participations in profit sharing agreements of this type as agents for others, or as principal for their own account, may be brokers or dealers [for a special exemption from the Washington Securities Act, see RCW 21.20.040 and WAC 460-20A-220] within the meaning of the Securities Exchange Act, and therefore may be required to be registered as such with the Commission under the provisions of Section 15 of that Act.

The Commission is aware that there is uncertainty about when offerings of condominiums and other types of similar units may be considered to be offerings of securities that should be registered pursuant

to the Securities Act. The purpose of this release is to alert persons engaged in the business of building and selling condominiums and similar types of real estate developments to their responsibilities under the Securities Act and to provide guidelines for a determination of when an offering of condominiums or other units may be viewed as an offering of securities. Resort condominiums are one of the more common interests in real estate the offer of which may involve an offering or securities. However, other types of units that are part of a development or project present analogous questions under the federal securities laws. Although this release speaks in terms of condominiums, it applies to offerings of all types of units in real estate developments which have characteristics similar to those described herein.

"The offer of real estate as such, without any collateral arrangements with the seller or others, does not involve the offer of a security [for certain land located outside the state of Washington this is not true, see RCW 21.20.005(12)]. When the real estate is offered in conjunction with certain services, a security, in the form of an investment contract, may be present. The Supreme Court in *Securities and Exchange Commission v. W.J. Howey Co.*, 328 U.S. 293 (1946) set forth what has become a generally accepted definition of an investment contract.

"A contract, transaction or scheme whereby a person invests his money in a common enterprise and is led to expect profits solely from the efforts of the promoter or a third party, it being immaterial, whether the shares in the enterprise are evidence by formal certificates or by nominal interests in the physical assets employed in the enterprise." (298)

"The Howey case involved the sale and operation of orange groves. The reasoning, however, is applicable to condominiums.

"As the Court noted in *Howey*, substance should not be disregarded for form, and the fundamental statutory policy of affording broad protection to investors should be heeded. Recent interpretations have indicated that the expected return need not be solely from the efforts of others, as the holding in *Howey* appears to indicate. For this reason, an investment contract may be present in situations where an investor is not wholly inactive, but even participates to a limited degree in the operations of the business. The 'profits' that the purchaser is led to expect may consist of revenues received from rental of the unit; these revenues and any tax benefits resulting from rental of the unit are the economic inducements held out to the purchaser.

"The existence of various kinds of collateral arrangements may cause an offering of condominium units to involve an offering of investment contracts or interests in a profit sharing agreement. The presence of such arrangements indicates that the offeror is offering an opportunity through which the purchaser may earn a return on his investment through the managerial efforts of the promoters or a third party in their operation of the enterprise.

"For example, some public offerings of condominium units involve rental pool arrangements. Typically, the rental pool is a device whereby the promoter or a third party undertakes to rent the unit on behalf of the actual owner during that period of time when the unit is not in use by the owner. The rents received and the expenses attributable to rental of all the units in the project are combined and the individual owner receives a ratable share of the rental proceeds regardless of whether his individual unit was actually rented. The offer of the unit together with the offer of an opportunity to participate in such a rental pool involves the offer of investment contracts which must be registered unless an exemption is available.

"Also, the condominium units may be offered with a contract or agreement that places restrictions, such as required use of an exclusive rental agent or limitations on the period of time the owner may occupy the unit, on the purchaser's occupancy or rental of the property purchased. Such restrictions suggest that the purchaser is in fact investing in a business enterprise, the return from which will be substantially dependent on the success of the managerial efforts of other persons. In such cases, registration of the resulting investment contract would be required.

"In any situation where collateral arrangements are coupled with the offering of condominiums, whether or not specifically of the types discussed above, the manner of offering and economic inducements held out to the prospective purchaser play an important role in determining whether the offerings involve securities. In this connection see *Securities and Exchange Commission v. C.M. Joiner Leasing Corp.*, 320 U.S. 344 (1943). In *Joiner*, the Supreme Court also noted that:

"In enforcement of [the Securities Act], it is not inappropriate that promoters' offerings be judged as being what they were represented to be." (353)

"In other words, condominiums, coupled with rental arrangements, will be deemed to be securities if they are offered and sold through advertising, sales literature, promotional schemes or oral representations which emphasize the economic benefits to purchaser to be derived from the managerial efforts of the promoter, or a third party designated or arranged for by the promoter, in renting units.

"In summary, the offering of condominium units in conjunction with any one of the following will cause the offering to be viewed as an offering of securities in the form of investment contracts:

"1. The condominiums, with any rental arrangement or other similar service, are offered and sold with emphasis on the economic benefits to the purchaser to be derived from the managerial efforts of the promoter, or a third party designated or arranged for by the promoter, from rental of units."

"2. The offering of participation in a rental pool arrangement; and

"3. The offering of a rental or similar arrangement whereby the purchaser must hold his unit available for rental for any part of the year, must use an exclusive rental agent or is otherwise materially restricted in his occupancy or rental of his unit.

"In all of the above situations, investors protection requires the application of the federal securities laws.

"If the condominiums are not offered and sold with emphasis on the economic benefits to the purchaser to be derived from the managerial efforts of others, and assuming that no plan to avoid the registration requirements of the Securities Act is involved, an owner of a condominium unit may, after purchasing his unit, enter into a nonpooled rental arrangement with an agent not designated or required to be used as a condition to the purchase, whether or not such agent is affiliated with the offeror, without causing a sale of a security to be involved in the sale of the unit. Further, a continuing affiliation between the developers or promoters of a project and the project by reason of maintenance arrangements does not make the unit a security.

"In situations where commercial facilities are a part of the common elements of a residential project, no registration would be required under the investment contract theory where (a) the income from such facilities is used only to offset common area expenses and (b) the operation of such facilities is incidental to the project as a whole and are not established as a primary income source for the individual owners of a condominium or cooperative unit.

"The Commission recognizes the need for a degree of certainty in the real estate offering area and believes that the above guidelines will be helpful in assisting persons to comply with the securities laws. It is difficult, however, to anticipate the variety of arrangements that may accompany the offering of condominium projects. The Commission, therefore, would like to remind those engaged in the offering of condominiums or other interests in real estate with similar features that there may be situations, not referred to in this release, in which the offering of the interests constitutes an offering of securities. Whether an offering of securities is involved necessarily depends on the facts and circumstances of each particular case. The staff of the Commission will be available to respond to written inquiries on such matters. [Request for interpretative opinions from the Washington Securities Division should follow the procedure set out in WAC 460-16A-020.]"

**Reviser's note:** The brackets and enclosed material in the text of the above section occurred in the copy filed by the agency and appear herein pursuant to the requirements of RCW 34.08.040.

#### REPEALER

The following sections of the Washington Administrative Code are each repealed:

- (1) WAC 460-32A-010 APPLICATION.
- (2) WAC 460-32A-015 NET WORTH REQUIREMENT OF SPONSOR.
- (3) WAC 460-32A-020 FEES, COMPENSATION AND EXPENSES TO BE REASONABLE.
- (4) WAC 460-32A-025 COMPENSATION FOR ACQUISITION SERVICES.
- (5) WAC 460-32A-030 PROGRAM MANAGEMENT FEE (DEFINED IN WAC 460-10A-145).
- (6) WAC 460-32A-031 EXPENSES PAID TO THIRD PARTIES.
- (7) WAC 460-32A-035 SUBORDINATED PROMOTIONAL INTERESTS.

- (8) WAC 460-32A-045 SALES, LEASES AND LOANS.
- (9) WAC 460-32A-050 EXCHANGE OF LIMITED PARTNERSHIP INTEREST.
- (10) WAC 460-32A-055 EXCLUSIVE AGREEMENT.
- (11) WAC 460-32A-057 COMMISSIONS ON RESALE OF PROPERTY.
- (12) WAC 460-32A-060 COMMISSIONS ON REINVESTMENT.
- (13) WAC 460-32A-065 SERVICES RENDERED TO THE PROGRAM BY THE SPONSOR.
- (14) WAC 460-32A-070 REBATES, KICKBACKS AND RECIPROCAL ARRANGEMENTS.
- (15) WAC 460-32A-075 COMMINGLING OF FUNDS.
- (16) WAC 460-32A-080 EXPENSES OF PROGRAM.
- (17) WAC 460-32A-085 INVESTMENTS IN OTHER PROGRAMS.
- (18) WAC 460-32A-090 LENDING PRACTICES.
- (19) WAC 460-32A-095 DEVELOPMENT OR CONSTRUCTION CONTRACTS.
- (20) WAC 460-32A-100 PERFORMANCE BOND REQUIREMENT.
- (21) WAC 460-32A-105 REQUIREMENT FOR REAL PROPERTY APPRAISAL.
- (22) WAC 460-32A-145 RIGHTS AND OBLIGATIONS OF PARTICIPANTS MEETINGS.
- (23) WAC 460-32A-150 VOTING RIGHTS OF LIMITED PARTNERS.
- (24) WAC 460-32A-155 OUTSIDER REPLACEMENT OF GENERAL PARTNER.
- (25) WAC 460-32A-160 REPORTS TO HOLDERS OF LIMITED PARTNERSHIP INTERESTS.
- (26) WAC 460-32A-165 ACCESS TO RECORDS.
- (27) WAC 460-32A-170 REDEMPTION OF PROGRAM INTERESTS.
- (28) WAC 460-32A-175 ASSESSABILITY.
- (29) WAC 460-32A-180 DEFAULTS.
- (30) WAC 460-32A-185 SALES PROMOTIONAL EFFORTS.
- (31) WAC 460-32A-195 CONTENTS OF PROSPECTUS.
- (32) WAC 460-32A-196 TRACK RECORDS.
- (33) WAC 460-32A-200 PROJECTIONS.
- (34) WAC 460-32A-205 FIDUCIARY DUTY.
- (35) WAC 460-32A-210 DEFERRED PAYMENTS.
- (36) WAC 460-32A-215 RESERVES.
- (37) WAC 460-32A-220 REINVESTMENT OF CASH FLOW AND PROCEEDS ON DISPOSITION OF PROPERTY.
- (38) WAC 460-32A-225 NONSPECIFIED PROPERTY PROGRAMS.
- (39) WAC 460-32A-235 STATEMENT OF INVESTMENT OBJECTIVES.
- (40) WAC 460-32A-240 PERIOD OF OFFERING AND EXPENDITURE OF PROCEEDS.
- (41) WAC 460-32A-245 SPECIAL REPORTS.
- (42) WAC 460-32A-250 ASSESSMENTS.
- (43) WAC 460-32A-255 MULTIPLE PROGRAMS.
- (44) WAC 460-32A-300 OIL AND GAS PROGRAMS.
- (45) WAC 460-32A-315 TITLE.
- (46) WAC 460-32A-320 REGULATION B FILINGS.
- (47) WAC 460-32A-325 FUNDS TO BE HELD IN TRUST.
- (48) WAC 460-32A-400 SALES IN CONDOMINIUMS OR UNITS IN REAL ESTATE DEVELOPMENT.
- (49) 460-10A-055 ACQUISITION FEE.
- (50) 460-10A-070 ASSESSMENTS.
- (51) 460-10A-075 CAPITAL CONTRIBUTION.
- (52) 460-10A-080 CASH FLOW.
- (53) 460-10A-090 CASH AVAILABLE FOR DISTRIBUTION.
- (54) 460-10A-095 CONSTRUCTION FEE.
- (55) 460-10A-100 COST OF PROPERTY.
- (56) 460-10A-105 DEVELOPMENT FEE.
- (57) 460-10A-110 NET WORTH.
- (58) 460-10A-115 NONSPECIFIED PROPERTY PROGRAM.
- (59) 460-10A-120 ORGANIZATION AND OFFERING EXPENSES.
- (60) 460-10A-125 PARTICIPANT.
- (61) 460-10A-130 PERSON.
- (62) 460-10A-135 PROGRAM.
- (63) 460-10A-140 PROGRAM INTEREST.

- (64) 460-10A-145 PROGRAM MANAGEMENT FEE.  
 (65) 460-10A-150 PROPERTY MANAGEMENT FEE.  
 (66) 460-10A-155 SPONSOR.

**WSR 83-15-042**  
**PROPOSED RULES**  
**DEPARTMENT OF LICENSING**  
**(Securities Division)**  
 [Filed July 19, 1983]

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 regulation and registration of securities, new chapter 460-34A WAC, Oil and gas programs; WAC 460-34A-010 Application; 460-34A-015 Definitions; 460-34A-020 Net worth, experience and investment requirements of sponsor; 460-34A-025 Participants suitability standards; 460-34A-030 Minimum investment; 460-34A-035 Fees, compensation and expenses; 460-34A-037 Organization and offering expenses; 460-34A-140 Promotional compensation; 460-34A-045 Program expenses; 460-34A-050 Transactions with affiliates; 460-34A-055 Farm-outs; 460-34A-060 Rights and obligations of participants; 460-34A-065 Accessibility and defaults; 460-34A-070 Voting rights of limited partners; 460-34A-075 Minimum program capital; 460-34A-080 Temporary investment of proceeds; 460-34A-085 Return of unused proceeds; 460-34A-090 Deferred payments; 460-34A-095 Cash redemption values; 460-34A-100 Future exchange; 460-34A-105 Reinvestment of revenues; 460-34A-110 Distribution of revenues; 460-34A-112 Selling of units; 460-34A-115 Sales materials and marketing restrictions; 460-34A-120 Contents of the prospectus; 460-34A-125 Financial information required on applications; 460-34A-130 Opinions of counsel; 460-34A-135 Liability of indemnification; and 460-34A-200 Regulation B filings;

that the agency will at 9:00 a.m., Tuesday, September 6, 1983, in Conference Room A, 4th Floor, Highways-Licenses Building, Olympia, Washington 98504, conduct a public hearing on the proposed rules.

The formal decision regarding adoption, amendment, or repeal of the rules will take place on September 9, 1983.

The authority for WAC 460-34A-010 through 460-34A-070 and 460-34A-090 through 460-34A-200 is RCW 21.20.450. The authority for WAC 460-34A-075 through 460-34A-085 is RCW 21.20.250 and 21.20.450.

The specific statutes these rules are intended to implement are RCW 21.20.010, 21.20.140 through 21.20.300, 21.20.450 and 21.20.900.

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency before September 6, 1983.

The department reserves the right to modify the text of these proposed rules before the hearing or in response to written or oral comments received before or during the hearing.

The department may need to change the date for hearing or adoption on short notice. To ascertain that the hearing or adoption will take place as stated in this notice, an interested person may contact Ralph R. Smith, Administrator of Securities, whose address is set forth herein.

Written or oral submissions may also contain data, views, and arguments concerning the effect of the proposed rules or amendments of rules on economic values, pursuant to chapter 43.21H RCW.

Correspondence relating to this notice and the proposed rules should be addressed to:

Ralph R. Smith  
 Securities Administrator  
 P. O. Box 648  
 Olympia, WA 98504  
 (206) 753-6928

Dated: July 19, 1983  
 By: John Gonzalez  
 Director

#### STATEMENT OF PURPOSE

Name of Agency: Department of Licensing, Securities Division.

General Purpose of Rule: The rules shown below are proposed under the Securities Act of Washington, chapter 21.20 RCW, to implement Oil and Gas Program guidelines developed and adopted by the North American Securities Administrators Association. Adoption of these rules will make the law of Washington uniform with other states.

Description and Summary for Rules: Chapter 460-34A WAC, Oil and gas programs, adopting WAC 460-34A-010, stating that the rules of this chapter apply to registrations of oil and gas programs and may waive if good cause is shown; WAC 460-34A-015, sets out and defines specific terms used in this chapter; WAC 460-34A-020, requiring sponsors of oil and gas programs to have a specified net worth based upon the sponsor's capital and relevant experience in management of oil and gas programs; WAC 460-34A-025, requiring and setting forth criteria of financial suitability for participants in oil and gas programs; WAC 460-34A-030, setting minimum investment amounts required of participants to invest in oil and gas programs; WAC 460-34A-035, stating that all compensation paid to a sponsor or affiliate shall be reasonable; WAC 460-34A-036, requiring all organization and selling expenses be paid from cash, be reasonable and not exceed fifteen percent of initial subscriptions; WAC 460-34A-040, providing that all participation in revenues by the sponsor shall be reasonable and setting forth the compensation standards for programs including functional allocation drilling programs, subordinated or reversionary working interest drilling programs, income or purchase programs; WAC 460-34A-045, allowing payment of program expenses to be paid by or reimbursed to sponsor out of capital contributions and revenues and setting forth disclosure format for estimated program expenses; WAC 460-34A-050, regulating the sales to the purchases from the program of properties by the sponsor or its affiliates, restricting and prohibiting the sponsor or its affiliates from

holding oil and gas interests in any prospect in which a program has an interest, and prohibiting the commingling of program funds; WAC 460-34A-055, requiring disclosure and setting the conditions on which the sponsor may farm-out program prospects; WAC 460-34A-060, setting forth the rights and obligations of investors to call meetings, receive annual and periodic reports, gain access to program records, and transfer program interests; WAC 460-34A-065, stating the conditions in which assessments of program interests may be made and defaults against investors can be taken; WAC 460-34A-070, setting forth the rights of the participants to amend, dissolve, remove and elect a new general partner, approve a sale of assets or cancel contracts of the program; WAC 460-34A-075, requiring the impounding of a minimum amount of funds to start an oil and gas program; WAC 460-34A-080, requiring the proceeds of an offering to be invested temporarily in short-term, liquid investments before investment in the operations of the program; WAC 460-34A-085, providing for the return of unused investor funds if not committed to the program's operations within one year; WAC 460-34A-090, allowing installment payments if consistent with program needs and if other conditions are met; WAC 460-34A-095, providing for redemption of program interests for cash only if based upon appraisal by independent petroleum consultants; WAC 460-34A-100, prohibiting the sponsor or its affiliates to offer an exchange of interests unless conditions and limitations are met; WAC 460-34A-105, prohibiting, except in certain circumstances, program provisions which require investors to reinvest cash distributions from the program; WAC 460-34A-110, directing the sponsor to make cash distributions to participants when the sponsor has funds which are not necessary to retain in the program and limiting the cash distributions to the sponsor to funds properly allocated to sponsor's account; WAC 460-34A-112, providing for cash sales commissions and prohibiting indeterminate compensation to brokers as well as compensation based on assessments of program interests; WAC 460-34A-115, requiring sales materials, except as filed with the Securities and Exchange Commission or between brokers, to comply with the provisions of corporate securities and requiring group meetings to make specific disclosures; WAC 460-34A-120, setting forth the format and type of information to be included in the prospectus; WAC 460-34A-125, setting forth the required financial information including a balance sheet of the general partner and program and statements of income and cash flow for the program and corporate general partners; WAC 460-34A-130, providing that the application for registration shall contain opinion of counsel on the tax aspects of the program and the validity of the issuance of the interests in the program; WAC 460-34A-135, restricting the sponsor's ability to pass on to participants the liabilities of the program and limiting the circumstances in which sponsors can be indemnified for damages incurred; and WAC 460-34A-200, stating that all Federal Securities and Exchange Commission Regulation B filings must register by qualification under statute and these rules.

**Responsible Department Personnel:** In addition to the director of the Department of Licensing, the following agency personnel have responsibility for drafting, implementing and enforcing these rules: Joan Baird, Assistant Director, Professional Licensing, 3rd Floor, Highways-Licenses Building, Olympia, WA, 234-1369 scan, 753-1369; and Ralph R. Smith, Administrator, Securities Division, 6th Floor, Highways-Licenses Building, Olympia, WA, 234-6928 scan, 753-6928.

**Name of Organization Proposing Rules:** These rules are proposed by the Department of Licensing, Securities Division.

**Department Comments:** These rules are set forth in the Washington Administrative Code format, the North American Securities Administrators Association guidelines adopted by WAC 460-34A-300. In addition, these rules incorporate the October 31, 1979, addendum to the guidelines in proposed WAC 460-34A-045.

**Reasons Supporting the Proposed Rules:** The rules adopt and expressly set forth the guidelines for Oil and Gas Programs adopted by the North American Securities Administrators Association. If adopted, these rules will aid issuers in registering oil and gas programs in the state of Washington as well as other states.

These rules are not necessary to comply with any federal law or federal or state court decision.

A small business economic impact statement has not been prepared because the department does not believe that any economic impact is involved in expressly setting forth rules in a new chapter which has already been adopted in WAC 460-34A-300, and adopting the addendum to the October 31, 1979, North American Securities Administrators Association guidelines. Any impact that the rules may have is intended to fall equally on all oil and gas programs. Comments regarding any possible economic impact on small business should be directed to Ralph R. Smith, Administrator of Securities, at the address or telephone number above.

#### CHAPTER 460-34A WAC OIL AND GAS PROGRAMS

##### NEW SECTION

WAC 460-34A-010 **APPLICATION.** The rules contained in this chapter apply to the registration of oil and gas programs in the form of limited partnerships (herein sometimes called "programs" or "partnerships") and will be applied by analogy to oil and gas programs in other forms. While applications not conforming to the standards contained in this chapter shall be looked upon with disfavor, where good cause is shown, certain standards may be modified or waived by the administrator if consistent with the spirit of these rules.

##### NEW SECTION

WAC 460-34A-015 **DEFINITIONS.** As used in this chapter:

(1) "Affiliate" means, in addition to those persons set out in WAC 460-10A-060, any person 10 percent or more of whose outstanding voting securities are directly or indirectly owned, controlled or held with power to vote, by such other person.

(2) "Capital expenditures" means those costs which are generally accepted as capital expenditures pursuant to the provisions of the Internal Revenue Code.

(3) "Cost" means, when used with respect to property,

(a) the sum of the prices paid by the seller for such property, including bonuses;

(b) title insurance or examinations costs, brokers' commissions, filing fees, recording costs, transfer taxes, if any, and like charges in connection with the acquisition of such property; and

(c) rentals and ad valorem taxes paid by the seller with respect to such property to the date of its transfer to the buyer, interest on funds used to acquire or maintain such property, and such portion of the seller's reasonable, necessary and actual expenses for geological, geophysical, seismic, land engineering, drafting, accounting, legal and other like services allocated to the property in accordance with generally accepted industry practices, except for expenses in connection with the past drilling of wells which are not producers of sufficient quantities of oil or gas to make commercially reasonable their continued operations, and provided that the expenses enumerated in subsection (c) hereof shall have been incurred not more than 36 months prior to the purchase by the program; provided that such period may be extended, at the discretion of the Administrator upon proper justification. When used with respect to services, "cost" means the reasonable, necessary and actual expense incurred by the seller on behalf of the program in providing such services, determined in accordance with generally accepted accounting principles. As used elsewhere, "cost" means the price paid by the seller in an arm's-length transaction.

(4) "Development well" means a well drilled as an additional well to the same reservoir as other producing wells on a lease, or drilled on an offset lease usually not more than one location away from a well producing from the same reservoir.

(5) "Exploratory well" means a well drilled either

(a) in search of a new and as yet undiscovered pool of oil or gas, or

(b) with the hope of greatly extending the limits of a pool already developed.

(6) "Farm-out" means an agreement whereby the owner of the leasehold or working interest agrees to assign his interest in certain specific acreage to the assignees, retaining some interest such as an overriding royalty interest, an oil and gas payment, offset acreage or other type of interest, subject to the drilling of one or more specific wells or other performance as a condition of the assignment.

(7) "General and administrative overhead" means all customary and routine legal, accounting, geological, engineering, well supervision fee, travel, office rent, telephone, secretarial, salaries, and other incidental reasonable expenses necessary to the conduct of the partnership business, and generated by the sponsor.

(8) "Landowner's royalty interest" means an interest in production, or the proceeds therefrom, to be received free and clear of all costs of development, operation, or maintenance, reserved by a landowner upon the creation of an oil and gas lease.

(9) "Non-capital expenditures" means expenditures that under present law are generally accepted as fully deductible currently for federal income tax purposes.

(10) "Operating costs" means expenditures made and costs incurred in producing and marketing oil or gas from completed wells, including, in addition to labor, fuel, repairs, hauling, materials, supplies, utility charges and other costs incident to or therefrom, ad valorem and severance taxes, insurance and casualty loss expense, and compensation to well operators or others for services rendered in conducting such operations.

(11) "Organization and offering expenses" means all costs of organizing and selling the offering including, but not limited to, total underwriting and brokerage discounts and commissions (including fees of the underwriters' attorneys), expenses for printing, engraving, mailing, salaries of employees while engaged in sales activity, charges of transfer agents, registrars, trustees, escrow holders, depositories, engineers and other experts, expenses of qualification of the sale of the securities under Federal and State law, including taxes and fees, accountants' and attorneys' fees.

(12) "Overriding royalty interest" means an interest in the oil and gas produced pursuant to a specified oil and gas lease or leases, or the proceeds from the sale thereof, carved out of the working interest, to be received free and clear of all costs of development, operation, and maintenance.

(13) "Program" means or refers to a single partnership. (This does not mean that a prospectus may not offer a series of partnerships, with individual partnerships being formed in sequence as the minimum amount necessary to form a partnership is obtained.)

(14) "Prospect" means an area in which the program owns or intends to own one or more oil and gas interests, which is geographically defined on the basis of geological data by the sponsor of such program and which is reasonably anticipated by the sponsor to contain at least one reservoir.

(15) "Proved reserves" means those quantities of crude oil, natural gas, and natural gas liquids which, upon analysis of geologic and engineering data, appear with reasonable certainty to be recoverable in the

future from known oil and gas reservoirs under existing economic and operating conditions. Proved reserves are limited to those quantities of oil and gas which can be expected, with little doubt, to be recoverable commercially at current prices and costs, under existing regulatory practices and with existing conventional equipment and operating methods. Depending upon their status of development, such proved reserves shall be subdivided into the following classifications:

(a) "Proved developed reserves." These are proved reserves which can be expected to be recovered through existing wells with existing equipment and operating methods. This classification shall include:

(i) "Proved developed producing reserves." These are proved developed reserves which are expected to be produced from existing completion interval(s) now open for production in existing wells; and

(ii) "Proved developed non-producing reserves." These are proved developed reserves which exist behind the casing of existing wells, or at minor depths below the present bottom of such wells, which are expected to be produced through these wells in the predictable future, where the cost of making such oil and gas available for production should be relatively small compared to the cost of a new well.

Additional oil and gas expected to be obtained through the application of fluid injection or other improved recovery techniques for supplementing the natural forces and mechanisms of primary recovery should be included as "Proved Developed Reserves" only after testing by a pilot project or after the operation of an installed program has confirmed through production response that increased recovery will be achieved.

(b) "Proved undeveloped reserves." These are proved reserves which are expected to be recovered from new wells on undrilled acreage, or from existing wells where a relatively major expenditure is required for recompletion. Reserves on undrilled acreage shall be limited to those drilling units offsetting productive units, which are virtually certain of production when drilled. Proved reserves for other undrilled units can be claimed only where it can be demonstrated with certainty that there is continuity of production from the existing productive formation.

Under no circumstances should estimates for proved undeveloped reserves be attributable to any acreage for which an application of fluid injection or other improved recovery technique is contemplated, unless such techniques have been proved effective by actual tests in the area and in the same reservoir. If warranted, however, a narrative discussion can be provided to point out those areas where future drilling or other operations may develop oil and gas production which at the time of filing is considered too uncertain to be expressed as numerical estimates for proved reserves.

(16) "Sponsor" means, in addition to those persons set out in WAC 460-10A-155, any person who, pursuant to a contract with the program, regularly performs or selects the person who performs 25% or more of the exploratory, developmental or producing activities of the program or segment thereof.

(17) "Working interest" means an interest in an oil and gas leasehold which is subject to some portion of the expense of development, operation or maintenance.

#### NEW SECTION

WAC 460-34A-020 NET WORTH, EXPERIENCE AND INVESTMENT REQUIREMENTS OF SPONSOR. Net Worth. (a) The financial condition of the general partner must be commensurate with any financial obligations assumed by it. The general partner must specifically have a minimum aggregate net worth at all times equal to 5% of participants' capital in all existing programs organized by the general partner plus 5% of total subscriptions in the program being offered, but such minimum required net worth shall in no case be less than \$100,000 nor shall net worth in excess of \$1,000,000 be required. An individual general partner's net worth shall be determined exclusive of home, home furnishings and automobiles. Audited balance sheets of sponsors shall be furnished, except that in the event that an individual is a general partner, an unaudited balance sheet prepared by a certified public accountant and signed and sworn to by such individual general partner may be accepted for the purpose of determining said required net worth, in the discretion of the Administrator, and such unaudited statement will be carefully scrutinized.

(b) In determining a general partner's net worth, the discounted value of proved reserves, as determined by an independent petroleum appraiser, of oil, gas and other minerals owned by a general partner may be used. Notes and accounts receivables from all programs, interests in all programs, and all contingent liabilities will be scrutinized carefully to determine the appropriateness of their inclusion in the net worth computation. If an individual general partner's net worth is used

in complying with the above requirements, a statement as to such net worth shall be included in the prospectus.

(c) If more than one person acts or serves as general partner of a program, the net worth requirements may be met by aggregating the net worth of all such persons. In addition, the net worth of any guarantor of the general partner's obligations to or for the program may be included in the net worth computation, but only if the guarantor's liability is coextensive with that of the general partner.

(2) Experience. The general partner or its chief operating officers shall have at least three years relevant oil and gas experience demonstrating the knowledge and experience to carry out the stated program policies and to manage the program operations. Additionally, the general partner or any affiliate providing services to the program shall have had not less than four years relevant experience in the kind of service being rendered or otherwise must demonstrate sufficient knowledge and experience to perform the services proposed. If any managerial responsibility for the program is to be rendered by persons other than the general partner, then such persons must be identified in the prospectus, their experience must be similar to that required of a general partner and must be set out in the prospectus, and a contract setting forth the basis of their relationship with the program must be filed with and not disapproved by the Administrator.

(3) In appropriate cases, the Administrator may require that the sponsor purchase for cash a minimum amount of participation units.

#### NEW SECTION

WAC 460-34A-025 PARTICIPANTS SUITABILITY STANDARDS. (1) In view of the limited transferability, the relative lack of liquidity, the high risk of loss or the specific tax orientation of many oil and gas programs, suitability standards which are reasonably related to the risks to be undertaken, will be required for the participants, and they must be set forth both in the prospectus and in a written instrument to be executed by each participant.

(2) The sponsor and each person selling limited partnership interests on behalf of the sponsor or program shall make every reasonable effort to assure that those persons being offered or sold the limited partnership interests are appropriate in light of the suitability standards as required, whether purchase is appropriate to the customers' investment objectives and financial situations, whether the participant can reasonably benefit from the program and whether the participant is able to bear the economic risk of the investment.

(3) For purposes of determining whether the participant can meet the criteria in WAC 460-34A-025(2), the following shall be evidence thereof:

(a) The participant has the capacity of understanding the fundamental aspects of the program, which capacity may be evidenced by the following:

- (i) The nature of employment experience;
- (ii) Educational level achieved;
- (iii) Access to advice from qualified sources, such as, attorney, accountant and tax adviser; and
- (iv) Prior experience with investments of a similar nature.

(b) The participant has apparent understanding of the fundamental risks, possible financial hazards of the investment and the lack of liquidity of the investment.

(c) The participant has the following, unless circumstances warrant and the Administrator allows another standard:

(i) A net worth of \$225,000 or more (exclusive of home, furnishings and automobiles), or

a net worth of \$60,000 or more (exclusive of home, furnishings, and automobiles) and had during the last tax year, or estimates that he will have during the current tax year, "taxable income" as defined in Section 63 of the Internal Revenue Code of 1954, as amended, of \$60,000 or more, without regard to the investment in the program.

(4) In the case of programs engaged primarily in investing in income producing properties (production purchase program) the Administrator may allow lower suitability standards than those described in (c) above. Subject to a satisfactory showing as to the plan of business of the program, the following suitability standards will be deemed reasonable:

(a) the participant has a net worth of \$90,000 or more (exclusive of home, furnishings and automobiles), or

(b) the participant has a net worth of \$25,000 (exclusive of home, furnishings and automobiles) and an annual income of \$25,000 or more.

(5) The broker-dealer or sponsor shall retain for at least six years all records necessary to substantiate the fact that program interests

were sold only to purchasers for whom such securities were suitable. The Administrator may require broker-dealers or sponsors to obtain from the purchaser a letter justifying the suitability of such investment.

#### NEW SECTION

WAC 460-34A-030 MINIMUM INVESTMENT. For a drilling program, the minimum purchase shall not be less than \$5,000 and the initial investment by a participant not less than \$5,000, and for an income or production purchase program, the minimum purchase shall not be less than \$2,500 and the initial investment not less than \$2,500. All of the aforesaid minimums must be paid within 12 months from the date the program commences. Assignability of the unit must be limited so that no assignee (transferee) or assignor (transferor) may hold less than the prescribed minimums except by gifts or by operation of law.

#### NEW SECTION

WAC 460-34A-035 FEES, COMPENSATION AND EXPENSES. The total amount of consideration of all kinds which may be paid directly or indirectly to the sponsor or its affiliates shall be reasonable. Such consideration may include but is not limited to:

- (a) Organization and offering expenses and management fees
- (b) Promotional compensation; and
- (c) Program expenses.

#### NEW SECTION

WAC 460-34A-037 ORGANIZATION AND OFFERING EXPENSES, AND MANAGEMENT FEES. (1) All organization and offering expenses incurred in order to sell program units shall be reasonable, and the total of those organization and offering expenses, which may be charged to the program, plus any management fee, which may be charged by the sponsor, shall not exceed 15% of the initial subscriptions.

(2) Commissions payable on the sale of program units shall be paid in cash solely on the amount of initial subscriptions. Payment of commissions in the form of overriding royalties, net profit interests or other interests in production will not be approved, except that no objection will be raised to the payment of commissions in the form of interests in the program, provided the amount does not exceed that purchasable by applying the aggregate cash commission allowable to the unit offering price.

(3) All items of compensation to underwriters or broker-dealers, including, but not limited to, selling commissions, expenses, rights of first refusal, consulting fees, finders' fees and all other items of compensation of any kind or description paid by the program, directly or indirectly, shall be taken into consideration in computing the amount of allowable selling commissions.

#### NEW SECTION

WAC 460-34A-040 PROMOTIONAL COMPENSATION. (1) The participation in program revenues by the sponsor and any affiliate shall be reasonable taking into account all relevant factors. Overriding royalty interests will be looked upon with disfavor. Sponsors' interests in revenues will be considered reasonable if they meet the standards set forth below. Any other combination of fees, working or net profits interests, or interests subordinated to payout to the public investors, which are justified, in light of the entire offering, may be considered reasonable by the Administrator. References in this section WAC 460-34A-040 to a percent of revenues refer to that percent of program revenues, and references to a percent working interest refer to that percent of the working interest owned by a program in a prospect, if the program does not own the total working interest.

(2) Drilling Program—Functional Allocation. (a) Where the sponsor agrees to pay all capital expenditures of the program, but in any case at least 10% of the capital contributions to the program (excluding any capital contributions from the sponsor or any of his affiliates), his share or revenues will be determined by the following formula:

(i) if the agreement is to pay all capital expenditures but in any case a sum of not less than 10% of the capital contributions to the program (excluding any capital contributions from the sponsor or any of his affiliates), the sponsor will be entitled to receive 35% of program revenues;

(ii) the sponsor's revenue sharing may be increased in additional increments of 5% for each additional 5% increase in the percentage of

capital contributions to the program (excluding any capital contributions from the sponsor or any of his affiliates) agreed to be paid by him up to a maximum of 50% of revenues subject to sponsor's agreement to pay in any case all capital expenditures.

(b) As one alternative to subdivision (a), the sponsor may elect to receive 15% of revenues and an additional percentage of revenues determined by computing the sponsor's capital expenditures as compared to total costs associated with obtaining production, on a prospect basis, until such time as the sponsor shall have received from such additional percentage of revenues an amount equal to his capital expenditures; after which, revenues shall be distributed as follows: 15% of revenues to the sponsor and 85% of revenues to the participants until the participants shall have received on a program basis a return of their capital contributions in cash and then 15% plus the additional percentage of revenues shall be paid to the sponsor and the remainder to the participants.

(c) In connection with other possible alternatives that may be submitted to the above subdivision (a), a promotional interest in excess of 25% on a program basis will not be permitted, and a minimum commitment by the sponsor to pay at least 10% of the total program's contributions will be required.

(d) The aforesaid arrangement to pay capital expenditures refers to and includes all capital expenditures for the drilling and completing of wells during the life of the program, but does not include capital expenditures for facilities downstream of a wellhead. If the sponsor should enter into farm-out or other arrangements through which only he is relieved of his obligations to pay for such capital expenditures, then the sponsor's share of revenue shall be proportionately reduced, the amount to be determined on an individual basis.

(e) In order to elect a sharing arrangement as above provided, the sponsor must have a net worth of \$300,000 or 10% of the total contributions to the program by the participants, whichever is greater, and must be under a contractual obligation to pay his share of expenses as such expenses are paid by the program and to complete his minimum financial commitment to the program by the payment of cash by the end of the third fiscal year succeeding the fiscal year in which the program commenced operations. Any additional contributions made by the sponsor will be used to pay program expenses which would otherwise be charged to the participants.

(f) For the purposes of this subsection, if a well is not abandoned within 60 days following the commencement of production, then it shall be deemed to be a commercial well insofar as the program is concerned and the sponsor may not recapture its capital expenditures from the program, which otherwise would be treated as noncapital expenditures upon abandonment. As used herein, production shall refer to the commencement of the commercial marketing of oil or gas, and shall not include any spot sales of oil or gas produced as a result of testing procedures. All revenues from a well abandoned under this subsection shall be allocated pro rata to those persons bearing the costs of such well.

(g) The sharing arrangement set forth in this subsection shall not be considered presumptively reasonable (i) in the case of sharing arrangements in which the sponsor pays all development costs and exploratory wells are drilled on prospects which cannot reasonably be expected to require developmental drilling if the exploratory drilling is successful, or (ii) in the case of sharing arrangements where the sponsor does not pay his share or category of costs on a current basis.

(3) Drilling Programs—Subordinated or Reversionary Working Interest. (a) As an alternative to sharing revenues on a basis related to costs paid, it will be considered reasonable for a sponsor of a drilling program to receive a promotional interest in the form of a subordinated percentage of the working interest. The holder of a subordinated working interest shall be entitled to receive his share of revenues only after the participants have had allocated to their respective accounts an amount determined in accordance with either one of the following alternative formulas:

(i) an amount which reflects that the participants' share of revenues from production and other items credited to a prospect equal the sum of the costs of acquisition, drilling and development, all costs of operating the leases underlying the prospect, and an appropriately allocated portion of all other program expenses, including organizational and offering expenses in which case the sponsor shall be entitled to 25% of program revenues, or

(ii) an amount which reflects that the revenues of the program equal all the expenses of the program, in which case the sponsor's interest may equal up to 33 1/3% of program revenues.

(b) At such time as the sponsor is entitled to receive his promotional interest, he shall also bear program costs in the same ratio as he participates in program revenues.

(4) Income or Production Purchase Programs. (a) Where a major portion of the sponsor's management and operating responsibilities are performed by third parties, the cost of which is paid by the program, the sponsor may take a 3% working interest convertible to not more than a 5% working interest after the return from production to the investors of 100% of their capital contribution, computed on a total program basis.

(b) Where the sponsor maintains the operating capabilities and technical staff so as to be in a position to, and in fact does, provide the program with a major part of the management and operating responsibilities of the program, the sponsor may take no more than a 15% working interest.

(c) Where the individual characteristics of specific programs warrant modification from the above two approaches to production purchase programs, they will be accommodated, insofar as possible, while still being consistent with the aforesaid compensation arrangements.

(d) The sponsor's interest in a program or in properties owned by a program shall bear a pro rata share of all costs, expenses and obligations of the program including, but not limited to, costs of operations, general and administrative expenses, debt service and any other items of expense chargeable to the operation of the program.

(5) The sharing arrangement set forth above in this rule shall not be considered presumptively reasonable for a sponsor who does not actively participate in obtaining a significant portion of the program's prospects and who does not assume management responsibility for drilling, completing, equipping and operating a significant portion of a program's wells, unless such sponsor shall satisfactorily demonstrate that his compensation together with the costs of procuring such services for the program from third parties does not exceed the permissible compensation to the sponsor set forth above in this rule. For purposes of these rules, a sponsor shall be deemed to be actively participating in obtaining a significant portion of a program's prospects if the sponsor has in-house or under contract the technical capability of originating or fully evaluating the prospects to be acquired by that program. "Prospect origination" is the process of formulating a geological or geophysical concept and negotiating for the acquisition of a sufficient acreage interest in the area to warrant drilling and testing. "Prospect evaluation" is the process of determining the viability of a prospect which has been originated by a third party.

(a) The sponsor's ability to originate or evaluate the prospects he intends to transfer to the program shall be disclosed in the "Operation" section of the offering circular and in the "Management Section" if in-house or if the capability is provided by third parties under contract, the third party should be identified, their qualifications described and the contracted nature of the arrangement fully disclosed, including the administrative process involved.

(b) If the capability is provided by third parties, it will be deemed presumptively unreasonable if the contracts do not provide the program with comparable capabilities to those that would be provided if the sponsor's capability was in-house, including, among other things, availability of technical expertise and the provision of adequate response time. Unless the sponsor can adequately demonstrate the availability of such capability, it will not be permitted to elect any of the sharing of costs and revenues described in the the rules of this chapter.

**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 460-34A-045 PROGRAM EXPENSES. (1) All actual and necessary expenses incurred by the program may be paid by the sponsor out of capital contributions and out of program revenues.

(2) A sponsor may be reimbursed out of capital contributions and program revenues for all actual and necessary direct expenses paid or incurred by it in connection with its operation of a program, and for an allocable portion of its general and administrative overhead, computed on a cost basis and determined in accordance with generally accepted accounting principles, subject to annual independent audit. Administrative and similar charges for services must be fully supportable as to the necessity thereof and the reasonableness of the amount charged.

(3) The sponsor shall bear a percentage of general and administrative overhead equal to its percentage of revenue participation.

(4) The following is a sample format for tabular disclosure for information described in this rule. The format tabular presentation should be modified to fit a particular circumstance of each program and the allocation formula chosen should be adequately disclosed.

**ESTIMATED PROGRAM EXPENSES**

The sponsor estimates that direct expenses and general and administrative expenses allocable to the program for the first twelve months of operation will be approximately \$ . . . . if the minimum program capital is received (representing . . . . % of program capital) and approximately \$ . . . . if the maximum program capital is received (representing . . . . % of program capital). The sponsor estimates that the components of such allocable amounts will be as follows:

	Minimum Program	Maximum Program
<b>General and Administrative Overhead</b>		
Legal . . . . .	\$ . . . . .	\$ . . . . .
Accounting . . . . .		
Geological . . . . .		
Engineering . . . . .		
Well Supervision Fees . . . . .		
Travel . . . . .		
Office Rent . . . . .		
Telephone . . . . .		
Secretarial . . . . .		
	Minimum Program	Maximum Program
<b>Salaries of Officers, Directors and Other Principals . . . . .</b>		
	<b>\$ . . . . .</b>	<b>\$ . . . . .</b>
<b>Other (List) . . . . .</b>		
<b>Direct Expenses</b>		
External Legal . . . . .		
Audit Fees . . . . .		
Independent Engineering Reports . . . . .		
Outside Computer Services . . . . .		
Other (List) . . . . .		
<b>TOTAL</b>	<b>\$ . . . . .</b>	<b>\$ . . . . .</b>

The steps followed to determine the amounts of general and administrative overhead to be allocated to the program are enumerated as follows:

- 1.
- 2.
- 3.
4. etc.

**NEW SECTION**

**WAC 460-34A-050 TRANSACTIONS WITH AFFILIATES.**

(1) Sales and Purchases of Properties (a) Neither the sponsor of a drilling program nor any affiliated person shall sell, transfer or convey any property to or purchase any property from the program, directly or indirectly, except pursuant to transactions that are fair and reasonable to the participants of the program and then subject to the following conditions:

(i) In the case of a sale, transfer or conveyance to a program;

(A) The prospectus discloses the fact that the sponsor will sell, transfer or convey property to the program and whether or not the property will be sold from the sponsor's existing inventory.

(B) The property is sold, transferred or conveyed to the program at the cost of the sponsor, unless the seller has reasonable grounds to believe that cost is materially more than the fair market value of such property, in which case such sale should be made for a price not in excess of its fair market value.

(C) If the sponsor sells, transfers or conveys any oil, gas or other mineral interests or property to the program, he must, at the same time, sell to the program an equal proportionate interest in all his other property in the same prospect. If the sponsor or any affiliate subsequently proposes to acquire an interest in a prospect in which the program possesses an interest or in a prospect abandoned by the program within one year preceding such proposed acquisition, the sponsor shall offer an equivalent interest therein to the program; and, if cash or financing is not available to the program to enable it to consummate a purchase of an equivalent interest in such property, neither the sponsor nor any of its affiliates shall acquire such interest or property. The term "abandon" for the purpose of the subsection shall mean the termination, either voluntarily or by operation of the lease or otherwise,

of all of the program's interest in the prospect. The provisions of this subsection shall not apply after the lapse of 5 years from the date of formation of the program. For the purpose of this subsection, the terms "sponsor" and "affiliate" shall not include another program where the interest of the sponsor is identical to, or less than, his interest in the subject program.

(D) A sale, transfer or conveyance of less than all of the ownership of the sponsor in any interest or property is prohibited unless the interest retained by the sponsor is a proportionate working interest, the respective obligations of the sponsor and the program are substantially the same after the sale of the interest by the sponsor and his interest in revenues does not exceed the amount proportionate to his retained working interest. The sponsor may not retain any overrides or other burden on the interest conveyed to the program and may not enter into any farm-out arrangements with respect to his retained interest, except to nonaffiliated third parties or other programs managed by the sponsor.

(ii) In the case of a transfer of nonproducing property from a program, the transfer is made at a price which is the higher of the fair market value or the cost of such property.

(iii) The sponsor, or affiliates other than other public programs, shall not be permitted to purchase producing property from a program.

(b) Neither the sponsor of a production purchase program nor any affiliated person shall sell, transfer or convey any property to or purchase any property from the program, directly or indirectly, except pursuant to transactions that are fair and reasonable to the participants of the program and then subject to the following conditions:

(i) In the case of a purchase from or sale to a program.

(A) The Prospectus discloses the fact that the sponsor may sell property to the program and whether or not the property will be sold from the sponsor's existing inventory.

(B) The purchase from or sale to the program is at cost as adjusted for intervening operations, unless the sponsor has reasonable grounds to believe that cost is materially more than or less than the fair market value of such property, in which case such sale or purchase should be made for a price not in excess of its fair market value, as determined by an independent petroleum reservoir engineer.

(ii) Any such transaction must be consistent with the objectives of the program.

(c) The program shall not purchase properties from nor sell properties to any program in which its sponsor or any affiliated person has an interest. This subsection shall not apply to transactions among programs for whom the same person acts as sponsor by which property is transferred from one to another in exchange for the transferee's obligation to conduct drilling activities on such property or to joint ventures among such programs, provided that the respective obligations and revenue sharing of all parties to the transactions are substantially the same and provided further that the compensation arrangement or any other interest or right of the sponsor and any affiliated person of such sponsor is the same in each program, or, if different, the aggregate compensation of the sponsor does not exceed the lower of the compensation he would have received in any one of the programs.

(2) Restricted and Prohibited Transactions (a) During the existence of a program and before it has ceased operations, neither the sponsor nor any affiliate (excluding another program where the interest of the sponsor is identical to or less than his interest in the first program) shall acquire, retain, or drill for its own account any oil and gas interest in any prospect upon which such program possesses an interest, except for transactions which comply with WAC 460-34A-050(1)(a)(i)(D). In the event the program abandons its interest in a prospect, this restriction shall continue for one year following abandonment. The geological limits of a prospect shall be enlarged or contracted on the basis of subsequently acquired geological data to define the productive limits of a reservoir, and must include all of the acreage determined by the subsequent data to be encompassed by such reservoir; provided however, that the program shall not be required to expend additional funds unless they are available from the initial capitalization of the program or if the sponsor believes it is prudent to borrow for the purpose of acquiring such additional acreage. If the geological limits of a prospect as so enlarged encompass any interest held by a sponsor or affiliate, that interest shall be sold to the program in accordance with the provisions of WAC 460-34A-050(1)(a)(i)(C) above if the interest held by the sponsor at the time of the prospect's enlargement has been proved up by the program.

(b) A sponsor shall not take any action with respect to the assets or property of the program which does not primarily benefit the program, including among other things:

(i) the utilization of program funds as compensating balances for its own benefit, and

(ii) the commitment of future production.

(c) All benefits from marketing arrangements or other relationships affecting property of the sponsor and the program shall be fairly and equitably apportioned according to the respective interests of each.

(d) Any agreements or arrangements which bind the program must be fully disclosed in the prospectus.

(e) Anything to the contrary notwithstanding, a sponsor may never profit by drilling in contravention of his fiduciary obligation to the participants.

(f) Neither the sponsor nor any affiliate shall render to the program any oil field, equipment or drilling services nor sell or lease to the program any equipment or related supplies unless:

(i) such person is engaged, independently of the program and as an ordinary and ongoing business, in the business of rendering such services or selling or leasing such equipment and supplies to a substantial extent to other persons in the oil and gas industry in addition to programs in which he has an interest,

(ii) the compensation, price or rental therefor is competitive with the compensation, price or rental of other persons in the area engaged in the business of rendering comparable services or selling or leasing comparable equipment and supplies which could reasonably be made available to the program,

(iii) the drilling services are billed on either a per foot, per day, or per hour rate, or some combination thereof, and

(iv) provided, that, if such person is not engaged in a business within the meaning of subdivision (i), then such compensation, price or rental shall be the cost of such services, equipment or supplies to such person or the competitive rate which could be obtained in the area whichever is less.

(g) With the exception of compensation authorized by WAC 460-34A-040, all services for which the sponsor and any affiliated person is to receive compensation shall be embodied in a written contract which precisely describes the services to be rendered and all compensation to be paid.

(h) No loans may be made by the program to the sponsor.

(i) On loans made available to the program by the sponsor, the sponsor may not receive interest in excess of its interest costs, nor may the sponsor receive interest in excess of the amounts which would be charged the program (without reference to the sponsor's financial abilities or guarantees) by unrelated banks on comparable loans for the same purpose and the sponsor shall not receive points or other financing charges or fees regardless of the amount.

(3) Custody of Program Funds and Properties (a) Funds of a program must not be commingled with funds of any other entity and the prospectus must so state. Advance payments to the sponsor or its affiliates should be prohibited, except where necessary to secure tax benefits of prepaid drilling costs. Advance payments should not include nonrefundable payments for completion costs prior to the time that a decision is made that the well or wells warrant a completion attempt.

(b) Program properties may be held in the names of nominees temporarily to facilitate the acquisition of properties and for similar valid purposes. On a permanent basis, program properties may be held in the name of a special nominee entity organized by the general partner provided the nominee's sole purpose is holding of record title for oil and gas properties and it engages in no other business and incurs no other liabilities.

#### NEW SECTION

WAC 460-34A-055 FARM-OUTS. (1) Disclosure (a) The prospectus shall state the circumstances under which the sponsor may farm-out a prospect or lease, the ability to farm-out to other public programs of the sponsor or its affiliates and any limitations on the ability to farm-out to such public programs.

(b) If the sponsor or any of its affiliates enters into a farm-out or other similar agreement with its program all such transactions must be in accordance with these guidelines and subject to the following conditions:

(i) The sponsor, exercising the standard of a prudent operator shall determine that the farm-out is in the best interests of the program, and

(ii) The terms of the farm-out are consistent with and in any case no less favorable than those utilized in the geographic area for similar arrangements.

(c) No program lease will be farmed out, sold or otherwise disposed of unless the sponsor, exercising the standard of a prudent operator, determines:

(i) The program lacks sufficient funds to drill on the leases and cannot obtain suitable alternative financing for such drilling; or

(ii) The leases have been downgraded by events occurring after assignment to the program so that drilling would no longer be desirable for the program; or

(iii) Drilling on the leases would result in an excessive concentration of program funds creating in the sponsor's opinion undue risk to the program; or

(iv) The best interests of the program would be served by the farm-out.

(2) Conflict of Interest. (a) The prospectus shall state that the decision with respect to making a farm-out and the terms of a farm-out to a program involve conflicts of interest, as the sponsor may benefit from cost savings and reduction of risk, and in the event of a farm-out to an affiliated public program, the sponsor will represent both partnerships.

(b) The prospectus shall contain a statement regarding farm-outs from a drilling or combination program to another such program meeting the requirements of WAC 460-34A-050(1)(c).

(c) Except as required by WAC 460-34A-050(1)(a)(i)(C) the prospectus shall state that the program shall acquire only those leases that are reasonably acquired for the stated purpose of the program and no leases shall be acquired for the purpose of subsequent sale or farm-out, unless the acquisition of such leases by the program is made after a well has been drilled to a depth sufficient to indicate that such an acquisition is believed to be in the best interests of the program.

(d) The prospectus shall state that the sponsor shall not farm-out a lease for the primary purpose of avoiding payment of sponsor's costs relating to drilling a lease or prospect.

**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 460-34A-060 RIGHTS AND OBLIGATIONS OF PARTICIPANTS. (1) Meetings. Meetings of the participants may be called by the general partner(s) or by participants holding more than 10% of the then outstanding units for any matters for which the participants may vote as set forth in the limited partnership agreement or charter document. Such call for a meeting shall be deemed to have been made upon receipt by the general partner of a written request from holders of the requisite percentage of units stating the purpose(s) of the meeting. The general partner shall deposit in the United States mails within fifteen days after receipt of said request, written notice to all participants of the meeting and the purpose of such meeting, which shall be held on a date not less than thirty nor more than sixty days after the date of mailing of said notice, at a reasonable time and place.

(2) Annual and Periodic Reports (a) The partnership agreement or charter document shall provide for the transmittal to each participant of an annual report within 120 days after the close of the fiscal year, and commencing with the year following investment of substantially all the program subscriptions, a report within 75 days after the end of the first six months of its fiscal year, containing, except as otherwise indicated, at least the following information:

(i) Financial statements, including a balance sheet and statements of income, partners' equity and changes in financial position prepared in accordance with generally accepted accounting principles and accompanied by a report of an independent certified public accountant or independent public accountant stating that his examination was made in accordance with generally accepted auditing standards and that in his opinion such financial statements present fairly the financial position, results of operations and the changes in financial position in accordance with generally accepted accounting principles consistently applied, except that semiannual reports need not be audited. Along with such financial statements shall be a summary itemization, by type and/or classification of the total fees and compensation, including any overhead reimbursements, paid by the program, or indirectly on behalf of the program, to the sponsor and affiliates of the sponsor. If compensation is paid on a subordinated interest, a reconciliation of all such payments to the conditions precedent and limitations thereto.

(ii) A description of each geological prospect in which the program owns an interest, except succeeding reports need contain only material changes, if any, regarding such geological prospects.

(iii) A list of the wells drilled by such program (indicating whether each of such wells has or has not been completed), and a statement of the cost of each well completed or abandoned. Justification shall be included for wells abandoned after production has commenced.

(iv) With respect to a program which compensates the sponsor on a basis related to certain costs paid by the sponsor, (A) a schedule reflecting the total program costs, and where applicable, the costs pertaining to each prospect, the costs paid by the sponsor and the costs paid by the participants, (B) the total program revenues, the revenues received or credited to the sponsor and the revenues received or credited to the participants and (C) a reconciliation of such expenses and revenues to the limitations prescribed.

(v) Annually, beginning with the fiscal year succeeding the fiscal year in which the program commenced operations, a computation of the total oil and gas proven reserves of the program and dollar value thereof at then existing prices and of each participant's interest in such reserve value. The reserve computations shall be based upon engineering reports prepared by qualified independent petroleum consultants. In addition, there shall be included an estimate of the time required for the extraction of such reserves and the present worth of such reserves, with a statement that because of the time period required to extract such reserves the present value of revenues to be obtained in the future is less than if immediately receivable. In addition to the annual computation and estimate required, as soon as possible, and in no event more than 90 days after the occurrence of an event leading to a reduction of such reserves of the program of more than 10%, excluding reduction as a result of normal production, a computation and estimate shall be sent to each participant.

(b) By March 15 of each year, the general partner must furnish a report to each participant containing such information as is pertinent for tax purposes.

(c) Production purchase programs that are subject to the continuing reporting requirements of the Securities Exchange Act of 1934 and agree to make all such reports available to participants on request, will not be required to transmit to participants reports other than the annual reports required under subsection (a) above, and the reports for tax purposes required by subsection (b) above.

(d) The semi-annual report shall contain a description of all farm-outs including sponsors' justification, location, time, to whom, and general description of terms.

(3) Access to Program Records (a) The general partner shall maintain a list of the names and addresses of all participants at the principal office of the partnership. Such list shall be made available for the review of any participant or his representative at reasonable times, and upon request either in person or by mail the general partner shall furnish a copy of such list to any participant or his representative for the cost of reproduction and mailing.

(b) The participants and/or their accredited representatives shall be permitted access to all records of the program, after adequate notice, at any reasonable time. The sponsor shall maintain and preserve during the term of the program and for four (4) years thereafter all accounts, books, and other relevant program documents. Notwithstanding the foregoing, the sponsor may keep logs, well reports and other drilling data confidential for a reasonable period of time.

(c) The sponsor shall agree to file with the administrator, if he so requests it, concurrently to their transmittal to participants, a copy of each report made pursuant to (3)(a) of this rule.

(4) Transferability of Program Interests. Restrictions on assignment of units will be looked upon with disfavor. Restrictions on the substitution of a limited partner are generally disfavored and will be allowed only to the extent necessary to preserve the tax status of the partnership and any restriction must be supported by opinion of counsel as to its legal necessity.

#### NEW SECTION

WAC 460-34A-065 ACCESSABILITY AND DEFAULTS. (1) In appropriate cases there may be a provision for assessability; provided, however, that the maximum amount for voluntary assessments shall not exceed 100% of initial subscriptions and for mandatory assessments shall not exceed 25% of initial subscriptions, and provided further, that in no case shall the total of all assessments exceed 100% of initial subscriptions. All assessments shall be made solely for the purpose of conducting subsequent operation on prospects upon which evaluation had begun during a program's initial operation, or on leases sufficiently related to such prospects as to merit, in the sponsor's judgment, additional operations to fully develop those prospects. In such

cases, the aggregate offering price of the units as set forth in the application shall include and show separately the basic unit offering price and the maximum amount of the assessment.

(2) In the event of a default in all or a portion of the payment of assessments, the participant's percentage interest in the program represented by his unit should not be subject to forfeiture, but may be subject to a reasonable reduction for the failure of the participant to meet his commitment. Provisions which conform to the following will be considered reasonable.

(a) For voluntary assessments,

(i) A proportionate reduction of the participant's percentage interest in revenues derived from future development based on the ratio of his unpaid assessment to all capital contributions and assessments used for such future development, or

(ii) A subordination of the defaulting participant's right to receive revenues from future development until those nondefaulting participants who have paid the defaulting participant's assessment have received an amount of revenues from revenues of the program from future development equal to 300% of the proportionate amount of the defaulted assessment which they paid.

(b) For mandatory assessments,

(i) A proportionate reduction of the participant's percentage interest in program revenues based on the ratio of his unpaid assessment to all capital contributions and assessments, or

(ii) A subordination of the defaulting participant's right to receive revenues from the program until those nondefaulting participants who have paid the defaulting participant's assessment have received an amount of revenues from all revenues of the program equal to 300% of the proportionate amount of the defaulted assessment which they paid, or

(iii) Personal liability of a participant as to the amount defaulted upon. The sponsor may enforce such personal liability through the lien on the participant's program interest, which permits the sponsor to withhold and apply all revenues attributable to the participant to the payment of any delinquent assessment. For purposes of this subsection, voluntary assessments which a participant has committed to pay will be considered mandatory assessments.

(c) In order to make any assessment, the sponsor shall include with the call for such assessment a statement of the purpose and intended use of the proceeds from such assessment, a statement of the reduction to be imposed for failure of the participant to meet the assessment, and to the extent practicable, a summary of pertinent geological data on the relevant properties to which the assessments relate.

(d) The above alternatives, set forth in (a) and (b), are not exclusive and other provisions demonstrated to be essentially equivalent to these alternatives may be permitted by the administrator.

**Reviser's note:** The spelling error in the above caption occurred in the copy filed by the agency and appears herein pursuant to the requirements of RCW 34.08.040.

**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 460-34A-070 VOTING RIGHTS OF LIMITED PARTNERS. To the extent the law of the state of organization is not inconsistent, the limited partnership agreement must provide that holders of a majority of the then outstanding units may, without the necessity for concurrence by the general partner, vote to (1) amend the limited partnership agreement or charter document, (2) dissolve the program, (3) remove the general partner and elect a new general partner, (4) elect a new general partner if the general partner elects to withdraw from the program, (5) approve or disapprove the sale of all or substantially all of the assets of the program, and (6) cancel any contract for services with the sponsor or any affiliate without penalty upon sixty days notice.

#### NEW SECTION

WAC 460-34A-075 MINIMUM PROGRAM CAPITAL. The minimum amount of funds to activate a partnership shall be sufficient to accomplish the objectives of the program, including "spreading the risk". Any minimum less than \$1,000,000 will be presumed to be inadequate to spread the risk of the public investors. In those instances where it appears unlikely that the stated objectives of the program can be achieved with the minimum subscriptions, the administrator may

require a greater amount or a reduction of the stated objectives of the program. Provision must be made for the return to public investors of one hundred percent (100%) of paid subscriptions in the event that the established minimum to activate the program is not reached. All funds received prior to activation of the program must be deposited with an independent custodian, trustee, or escrow agent whose name and address shall be disclosed in the prospectus.

#### NEW SECTION

**WAC 460-34A-080 TEMPORARY INVESTMENT OF PROCEEDS.** Until proceeds from the public offering are invested in the program's operations, such proceeds may be temporarily invested in short-term highly liquid investments, where there is appropriate safety of principal, such as U.S. Treasury Bills.

#### NEW SECTION

**WAC 460-34A-085 RETURN OF UNUSED PROCEEDS.** (1) Any proceeds of the public offering of a drilling program not used, or committed for use, in the program's operations within one year of the closing of the offering, except for necessary operating capital, must be distributed pro rata to the participants as a return of capital, and without any deductions for selling and offering expenses.

(2) If a production purchase program sponsor has not used, or committed for use, an amount equal to 80% of the proceeds of the public offering which are available for property acquisitions within one year of the closing of the offering, such sponsor shall not be permitted to continue offering interests in subsequent programs of a similar nature, until such time as the requirement has been met. If the production purchase program sponsor has not used, or committed for use, an amount equal to 100% of the proceeds of the public offering which are available for property acquisitions within two years of the closing of the offering, any excess proceeds, except for necessary operating capital, must be distributed pro rata to the participants as a return on capital, and without any charges for selling or offering expenses being allocable to the return of capital.

#### NEW SECTION

**WAC 460-34A-090 DEFERRED PAYMENTS.** (1) Arrangements for deferred payments on account of the purchase price of program interests may be allowed when warranted by the investment objectives of the partnership, but in any event such arrangements shall be subject to the following conditions:

(a) The period of deferred payments shall coincide with the anticipated cash needs of the program, but the full amount of the purchase price shall be paid within nine (9) months of the date on which the program commences operations.

(b) Selling commissions paid upon deferred payments are collectible when such payment is made.

(c) The program shall not sell or assign the deferred payments.

(2) In the event of a default in the payment of any deferred payment when due, the participant's percentage interests in the program shall not be subject to forfeiture but may be subject to a reasonable reduction for failure of the participant to meet his commitment. Reduction provisions will be considered reasonable if they conform to the reduction provisions provided for in WAC 460-34A-065(2)(b) relating to defaults of mandatory assessments.

#### NEW SECTION

**WAC 460-34A-095 CASH REDEMPTION VALUES.** When cash redemption values of units are computed, such value must be clearly based on appraisal of properties by qualified independent petroleum consultants. Any evaluation by company personnel must be based on such independent appraisals. Any redemption must be for cash. No redemption shall be considered effective until after cash payments have been paid to the participants.

#### NEW SECTION

**WAC 460-34A-100 FUTURE EXCHANGE.** (1) No sponsor or any affiliate shall make or cause to be made any offer to a participant to exchange his units for a security of any company, unless:

(a) such offer is made after the expiration of two years after such program commenced operations;

(b) such offer is made to all participants;

(c) such offer, if made by a third party to the sponsor or principal underwriter, or any affiliate of such sponsor or principal underwriter, is on a basis not more advantageous to such sponsor, principal underwriter or affiliate than to participants;

(d) the value of the security or other consideration offered is at least equivalent to the value of the units;

(e) the value of any reserves used in computing the exchange ratio is supported by an appraisal prepared by an independent petroleum consultant within 120 days of the date such exchange is to be made; the value of any undeveloped acreage used in computing the exchange ratio is at cost unless fair market value, as evidenced by supporting data, is higher; and the value of other assets used in computing the exchange ratio is based upon audited financial statements prepared in accordance with generally accepted accounting principles consistently applied, and

(f) the offer is made pursuant to all registration requirements under both federal and state laws.

(2) For the purposes of this section, an "offer of exchange" includes any security of a program which is convertible into a security issued by the sponsor or another issuer.

#### NEW SECTION

**WAC 460-34A-105 REINVESTMENT OF REVENUES.** No offering will be approved by the Administrator that includes a provision which requires that the participant reinvest his share of distributable cash distributions. Subject to compliance with applicable securities laws, a program may make available to its participants a voluntary plan for systematic reinvestments in such program or in any other program. No sales commissions may be charged the participants, however, for effecting such reinvestment.

#### NEW SECTION

**WAC 460-34A-110 DISTRIBUTION OF REVENUES.** From time to time and not less often than quarterly, the sponsor will review the program's accounts to determine whether cash distributions are appropriate. The program will distribute pro rata to the participants' funds received by the program and allocated to their accounts which the sponsor deems unnecessary to retain in the program. Cash distributions from the program to the sponsor shall only be made out of funds properly allocated to the sponsor's account.

#### NEW SECTION

**WAC 460-34A-112 SELLING OF UNITS.** (1) Compensation to broker-dealers shall be a cash commission. Indeterminate compensation to broker-dealers, such as overriding interest and net profit interests, for example, is prohibited. In the absence of a firm underwriting, warrants or options to broker-dealers are prohibited.

(2) Compensation to wholesale dealers must be a cash commission, must be reasonable and must be fully disclosed.

(3) Sales commissions based on assessment of units are prohibited.

#### NEW SECTION

**WAC 460-34A-115 SALES MATERIALS AND MARKETING RESTRICTIONS.** (1) Sales Literature. Sales literature, including without limitation, books, pamphlets, movies, slides, article reprints, and television and radio commercials, sales presentations (including prepared presentations to prospective participants at group meetings) and all other advertising used in the offer or sale of units shall conform in all applicable respects to filing, disclosure and adequacy requirements currently imposed on the sale of corporate securities under chapter 460-28A WAC. When periodic or other reports, except those required by and filed with the Securities and Exchange Commission, furnished to participants in prior programs are furnished to prospective participants in a program not yet sold, such reports will be treated as sales literature subject to the above requirements. Sales literature shall not be so excessive in size or amount as to detract from the prospectus, nor shall any sales literature be used by securities broker-dealers or agents unless such literature has been approved by the sponsor in writing.

(2) Group Meetings. All advertisements of, and oral or written invitations to "seminars" or other group meetings at which units are to be described, offered or sold shall clearly indicate that the purpose of such meeting is to offer such units for sale, the minimum purchase price thereof, the suitability standards to be employed, and the name of the person selling the units. No cash, merchandise or other items of value

shall be offered as an inducement to any prospective participants to attend any such meeting.

(3) Supplementary material (including prepared presentations for group meetings) must be submitted to the Administrator in advance of use, and its use must either be preceded by or accompanied with an effective prospectus.

(4) The provisions of this section shall not apply to meetings consisting only of representatives of securities broker-dealers.

#### NEW SECTION

WAC 460-34A-120 CONTENTS OF THE PROSPECTUS. (1) The following information shall be included in the prospectus of each program.

(a) Initial Information:

(i) Information on Cover Page. There should be set forth briefly on the cover page of the prospectus a summary which should include the following: The title and general nature of the units being offered; the maximum aggregate amount of the offering; the minimum amount of net proceeds; the minimum subscription price; the period of the offering; the maximum amount of any sales or underwriting commissions to be paid (or, if none, or if such commissions are paid by the sponsor); the nature of any sharing arrangement and fees; the estimated amount to be paid during the first twelve (12) months following commencement of operations for administrative and similar services.

(ii) Sales to Appropriate Persons. There should be set forth in the second page of the prospectus, the suitability requirements for participants as set forth in WAC 460-34A-025.

(b) Definitions. Technical terms used in the prospectus should be defined either in a glossary or as they appear in the prospectus.

(c) Risk Factors. Offerees should be advised in a carefully organized series of short, concise paragraphs, under subcaptions where appropriate, of the risks to be considered before making an investment in the program. These paragraphs should include a cross-reference to further information in the Prospectus. In particular, in those cases where the sponsor has elected the compensation arrangement described in WAC 460-34A-040(2), there should be set forth the fact that there is a conflict where the sponsor must decide whether to complete a well which is anticipated to have a marginal return since the tangible costs he would incur would not appear to warrant his investment, although completion of the well would be in the best interests of the participants.

(d) Business Experience. The business experience of the sponsor(s), including general partner(s), principal officers of a corporate general partner (chairman of the board, president, vice president, treasurer, secretary or any person having similar authority or performing like function) and others responsible for the program, shall be prominently disclosed in the prospectus, such disclosure indicating their business experience for the past ten years. The lack of experience or limited experience of the sponsor, or other person supplying services to the program, shall be prominently disclosed in the prospectus.

(e) Compensation:

(i) All indirect and direct compensation which may be paid by the program to the sponsor or any affiliate of every type and from every source shall be summarized in tabular form and in narrative where appropriate to fully disclose material information, in one location, in the forepart of the prospectus. Also include estimates of all actual and necessary direct expenses paid or incurred or to be paid or incurred by the sponsor for a period of three years in connection with its operations of a program for which the sponsor is to be reimbursed out of capital contributions and program revenues. Such table shall also include administrative and similar charges for services.

(ii) In a program where the sponsor elects to receive a promotional interest in the form of a subordinated percentage of the working interest, whether determined in accordance with the formula stated in WAC 460-34A-040(3)(a)(i) or (ii), the following factor shall be disclosed: The sponsor shall be entitled to receive program revenues attributable to this subordinated percentage of the working interest after the participants have had program revenues credited or allocated to their respective accounts in an amount sufficient to trigger the subordinated percentage of the working interest in favor of the sponsor. This method of crediting program revenues is an allocation method and does not necessarily result in the distribution of cash to participants. Distribution of cash will be delayed to the extent such allocated revenues are applied in satisfaction of program or prospects costs and expenses attributable to the participants.

(iii) In a program where the sponsor elects to receive a promotional interest in the form of a subordinated percentage of the working interest based upon the formula stated in WAC 460-34A-040(3)(a)(i), the following factor shall be disclosed: It is possible that the sponsor may receive cash distributions prior to participants receiving the same since revenues of participants which might otherwise be available for distribution to participants incurred before the sponsor commenced sharing in program revenues or because such revenues could be used to pay the participants costs and expenses arising out of developments, production, and operations of other program prospects which have not attained the status set forth in the formula stated in WAC 460-34A-040(3)(a)(i).

(f) Use of Proceeds. State the purposes for which the net proceeds to the program are intended to be used and the approximate amount and percentages intended to be used for each such purpose. Also state the minimum aggregate amount necessary to initiate the program and the disposition of the funds raised if they are not sufficient for the purpose.

(g) Deferred Payment Schedule. If deferred payments are called for or allowed, the schedule of payment shall be set forth.

(h) Assessments. If provisions for assessments are provided, the method of assessment and the penalty for default shall be prominently set forth.

(i) Investment Objectives and Policies. Describe the investment objectives and policies of the program (indicating whether they may be changed by the general partner without a vote of the limited partners) and, if and to the extent that the sponsor is able to do so, the approximate percentage of assets which the program may invest in any one type of investment. State the approximate percentage of exploratory and developmental drilling to be done by the program, the method of acquisition of leases, including information as to possible farm-outs, and the approximate percentage of development drilling to be done through acquisition of offsetting leases as opposed to development of drilling sites acquired in the exploratory state. State also the expected percentage of leases where the program will not have control of drilling and operation.

(j) Farm-outs. The prospectus shall disclose in tabular form an estimate of such expenses to be charged to the program showing direct expenses and general and administrative overhead separately, and the sponsor must demonstrate that it has a reasonable basis for such estimates. The estimate of general and administrative overhead shall be broken down into the various types of services and costs, with a separate breakdown for salaries to officers, directors and other principals of the sponsor and any affiliate of the sponsor; a summary of the manner in which such expenses are allocated shall be included. In addition, the prospectus shall disclose in tabular form for each program formed in the last three years the dollar amount of the expenses so charged and allocated, and the percentage of subscriptions raised reflected thereby.

(k) Description of Oil and Gas Interests. State the location and describe the general character of all materially important oil and gas interests now held or presently intended to be acquired by the program.

(l) "Performance," when required or permitted by the administrator, shall contain the following information:

(i) The previous program experience of the sponsor and other relevant parties shall be disclosed in the prospectus for all programs during the past five years which:

(A) Involved a public offering registered under state or federal securities laws;

(B) Involved a private or limited offering, the results of which are material to an informal investment decision by the offeree.

(ii) Information on previous programs shall include, but not be limited to, the following:

(A) Name of the program, including the type of legal entity and state of incorporation or organization;

(B) The effective date of the offering, the date it commenced operations and the date of dissolution or termination, or if it is continuing;

(C) The total amount of units, the gross amount of capital raised by the program, the number of participants, and the amount of investment of the sponsor, if applicable;

(D) The drilling results of the program, including the number of gross and net wells drilled, both oil and gas, both exploratory and developmental, and both successful and unsuccessful;

(E) Total dollar amounts of federal tax deductible items passed on to participants;

(F) Income credited and cash distributed to participants and the sponsor;

(G) Compensation and fees to the sponsor and its affiliates, segregated as to type;

(H) Disclosure of any development wells drilled which did not or have not returned the investment therein within four years;

(I) Such additional or different disclosures of the success or failure of the programs as may be permitted or required by the Administrator.

(iii) All of the foregoing information shall be set forth on a cumulative basis for each program, and in tabular form wherever possible.

(iv) The following caveat should be prominently featured in the presentation of the foregoing information: "It should not be assumed that participants in the offering covered by this prospectus will experience returns, if any, comparable to those experienced by investors in prior programs.

(v) The foregoing information shall be supported in the application by an affidavit of the sponsor that the performance summary is a fair representation of the information containing the audited financial statement or the federal income tax returns of the program or in other reports or data of the program or sponsor.

(m) Operating Data. Include appropriate data with respect to each property which is separately described in answer to paragraph (j) above.

(n) The Program:

(i) Date of formation.

(ii) Place of formation.

(iii) Sponsor.

(iv) Address and telephone number of the program and the sponsor.

(v) Duration.

(vi) Information called for in items (i) through (v) hereof shall be given for any other programs in which the program invests.

(o) Summary of Terms of the Program:

(i) Powers of the sponsor.

(ii) Rights and liabilities of the participants.

(iii) Allocation of costs and revenues.

(iv) Termination and dissolution.

(v) Meetings and reports.

(vi) Indemnification to sponsor.

(vii) Amendment of partnership agreement.

(viii) Provision for additional assessments.

(ix) Other pertinent matters.

(p) Federal Tax Consequences:

(i) A summary of an opinion of tax counsel acceptable to the administrator or a ruling from the IRS covering federal tax questions relative to the program, which may be based on reasonable assumptions described in the opinion letter. To the extent the opinion of counsel or IRS ruling is based on the maintenance of or compliance with certain requirements or conditions by the sponsor(s), the prospectus shall to the extent practicable contain representations that such requirements or conditions have been met and that the sponsors shall use their best efforts to continue to meet such requirements or conditions.

(ii) Tax treatment of the program.

(iii) Tax treatment of the participants.

(iv) Allocation of intangible drilling deductions, depreciation, depletion allowances.

(v) Method of allocation of losses or profits and cash distributions upon transfer of a unit or the rights to income or revenues.

(vi) Any other pertinent information applicable to the tax shelter aspects of the investment.

(vii) Possibility of requirement for filing tax returns with states in which prospects are located.

(viii) In all programs where applicable, the prospectus shall disclose that participants will have to pay federal income taxes upon program revenues allocated to their respective accounts which revenues are not distributed to the participants, but rather are used to pay other program or prospect costs attributable to their respective accounts.

(q) Units:

(i) Amount.

(ii) Minimum purchase.

(iii) Assessability.

(iv) Transferability.

(v) Voting rights.

(vi) Redemption provisions, including the basis for appraisal.

(r) Plan of Distribution:

(i) Discounts and commissions.

(ii) Estimated fees and expenses paid or reimbursed by the program.

(iii) Indemnification and hold harmless provisions.

(iv) Terms of payment.

(v) Identity of underwriter, managing dealer and/or principal selling agent.

(vi) Type of underwriting—best efforts or firm commitment.

(vii) Minimum and maximum sales.

(viii) Escrow provisions.

(ix) Material relationship of underwriter to the program, if any.

(s) Pending Legal Proceedings. Briefly describe any legal proceedings to which the program or the sponsor is a party which is material to the program and any material legal proceedings between sponsor and participants in any prior program of the sponsor. Also, describe any material legal proceedings to which any of the program's or sponsor's property is subject.

(t) Conflicts of Interest and Transactions with Affiliates. Describe fully any transactions and the dollar amount thereof which may be entered into between the program and the sponsor or any affiliate. Include a full description of the material terms of any agreement and the dollar amount thereof between the program and the sponsor or any affiliate. Where the sponsor originates or promotes other programs, describe the equitable principles which will apply in resolving any conflict between the programs. In the case where the program has been in existence, include all transactions and contracts of the program with the sponsor or any affiliate during the period of such existence. All conflicts shall be set forth in one section and shall be denominated with the title of this subsection.

(u) Interest of Affiliates in Program Property. If within the past five years the sponsor or any affiliate has been in the chain of title or had a beneficial interest in any property to be acquired by the program this fact must be disclosed.

(v) Interest of Counsel and Experts in the Sponsor or Program. Where counsel for the selling representatives or the sponsor are named in the prospectus as having passed upon the legality of the units being registered or upon other legal matters in connection with the registration or offering of such units, there should be disclosed in the conflict of interests section in the prospectus the nature and amount of any direct or indirect material interest of any such counsel, other than legal fees to be received by such counsel, in the sponsor or any affiliate. Any such interest received or to be received in connection with the registration or offering of the units being registered, including the ownership or receipt by counsel, or by members of the firm participating in the matter, of securities of the sponsor or any affiliate of the program, for services shall be disclosed. Employment by the sponsor, other than retainer as legal counsel, should be disclosed in the prospectus.

(w) Investment Company Act of 1940. Where beneficial interests of a program are to be sold, treatment under the Investment Company Act of 1940 must be disclosed.

(x) Financial Statements. As provided in WAC 460-34A-125.

(y) Additional Information. Any additional information which is material should be included.

#### NEW SECTION

WAC 460-34A-125 FINANCIAL INFORMATION REQUIRED ON APPLICATIONS. The sponsor or the program shall provide as an exhibit to the application or where indicated below shall provide as part of the prospectus, the following financial information and financial statements:

(1) Balance Sheet of General Partner. (a) Corporate General Partner. A balance sheet of any corporate general partners as of the end of their most recent fiscal year, prepared in accordance with generally accepted accounting principles and accompanied by an auditor's report containing an unqualified opinion of an independent certified public accountant or independent public accountant, and an unaudited balance sheet as of a date not more than ninety days prior to the date of filing. Such statements shall be included in the prospectus.

(b) Other General Partners. A balance sheet for each non-corporate general partner (including individual partners or individual joint ventures of a sponsor) as of a time not more than ninety days prior to the date of filing an application; such balance sheet, which may be unaudited, should conform to generally accepted accounting principles and shall be signed and sworn to by such general partners. A representation of the amount of such net worth must be included in the prospectus.

(2) Statement of Income for Corporate General Partners. A statement of income for the last fiscal year of any corporate general partner (or for the life of the corporate general partner, if less) prepared in accordance with generally accepted accounting principles and accompanied by an auditor's report containing an unqualified opinion of an independent certified public accountant or independent public accountant, and an unaudited statement for any interim period ending not more than ninety days prior to the date of filing an application.

(3) Balance Sheet of Program. As part of the prospectus, a balance sheet of the program as of the end of its most recent fiscal year prepared in accordance with generally accepted accounting principles and accompanied by an auditor's report containing an unqualified opinion of an independent certified public accountant or independent public accountant, and an unaudited balance sheet as of a date not more than ninety days prior to the date of filing.

(4) Statements of Income, Partner's Equity, and Changes in Financial Position of Program. As part of the prospectus, if the program has been formed and owns assets, statements of income, statements of partner's equity, and statements of changes in financial position for the program for each of the last three fiscal years of the program (or for the life of the program, if less), all of which statements shall be prepared in accordance with generally accepted accounting principles and accompanied by an auditor's report containing an unqualified opinion of an independent certified public accountant or independent public accountant, and unaudited statements for any interim period ending not more than ninety days prior to the date of filing an application.

(5) Cash flow Statement of Program. As part of the prospectus, if the program has been formed and owns assets, a cash flow statement, which may be unaudited, for the program for each of the last three fiscal years of the program (or for the life of the program, if less) and unaudited statements for any interim period between the end of the latest fiscal year and the date of the balance sheet furnished, and for the corresponding interim period of the preceding years.

(6) Filing of Other Statements. Upon request by an applicant, the administrator may, where consistent with the protection of investors, permit the omission of one or more of the statements required under this section and the filing, in substitution thereof, of appropriate statements verifying financial information having comparable relevance to an investor in determining whether he should invest in the program.

#### NEW SECTION

WAC 460-34A-130 OPINIONS OF COUNSEL. (1) The application for qualification shall contain a favorable ruling from the IRS or an opinion of counsel to the effect that the program will be treated as a "partnership" and not as an "association taxable as a corporation" for federal income tax purposes. An opinion of counsel shall be in form satisfactory to the administrator and shall be unqualified except to the extent permitted by the administrator. However, an opinion of counsel may be based on reasonable assumptions, such as (a) facts or proposed operations as set forth in the prospectus and organization document; (b) the absence of future changes in applicable laws; (c) compliance with certain procedures such as the execution and delivery of certain documents and the filing of a certificate of limited partnership or an amended certificate, and (d) the continued maintenance of or compliance with certain financial, ownership or other requirements by the sponsor or general partner. The administrator may request from counsel as supplemental information such supporting legal memoranda and an analysis as he shall deem appropriate under the circumstances. To the extent the opinion of counsel or IRS ruling is based on the maintenance of or compliance with certain requirements or conditions by the sponsor or general partner, the prospectus shall contain representations that such requirements or conditions will be met and the partnership agreement shall, to the extent practicable, contain provisions requiring such compliance.

There shall be included also an opinion of counsel to the effect that the units being offered will be duly authorized or created and validly issued interests in the program, and that the liability of the participants will be limited to their respective capital contributions, except as set forth in the prospectus.

#### NEW SECTION

WAC 460-34A-135 LIABILITY AND INDEMNIFICATION. The sponsors shall not attempt to pass on to participants the unlimited liability imposed upon them by law except that the program agreement may provide for indemnification of the sponsor(s) under the following circumstances and in the manner and to the extent indicated:

(1) In any threatened, pending or completed action, suit or proceeding to which the sponsor was or is a party or is threatened to be made a party by reason of the fact that he is or was the sponsor of the program (other than an action by or in the right of the program) involving an alleged cause of action for damages arising from the performance

of oil and gas activities including exploration, development, completion, or operation or other activities relative to management and disposition of oil and gas properties or production from such properties, the program may indemnify such sponsor against expenses, including attorneys' fees, judgments and amounts paid in settlement actually and reasonably incurred by him in connection with such action, suit or proceeding if the sponsor acted in good faith and in a manner he reasonably believed to be in or not opposed to the best interests of the program, and provided that his conduct does not constitute gross negligence, wilful or wanton misconduct, or a breach of his fiduciary obligations to the participants. The termination of any action, suit or proceeding by judgment, order or settlement shall not, of itself, create a presumption that the sponsor did not act in good faith and in a manner which he reasonably believed to be in or not opposed to the best interests of the program.

(2) In any threatened, pending or completed action or suit by or in the right of the program, to which the sponsor was or is a party or is threatened to be made a party, involving an alleged cause of action by a participant or participants for damages arising from the activities of the sponsor in the performance of management of the internal affairs of the program as prescribed by the program agreement or by the law of the state of organization, or both, the program may indemnify such sponsor against expenses, including attorneys' fees, actually and reasonably incurred by him in connection with the defense or settlement of such action or suit if he acted in good faith and in a manner he reasonably believed to be in or not opposed to the best interests of the program as specified in this subsection (2), except that no indemnification shall be made in respect of any claim, issue or matter as to which the sponsor shall have been adjudged to be liable for negligence, misconduct, or breach of fiduciary obligation in the performance of his duty to the program as specified in this subsection (2), unless and only to the extent that the court in which such action or suit was brought shall determine upon application, that, despite the adjudication of liability but in view of all circumstances of the case, such person is fairly and reasonably entitled to indemnity for such expenses which such court shall deem proper.

(3) To the extent that a sponsor has been successful on the merits or otherwise in defense of any action, suit or proceeding referred to in subsection (1) or (2) above, or in defense of any claim, issue or matter therein, the program may indemnify him against the expenses, including attorneys' fees, actually and reasonably incurred by him in connection therewith.

(4) Any indemnification under subsection (1) or (2) above, unless ordered by a court, shall be made by the program only as authorized in the specific case and only upon a determination by independent legal counsel in a written opinion that indemnification of the sponsor is proper in the circumstances because he has met the applicable standard of conduct set forth in subsection (1) or (2) above.

#### NEW SECTION

WAC 460-34A-200 REGULATION B FILINGS. An issuer filing with the Securities and Exchange Commission under Regulation B must register its offering in the state of Washington pursuant to registration by qualification, RCW 21.20.210, and this chapter.

### WSR 83-16-001

#### NOTICE OF PUBLIC MEETINGS SENTENCING GUIDELINES COMMISSION

[Memorandum—July 20, 1983]

There has been a change in the meeting schedule for the Sentencing Guidelines Commission for the remainder of 1983. These changes are as follows:

August 5, 1983	(Location change to the Seattle Airport Hilton, 17620 Pacific Highway South)
September 2, 1983	(same as above)
October 14, 1983	(Date change. Location is Sea-Tac Airport - Small Auditorium)
November 18, 1983	(same as above)
December 9, 1983	(same as above)

**WSR 83-16-002**  
**EMERGENCY RULES**  
**DEPARTMENT OF FISHERIES**  
 [Order 83-70—Filed July 21, 1983]

I, William R. Wilkerson, director of the Department of Fisheries, do promulgate and adopt at Olympia, Washington, the annexed rules relating to personal use rules.

I, William R. Wilkerson, find that an emergency exists and that this 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 the emergency is summer chinook salmon stocks need protection as run sizes indicate strengths are less than escapement goals.

These 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 the agency 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) in the adoption of these rules.

APPROVED AND ADOPTED July 21, 1983.

By Russell W. Cahill  
for William R. Wilkerson  
Director

NEW SECTION

**WAC 220-57-13000D BOGACHIEL RIVER.** Notwithstanding the provisions of WAC 220-57-130, effective immediately through August 31, 1983, it is unlawful to take or possess chinook salmon over 24 inches in length from the waters of the Bogachiel River.

NEW SECTION

**WAC 220-57-13500C CALAWAH RIVER.** Notwithstanding the provisions of WAC 220-57-135, effective immediately through August 31, 1983. It is unlawful to take or possess chinook salmon over 24 inches in length from the waters of the Calawah River.

NEW SECTION

**WAC 220-57-38500F QUILLAYUTE RIVER.** Notwithstanding the provisions of WAC 220-57-385, effective immediately through August 31, 1983, it is unlawful to take or possess chinook salmon over 24 inches in length from the waters of the Quillayute River.

NEW SECTION

**WAC 220-57-46000K SOLEDUCK RIVER.** Notwithstanding the provisions of WAC 220-57-460, effective immediately through August 31, 1983, it is unlawful

to take or possess chinook salmon over 24 inches in length from the waters of the Soleduck River.

**WSR 83-16-003**  
**EMERGENCY RULES**  
**DEPARTMENT OF FISHERIES**  
 [Order 83-71—Filed July 21, 1983]

I, William R. Wilkerson, director of the Department of Fisheries, do promulgate and adopt at Olympia, Washington, the annexed rules relating to personal use rules.

I, William R. Wilkerson, find that an emergency exists and that this 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 the emergency is harvestable quantities of sockeye salmon are available.

These 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 the agency 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) in the adoption of these rules.

APPROVED AND ADOPTED July 21, 1983.

By Russell W. Cahill  
for William R. Wilkerson  
Director

NEW SECTION

**WAC 220-57A-17500G LAKE WASHINGTON.** Notwithstanding the provisions of WAC 220-57A-175, effective 12:00 noon, July 22 through 12:00 noon, July 29, 1983, it is lawful to take, fish for and possess salmon, including sockeye salmon, for personal use from the waters of Lake Washington lying south of the Evergreen Point Floating Bridge under bag limit A. Waters within a 1000-foot radius of the mouth of the Cedar River are closed to salmon angling at all times.

**WSR 83-16-004**  
**NOTICE OF PUBLIC MEETINGS**  
**WHATCOM COMMUNITY COLLEGE**  
 [Memorandum—July 19, 1983]

You are hereby notified that the board of trustees of Whatcom Community College, District Number Twenty-One, will hold a special meeting on July 25, 1983, 3:00 p.m., in the Board Room, Northwest 2, Whatcom Community College, 5217 Northwest Road, Bellingham, WA 98226.

**WSR 83-16-005**  
**NOTICE OF PUBLIC MEETINGS**  
**UNIVERSITY OF WASHINGTON**  
 [Memorandum—July 19, 1983]

The dates for the regular meetings of the board of regents (subject to change) for the remainder of 1983 are:

- August 26 (a.m.) (change from August 19)
- September 16
- October 21 (changed from October 14)
- November 18
- December 9

**WSR 83-16-006**  
**PROPOSED RULES**  
**DEPARTMENT OF**  
**SOCIAL AND HEALTH SERVICES**  
**(Public Assistance)**  
 [Filed July 21, 1983]

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 child care licensing requirements, amending chapter 388-73 WAC.

A public hearing regarding these proposed rules was held on June 10. The purpose of this notice is to postpone adoption for 30 days to give the secretary additional time to consider public testimony.

The formal decision regarding adoption, amendment, or repeal of the rules will take place on August 15, 1983.

The authority under which these rules are proposed is RCW 74.15.030.

The specific statute these rules are intended to implement is RCW 74.15.030.

This notice is connected to and continues the matter in Notice Nos. WSR 83-09-047 and 83-13-065 filed with the code reviser's office on April 20, 1983, and June 16, 1983.

Dated: July 15, 1983  
 By: David A. Hogan, Director  
 Division of Administration and Personnel

**WSR 83-16-007**  
**NOTICE OF PUBLIC MEETINGS**  
**HIGHLINE COMMUNITY COLLEGE**  
 [Memorandum—July 19, 1983]

The following are the dates for the regular monthly meetings during the 1983-84 academic year of the board of trustees of Highline Community College:

- September 22, 1983
- October 13, 1983
- November 10, 1983
- December 15, 1983
- January 12, 1984

- February 9, 1984
- March 8, 1984
- April 12, 1984
- May 10, 1984
- June 7, 1984
- July 12, 1984

**WSR 83-16-008**  
**PROPOSED RULES**  
**GAMBLING COMMISSION**  
 [Filed July 22, 1983]

Notice is hereby given in accordance with the provisions of RCW 34.04.025, that the Washington State Gambling Commission intends to adopt, amend, or repeal rules concerning new section WAC 230-20-246, amending WAC 230-02-030, 230-04-075, 230-04-340, 230-30-080 and repealing WAC 230-20-180, 230-20-200, 230-20-205, 230-20-245 and 230-60-070;

that the agency will at 10:00 a.m., Friday, September 9, 1983, in the Council Chambers, Olympia City Hall, 8th and Plum, Olympia, Washington, conduct a public hearing on the proposed rules.

The adoption, amendment, or repeal of the rules will take place immediately following the hearing.

The authority under which these rules are proposed is RCW 9.46.030(2) and (3) and 9.46.070(11) and (14).

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency before September 9, 1983.

Dated: July 20, 1983  
 By: Elwin Hart  
 Deputy Director

**STATEMENT OF PURPOSE**

Title: Amendment to WAC 230-02-030 Address of commission; amendment to WAC 230-04-075 No license required for certain bingo, raffles, and amusement games; amendment to WAC 230-04-340 Transfer of licenses—((Prohibited)) Conditions; new section WAC 230-20-246 Manner of conducting bingo; repeal of WAC 230-20-180 Sale and use of bingo cards; repeal of WAC 230-20-200 Use of numbered balls of various weights prohibited; repeal of WAC 230-20-205 Numbers called to be displayed at bingo games; repeal of WAC 230-20-245 Manner of conducting bingo—Equipment to be used; amendment to WAC 230-30-080 Limitation on pull tab dispensing devices; and repeal of WAC 230-60-070 Communications with commission.

Description of Purpose: Adopt, amend, and repeal rules to: Change mailing address and location of commission office; update rules on certain unlicensed gambling activities; require written notice on transfer of stock ownership; consolidate existing rules for conducting bingo; and assign responsibility to manufacturer for certain information required on pull tab flares.

Statutory Authority: RCW 9.46.030(2) and (3) and 9.46.070(11) and (14).

Summary of Proposed Rules and Reasons Supporting Action: Amendment to WAC 230-02-030, Olympia

office location was changed on July 18, 1983. Amendment makes correction to mailing address and location; amendment to WAC 230-04-075, current rule makes provisions for only one type of unlicensed activity (raffles) by nonprofit organizations. RCW 9.46.030(3) authorizes additional unlicensed bingo, raffle, and amusement game activity. Amendment is required to make rule consistent with statute; amendment to WAC 230-04-340, current rule requires notification to commission of a change in stock ownership of a licensed corporation. Amendment would require written notification and corrects title of rule to be consistent with content; new section WAC 230-20-246, new rule consolidates four existing rules for conducting bingo and establishes certain minimum standards relating to selling of cards, drawing of balls, calling and displaying of numbers, and awarding of prizes. Existing rules were incomplete and require updating; repeal of WAC 230-20-180, 230-20-200, 230-20-205 and 230-20-245, incorporated into new section WAC 230-20-246 Manner of conducting bingo. See above; amendment to WAC 230-30-080, makes manufacturer responsible for placing total number of pull tabs in a series on the flare prior to sale of series to a distributor or operator. Current rule requires that information on the flare but does not place responsibility on any one entity; and repeal of WAC 230-60-070, repeals rule which contains information already included in WAC 230-02-030.

Agency Personnel Responsible for Drafting, Implementing and Enforcing the Rules: Keith Kisor, Director, and Elwin Hart, Deputy Director, Jefferson Building, 1110 South Jefferson, Olympia, WA 98504, 234-0865 scan, 753-0865 comm.

Proponents and Opponents: Gambling Commission staff proposes these rule amendments and new rules.

Agency Comments: The agency believes the proposed rules are self-explanatory and need no further comment.

These rules were not made necessary as a result of federal law or federal or state court action.

Small Business Economic Impact Statement: This agency has determined that there would be no economic impact upon small businesses in the state of Washington by the adoption of these amendments or new rules.

#### AMENDATORY SECTION (Amending Order 103, filed 7/17/80)

WAC 230-02-030 ADDRESS OF COMMISSION. Unless specifically provided elsewhere in these rules, applications for licenses, submission of materials or requests for notices or information of any kind, may be made by addressing correspondence to:

Washington State Gambling Commission  
 ((Capital Plaza Building  
 †025 East Union))  
 Jefferson Building  
 1110 South Jefferson  
 Olympia, Washington 98504.

#### AMENDATORY SECTION (Amending Order 23, filed 9/3/74)

WAC 230-04-075 NO LICENSE REQUIRED FOR CERTAIN BINGO, RAFFLES, AND AMUSEMENT GAMES. Bona fide charitable or bona fide nonprofit organizations organized primarily for purposes other than the conduct of ((raffles)) gambling activities, are hereby authorized to conduct ((raffles)) the following gambling activities without obtaining a license to do so from the commission ((when such raffles are)):

(1) Raffles when:

(a) Held in accordance with all other requirements of chapter 9.46 RCW, other applicable laws, and rules of the commission; and  
 ((2)) (b) ((When-g)) Gross revenues from all such raffles held by the organization during the calendar year do not exceed \$5000; and

((3)) (c) ((When-t)) Tickets to such raffles are sold only to, and winners are determined only from among, the regular members of the organization conducting the raffle: PROVIDED, That the term members for this purpose shall mean only those persons who have become members prior to the commencement of the raffle and whose qualification for membership was not dependent upon, or in any way related to, the purchase of a ticket, or tickets, for such raffles( ); and

(d) An organization may exceed the \$5000 limit only if it conducts a separate unlicensed raffle pursuant to (2) below or first obtains a license to conduct raffles from the commission, with the classification and fee to be computed, including but not limited to, all income from all raffles already held during that calendar year. The duration of the license issued shall be one year from the date of the sale of the first ticket for the first raffle held during the calendar year by the applicant.

#### (2) Bingo, raffles, and amusement games when:

(a) Such activities are held in accordance with all other requirements of chapter 9.46 RCW as now or hereafter amended, other applicable laws, and rules of the commission; and

(b) Said activities are, alone or in any combination, conducted no more than twice each calendar year and over a period of no more than twelve consecutive days each time, notwithstanding the limitations of RCW 9.46.020(2) as now or hereafter amended: PROVIDED, That a raffle conducted under this subsection may be conducted for a period longer than twelve days; and

(c) Only bona fide members of that organization, who are not paid for such services, participate in the management or operation of the activities; and

(d) Gross revenue to the organization from all the activities together does not exceed five thousand dollars during any calendar year; and

(e) All revenue therefrom, after deducting the cost of prizes and other expenses of the activity, is devoted solely to the purposes for which the organization qualifies as a bona fide charitable or nonprofit organization; and

(f) The organization gives notice at least five days in advance of the conduct of any of the activities to the local policy agency of the jurisdiction within which the activities are to be conducted of the organization's intent to conduct the activities, the location of the activities, and the date or dates they will be conducted; and

(g) The organization conducting the activities maintains records for a period of one year from the date of the event which accurately show at a minimum the gross revenue from each activity, details of the expenses of conducting the activities, and details of the uses to which the gross revenue therefrom is put.

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 68, filed 4/25/77)

WAC 230-04-340 TRANSFER OF LICENSES—((PROHIBITED)) CONDITIONS. Transfers of licenses issued by the commission shall be permitted only under the following circumstances and conditions and those set out in WAC 230-04-350, upon approval by the director or the commission. Otherwise, no transfer of any license issued by the commission shall be permitted.

(1) If the licensee is a corporation, except as provided in subsection (2) below, a change in ownership of stock shall not be deemed a transfer of a license: PROVIDED, That any change in the ownership of any stock in such corporation which results in any person or organization becoming the owner of a substantial interest therein who was not the owner of a substantial interest immediately preceding the transaction, or which involves ten percent or more of any class of stock, shall be reported to the commission, in writing, within ten days of the close of such transaction, together with such information concerning the person or persons receiving such stock as the director may require.

(2) Where a change in the ownership of the stock of any corporate licensee results in any person, together with any members of his or her immediate family, or results in any organization, becoming the owner of a majority of the voting shares of that corporation who or which had not held a substantial interest in the corporation immediately prior to the change in ownership, gambling licenses held by that corporation shall immediately terminate and be void. In such cases a new license

must be obtained from the commission prior to the operation of any gambling activity requiring a license.

(3) Licenses issued to other than bona fide charitable or bona fide nonprofit organizations may be transferred to a business entity wholly owned by the same person or persons who owned the business entity to which the license was originally issued, or by their spouses or children under the age of eighteen and residing at the family home or by others possessing less than a substantial interest in the business to which the license transfer is sought, but only when the licensed activity will be conducted on the same premises as that for which the license was issued.

(4) Transfers will not be permitted when any person owning or holding a substantial interest in any of the entities to which transfer is sought is not qualified to hold a gambling license.

The license or licenses of any corporation in which a person hold or acquires a substantial interest will be revoked when such person is not qualified to hold a gambling license.

The fee for transfer of the license under this rule shall be \$35.

**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.

**NEW SECTION**

**WAC 230-20-246 MANNER OF CONDUCTING BINGO.** The conducting of a bingo game shall include, but is not limited to the following rules:

(1) All sales of bingo cards shall take place upon the premises during or immediately preceding the session for which the card is being sold;

(2) Bingo cards shall normally be sold and paid for prior to the start of a specified game or specified number of games. Cards may be sold after the start of a game or number of games if the late sale does not allow any player an advantage over any other player;

(3) No operator shall reserve, or allow to be reserved, any bingo card for use by players except braille cards or other cards for use by legally blind or disabled players;

(4) Legally blind players may use their personal braille cards when a licensee does not provide such cards. The licensee shall have the right to inspect, and to reject, any personal braille card. A legally blind or disabled person may use a braille card or reserved hard card in place of a purchased throwaway;

(5) If a licensee has duplicate cards in play, he shall conspicuously post that fact or notify all players;

(6) No two or more sets of disposable cards can be used at the same time if they have identical series numbers;

(7) Immediately following the drawing of each ball in a bingo game, the caller shall display the letter and number on the ball to the participants;

(8) The letter and number on the ball shall be called out prior to the drawing of any other ball;

(9) After the letter and number is called, the corresponding letter and number on the licensee's flashboard, if any, shall be lit for participant viewing;

(10) No bingo game shall be conducted to include a prize determined other than by the matching of letters and numbers on a bingo card with letters and numbers called by the licensee, in competition among all players in a bingo game;

(11) A winner is determined when a specified pattern of called numbers appears on a card;

(12) Immediately upon a bingo player declaring a winning combination of letters and numbers, the winning card shall be verified by a game employee and at least one neutral player;

(13) Upon a bingo player declaring a winning bingo, the next ball out of the machine shall be removed from the machine prior to shutting the machine off and shall be the next ball to be called in the event the declared winning bingo is not valid; and

(14) No operator shall engage in any act, practice, or course of operation as would operate as a fraud to affect the outcome of any bingo game.

**REPEALER**

The following sections of the Washington Administrative Code are each repealed:

- (1) WAC 230-20-180 SALE AND USE OF BINGO CARDS.
- (2) WAC 230-20-200 USE OF NUMBERED BALLS OF VARIOUS WEIGHTS PROHIBITED.
- (3) WAC 230-20-205 NUMBERS CALLED TO BE DISPLAYED AT BINGO GAMES.
- (4) WAC 230-20-245 MANNER OF CONDUCTING BINGO — EQUIPMENT TO BE USED.

**AMENDATORY SECTION** (Amending Order 112, filed 9/15/81)

**WAC 230-30-080 LIMITATION ON PULL TAB DISPENSING DEVICES.** (1) No pull tabs shall be placed out for public play unless the total number of pull tabs originally in the series shall be clearly disclosed on the face of the flare advertising the prizes available from that series of pull tabs. The total number of pull tabs originally in the series will be placed upon the flare by the manufacturer prior to the series being sold to a distributor or operator.

(2) No pull tab shall be added to a series of pull tabs after that series has been shipped from its place of manufacture.

(3) No pull tab series, or any portion thereof, shall be placed in, or if a spindle upon, any pull tab dispensing device until any other series of pull tabs previously in, or upon, the device has been played out or permanently removed from public play.

(4) No pull tab once placed in, or if a spindle upon, a pull tab dispensing device out for public play shall be removed from the dispensing device until the series is permanently removed from public play, except only:

- (a) Those pull tabs actually played by consumers,
- (b) Those pull tabs removed by representatives of the commission, or other law enforcement agency inspecting the device, and
- (c) Those tabs temporarily removed during necessary repair or maintenance of the device.

Excepting only tabs removed under (b) and (c) hereinabove, once a pull tab has been removed from public play it shall not again be put out for public play.

(5) No person shall put out any pull tab series for public play unless the series of pull tabs is wholly contained within, or if a spindle upon, the device used for dispensing that series.

(6) No person shall sell or transfer to another person in this state, or for use within this state, or shall place out for public play any device for the dispensing of pull tabs not so constructed as to allow a consumer to clearly see each pull tab within, or if a spindle upon, the device prior to playing the device. However, a metal plate, not to exceed 3/4 inch in height, may be affixed across the front at the bottom of the dispensing columns of a mechanical pull tab dispensing device.

(7) No person shall sell or transfer to any other person in this state, or for use within this state, or put out for public play any device for the dispensing of pull tabs without permanent lines or markings on the face of the device and clearly visible to the consumer which effectively divide the tabs remaining in the device into divisions of approximately 25 tabs so that the consumer can determine how many tabs remain within the device.

(8) No person shall put out for public play any device for the dispensing of pull tabs which is not so constructed as to provide for at least one selection position for every 400 pull tabs originally in the series in play in the machine.

The following schedule shall be followed in the enforcement of this subsection:

MINIMUM NUMBER OF TABS FROM WHICH SELECTION MUST BE AVAILABLE	THE NUMBER OF TABS ORIGINALLY IN SERIES OF PLAY
1	1 - 400
2	401 - 800
3	801 - 1200
4	1201 - 1600
5	1601 - 2000
6	2001 - 2400
7	2401 - 2800
8	2801 - 3200
9	3201 - 3600
10	3601 - 4000

(9) No person shall sell or transfer to another person in this state, or for use within this state, or put out for public play, any pull tab series which contains more than 4000 individual pull tabs.

**REPEALER**

WAC 230-60-070 COMMUNICATIONS WITH COMMISSION.

**WSR 83-16-009  
ADOPTED RULES  
THE EVERGREEN  
STATE COLLEGE**

[Order 83-3, Resolution No. 83-32—Filed July 22, 1983]

Be it resolved by the board of trustees of The Evergreen State College, acting at Olympia, Washington, that it does adopt the annexed rules relating to governance and decision-making, WAC 174-107-100 through 174-107-550.

This action is taken pursuant to Notice No. WSR 83-11-018 filed with the code reviser on May 11, 1983. These rules shall take effect thirty days after they are filed with the code reviser 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 the institution has complied with the provisions of the Open Public Meetings Act (chapter 42.30 RCW), the Higher Education Administrative Procedure Act (chapter 28B.19 RCW), and the State Register Act (chapter 34.08 RCW) in the adoption of these rules.

APPROVED AND ADOPTED July 14, 1983.

By Richard N. Schwartz  
Acting President

**Chapter 174-107 WAC  
GOVERNANCE AND DECISION-MAKING AT  
EVERGREEN**

**WAC**

- 174-107-100 Definitions.
- 174-107-110 The social contract—General.
- 174-107-120 The social contract—Purpose.
- 174-107-130 The social contract—Freedom and civility.
- 174-107-140 The social contract—Individual and institutional rights.
- 174-107-150 The social contract—Society and the college.
- 174-107-160 The social contract—Prohibition against discrimination.
- 174-107-170 The social contract—Right to privacy.
- 174-107-180 The social contract—Intellectual freedom and honesty.
- 174-107-190 The social contract—Open forum and access to information.
- 174-107-200 The social contract—Political activities.
- 174-107-210 The legal nature and status of the Evergreen State College.
- 174-107-220 Standards for decision-making and governance at Evergreen.

- 174-107-230 Implementation of governance policies and procedures: The Evergreen council.
- 174-107-240 The Evergreen council—Membership.
- 174-107-250 The Evergreen council—The executive committee.
- 174-107-260 The Evergreen council—Subcommittees.
- 174-107-270 The Evergreen council—Ad hoc committees.
- 174-107-280 The Evergreen council—Standing committees and consultative constituency groups.
- 174-107-290 The Evergreen council—Community access.
- 174-107-300 The Evergreen council—The agenda.
- 174-107-310 The Evergreen council—Meetings.
- 174-107-320 The Evergreen council—Minutes of meetings.
- 174-107-330 The Evergreen council—Actions of council.
- 174-107-340 The Evergreen council—Relationship with administrators.
- 174-107-350 The Evergreen council—Appeals from and notification of decisions or findings.
- 174-107-360 Conflict resolution, general.
- 174-107-370 Mediation/mediator.
- 174-107-380 Mediator of legal issues.
- 174-107-400 Hearing board procedures.
- 174-107-410 Petition for hearing and preliminary procedures.
- 174-107-420 Hearing board chairperson.
- 174-107-430 Requirements of disputants.
- 174-107-440 Guidelines: The hearing.
- 174-107-450 Admissible documents.
- 174-107-460 Components of hearings.
- 174-107-470 Challenges to board members.
- 174-107-500 Presentation of evidence.
- 174-107-510 Timelines for hearing.
- 174-107-520 Hearing board deliberations and decisions.
- 174-107-530 Appeals from hearing decisions.
- 174-107-540 Amending procedure for governance document.
- 174-107-550 Evaluation of governance.

**NEW SECTION**

WAC 174-107-100 ✓ DEFINITIONS. (1) Adjudicator: Designated community member who is responsible for reviewing a variety of situations involving social, emotional, and/or behavioral problems.

(2) Consultative constituency groups: A group usually composed of one constituency of the campus, that provides advice to an administrator on issues principally pertinent to that constituency, e.g. faculty meetings, the President's Council.

(3) DTF (Disappearing Task Force): The ad hoc committee system at Evergreen by which community involvement in decision-making is sought, policy developed and faculty and administrators hired.

(4) DTF implementation/review committee of the Evergreen council: This is a subcommittee of the council. Its responsibility is to receive the charge and membership and final report of all DTF's; maintain file on each DTF charged including the response to the final report made by decision-maker or charger of the DTF. In addition, this subcommittee may pursue any issues in the DTF report or response that it deems appropriate.

(5) Evergreen community: Currently enrolled or on leave students and all staff and faculty in pay or on leave status.

(6) Evergreen council: The campus advisory and deliberative body.

(7) Executive committee of the Evergreen council: Four members of the council, who are selected by the council to serve as the facilitators for campus governance.

(8) Grievable issues: Any issues that arise as a result of a proposed or promulgated policy; or as a result of decisions made under existing campus policy to which a community member objects; or points of conflict between individuals concerning issues over which the college has final determination.

(9) Grievance procedures: Formal procedure through which members of the community seek to resolve points of disagreement involving a campus promulgated rule or decision.

(10) Hearing board subcommittee: This is a subcommittee of four members of the council. Chaired by either a faculty member or a staff member for continuity purposes, its responsibility is to adjudicate any conflicts referred to it by the executive committee.

(11) Mediator: Designated intervenor in potential conflicts between two members or groups of the community.

(12) Nongrievable issues: Any issue over which the college lacks final determination, including but not limited to: Points covered by federal or state law; contractual agreements between the college and noncommunity members; collective bargaining agreements, affirmative action complaints.

(13) Social contract: This bill of rights and responsibilities outlines a statement of philosophy and a code of behavior and expectations for all members of the Evergreen community.

(14) Standing committees: Annually reconstituted committees whose function is necessary or desirable for the foreseeable future. These committees may either be advisory or have decision-making authority delegated from an administrator. The committees will be composed of representatives of all four constituencies (e.g., Faculty Leaves Committee, Staff Professional Development Committee, S & A Board, Farm Board, Environmental Advisory Committee, Visual Environment Committee).

#### NEW SECTION

WAC 174-107-110 ✓ THE SOCIAL CONTRACT—GENERAL. Evergreen is an institution and a community that continues to organize itself so that it can clear away obstacles to learning. In order that both creative and routine work can be focused on education,

and so that the mutual and reciprocal roles of the campus community members can best reflect the goals and purposes of the college, a system of governance and decision-making consonant with those goals and purposes is required.

#### NEW SECTION

WAC 174-107-120 ✓ THE SOCIAL CONTRACT—PURPOSE. (1) The Evergreen State College requires a social contract rather than a list of prohibitions and negative rules. Evergreen can thrive only if members respect the rights of others while enjoying their own rights. Students, faculty, administrators, and staff members may differ widely in their specific interests, in the degree and kinds of experiences they bring to Evergreen, and in the functions which they have agreed to perform. All must share alike in prizing academic and interpersonal honesty, in responsibly obtaining and in providing full and accurate information, and in resolving their differences through due process and with a strong will to collaboration.

(2) The Evergreen community should support experimentation with new and better ways to achieve Evergreen's goals. Specifically, it must attempt to emphasize the sense of community and require members of the campus community to play multiple, reciprocal, and reinforcing roles in both the teaching/learning process and in the governance process.

#### NEW SECTION

WAC 174-107-130 ✓ THE SOCIAL CONTRACT—FREEDOM AND CIVILITY. The individual members of the Evergreen community are responsible for protecting each other and visitors on campus from physical harm, from personal threats, and from uncivil abuse. Civility is not just a word; it must be present in all our interactions. Similarly, the institution is obligated, both by principle and by the general law, to protect its property from damage and unauthorized use and its operating processes from interruption. Members of the community must exercise the right accorded them to voice their opinions with respect to basic matters of policy and other issues. The Evergreen community will support the right of its members, individually or in groups, to express ideas, judgments, and opinions in speech or writing. The members of the community, however, are obligated to make statements in their own names and not as expressions on behalf of the college. The board of trustees or the president speak on behalf of the college and may at times share or delegate the responsibility to others within the college. Among the basic rights of individuals are freedom of speech, freedom of peaceful assembly and association, freedom of belief, and freedom from intimidation, violence, and abuse.

#### NEW SECTION

WAC 174-107-140 ✓ THE SOCIAL CONTRACT—INDIVIDUAL AND INSTITUTIONAL RIGHTS. Each member of the community must protect: (1) The fundamental rights of others in the community

as citizens; (2) the right of each member in the community to pursue different learning objectives within the limits defined by Evergreen's curriculum or resources of people, materials, equipment and money; (3) the rights and obligations of Evergreen as an institution established by the state of Washington; and (4) individual rights to fair and equitable procedures when the institution acts to protect the safety of its members.

NEW SECTION

WAC 174-107-150 ✓ THE SOCIAL CONTRACT—SOCIETY AND THE COLLEGE. (1) Members of the Evergreen community recognize that the college is part of the larger society as represented by the state of Washington, which funds it, and by the community of greater Olympia, in which it is located. Because the Evergreen community is part of the larger society, the campus is not a sanctuary from the general law or invulnerable to general public opinion.

(2) All members of the Evergreen community should strive to prevent the financial, political, or other exploitation of the campus by any individual or group.

(3) Evergreen has the right to prohibit individuals and groups from using its name, its financial or other resources, and its facilities for commercial, or political activities.

NEW SECTION

WAC 174-107-160 ✓ THE SOCIAL CONTRACT—PROHIBITION AGAINST DISCRIMINATION. There may be no discrimination at Evergreen with respect to race, sex, age, handicap, sexual orientation, religious or political belief, or national origin in considering individuals' admission, employment, or promotion. To this end the college has adopted an affirmative action policy (See Evergreen Administrative Code chapter 174-109 WAC, Equal opportunity policies and procedures—Affirmative action program). Affirmative action charges shall not be handled through the governance document because of the legal implications of such matters.

NEW SECTION

WAC 174-107-170 ✓ THE SOCIAL CONTRACT—RIGHT TO PRIVACY. (1) All members of the college community have the right to organize their personal lives and conduct according to their own values and preferences, with an appropriate respect for the rights of others to organize their lives differently.

(2) All members of the Evergreen community are entitled to privacy in the college's offices, facilities devoted to educational programs, and housing. The same right of privacy extends to personal papers, confidential records, and personal effects, whether maintained by the individual or by the institution.

(3) Evergreen does not stand in loco parentis for its members.

NEW SECTION

WAC 174-107-180 ✓ THE SOCIAL CONTRACT—INTELLECTUAL FREEDOM AND HONESTY. (1) Evergreen's members live under a special set of rights and responsibilities, foremost among which is that of enjoying the freedom to explore ideas and to discuss their explorations in both speech and print. Both institutional and individual censorship are at variance with this basic freedom. Research or other intellectual efforts, the results of which must be kept secret or may be used only for the benefit of a special interest group, violate the principle of free inquiry.

(2) An essential condition for learning is the freedom and right on the part of an individual or group to express minority, unpopular, or controversial points of view. Only if minority and unpopular points of view are listened to, and are given opportunity for expression will Evergreen provide bona fide opportunities for significant learning.

(3) Honesty is an essential condition of learning, teaching or working. It includes the presentation of one's own work in one's own name, the necessity to claim only those honors earned, and the recognition of one's own biases and prejudices.

NEW SECTION

WAC 174-107-190 ✓ THE SOCIAL CONTRACT—OPEN FORUM AND ACCESS TO INFORMATION. (1) All members of the Evergreen community enjoy the right to hold and to participate in public meetings, to post notices on the campus, and to engage in peaceful demonstrations. Reasonable and impartially applied rules may be set with respect to time, place and use of Evergreen facilities in these activities. Meetings of public significance cannot be held in secret.

(2) As an institution, Evergreen has the obligation to provide an open forum for the members of its community to present and to debate public issues, to consider the problems of the college, and to serve as a mechanism of widespread involvement in the life of the larger community.

(3) The governance system must rest on open and ready access to information by all members of the community as well as on the effective keeping of necessary records.

(4) In the Evergreen community, individuals should not feel intimidated or be subject to reprisal for voicing their concerns or for participating in governance or policy making.

(5) Decision making processes must provide equal opportunity to initiate and participate in policy making, and Evergreen policies apply equally regardless of job description, status or role in the community.

NEW SECTION

WAC 174-107-200 ✓ THE SOCIAL CONTRACT—POLITICAL ACTIVITIES. The college is obligated not to take a position, as an institution, in electoral politics or on public issues except for those matters which directly affect its integrity, the freedom of the members of its community, its financial support, and

its educational programs. At the same time, Evergreen has the obligation to recognize and support its community's members' rights to engage, as citizens of the larger society, in political affairs, in any way that they may elect within the provision of the general law.

#### NEW SECTION

WAC 174-107-210 ✓ **THE LEGAL NATURE AND STATUS OF THE EVERGREEN STATE COLLEGE.** (1) The Evergreen State College, established in Thurston county by the 1967 Washington State Legislature, operates under the provision of the Revised Code of Washington (chapter 28B.40 RCW).

(2) The board of trustees is responsible for the promulgation and approval of the policies and procedures that are required in the operation of the college. These policies and procedures include but are not limited to: Institutional goals and objectives, control and disbursement of funds, erection and construction of buildings and other facilities. The five members of the board of trustees are appointed by the governor with the consent of the senate for six-year overlapping terms. Evergreen's president is chosen by and is directly responsible to the board of trustees for executive direction and supervision of all operations of the college. The president is appointed for a six-year term, reviewable annually and renewable for one additional six-year term. The trustees and the president in turn delegate many duties and responsibilities to others in the Evergreen community.

(3) The governance system recognizes that Evergreen is bound by at least two sets of laws and regulations. The first set includes those federal, state, and local regulations which are legal in nature and binding upon all public institutions. The second set of rules and regulations and procedures, promulgated by Evergreen for internal use, make up the system of governance designed to advance the goals and objectives of the college. The campus grievance procedure and mediation process is not intended to handle issues or conflict that are governed by legal forums, such as the Revised Code of Washington or contractual or bargaining agreements. The governance system is intended to provide an avenue of response and participation under campus promulgated rules and regulations.

#### NEW SECTION

WAC 174-107-220 ✓ **STANDARDS FOR DECISION-MAKING AND GOVERNANCE AT EVERGREEN.** (1) Evergreen must have an acknowledged governance day so that administrative responsibilities of the community members will not interfere with the productivity, service and creativity of the campus. This day shall also be utilized for faculty and student preparation, research and consultation. To this end all general campus governance (faculty meetings, DTF's, and standing committees) shall, whenever possible, take place on Wednesdays. No permanent scheduling of classes or labs shall be held on Wednesday prior to 5:00 p.m. Temporary scheduling of day time classes may be made on approval of the academic deans.

(2) Decisions and methods to be used for their implementation must be handled at the level of responsibility and accountability closest to those affected by a particular decision. Those persons involved in making decisions must be held accountable. "Accountable" means subject to consequences, commensurate with the seriousness of the decision. Decisions must be made only after consultation with those who are affected by the issue. Consultation must be a formal process to assure the widest possible community involvement.

(3) Location of those responsible for the functioning of various areas of the community is identified in the college's organization chart, the Faculty Handbook, and the Evergreen Administrative Code. Delegated duties and responsibilities should be made as explicit as possible, and information regarding the decision-making roles of various members of the Evergreen community should be made easily available.

(4) Evergreen's system of governance must provide an opportunity for participation by members of the Evergreen community.

(5) The community must avoid fractioning into decision-making constituency groups. Members may form consultative constituency groups that augment the decision-making process.

(6) Evergreen wishes to avoid the usual patterns of extensive standing committees and governing councils. Instead, the community uses short-term ad hoc committees named disappearing task forces (DTF) for the purposes of gathering information, preparing position papers, proposing policy, or offering advice. All DTF meetings are open to the public and the DTF must provide advance notice of time, date and location of meetings through the campus newsletter in the college relations office and if possible through the student newspaper.

Standing committees are discouraged, but should a standing committee be deemed essential, those desiring to establish such must submit a request to the Evergreen council through the president's office (see Evergreen council for procedures).

(7) Wherever possible decision-making groups should use the consensus approach.

(8) In cases of conflict, due process procedures set forth in the appropriate sections of the WAC/EAC must be followed.

(9) Governance procedures must be flexible enough to change as the institution changes and must, therefore, provide for an amendment procedure and periodic evaluation.

#### NEW SECTION

WAC 174-107-230 ✓ **IMPLEMENTATION OF GOVERNANCE POLICIES AND PROCEDURES: THE EVERGREEN COUNCIL.** The Evergreen council serves as a central forum where students, faculty, administrators and staff may meet for action, discussion and advice on issues affecting the college and its members. It shall act as advocate for the governance and decision-making document.

The council will have an active function of investigating, reporting and recommending on issues brought by

members of the community. The council also will have a "watchdog" function as the place where the college's principles are reiterated and actions are weighed for compliance with those principles.

#### NEW SECTION

WAC 174-107-240 ✓ THE EVERGREEN COUNCIL—MEMBERSHIP. (1) The membership of the council shall consist of regular members and alternates. The president, four exempt staff, four classified staff, four faculty, and four students shall be regular members. Two exempt staff, two classified staff, two faculty, and four students shall be the alternates.

(2) Members shall be selected randomly by the president's office using the institutional computer roster.

(3) Terms on the Evergreen council shall be for one year, except as noted elsewhere in this document. No one but the president will be expected to serve more than one term, except as noted elsewhere in this document.

(4) Only the members of the council may vote at council meetings or participate in consensus decisions.

(5) The president shall convene a meeting of the council within thirty days of appointment with appropriate notice to the community.

(6) The names of the members shall be published quarterly in the student newspaper and the campus newsletter. Posters shall be printed annually with the names and telephone numbers of the members, the chairman of each subcommittee, and the names and telephone numbers of the executive committee. These posters shall include information about the Evergreen council and the grievance procedures.

(7) Membership on the council is obligatory on any member of the Evergreen community when that person is selected for service, unless he or she is excused for good cause. Faculty are required to allow student members a reasonable time from class sessions for their council service without penalty. Program covenants will acknowledge the responsibility of students and faculty to serve on the council, if selected. Appointment letters to staff and faculty contracts will acknowledge the responsibility to serve. Supervisors are required to release subordinates who are members of the council and to allow reasonable time away from other duties for council service, also without penalty. Membership on the council will provide an exemption from DTF service.

#### NEW SECTION

WAC 174-107-250 ✓ THE EVERGREEN COUNCIL—THE EXECUTIVE COMMITTEE. (1) The executive committee, a committee of four, one from each constituency, shall serve as the adjudication center on issues dealing with the governance document. The committee shall decide if an issue is covered by the governance document and whether the issue shall be considered by the council. The committee shall be the focal point for all issues on campus. It will be the responsibility of the committee to assure timely and fair resolution of all issues and grievances filed with the council.

(2) The committee shall organize itself within ten working days of selection by the council and will publicly announce its readiness to consider issues. The executive committee shall meet at least weekly at a regular time and place.

(3) The committee will make all determinations that involve interpretations or challenges to COG, including determinations as to whether an issue is covered by the grievance procedure.

#### NEW SECTION

WAC 174-107-260 ✓ THE EVERGREEN COUNCIL—SUBCOMMITTEES. There will be minimum of two subcommittees within the council: The hearing board and DTF implementation/review committee. The council shall establish ad hoc committees or other subcommittees as issues dictate.

(1) Hearing board subcommittee will be composed of four members: One faculty, one exempt, one classified staff, and one student. For purposes of continuity a staff or faculty member shall serve as chair of this subcommittee. Members will be selected randomly from the constituency groups of those individuals previously selected for council membership. Hearing board members will be members of the council but shall serve for five quarters rather than four. During the fifth quarter the board will provide continuity to the council and will assist the new hearing board in organizing itself. The incoming hearing board shall adjudicate any issues that occur after its selection. The outgoing hearing board shall handle any issue that is submitted before the new board is constituted, and shall be discharged at the time the new board is constituted. (See WAC 174-107-400 for specific responsibilities and procedures of the hearing board.)

(2) DTF implementation/review committee of the Evergreen council: This is a subcommittee of the council. Its responsibility is to receive the charge and membership and final report of all DTF's; maintain file on each DTF charged including the response to the final report made by decision-maker or charger of the DTF. In addition, this subcommittee may pursue any issues in the DTF report or response that it deems appropriate.

#### NEW SECTION

WAC 174-107-270 ✓ THE EVERGREEN COUNCIL—AD HOC COMMITTEES. Ad hoc committees may be established to address specific issues or carry out particular activities of the council. Members from the community shall be appointed by the full council as appropriate.

#### NEW SECTION

WAC 174-107-280 ✓ THE EVERGREEN COUNCIL—STANDING COMMITTEES AND CONSULTATIVE CONSTITUENCY GROUPS. (1) The council has the authority and responsibility to review and act upon requests for establishment of official consultative constituency groups.

(2) The council shall establish or act on a request to establish all standing committees. All existing or newly

requested standing committees must seek annual recognition for the council. The request must include the reason for establishment of the committee and the role of the committee as an adjunct to decision-making.

(3) Each committee shall have a life of one calendar year. The committee must be reconstituted annually and be approved by the Evergreen council. Failure to seek reconstitution will result in the committee's loss of standing on campus.

#### NEW SECTION

WAC 174-107-290 ✓ THE EVERGREEN COUNCIL—COMMUNITY ACCESS. (1) Any member of the Evergreen community wishing to bring a matter before the council shall submit a written statement of the question, grievance, problem or proposal to the executive committee of the council in care of the office of the president which shall immediately forward all correspondence to the executive committee. The executive committee shall decide within eight days to:

(a) Forward the matter to the committee-of-the-whole (i.e., the entire council) for consideration;

(b) Decline to investigate or carry the matter to the committee-of-the-whole either because it is trivial or lies outside the council's jurisdiction or violates the intent of the document; or

(c) Refer matters back to appropriate office or person, or campus mediator or to the appropriate subcommittee.

(2) The community member shall be advised in writing within nine days as to which procedure shall be followed.

(3) The community member shall be notified in writing within thirty days of the resolution or recommended action by the council.

#### NEW SECTION

WAC 174-107-300 ✓ THE EVERGREEN COUNCIL—THE AGENDA. (1) Matters referred to the council by a subcommittee;

(2) Matters referred to the council by the executive committee;

(3) Matters placed on the agenda by two members of the council.

#### NEW SECTION

WAC 174-107-310 ✓ THE EVERGREEN COUNCIL—MEETINGS. (1) The council shall meet at least monthly during the academic year, at a regular time and place established by the executive committee. In addition, five members can call a meeting. All meetings of the council, and the agenda for the next meeting, must be announced at least one week in advance through the college newspaper (if it is published during that period), on KAOS, the campus newsletter (or in a written announcement delivered to every office on campus if the newsletter is not published during that week) and in notices posted prominently around the campus.

(2) Those members of the council who are present constitute a quorum.

#### NEW SECTION

WAC 174-107-320 ✓ THE EVERGREEN COUNCIL—MINUTES OF MEETINGS. (1) Minutes shall be made at regular or special council meetings; recording equipment and supplies, or staff shall be the responsibility of the president's office.

(2) Minutes will be distributed five days after the meeting through the usual communications' channels, including the campus newsletter and student media.

#### NEW SECTION

WAC 174-107-330 ✓ THE EVERGREEN COUNCIL—ACTIONS OF COUNCIL. The council has the authority to call witnesses, review any document except those subject to personnel regulations, security generated, or registration records of students, and to hold open hearings and forums. At the conclusion of its deliberation, the council may:

(1) Rule in favor of either side or neither;

(2) Set up a DTF to investigate an issue or formulate a policy;

(3) Issue a public comment or judgment;

(4) Censure either side or both;

(5) Forward an issue to the board of trustees, through the president's office;

(6) Any combination of all of the above.

#### NEW SECTION

WAC 174-107-340 ✓ THE EVERGREEN COUNCIL—RELATIONSHIP WITH ADMINISTRATORS. Notice of action will be given to the appropriate administrator for implementation as necessary. The administrator will give the council a summary of his/her implementation or refusal thereof within thirty calendar days of receipt of the notice.

#### NEW SECTION

WAC 174-107-350 ✓ THE EVERGREEN COUNCIL—APPEALS FROM AND NOTIFICATION OF DECISIONS OR FINDINGS. (1) Decisions of the Evergreen council may be appealed to the trustees within thirty calendar days. No appeal shall be heard from an appellant who has failed to participate in the process prior to the decision. Appeals beyond the council must be made in accordance with WAC 174-107-530.

(2) All actions of the council shall be made public through publication in the campus newsletter, and whenever possible, through college newspaper, and broadcasting on campus radio station. Decisions of the council will be available at the information center and posted in several prominent locations on campus.

#### NEW SECTION

WAC 174-107-360 ✓ CONFLICT RESOLUTION, GENERAL. Members of the Evergreen community who come into conflict with one another should make a determined effort to resolve problems peacefully and constructively between themselves before recourse to mediation and grievance procedures.

(1) Mediation and grievance procedures are set up to serve currently enrolled students and current campus employees. However, former students and employees shall be permitted to grieve issues within the time frame in subsection (2) of this section if the adverse action occurred while the individual was in current status and if the adverse action is covered by the COG document.

(2) Issues covered by the governance document must be grieved within sixty days of receipt of notice of the adverse action.

(3) A determination notice will be issued by the Evergreen council or its subcommittees, within thirty days of the petition date.

(4) In disputes concerning timelines the executive committee of the Evergreen council will consider receipt of notice to be a reasonable time after the date of any official documents are issued. However, the Evergreen council may determine appropriate deviations from these time frames for good and sufficient reasons.

(5) Discrimination complaints and all other disputes covered by the Revised Code of Washington, federal and local regulations which are of a legal nature and binding on all public institutions or contractual agreements shall not be referred to the campus grievance procedure. The attorney general shall serve as advisor to the executive committee should a ruling on jurisdiction be required.

#### NEW SECTION

WAC 174-107-370 ✓ MEDIATION/MEDIATOR.

(1) Mediator: Designated intervener in potential conflicts between two members or groups of the community. Individuals in the community should contact the mediator before requesting access to the grievance procedure.

(2) When unable to work out their difference one-to-one, the aggrieved parties shall contact the campus mediator for assistance. The mediator may appoint a third party mediator (m) if the parties fail to agree upon one, or the mediator may serve as the mediator him/herself. The mediator may, if appropriate, refer the party or parties to the adjudicator. Mediation implies deliberation that attempts to result in a solution that will be accepted by the contending parties.

(3) If one party refuses to participate in third party mediation, the campus mediator may refer the issue to the hearing board through the executive committee.

(4) The third party mediation process is deliberately left unstructured; this is done to give the third party mediator the widest possible latitude; the mediator may, at his or her option, adopt any rules or procedures deemed necessary for the orderly resolution of the dispute.

(5) Within five work days of conclusion of mediation, the mediator shall send a summary statement of the nature of the conflict to the executive committee, through the president's office with a copy to the disputants. Mediation should be concluded within ten class days of the request for mediation.

#### NEW SECTION

WAC 174-107-380 ✓ MEDIATOR OF LEGAL ISSUES. (1) In the event of action by authorized administrators which result in an action against a student that involves social, mental/medical incapacity, trespass orders issued on behavioral problems on campus, a student wishing to appeal these actions must request a hearing with the mediator within ten days.

(2) The mediator shall, upon receipt of the letter requesting a hearing, notify the administrator and shall hold a hearing on the issue.

(3) The mediator will, within three days, render a decision or notify both parties that additional information is required before a decision can be made.

(4) The decision of the mediator may be appealed to the president within ten class days.

(5) The decision of the president shall be final.

#### NEW SECTION

WAC 174-107-400 ✓ HEARING BOARD PROCEDURES. (1) Twelve temporary members (three from each constituency group) will be selected from the computer run for one hearing only to join the four regular members. These twelve temporary members will be a pool of available replacements for regular members of the board who disqualify themselves or are disqualified through challenge. Any such replacements must be from the constituency group of the member leaving.

(2) The first responsibility of hearing board members is to their education and work commitments. To insure that the hearing board does not become overloaded, regular members may petition the executive committee to convene a supplemental hearing board from the Evergreen council to hear cases if the board feels it is overloaded.

(3) The hearing board cannot hear cases which challenge this governance document. (See WAC 174-107-250(3).)

#### NEW SECTION

WAC 174-107-410 ✓ PETITION FOR HEARING AND PRELIMINARY PROCEDURES. If third party mediation has failed, a disputant who wishes to pursue resolution of a dispute may petition in writing for a hearing within five days of receipt of mediator findings.

(1) Petition for a hearing:

(a) All requests for hearings shall contain the following:

(i) Specific charges or issues for review and response; a hearing will reply only to charges or issues stated in the petition.

(ii) Specific actions or remedy requested.

(b) The petitioner shall deliver a copy of the petition to the other party or agent in the dispute at the time it is submitted to the president's office. The respondent shall be entitled to file a response to the petition, but the time lines will continue to be met while (b) is being accomplished.

(2) Within five class days of receiving a petition for a hearing, the hearing board will convene to review the petition and the mediator's statement, and respond in

writing to the disputants accepting or rejecting the case, or clearly stating the conditions which must be met before the request can be accepted. The hearing board may question the executive committee whether the issue is/is not grievable through COG. The executive committee may seek assistance from the attorney general. A decision not to hear a case may be appealed to the board of trustees if the appellant has participated in mediation, and if the appellant has followed the requirements of the hearing board.

#### NEW SECTION

WAC 174-107-420 ✓ **HEARING BOARD CHAIRPERSON.** (1) The hearing board chairperson will inform the disputants of the date, time, place of the hearing and procedures to be followed. The hearing shall commence within ten class days of acceptance by the hearing board.

(2) The chairperson of the hearing board shall notify disputants in advance of the hearing of time limits for presentation of the issue. Each side may allocate this time as it sees fit. Time for cross-examination will not count against either side, but may be limited. Time required of resource persons requested by the hearing board will likewise not count against either side, but may be limited. The board may modify the time limit if it feels the need.

#### NEW SECTION

WAC 174-107-430 ✓ **REQUIREMENTS OF DISPUTANTS.** (1) The hearing board may wish to have both parties submit a short and plainly written statement or the matters of positions asserted before the hearing convenes. If so, the chairperson shall request such from each party at the time of notification of the hearing. All documents will be shared with all principals in the dispute.

(2) Each party in the dispute may select one spokesperson. Disputants may be represented by a designee not party to the dispute, but the disputants must participate in order to have the right of appeal.

(3) Petitioner and respondent are responsible for reporting the names of their witnesses and spokesperson, at least three days in advance of the hearing to the chairman of the board and to each other and for insuring that witnesses on their behalf appear at the hearing.

(4) Failure to participate shall not be considered as a good or sufficient reason to postpone the hearing.

#### NEW SECTION

WAC 174-107-440 ✓ **GUIDELINES: THE HEARING.** (1) The hearing is not a trial, but a forum for full expression of differences. Fairness and truth must be the responsibility of all participants.

(2) The person pressing the complaint is the petitioner. The person responding to the complaint is the respondent. The petitioner and respondent collectively are known as the disputants.

(3) Both parties in the dispute have a right to a fair hearing.

#### NEW SECTION

WAC 174-107-450 ✓ **ADMISSIBLE DOCUMENTS.** When a hearing board proceeding is held following conclusion of mediation, the hearing shall be conducted without any reference to the mediation report. Further, statements, testimony, and all other evidence given during mediation shall be confidential and shall not be subject to discovery or released to anyone, without permission of the person who divulged the information (RCW 28B.19.120(4)), and the permission of the disputants. However, the summary statement of the mediator is not confidential and shall be considered a matter of public record. (See Mediation (5).)

#### NEW SECTION

WAC 174-107-460 ✓ **COMPONENTS OF HEARINGS.** Meetings of the hearing board include hearings and deliberations. Hearings shall be open to the community. Deliberations will be closed unless the board unanimously agrees that they will be open. That decision may be re considered at any point during the deliberations. "Open meeting" means that observers not directly involved in the case may observe but not participate in discussion.

#### NEW SECTION

WAC 174-107-470 ✓ **CHALLENGES TO BOARD MEMBERS.** (1) As soon as the hearing board convenes, any of the hearing board members is subject to challenge by each side represented in a dispute. Each side may preemptorily request the removal of one member of the board.

(2) Disputants must show cause for additional challenges, which are unlimited, if good cause is shown. The hearing board chair shall judge whether good cause is shown. Challenged members are to be replaced by alternate members, previously selected from the constituency groups.

#### NEW SECTION

WAC 174-107-500 ✓ **PRESENTATION OF EVIDENCE.** (1) Petitioner may first present a brief opening statement. Respondent may follow with a brief opening statement.

(2) Petitioner may present witnesses along with pertinent, supportive evidence. Subsequent to each witness' testimony, respondent may cross-examine; redirect is allowed and recross-examination, if necessary.

(3) Respondent may present witnesses along with pertinent, supportive evidence. Subsequent to each witness' testimony, respondent may cross-examine; redirect is allowed and recross-examination, if necessary.

(4) Petitioner shall present his/her closing arguments, then the respondent shall present his/her closing arguments.

(5) The chairperson of the hearing board is responsible for the smooth functioning of the hearing and providing for a fair hearing for both sides. For example, the chairperson may interrupt to keep the hearing pertinent to the issues and keep hearsay evidence off the records.

The chairperson shall rule on procedural objections from the disputants. During the proceedings hearing board members upon recognition from the chair may ask questions which they feel are important to their understanding of the issues or facts.

#### NEW SECTION

WAC 174-107-510 ✓ **TIMELINES FOR HEARING.** (1) The board may grant delays in the hearing proceedings for valid reasons. For example, the board may wish to allow temporary adjournment to permit a party to respond to new and unexpected material coming to light during the hearing.

(2) The hearing board shall reach a decision within thirty days of receipt of petition for hearing.

#### NEW SECTION

WAC 174-107-520 ✓ **HEARING BOARD DELIBERATIONS AND DECISIONS.** (1) The hearing board, in deliberating, will consider only the merits of the case and not the consequences of its decision. Finding of fact shall be based exclusively on the evidence and on matters officially noticed.

(2) The hearing board will provide to both parties written notice of its decision within ten days of the close of the hearings, or within thirty class days of filing of original petition, whichever is greater.

(3) The community members shall have access to a transcript or record of the hearings and findings of the hearing board.

The record in a contested case shall include:

- (a) All documents, motions, and intermediate rulings;
- (b) Evidence received or considered;
- (c) A statement of matters officially noticed;
- (d) Questions and offers of proof, objections, and rulings thereon;
- (e) Proposed findings and exceptions; and
- (f) Any decision, opinion, or report by the chairperson presiding at the hearing.

(4) The board may elect, upon group unanimous vote, to divulge the contents of closed deliberations verbally or in written form. All communication concerning deliberations shall be from the chair of the board. Board members must agree never to discuss the decision or the deliberations.

(5) Oral proceedings may be transcribed if necessary for the purposes of trustees' rehearing or review. A copy of the record or any part thereof will be furnished upon request and payment of the costs of transcription or duplication.

#### NEW SECTION

WAC 174-107-530 ✓ **APPEALS FROM HEARING DECISIONS.** (1) Appeal beyond the campus hearing board may be made by a petition to the board of trustees within ten days. Such an appeal request may only be accepted if the appellant participated in mediation and in the hearing. The decision may be challenged if it:

- (a) Is clearly erroneous in view of the entire record as submitted;
- (b) Is arbitrary or capricious;

(c) Is beyond jurisdiction of Evergreen (i.e., is covered by federal, state, local statutes);

(d) Is contrary to usual practice at Evergreen.

(2) The appeal may include only information entered into the hearing record. No new material may be offered during the appeal hearing.

(3) If neither party appeals within ten days of issuance, the decision shall be made final and published within the appropriate news sources.

#### NEW SECTION

WAC 174-107-540 ✓ **AMENDING PROCEDURE FOR GOVERNANCE DOCUMENT.** (1) Amending of this document may be initiated by filing a notice of change with the Evergreen council. The notice shall contain a narrative of the reason for the change desired, the section to be amended or emended/presented in Code Reviser's Language.

(2) The executive committee shall call a meeting of the council to consider the change.

(3) The council may hold hearings, poll the campus and/or review past practices. It is the responsibility of the council to notify the petitioner of what procedure will be followed in the review of the section of this document that is in question. The council must provide the petitioner with any/all documents used in the review. The petitioner may, if he/she desires, serve as an ex officio member of the council during the deliberations.

(4) Within thirty days the council shall forward a statement of its position to the president's office for consideration by the board of trustees along with the original petition for change.

(5) The trustees shall notify the campus as per the usual public notice requirements before any action is taken on a proposed change.

#### NEW SECTION

WAC 174-107-550 ✓ **EVALUATION OF GOVERNANCE.** (1) The president will, on April 30th of every fourth year, ask the Evergreen council to convene a DTF on governance which will include faculty, staff, students and a member of the board of trustees to evaluate the Evergreen governance system.

(2) It will be the responsibility of the DTF to affirm the effectiveness of the system or to propose changes. When the DTF has completed its deliberations, it will schedule a series of open meetings, inviting all members of the community to discuss further revision before forwarding the final document by April 30 to the president for implementation the fifth year in September.

WSR 83-16-010

NOTICE OF PUBLIC MEETINGS  
CENTRAL WASHINGTON UNIVERSITY

[Memorandum—July 19, 1983]

The following are the meeting dates for the Central Washington University board of trustees:

September 23, 1983

December 9, 1983  
 March 9, 1984  
 June 15, 1984

All meetings will take place at 7:00 p.m. in Bouillon Hall, Room 143, on the Central Washington University campus.

**WSR 83-16-011**  
**EMERGENCY RULES**  
**DEPARTMENT OF PERSONNEL**  
**(Personnel Board)**  
 [Order 189—Filed July 22, 1983]

Be it resolved by the State Personnel Board, acting at the Department of Personnel, 600 South Franklin, Olympia, WA 98504, that it does adopt the annexed rules relating to Vacation leave—Accumulation—Excess, new WAC 356-18-095.

We, the State Personnel Board, find that an emergency exists and that this 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 the emergency is SHB 129 modified the vacation leave statute by providing an additional method for exceeding the 30 day accrual maximum. The legislation will become effective July 24, 1983. Therefore this rule was adopted on an emergency basis to coincide with the new law.

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

This rule is promulgated pursuant to RCW 41.06.150 and is intended to administratively implement that statute.

The undersigned hereby declares that the agency 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) in the adoption of these rules.

APPROVED AND ADOPTED July 14, 1983.

By Leonard Nord  
 Secretary

**NEW SECTION**

**WAC 356-18-095 VACATION LEAVE—ACCUMULATION—EXCESS.** *Vacation leave may be accumulated to a maximum of thirty days (240 hours). However, there are two methods which allow vacation leave to be accumulated above the maximum.*

*(1) If an employee's request for vacation leave is denied by the employing agency, then the maximum of thirty working days' accrual shall be extended for each month that the leave is deferred, provided a statement of necessity justifying the denial is filed with the Department of Personnel.*

*(2) As an alternative to (1) above, employees may also accumulate vacation leave in excess of thirty days as follows:*

*(a) An employee may accumulate the vacation leave days between the time thirty days is accrued and his/her anniversary date of state employment.*

*(b) Such leave accumulated shall be used by the anniversary date and at a time convenient to the employing institution/agency. If such leave is not used prior to the employee's anniversary date, such leave shall be automatically extinguished and considered to have never existed.*

*(c) Such leave credit acquired and accumulated shall never, regardless of circumstances, be deferred by the employing institution/agency by filing a statement of necessity as described in (1) above.*

**WSR 83-16-012**  
**EMERGENCY RULES**  
**DEPARTMENT OF FISHERIES**  
 [Order 83-72—Filed July 22, 1983]

I, William R. Wilkerson, director of the Department of Fisheries, do promulgate and adopt at Olympia, Washington, the annexed rules relating to commercial fishing rules.

I, William R. Wilkerson, find that an emergency exists and that this 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 the emergency is restrictions in Areas 4B, 5, 6, 6A, 6C, 7 and 7A provide protection for summer-fall chinook during IPSFC sockeye management. Restrictions in Areas 7B, 7C and the Nooksack and Samish Rivers provide protection for Nooksack-Samish chinook and pink salmon. Restrictions in Area 8 and the Skagit River provide protection for Baker River sockeye. Restrictions in Areas 10, 10B, 10C, 10D and Cedar River provide protection for Lake Washington sockeye. Restrictions in Area 13A, the White River, Minter Creek provide protection for local spring chinook stocks. Restrictions in Area 6D and the Strait of Juan de Fuca tributaries provide protection for local summer-fall chinook.

These 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 the agency 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) in the adoption of these rules.

APPROVED AND ADOPTED July 22, 1983.

By William R. Wilkerson  
 Director

NEW SECTION

WAC 220-28-306 PUGET SOUND COMMERCIAL FISHERY RESTRICTIONS. Effective immediately 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:

Areas 4B, 5, 6, and 6C – Drift gill net gear restricted to 5-7/8-inch maximum mesh, when open.

Area 6A – Gill net gear restricted to 5-7/8-inch maximum mesh, when open.

Areas 6B and 9 – Effective through September 10, gill net gear restricted to 7-inch minimum mesh, when open, and purse seine gear is prohibited.

\*Area 6D and Dungeness River – Effective through September 24, closed to all commercial fishing.

Areas 7 and 7A – Gill net gear restricted to 5-7/8-inch maximum mesh, when open.

Area 7B – Effective through August 25, gill net gear restricted to 7-inch minimum mesh, when open, and purse seine gear is prohibited.

\*Area 7C – Closed to all commercial fishing southeasterly of a line from the mouth of Oyster Creek 237° true to the fishing boundary marker on Samish Island. In that portion northwesterly of the Oyster Creek line, effective July 24 through August 6, gill net gear restricted to 7-inch minimum mesh, when open, and purse seine gear is prohibited. Effective August 7, entire Area 7C closed to all commercial fishing.

Area 8 – Effective through August 1, gill net gear restricted to 6-1/2-inch minimum mesh, and all other gear must immediately release all sockeye, when open.

\*Area 10 – Effective through August 5, gill net gear restricted to 6-1/2-inch minimum mesh, and all other gear must immediately release all sockeye, when open.

\*Area 10B – Closed to all commercial fishing through July 31 except from 3:00 PM July 26 to 9:00 AM July 27, gill nets are restricted to 6-1/2-inch minimum mesh, when open.

\*Areas 10C, 10D, and Cedar River – Closed to all commercial fishing.

Areas 12 and 12B – Effective through September 3, gill net gear restricted to 7-inch minimum mesh, when open, and purse seine gear is prohibited.

Area 13A – Effective through July 31, closed to all net gear in that portion north of a line from Allen Point to the southernmost point of land on the eastern shore of Glen Cove.

\*Nooksack River – Mouth to Marietta Bridge, effective through August 25, commercial net gear restricted to 7-inch minimum mesh, when open; Marietta Bridge to the confluence of the north and south forks, effective 2 PM July 24 through September 1, gill net gear restricted to 7-1/2-inch minimum mesh, when open; upstream of the confluence of north and south forks, closed to all net gear.

White River and Minter Creek – Closed to all net gear through July 31.

Skagit River – Mouth to Baker River confluence, effective through August 1, gill net gear restricted to 6-1/2-inch minimum mesh, and other gear must immediately release all sockeye, when open; upstream of Baker River confluence, closed to all commercial fishing.

Samish River – Closed to all commercial fishing.

\*Elwha, Hoko, East and West Twin, Clallam, Lyre, Sekiu, Sail and Pysht rivers, and Salt and Deep creeks – Effective 2 PM July 24 through September 24, closed to all commercial fishing.

REPEALER

The following section of the Washington Administrative Code is repealed:

WAC 220-28-305 PUGET SOUND COMMERCIAL FISHERY RESTRICTIONS (83-67)

**WSR 83-16-013**  
**EMERGENCY RULES**  
**DEPARTMENT OF FISHERIES**  
 [Order 83-73—Filed July 22, 1983]

I, William R. Wilkerson, director of the Department of Fisheries, do promulgate and adopt at Olympia, Washington, the annexed rules relating to commercial fishing rules.

I, William R. Wilkerson, find that an emergency exists and that this 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 the emergency is protection in Areas 4B, 5, 6, 6A, 6C, 7 and 7A provide protection for Canadian and Puget Sound chinook during sockeye and pink fisheries under the direction of IPSFC. Openings in Areas 7B, 7C, 8A, and 12 provide opportunity to harvest non-Indian chinook allocations. All other areas closed to prevent overharvest.

These 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 the agency 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) in the adoption of these rules.  
APPROVED AND ADOPTED July 22, 1983.

By William R. Wilkerson  
Director

#### NEW SECTION

**WAC 220-47-801 PUGET SOUND ALL-CITIZEN COMMERCIAL SALMON FISHERY.** Notwithstanding the provisions of Chapter 220-47 WAC, effective July 22, 1983, until further notice, 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:

\*Area 4B - Under control of International Pacific Salmon Fisheries Commission and U.S. Department of Commerce. Troll gear restricted to plugs 6 inches or greater in length and gill net gear restricted to 5-7/8-inch maximum mesh, when open. Troll landings can have no more than one coho for every two chinook landed.

\*Areas 5, 6, 6A, 6C, 7, and 7A - Under control of International Pacific Salmon Fisheries Commission and U.S. Department of Commerce. Gill net gear restricted to 5-7/8-inch maximum mesh, when open.

\*Area 7D - Under control of International Pacific Salmon Fisheries Commission and U.S. Department of Commerce.

\*Areas 6B, 6D, 8, 9, 9A, 10, 10A, 10B, 10C, 10D, 10E, 11, 11A, 12A, 12B, 12C, 12D, 13, 13A, 13B, and all freshwater areas - Closed.

\*Area 7B, excluding that portion south and east of a line from William Point on Samish Island to Saddlebag Island to the southeast tip of Guemes Island, and Area 7C - Closed except gill nets using 7-inch minimum mesh may fish from 7:00 PM to 9:30 AM nightly July 26 through the morning of July 28. That portion of Area 7C southeasterly of the Oyster Creek line is closed as provided in WAC 220-47-307.

\*Area 8A, excluding those waters northerly of a line from Camano Head to Hermosa Point on the north end of Tulalip Bay - Closed except purse seines using the 5-inch strip may fish from 5:00 AM to 9:00 PM July 26, and gill nets with 7-inch minimum mesh may fish from 7:00 PM July 26 to 9:30 AM July 27. The Port Gardner Preserve is closed as provided in WAC 220-47-307.

\*Area 12 - Closed except gill nets with 7-inch minimum mesh may fish from 7:00 PM July 26 to 9:30 AM July 27. That portion of Area 12 near the mouth of Big Beef Creek is closed as provided in WAC 220-47-307.

#### REPEALER

The following section of the Washington Administrative Code is repealed:

**WAC 220-47-800 PUGET SOUND COMMERCIAL FISHERY RESTRICTIONS (83-66)**

#### **WSR 83-16-014**

#### **EMERGENCY RULES**

#### **BOARD OF**

#### **INDUSTRIAL INSURANCE APPEALS**

[Order 13—Filed July 25, 1983]

Be it resolved by the Board of Industrial Insurance Appeals, acting at Capital Center Building, 410 West 5th, Olympia, WA, that it does adopt the annexed rules relating to authority and procedure for fixing interest to be paid on unpaid industrial insurance awards where a worker or beneficiary prevails in a qualifying appeal pursuant to chapter 301, Laws of 1983.

We, the Board of Industrial Insurance Appeals, find that an emergency exists and that this 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 the emergency is in the opinion of the board members, the provisions of EHB 683 (chapter 301, Laws of 1983) are applicable to final dispositive orders entered on or after the effective date of that legislation, July 24, 1983. Rules implementing the statute must be in place on the effective date of the legislation to permit the agency to properly acquit its statutory responsibility. There is not sufficient time before that date for permanent rules to be promulgated.

These 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 Board of Industrial Insurance Appeals as authorized in RCW 51.52.020.

The undersigned hereby declares that the agency 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) in the adoption of these rules.

APPROVED AND ADOPTED July 19, 1983.

By Michael L. Hall  
Chairman

#### NEW SECTION

**WAC 263-12-160 FINAL DECISIONS FAVORING WORKERS OR BENEFICIARIES—RETENTION OF JURISDICTION TO FIX INTEREST DUE.** (1) *Qualifying appeals.* A worker or beneficiary who prevails in his or her own appeal regarding a claim for temporary total disability or in any appeal by the employer shall be paid simple interest at the rate of twelve percent per annum on the unpaid amount of the award after deducting the amount of attorney's fees.

(2) *Retention of jurisdiction to enter order for payment of interest. In a qualifying appeal the board will retain jurisdiction after issuance of its final decision and order for the purpose of entering an order fixing the amount of interest to be paid by the party having the obligation to pay the amount of the award as a result of the final decision and order.*

(3) *Party obligated to pay award to transmit interest fixing information. In those cases where interest is to be paid pursuant to chapter 301, Laws of 1983, the department or self-insurer shall notify the board in writing of the amount of the award paid as a result of the board's final decision and order, the date of payment of the award, and any other information necessary for the board to calculate and fix the interest to be paid on such award. In cases involving payment of temporary total disability the department or self-insurer shall notify the board of the monthly rate or rates at which payments are made and the periods to which the rate or rates apply.*

(4) *Attorneys to notify board of amount of fees. The attorney or attorneys of record for a worker or beneficiary in a qualifying appeal shall upon the request of the board provide a written statement indicating the dollar amount of fees charged to the worker or beneficiary for services rendered in obtaining or securing the award in qualifying appeals under chapter 301, Laws of 1983. Such statement shall be provided by a date specified in the board's request, but in no case later than thirty days from the date of payment by the department or self-insurer of the award paid as a result of the board's final decision and order. In the event that the attorney or attorneys of record do not provide the board with the requisite statement within the time specified, the amount of fees paid to the attorney or attorneys will be deemed to be equal to thirty percent of the award paid as a result of the board's final decision and order.*

(5) *Fixing of interest and entry of order. Upon receipt of all required information, interest will be calculated by the board at twelve percent per annum from the date of the department order granting the award in an appeal by the employer or the date of the department order denying payment of the award in a qualifying appeal by a worker or beneficiary. Thereafter, the board will enter an order fixing the amount of interest to be paid by the party having the obligation to pay the award as a result of the final decision and order.*

**WSR 83-16-015**

**PROPOSED RULES**

**DEPARTMENT OF TRANSPORTATION**

[Filed July 25, 1983]

Notice is hereby given in accordance with the provisions of RCW 34.04.025, that the Washington State Department of Transportation intends to adopt, amend, or repeal rules concerning practice and procedure before the Department of Transportation, WAC 468-10-232 and 468-10-234;

that the agency will at 10:00 a.m., Monday, September 12, 1983, in the Commission Board Room, 1D16 Highway Administration Building, Olympia, Washington, conduct a public hearing on the proposed rules.

The adoption, amendment, or repeal of the rules will take place immediately following the hearing.

The authority under which these rules are proposed is RCW 34.04.020, 34.04.022 and WAC 10-08-020.

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency before September 6, 1983.

Dated: July 22, 1983

By: Duane Berentson  
Secretary

**STATEMENT OF PURPOSE**

Title: Prequalification procedure, WAC 468-10-232 Answer and WAC 480-10-234 Agency action following preparation of proposed decision.

Description of Purpose: Proposed rule (WAC 468-10-232) provides for a written answer responding to the notice of hearing filed and served pursuant to RCW 34.04.090. Additionally, the rule (WAC 468-10-234) provides for a procedure following the preparation of a proposed decision by an administrative law judge to the final decision by the secretary of transportation or his designee.

Statutory Authority: RCW 34.04.020, 34.04.022 and WAC 10-08-020.

Summary of Rule: WAC 468-10-232 prescribes the form and content of the answer to be filed by the party served with a notice of hearing pursuant to RCW 34.04.090(1). The form and content of the answer generally follows that for answers filed in the superior court. WAC 468-10-234 prescribes the procedure following the preparation of a proposed decision by an administrative law judge. Provision is made for exceptions to be filed by the parties together with briefs or written arguments and a final provision for the secretary of transportation or his designee to hear oral argument prior to making a final decision.

Reason Supporting Proposed Action: The rule supplements the uniform procedural rules governing the conduct of contested cases adopted by the chief administrative law judge.

Agency Personnel Responsible for Drafting, Implementation and Enforcement: T. R. Garlington, Chief Counsel, 5th Floor, Highways-Licenses Building, Olympia, WA 98504, (206) 753-6126.

Agency Proposing Rule: Washington State Department of Transportation.

Federal Law/Court Action: The proposed rule is not necessary because of federal law or federal or state court action.

**CHAPTER 468-10 WAC**

**PRACTICE AND PROCEDURE**

**NEW SECTION**

WAC 468-10-232 ANSWER. (1) A party served with a notice of hearing pursuant to RCW 34.04.090(1) shall file an answer thereto stating in short and plain terms his response or defenses to the matters

asserted in the notice and shall admit or deny averments contained in the notice (other than the statement of the time, place, and nature of the proceeding). If he is without knowledge or information sufficient to form a belief as to the truth of an averment, he shall so state and this has the effect of a denial. Denials shall fairly meet the substance of the averments denied. When a party intends in good faith to deny only a part or a qualification of an averment, he shall specify so much of it as is true and material and shall deny only the remainder. Unless the party intends in good faith to controvert all the averments contained in the notice, he may make his denials as specific denials of designated averments or paragraphs, or he may generally deny all the averments except such designated averments or paragraphs as he expressly admits.

(2) In his answer to the notice, a party shall set forth affirmatively any matter constituting an avoidance or affirmative defense. Defenses not pleaded in an answer are waived.

(3) An answer shall be filed within 20 days after notice of hearing is served unless the date of the hearing is less than 40 days from the date the notice of hearing is served in which event an answer must be filed within half the intervening time.

(4) Any defense that the hearing cannot be held because the party served with the notice has been prejudiced because of some irregularity in procedure must be pleaded in the answer by specific averment which shall include such supporting particulars as are within the answering party's knowledge or could have reasonably been learned by the answering party.

(5) No reply to an answer shall be filed. Affirmative averments in the answer shall be deemed denied or avoided.

#### NEW SECTION

WAC 468-10-234 AGENCY ACTION FOLLOWING PREPARATION OF PROPOSED DECISION. (1) Upon receipt of proposed findings of fact, conclusions of law, and decision prepared by an administrative law judge after a contested case hearing, the secretary of transportation or his designee shall afford any party that will be affected by the decision an opportunity to file written exceptions to the proposed decision.

(2) Exceptions to the administrative law judge's proposed decision must be filed with the secretary of transportation or his designee and one copy must be served upon all other parties of record or their attorneys within 20 days of the date of service of said proposed decision.

(3) Exceptions to the administrative law judge's proposed decision shall be specific and must be stated and numbered separately. Exceptions to findings of fact must be supported by reference to that page or part of the record relied upon to support the exception, and shall be accompanied by a recommended finding of fact. An exception to a conclusions of law must be supported by reference to the appropriate statute, and/or to the applicable rule involved and shall be accompanied by a recommended conclusion of law.

(4) Any party of record may file a reply to exceptions. A reply must be filed with the secretary of transportation or his designee. One copy shall be served upon all other parties of record or their attorney of record within 10 days of the date of service of the exceptions. A reply to exceptions shall be specific and must be stated and numbered separately and must be supported by reference to that page or part of the record relied upon to support the reply.

(5) The secretary of transportation or his designee may in his discretion, upon notice to the parties, reduce or extend the time for filing exceptions and replies.

(6) Briefs or written arguments shall accompany exceptions and replies.

(7) The secretary of transportation or his designee may in his discretion hear oral argument at a time and place which he may designate upon notice to all affected parties.

(8) After reviewing the exceptions, replies, briefs, oral arguments, if any, and the record or such portions thereof which as may be cited by the parties, the secretary of transportation or his designee may affirm, amend or reverse in whole or in part the administrative law judge's proposed decision by an appropriate order. The statutory time for review proceedings in Thurston County Superior Court shall not commence until the final order is served upon the party seeking the review.

#### WSR 83-16-016

##### EMERGENCY RULES

#### DEPARTMENT OF FISHERIES

[Order 83-74—Filed July 25, 1983]

I, William R. Wilkerson, director of the Department of Fisheries, do promulgate and adopt at Olympia, Washington, the annexed rules relating to personal use rules.

I, William R. Wilkerson, find that an emergency exists and that this 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 the emergency is escapement goals for adult chinook salmon have been met and harvestable salmon are available.

These 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 the agency 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) in the adoption of these rules.

APPROVED AND ADOPTED July 25, 1983.

By Gary C. Alexander  
for William R. Wilkerson  
Director

#### NEW SECTION

WAC 220-57-27000L HOH RIVER. *Notwithstanding the provisions of WAC 220-57-270, effective immediately through August 31, 1983, bag limit A is in effect for all waters of the Hoh River from the mouth to the National Park boundary.*

#### REPEALER

*The following section of the Washington Administrative Code is repealed:*

WAC 220-57-27000K HOH RIVER. (83-45)

#### WSR 83-16-017

##### WITHDRAWAL OF PROPOSED RULES DEPARTMENT OF CORRECTIONS

[Filed July 25, 1983]

The Department of Corrections hereby withdraws its Notice of Intent to Adopt chapter 137-37 WAC concerning the solicitation and award of legal services contracts for adult correctional institutions filed on March 24, 1983, with the code reviser's office, WSR 83-08-006.

Amos E. Reed  
Secretary

**WSR 83-16-018**  
**ADOPTED RULES**  
**DEPARTMENT OF TRANSPORTATION**  
**(Transportation Commission)**

[Order 39, Resolution No. 195—Filed July 25, 1983]

Be it resolved by the Washington State Transportation Commission, acting at Olympia, Washington, that it does adopt the annexed rules relating to the size of vehicles, amending chapter 468-38 WAC, making changes as required by ESB 4112 (1983 session).

This action is taken pursuant to Notice No. WSR 83-12-009 filed with the code reviser on May 20, 1983. These rules shall take effect thirty days after they are filed with the code reviser pursuant to RCW 34.04.040(2).

This rule is promulgated under the general rule-making authority of the Washington State Transportation Commission as authorized in RCW 46.44.090.

The undersigned hereby declares that the agency 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) in the adoption of these rules.

APPROVED AND ADOPTED July 21, 1983.

By Richard Odabashian  
 Vice Chairman

**AMENDATORY SECTION** (Amending Order 31, Resolution No. 156, filed 8/20/82)

WAC 468-38-010 **THREE VEHICLE COMBINATIONS.** (1) A three-vehicle combination shall consist of (a) a truck-tractor, semi-trailer and full trailer, or (b) a truck-tractor and two semi-trailers.

(2) ~~((The total length of the combination shall not exceed 65 feet.~~

~~(3))~~ Brakes shall be of the progressive type controlled by the foot brake and so designed that the braking effect shall start with the last axle in the combination and progress forward to the power unit.

**AMENDATORY SECTION** (Amending Order 31, Resolution No. 156, filed 8/20/82)

WAC 468-38-070 **MAXIMUMS FOR SPECIAL PERMITS.** (1) Overwidth: 14 feet on any two-lane highway; 20 feet on any multiple-lane highway where a physical barrier serving as a median divider separates the oncoming and opposing traffic lanes; 32 feet on any multiple lane undivided highway.

~~((Loads up to 16 feet wide may be permitted on two-lane highways during daylight hours if the gross weight does not exceed 80,000 pounds. (RCW 46.44.092) Such movements shall be permitted only on highways whose lanes of travel are at least 12 feet wide.))~~

The regulations on movement of buildings are in WAC 468-38-360.

(2) Overheight: A load over 14 feet high must be moved by permit, but the permittee is to be governed by the clearance of overhead obstructions such as bridges, underpasses, wires, overhead signs and other objects.

The issuance of a permit does not insure the route to be free of low overhead structures. It is the responsibility of the permittee to check the proposed route and detour when necessary. County or city road detours for this purpose require authorization from respective jurisdictions. Vehicles hauling empty apple bins may be issued permits to haul such bins up to 14 feet 10 inches high.

(3) Overlength: The permit will allow movement on routes on which the permittee can negotiate curves, interchanges, entrance and exit roadways and other obstacles. In all instances the general safety of the public is considered paramount.

(4) Overweight: 22,000 pounds on a single axle; 43,000 pounds on tandem axles. (RCW 46.44.091)

**AMENDATORY SECTION** (Amending Order 31, Resolution No. 156, filed 8/20/82)

WAC 468-38-090 **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) Oversized hauling units in a combination ~~((over 65))~~ in which two trailing units exceed 68 feet or in which one trailing unit exceeds 56 feet in length, 14 feet in height, or 8 feet 6 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 outside dimensions of the hauling unit. Such oversize hauling units ((in a combination over 65 feet in length, 14 feet in height, or 8 feet 6 inches in width)) shall not be used to haul objects which can readily be reduced or hauled within the limits of a legal vehicle or a combination of vehicles.

(4) ~~((Units))~~ A trailer more than ~~((45))~~ 48 feet in length within a two-vehicle combination ~~((of 65 feet or less))~~ may operate by authority of a single trip permit ~~((or))~~, a thirty day permit, or an annual permit authorized by RCW 46.44.0941.

~~((5) Notwithstanding the provisions of subsections (1) and (3) of this section a vehicle or load exceeding 8 feet in width may be allowed by permit provided it does not exceed 8 feet 6 inches. Safety appliances may extend beyond the approved width by no more than 2 inches as defined in RCW 46.44.010 despite the fact that this results in a width in excess of 8 feet 6 inches.))~~

**AMENDATORY SECTION** (Amending Order 31, Resolution No. 156, filed 8/20/82)

WAC 468-38-120 **OVERSIZE MOBILE HOME TRANSPORT REGULATIONS.** (1) The purpose of this section is to supplement the provisions of chapter 468-38 WAC as they relate to the movement of mobile homes. Where conflicts with other sections of this chapter occur, the following rules apply.

(2) Definitions:

(a) "Mobile home" means all trailers of the semitrailer type with hitch ball coupler designed as structures for human habitation which may have been subsequently adapted to other uses, which are capable of being towed upon the public highways and are more than forty-five feet in length or more than eight and one-half feet in width.

(b) "Modular homes and sectional buildings" means any factory-built housing designed for human habitation which does not contain a permanent frame and must be mounted on a permanent foundation. Modular homes or sectional buildings with their own attached running gear which can be towed are considered to be mobile homes for purposes of this regulation. Modular homes or sectional buildings moved on legally registered trailers are subject to the provisions of chapter 46.44 RCW and the provisions of this chapter of the Washington Administrative Code regulating the movement of overlegal loads.

(c) Oversize permits may be issued to transporters, dealers or owners who shall assume full responsibility while operating under a permit. Operators of tow vehicles and others assisting in the transport must function as agents or employees of the permittee.

(d) A "unit" is a complete or irreducible part of an oversize mobile home, together with its tow vehicle.

(3) Oversize limits: The following regulations apply to mobile homes of semi-trailer design whose width exceeds eight and one-half feet but does not exceed fourteen feet and whose length exceeds forty-five feet but in combination with a tow vehicle does not exceed eighty-five feet.

(4) Oversize mobile home permits may be issued as follows:

(a) Annual permits may be issued only to permittees who are qualified as dealers or manufacturers as provided in chapter 46.70 RCW or to transporters licensed as provided in chapter 46.76 RCW.

Annual permits shall apply only to transport of mobile homes fourteen feet or less in height, above level ground, while being transported.

~~((Within ten days of transporting a mobile home with an annual oversize permit, the permittee shall mail a completed Highway Form (560-053) to the department of transportation, giving notice of the origin and destination of the mobile home.))~~

(b) Monthly permits may be issued to dealers, manufacturers, and transporters under the same conditions as annual permits except that fourteen foot height limitations may be waived.

(c) Single trip permits may be issued to dealers, transporters and owners for a specific combination of tow vehicle and mobile home to travel from a point of origin to a prescribed destination.

A single trip permit for movement of a mobile home within or leaving the state shall not be valid unless there is attached certification by the treasurer of the county in which the mobile home has been located that the requirements of RCW 46.44.170 have been met. Movement permits for mobile homes coming into the state or in transit through the state to another state or province do not require such certification.

(5) The permittee must have insurance in effect while operating under the permit in the minimum amounts of \$100,000-\$300,000 public liability and \$50,000 property damage. Pilot car operators shall meet the insurance requirements of RCW 46.44.180.

(6) If an accident occurs while transporting a mobile home under permit, the permittee shall immediately notify the nearest state patrol office if the damage is greater than two hundred and fifty dollars to the mobile home or greater than one hundred dollars to other vehicles or structures. Permission to continue the movement must be obtained from the state patrol.

(7) Dealers selling 12 to 14 foot wide mobile homes must advise the prospective purchaser in writing that not all state highways are approved for the transport of 12 to 14 foot wide mobile homes.

(8) Permits issued in accordance with the Uniform Mobile and Modular Home Transportation Regulations of WASHTO will be subject to those regulations and will be honored by the state of Washington if issued by other states.

(9) Mobile homes:

(a) Overall dimensions shall not exceed those stated in the permit except for minor protrusions not to exceed 2 inches, such as door and window hardware. Eaves will be included in the measurement of maximum width. All dimensions shall be reduced to the practical minimum. Mobile homes having a single eave overhang along their length will be transported to allow for safe passing distances.

(b) The complete system of the mobile home, including running gear assembly, shall comply with the rules and regulations adopted by the United States Department of Housing and Urban Development (24 CFR 280 (1976) and as thereafter amended). Tires shall comply with applicable Federal Motor Carrier Safety Regulations, Title 49, chapter 111. Those mobile homes not certified as qualifying to the minimum H.U.D. specifications shall have brakes on at least two axles and on four wheels. Units of sixty feet or more in length shall have at least three full axles, except that 12-foot wide mobile homes manufactured prior to November 1, 1970, may be moved with a minimum of two axles. The brakes shall be under the control of the driver from the cab of the towing vehicle, and shall be adequate to control the mobile home and its load. They shall be so designed and connected that they shall automatically apply in case of accidental breakaway from the towing vehicle. A wet-cell or approved battery with a full charged rating of 12 volts will be installed in the mobile home to actuate electric brakes in the event of a breakaway. The minimum track width between two wheels on the same axle shall be eight feet. Track width shall be measured from the outer edges of the road bearing tread of tires on a single axle. Tires shall have no signs of separation or excessive aging and shall be inflated to the maximum recommended tire pressure and have tread depth no less than 3/32nd inch in any part of tire contacting the road. Recapped or retreaded tires are not allowed. Minimum combined load rating of mobile home tires must be in excess of their in-transit load. Axles and wheels must be

properly aligned to minimize wear and overheating of tires.

(c) The open side of half sections of mobile homes shall be covered in such a way as to prevent billowing of the covering material.

(d) Furnishings or loose objects within the mobile home shall be secured in positions to achieve proper weight and balance.

(10) Tow vehicles:

(a) Tow vehicles shall comply with the following minimum requirements:

MOBILE HOME WIDTH TO BE TOWED	TIRE WIDTH	DRIVE AXLE TIRE RATING	GROSS CURB WEIGHT	(1) WEIGHT	REAR AXLE RATING
Over 8 1/2' to 10'	7.00"	6 ply	(2) 6,000#		(2)
Over 10' to 12'	8.00"	8 ply	35,000(3)	8,000#	15,000#
Over 12' to 14'	8.25"	10 ply	35,000#	9,000#	15,000#

(1) Includes fuel and accessories prior to hook-up with mobile home.

(2) Not required.

(3) May be waived for older vehicles.

(b) Conventional or cab-forward configuration shall have a minimum wheelbase of 120 inches. Cab-over engine tow vehicles shall have a minimum wheelbase of 89 inches. Tow vehicles shall have a minimum 4-speed transmission. Power shall be sufficient to meet the requirements listed.

(c) Electrical brake controls, wiring and connections to mobile home brake systems will be capable of producing rated voltage and amperage at the mobile home brake magnets in accordance with the mobile home brake manufacturer's specifications.

(11) Signs and flags: In addition to the requirements of WAC 468-38-190, the OVERSIZE LOAD sign will be attached horizontally on the rear of the trailer home with the bottom edge between five and seven feet above the road surface. Sign material shall be impervious to moisture, clean and mounted with adequate supporting anchorage to provide legibility at all times.

(12) Lights: In addition to provisions of WAC 468-38-170, 6-inch diameter flashing amber lights with a minimum of 35 candle power shall be mounted on the upper outer edges of the rear of the trailing unit. They shall be operated with a flashing cycle of 60-120 times per minute during transit. Wiring and connections shall be in good working order.

(13) Travel speeds for mobile homes shall be as set forth in WAC 468-38-340.

(14) Mobile homes traveling in rural areas shall maintain adequate spacing of at least one-half mile between any two mobile home units. All units shall maintain a minimum distance of from 400 to 500 feet behind any truck, truck-tractor or trailer which could impair the visibility of an overtaking vehicle.

(15) The mobile home unit shall be operated in the right lane except when passing. On two-lane highways, units shall not pass other vehicles except when required to pass a vehicle being operated at a speed so slow as to hinder the safe flow of traffic.

AMENDATORY SECTION (Amending Order 31, Resolution No. 156, filed 8/20/82)

WAC 468-38-290 FARM IMPLEMENTS. (1) "Farm implements" 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.

(2) "Farm implements" does not include:

(a) Implements having a gross weight of 45,000 pounds or more;

(b) Those more than 20 feet wide;

(c) Those not equipped with pneumatic tires;

(d) Those more than 14 feet wide if not used for the harvest of mature crops; or

(e) Spray or fertilizer applicator rigs or equipment auxiliary to any of these rigs which are wider than 8 1/2 feet when they are operated more than 50 miles from the dealer facility.

(3) Farm implements less than 14 feet in width do not require a special permit for movement on state highways other than fully controlled limited access highways. Other movements require a permit, the fees for which are listed in RCW 46.44.0941.

(4) Permits will not be granted for farm machinery over 20 feet wide.

(5) The movement of farm implements, whether exempt from obtaining a permit or not, shall be subject to the following regulations:

(a) Width: If more than 8 1/2 feet, the implement must display bright red flags at least 12 inches square so as to wave freely on all 4 corners of the vehicle and at extreme ends of all protrusions, projections, or overhangs.

(b) Distance: A farm implement must allow at least 500 feet between it and another vehicle so as not to impair the visibility of an overtaking vehicle. If 5 or more vehicles line up behind a farm implement, the farm implement is to pull off the roadway until traffic is cleared.

(c) Hours of movement: Implements may be moved only during daylight hours (i.e., one-half hour before sunrise to one-half hour after sunset). Movement is prohibited when visibility is less than 1,000 feet, or when hazardous conditions exist, as defined by the department of transportation or the state patrol. Movement on weekends is prohibited except during harvest seasons.

(d) Lights: The department may authorize movements outside daylight hours if an emergent harvest condition exists. Escort vehicles are required for such movements operating in accordance with the requirements set forth below. The farm implement or transporting vehicle shall also be equipped with rear red lights and red reflectors. In addition, it shall display 4 inch double face flashing amber lights mounted one on each side at the widest point on the farm implement so as to be visible to on-coming and overtaking traffic.

(e) Convoys: Convoying may be used to move farm implements. Two-way radio equipment shall be available to the farm implements and the escort vehicle.

(6) Signs and escorts are required for the movement of farm implements as follows:

(a) On two-lane state highways:

(i) If 8 1/2 to 10 feet wide, OVERSIZE LOAD signs visible to oncoming and overtaking traffic must be displayed. (These signs must meet the requirements of WAC 468-38-190. They must be displayed as high as practicable on the farm implement.)

(ii) If 10 to 20 feet wide, escort vehicles must precede and follow.

(b) On multiple-lane state highways:

(i) If 8 1/2 to 14 feet wide, the implement shall display an OVERSIZE LOAD sign on the rear.

(ii) If 14 to 20 feet wide, it shall be followed by an escort vehicle.

(7) The use of escort vehicles shall be as prescribed in WAC 468-38-100 and 468-38-110.

(8) A flagperson may be used instead of an escort vehicle when authorized by permit.

(a) A flagperson shall be an agent or an employee of the person moving the farm implement, and must be at least 18 years old. The flagperson shall have a red flag not less than 12 inches square mounted on a staff, and may ride in the cab or in another vehicle. A flagperson is required if stipulated in the permit.

(b) The flagperson may get out of the vehicle and direct traffic whenever traffic is obstructed, or where necessary to infringe on the opposite lane of traffic. The flagperson shall warn traffic of the approaching load at danger points.

(9) Posting a route may be used in lieu of the requirement for pilot cars. The following conditions must be met:

(a) The intended route can be no more than 2 miles along public highways.

(b) Signs must be posted on the shoulder of the right side of the roadway no more than 12 feet from the edge of the traffic lane.

(c) Signs shall read "OVERSIZE VEHICLE MOVING AHEAD" and be posted on a square at least 36 inches on each side in black lettering on a yellow background. They shall be removed as soon as possible after the farm implement has left the state highway.

(d) Signs shall not rest on the ground, and must be visible to vehicles approaching or turning onto the portion of state highway to be traveled.

(e) They shall be placed:

(i) In advance of the point where the farm implement enters the state highway;

(ii) In advance of the exit point; and

(iii) A sign on each side of the state highway near each access, public or private, to inform the driver of a vehicle turning onto the state highway in either direction.

**WSR 83-16-019**  
**EMERGENCY RULES**  
**HIGHER EDUCATION**  
**PERSONNEL BOARD**  
[Order 107—Filed July 25, 1983]

Be it resolved by the Higher Education Personnel Board, acting at Peninsula College, Port Angeles,

Washington, that it does adopt the annexed rules relating to Vacation leave—Accumulation—Excess, WAC 251-22-080.

We, the Higher Education Personnel Board, find that an emergency exists and that this 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 the emergency is SHB 129 modified the annual leave statute by providing an additional method for exceeding the thirty-day accrual maximum. The legislation became effective July 24, 1983, but insufficient time was available to meet state register requirements for this meeting.

These 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 Higher Education Personnel Board as authorized in RCW 28B.16.100.

The undersigned hereby declares that the agency 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) in the adoption of these rules.

APPROVED AND ADOPTED June 22, 1983.

By Dennis Carlson  
for John Spitz  
Director

**AMENDATORY SECTION** (Amending Order 61, filed 8/30/77, effective 10/1/77)

**WAC 251-22-080 ((ANNUAL)) VACATION LEAVE—ACCUMULATION—EXCESS. ((Unused annual))** Vacation leave credits may be accumulated to a maximum of thirty working days ((except that if an employee's request for leave is denied by the employing official or designee, then the maximum of thirty working days accrual shall be extended for each month that the leave is deferred. Such deferral must be reported to and approved by the personnel officer)) (240 hours). However, there are two methods which allow vacation leave to be accumulated above the maximum:

(1) If an employee's request for vacation leave is denied by the employing official, then the maximum of thirty working days' accrual shall be extended for each month that the leave is deferred, provided a statement of necessity justifying the denial is approved by the personnel officer.

(2) As an alternative to subsection (1) of this section, employees may also accumulate vacation leave in excess of thirty days as follows:

(a) An employee may accumulate the vacation leave days between the time thirty days is accrued and his/her anniversary date of state employment.

(b) Such accumulated leave shall be used by the anniversary date and at a time convenient to the employing institution/agency. If such leave is not used prior to the employee's anniversary date, such leave shall be automatically extinguished and considered to have never existed.

(c) Such leave credit acquired and accumulated shall never, regardless of circumstances, be deferred by the employing institution/agency by filing a statement of necessity as described in subsection (1) of this section.

**WSR 83-16-020**  
**PROPOSED RULES**  
**DEPARTMENT OF ECOLOGY**  
 [Filed July 25, 1983]

Notice is hereby given in accordance with the provisions of RCW 34.04.025, that the Department of Ecology intends to adopt, amend, or repeal rules concerning:

- Amd ch. 173-403 WAC Implementation of regulations for air contaminant sources.
- Amd ch. 173-405 WAC Kraft pulping mills.
- Amd ch. 173-410 WAC Sulfite pulping mills.

The formal decision regarding adoption, amendment, or repeal of the rules will take place on August 25, 1983.

The authority under which these rules are proposed is chapters 70.94 and 43.21A RCW.

This notice is connected to and continues the matter in Notice No. WSR 83-13-118 filed with the code reviser's office on June 22, 1983.

Dated: July 25, 1983  
 By: John F. Spencer  
 Deputy Director

**WSR 83-16-021**  
**PROPOSED RULES**  
**BOARD OF HEALTH**  
 [Filed July 26, 1983]

Notice is hereby given in accordance with the provisions of RCW 34.04.025, that the Washington State Board of Health intends to adopt; amend, or repeal rules concerning intensive care unit, amending WAC 248-18-555;

that the agency will at 9:00 a.m., Wednesday, September 14, 1983, in the Spokane County Health District Building, 1101 West College, Spokane, WA 99201, conduct a public hearing on the proposed rules.

The adoption, amendment, or repeal of the rules will take place immediately following the hearing.

The authority under which these rules are proposed is RCW 70.41.030.

The specific statute these rules are intended to implement is chapter 70.41 RCW.

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency before September 14, 1983.

Dated: July 20, 1983  
 By: John A. Beare, MD, MPH  
 Secretary

**STATEMENT OF PURPOSE**

This statement is filed pursuant to RCW 34.04.045.

Re: Amending WAC 248-18-555 Intensive care unit.

The Purpose of the Rule Changes: To edit and improve clarity of rules prior to reformat and printing of new licensing manual.

The Reasons this Rule is Necessary: To correct reference to another code and to change arabic numbers to words.

Statutory Authority: RCW 70.41.030.

Summary of the Rule or Rule Change: General editing with no substantive change.

Person Responsible for the Enforcement of the Rule: John Gerth, Section Head, Facility Licensing and Certification Section, OSHPD, Division of Health, Mailstop ET-31, Phone 753-5851.

Rules Proposed by: Facility Licensing and Certification Section, OSHPD, Division of Health, DSHS.

These rules are not necessary as a result of federal law, federal court decision or state court decision.

The proposed rule change does not impose an additional cost of compliance and therefore no economic impact statement is required under the Regulatory Fairness Act, Laws of 1982.

**AMENDATORY SECTION (Amending Order 154, filed 12/5/77)**

WAC 248-18-555 INTENSIVE CARE UNIT. Optional. SHALL MEET REQUIREMENTS, IF INCLUDED. (REQUIREMENTS IN CAPITAL LETTERS - See WAC 248-18-515((?)).)

(1) STANDARDS FOR NURSING UNIT (WAC 248-18-530) APPLY EXCEPT FOR THE FOLLOWING:

(a) MAXIMUM CAPACITY OF ((6)) SIX BEDS PERMISSIBLE IN PATIENT ROOMS DESIGNED FOR INTENSIVE CARE.

(b) Bathing facilities, optional.

(c) VARIATIONS MAY BE PERMITTED IN GENERAL DESIGN REQUIREMENTS, IN EXTENT AND ARRANGEMENT OF FACILITIES, AND IN COMBINATIONS OF FACILITIES FOR FUNCTIONS ALLOTTED SEPARATE SPACES OR ROOMS IN THE NURSING UNIT STANDARDS, PROVIDED THE RESULTING PLAN PROVIDES FACILITIES FOR ALL BASIC FUNCTIONS AND WILL NOT COMPROMISE THE BEST STANDARDS OF MEDICAL AND NURSING PRACTICE.

(2) Acute cardiac care unit.

(a) LOCATION. LOCATED TO AVOID THROUGH TRAFFIC AND PENETRATION OF OBJECTIONABLE HEAT OR NOISE OR ODORS FROM OTHER AREAS OF THE HOSPITAL AND TO MINIMIZE POTENTIAL FOR INTERFERENCE WITH ELECTRONIC MONITORING EQUIPMENT.

ALL ROOMS AND AREAS WITHIN THE UNIT ON THE SAME FLOOR.

Located adjacent to another unit or service from which additional assistance is always available.

(b) PATIENT ROOM.

(i) ROOM. MAXIMUM CAPACITY OF TWO BEDS FOR PATIENT ROOMS. AT LEAST ONE SINGLE ROOM FOR EVERY THREE BEDS.

(ii) LOCATION OF ROOMS AND PLACEMENT OF BEDS IN ROOMS TO PROVIDE FOR DIRECT VISIBILITY OF PATIENTS FROM NURSES' STATION UNLESS THERE IS PROVISION FOR INDIRECT VIEWING OF PATIENTS FROM NURSES' STATION BY MIRROR SYSTEM OR TELEVISION.

(iii) AT LEAST ((+50)) ONE HUNDRED FIFTY SQUARE FEET USABLE FLOOR SPACE IN ONE-BED ROOM AND ((+35)) ONE HUNDRED THIRTY-FIVE SQUARE FEET USABLE FLOOR SPACE PER BED IN MULTI-BED ROOMS. ARRANGEMENT OF ROOMS SHALL ALLOW SPACING OF AT LEAST ((4)) FOUR FEET BETWEEN SIDE OF A BED AND WALL AND AT LEAST ((6)) SIX FEET BETWEEN THE FOOT OF A BED AND A WALL. MULTI-BED ROOMS SHALL BE

ARRANGED TO PROVIDE AT LEAST ((8)) EIGHT FEET BETWEEN BEDS.

WHERE CONSTRUCTION IS TO BE AN ALTERATION PROJECT AND STRUCTURAL CHANGES NECESSARY TO MEET THESE REQUIREMENTS ARE INFEASIBLE OR ECONOMICALLY IMPRACTICABLE, THE FOLLOWING MAY BE ACCEPTED: ((+35)) ONE HUNDRED THIRTY-FIVE SQUARE FEET USABLE FLOOR SPACE IN EACH ONE-BED ROOM; ((+25)) ONE HUNDRED TWENTY-FIVE SQUARE FEET PER BED IN MULTI-BED ROOMS; ((4)) FOUR FEET SPACE BETWEEN SIDE OF A BED AND A WALL; ((5)) FIVE FEET SPACE BETWEEN THE FOOT OF A BED AND A WALL; AND ((6)) SIX FEET SPACE BETWEEN BEDS IN A MULTI-BED ROOM.

(iv) ACOUSTICAL TREATMENT OF PATIENT ROOMS TO MINIMIZE SOUND TRANSFERENCE.

(c) PATIENT ROOM EQUIPMENT.

(i) LAVATORY WITHIN EACH PATIENT ROOM.

(ii) CLOSET OR LOCKER PER EACH BED FOR PATIENT CLOTHING, LUGGAGE, ETC. May be in or adjacent to patient room.

(iii) SEPARATE STORAGE PER BED FOR EXTRA PILLOWS AND BLANKETS. May be combined with closet or locker.

(iv) OXYGEN OUTLET ADJACENT TO EACH BED.

(v) SUCTION OUTLET ADJACENT TO EACH BED.

(A) Two suction outlets per bed recommended.

(B) Compressed air outlet adjacent to each bed recommended.

(vi) CUBICLE CURTAINS COMPLETELY SCREENING EACH BED OR AN EQUIVALENT MEANS FOR PROVIDING PRIVACY FOR EACH BED IN ALL MULTI-BED PATIENT ROOMS.

(vii) CURTAINS OR EQUIVALENT MEANS FOR PROVIDING VISUAL PRIVACY FOR EACH PATIENT AT ALL WINDOWS IN PATIENT ROOM DOORS, INTERIOR PARTITIONS, AND EXTERIOR WINDOWS.

(viii) AN INDIVIDUAL SWITCH FOR EACH PATIENT ROOM TELEVISION CAMERA OR AN EQUIVALENT MEANS FOR ENSURING VISUAL PRIVACY AS INDICATED FOR EACH PATIENT WHO MAY BE VISUALLY MONITORED BY TELEVISION.

(ix) ELECTROCARDIOGRAPHIC MONITOR WITH OSCILLOSCOPE (AT LEAST ((5)) FIVE-INCH WIDTH) AND AUDIO ALARM SYSTEM FOR EACH BED.

(x) Overhead tracks or wall-mounted supports for suspension of parenteral solution containers at each bed.

(xi) Wall-mounted sphygmomanometer per patient bed.

(xii) Telephone jack. Permanent telephone installations not recommended.

(xiii) MEDICAL EMERGENCY SIGNAL DEVICE IN EACH PATIENT ROOM TO REGISTER AT LOCATION FROM WHICH ADDITIONAL ASSISTANCE IS ALWAYS AVAILABLE. (Such emergency signal device recommended for each bed((+)).)

(d) PATIENT TOILET AND BATHING FACILITIES.

(i) AT LEAST ONE COMMUNAL TOILET PER ((6)) SIX BEDS OR FRACTION THEREOF ON THE UNIT OR AN ADJACENT NURSING UNIT UNLESS A TOILET ADJOINS EACH PATIENT ROOM.

(ii) GRAB BARS AT EACH BATHING FACILITY AND WATER CLOSET FOR PATIENT USE.

(e) NURSES' STATION.

(i) SEPARATE STATION FOR UNIT HAVING ((5)) FIVE BEDS OR MORE. For subsidiary unit of less than ((5)) five beds((+)), may be combined with nurses' station of other nursing unit provided nurses' station is in close proximity to acute cardiac care unit patient rooms and provides sufficient space to accommodate staff and equipment for acute cardiac care.

(A) Designed for auditory privacy.

(B) LOCATED FOR DIRECT VISIBILITY OF EACH PATIENT UNLESS MIRROR SYSTEM OR TELEVISION IS PROVIDED FOR VISUAL OBSERVATION OF PATIENTS.

(ii) EQUIPMENT.

(A) "SLAVE" OSCILLOSCOPE WITH AUDIO ALARM FOR CONTINUOUS DISPLAY OF EACH PATIENT'S ELECTROCARDIOGRAM.

(B) RATE METER (Cardio-Tachometer).

(C) DIRECT WRITING ELECTROCARDIOGRAPHIC "STRIP" RECORDER. Electrocardiographic memory recorder.

(D) TELEPHONE.

(E) NURSE CALL ANNUNCIATOR.

(F) Rack for patient charts.

(G) CHARTING SURFACE FOR NURSES AND PHYSICIANS TO ACCOMMODATE AT LEAST ((+)) ONE NURSE PER ((2)) TWO PATIENT BEDS AND ((+)) ONE PHYSICIAN PER ((4)) FOUR PATIENT BEDS. Separate charting area for physicians recommended.

(H) Storage for charting supplies.

(I) WALL-MOUNTED CLOCK WITH SWEEP SECOND HAND, PROPERLY LOCATED.

(J) Bulletin board.

(f). UTILITY OR WORK ROOM.<sup>7</sup> SEPARATE FOR UNIT HAVING ((5)) FIVE BEDS OR MORE. For subsidiary unit of less than ((5)) five beds, may be combined with utility or work room of other nursing unit if in close proximity to patient rooms for coronary care.

Central to beds served and convenient to the nurses' station, medicine area, and linen storage.

(g) MEDICINE AREA.<sup>7</sup> For subsidiary unit of less than ((5)) five beds, may be combined with medicine area of other nursing unit if in close proximity to patient rooms.

(h) LINEN STORAGE.<sup>18</sup>

SHELVING, CART OR EQUIVALENT IN CLEAN AREA. For subsidiary unit of less than ((5)) five beds, may be combined with linen storage of other nursing unit if in close proximity to patient rooms.

(i) Conference Room.

(j) Family Waiting Room.

Outside but adjacent to unit.

Telephone located in or adjacent to room.

(k) STANDARDS FOR NURSING UNIT, WAC 248-18-530((+8))(9)(e), (g), (h), (i), (j), and (k)((-and-+)) APPLY TO OTHER FACILITIES OF THE CORONARY CARE UNIT.

#### NOTES:

<sup>7</sup>See GENERAL REQUIREMENTS FOR SERVICE FACILITIES, WAC 248-18-710.

<sup>18</sup>See GENERAL REQUIREMENTS FOR SERVICE FACILITIES, WAC 248-18-710(3), STORAGE FACILITIES.

### WSR 83-16-022

#### PROPOSED RULES THE EVERGREEN STATE COLLEGE

[Filed July 26, 1983]

Notice is hereby given in accordance with the provisions of RCW 28B.19.030, that The Evergreen State College intends to adopt, amend, or repeal rules concerning governance and decision-making, repealing WAC 174-108-010 thru 174-108-07001 (adopted 10/20/77), and social contract, repealing WAC 174-124-020 through 174-124-120 (adopted 10/19/78). These rules were replaced by single document, WAC 174-107-100 through 174-107-550 which was adopted at public hearing on July 14, 1983, per Notice No. WSR 83-11-018 filed May 11, 1983.

The formal decision regarding adoption, amendment, or repeal of the rules will take place on September 6, 1983.

Dated: July 22, 1983  
for Richard N. Schwartz  
By: Rita Grace  
Acting President

## STATEMENT OF PURPOSE

**Governance and Decision-Making:** To provide for involvement in internal decision-making and grievance from internal decision-making by members of the Evergreen faculty, students and staff, both classified and exempt.

Statutory Authority: RCW 28B.40.120(11).

**Summary of Rule:** Establishes a procedure for campus participation in decisions; a grievance system that covers issues over which the trustees of the college have final authority, and establishes a code of conduct for people at Evergreen. The repeal of WAC 174-108-010 through 174-108-07001 (governance and decision-making) and WAC 174-124-020 through 174-124-120 (social contract) was necessitated by the major changes to the governance document, which incorporates the social contract within its body. The recently adopted single document is WAC 174-107-100 through 174-107-550 (governance and decision-making).

**Agency Personnel Responsible for Drafting:** Ritanette Cooper, Director of Employee Relations, The Evergreen State College, TA-00, 866-6000, ext. 6361; **Implementation:** Daniel J. Evans, President, The Evergreen State College, TA-00, 866-6000, ext. 6100; and **Enforcement:** The Board of Trustees, The Evergreen State College, TA-00, 866-6000, ext. 6100.

The Evergreen State College, a Public Educational Institution Higher Education system of the state of Washington, Olympia, WA 98505.

## WSR 83-16-023

## ATTORNEY GENERAL OPINION

Cite as: AGO 1983 No. 13

[July 25, 1983]

## DISTRICTS—SCHOOLS—TRANSPORTATION—CONTRACTS—APPLICABILITY OF PREVAILING WAGE LAW TO CONTRACTS FOR SCHOOL BUS TRANSPORTATION.

The provisions of chapter 39.12 RCW, the state prevailing wage law, do not apply to bus drivers or like personnel employed by private companies providing transportation services to a school district by contract.

Requested by:

Honorable Frank J. Warnke  
St. Sen., 31st District  
29457 51st Avenue S.  
Auburn, WA 98002

## WSR 83-16-024

## ADOPTED RULES

## DEPARTMENT OF LICENSING

(Board of Osteopathic Medicine and Surgery)

[Order PL 440—Filed July 27, 1983]

Be it resolved by the Washington State Board of Osteopathic Medicine and Surgery, acting at Seattle, Washington, that it does adopt the annexed rules relating to the amending of WAC 308-138A-020, 308-138A-025, 308-138B-100, 308-138B-170 and adding new section WAC 308-138B-105.

This action is taken pursuant to Notice No. WSR 83-12-048 filed with the code reviser on June 1, 1983. These rules shall take effect thirty days after they are filed with the code reviser pursuant to RCW 34.04.040(2).

This rule is promulgated pursuant to RCW 18.57A-020 and is intended to administratively implement that statute.

The undersigned hereby declares that the agency 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) in the adoption of these rules.

APPROVED AND ADOPTED July 15, 1983.

By Sydney W. Beckett  
Executive Secretary

## AMENDATORY SECTION (Amending Order PL 402, filed 8/5/82)

WAC 308-138A-020 OSTEOPATHIC PHYSICIANS' ASSISTANTS. (1) Program Approval Required. No osteopathic physician shall be entitled to register an osteopathic physicians' assistant who has not successfully completed a program of training approved by the Board in accordance with these rules.

(2) Program Approval Procedures. In order for a program for training osteopathic physicians' assistants to be considered for approval by the board it must meet the minimal criteria established by the Committee on Allied Health Education and Accreditation Association of the American Medical Association as of 1978. ((t))The director of the program shall submit to the board a description of the course of training offered, including subjects taught and methods of teaching, entrance requirements, clinical experience provided, etc. The director shall also advise the board concerning the basic medical skills which are attained in such course, and the method by which the proficiency of the students in those skills was tested or ascertained. The board may require such additional information from program sponsors as it desires.

(3) Approved Programs. The board shall approve programs in terms of skills attained by its graduates. A registry of approved programs shall be maintained by the board at the division of professional licensing in Olympia, Washington, which shall be available upon request to interested persons.

(4) Additional Skills. No osteopathic physician's assistant shall be registered to perform skills not contained in the program ((approval)) approved by the board unless the osteopathic physician's assistant submits with his application a certificate by the program director or other acceptable evidence showing that he or she was trained in the additional skill for which authorization is requested, and the board is satisfied that the applicant has the additional skill and has been properly and adequately tested thereon.

(5) Applications. All applications shall be made to the board on forms supplied by the board. All applications shall be submitted at least ((60)) 30 days prior to the meeting of the board in which consideration is desired. Applications shall be made jointly by the physician and assistant.

(6) Authorization by Board, Powers. In granting authorizations for the utilization of the osteopathic physician's assistant, the board may limit the authority for

utilizing an osteopathic physician's assistant to a specific task or tasks, or may grant specific approval in conformity with the program approved and on file with the board.

(7) Limitations, Number. No osteopathic physician shall supervise more than one osteopathic physician's assistant.

(8) Limitations—Geographic Limitations. No osteopathic physician's assistant shall ordinarily be utilized in a place other than the supervising osteopathic physician's regular place for meeting patients, or when personally accompanied by the supervising osteopathic physician. ~~((Special permission may be granted to a supervising osteopathic physician to utilize an osteopathic physician's assistant in a place other than his or her regular place of meeting patients, however, when it appears that there are adequate communications between the place where the osteopathic physician's assistant is to be located and the osteopathic physician and that there is a need for such utilization.))~~ The "regular place for meeting patients" shall be defined to include the physician's office, the institution(s) in which his or her patients are hospitalized or confined, or the homes of patients for whom a physician-patient relationship has already been established.

(9) Limitations—Remote practice. Special permission may be granted to utilize an osteopathic physician assistant in a place remote from the physician's regular place for meeting patients if:

(a) There is a demonstrated need for such utilization;

(b) Adequate provision for immediate communication between the physician and his physician assistant exists;

(c) A mechanism has been developed to provide for the establishment of a direct patient-physician relationship between the supervising osteopathic physician and patients who may be seen initially by the osteopathic physician assistant;

(d) The responsible physician spends at least one-half day per week in the remote office.

(10) Limitations, Hospital Functions. An osteopathic physician assistant working in or for a hospital, clinic or other health organization shall be registered in the same manner as any other osteopathic physician assistant and his/her functions shall be limited to those specifically approved by the board. His/her responsibilities, if any, to other physicians must be defined in the application for registration.

(11) Limitations, Trainees. An individual enrolled in a training program for physician assistants may function only in direct association with his/her preceptorship physician or a delegated alternate physician in the immediate clinical setting or, as in the case of specialized training in a specific area, an alternate preceptor approved by the program. They may not function in a remote location or in the absence of the preceptor.

~~((9))~~ (12) Supervising Osteopathic Physician, Responsibility. It shall be the responsibility of the supervising osteopathic physician to see to it that:

(a) Any osteopathic physician's assistant employed by him or her at all times when meeting or treating patient wears a placard or other identifying plate in a prominent

place upon his or her person identifying him or her as a physician's assistant.

(b) No osteopathic physician's assistant in his employ represents himself or herself in any manner which would tend to mislead anyone that he or she is a physician;

(c) That the osteopathic physician's assistant in his or her employ performs only those tasks which he or she is authorized to perform under the authorization granted by the board.

(d) All EKG's and x-rays and all abnormal laboratory tests shall be reviewed by the physician within 24 hours.

(e) All patient charts and all telephone advice given by the supervising physician shall be documented, reviewed and countersigned by the physician within one week.

(13) Alternate physician, Supervisor—Approved by board. In the temporary absence of the supervising osteopathic physician, the osteopathic physician assistant may carry out those tasks for which he is registered, if the supervisory and review mechanisms are provided by a delegated alternate osteopathic physician supervisor.

~~((10))~~ (14) Re-registration. The annual re-registration fee shall be paid by the first day of July of each year by the supervising osteopathic physician. Any failure to re-register and pay the annual registration fee shall render the registration invalid but registration may be reinstated by payment of a penalty fee together with all delinquent annual registration fees.

**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 PL 402, filed 8/5/82)

WAC 308-138A-025 OSTEOPATHIC PHYSICIAN'S ASSISTANT PRESCRIPTIONS. An osteopathic physician's assistant may issue written or oral prescriptions as provided herein when approved by the board and assigned by the supervising physician.

(1) Except for schedule two controlled substances as listed under federal and state controlled substances acts, a physician's assistant may issue prescriptions for a patient who is under the care of the physician responsible for the supervision of the physician's assistant.

(a) Written prescriptions shall be written on the blank of the supervising physician and shall include the name, address and telephone number of the physician. The prescription shall also bear the name and address of the patient and the date on which the prescription was written.

(b) The physician's assistant shall sign such a prescription by signing his or her own name followed by the letters "P.A." and the physician assistant's registration number or physician assistant drug enforcement administration registration number.

(2) A physician's assistant extended privileges by a hospital, nursing home or other health care institution may, if permissible under the bylaws, rules and regulations of the institution, write medical orders, except

those for schedule two controlled substances, for inpatients under the care of the physician responsible for his or her supervision.

(3) To be authorized to issue prescriptions for schedule three through five controlled substances, a physician's assistant must be registered with the board of pharmacy and the drug enforcement administration.

(4) The registration of a physician's assistant who issues a prescription in violation of these provisions shall be subject to revocation or suspension.

(5) Physician's assistants may not dispense prescription drugs to exceed treatment for 48 hours. The medication so dispensed must comply with the state law prescription labeling requirements.

#### AMENDATORY SECTION (Amending Order PL 402, filed 8/5/82)

WAC 308-138B-100 ACUPUNCTURE ASSISTANT EDUCATION. Each applicant for an authorization to perform acupuncture must present evidence satisfactory to the Board which discloses in detail the formal schooling or other type of training the applicant has previously undertaken which qualifies him or her as a practitioner of acupuncture. Satisfactory evidence of formal schooling or other training (~~for thirty-six months in acupuncture totalling 1,400 or more hours of study~~) may include, but is not limited to, certified copies of certificates or licenses which acknowledge that the person has the qualifications to practice acupuncture, issued to an applicant by the government of the Republic of China (Taiwan), People's Republic of China, Korea or Japan. Whenever possible, all copies of official diplomas, transcripts and licenses or certificates should be forwarded directly to the Board from the issuing agency rather than from the applicant (~~himself or herself~~). Individuals not licensed by the listed countries must document their education by means of transcripts, diplomas, patient logs verified by the preceptor, or by other means requested by the board. Applicants for registration must have successfully completed the following training:

(1) The applicant must have completed a minimum or two academic years or 72 quarter credits of undergraduate college education in the general sciences and humanities prior to entering an acupuncture training program. The obtaining of a degree is not required for the educational credits to qualify. Credits granted by the college towards prior life experience will not be accepted under this requirement.

(2) The applicant must have successfully completed a course of didactic training in basic sciences and acupuncture over a period of two academic years. The basic science training must include a minimum of 250 hours or 21 quarter credits and include such subjects as anatomy, physiology, bacteriology, biochemistry, pathology, hygiene and a survey in Western clinical sciences. The basic science classes must be equivalent to courses given in accredited bachelor of science programs. The acupuncture training must include a minimum of 700 hours or 58 quarter credits in acupuncture theory, and acupuncture diagnosis and treatment techniques. The board

will not accept credits obtained on the basis of challenging an exam. Transfer credits from accredited colleges or board approved acupuncture programs will be accepted.

(3) The applicant must have successfully completed a course of clinical training in acupuncture over a period of one academic year. The training must include a minimum of 100 hours or 9 quarter credits of observation, which shall include case presentation and discussion. The observation portion of the clinical training may be conducted during the didactic training but will be considered part of the clinical training for calculation of hours or credits. There must also be a minimum of 350 hours or 29 quarter credits of supervised practice, consisting of 400 separate patient treatments. A minimum of 120 different patients must have been treated.

#### NEW SECTION

WAC 308-138B-105 ACUPUNCTURE - PROGRAM APPROVAL. (1) Procedure. The board will consider for approval any school, program, apprenticeship or tutorial which meets the requirements outlined in this regulation and provides the training required under WAC 308-138B-100 - Acupuncture Assistant Education. Approval may be granted to an individual registration applicant's training, or to existing institutions which operate on a continuing basis. Clinical and didactic training may be approved as separate programs or as a joint program. The program approval process is as follows:

(a) Programs seeking approval shall file an application with the board in the format required by the board.

(b) The board will review the application and determine whether a site review is necessary (in the case of an institution) or an interview is appropriate (in the case of individual training) or approval may be granted on the basis of the application alone.

(c) The site review committee shall consist of two board members and one member of the board staff. The review committee may visit the program any time during school operating hours. The committee will report to the board in writing concerning the program's compliance with each section of the regulations.

(d) After reviewing all of the information collected concerning a program; the board may grant or deny approval, or grant approval conditional upon program modifications being made. In the event of denial or conditional approval, the program may request a hearing before the board. No approval shall be extended to an institution for more than three years, at which time a request for reapproval may be made.

(e) The board expects approved programs to not make changes which will result in the program not being in compliance with the regulations. Programs must notify the board concerning significant changes in administration, faculty or curriculum. The board may inspect the school at reasonable intervals to check for compliance. Program approval may be withdrawn, after a hearing, if the board finds the program no longer in compliance with the regulations.

(2) Didactic Faculty. Didactic training may only be provided by persons who meet the criteria for faculty as

stated in the Council for Postsecondary Education's WAC 250-55-090 -- Personal Qualifications. Under no circumstances will an unregistered instructor perform or supervise the performance of acupuncture.

(3) Clinical Faculty. Clinical training may be provided only by persons who meet the following criteria:

(a) The instructor must be a practitioner who has had a minimum of five years of full time acupuncture practice experience.

(b) If the training is conducted in this state, the practitioner must be registered to practice in this state. In the case of a school or program, the approval of the institution will include a review of the instructor's qualifications and the training arrangements. Approval of the instructors will extend to instruction conducted within the program.

(c) For training not conducted in this state to be acceptable, the instructor must be licensed by a state or country with equivalent license standards.

(4) Supervision of training. Clinical training in this state must be conducted under the general supervision of the instructor's sponsoring physician. During any given clinic period, the acupuncture instructor may not supervise more than four students. The number of students present during an observation session should be limited according to the judgment of the instructor. Supervision by the instructor during clinical training must be direct: each diagnosis and treatment must be done with the knowledge and concurrence of the instructor. During at least the first 100 treatments, the instructor must be in the room during treatment. Thereafter, the instructor must at least be in the facility, available for consultation and assistance. An osteopathic physician may only supervise two acupuncture assistance instructors per clinical instruction period.

#### AMENDATORY SECTION (Amending Order PL 402, filed 8/5/82)

WAC 308-138B-170 ~~(X-RAYS AND LABORATORY TESTS))~~ PROHIBITED TECHNIQUES AND TESTS. X-ray and laboratory tests are not approved techniques for use by osteopathic physicians' acupuncture assistants, and use of such techniques is expressly prohibited. No osteopathic physician's acupuncture assistant may prescribe, order, or treat by any of the following means or modalities:

- (1) Diathermy treatments
- (2) ultrasound or sonopuncture treatments
- (3) infrared treatments
- (4) electromuscular stimulation for the purpose of stimulating muscle contractions.
- (5) laser puncture
- (6) dietary therapy
- (7) manipulative therapies
- (8) point injection therapy (aqua puncture)

**WSR 83-16-025**  
**ADOPTED RULES**  
**DEPARTMENT OF**  
**EMERGENCY SERVICES**  
[Order 83-01—Filed July 27, 1983]

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 permanent rules for permitted entry and/or occupancy Mt. St. Helens restricted zone, amending chapter 118-03 WAC.

This action is taken pursuant to Notice No. WSR 83-13-112 filed with the code reviser on June 22, 1983. These rules shall take effect thirty days after they are filed with the code reviser 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 the agency 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) in the adoption of these rules.

APPROVED AND ADOPTED July 27, 1983.

By William M. Lokey  
Assistant Director

#### AMENDATORY SECTION (Amending Order 86-06, filed 7/9/82)

WAC 118-03-010 ~~PURPOSE~~. The purpose of this chapter is to adopt rules, regulations, and guidelines to implement Executive Order ((82-11)) 83-08, prohibiting any person or persons with certain limited exceptions from entering the high risk danger zone known as the restricted 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. The executive order issued by the governor effective ((May 12, 1982)) June 14, 1983, recognizes the continuing danger from additional eruptions, earthquakes, and other related events from Mt. St. Helens.

#### AMENDATORY SECTION (Amending Order 86-06, filed 7/9/82)

WAC 118-03-050 ~~EXEMPTED PERSONNEL~~. Consistent with Executive Order ((82-11)) 83-08, the following shall be subject to a limited exception to the prohibition against entry or occupancy in the restricted zone.

(1) U.S. Geological Survey personnel who are performing official duties related to scientific evaluation and hazard assessments that require their presence in the restricted zone.

(2) U.S. Forest Service personnel who are performing official duties that require entry into the restricted zone.

(3) U.S. Army Corps of Engineers personnel who are performing official duties that require their presence in the restricted zone.

(4) Search and rescue personnel registered or identified pursuant to RCW 38.52.010(5) on official search and rescue missions within the restricted zone. The sheriffs of counties whose jurisdictions lie within the boundaries of the restricted zone or their designee(s) shall have the authority to approve entry and/or occupation by search and rescue personnel.

(5) Federal, state, county and local law enforcement and fire fighting personnel whose jurisdiction is within the restricted zone and who are on official business within the restricted zone.

(6) Federal, state, county or local administrative personnel on official business within the restricted zone.

(7) Individual(s) who own and/or control real property, or personal property being used as a residence, and whose official permanent residence is within the restricted zone.

(8) Individual(s) with a legitimate business reason for being within the restricted zone as determined by the director, department of emergency services, or his designee(s).

**WSR 83-16-026**  
**ADOPTED RULES**  
**DEPARTMENT OF**  
**GENERAL ADMINISTRATION**  
[Order 83-2—Filed July 27, 1983]

I, Keith A. Angier, director of the Department of General Administration, do promulgate and adopt at the Office of the Director, Department of General Administration, 218 General Administration Building, Olympia, WA, the annexed rules relating to:

Amd WAC 236-12-011 State capitol grounds defined.  
New WAC 236-12-014 Way open to public.

This action is taken pursuant to Notice No. WSR 83-13-108 filed with the code reviser on June 22, 1983. These rules shall take effect thirty days after they are filed with the code reviser pursuant to RCW 34.04.040(2).

This rule is promulgated pursuant to RCW 46.08.150 and is intended to administratively implement that statute.

The undersigned hereby declares that the agency 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) in the adoption of these rules.

APPROVED AND ADOPTED July 26, 1983.

By Keith A. Angier  
Director

AMENDATORY SECTION (Amending Order 76-2, filed 3/16/76)

WAC 236-12-011 "STATE CAPITOL GROUNDS" DEFINED. "State capitol grounds" as used herein shall mean those grounds designated as state capitol grounds, including the East Capitol Campus,

Sylvester Park, the old Capitol Building((††)) and Capitol Lake, ways open to the public and specified adjoining lands and roadways.

NEW SECTION

WAC 236-12-014 "WAY OPEN TO PUBLIC". "Way open to public" as used herein shall mean any road, alley, lane, parking area, parking structure, path or any place private or otherwise adapted to and fitted for travel that is in common use by the public with the consent expressed or implied of the owner or owners, and further shall mean public play grounds, school grounds, recreation grounds, parks, park ways, park drives, park paths.

**WSR 83-16-027**  
**EMERGENCY RULES**  
**DEPARTMENT OF FISHERIES**  
[Order 83-75—Filed July 27, 1983]

I, William R. Wilkerson, director of the Department of Fisheries, do promulgate and adopt at Olympia, Washington, the annexed rules relating to commercial fishing regulations.

I, William R. Wilkerson, find that an emergency exists and that this 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 the emergency is restrictions in Areas 4B, 5, 6, 6A, 6C, 7 and 7A provide protection for summer-fall chinook during IPSFC sockeye management. Restrictions in Areas 7B, 7C and the Nooksack and Samish Rivers provide protection for Nooksack-Samish chinook and pink salmon. Restrictions in Area 8 and the Skagit River provide protection for Baker River sockeye. Restrictions in Areas 10, 10B, 10C, 10D and the Cedar River provide protection for Lake Washington sockeye while allowing a harvest on surplus sockeye. Restrictions in Area 13A, the White River, Minter Creek provide protection for local spring chinook stocks. Restrictions in Area 6D and the Strait of Juan de Fuca tributaries provide protection for local summer-fall chinook.

These 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 the agency 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) in the adoption of these rules.

APPROVED AND ADOPTED July 27, 1983.

By Russell W. Cahill  
for William R. Wilkerson  
Director

**NEW SECTION**

**WAC 220-28-307 PUGET SOUND COMMERCIAL FISHERY RESTRICTIONS.** Effective immediately 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:

Areas 4B, 5, 6, and 6C – Drift gill net gear restricted to 5-7/8-inch maximum mesh, when open.

Area 6A – Gill net gear restricted to 5-7/8-inch maximum mesh, when open.

Areas 6B and 9 – Effective through September 10, gill net gear restricted to 7-inch minimum mesh, when open, and purse seine gear is prohibited.

Area 6D and Dungeness River – Effective through September 24, closed to all commercial fishing.

Areas 7 and 7A – Gill net gear restricted to 5-7/8-inch maximum mesh, when open.

Area 7B – Effective through August 25, gill net gear restricted to 7-inch minimum mesh, when open, and purse seine gear is prohibited.

Area 7C – Closed to all commercial fishing southeasterly of a line from the mouth of Oyster Creek 237° true to the fishing boundary marker on Samish Island. In that portion northwesterly of the Oyster Creek line, effective July 24 through August 6, gill net gear restricted to 7-inch minimum mesh, when open, and purse seine gear is prohibited. Effective August 7, entire Area 7C closed to all commercial fishing.

Area 8 – Effective through August 1, gill net gear restricted to 6-1/2-inch minimum mesh, and all other gear must immediately release all sockeye, when open.

\*Area 10 – Effective through August 5, gill net gear restricted to 6-1/2-inch minimum mesh and all other gear must release sockeye, when open, except from 9:00 PM July 27 to 6:00 AM July 28 when gill nets are restricted to 4-1/2-inch minimum mesh and all other gear must release sockeye, when open.

\*Area 10B – Closed to all commercial fishing through August 5 except from 3:00 PM July 26 to 9:00 AM July 27 and 3:00 PM August 3 to 9:00 AM August 5; gill nets restricted to 6-1/2-inch minimum mesh, when open, and from 9:00 PM July 27 to 6:00 AM July 28 gill nets restricted to 4-1/2-inch minimum mesh when open.

Areas 10C, 10D, and Cedar River – Closed to all commercial fishing.

Areas 12 and 12B – Effective through September 3, gill net gear restricted to 7-inch

minimum mesh, when open, and purse seine gear is prohibited.

Area 13A – Effective through July 31, closed to all net gear in that portion north of a line from Allen Point to the southernmost point of land on the eastern shore of Glen Cove.

Nooksack River – Mouth to Marietta Bridge, effective through August 25, commercial net gear restricted to 7-inch minimum mesh, when open; Marietta Bridge to the confluence of the north and south forks, effective through September 1, gill net gear restricted to 7-1/2-inch minimum mesh, when open; upstream of the confluence of north and south forks, closed to all net gear. White River and Minter Creek – Closed to all net gear through July 31.

Skagit River – Mouth to Baker River confluence, effective through August 1, gill net gear restricted to 6-1/2-inch minimum mesh, and other gear must immediately release all sockeye, when open; upstream of Baker River confluence, closed to all commercial fishing.

Samish River – Closed to all commercial fishing.

Elwha, Hoko, East and West Twin, Clallam, Lyre, Sekiu, Sail and Pysht rivers, and Salt and Deep creeks – Effective through September 24, closed to all commercial fishing.

**REPEALER**

The following section of the Washington Administrative Code is repealed:

**WAC 220-28-306 PUGET SOUND COMMERCIAL FISHERY RESTRICTIONS (83-72)**

**WSR 83-16-028**

**NOTICE OF PUBLIC MEETINGS**

**BOARD FOR**

**COMMUNITY COLLEGE EDUCATION**

[Memorandum—July 26, 1983]

The meeting set for September 7-8, 1983, is cancelled and rescheduled for September 14-15, 1983. The location of the meeting is the Olympia Technical Community College, Olympia, Washington.

**WSR 83-16-029**

**ADOPTED RULES**

**LOTTERY COMMISSION**

[Order 30—Filed July 27, 1983]

Be it resolved by the Washington State Lottery Commission, acting at Olympia, Washington, that it does adopt the annexed rules relating to criteria for instant games conducted by the commission, WAC 315-10-030.

This action is taken pursuant to Notice No. WSR 83-12-057 filed with the code reviser on June 1, 1983. These rules shall take effect thirty days after they are filed with the code reviser pursuant to RCW 34.04.040(2).

This rule is promulgated pursuant to RCW 67.70.040 and is intended to administratively implement that statute.

The undersigned hereby declares that the agency 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) in the adoption of these rules.

APPROVED AND ADOPTED July 15, 1983.

By Kevin Ryan  
Assistant Attorney General  
for Lenore Lambert  
Acting Chairperson

AMENDATORY SECTION (Amending Order 10, filed 1/14/83)

WAC 315-10-030 INSTANT GAMES CRITERIA. (1) The price of an instant game ticket shall not be less than \$1.00 and not more than \$5.00.

(2) Winners of an instant game are determined by the matching or specified alignment of the play numbers on the tickets. The ticket bearer must notify the lottery of the win and submit the winning ticket to the lottery as specified by the director. The winning ticket must be validated by the lottery through use of the validation number and any other means as specified by the director.

(3) The total of all prizes available to be won in an instant game shall not be less than forty-five percent of the instant game's projected revenue.

(4) The instant game shall pay out both lower tier prizes and higher tier prizes. Lower tier prizes are of less than \$25.00. Higher tier prizes are of \$25.00 or more. The director shall determine the number of lower and higher tier prizes.

(5) The length of operation of an instant game shall not exceed fifteen weeks. The start date and closing date of the instant game shall be publicly announced.

(6) There is no required frequency of drawing or method of selection of a winner in an instant game.

(7) At the director's discretion, an instant game may include a grand prize drawing(s). The criteria for the grand prize drawing shall be as follows:

(a) (~~Not more than ten~~) Finalists for a grand prize drawing shall be selected in an elimination drawing from redeemed tickets winning certain minimum prizes as determined by the director. Participation in the elimination drawing(s) shall be limited to such tickets which are actually received and validated by the director on or before a date to be announced by the director. The director may reserve the right to place any semi-finalist whose entry was not entered in the elimination drawing(s) and who is subsequently determined to have been entitled to

such entry into an elimination drawing of a subsequent instant game, and the determination of the director shall be final.

(b) (~~The prize of the grand prize drawing shall not exceed one million dollars.~~) The number of (~~such~~) prizes and the amount of each prize in the grand prize drawing(s) shall be determined by the director to correspond with the size and length of the instant game and to comply with (3) above.

(c) The dates and times as well as the procedures for conducting the elimination drawing and grand prize drawing shall be determined by the director.

(8) Procedures for claiming instant game prizes are as follows:

(a) To claim an instant prize of less than \$25.00, the claimant shall present the winning ticket to the licensed agent from whom the ticket was purchased. The licensed agent shall verify the claim and, if acceptable, make payment of the amount due the claimant. In the event the licensed agent cannot verify the claim, the claimant shall fill out a claim form, as provided in WAC 315-06-120, which shall be obtained from the licensed agent and present the completed form, together with the disputed ticket to the (~~designated claim center. The licensed agent shall deliver one copy of the claim form to the claimant and forward a disputed ticket and a copy of the claim form to the director for validation~~) director. If the claim is validated by the director, a check shall be forwarded to the claimant in payment of the amount due. In the event that the claim is not validated by the director, the claim shall be denied and the claimant shall be promptly notified.

(b) To claim an instant prize of \$25.00 or more, the claimant shall complete a claim form, as provided in WAC 315-06-120, which is obtained from the licensed agent or the director and mail, by registered or certified mail, the completed form together with the winning ticket to the director. Upon validation by the director, a check shall be forwarded to the claimant in payment of the amount due, less any applicable federal income tax withholding. In the event that the claim is not validated by the director, the claim shall be denied and the claimant shall be promptly notified.

(c) Any ticket not passing all the validation checks specified by the director is void and ineligible for any prize and shall not be paid. However, the director may, solely at his or her option, replace an invalid ticket with an unplayed ticket (or tickets of equivalent sales price from any other current game). In the event a defective ticket is purchased, the only responsibility or liability of the director shall be the replacement of the defective ticket with another unplayed ticket (or tickets of equivalent sale price from any other current game).

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 83-16-030  
PROPOSED RULES  
UTILITIES AND TRANSPORTATION  
COMMISSION  
[Filed July 27, 1983]**

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-1711, amending WAC 480-12-350, relating to insurance. 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).

This is notice of intention to adopt on a permanent basis rule amended on an emergency basis on July 27, 1983, General Order No. R-205, and filed with the code reviser's office on the same date;

that the agency will at 8:00 a.m., Wednesday, September 7, 1983, in the Commission's Conference Room, Seventh Floor, Highways-Licenses Building, Olympia, Washington, conduct a public hearing on the proposed rules.

The adoption, amendment, or repeal of the rules will take place immediately following the hearing.

The authority under which these rules are proposed is RCW 80.01.040, 81.80.130 and 81.80.190.

The specific statute these rules are intended to implement is RCW 81.80.190.

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency before Friday, September 2, 1983.

Dated: July 27, 1983

By: Barry M. Mar  
Secretary

**STATEMENT OF PURPOSE**

In the matter of amending WAC 480-12-350 relating to insurance.

The rules proposed by the Washington Utilities and Transportation Commission are to be promulgated pursuant to RCW 80.01.040, 81.80.130 and 81.80.190, 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 defer the amount of increase in liability and property damage insurance required for carriers to 1984, and to more clearly and accurately reflect the proper insurance requirements. The amendment adopts requirements in conformity with reasonable federal Department of Transportation requirements.

Barry M. Mar, Secretary, Seventh Floor, Highways-Licenses Building, Olympia, Washington, telephone number (206) 753-6420, 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, 81.80.130 and 81.80.190.

The rule change is not necessary as the result of federal law, or federal or state court action.

The rule change proposed will affect no economic values. The cost of compliance will be less than under existing rules since higher coverage limits are to be set forward one year. The administrative costs of compliance relate to keeping proper insurance and should not change.

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 Joint Administrative Rules Review Committee.

**APPENDIX "A"**

**AMENDATORY SECTION** (Amending Order R-189, filed 6/2/82, effective 7/2/82)

WAC 480-12-350 INSURANCE. Within ten days after the date an applicant is notified his application has been granted, and before permit shall be issued, the applicant shall file with the commission evidence of liability and property damage insurance having been written by a company authorized to write such insurance in the state of Washington, covering each motor vehicle as defined in RCW 81.80.010 used or to be used under the permit granted, in the amount ((of not less than five hundred thousand dollars combined single limit (CSL) as of July 1, 1982, and seven hundred fifty thousand dollars combined single limit (CSL) as of July 1, 1983: PROVIDED, That an amount of not less than one million dollars combined single limit (CSL) as of July 1, 1982, and five million dollars combined single limit (CSL) as of July 1, 1983, shall be required in the transportation of hazardous substances as defined in 49 CFR § 171.8: AND PROVIDED FURTHER, That applications)) shown on the following table:

<u>Commodity Transported</u>	<u>July 1, 1983</u>	<u>July 1, 1984</u>
(1) Property (nonhazardous) . . . . .	\$ 500,000	\$ 750,000
(2) Hazardous substances, as defined in 49 CFR 171.8 transported in cargo tanks, portable tanks, or hopper-type vehicles with capacities in excess of 3,500 water gallons; or in bulk Class A or B explosives, poison gas (Poison A), liquefied compressed gas or compressed gas; or highway route controlled quantity radioactive materials as defined in 49 CFR 173.455.	1,000,000	5,000,000
(3) Oil listed in 49 CFR 172.101; hazardous waste, hazardous materials and hazardous substances defined in 49 CFR 171.8 and listed in 49 CFR 172.101, but not mentioned in (2) above or (4) below.	500,000	1,000,000
(4) Any quantity of Class A or B explosives; any quantity of poison gas (Poison A); or highway route controlled quantity radioactive materials as defined in 49 CFR 173.455.	1,000,000	5,000,000

Applications for permits to operate as temporary common carriers or temporary contract carriers shall be accompanied by evidence of insurance coverage as required herein.

Failure to file and keep such insurance in full force and effect shall be cause for dismissal of an application or cancellation of a permit.

Evidence of insurance shall be submitted on a "uniform motor carrier bodily injury and property damage liability certificate of insurance," (Form E) filed in triplicate with the commission. Insurance

presently on file for existing permit holders shall be sufficient: PROVIDED, The ((combined single limits)) requirements set forth above are in effect.

**WSR 83-16-031  
EMERGENCY RULES  
UTILITIES AND TRANSPORTATION  
COMMISSION**

[Order R-205, Cause No. TV-1711—Filed July 27, 1983]

In the matter of amending WAC 480-12-350 relating to insurance.

The Washington Utilities and Transportation Commission finds that an emergency exists and that this 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 the facts constituting such emergency is that certain requirements effective July 1, 1983, are now inconsistent with federal requirements applicable to many carriers. The commission perceives no reason to have different requirements. Also, the current rule has been subject to misinterpretation. To avoid widespread problems, a rule amendment was determined to be proper.

This rule amendment is being promulgated pursuant to RCW 80.01.040, 81.80.130 and 81.80.190.

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), the State Environmental Policy Act of 1971 (chapter 43.21C RCW), and the Regulatory Fairness Act (chapter 19.85 RCW).

The amendment to WAC 480-12-350 affects no economic values.

In reviewing the entire record herein, it has been determined that WAC 480-12-350 should be amended, to read as set forth in Appendix A shown below and made a part hereof by this reference. WAC 480-12-350 as amended, will more clearly and accurately reflect the proper insurance requirements for common and contract carriers, and will more accurately follow reasonable changes in federal regulations. It adopts federal Department of Transportation insurance requirements for carriers of property, and includes specific additional requirements for carriers of hazardous materials.

**ORDER**

WHEREFORE, IT IS ORDERED That WAC 480-12-350 as set forth in Appendix A, be amended, as emergency rules of the Washington Utilities and Transportation Commission to take effect pursuant to RCW 34.04.030 and 34.04.040(2).

IT IS FURTHER ORDERED That the 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 27th day of July, 1983.

Washington Utilities and Transportation Commission  
Robert W. Bratton, Chairman  
Mary D. Hall, Commissioner  
A. J. "Bud" Pardini, Commissioner

APPENDIX "A"

AMENDATORY SECTION (Amending Order R-189, filed 6/2/82, effective 7/2/82)

WAC 480-12-350 *INSURANCE*. Within ten days after the date an applicant is notified his application has been granted, and before permit shall be issued, the applicant shall file with the commission evidence of liability and property damage insurance having been written by a company authorized to write such insurance in the state of Washington, covering each motor vehicle as defined in RCW 81.80.010 used or to be used under the permit granted, in the amount ((of not less than five hundred thousand dollars combined single limit (CSL) as of July 1, 1982, and seven hundred fifty thousand dollars combined single limit (CSL) as of July 1, 1983: PROVIDED, That an amount of not less than one million dollars combined single limit (CSL) as of July 1, 1982, and five million dollars combined single limit (CSL) as of July 1, 1983, shall be required in the transportation of hazardous substances as defined in 49 CFR § 171.8: AND PROVIDED FURTHER, That applications)) shown on the following table:

<u>Commodity Transported</u>	<u>July 1, 1983</u>	<u>July 1, 1984</u>
(1) <u>Property (nonhazardous)</u> . . . . .	\$ 500,000	\$ 750,000
(2) <u>Hazardous substances, as defined in 49 CFR 171.8 transported in cargo tanks, portable tanks, or hopper-type vehicles with capacities in excess of 3,500 water gallons, or in bulk Class A or B explosives, poison gas (Poison A), liquified compressed gas or compressed gas, or highway route controlled quantity radioactive materials as defined in 49 CFR 173.455.</u>	1,000,000	5,000,000
(3) <u>Oil listed in 49 CFR 172.101; hazardous waste, hazardous materials and hazardous substances defined in 49 CFR 171.8 and listed in 49 CFR 172.101, but not mentioned in (2) above or (4) below.</u>	500,000	1,000,000
(4) <u>Any quantity of Class A or B explosives; any quantity of poison gas (Poison A); or highway route controlled quantity radioactive materials as defined in 49 CFR 173.455.</u>	1,000,000	5,000,000

Applications for permits to operate as temporary common carriers or temporary contract carriers shall be accompanied by evidence of insurance coverage as required herein.

Failure to file and keep such insurance in full force and effect shall be cause for dismissal of an application or cancellation of a permit.

Evidence of insurance shall be submitted on a "uniform motor carrier bodily injury and property damage liability certificate of insurance," (Form E) filed in triplicate with the commission. Insurance presently on file

for existing permit holders shall be sufficient: PROVIDED, The ((combined single limits)) requirements set forth above are in effect.

**WSR 83-16-032  
ADOPTED RULES**

**BOARD OF  
PILOTAGE COMMISSIONERS**

[Order 83-4, Resolution No. 83-4—Filed July 28, 1983]

Be it resolved by the Board of Pilotage Commissioners, acting at Coleman Dock, Seattle, Washington 98104, that it does promulgate and adopt the annexed rules relating to vessel certification form, WAC 296-116-2051.

This action is taken pursuant to Notice No. WSR 83-14-072 filed with the code reviser on July 6, 1983. Such rules shall take effect pursuant to RCW 34.04.040(2), 30 days after they are filed with the code reviser.

This rule is promulgated pursuant to RCW 88.16.035 and 88.16.155 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, 1983.

By Ralph E. White  
Chairman

AMENDATORY SECTION (Amending Order 79-6, Resolution 79-6, filed 10/29/79)

WAC 296-116-2051 VESSEL CERTIFICATION FORM.

Washington State Board of Pilotage Commissioners

Date:

Vessel Name:

Flag:

**MASTER'S CERTIFICATION**

I, ....., Master of this vessel, certify the following information:

	YES	NO
Is The engine room properly staffed, the engine able to maneuver, and all related equipment in good order?	<input type="checkbox"/>	<input type="checkbox"/>

~~((Are There any defects listed against this ship by the U.S. Coast Guard which would prevent it from arriving or departing?  ))~~

Does This ship meet United States Coast Guard regulations governing safety and navigation?

Does This vessel comply with current international agreements governing safety and radio equipment?

Is This vessel leaking oil?

Is This vessel experiencing propulsion or maneuvering difficulties?

I have notified the ((U.S.)) United States Coast Guard Captain of the Port of any deficiencies noted above and he has authorized the vessel to proceed. Any such deficiencies will be corrected before the time the vessel is scheduled to leave the waters of Washington state.

.....  
Master's Signature

**PILOT'S REPORT**

I, ....., ~~((Puget Sound))~~ a Pilot licensed by the state of Washington, certify that upon boarding the above-named vessel on this date((:

)) I requested to see the following certificates:

CERTIFICATE	ACCEPTABLE	NOT READILY AVAILABLE ((OR UNACCEPTABLE))	UNACCEPTABLE
SOLAS Certificate	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
FMC Certificate of Financial Responsibility	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

~~((2) I inspected the ship's equipment and conditions listed below and found them to be as indicated:~~

EQUIPMENT	ACCEPTABLE	DEFICIENT
VHF Radio, Channels 13, 14	<input type="checkbox"/>	<input type="checkbox"/>
Radar	<input type="checkbox"/>	<input type="checkbox"/>
Gyrocompass	<input type="checkbox"/>	<input type="checkbox"/>
Rudder Angle Indicator	<input type="checkbox"/>	<input type="checkbox"/>
Whistle	<input type="checkbox"/>	<input type="checkbox"/>
Wheelhouse staffed by officer and helmsman, one of whom speaks English	<input type="checkbox"/>	<input type="checkbox"/>
Local, up-to-date charts	<input type="checkbox"/>	<input type="checkbox"/>
Wheelhouse to engine room communications	<input type="checkbox"/>	<input type="checkbox"/>

~~3) I have informed the Coast Guard Captain of the Port via VTS of any deficiencies noted above.))~~

.....  
Pilot's Signature

**WSR 83-16-033**  
**NOTICE OF PUBLIC MEETINGS**  
**COMMUNITY COLLEGE**  
**DISTRICT TWELVE**  
 [Memorandum—July 27, 1983]

The regularly scheduled August 4, 1983, meeting of the Community College District 12 board of trustees, which was to be held at Olympia Technical Community College, Olympia, Washington, is cancelled.

There is a change in the location for the regular September meeting of the Community College District 12 board of trustees. The September 8, 1983, regular meeting will be held in the boardroom on the Olympia Tech campus at 7:30 p.m. rather than in the boardroom on the Centralia College campus as previously scheduled.

**WSR 83-16-034**  
**NOTICE OF PUBLIC MEETINGS**  
**HUMAN RIGHTS COMMISSION**  
 [Memorandum—July 27, 1983]

The Washington State Human Rights Commission, at its regularly scheduled meeting in Yakima, Washington, on July 21, 1983, voted to schedule a conference call at 10:00 a.m. on August 18, 1983, to act upon staff-recommended findings following the investigation of discrimination complaints. The decision was made to proceed in this manner because there was no regularly scheduled meeting planned for the month of August.

**WSR 83-16-035**  
**EMERGENCY RULES**  
**DEPARTMENT OF FISHERIES**  
 [Order 83-76—Filed July 28, 1983]

I, William R. Wilkerson, director of the Department of Fisheries, do promulgate and adopt at Olympia, Washington, the annexed rules relating to personal use rules.

I, William R. Wilkerson, find that an emergency exists and that this 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 the emergency is summer chinook salmon stocks returning to Minter Creek are in need of additional protection.

These 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 the agency 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) in the adoption of these rules.

APPROVED AND ADOPTED July 28, 1983.  
 By William R. Wilkerson  
 Director

NEW SECTION

*WAC 220-56-18000K BAG LIMIT CODES—CARR INLET. Notwithstanding the provisions of WAC 220-56-180, effective August 1 through August 15, 1983, it is unlawful to retain or possess chinook salmon taken from waters of Carr Inlet northerly of a line from Allen Point to the southernmost point of land on the eastern shore of Glen Cove.*

**WSR 83-16-036**  
**EMERGENCY RULES**  
**DEPARTMENT OF FISHERIES**  
 [Order 83-77—Filed July 28, 1983]

I, William R. Wilkerson, director of the Department of Fisheries, do promulgate and adopt at Olympia, Washington, the annexed rules relating to personal use rules.

I, William R. Wilkerson, find that an emergency exists and that this 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 the emergency is harvestable quantities of sockeye are available.

These 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 the agency 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) in the adoption of these rules.

APPROVED AND ADOPTED July 28, 1983.  
 By William R. Wilkerson  
 Director

NEW SECTION

*WAC 220-57A-17500H LAKE WASHINGTON. Notwithstanding the provisions of WAC 220-57A-175, effective immediately through 12:00 noon, August 4, 1983, it is lawful to take, fish for and possess salmon, including sockeye salmon, for personal use from the waters of Lake Washington lying south of the Evergreen Point Floating Bridge under bag limit A. Waters within a 1000-foot radius of the mouth of the Cedar River are closed to salmon angling at all times.*

REPEALER

*The following section of the Washington Administrative Code is repealed:*

WAC 220-57A-17500G LAKE WASHINGTON  
(83-71)

**WSR 83-16-037**  
**ATTORNEY GENERAL OPINION**  
**Cite as: AGO 1983 No. 14**  
[July 28, 1983]

COUNTIES—CITIES AND TOWNS—FIREARMS—POLICE  
POWER—REGULATION OR PROHIBITION OF HANDGUNS  
OR OTHER FIREARMS BY COUNTIES, CITIES OR TOWNS

(1) The provisions of § 12, chapter 232, Laws of 1983, prohibiting cities, towns and counties from enacting local laws and ordinances which are inconsistent with, or more restrictive than, that 1983 act do not bar such a municipality from regulating or restricting the possession or use of firearms in specified places (such as taverns, cocktail lounges, public and private schools and institutions of higher learning, municipal and superior court rooms, or city and county jails by visitors and inmates)—even by one who has lawfully obtained a state concealed weapons permit.

(2) The provisions of RCW 9.94.040 and .043, relating to the possession of firearms on the premises of state penal or correctional institutions, do not apply to county or city jails.

(3) Although a superior court may, under certain circumstances, order the forfeiture of a firearm possessed by one who was under the influence of intoxicating liquor pursuant to § 6(1)(d), chapter 232, Laws of 1983, the aforesaid act does not make the mere possession of a concealed weapon by such a person a misdemeanor.

Requested by:

Honorable Al Williams  
St. Sen., 32nd District  
4801 Fremont Avenue N.  
Seattle, WA 98103

**WSR 83-16-038**  
**NOTICE OF PUBLIC MEETINGS**  
**SEATTLE COMMUNITY**  
**COLLEGE DISTRICT**  
[Memorandum—July 28, 1983]

The regular meeting of the board of trustees, scheduled for Monday, August 8, 1983, has been cancelled. The next regular meeting of the board is scheduled for Monday, September 12, 1983, at South Seattle Community College, 6000 16th Avenue S.W., Seattle, WA 98106.

**WSR 83-16-039**  
**EMERGENCY RULES**  
**DEPARTMENT OF AGRICULTURE**  
[Order 1803—Filed July 29, 1983]

I, M. Keith Ellis, director of the Washington State Department of Agriculture, do promulgate and adopt at Olympia, Washington, the annexed rules relating to restricted use pesticides on pollen shedding corn, chapter 16-230 WAC.

I, M. Keith Ellis, find that an emergency exists and that this 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 the emergency is to protect bees working corn fields. These changes are necessary to include a new chemical, additional formulations of other chemicals used on pollen shedding corn for control of corn ear worm, and to change the restricted areas in Franklin, Adams, Yakima and Grant counties. The season for control of corn ear worm will begin within a week.

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

This rule is promulgated pursuant to RCW 17.21.030 and is intended to administratively implement that statute.

The undersigned hereby declares that the agency 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) in the adoption of these rules.

APPROVED AND ADOPTED July 29, 1983.

By M. Keith Ellis  
Director

NEW SECTION

**WAC 16-230-082 POLLEN SHEDDING CORN—RESTRICTED USE PESTICIDES—AREA UNDER ORDER.** (1) The term "pollen shedding corn" as used in WAC 16-230-082 through WAC 16-230-088 shall be that stage of growth when ten percent or more of the corn plants in any one quarter portion of a field are showing spike anthers.

(2) The insecticides carbaryl (Sevin), diazinon, endosulfan (Thiodan), fenvalerate (Pydrin), malathion, methomyl (Lannate or Nudrin), methyl parathion, and parathion are by this order declared to be restricted use insecticides. Such insecticides are restricted in their use in Areas 1, 2 and 3 in eastern Washington.\*

(3) Area under order. Area 1 – Yakima county; Area 2 – Franklin, Adams and Grant counties; Area 3 – Area within Area 2 in Grant county.

\* Listed trade names are to be used as a guide and may not include all the trade or brand names under which the chemicals are distributed.

NEW SECTION

**WAC 16-230-084 AREAS 1 AND 2.** (1) Area 1 description – Yakima county. This area includes all of

the irrigable lands encompassed by a line beginning at the southwest corner of Section 18, T8N, R21E; thence north seven miles more or less to the southeast corner of Section 36, T10N, R20E; thence fifteen miles west more or less to the southwest corner of Section 34, T10N, R18E; thence north fifteen miles more or less to the northwest corner of Section 22, T12N, R18E; thence east four miles more or less to the Northern Pacific Railroad tracks; thence following the tracks southeast to the Oldenway Road; thence north along the Oldenway Road and section lines to the Yakima river; thence southeast along the Yakima river to Highway 97 north of Toppenish; thence north along Highway 97 to Highway 410 at Buena; thence southeasterly along Highway 410 to the southeast corner of Section 36, T11N, R20E (southern tip of Zillah); thence southeast along the Yakima river to the Sunnyside-Mabton Road; thence south one mile to the Boundary Road; thence southwest along the Boundary Road and the Yakima Indian reservation boundary to the northern section line of Section 22, T8N, R22E; thence west nine miles more or less to the point of beginning.

(2) Area 2 description - Franklin, Adams and Grant counties. This area includes all of the irrigable lands encompassed by a line beginning at Highway 12 and the Columbia river, thence north and west following the river the length of Franklin county and into Grant county to the junction of Grant-Douglas county line, thence north on Grant-Douglas county line to the fifth standard parallel north; thence east twenty-five miles more or less to Highway 17; thence southeast seventeen miles more or less on Highway 17 to Highway 90; thence east twelve miles more or less to Grant-Adams county line; thence south on county line twelve miles more or less to the southeast corner of Section 36, T17N, R30E (southeast corner of Grant county); thence south twelve miles more or less (in Adams county) along east boundary of Section 1, 12, 13, 24, 25, 36, T16N, R30E; thence south along east boundary of Sections 1, 12, 13, 24, 25, 36, T15N, R30E continuing south into Franklin county along east boundary of Section 1 and 12, T14N, R30E to southeast corner of said Section 12; thence west one mile to Highway 17 (Franklin county); thence south on Highway 17 seventeen miles more or less to junction with Highway 395; thence south on Highway 395 fifteen miles more or less to Highway 12; thence west and south four miles more or less to Columbia river to the point of beginning.

(3) Area 1 and 2 restrictions.

(a) On and after August 1 to October 1 of any given year, the application of carbaryl (Sevin) (except Sevin XLR), parathion, methyl parathion and malathion dust in any combination on pollen shedding corn is prohibited in Area 1 and 2.

(b) On and after August 1 to August 15, the application of diazinon, fenvalerate (Pydrin), endosulfan (Thiodan), Sevin XLR, methomyl (Lannate or Nudrin), and malathion liquid on pollen shedding corn is prohibited between the hours of 7:00 a.m. and 2:00 p.m.

(c) On and after August 15 to September 1 of each year, application of diazinon, fenvalerate (Pydrin), endosulfan (Thiodan), Sevin XLR, methomyl (Lannate

or Nudrin), and malathion liquid on pollen shedding corn is prohibited between the hours of 8:30 a.m. and 3:30 p.m.

(d) On and after September 1 to October 1 of each year, application of diazinon, fenvalerate (Pydrin), endosulfan (Thiodan), Sevin XLR, methomyl (Lannate or Nudrin), and malathion liquid on pollen shedding corn is prohibited between the hours of 10:00 a.m. and 4:00 p.m.

(3) The application of microencapsulated methyl parathion shall be prohibited on all pollen shedding corn when properly marked honey bee apiaries occur within a six-mile radius of the pollen shedding corn to be treated.

#### NEW SECTION

WAC 16-230-086 AREA 3. (1) Area 3 description - area within Area 2 in Grant county. This area includes all of the irrigable lands encompassed by a line beginning at the junction of west 645 wasteway and White Trail Road and proceeding east four miles more or less on White Trail Road to Winchester wasteway; thence southeast four miles more or less along Winchester wasteway to I-90; thence east on I-90 nine miles more or less to Potholes Reservoir; thence following the west shoreline southeast to the Frenchmen Hills wasteway; thence west along Frenchmen Hills wasteway fourteen miles more or less to its junction with West 645 wasteway; thence northwest and north fourteen miles more or less along West 645 wasteway to junction with White Trail Road, the point of beginning.

(2) Area 3 restriction. This area is unrestricted as to the use of carbaryl (Sevin), diazinon, endosulfan (Thiodan), fenvalerate (Pydrin), malathion, methomyl (Lannate or Nudrin), methyl parathion, and parathion on pollen shedding corn: PROVIDED, That the application of microencapsulated methyl parathion shall be prohibited on all pollen shedding corn when property marked honey bee apiaries occur within a six-mile radius of the pollen shedding corn to be treated.

#### NEW SECTION

WAC 16-230-088 PERMIT. Upon receipt of a written request and justification for a variance, the director of the Washington state department of agriculture may issue a permit granting a variance from restrictions pertaining to pollen shedding corn.

**WSR 83-16-040**

**EMERGENCY RULES**

**DEPARTMENT OF AGRICULTURE**

[Order 1804—Filed July 29, 1983]

I, Michael Schwisow, deputy director of agriculture, do promulgate and adopt at 406 General Administration Building, Olympia, Washington, the annexed rules relating to WAC 16-532-040, amending the marketing order for Washington hops to increase the annual assessment on all varieties of hops to one dollar per affected unit.

I, Michael Schwisow, find that an emergency exists and that this 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 the emergency is the permanent order for this amendment will become effective on August 28, 1983. This emergency order is necessary to cover the period from August 1 to August 28, as the hop marketing season will start the first of August this year.

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

This rule is promulgated pursuant to chapter 15.65 RCW and is intended to administratively implement that statute.

The undersigned hereby declares that the agency 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) in the adoption of these rules.

APPROVED AND ADOPTED July 29, 1983.

By Michael V. Schwisow  
Deputy Director

AMENDATORY SECTION (Amending Order 1686, filed 5/1/80)

WAC 16-532-040 ASSESSMENTS AND COLLECTIONS. (1) Assessments.

(a) The annual assessment on all varieties of hops shall be (~~sixty cents~~) one dollar per affected unit (~~for crop year 1980 and thereafter~~).

(b) For the purpose of collecting assessments the board may:

(i) Require handlers to collect producer assessments from producers whose production they handle, and remit the same to the board; or

(ii) Require the person subject to the assessment to give adequate assurance or security for its payment.

(c) Subsequent to the first sale no affected units shall be transported, carried, shipped, sold, marketed, or otherwise handled or disposed of until every due and payable assessment herein provided for has been paid and the receipt issued. The foregoing shall include all affected units shipped or sold, both inside and outside the state.

(2) Collections. Any moneys collected or received by the board pursuant to the provisions of the order during or with respect to any season or year may be refunded on a pro rata basis at the close of such season or year or at the close of such longer period as the board determines to be reasonably adapted to effectuate the declared policies of this act and the purposes of such marketing agreement or order, to all persons from whom such moneys were collected or received or may be carried over into and used with respect to the next succeeding season, year or period whenever the board finds that the same will tend to effectuate such policies and purposes.

(3) Penalties. Any due and payable assessment herein levied in such specified amount as may be determined by the board pursuant to the provisions of the act and the

order, shall constitute a personal debt of every person so assessed or who otherwise owes the same, and the same shall be due and payable to the board when payment is called for by it. In the event any person fails to pay the board the full amount of such assessment or such other sum on or before the date due, the board may, and is hereby authorized to add to such unpaid assessment or sum an amount not exceeding ten percent of the same to defray the cost of enforcing the collecting of the same. In the event of failure of such person or persons to pay any such due and payable assessment or other such sum, the board may bring a civil action against such person or persons in a state court of competent jurisdiction for the collection thereof, together with the above specified ten percent thereon, and such action shall be tried and judgment rendered as in any other cause of action for debt due and payable.

WSR 83-16-041

ADOPTED RULES

DEPARTMENT OF AGRICULTURE

[Order 1800—Filed July 29, 1983]

I, Michael V. Schwisow, deputy director of the Department of Agriculture, do promulgate and adopt at 406 General Administration Building, Olympia, Washington 98504, the annexed rules relating to WAC 16-532-040, amending the marketing order for Washington hops to increase the annual assessment on all varieties of hops to one dollar per affected unit.

This action is taken pursuant to Notice No. WSR 83-07-052 filed with the code reviser on March 21, 1983. These rules shall take effect thirty days after they are filed with the code reviser pursuant to RCW 34.04.040(2).

This rule is promulgated pursuant to chapter 15.65 RCW and is intended to administratively implement that statute.

The undersigned hereby declares that the agency 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) in the adoption of these rules.

APPROVED AND ADOPTED June 24, 1983.

By Michael V. Schwisow  
Deputy Director

AMENDATORY SECTION (Amending Order 1686, filed 5/1/80)

WAC 16-532-040 ASSESSMENTS AND COLLECTIONS. (1) Assessments.

(a) The annual assessment on all varieties of hops shall be (~~sixty cents~~) one dollar per affected unit (~~for crop year 1980 and thereafter~~).

(b) For the purpose of collecting assessments the board may:

(i) Require handlers to collect producer assessments from producers whose production they handle, and remit the same to the board; or

(ii) Require the person subject to the assessment to give adequate assurance or security for its payment.

(c) Subsequent to the first sale no affected units shall be transported, carried, shipped, sold, marketed, or otherwise handled or disposed of until every due and payable assessment herein provided for has been paid and the receipt issued. The foregoing shall include all affected units shipped or sold, both inside and outside the state.

(2) Collections. Any moneys collected or received by the board pursuant to the provisions of the order during or with respect to any season or year may be refunded on a pro rata basis at the close of such season or year or at the close of such longer period as the board determines to be reasonably adapted to effectuate the declared policies of this act and the purposes of such marketing agreement or order, to all persons from whom such moneys were collected or received or may be carried over into and used with respect to the next succeeding season, year or period whenever the board finds that the same will tend to effectuate such policies and purposes.

(3) Penalties. Any due and payable assessment herein levied in such specified amount as may be determined by the board pursuant to the provisions of the act and the order, shall constitute a personal debt of every person so assessed or who otherwise owes the same, and the same shall be due and payable to the board when payment is called for by it. In the event any person fails to pay the board the full amount of such assessment or such other sum on or before the date due, the board may, and is hereby authorized to add to such unpaid assessment or sum an amount not exceeding ten percent of the same to defray the cost of enforcing the collecting of the same. In the event of failure of such person or persons to pay any such due and payable assessment or other such sum, the board may bring a civil action against such person or persons in a state court of competent jurisdiction for the collection thereof, together with the above specified ten percent thereon, and such action shall be tried and judgment rendered as in any other cause of action for debt due and payable.

**WSR 83-16-042**  
**EMERGENCY RULES**  
**DEPARTMENT OF FISHERIES**  
[Order 83-78—Filed July 29, 1983]

I, William R. Wilkerson, director of the Department of Fisheries, do promulgate and adopt at Olympia, Washington, the annexed rules relating to personal use rules.

I, William R. Wilkerson, find that an emergency exists and that this 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 the emergency is these rules are adopted pursuant to the Pacific Marine Fisheries Compact.

These 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 the agency 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) in the adoption of these rules.

APPROVED AND ADOPTED July 29, 1983.

By William R. Wilkerson  
Director

NEW SECTION

*WAC 220-56-19000Y SALTWATER SEASONS AND BAG LIMITS. Notwithstanding the provisions of WAC 220-56-190, effective July 30, 1983, it is unlawful to take, fish for, or possess salmon taken for personal use from the waters of the Pacific Ocean except as provided for in this section:*

(1) *It is lawful to fish under bag limit F in those waters north of a line projected due west from the mouth of the Queets River until further notice.*

(2) *Those waters southerly of a line drawn due west from the mouth of the Queets River and northerly of a line drawn due west from the tip of the north jetty at Gray's Harbor (Point Brown) are closed.*

(3) *It is lawful to fish under bag limit F in all waters southerly of a line drawn due west from the tip of the north jetty at Gray's Harbor (Point Brown) and northerly of a line drawn due west from the southern most point on North Head at the mouth of the Columbia River until further notice.*

(4) *It is lawful to fish under bag limit F in those waters southerly of a line drawn due west from the southern most point on North Head and northerly of a line drawn due west from the end of the south jetty at the mouth of the Columbia River, until August 15, 1983.*

REPEALER

*The following section of the Washington Administrative Code is repealed effective July 30, 1983:*

*WAC 220-56-19000W SALTWATER SEASONS AND BAG LIMITS (83-63)*

**WSR 83-16-043**  
**EMERGENCY RULES**  
**DEPARTMENT OF FISHERIES**  
[Order 83-79—Filed July 29, 1983]

I, William R. Wilkerson, director of the Department of Fisheries, do promulgate and adopt at Olympia, Washington, the annexed rules relating to commercial fishing regulations.

I, William R. Wilkerson, find that an emergency exists and that this 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 the emergency is protection in Areas 4B, 5, 6, 6A, 6C, 7 and 7A provide protection for Canadian and Puget Sound chinook during sockeye and pink fisheries under the direction of IPSFC. Openings in Areas 7B, 7C, 8A, and 12 provide opportunity to harvest non-Indian chinook allocations. All other areas closed to prevent overharvest. Troll restrictions in Area 4B provide protection for coho and chinook stocks.

These 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 the agency 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) in the adoption of these rules.

APPROVED AND ADOPTED July 29, 1983.

By William R. Wilkerson  
Director

#### NEW SECTION

**WAC 220-47-802 PUGET SOUND ALL-CITIZEN COMMERCIAL SALMON FISHERY.** Notwithstanding the provisions of Chapter 220-47 WAC, effective immediately until further notice, 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:

\*Area 4B - Under control of International Pacific Salmon Fisheries Commission and U.S. Department of Commerce. Gill net gear is restricted to 5-7/8-inch maximum mesh, when open. Effective August 1, it shall be unlawful to possess or land troll-caught chinook and coho harvested in Area 4B when trolling is allowed under IPSFC fishing regulations. Additionally, troll gear is restricted to bare, blued hooks and flashers when trolling is allowed under IPSFC regulations.

Areas 5, 6, 6A, 6C, 7, and 7A - Under control of International Pacific Salmon Fisheries Commission and U.S. Department of Commerce. Gill net gear restricted to 5-7/8-inch maximum mesh, when open.

Area 7D - Under control of International Pacific Salmon Fisheries Commission and U.S. Department of Commerce.

Areas 6B, 6D, 8, 9, 9A, 10, 10A, 10B, 10C, 10D, 10E, 11, 11A, 12A, 12B, 12C, 12D, 13, 13A, 13B, and all freshwater areas - Closed.

\*Area 7B, excluding that portion south and east of a line from William Point on Samish Island to Saddlebag Island to the southeast tip of Guemes Island, and Area 7C - Closed except gill nets using 7-inch minimum mesh

may fish from 7:00 PM to 9:30 AM nightly August 1 through the morning of August 4. That portion of Area 7C southeasterly of the Oyster Creek line is closed as provided in WAC 220-47-307.

\*Area 8A, excluding those waters northerly of a line from Camano Head to Hermosa Point on the north end of Tulalip Bay - Closed except purse seines using the 5-inch strip may fish from 5:00 AM to 9:00 PM August 2, and gill nets with 7-inch minimum mesh may fish from 7:00 PM August 1 to 9:30 AM August 2. The Port Gardner Preserve is closed as provided in WAC 220-47-307.

\*Area 12 - Closed except gill nets with 7-inch minimum mesh may fish from 7:00 PM August 1 to 9:30 AM August 2. That portion of Area 12 near the mouth of Big Beef Creek is closed as provided in WAC 220-47-307.

#### REPEALER

The following section of the Washington Administrative Code is repealed:

**WAC 220-47-801 PUGET SOUND COMMERCIAL FISHERY RESTRICTIONS (83-73)**

**WSR 83-16-044**

**EMERGENCY RULES**

**DEPARTMENT OF FISHERIES**

[Order 83-80—Filed July 29, 1983]

I, William R. Wilkerson, director of the Department of Fisheries, do promulgate and adopt at Olympia, Washington, the annexed rules relating to commercial fishing regulations.

I, William R. Wilkerson, find that an emergency exists and that this 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 the emergency is restrictions in Areas 4B, 5, 6, 6A, 6C, 7 and 7A provide protection for summer-fall chinook during IPSFC sockeye management. Restrictions in Areas 7B, 7C and the Nooksack and Samish Rivers provide protection for Nooksack-Samish chinook and pink salmon. Restrictions in Area 8 and the Skagit River provide protection for Baker River sockeye. Restrictions in Areas 10, 10B, 10C, 10D and the Cedar River provide protection for Lake Washington sockeye while allowing a harvest on surplus sockeye. Restrictions in Area 13A, the White River, Minter Creek provide protection for local spring chinook stocks. Restrictions in Area 6D and the Strait of Juan de Fuca tributaries provide protection for local summer-fall chinook. Restrictions in Areas 10, 11, 11A, 12 and 12B provide protection for local pink stocks. Restrictions in Area 12C

provide protection for Hoodspout Hatchery chinook and pink stocks.

These 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 the agency 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) in the adoption of these rules.

APPROVED AND ADOPTED July 29, 1983.

By William R. Wilkerson  
Director

### NEW SECTION

**WAC 220-28-308 PUGET SOUND COMMERCIAL FISHERY RESTRICTIONS.** *Effective immediately 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:*

*Areas 4B, 5, 6, and 6C – Drift gill net gear restricted to 5-7/8-inch maximum mesh, when open.*

*Area 6A – Gill net gear restricted to 5-7/8-inch maximum mesh, when open.*

*Areas 6B and 9 – Effective through September 10, gill net gear restricted to 7-inch minimum mesh, when open, and purse seine gear is prohibited.*

*Area 6D and Dungeness River – Effective through September 24, closed to all commercial fishing.*

*Areas 7 and 7A – Gill net gear restricted to 5-7/8-inch maximum mesh, when open.*

*Area 7B – Effective through August 25, gill net gear restricted to 7-inch minimum mesh, when open, and purse seine gear is prohibited.*

*Area 7C – Closed to all commercial fishing southeasterly of a line from the mouth of Oyster Creek 237° true to the fishing boundary marker on Samish Island. In that portion northwesterly of the Oyster Creek line, effective through August 6, gill net gear restricted to 7-inch minimum mesh, when open, and purse seine gear is prohibited. Effective August 7, entire Area 7C closed to all commercial fishing.*

*Area 8 – Effective through August 1, gill net gear restricted to 6-1/2-inch minimum mesh, and all other gear must immediately release all sockeye, when open.*

*\*Area 10 – Effective through August 5, gill net gear restricted to 6-1/2-inch minimum mesh and all other gear must release sockeye, when open. Effective August 6 through September 10, gill nets restricted to 7-inch*

*minimum mesh when open, and purse seine gear is prohibited.*

*\*Area 10B – Closed to all commercial fishing through August 5 except from 3:00 PM August 3 to 9:00 AM August 5; gill nets restricted to 6-1/2-inch minimum mesh when open. Effective August 6 through September 24, gill nets restricted to 6-1/2-inch minimum mesh, and all other gear must release sockeye when open.*

*\*Area 10C – (1) Closed to all commercial fishing except from 10:00 PM July 31 to 2:00 AM August 1, gill nets restricted to 4-1/2-inch minimum mesh when open. (2) That portion within 1,000-foot radius of the mouth of the Cedar River is closed to all commercial fishing.*

*Cedar River – Closed to all commercial fishing.*

*\*Area 10D – Closed to all commercial fishing through July 31. Effective August 1 through October 8, gill net gear restricted to 6-1/2-inch minimum mesh, and all other gear must release sockeye when open. Effective August 1 through December 31, closed to all commercial fishing in that portion within 250 yards of the eastern and northern shores of Lake Sammamish between the Sammamish River and Issaquah Creek.*

*\*Areas 11 and 11A – Effective 2:00 PM July 31 through September 10, gill net gear restricted to 7-inch minimum mesh when open, and purse seine gear is prohibited.*

*Areas 12 and 12B – Effective through September 3, gill net gear restricted to 7-inch minimum mesh, when open, and purse seine gear is prohibited.*

*\*Area 12C – Effective August 1 through September 30, closed to all commercial fishing within 1,000 feet of the western shore between Hoodspout Marina Dock and Glen Ayr Trailer Park.*

*\*Area 13A – Effective through August 15, closed to all net gear in that portion north of a line from Allen Point to the southernmost point of land on the eastern shore of Glen Cove.*

*Nooksack River – Mouth to Marietta Bridge, effective through August 25, commercial net gear restricted to 7-inch minimum mesh, when open; Marietta Bridge to the confluence of the north and south forks, effective through September 1, gill net gear restricted to 7-1/2-inch minimum mesh, when open; upstream of the confluence of north and south forks, closed to all net gear.*

*\*Puyallup River – Effective 2:00 PM July 31 through September 10, gill nets restricted to 7-1/2-inch minimum mesh, when open.*

*White River – Closed to all net gear through July 31.*

*\*Minter Creek - Closed to all net gear through August 15.*

*Skagit River - Mouth to Baker River confluence, effective through August 1, gill net gear restricted to 6-1/2-inch minimum mesh, and other gear must immediately release all sockeye, when open; upstream of Baker River confluence, closed to all commercial fishing.*

*Samish River - Closed to all commercial fishing.*

*Elwha, Hoko, East and West Twin, Clallam, Lyre, Sekiu, Sail and Pysht rivers, and Salt and Deep creeks - Effective through September 24, closed to all commercial fishing.*

### REPEALER

The following section of the Washington Administrative Code is repealed:

WAC 220-28-307 PUGET SOUND COMMERCIAL FISHERY RESTRICTIONS (83-75)

**WSR 83-16-045**

**ADOPTED RULES**

**DEPARTMENT OF AGRICULTURE**

[Order 1805—Filed August 1, 1983]

I, M. Keith Ellis, director of the Washington State Department of Agriculture, do promulgate and adopt at Olympia, Washington, the annexed rules relating to endrin use in apple orchards, chapter 16-228 WAC.

This action is taken pursuant to Notice No. WSR 83-12-044 filed with the code reviser on June 1, 1983. These rules shall take effect thirty days after they are filed with the code reviser pursuant to RCW 34.04.040(2).

This rule is promulgated pursuant to RCW 17.21.030 and is intended to administratively implement that statute.

The undersigned hereby declares that the agency 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) in the adoption of these rules.  
APPROVED AND ADOPTED July 29, 1983.

By M. Keith Ellis  
Director

### NEW SECTION

WAC 16-228-235 **PURPOSE OF ORDER.** The purposes of this administrative order are (1) to provide for an orderly two year phase-out in the use of the pesticide endrin for orchard use in the state of Washington, (2) to provide for a public hearing prior to the 1985 application season to determine whether it is necessary to have a crisis permit process for endrin, (3) to establish criteria for the crisis use (if any) of endrin, and (4) to establish an endrin advisory committee to advise the director regarding the use of endrin.

### NEW SECTION

WAC 16-228-240 **ENDRIN USE IN ORCHARDS—1983 TO 1984.** (1) From the effective date of this order until December 31, 1984, the sale and use of endrin in Washington state orchards shall not exceed six thousand gallons. In administering this provision, the department shall observe the following limitations:

(a) 1983 sale and use of approximately four thousand gallons or less;

(b) 1984 sale and use of approximately two thousand gallons or less;

(2) In administering this provision, the department shall make a fair allocation for distributors, retailers and users of the chemical based upon existing inventories and the historical sale, use and distribution of endrin in local areas in Washington state.

### NEW SECTION

WAC 16-228-245 **ENDRIN APPLICATION TO ORCHARDS.** (1) All references to endrin in WAC 16-228-010 through WAC 16-228-230 shall apply: PROVIDED, That when there is a conflict WAC 16-228-235 through WAC 16-228-290 shall prevail.

(2) Applications of endrin shall not be made to an orchard in the state of Washington until:

(a) The orchard has been inspected by a licensed pest control consultant; and

(b) The Washington state department of game has been requested and provided an opportunity to have a department representative inspect the orchard. The orchardist shall contract the department of game and request such an inspection at or about the time the request for inspection is made to the licensed pest control consultant.

(3) The inspection by the consultant and game representative shall be for the purpose of determining whether there is a need for meadow vole control after the following criteria have been met:

(a) There is proof of meadow vole activity. This must be measured by some type of population level monitoring technique, i.e., number of meadow voles per tree or amount of visible feeding on apples on ground, or there is documentation indicating there has been a problem of meadow vole populations migrating into the orchard from bordering lands after snowfall;

(b) Alternative rodenticides have been used and have not been effective;

(c) Proper cultural and integrated pest management practices such as mowing of cover crop and weed control around trees have been followed during the past year and have not been effective.

(d) The application shall not become a source of contamination of streams, rivers, ponds or lakes because of close proximity or direct surface drainage to these bodies of water.

### NEW SECTION

WAC 16-228-250 **WRITTEN RECOMMENDATION—LICENSED CONSULTANT—GAME REPRESENTATIVE.** (1) The game representative may prepare a written recommendation which shall contain

documentation of the criteria set forth in WAC 16-228-245(3). The licensed pest control consultant shall prepare a written recommendation which shall contain documentation of the criteria set forth in WAC 16-228-245(3) and, in addition, shall include the following:

- (a) Name and address of the grower;
- (b) Address or location of orchard;
- (c) Number of acres to be treated;
- (d) Number of trees per acre;
- (e) Amount of endrin needed to treat the orchard;
- (f) Rate of application;
- (g) Any special precautions of which the orchardist should be made aware.

(2) Two copies of the consultant's recommendation and the game representative's report, if any, must be given to the grower, one copy must be sent to the department of agriculture within seven days after the recommendation or report is made, and one copy must be retained by the consultant.

(3) This section shall be valid until December 31, 1984.

#### NEW SECTION

WAC 16-228-255 **DISTRIBUTION - DEALER RECORDS.** (1) Endrin shall be distributed for meadow vole control only by a licensed pesticide dealer to certified applicators or their duly authorized representative. A copy of any written recommendation by the licensed consultant and game representative and, where applicable, a copy of the permit issued by the department, must be presented to the dealer before the endrin is delivered.

(2) Licensed dealers shall keep records on each sale of endrin which shall include the following:

- (a) Name and address of the certified applicator;
- (b) Applicator or operator certificate or license number;
- (c) Name of authorized agent;
- (d) Date of purchase;
- (e) Brand name and Environmental Protection Agency registration number;
- (f) Amount sold;

(3) Pesticide dealers shall keep the written recommendations or permits and dealer records for a period of two years from the date of distribution. Pesticide dealers shall submit copies of the sales records to the director within thirty days of the date of each sale.

#### NEW SECTION

WAC 16-228-260 **APPLICATION RESTRICTIONS.** (1) The application of endrin shall be restricted to a swath of four feet on each side of the apple tree row. Application shall be made only with ground equipment that is designed to restrict the spray to the four-foot swath with a minimum of drift.

(2) Spray pressure shall not exceed fifty psi: **PROVIDED**, That when a drift control agent has been added to the spray mixture, the spray pressure shall not exceed four hundred psi. Handgun applications using a spray pressure exceeding seventy-five psi must be made with the operator walking next to the four-foot application

swath and spraying from the tractor seat shall be prohibited.

(3) Applications shall not be made if the wind velocity is more than five miles per hour from any direction.

(4) Endrin shall not be applied to a snow cover.

(5) Recommendations prepared by licensed pest control consultants shall be on a form prepared by the department and shall set forth these restrictions in the recommendation, together with a certification that the applicators and orchardists who are to use the endrin have been informed of and understand the restrictions set forth in WAC 16-228-260 and WAC 16-228-265.

#### NEW SECTION

WAC 16-228-265 **POSTING REQUIREMENTS.** (1) Orchards sprayed with endrin must be posted with signs for a period of not less than thirty days from the date of application with the words "POISON - KEEP OUT" printed in both English and Spanish in letters large enough to be legible at a distance of thirty feet and accompanied by a skull and crossbones symbol. The sign also shall contain the statement "Area sprayed with endrin".

(2) The signs shall be posted so as to be readily visible from any point of entry into the orchard.

(3) Workers shall be notified that there shall not be re-entry into the orchard for thirty days after the application unless rubber boots are worn.

#### NEW SECTION

WAC 16-228-270 **PERMIT.** (1) Until December 31, 1984, a special permit shall be obtained by the grower from the Washington state department of agriculture:

(a) To make an application of endrin after November 30;

(b) To make an application of endrin to any one orchard for two consecutive years; or

(c) To allow border applications of endrin to exceed the four-foot swath limit after evidence of renewable infestation from bordering lands has been documented by a licensed pest control consultant.

(2) No special permit shall be issued except upon the criteria and recommendations required by WAC 16-228-235 through WAC 16-228-265.

(3) This section shall be valid until December 31, 1984. After that date, no application of endrin shall be made to orchards in Washington, unless the department of agriculture establishes a crisis permit process as provided in WAC 16-228-285.

#### NEW SECTION

WAC 16-228-275 **APPLICATOR RECORDS.** (1) The applicator must keep records on the use of endrin which shall include the following:

(a) Name and address of grower;

(b) Location or address of orchard treated;

(c) Date of application;

(d) Number of acres treated;

(e) Amount of endrin used;

(f) Type of equipment used;

\* PROPOSED  
AS 16-228-282

- (g) Meadow vole population threshold criteria used;
  - (h) Name of licensed consultant making recommendation;
  - (i) Cultural practices and other rodenticides used prior to the use of endrin;
  - (j) Name of person or firm who supplied the endrin which was applied;
  - (k) Disposal method for empty containers and spray tank residues;
  - (l) A certification that all restrictions on application were observed.
- (2) Applicators shall submit a copy of these records to the department within thirty days after the date of application. The applicator shall be required to keep these records for a period of two years.

NEW SECTION

WAC 16-228-280 ✓ **ENDRIN ADVISORY COMMITTEE.** (1) The director shall appoint an endrin advisory committee as an ad hoc committee of the pesticide advisory board, which shall have the following membership:

- (a) A representative of the department of ecology, as designated by the director of that agency;
- (b) A representative of the department of social and health services, as designated by the director of that agency;
- (c) A representative of the department of agriculture, as designated by the director of that agency;
- (d) A representative of the department of game, as designated by the director of that agency;
- (e) A representative of Washington State University, as designated by the president of that university;
- (f) An orchardist residing in the state of Washington;
- (g) A licensed pest control consultant residing in the state of Washington; and
- (h) A member of the environmental community residing in the state of Washington.

(2) Upon appointment, the endrin advisory committee shall commence a review of the orchard uses of endrin in Washington considering location, amount, frequency and effectiveness of use. The committee shall also study:

- (a) Methods of cultural practices to reduce meadow vole populations in orchards;
- (b) Methods of determining the size of meadow vole populations; and
- (c) Feasible alternatives to use of endrin in orchards.

(3) The committee's findings shall be set forth in a report to the director of the department of agriculture and the pesticide advisory board, to be submitted prior to December 31, 1984. The committee and the board may, based upon findings of the study, recommend further restrictions regarding distribution, use and application of endrin after December 31, 1984.

(4) The department of agriculture will provide the endrin advisory committee members with travel expenses in accordance with RCW 43.03.050 and 43.03.060 as now existing or hereinafter amended for each day spent in actual attendance at or traveling to and from meetings of the committee, or special assignments for the committee as approved by the director.

NEW SECTION

WAC 16-228-285 ✓ **ENDRIN USE IN ORCHARDS AFTER DECEMBER 31, 1984—CRISIS PERMITS—PERMIT REQUIREMENTS.** (1) After December 31, 1984 and prior to the 1985 application season, the director may conduct a public hearing to determine the criteria for crisis use permits, if it appears that such permits may be needed, taking into consideration the recommendations of the endrin advisory committee and the pesticide advisory board. The director shall not establish a crisis permit process unless the director first finds from the record that:

- (a) A substantial need exists among Washington orchardists for a crisis permit process for endrin use;
- (b) Alternatives to endrin are insufficient to meet this need;
- (c) The horticulture community has requested the establishment of a crisis permit process based on incidents which show an inability to control meadow voles despite the use of alternatives to endrin.

(2) If the director makes the findings required by subsection (1), these determinations shall be set forth in writing and shall explain the basis for his decision.

(3) If the director makes the findings required by subsection (1), a crisis permit process for the use of endrin may be established which shall include but not be limited to the following procedures. The department shall not grant a crisis permit unless an applicant establishes the following:

- (a) The criteria in WAC 16-228-245 have been met.
- (b) A licensed pest control consultant shall have inspected the orchard and prepared a written recommendation containing information required by WAC 16-228-250 and certifying that the criteria in WAC 16-228-245 have been met.
- (c) The Washington state department of game has been requested and provided an opportunity to have a department representative inspect the orchard and submit a written report to the department stating whether the criteria in WAC 16-228-245 have been met. The orchardist shall contact the department of game and request such an inspection at or about the time the request for inspection is made to the licensed pest control consultant.
- (d) Two copies of any reports made by the game representative and the consultant's recommendations shall be given to the grower and one copy shall be sent to the department.
- (e) To apply for a permit, the grower shall submit to the department copies of any reports and recommendations of the game representative and consultant, together with any additional information which the department may require, and a request for a crisis permit. If, after reviewing the request and supporting documentation, the department concludes that endrin is the only feasible method for controlling meadow voles in the applicants' orchards, that meadow voles pose a substantial threat to the orchard and that there is a crisis that precludes the option of trying additional alternatives to endrin, the department may issue a crisis permit for use of endrin to the applicant. The permit shall specify the amount of

endrin which may be used and the time and place where it may be applied, and no applicator may apply a greater amount of endrin than specified in the permit, or apply such endrin in a different place or time than is specified in the permit or without meeting the minimum application restrictions of WAC 16-228-260.

(f) No dealer shall sell any endrin for orchard use after December 31, 1984, except to a purchaser who provides a copy of a crisis permit for the use of endrin from the department of agriculture, and no sale of endrin shall exceed the amount specified in such crisis permit. Dealers shall record the sale of endrin together with a copy of the permit submitted by the purchaser, and such records shall be submitted to the department of agriculture within thirty days of sale. The dealer shall also keep a copy of such records and permits for a period of two years from the date of each sale.

(4) No sale, distribution or application of endrin for orchard use in Washington shall be allowed after December 31, 1984, without a crisis permit from the department of agriculture.

#### NEW SECTION

WAC 16-228-900 PENALTIES. Any person who violates the provisions of these regulations shall be guilty of a misdemeanor pursuant to RCW 15.58.330 and RCW 17.21.310.

**WSR 83-16-046**  
**PROPOSED RULES**  
**DEPARTMENT OF**  
**SOCIAL AND HEALTH SERVICES**  
**(Public Assistance)**  
 [Filed August 1, 1983]

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 stamp utility standards, amending WAC 388-54-740.

It is the intention of the secretary to adopt these rules on an emergency basis on or about August 1, 1983;

that the agency will at 2:00 p.m., Wednesday, September 7, 1983, in H-19, Third Floor Conference Room, Office Building #2, Olympia, Washington, conduct a public hearing on the proposed rules.

The formal decision regarding adoption, amendment, or repeal of the rules will take place on September 14, 1983.

The authority under which these rules are proposed is RCW 74.04.510.

The specific statute these rules are intended to implement is RCW 74.04.510.

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency before September 7, 1983.

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

David A. Hogan, Director  
 Division of Administration and Personnel

Department of Social and Health Services  
 Mailstop OB 14  
 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 Franklin, Olympia, Phone (206) 753-7015, by August 24, 1983. The meeting site is in a location which is barrier free.

Dated: July 29, 1983

By: David A. Hogan, Director  
 Division of Administration and Personnel

#### STATEMENT OF PURPOSE

This statement is filed pursuant to RCW 34.04.045.

Re: Amending WAC 388-54-740(4)(d).

The Purpose of the Rule Change: To amend the food stamp utility standards to show an increased amount.

The change in utility standard is required by federal regulation.

Statutory Authority: RCW 74.04.510.

Summary of the Rule Change: Federal regulations require that each state use an annualized utility standard rather than the previous winter/summer utility standards.

Person Responsible for Drafting, Implementation and Enforcement of the Rule Change: Dana Beck, Program Manager, Food Stamp Section, Division of Income Assistance, Mailstop OB 31C, Phone 753-4912.

These rules are necessary as a result of federal law, 7 CFR 272 and 273.

This rule change does not fall under the Regulatory Fairness Act.

#### AMENDATORY SECTION (Amending Order 1956, filed 4/6/83)

WAC 388-54-740 INCOME—DEDUCTIONS. In computing net income, only the following deductions shall be allowed:

(1) A standard deduction of eighty-five dollars per household per month.

(2) An earned income deduction of eighteen percent of gross earned income. Earnings (~~which are~~) excluded in WAC 388-54-735 shall not be included in gross earned income for purposes of computing earned income deductions.

(3) Payments for the care of a child or other dependent when necessary for a household member to accept or continue employment, seek employment, or attend training or education preparatory to employment.

The amount to be deducted for child care shall be the amount actually paid not to exceed one hundred fifteen dollars. The dependent care deduction in combination with the shelter deduction shall not exceed one hundred fifteen dollars.

(4) Shelter costs in excess of fifty percent of the household's income after deducting standard, earned income, and dependent care deductions. The shelter deductions alone or in combination with the dependent care deduction shall not exceed one hundred fifteen dollars.

(a) "Shelter costs" mean rent or mortgage payment plus taxes on a dwelling and property, insurance on the structure only, unless the costs for insuring the structure and its contents cannot be separated, assessments, and utility costs such as heat and cooking fuel, electricity, water, garbage, sewage disposal, and basic service fee for one telephone (plus tax), and initial installation fees for utility services. One-time deposits shall not be included as shelter costs.

Shelter costs shall also include continuing charges leading to the ownership of the shelter such as loan repayments for the purchase of a mobile home, including interest on such payments.

(b) Shelter costs for a home not occupied because of employment, training away from home, illness, or abandonment caused by casualty loss or natural disaster shall be allowed if:

- (i) The household intends to return to the house;
  - (ii) The current occupants, if any, are not claiming shelter costs for food stamp purposes; or
  - (iii) The home is not being leased or rented during the household's absence.
- (c) Charges for the repair of the home which was substantially damaged or destroyed due to a natural disaster such as a fire or flood.
- (d) Standardized utility amounts include utilities such as heating and cooling costs, cooking fuel, electricity not used to heat or cool the residence, water, garbage, sewage disposal, and telephone.

Persons in Household (~~Food Stamp~~) Annualized Utility Standards

	( <del>November 1, 1982</del> ) ( <del>thru</del> <del>April 30, 1983</del> )	May 1, 1983 <del>thru</del> <del>October 31, 1983</del> )
1	\$ <del>(+37)</del>	\$ <del>87</del> ) 112
2	<del>(+48)</del>	93) 121
3	<del>(+60)</del>	97) 129
4	<del>(+70)</del>	101) 136
5	<del>(+80)</del>	109) 145
6	<del>(+91)</del>	114) 153
7	<del>(+98)</del>	119) 159
8	<del>(205)</del>	122) 164
9	<del>(215)</del>	127) 171
10 or more	<del>(224)</del>	133) 179

(e) Households (~~which do~~) not (~~incur~~) incurring any separate utility charges for heating or cooling costs shall not be entitled to claim the standard utility allowance.

(f) If a household is not entitled to the standard utility allowance, (~~it~~) the household may claim actual utility expenses for any utility which (~~it~~) the household does pay separately, except the telephone.

(g) If a household requests and can verify (~~that its~~) the household's utility bills are higher than the standards, the actual utility costs shall be used.

(i) The telephone standard, for families incurring telephone costs, but not entitled to claim the single standard, is ten dollars.

(ii) A household shall be allowed to switch between actual utility costs and the utility standard once during (~~its~~) the household's certification period.

(h) The telephone allowance applies to households (~~which are~~) not entitled to claim the overall standard, but which have telephone expenses.

(i) Where the household shares a residence and utility costs with other individuals, the standard allowance shall be divided equally among the parties (~~which contribute~~) contributing to meeting the utility costs. The household shall only be permitted to use (~~its~~) the household's prorated share of the standard allowance.

(j) Households living in a public housing unit having central utility meters and charging the household only for excess utility costs shall not be permitted to use the standard utility allowance including a heating or cooling cost component. Payment of excess heating or cooling costs shall not qualify the household for the standard utility allowance including a heating or cooling component.

(5) Households (~~which contain~~) containing one or more members (~~who are~~) sixty years of age or older, (~~receive~~) receiving Supplemental Security Income (SSI), or (~~receive~~) receiving Social Security disability payments under Titles I, II, X, XIV, or XVI of the Social Security Act, or is a veteran or surviving disabled spouse or surviving disabled child as defined in WAC 388-54-665(2)(b), shall be authorized effective February 1, 1983:

(a) A dependent care deduction up to one hundred fifteen dollars as specified in WAC 388-54-740(3), and

(b) An excess shelter deduction as specified in WAC 388-54-740(4) for the monthly amount (~~that exceeds~~) exceeding fifty percent of the household's monthly income after all applicable deductions have been made.

(6) An individual (~~who is~~) sixty years of age or older, or (~~receives~~) receiving Supplemental Security Income (SSI), or (~~receives~~) receiving Social Security disability, or has received emergency SSI from the Social Security Administration or is a veteran or surviving disabled spouse or surviving disabled child as defined in WAC 388-54-665(2)(b), shall be authorized effective February 1, 1983, a deduction for unreimbursable monthly medical expenses over thirty-five dollars.

(a) Allowable medical expenses are:

(i) The cost of maintaining an attendant, homemaker, home health aide, housekeeper, and/or child care service. These expenses, which could be claimed either as a medical or child care expense, must be considered as medical expenses;

(ii) The cost of medical insurance;

(iii) Medicare premiums related to coverage under Title XVIII of the Social Security Act;

(iv) Any cost-sharing on spend-down expenses incurred by Medicaid (medical only) recipients;

(v) Hospitalization or outpatient treatment, nursing care, and nursing home care including payments by the household for an individual who was a household member immediately prior to entering a hospital or licensed nursing home;

(vi) Prescription drugs and other over-the-counter medication (including insulin) when prescribed or approved by a licensed practitioner or other qualified health professional;

(vii) The cost of medical supplies, sick-room equipment (including rental), or other prescribed equipment;

(viii) Dentures, hearing aids, prosthetics, and eyeglasses prescribed by an optometrist or physician skilled in eye disease;

(ix) Securing and maintaining a seeing eye dog including the cost of dog food and veterinarian bills;

(x) Reasonable cost of transportation and lodging to obtain medical treatment or services.

(b) Nonallowable expenses are:

(i) The cost of health and hospital insurance which pays in lump-sum settlements or which continue mortgage or loan payments while the beneficiary is disabled; and

(ii) The cost of special diets.

**WSR 83-16-047**  
**EMERGENCY RULES**  
**DEPARTMENT OF**  
**SOCIAL AND HEALTH SERVICES**  
**(Public Assistance)**

[Order 1998—Filed August 1, 1983]

I, David A. Hogan, director of the Division of Administration and Personnel, do promulgate and adopt at Olympia, Washington, the annexed rules relating to food stamp utility standards, amending WAC 388-54-740.

I, David A. Hogan, find that an emergency exists and that this 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 the emergency is these rules are necessary to implement federal amendments to 7 CFR 272 and 273 as published in the federal register of November 16, 1982, starting on page 51551.

These 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 the agency 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) in the adoption of these rules.

APPROVED AND ADOPTED July 29, 1983.

By David A. Hogan, Director  
Division of Administration and Personnel

AMENDATORY SECTION (Amending Order 1956, filed 4/6/83)

WAC 388-54-740 INCOME—DEDUCTIONS. In computing net income, only the following deductions shall be allowed:

(1) A standard deduction of eighty-five dollars per household per month.

(2) An earned income deduction of eighteen percent of gross earned income. Earnings ((which are)) excluded in WAC 388-54-735 shall not be included in gross earned income for purposes of computing earned income deductions.

(3) Payments for the care of a child or other dependent when necessary for a household member to accept or continue employment, seek employment, or attend training or education preparatory to employment.

The amount to be deducted for child care shall be the amount actually paid not to exceed one hundred fifteen dollars. The dependent care deduction in combination with the shelter deduction shall not exceed one hundred fifteen dollars.

(4) Shelter costs in excess of fifty percent of the household's income after deducting standard, earned income, and dependent care deductions. The shelter deductions alone or in combination with the dependent care deduction shall not exceed one hundred fifteen dollars.

(a) "Shelter costs" mean rent or mortgage payment plus taxes on a dwelling and property, insurance on the structure only, unless the costs for insuring the structure and its contents cannot be separated, assessments, and utility costs such as heat and cooking fuel, electricity, water, garbage, sewage disposal, and basic service fee for one telephone (plus tax), and initial installation fees for utility services. One-time deposits shall not be included as shelter costs.

Shelter costs shall also include continuing charges leading to the ownership of the shelter such as loan repayments for the purchase of a mobile home, including interest on such payments.

(b) Shelter costs for a home not occupied because of employment, training away from home, illness, or abandonment caused by casualty loss or natural disaster shall be allowed if:

- (i) The household intends to return to the house;
- (ii) The current occupants, if any, are not claiming shelter costs for food stamp purposes; or
- (iii) The home is not being leased or rented during the household's absence.

(c) Charges for the repair of the home which was substantially damaged or destroyed due to a natural disaster such as a fire or flood.

(d) Standardized utility amounts include utilities such as heating and cooling costs, cooking fuel, electricity not used to heat or cool the residence, water, garbage, sewage disposal, and telephone.

Persons in Household((Food Stamp)) Annualized Utility Standards

	((November 1, 1982)) ((thru April 30, 1983))	May 1, 1983 thru October 31, 1983))
1	\$((+37	<del>5-87))</del> 112
2	((+48	94)) 121
3	((+60	97)) 129
4	((+70	+01)) 136
5	((+80	+09)) 145
6	((+91	+13)) 153
7	((+98	+19)) 159
8	((+205	+22)) 164
9	((+215	+27)) 171
10 or more	((+224	+33)) 179

(e) Households ((which do)) not ((incur)) incurring any separate utility charges for heating or cooling costs shall not be entitled to claim the standard utility allowance.

(f) If a household is not entitled to the standard utility allowance, ((it)) the household may claim actual utility expenses for any utility which ((it)) the household does pay separately, except the telephone.

(g) If a household requests and can verify ((that its)) the household's utility bills are higher than the standards, the actual utility costs shall be used.

(i) The telephone standard, for families incurring telephone costs, but not entitled to claim the single standard, is ten dollars.

(ii) A household shall be allowed to switch between actual utility costs and the utility standard once during ((its)) the household's certification period.

(h) The telephone allowance applies to households ((which are)) not entitled to claim the overall standard, but which have telephone expenses.

(i) Where the household shares a residence and utility costs with other individuals, the standard allowance shall be divided equally among the parties ((which contribute)) contributing to meeting the utility costs. The household shall only be permitted to use ((its)) the household's prorated share of the standard allowance.

(j) Households living in a public housing unit having central utility meters and charging the household only for excess utility costs shall not be permitted to use the standard utility allowance including a heating or cooling cost component. Payment of excess heating or cooling costs shall not qualify the household for the standard utility allowance including a heating or cooling component.

(5) Households (~~(which contain)~~) containing one or more members (~~(who are)~~) sixty years of age or older, (~~(receive)~~) receiving Supplemental Security Income (SSI), or (~~(receive)~~) receiving Social Security disability payments under Titles I, II, X, XIV<sub>2</sub> or XVI of the Social Security Act, or is a veteran or surviving disabled spouse or surviving disabled child as defined in WAC 388-54-665(2)(b), shall be authorized effective February 1, 1983:

(a) A dependent care deduction up to one hundred fifteen dollars as specified in WAC 388-54-740(3), and

(b) An excess shelter deduction as specified in WAC 388-54-740(4) for the monthly amount (~~(that exceeds)~~) exceeding fifty percent of the household's monthly income after all applicable deductions have been made.

(6) An individual (~~(who is)~~) sixty years of age or older, or (~~(receives)~~) receiving Supplemental Security Income (SSI), or (~~(receives)~~) receiving Social Security disability, or has received emergency SSI from the Social Security Administration or is a veteran or surviving disabled spouse or surviving disabled child as defined in WAC 388-54-665(2)(b), shall be authorized effective February 1, 1983, a deduction for unreimbursable monthly medical expenses over thirty-five dollars.

(a) Allowable medical expenses are:

(i) The cost of maintaining an attendant, homemaker, home health aide, housekeeper, and/or child care service. These expenses, which could be claimed either as a medical or child care expense, must be considered as medical expenses;

(ii) The cost of medical insurance;

(iii) Medicare premiums related to coverage under Title XVIII of the Social Security Act;

(iv) Any cost-sharing on spend-down expenses incurred by Medicaid (medical only) recipients;

(v) Hospitalization or outpatient treatment, nursing care, and nursing home care including payments by the household for an individual who was a household member immediately prior to entering a hospital or licensed nursing home;

(vi) Prescription drugs and other over-the-counter medication (including insulin) when prescribed or approved by a licensed practitioner or other qualified health professional;

(vii) The cost of medical supplies, sick-room equipment (including rental), or other prescribed equipment;

(viii) Dentures, hearing aids, prosthetics, and eye-glasses prescribed by an optometrist or physician skilled in eye disease;

(ix) Securing and maintaining a seeing eye dog including the cost of dog food and veterinarian bills;

(x) Reasonable cost of transportation and lodging to obtain medical treatment or services.

(b) Nonallowable expenses are:

(i) The cost of health and hospital insurance which pays in lump-sum settlements or which continue mortgage or loan payments while the beneficiary is disabled; and

(ii) The cost of special diets.

WSR 83-16-048  
EMERGENCY RULES  
DEPARTMENT OF GAME  
(Game Commission)

[Order 207—Filed August 1, 1983]

Be it resolved by the Washington State Game Commission, acting at Ellensburg, Washington, that it does adopt the annexed rules relating to establishing an open fishing season on Alta Lake, Okanogan County, WAC 232-28-60509.

We, the Game Commission, find that an emergency exists and that this 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 the emergency is the fishing season on Alta Lake closed July 31, 1983. The lake is scheduled for rehabilitation in October. An open season will allow anglers to harvest available game fish before the lake is rehabilitated.

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

This rule is promulgated pursuant to RCW 77.12.040 and is intended to administratively implement that statute.

The undersigned hereby declares that the agency 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) in the adoption of these rules.

APPROVED AND ADOPTED July 8, 1983.

By Vern Ziegler  
Chairman, Game Commission

NEW SECTION

WAC 232-28-60509 ESTABLISH AN OPEN FISHING SEASON ON ALTA LAKE, OKANOGAN COUNTY. Notwithstanding the provisions of WAC 232-28-605, it shall be lawful for any sport fisherman to take, fish for, or possess game fish in Alta Lake, Okanogan County.

WSR 83-16-049  
ADOPTED RULES  
STATE BOARD  
OF EDUCATION

[Order 7-83—Filed August 1, 1983]

Be it resolved by the State Board of Education, acting at Port Ludlow, Washington, that it does adopt the annexed rules relating to pupil personnel services, chapter 180-52 WAC.

This action is taken pursuant to Notice No. WSR 83-13-096 filed with the code reviser on June 20, 1983. These rules shall take effect thirty days after they are filed with the code reviser pursuant to RCW 34.04.040(2).

This rule is promulgated pursuant to RCW 28A.04.120 and 28A.31.118 and is intended to administratively implement that statute.

The undersigned hereby declares that the agency 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) in the adoption of these rules.

APPROVED AND ADOPTED July 28, 1983.

By Monica Schmidt  
Secretary

AMENDATORY SECTION (Amending Order 10-69, filed 12/5/69)

WAC 180-52-015 PUPIL TESTS AND RECORDS—AUTHORITY. Pursuant to authority under provisions of (~~RCW 28.04.120 [28A.04.120] and Senate Concurrent Resolution No. 15, 1969 ex. sess.~~) RCW 28A.04.120, the state board of education, hereby prescribes the rules and regulations relating to pupil tests and records hereinafter in WAC 180-52-020, 180-52-025, 180-52-030 and 180-52-035 set forth.

AMENDATORY SECTION (Amending Order 16-79, filed 10/18/79)

WAC 180-52-040 PURPOSE. (1) The purpose of WAC 180-52-040 through 180-52-065 is to implement (~~section 10, chapter 118, Laws of 1979 ex. sess. [RCW 28A.31.118]~~) RCW 28A.31.118, by establishing the procedural and substantive due process requirements governing the exclusion of children from public and private schools for failure to either establish proof of compliance with the immunization requirements established by and pursuant to (~~chapter 118, Laws of 1979 ex. sess. [chapter 28A.31 RCW]~~) chapter 28A.31 RCW, or to establish an exemption from such requirements. These rules are intended to govern the routine, nonemergency enforcement of (~~chapter 118, Laws of 1979 ex. sess. [chapter 28A.31 RCW]~~) chapter 28A.31 RCW.

(2) In the case of an emergency caused by, for example, an epidemic, local health officers may order the the exclusion from school of students who are infected with or are deemed to be susceptible to and exposed to the disease. See the rules of the state board of health, chapter 248-101 WAC. Such an order may include students who have been exempted from the immunization requirements established by and pursuant to (~~chapter 118, Laws of 1979 ex. sess. [chapter 28A.31 RCW]~~) chapter 28A.31 RCW. School officials are advised to consult legal counsel for advice regarding the appropriate procedures to follow in such emergency situations. An emergency may justify the exclusion of unimmunized students prior to their being afforded an opportunity for a hearing. See, for example, WAC 180-40-295, 180-40-300 and 180-40-305 regarding emergency expulsions.

AMENDATORY SECTION (Amending Order 16-79, filed 10/18/79)

WAC 180-52-050 DETERMINATION, ORDER OF EXCLUSION AND NOTICE. (1) The determination and order that a child shall be excluded from further attendance at a public or private school for failure to be in compliance with (~~chapter 118, Laws of 1979 ex. sess. [chapter 28A.31 RCW]~~) chapter 28A.31 RCW and the rules of the state board of health adopted pursuant to (~~chapter 118, Laws of 1979 ex. sess. [chapter 28A.31 RCW]~~) chapter 28A.31 RCW, shall be made by the local health department within which the school is located.

(2) The determination and order of the local health department shall be placed in writing and provided by the department to the chief administrator of the school which the child attends and to the parent(s) or legal guardian(s) of the child or to the adult(s) in loco parentis to the child.

(3) The written notice provided pursuant to subsection (2) of this section shall:

(a) Inform the recipients of the procedures and rights available pursuant to WAC 180-52-050 through 180-52-065 and other matters required by (~~section 8, chapter 118, Laws of 1979 ex. sess. [RCW 28A.31.114]~~) RCW 28A.31.114; and

(b) Order the immediate exclusion of the child from school if the right to a hearing pursuant to WAC 180-52-055 through 180-52-065 is waived or, in the event a hearing is requested and held, if proof of compliance with immunization requirements or of an exemption from such requirements is not established at such a hearing.

AMENDATORY SECTION (Amending Order 16-79, filed 10/18/79)

WAC 180-52-060 PREHEARING AND HEARING RIGHTS—DECISION AND NOTICE THEREOF. (1) If a request for a hearing is received pursuant to WAC 180-52-055, the chief administrator of the school shall schedule and give notice of a hearing to commence within three school days after the date upon which the request for hearing was received. The hearing may be continued to a later date for good cause, but shall not be continued for a period in excess of ten additional school days unless both the local health department and the parent(s) or guardian(s) or adult(s) in loco parentis agree to a longer continuation.

(2) The person who is to serve as the hearing officer shall be appointed by the chief administrator of the school and shall not be a witness: **PROVIDED, HOWEVER**, That any administrator or board which is superior to the chief administrator of the school may instead elect to appoint the hearing officer.

(3) An authorized representative of the local health department and the parent(s) or guardian(s) or adult(s) in loco parentis to the child shall have the right to:

(a) Inspect in advance of the hearing any documentary and other physical evidence which the other party intends to introduce at the hearing;

(b) Be represented by legal counsel;

(c) Question and confront witnesses; and

(d) Make such showings as are relevant to the issues set forth in WAC 180-52-065 by way of witnesses and the introduction of documentary and other physical evidence as he or she desires.

(4) The parent(s) or guardian(s) or adult(s) in loco parentis shall have the burden of proving compliance with ~~((chapter 118, Laws of 1979 ex. sess. [chapter 28A.31 RCW]))~~ chapter 28A.31 RCW.

(5) It shall be the responsibility of an authorized representative of the local health department to present the case in support of the department's decision to order the exclusion of the child.

(6) Either a tape-recorded or verbatim record of the hearing shall be made.

(7) The decision arrived at shall:

(a) Be based solely upon the evidence presented at the hearing and such matters as a hearing officer may take judicial notice of;

(b) Be written and in a form and substance which sets forth findings of fact, conclusions and an order which either upholds or rescinds the determination and order of the local health department; and

(c) Be provided to the local health department and the parent(s) or guardian(s) of the child or the adult(s) in loco parentis to the child.

(8) The exclusion of the child from school shall commence immediately in the event the determination and order of the local health department are upheld.

**AMENDATORY SECTION** (Amending Order 16-79, filed 10/18/79)

WAC 180-52-065 ~~ISSUES TO BE DECIDED.~~ (1) The issues to be addressed and resolved at any hearing conducted pursuant to WAC 180-52-055 and 180-52-060 shall be limited to whether or not:

(a) Proof of immunization has been provided as required by ~~((chapter 118, Laws of 1979 ex. sess. [chapter 28A.31 RCW]))~~ chapter 28A.31 RCW, and the rules of the state board of health adopted pursuant to ~~((chapter 118, Laws of 1979 ex. sess. [chapter 28A.31 RCW]))~~ chapter 28A.31 RCW; or

(b) Proof of initiation of a schedule of immunization and adherence to such schedule has been provided as required by ~~((chapter 118, Laws of 1979 ex. sess. [chapter 28A.31 RCW]))~~ chapter 28A.31 RCW, and the rules of the state board of health; or

(c) An exemption from all or a portion of such immunization requirements has been obtained as allowed by ~~((chapter 118, Laws of 1979 ex. sess. [chapter 28A.31 RCW]))~~ chapter 28A.31 RCW, and the rules of the state board of health adopted pursuant to ~~((chapter 118, Laws of 1979 ex. sess. [chapter 28A.31 RCW]))~~ chapter 28A.31 RCW.

(2) In the event the evidence presented during a hearing conducted pursuant to WAC 180-52-055 and 180-52-060 fails to establish either compliance with such immunization requirements or an exemption from such requirements, the hearing officer(s) shall uphold the determination and order of the health department.

**WSR 83-16-050**

**ADOPTED RULES**

**DEPARTMENT OF REVENUE**

[Order PT 83-2—Filed August 1, 1983]

I, Donald R. Burrows, Director of Revenue, do promulgate and adopt at Olympia, Washington, the annexed rules relating to:

New	WAC 458-53-051	Ratio determination by land use class.
New	WAC 458-53-165	Property not properly valued—Use in study.
Amd	WAC 458-53-070	Sales studies.
Amd	WAC 458-53-080	Sales samples.
Amd	WAC 458-53-090	Sales samples—Assessed valuation.
Amd	WAC 458-53-100	Use of county sales studies.

This action is taken pursuant to Notice No. WSR 83-13-047 filed with the code reviser on June 13, 1983. These rules shall take effect thirty days after they are filed with the code reviser pursuant to RCW 34.04.040(2).

This rule is promulgated pursuant to RCW 84.48.075 and is intended to administratively implement that statute.

This rule is promulgated pursuant to RCW 84.48.075 which directs that the Department of Revenue has authority to implement the provisions of RCW 84.48.075.

The undersigned hereby declares that the agency 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) in the adoption of these rules.

APPROVED AND ADOPTED July 26, 1983.

By Trevor W. Thompson  
Assistant Director

**NEW SECTION**

WAC 458-53-051 ~~RATIO DETERMINATION BY LAND USE CLASS.~~ For those counties with the ability to perform the stratification process by land use classification, subject to department approval, land use classes of property will be used for the purpose of determining the indicated real property ratio. The classes of property shall follow the guidelines outlined in WAC 458-53-040 and will be separated into value strata for the individual use codes in WAC 458-53-050. The value strata may be subject to different parameters than normally used.

Those counties who do not have the ability to prepare a ratio study by land use classification shall use value stratas as shown in WAC 458-53-030.

**AMENDATORY SECTION** (Amending Order PT 82-3, filed 4/6/82)

WAC 458-53-070 ~~SALES STUDIES.~~ (1) Real property sales data obtained from the real estate excise tax sales affidavits will form the basis of the sales study in each county. Validation of these sales as arms-length transactions will follow department criteria as provided in WAC 458-53-080.

(2) The department's sales study will be used as the basis for the real property ratios. In addition, the department will supplement the sales study results with

appraisals in any assessed value stratum or land use code classification where sales are judged to be insufficient to represent all properties in that stratum or land use class according to criteria set out in these rules.

(3) Five percent will be deducted from the sales price shown on the affidavit on all valid real property sales as an adjustment for values transferred that are not assessable as real property.

(4) Sales not deemed representative for use in the study, as defined by the deletion list in WAC 458-53-080 will be eliminated from consideration in ratio computation. Sales used in the study will include only those which occurred over an eight month period between August 1 preceding January 1 of the assessment year and March 31 of the assessment year.

(5) Individual valid sales having a resultant assessment sales ratio under twenty-five percent or over one hundred seventy-five percent shall be excluded from consideration in the study: PROVIDED, That this subsection shall not apply if the number of sales meeting this criteria exceeds ten percent of the total number of sales that would be used in the study subject to the provisions of this subsection: PROVIDED FURTHER, That this subsection shall not apply to any type of property not properly valued and subject to the provisions of WAC 458-53-165.

AMENDATORY SECTION (Amending Order PT 79-3, filed 10/11/79)

WAC 458-53-080 SALES SAMPLES. (1) The starting point for the sales studies will be a sampling of the real estate excise tax sales affidavits each month. Samples used in a current study will be sales during the last five months of the calendar year immediately preceding the current study assessment year and the first three months of the study assessment year.

A sampling plan will be developed by the department of revenue each year based on each county's previous year sales volume. The sampling will be conducted considering sales transferring via warranty deed or contract instruments as initially subject for inclusion in the study. All sales represented by other instruments such as tax deeds, quitclaim deeds, etc., will be excluded from consideration. Timber sales also will be excluded as the valuation of this type of real property is dictated by state law. There are numerous reasons why a warranty deed or contract sale may also be excluded from the study. Conditions such as a sale between relatives, a forced sale or a sale to a nonprofit organization, for example, are sufficient to mark these transactions as being other than "arms-length" and therefore, not a valid indicator of full "true and fair" value. A listing of such reasons and other conditions that will cause a sale to be excluded are shown on the deletion list contained in subsection (2) of this section.

(2) The following sales transactions are examples of sales to be excluded from the sales studies. Deviations from the numerical coding designations set forth in this example may be used as agreed to by individual counties and the department.

NUMERICAL

CODE TYPE OF TRANSACTION

- 1 Family – a sale between relatives.
- 2 Transfers (~~to and from~~) within a corporation by its affiliates or subsidiaries.
- 3 Administrator, guardian or executor of an estate.
- 4 Receiver or trustee in bankruptcy or equity.
- 5 Sheriff or bailee.
- 6 Tax deed.
- 7 ~~((Government agency (federal, state, or local)))~~ Properties exempt from taxation (nonprofit, government, etc.).
- 8 ~~((Nonprofit organization (religious, educational, cemetery lots, etc.)))~~ Individual sales with assessment-to-sales ratios of less than twenty-five percent or greater than one hundred seventy-five percent except as provided in WAC 458-53-100(4), 458-53-070(5) and 458-53-165.
- 9 Quitclaim deed.
- 10 Gift deed, love and affection deed.
- 11 Seller's or purchaser's assignment of contract or deed – transfer of interest.
- 12 Correction deed.
- 13 Trade – exchange of property between same parties.
- 14 Deeds involving partial interest in property, such as one-third or one-half interest. (If transfer involves total interest i.e., one hundred percent of the property, sale is valid.)
- 15 Forced sales – transfers in lieu of imminent foreclosure, condemnation or liquidation.
- 16 Easement or right of way.
- 17 Deed in fulfillment of contract (on a current transaction, a contract with a fulfillment deed is a valid sale.)
- 18 Property (~~sold differs from property assessed~~) physically improved after sale.
- 19 Timber or forest land.
- 20 ~~((New plat – with less than twenty percent sold))~~ Platted within last year, bare lots only – with less than twenty percent sold.
- 21 ~~((Exempt properties))~~ Plottage – Where an adjoining property is sold at a price significantly different than for property of a similar type when a larger unit is being assembled.
- 22 \$1,000 sale or under.
- 23 Lease – Assignment, option, leasehold.
- 24 ~~((Open space. (Designated open space property sold at true and fair value)))~~ Designated open space (as of date of sale).
- 25 ~~((Other – necessary to identify reason i.e., inclusion of personal property not separately identified, liquor license, etc.))~~ Change of use where rezoning takes place.
- 26 Current year segregations that have not been appraised.

NUMERICAL

CODE TYPE OF TRANSACTION

- 27 ~~((Multiple sales not appropriately identified or appraised.))~~ Other - Necessary to identify reason, i.e., inclusion of personal property not separately identified, liquor license, etc.
- ~~((28 Improvements not on assessment roll before May 31 of the ratio study year.~~
- 29 Individual sales with assessment-to-sales ratios of less than twenty-five percent or greater than one hundred seventy-five percent.
- 30 Plottage - where an adjoining property is sold at a price significantly different than for property of a similar type.
- 31 Change of use where rezoning takes place.))

AMENDATORY SECTION (Amending Order PT 79-3, filed 10/11/79)

WAC 458-53-090 ~~SALES~~ SAMPLES-ASSESSED VALUATION. (1) After the sampling of sales has been completed in Olympia, the assessed valuations of the properties remaining in the sample will be obtained by the department's sales analysts from official records retained by county officials. The assessed valuation total recorded will be the official figure as of January 1, the current ratio year assessment date. At this point, attention also will be given to factors which would indicate that a particular transaction is not suitable for inclusion in the study(~~, such as: (a) Changes in the physical condition of the property subsequent to the date of assessment,)) and ((b) verification that the property sold agrees with the description of the property on the assessment roll.)) any other factors which can be ascertained at this time are used to analyze whether sales may be deleted from the study as not being an indicator of full "true and fair" value.~~

The relationship of the assessed value for a real property parcel to a corresponding valid sale of this property within the time period established for the annual ratio sales study indicates the individual ratio for the property. The stratum averages for all such valid sales values and related assessed values in a county, when multiplied by the number of listings in the strata, determine the established real property totals on which the indicated real property ratio is based.

(2) In counties for which the department conducts the sales analysis and ratio studies a sales pre-list will be provided to each assessor. These pre-lists will identify valid sale properties to be used in computation of each county's real property ratio. Department personnel will review these pre-lists with assessors or their staffs to verify the validity of the sale properties identified and the values indicated.

Properties designated in the department-approved county revaluation plan relative to the current ratio study year, and properties on which new construction may be completed during a ratio study year, will be included in that year's ratio study. For these properties the

available current county assessed valuation will be used. Assessors have until ~~((May)) August~~ 31st of each assessment year to place new values on such properties and these values in a corresponding ratio study are included after the close of the assessors' rolls on May 31st.

(3) Certain properties have limited exemptions in assessed value granted by law to persons owning those properties (senior citizens exemptions). In computing a ratio relative to the sale of such property, the full assessed value for the property, before exemption, must be used to determine a proper assessment-to-sales relationship.

(4) Average sample real property assessed values and true and fair values for each value or land use stratum in a county will be derived from sales and appraisal study results. These average values, as provided in WAC 458-53-150, will aid in determining the county real property indicated ratio.

AMENDATORY SECTION (Amending Order PT 82-3, filed 4/6/82)

WAC 458-53-100 USE OF COUNTY SALES STUDIES. (1) If agreed upon by the department and the assessor, the department will use a county sales study, providing it is made according to the standards specified in these rules. Any such agreement shall provide that counties generating their own sales studies will use all or an agreed upon percentage of sales validated by department standards, and that the county shall furnish the department with data from sales deemed invalid as well as those deemed valid and give the reason for deeming invalid any particular sale. All such county studies shall be subject to department audit.

(2) The county-generated sales study will include the following:

(a) All agreed to real property transactions occurring in a county shall be used in the study and shall be for a period of eight consecutive months. Sales transactions used will include only those which occur between August 1 preceding January 1 of the assessment year and March 31 of the assessment year.

(b) Sales of properties identified on the published department of revenue deletion list (WAC 458-53-080) will be removed from the sales analysis study and separately will be produced on a data processing machine listing. This listing will display for each deleted sale an appropriate parcel identification, the sales price, the assessed value, and a numerical code or narrative designation of the reason for deletion of the property from the study. The numerical code used should coincide with the department of revenue published deletion list (WAC 458-53-080). Any numerical code ~~((25)) 27~~ (miscellaneous) should be accompanied by a narrative reason for deletion.

(c) Sales remaining in the sales analysis study will be stratified and printed by assessed value strata. Necessary data for each sale property remaining in the study will be:

(i) Excise tax sales affidavit number, parcel number, or other file identification number.

(ii) The sales price of the transaction, lowered five percent to ninety-five percent of its original value. Further adjustment of any individual sale may be made only if personal property is identified and its value is in excess of five percent of the sale price.

(iii) The current assessed value on the assessors' rolls for the property described on the sales affidavit.

(iv) A computed ratio based on the percent that the assessed valuation is to the adjusted sales price figure.

(3) As soon as practicable following the close of the assessors' rolls on May 31st, and prior to July 1st, the county sales-assessment ratio study should be submitted to the department of revenue. Adjustments for new construction will be made following the August 31st deadline for adding new construction values to the assessment rolls. This will allow time for departmental analysis, field review, and insertion of appraisal data, where appropriate, for final ratio determination by the last week of July, and ultimate ratio certification back to the assessor by August 1.

(4) Individual valid sales having a resultant assessment sales ratio under twenty-five percent or over one hundred seventy-five percent shall be excluded from consideration in the study: PROVIDED, That this subsection shall not apply if the number of sales meeting this criteria exceeds ten percent of the total number of sales that would be used in the study subject to the provisions of this subsection: PROVIDED FURTHER, That this subsection shall not apply to any type of property not properly valued and subject to the provisions of WAC 458-53-165.

NEW SECTION

WAC 458-53-165 **PROPERTY NOT PROPERLY VALUED—USE IN STUDY.** The department shall examine the procedures used by the assessor to assess real and personal property. If any examination by the department discloses other than market value is being listed on the assessment rolls of the county for a particular type of property and, after due notification by the department, is not corrected, the department shall adjust the ratio of that type of property, which adjustment shall be used in determining the counties indicated personal or real property ratios.

When a particular type of property is found to be at other than market value, that type property shall be separated from the other properties in the computation of the ratio. The department shall develop the total assessed value and total market value for that type of property, and it shall be added in at the end of the ratio computation in the same manner as open space and forest land per WAC 458-53-150.

**WSR 83-16-051  
EMERGENCY RULES  
DEPARTMENT OF REVENUE**  
[Order PT 83-3—Filed August 1, 1983]

I, Donald R. Burrows, Director of Revenue, do promulgate and adopt at Olympia, Washington, the annexed rules relating to:

- New WAC 458-53-051 Ratio determination by land use class.
- New WAC 458-53-165 Property not properly valued—Use in study.
- Amd WAC 458-53-070 Sales studies.
- Amd WAC 458-53-080 Sales samples.
- Amd WAC 458-53-090 Sales samples—Assessed valuation.
- Amd WAC 458-53-100 Use of county sales studies.

I, Donald R. Burrows, find that an emergency exists and that this 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 the emergency is the county ratios are to be issued the first part of August, and it is necessary that these rules be in effect at that time in order to validate those ratios.

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

This rule is promulgated pursuant to RCW 84.48.075 and is intended to administratively implement that statute.

This rule is promulgated pursuant to RCW 84.48.075 which directs that the Department of Revenue has authority to implement the provisions of RCW 84.48.075.

The undersigned hereby declares that the agency 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) in the adoption of these rules.

APPROVED AND ADOPTED August 1, 1983.

By Trevor W. Thompson  
Assistant Director

NEW SECTION

**WAC 458-53-051 RATIO DETERMINATION BY LAND USE CLASS.** For those counties with the ability to perform the stratification process by land use classification, subject to department approval, land use classes of property will be used for the purpose of determining the indicated real property ratio. The classes of property shall follow the guidelines outlined in WAC 458-53-040 and will be separated into value strata for the individual use codes in WAC 458-53-050. The value strata may be subject to different parameters than normally used.

Those counties who do not have the ability to prepare a ratio study by land use classification shall use value stratas as shown in WAC 458-53-030.

AMENDATORY SECTION (Amending Order PT 82-3, filed 4/6/82)

**WAC 458-53-070 SALES STUDIES.** (1) Real property sales data obtained from the real estate excise

tax sales affidavits will form the basis of the sales study in each county. Validation of these sales as arms-length transactions will follow department criteria as provided in WAC 458-53-080.

(2) The department's sales study will be used as the basis for the real property ratios. In addition, the department will supplement the sales study results with appraisals in any assessed value stratum or land use code classification where sales are judged to be insufficient to represent all properties in that stratum or land use class according to criteria set out in these rules.

(3) Five percent will be deducted from the sales price shown on the affidavit on all valid real property sales as an adjustment for values transferred that are not assessable as real property.

(4) Sales not deemed representative for use in the study, as defined by the deletion list in WAC 458-53-080 will be eliminated from consideration in ratio computation. Sales used in the study will include only those which occurred over an eight month period between August 1 preceding January 1 of the assessment year and March 31 of the assessment year.

(5) Individual valid sales having a resultant assessment sales ratio under twenty-five percent or over one hundred seventy-five percent shall be excluded from consideration in the study: **PROVIDED**, That this subsection shall not apply if the number of sales meeting this criteria exceeds ten percent of the total number of sales that would be used in the study subject to the provisions of this subsection: **PROVIDED FURTHER**, That this subsection shall not apply to any type of property not properly valued and subject to the provisions of WAC 458-53-165.

**AMENDATORY SECTION** (Amending Order PT 79-3, filed 10/11/79)

WAC 458-53-080 SALES SAMPLES. (1) The starting point for the sales studies will be a sampling of the real estate excise tax sales affidavits each month. Samples used in a current study will be sales during the last five months of the calendar year immediately preceding the current study assessment year and the first three months of the study assessment year.

A sampling plan will be developed by the department of revenue each year based on each county's previous year sales volume. The sampling will be conducted considering sales transferring via warranty deed or contract instruments as initially subject for inclusion in the study. All sales represented by other instruments such as tax deeds, quitclaim deeds, etc., will be excluded from consideration. Timber sales also will be excluded as the valuation of this type of real property is dictated by state law. There are numerous reasons why a warranty deed or contract sale may also be excluded from the study. Conditions such as a sale between relatives, a forced sale or a sale to a nonprofit organization, for example, are sufficient to mark these transactions as being other than "arms-length" and therefore, not a valid indicator of full "true and fair" value. A listing of such reasons and other conditions that will cause a sale to be excluded are shown on the deletion list contained in subsection (2) of this section.

(2) The following sales transactions are examples of sales to be excluded from the sales studies. Deviations from the numerical coding designations set forth in this example may be used as agreed to by individual counties and the department.

**NUMERICAL**

**CODE TYPE OF TRANSACTION**

- |    |  |
|----|--|
| 1  | Family – a sale between relatives.   |
| 2  | Transfers ( <del>to and from</del> ) <u>within</u> a corporation by its affiliates or subsidiaries.  |
| 3  | Administrator, guardian or executor of an estate.  |
| 4  | Receiver or trustee in bankruptcy or equity.   |
| 5  | Sheriff or bailee.   |
| 6  | Tax deed.  |
| 7  | <del>((Government agency (federal, state, or local)))</del> <u>Properties exempt from taxation (nonprofit, government, etc.).</u>  |
| 8  | <del>((Nonprofit organization (religious, educational, cemetery lots, etc.)))</del> <u>Individual sales with assessment-to-sales ratios of less than twenty-five percent or greater than one hundred seventy-five percent except as provided in WAC 458-53-100(4), 458-53-070(5) and 458-53-165.</u> |
| 9  | Quitclaim deed.  |
| 10 | Gift deed, love and affection deed.  |
| 11 | Seller's or purchaser's assignment of contract or deed – transfer of interest.   |
| 12 | Correction deed.   |
| 13 | Trade – exchange of property between same parties.   |
| 14 | Deeds involving partial interest in property, such as one-third or one-half interest. (If transfer involves total interest i.e., one hundred percent of the property, sale is valid.)  |
| 15 | Forced sales – transfers in lieu of <u>imminent</u> foreclosure, condemnation or liquidation.  |
| 16 | Easement or right of way.  |
| 17 | Deed in fulfillment of contract (on a current transaction, a contract with a fulfillment deed is a valid sale.)  |
| 18 | Property ( <del>(sold differs from property assessed)</del> ) <u>physically improved after sale.</u>   |
| 19 | Timber or forest land.   |
| 20 | <del>((New plat – with less than twenty percent sold))</del> <u>Platted within last year, bare lots only – with less than twenty percent sold.</u>   |
| 21 | <del>((Exempt properties))</del> <u>Plottage – Where an adjoining property is sold at a price significantly different than for property of a similar type when a larger unit is being assembled.</u>   |
| 22 | \$1,000 sale or under.   |
| 23 | Lease – Assignment, option, leasehold.   |
| 24 | <del>((Open space. (Designated open space property sold at true and fair value)))</del> <u>Designated open space (as of date of sale).</u>   |

NUMERICAL

CODE	TYPE OF TRANSACTION
25	<del>((Other - necessary to identify reason i.e., inclusion of personal property not separately identified, liquor license, etc.))</del>
26	<del>Change of use where rezoning takes place.</del>
27	<del>Current year segregations that have not been appraised.</del>
28	<del>((Multiple sales not appropriately identified or appraised.)) Other - Necessary to identify reason, i.e., inclusion of personal property not separately identified, liquor license, etc.</del>
29	<del>Improvements not on assessment roll before May 31 of the ratio study year.</del>
30	<del>Individual sales with assessment-to-sales ratios of less than twenty-five percent or greater than one hundred seventy-five percent.</del>
31	<del>Plottage - where an adjoining property is sold at a price significantly different than for property of a similar type.</del>
32	<del>Change of use where rezoning takes place.))</del>

AMENDATORY SECTION (Amending Order PT 79-3, filed 10/11/79)

WAC 458-53-090 SALES SAMPLES-ASSESSED VALUATION. (1) After the sampling of sales has been completed in Olympia, the assessed valuations of the properties remaining in the sample will be obtained by the department's sales analysts from official records retained by county officials. The assessed valuation total recorded will be the official figure as of January 1, the current ratio year assessment date. At this point, attention also will be given to factors which would indicate that a particular transaction is not suitable for inclusion in the study(~~(, such as: (a) Changes in the physical condition of the property subsequent to the date of assessment,)) and ((b) verification that the property sold agrees with the description of the property on the assessment roll.)) any other factors which can be ascertained at this time are used to analyze whether sales may be deleted from the study as not being an indicator of full "true and fair" value.~~

The relationship of the assessed value for a real property parcel to a corresponding valid sale of this property within the time period established for the annual ratio sales study indicates the individual ratio for the property. The stratum averages for all such valid sales values and related assessed values in a county, when multiplied by the number of listings in the strata, determine the established real property totals on which the indicated real property ratio is based.

(2) In counties for which the department conducts the sales analysis and ratio studies a sales pre-list will be provided to each assessor. These pre-lists will identify valid sale properties to be used in computation of each county's real property ratio. Department personnel will review these pre-lists with assessors or their staffs to

verify the validity of the sale properties identified and the values indicated.

Properties designated in the department-approved county revaluation plan relative to the current ratio study year, and properties on which new construction may be completed during a ratio study year, will be included in that year's ratio study. For these properties the available current county assessed valuation will be used. Assessors have until ~~((May)) August 31st~~ of each assessment year to place new values on such properties and these values in a corresponding ratio study are included after the close of the assessors' rolls on May 31st.

(3) Certain properties have limited exemptions in assessed value granted by law to persons owning those properties (senior citizens exemptions). In computing a ratio relative to the sale of such property, the full assessed value for the property, before exemption, must be used to determine a proper assessment-to-sales relationship.

(4) Average sample real property assessed values and true and fair values for each value or land use stratum in a county will be derived from sales and appraisal study results. These average values, as provided in WAC 458-53-150, will aid in determining the county real property indicated ratio.

AMENDATORY SECTION (Amending Order PT 82-3, filed 4/6/82)

WAC 458-53-100 USE OF COUNTY SALES STUDIES. (1) If agreed upon by the department and the assessor, the department will use a county sales study, providing it is made according to the standards specified in these rules. Any such agreement shall provide that counties generating their own sales studies will use all or an agreed upon percentage of sales validated by department standards, and that the county shall furnish the department with data from sales deemed invalid as well as those deemed valid and give the reason for deeming invalid any particular sale. All such county studies shall be subject to department audit.

(2) The county-generated sales study will include the following:

(a) All agreed to real property transactions occurring in a county shall be used in the study and shall be for a period of eight consecutive months. Sales transactions used will include only those which occur between August 1 preceding January 1 of the assessment year and March 31 of the assessment year.

(b) Sales of properties identified on the published department of revenue deletion list (WAC 458-53-080) will be removed from the sales analysis study and separately will be produced on a data processing machine listing. This listing will display for each deleted sale an appropriate parcel identification, the sales price, the assessed value, and a numerical code or narrative designation of the reason for deletion of the property from the study. The numerical code used should coincide with the department of revenue published deletion list (WAC 458-53-080). Any numerical code ~~((25)) 27~~ (miscellaneous) should be accompanied by a narrative reason for deletion.

(c) Sales remaining in the sales analysis study will be stratified and printed by assessed value strata. Necessary data for each sale property remaining in the study will be:

(i) Excise tax sales affidavit number, parcel number, or other file identification number.

(ii) The sales price of the transaction, lowered five percent to ninety-five percent of its original value. Further adjustment of any individual sale may be made only if personal property is identified and its value is in excess of five percent of the sale price.

(iii) The current assessed value on the assessors' rolls for the property described on the sales affidavit.

(iv) A computed ratio based on the percent that the assessed valuation is to the adjusted sales price figure.

(3) As soon as practicable following the close of the assessors' rolls on May 31st, and prior to July 1st, the county sales-assessment ratio study should be submitted to the department of revenue. Adjustments for new construction will be made following the August 31st deadline for adding new construction values to the assessment rolls. This will allow time for departmental analysis, field review, and insertion of appraisal data, where appropriate, for final ratio determination by the last week of July, and ultimate ratio certification back to the assessor by August 1.

(4) Individual valid sales having a resultant assessment sales ratio under twenty-five percent or over one hundred seventy-five percent shall be excluded from consideration in the study: PROVIDED, That this subsection shall not apply if the number of sales meeting this criteria exceeds ten percent of the total number of sales that would be used in the study subject to the provisions of this subsection; PROVIDED FURTHER, That this subsection shall not apply to any type of property not properly valued and subject to the provisions of WAC 458-53-165.

#### NEW SECTION

WAC 458-53-165 PROPERTY NOT PROPERLY VALUED—USE IN STUDY. The department shall examine the procedures used by the assessor to assess real and personal property. If any examination by the department discloses other than market value is being listed on the assessment rolls of the county for a particular type of property and, after due notification by the department, is not corrected, the department shall adjust the ratio of that type of property, which adjustment shall be used in determining the counties indicated personal or real property ratios.

When a particular type of property is found to be at other than market value, that type property shall be separated from the other properties in the computation of the ratio. The department shall develop the total assessed value and total market value for that type of property, and it shall be added in at the end of the ratio computation in the same manner as open space and forest land per WAC 458-53-150.

#### WSR 83-16-052

##### ADOPTED RULES

#### DEPARTMENT OF REVENUE

[Order ET 83-4—Filed August 1, 1983]

I, Donald R. Burrows, director of the Department of Revenue, do promulgate and adopt at Olympia, Washington, the annexed rules relating to returns, remittances, penalties, extensions, inventory tax credit applications, stay of collections, WAC 458-20-228.

This action is taken pursuant to Notice No. WSR 83-13-025 filed with the code reviser on June 7, 1983. These rules shall take effect thirty days after they are filed with the code reviser pursuant to RCW 34.04.040(2).

This rule is promulgated under the general rule-making authority of the Department of Revenue as authorized in RCW 82.32.300.

The undersigned hereby declares that the agency 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) in the adoption of these rules.

APPROVED AND ADOPTED August 1, 1983.

By DeLoss H. Brown, Acting Director  
Tax Rules, Interpretation and Appeals Division

#### AMENDATORY SECTION (Amending Order ET 74-1, filed 5/7/74)

WAC 458-20-228 ~~((RULE 228))~~ RETURNS, REMITTANCES, PENALTIES, EXTENSIONS, INVENTORY TAX CREDIT APPLICATIONS, STAY OF COLLECTION. The taxes imposed under chapter 82.20 RCW (Tax on Conveyances) and under chapter 82.24 RCW (Tax on Cigarettes) are collected through sales of revenue stamps.

As to taxes imposed under chapter 82.04 RCW (Business and Occupation Tax), chapter 82.08 RCW (Retail Sales Tax), chapter 82.12 RCW (Use Tax), chapter 82.14 RCW (Local Sales and Use Taxes) chapter 82.16 RCW (Public Utility Tax), and chapter 82.26 RCW (Tobacco Products Tax), returns and remittances are ~~((due on the fifteenth day of the month next succeeding the period in which the tax accrued))~~ to be filed with the department of revenue by the taxpayer. Returns are filed monthly, quarterly or annually. Reporting periods are assigned by the department of revenue on the basis of the amount of tax liability. Returns shall be made upon forms prepared by the department, which forms are forwarded by mail to all registered taxpayers approximately ten days prior to the due date of the tax.

Remittances in payment of tax may be made by uncertified bank check, but if any such check or remittance, other than legal tender, be not honored by the bank on which drawn, the taxpayer shall remain liable for the payment of the tax and for all legal penalties thereon. The department may refuse to accept any check which, in its opinion, would not be honored by the bank on which such check is drawn. The remittance covered by any check which is so refused will be deemed not to have been made and the taxpayer will remain liable for the tax due and for the applicable penalties.

For monthly reporting taxpayers, the tax returns are due as shown in the following schedule:

<u>BUSINESS ACTIVITY DURING:</u>	<u>TAX RETURN IS DUE:</u>
<u>October 1981 through March 1982</u>	<u>25th of the following month</u>
<u>April 1982 through March 1983</u>	<u>20th of the following month</u>
<u>April 1983 through March 1985</u>	<u>15th of the following month</u>
<u>April 1985 and thereafter</u>	<u>25th of the following month</u>

If the tax return is not filed by the due date shown above, a 5% penalty will apply; a 10% penalty will apply if the return is not filed within 30 days of the due date; and a 20% penalty will apply if the return is still delinquent 60 days from the due date.

As to taxpayers reporting quarterly or annually, the tax return is due on or before the last day of the month following the period covered by the tax return. If payment of any tax due is not received by the department by the last day of the month in which the tax becomes due, there shall be assessed a penalty of five percent of the amount of the tax; and if the tax is not received ~~((by))~~ within thirty days of the last day of the month ~~((next succeeding the month))~~ in which the due date falls, there shall be assessed a total penalty of ten percent of the amount of the tax; and if the tax is not received ~~((by))~~ within sixty days of the last day of the ~~((second month next succeeding the))~~ month in which the due date falls, there shall be assessed a total penalty of twenty percent of the amount of the tax.

The department may refuse to accept any return which is not accompanied by a remittance of the tax shown to be due thereon, and if not accepted, the taxpayer shall be deemed to have failed or refused to file a return, and shall be subject to the foregoing penalties.

Under the law, none of the penalties referred to above may be less than two dollars. The aggregate of penalties for failure to file a return, late payment of any tax, increase or penalty, or issuance of a warrant may not exceed twenty-five percent of the tax due, or seven dollars, whichever is greater.

The department shall apply the payment of the taxpayer first against penalties and interest, and then upon the tax, without regard to any direction of the taxpayer.

The department will waive or cancel the penalties imposed under RCW 82.32.090 and interest imposed under RCW 82.32.050 upon finding that the failure of a taxpayer to pay any tax by the due date was due to circumstances beyond the control of the taxpayer. The department has no authority to cancel penalties or interest for any other reason.

The following situations will constitute the only circumstances under which a cancellation of penalties will be considered by the department.

1. The return was filed on time but inadvertently mailed to another agency.
2. The delinquency was due to erroneous information given the taxpayer by a department officer or employee.
3. The delinquency was caused by death or serious illness of the taxpayer or his immediate family, or illness or death of his accountant or in the accountant's immediate family, prior to the filing date.
4. The delinquency was caused by unavoidable absence of the taxpayer, prior to the filing date.

5. The delinquency was caused by the destruction by fire or other casualty of the taxpayer's place of business or business records.

6. The taxpayer, prior to the time for filing return, made timely application to the Olympia or district office, in writing, for proper forms and these were not furnished in sufficient time to permit the completed return to be paid before its delinquent date.

A request for a waiver or cancellation of penalties must be in letter form ~~((or, if filed through a district office, in the form of an affidavit witnessed by an agent of the department))~~ and should contain all pertinent facts and be accompanied by such proof as may be available. In all such cases the burden of proving the facts is upon the taxpayer.

The following situations will constitute circumstances under which a waiver or cancellation of interest upon assessments pursuant to RCW 82.32.050 will be considered by the department.

1. The failure to pay the tax prior to issuance of the assessment was the direct result of written instructions given the taxpayer by the department.
2. Extension of the due date for payment of an assessment was not at the request of the taxpayer and was for the sole convenience of the department.

#### STAY OF COLLECTION

RCW 82.32.200 provides that

When any assessment or additional assessment (of taxes) has been made, the taxpayer may obtain a stay of collection, under such circumstances and for such periods as the department may by general regulation provide, of the whole or any part thereof, by filing with the department a bond in an amount, not exceeding twice the amount on which stay is desired, and with sureties as the department deems necessary, conditioned for the payment of the amount of the assessments, collection of which is stayed by the bond, together with the interest thereon at the rate of one percent of the amount of such assessment for each thirty days or portion thereof from the due date until paid.

(Note: RCW 82.32.190 authorizes issuance of an order by the department holding in abeyance tax collection during pendency of litigation. Such tax might be that due on excise tax returns or tax due for unaudited periods for which no assessment has been issued. If, however, an assessment has been issued and is unpaid, RCW 82.32.200, not RCW 82.32.190, is the operative statute for stay of collection with respect to such an assessment.)

The department will give consideration to a request that it grant a stay of collection if

1. Written request for the stay is made prior to due date for payment of the tax assessment, and
2. Payment of any unprotested portion of the assessment and other taxes due is timely made, and
3. The requested stay is accompanied by an offer of a cash bond, or the offer of a security bond, the conditions of which are guaranteed by a specified authorized surety insurer; in either case the amount of the bond will ordinarily be set in an amount equal to the assessment or portion thereof for which stay is requested together with

interest thereon at the rate of one percent per month, but in appropriate cases the department may require a bond in an increased amount not to exceed twice the amount for which stay is requested.

The department will grant a stay of collection only when it is satisfied and determines that it is in the best interests of the state to do so. Factors which it will consider in making this determination include: the existence of (1) a constitutional issue to be litigated by the taxpayer the resolution of which is uncertain; (2) a matter of first impression for which the department has little precedent in administrative practice; and (3) an issue affecting other similarly situated taxpayers for whom the department would be willing to stay collection of the tax.

Claims of financial hardship or threat of litigation are not grounds which would justify the granting of a stay of collection. However, the department will consider a claim of significant financial hardship as grounds for staying collection procedures, but this will be done only if a partial payment agreement is executed and kept in accordance with the department's procedures and with such security as the department deems necessary.

If the department grants a stay of collection, the stay will be for a period of no longer than two calendar years from the date of acceptance of the taxpayer request therefor or thirty days following a decision not appealed from by a tribunal or court of competent jurisdiction upholding the validity of the tax assessed, whichever date occurs first. The department may extend the period of a stay originally granted, but only for good cause shown.

~~((EXTENTIONS--))~~ EXTENSIONS

The department, for good cause, may extend the due date for filing any return. Any permanent extension, and any temporary extension in excess of thirty days, must be conditional upon deposit by the taxpayer with the department of an amount equal to the estimated tax liability for the reporting period or periods for which the extension is granted. This deposit is credited to the taxpayer's account and may be applied to the taxpayer's liability upon cancellation of the permanent extension or upon reporting of the tax liability where a temporary extension of more than thirty days has been granted.

The amount of the deposit is subject to departmental approval. The amount will be reviewed from time to time, and a change may be required at any time that the department concludes that such amount does not approximate the tax liability for the reporting period or periods for which the extension was granted.

~~((Revised May 3, 1974.))~~

INVENTORY TAX CREDIT

A credit against business and occupation tax for property tax on business inventories paid before delinquency (i.e., paid on or before the time specified in RCW 84.56.020) is authorized by RCW 82.04.442. However, the credit may be allowed notwithstanding that the property tax was not paid by the due date for such payment upon a finding by the department of revenue that the delinquency was due to extenuating circumstances. Extenuating circumstances are those which

are beyond the control of the taxpayer and are the same generally as would justify the waiver of interest or penalties, namely:

1. The payment was mailed timely, but was inadvertently addressed incorrectly.

2. The delinquency was caused by death or serious illness of the taxpayer or his immediate family, or death or serious illness of his accountant or his immediate family.

3. The delinquency was caused by unavoidable absence of the taxpayer.

4. The delinquency was caused by the destruction by fire or other casualty of the taxpayer's place of business or business records.

**WSR 83-16-053**

**ADOPTED RULES**

**DEPARTMENT OF REVENUE**

[Order ET 83-5—Filed August 1, 1983]

I, Donald R. Burrows, director of the Department of Revenue, do promulgate and adopt at Olympia, Washington, the annexed rules relating to publishers of newspapers, magazines, periodicals, WAC 458-20-143.

This action is taken pursuant to Notice No. WSR 83-13-026 filed with the code reviser on June 7, 1983. These rules shall take effect thirty days after they are filed with the code reviser pursuant to RCW 34.04.040(2).

This rule is promulgated under the general rule-making authority of the Department of Revenue as authorized in RCW 82.32.300.

The undersigned hereby declares that the agency 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) in the adoption of these rules.

APPROVED AND ADOPTED August 1, 1983.

By DeLoss H. Brown, Acting Director  
Tax Rules, Interpretation and Appeals Division

AMENDATORY SECTION (Amending Order ET 83-17, filed 3/15/83)

WAC 458-20-143 PUBLISHERS OF NEWSPAPERS, MAGAZINES, PERIODICALS.

BUSINESS AND OCCUPATION TAX

PRINTING AND PUBLISHING. Publishers of newspapers, magazines and periodicals are taxable under the printing and publishing classification upon the gross income derived from the publishing business.

Persons who both print and publish books, music, circulars, etc., or any other item, are likewise taxable under the printing and publishing classification. However, persons, other than publishers of newspapers, magazines or periodicals, who publish such things and do not print the same, are taxable under either the wholesaling or retailing classification, measured by gross sales, and taxable under the service classification, measured by the gross income received from advertising.

RETAIL SALES TAX

Sales of newspapers, whether by publishers or others, are specifically exempt from the retail sales tax.

However, sales of magazines, periodicals, and all publications other than newspapers are subject to the retail sales tax when made to consumers.

"NEWSPAPER" DEFINED. The word "newspaper" means a publication of general circulation bearing a title, issued regularly at stated intervals of at least once every two weeks, and formed of printed paper sheets without substantial binding. It must be of general interest, containing information of current events. The word does not include ((~~racing forms or other similar~~)) publications devoted solely to a specialized field. It shall include school newspapers, regardless of the frequency of publication, where such newspapers are distributed regularly to a paid subscription list.

Sales to newspapers, magazine and periodical publishers of paper and printers ink which become a part of the publications sold, and sales by printers of printed publications to publishers for sale, are sales for resale and are not subject to the retail sales tax.

With respect to community newspapers which are distributed free of charge, where the publisher has a contract with his advertisers to distribute the newspaper to the subscriber in consideration for the payments made by the advertisers, it will be construed that the publisher sells the newspaper to the advertiser, and, therefore, the retail sales tax will not apply with respect to the charge made by the printer to the publisher for printing the newspaper or with respect to the purchase of ink and paper when the publisher prints his own newspaper.

Sales to newspaper, magazine or periodical publishers of equipment and of supplies and materials which do not become a part of the finished publication which is sold are subject to the retail sales tax. This includes, among others, sales of engravings, fuel, furniture, lubricants, machinery, negatives and plates used in offset printing, photographs, stationery and writing ink. Sales of engravings to publishers are subject to the retail sales tax unless the publisher resells such engravings without intervening use.

Sales to newspaper, magazine or periodical publishers of baseball bats, bicycles, dolls and other articles of tangible personal property which are to be distributed by the publisher as gifts, premiums or prizes are sales for consumption and subject to the retail sales tax.

So-called "sales" by authors and artists to publishers of the right to publish scripts, paintings, illustrations and cartoons are mere licenses to use, not sales of tangible personal property and, therefore, are not subject to the retail sales tax.

USE TAX

Publishers of newspapers, magazines and periodicals are subject to tax upon the value of articles printed or produced for use in conducting such business.

WSR 83-16-054  
EXECUTIVE ORDER  
OFFICE OF THE GOVERNOR  
[EO 83-10]

ESTABLISHING THE GOVERNOR'S CITIZENS  
UTILITY AND TELECOMMUNICATION  
ADVISORY COMMITTEE

We are in an era of rapid change in utility regulation. The citizens of Washington are concerned about numerous utility issues: the restructuring of the telecommunications industry, escalating electrical rates and problems, the deregulation of natural gas, the financing of conservation programs, and others. Everyone, from large industrial customers to individual ratepayers, are concerned about the effect of these issues on the cost of basic utility services and on the ability to provide these necessary services in future years.

Changes in the cost of these services and in their delivery have a significant impact on all segments of our society. Yet, often, the rate hearings and proceedings are couched in technical economic, accounting, and legal terms, limiting effective consumer understanding and participation.

In order to provide a broader avenue for consumer comment and to facilitate consumer awareness and understanding of the operation of the Washington Utilities and Transportation Commission and its proceedings under state law, it is desirable that a citizens' utility and telecommunications advisory committee be established.

NOW, THEREFORE, I, John Spellman, Governor of the state of Washington, by virtue of the authority vested in me, do hereby order and direct the following:

- A. A citizens' advisory committee shall be established to be known as the Governor's Citizens Utility and Telecommunication Advisory Committee;
- B. The Committee shall be comprised of three people from each Congressional District, appointed to represent a broad range of consumers and interests;
- C. The Committee shall examine the causes and conditions surrounding major changes occurring within telecommunications and other utility areas and advise the Washington Utilities and Transportation Commission of possible changes in the manner of regulating such activities and the design of rates and tariffs to assess a fair and equitable distribution of the costs resulting from these changes;
- D. The Committee shall form three sub-committee, telecommunications, electric utilities, and water and gas utilities, with an appointee from each

Congressional District on each subcommittee;

- E. The Governor shall appoint the chairman of the Committee who shall serve as an ex-officio member;
- F. The Committee shall meet at least monthly and will receive necessary support and assistance from the staff of the Washington Utilities and Transportation Commission;
- G. The Committee shall, from time to time, report their findings and recommendations to the Governor, to the Washington Utilities and Transportation Commission, to the legislature, and to the public;
- H. The members of the Committee shall be reimbursed their expenses in the same manner as state officers and employees.

IN WITNESS WHERE-  
OF, I have hereunto set my hand and caused the seal of the state of Washington to be affixed at Olympia this 29th day of July, A.D., nineteen hundred and eighty-three.

John Spellman

Governor of Washington

BY THE GOVERNOR:

Ralph Munro

Secretary of State

repeal rules concerning traffic rules, chapter 132Y-100 WAC;

that the institution will at 8:00 p.m., Thursday, September 22, 1983, in Room 424, Lynnwood Hall, Edmonds Community College, Lynnwood, Washington 98036, conduct a public hearing on the proposed rules.

The adoption, amendment, or repeal of the rules will take place immediately following the hearing.

The authority under which these rules are proposed is RCW 28B.50.140(10).

Interested persons may submit data, views, or arguments to this institution in writing to be received by this institution before September 22, 1983.

Dated: July 29, 1983

By: Jennis J. Bapst

Vice President for Planning and Development

STATEMENT OF PURPOSE

Title: Traffic rules, Edmonds Community College.

The Purpose of These Amendments: To permit the attachment of a vehicle immobilizer as an alternative to impoundment, to change the method of visitor registration of vehicles parked on campus, to clarify references to administrative offices and officials, and to clarify the enforcement of handicapped parking rules.

The College Officials Responsible for Drafting These Rules: Jennis J. Bapst, Vice President for Planning and Development, scan 241-0280; and Don Bloom, Director of College Facilities, scan 241-0280.

Responsible for Enforcing the Rules: Don Bloom, Director of Facilities, Edmonds Community College.

These rules are being proposed by Edmonds Community College.

Reviser's note: Several sections of chapter 132Y-100 WAC were filed by Edmonds Community College without any amendments shown by the required addition and deletion marks. Those sections are displayed below, pursuant to RCW 34.08.040, exactly as filed by the college. They have not been compared to the currently effective language since the college apparently intended no notice of amendments to them.

Chapter 132Y-100 WAC  
TRAFFIC RULES

WAC

- 132Y-100-001 Purpose for adopting rules.
- 132Y-100-004 Applicable traffic rules and regulations.
- 132Y-100-008 Permit required for vehicles on campus.
- 132Y-100-012 Valid permit.
- 132Y-100-016 Transfer of permits.
- 132Y-100-020 Permit revocation.
- 132Y-100-024 Right to refuse permit.
- 132Y-100-028 Authorization for issuance of permits.
- 132Y-100-032 Display of permits.
- 132Y-100-036 Parking permit fees.
- 132Y-100-040 Refund of fees.
- 132Y-100-044 Additional vehicles.
- 132Y-100-048 Failure to register.
- 132Y-100-052 Parking permit exceptions.
- 132Y-100-056 Parking within designated spaces.
- 132Y-100-060 Locating legal parking space.
- 132Y-100-064 Motorcycle parking.
- 132Y-100-068 Bicycle parking.
- 132Y-100-072 Handicapped parking.
- 132Y-100-076 Disabled or inoperative vehicles.
- 132Y-100-080 Regulatory signs and directions.
- 132Y-100-084 Speed.
- 132Y-100-088 Pedestrian's right of way.
- 132Y-100-092 Report of accident.

WSR 83-16-055

NOTICE OF PUBLIC MEETINGS

WESTERN WASHINGTON UNIVERSITY

[Memorandum—July 28, 1983]

The board of trustees of Western Washington University will hold a special meeting on Thursday, August 4, 1983, at 3:30 p.m. in Room 42A of Peninsula College, 1502 East Lauridsen Boulevard, Port Angeles, Washington.

WSR 83-16-056

PROPOSED RULES

EDMONDS COMMUNITY COLLEGE

[Filed August 2, 1983]

Notice is hereby given in accordance with the provisions of RCW 28B.19.030, that the Edmonds Community College District 23 intends to adopt, amend, or

132Y-100-096	Special traffic/parking regulations and restrictions.
132Y-100-100	Issuance of traffic citations.
132Y-100-104	Fines and penalties.
132Y-100-108	Appeals of fines and penalties.
132Y-100-112	Enforcement.
132Y-100-116	Liability of College.
132Y-100-120	Severability.

Chapter 132Y-100 WAC  
TRAFFIC RULES

WAC 132Y-100-001 PURPOSE FOR ADOPTING RULES. Pursuant to the authority granted by RCW 28B.50.140(10), the board of trustees of Community College District 23 is granted authority to make rules and regulations for pedestrian and vehicular traffic on property owned, operated or maintained by the college district. The rules contained in this chapter are established for the following purposes:

- (1) To protect and control pedestrian and vehicular traffic; and
- (2) To assure access at all times for emergency traffic; and
- (3) To minimize traffic disturbances during class hours; and
- (4) To facilitate the work of the College by assuring access for its vehicles; and
- (5) To assign the limited parking space for the most efficient use.

WAC 132Y-100-004 APPLICABLE TRAFFIC RULES. The traffic rules which are applicable upon State lands devoted mainly to the educational activities of Edmonds Community College are as follows:

- (1) The motor vehicle and other traffic laws of the State of Washington; and
- (2) The traffic code of Lynnwood, Washington, and Snohomish County; and
- (3) Rules set forth in Chapter 132Y-100 WAC.

AMENDATORY SECTION (Amending Resolution 81-8-1, filed 8/14/81)

WAC 132Y-100-008 PERMITS REQUIRED FOR VEHICLES ON CAMPUS. Except as provided in WAC 132Y-100-052 (~~and 132Y-100-092~~) of these rules, no person shall leave any vehicle unattended, upon the campus of the College without a permit issued by the Security Office of the College, unless such person is in the process of loading, unloading, or is a registered (~~guest with the department they are visiting~~) visitor.

Visitors must register their name and vehicle license number at the college information office.

WAC 132Y-100-012 VALID PERMIT. A valid permit is: (1) A temporary permit authorized by the Security Office of Edmonds Community College and displayed in accordance with instructions; or

- (2) An unexpired parking permit issued by the Security Office of the College, which permit must be displayed on the vehicle in accordance with instructions.

WAC 132Y-100-016 TRANSFER OF PERMITS. Parking permits are not transferable. If a vehicle is sold or traded, a new permit will be issued to the permit holder at no additional cost if the permit holder does the following:

- (1) Records invalid permit number;
- (2) Removes invalid permit;
- (3) Brings invalid permit or remnant thereof and permit number to the Security Office. The Security Office shall then issue the permit holder a new parking permit upon the presentation of proper vehicle registration.

AMENDATORY SECTION (Amending Resolution 81-8-1, filed 8/14/81)

WAC 132Y-100-020 PERMIT REVOCATION. Parking permits are the property of Edmonds Community College and may be recalled (~~by the Director of Facilities or~~) by the Security Office for any of the following reasons:

- (1) When the purpose of which the permit was issued changes or no longer exists;
- (2) When a permit is used by an unregistered vehicle or by an unauthorized individual;

- (3) Falsification on a parking permit application;
- (4) Continued violations of parking rules;
- (5) An accumulation of unpaid parking citations;
- (6) Counterfeiting or altering a parking permit;
- (7) When it is in the best interest of the College.

WAC 132Y-100-024 RIGHT TO REFUSE PERMIT. The College reserves the right to refuse the issuance of a parking permit.

WAC 132Y-100-028 ISSUANCE OF PERMITS. (1) Students, faculty, and staff, may be issued a parking permit by the Security Office, upon registration of his/her vehicle with the Campus Security Office at the beginning of each academic quarter by presenting vehicle make, model, color, year, license number, and payment.

(2) Campus Information may issue visitor parking permits when such permits are necessary.

(3) Temporary and special parking permits may be issued when such permits are necessary to enhance the business of operation of the College.

(4) Two permits may be issued to one individual without second payment, provided the applicant presents either title or registration indicating ownership of both vehicles.

AMENDATORY SECTION (Amending Resolution 81-8-1, filed 8/14/81)

WAC 132Y-100-032 DISPLAY OF PERMITS. All permanent parking permits shall be (~~permanently affixed to the rear window on the lower left corner unless other arrangements are made with the security officer. Motorcycle permits shall be affixed to the rear bumper~~) displayed as provided in the directions supplied with the parking permit. Special and temporary parking permits shall be placed within the vehicle where it can be plainly observed. Permits not displayed in accordance with the provisions of this section shall not be valid.

WAC 132Y-100-036 PARKING PERMIT FEES. Parking fees will be determined by the College, and published during the registration period each quarter.

WAC 132Y-100-040 REFUND OF FEES. Refund of the parking permit fee shall be permitted upon request, based on the percentage due the student at the time of withdrawal from courses.

Refund will be based on total amount paid for parking; quarterly or yearly.

WAC 132Y-100-044 ADDITIONAL VEHICLES. When a new or different motor vehicle is acquired, it shall be necessary to register that vehicle with Edmonds Community College and a permit issued if the vehicle is to be used on campus. No additional fee for parking will be required when new or different vehicle is acquired.

WAC 132Y-100-048 FAILURE TO REGISTER. Any person who uses the campus on a frequent basis and fails to register the vehicle shall be subject to a fine to be determined by the College.

WAC 132Y-100-052 PARKING PERMIT EXCEPTIONS. Parking permit rules shall not apply to city, county, state, or federally owned vehicles.

WAC 132Y-100-056 PARKING WITHIN DESIGNATED SPACES. (1) Any person parking a vehicle on Edmonds Community College property shall park his/her vehicle in parking areas only.

(2) No vehicle other than those needed for maintenance and landscaping may be parked on any area which has been landscaped or designed for landscaping, and developed College property; and/or cement or asphalt walkway or unpaved pathway intended for pedestrian use.

(3) No vehicle shall be parked so as to occupy any portion of more than one parking area. The fact that other vehicles may have been so parked as to require the vehicle parked to occupy more than one space shall not constitute an excuse for violation of this section.

(4) No vehicle may be parked on any area set aside as yellow curb zones, driveways, pedestrian walkways, or loading and service areas.

WAC 132Y-100-060 LOCATING LEGAL PARKING SPACE.

(1) The responsibility for locating legal parking space rests with the operator of the motor vehicle. Lack of space will not be considered a valid excuse for violating any parking rule.

(2) The fact that a person may park or observe others parked in violation of rules without receiving a citation does not mean that the rule is no longer in effect.

**WAC 132Y-100-064 MOTORCYCLE PARKING.** Motorcycles shall only be parked in spaces reserved for motorcycles and are not allowed to park in four-wheeled vehicle spaces, on grassed area, sidewalks, or immediately adjacent to or within buildings.

**WAC 132Y-100-068 BICYCLE PARKING.** No bicycle shall be parked inside a building, near a building exit, or on a path or sidewalk. Bicycles must be secured to racks as provided and shall be regulated under the traffic rules of the Edmonds Community College. No parking permit is required.

**AMENDATORY SECTION** (Amending Resolution 81-8-1, filed 8/14/81)

**WAC 132Y-100-072 HANDICAPPED PARKING.** No vehicle shall park in a handicapped zone without a state issued handicapped permit. ~~((To apply for handicapped person's parking permit the disabled individual must contact the Edmonds College Counseling Center. Handicapped parking permits must be renewed quarterly.))~~ Enforcement of handicapped parking is accomplished by the police department of the city of Lynnwood.

**Reviser's note:** RCW 28B.19.077 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.

**WAC 132Y-100-076 DISABLED OR INOPERATIVE VEHICLES.** No disabled or inoperative vehicle shall be parked on the campus without permission from the Security Office. Vehicles which have been parked in excess of 48 hours and which appear to be inoperative or abandoned may be impounded and stored at the expense of either or both owner and operator thereof.

**AMENDATORY SECTION** (Amending Resolution 81-8-1, filed 8/14/81)

**WAC 132Y-100-080 REGULATORY SIGNS AND DIRECTIONS.** Edmonds Community College will erect signs, barricades, and other structures and paint marks and other directions upon the streets and roadways for the regulation of traffic and parking upon state lands devoted mainly to the educational or research activities of Edmonds Community College. Such signs, barricades, structures, markings, and directions shall be so made and placed as to be legible and in the opinion of the ~~((director of facilities))~~ president or his/her designee will best effectuate the objectives stated in section 001 of these rules.

**WAC 132Y-100-084 SPEED.** No vehicle shall be operated on the campus at a speed in excess of ten (10) miles per hour or such lower speed as is posted. No vehicle of any type shall at any time use the campus and/or lands devoted to educational, research, recreational, or parking for Edmonds Community College for testing, racing, or other unlawful activities.

**WAC 132Y-100-088 PEDESTRIAN'S RIGHT OF WAY.** (1) The operator of a vehicle shall yield to any pedestrian, but no pedestrians shall leave a curb or other place of safety and walk or run into the path of a vehicle which is so close that it is impossible or unsafe for the driver to yield.

(2) Whenever any vehicle slows or stops so as to yield to pedestrian traffic, the operator of any other vehicle approaching from the rear shall not overtake and pass such a vehicle which has slowed or stopped to yield to pedestrian traffic.

(3) Where a sidewalk is provided, pedestrians shall proceed upon such sidewalk.

**WAC 132Y-100-092 REPORT OF ACCIDENT.** The operator of any vehicle involved in an accident on campus shall within 24 hours report such accident to the Campus Security Office. This does not relieve any person so involved in an accident from his responsibility to file a State of Washington Motor Vehicle Accident report within 24 hours after such accident.

**AMENDATORY SECTION** (Amending Resolution 81-8-1, filed 8/14/81)

**WAC 132Y-100-096 SPECIAL TRAFFIC/PARKING RULES.** Upon special occasions and during emergencies, the ~~((College))~~ President is authorized to impose additional traffic and parking rules for the achievement of objectives in WAC 132-100-004 of these rules.

**WAC 132Y-100-100 ISSUANCE OF TRAFFIC CITATIONS.** Upon the violations of any of the rules contained in this document Campus Security Officers are authorized to issue traffic citations, setting forth the date, the approximate time of violations, permit number, license number, infraction and name of officer. Such traffic citations may be served by attaching or affixing a copy thereof in some prominent place outside such vehicle or by personally serving the operator.

**AMENDATORY SECTION** (Amending Resolution 81-8-1, filed 8/14/81)

**WAC 132Y-100-104 FINES AND PENALTIES.** Campus Security Officers are authorized to impose the following fines and penalties:

(1) Except as provided under subsection 2, fines will be imposed starting the first week of each quarter. The amount of all fines will be determined by the College.

(2) Vehicles parked in a manner to obstruct fire lanes, access to and from parking spaces, handicapped parking or causing a disruption in College activities may be impounded and taken to such place for storage as the College selects. The expenses of such impoundings and storage shall be charged to the owner or operator of the vehicle. The College and its employees shall not be liable for loss or damage of any kind resulting from impounding and storage.

(3) Vehicles involved in more than two (2) violations of these rules within any one quarter may be impounded ~~((as provided for in subsection 2 herein))~~ by the attachment of a vehicle immobilizer.

(4) Fines are to be paid at the College's Cashier's Desk.

**AMENDATORY SECTION** (Amending Resolution 81-8-1, filed 8/14/81)

**WAC 132Y-100-108 APPEAL OF FINES AND PENALTIES.** Appeal of fines and penalties ~~((levied against a student violator of these rules))~~ must ~~((submit))~~ be made in writing, ~~((within five (5) working days from the date of the citation, to the Director of Facilities or his representative, who will cause a review to be made of the appeal to determine whether a satisfactory solution to both parties, can be reached without further administrative action. An appeal made by a member of the faculty or staff may be made))~~ to a person appointed specifically for this purpose by the President of the College.

**Reviser's note:** RCW 28B.19.077 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 Resolution 81-8-1, filed 8/14/81)

**WAC 132Y-100-112 ENFORCEMENT.** In the event a student fails to comply with ~~((a determination by the Director of Facilities))~~ these rules, such student may be declared ineligible to register for additional courses, and/or to obtain a transcript of his/her grades or credits(;) until he/she has otherwise complied with the determination.

**WAC 132Y-100-116 LIABILITY OF COLLEGE.** The College assumes no liability under any circumstances for vehicles parked on campus.

**WAC 132Y-100-120 SEVERABILITY.** If any provision of Chapter 132Y-100 WAC is adjudged by a court to be unconstitutional, the remaining provisions of Chapter 132Y-100 WAC shall continue in effect.

**WSR 83-16-057**  
**PROPOSED RULES**  
**BOARD FOR**  
**COMMUNITY COLLEGE EDUCATION**  
 [Filed August 2, 1983]

Notice is hereby given in accordance with the provisions of RCW 34.04.025, that the State Board for Community College Education intends to adopt, amend, or repeal rules concerning operations of the annuity retirement system for community college faculty and exempt administrators;

that the agency will at 10:00 a.m., Thursday, September 15, 1983, in the Olympia Technical Community College, 2011 Mottman Road S.W., Olympia, WA, conduct a public hearing on the proposed rules.

The adoption, amendment, or repeal of the rules will take place immediately following the hearing.

The authority under which these rules are proposed is RCW 28B.10.400.

The specific statute these rules are intended to implement is RCW 28B.10.400.

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency before September 15, 1983.

By: Gilbert J. Carbone  
 Assistant Director

#### STATEMENT OF PURPOSE

Definitions, eligibility, and supplemental benefit provisions governing operations of an annuity retirement system for community college faculty and exempt administrators, viz: WAC 131-16-011, 131-16-020, 131-16-040, 131-16-061, and adding new section WAC 131-16-062.

The Purpose of These Amendments and the New Section: To make possible coordination of benefits based on service time an annuity system retiree may have vested in some other Washington public retirement system. Some minor clarifying editorial amendments are also proposed.

Statutory Authority: RCW 28B.10.400.

RCW 28B.10.400 authorizes an annuity retirement system for certain higher education employees. When a retiree from that system also has vested service credit in some other state retirement system, it is not possible under existing rules to combine service credit in calculating the minimum benefit level to which such employee is entitled. These amendments will allow such calculations to take into consideration both the prior service time and the benefit the retiree will receive from such other state retirement system. RCW 28B.10.415 requires that such other benefit be taken into consideration for all retirees employed after July 1, 1979. The proposed amendments will make that principle uniformly applicable to all members of the annuity retirement system. The net result will be actuarially equivalent pension benefits regardless of whether the retiree is a member of the annuity retirement system or some other state retirement system in Washington.

Responsible Agency Personnel for Drafting and Implementation: Gilbert J. Carbone, Assistant Director;

Enforcement: John N. Terrey, Executive Director. The agency office is located at 319 Seventh Avenue, FF-11, Olympia, WA 98504, telephone 753-2000 or scan 234-2000.

These amendments are proposed by the State Board for Community College Education.

These amendments are not necessitated by any federal law or court action.

AMENDATORY SECTION (Amending Order 91, Resolution No. 82-6, filed 5/10/82)

WAC 131-16-011 DEFINITIONS. For the purpose of WAC 131-16-005 through 131-16-069, the following definitions shall apply:

(1) "Participant" shall be defined as any individual who is eligible to purchase retirement annuities through the TIAA/CREF plan and whose basic contribution to such plan is matched by the employing college district or the state board for community college education pursuant to the provisions of WAC 131-16-050.

(2) "Supplemental retirement benefit" shall be defined as payments, as calculated in accordance with WAC 131-16-061 and 131-16-062, made by the community college district or the state board to an eligible retired participant or designated beneficiary whose retirement benefits provided by the TIAA/CREF plan do not attain the level of the retirement benefit goal established by WAC 131-16-015.

(3) "Year of full-time service" shall be defined as retirement credit based on full-time employment or the equivalent thereof based on part-time employment in an eligible position for a period of not less than five months in any fiscal year during which TIAA/CREF contributions were made by both the participant and a Washington public higher education institution or any year or fractional year of prior service in a Washington public retirement system while employed at a Washington public higher education institution; provided, the participant will receive a pension benefit from such other retirement system; and provided further, that not more than one year of full-time service will be credited for service in any one fiscal year.

(4) "Fiscal year" shall be defined as the period beginning on July 1 of any calendar year and ending on June 30 of the succeeding calendar year.

(5) "Average annual salary" shall be defined as the amount derived when the salary received during any two consecutive fiscal years of full-time service for which TIAA/CREF contributions were made by both the participant and a Washington public higher education institution is divided by two.

(6) "TIAA/CREF retirement benefit" shall be defined as the amount of annual retirement income derived from a participant's accumulated annuities including dividends at the time of retirement; provided that, solely for the purpose of calculating a potential supplemental retirement benefit, such amount shall be adjusted to meet the assumptions set forth in WAC 131-16-061, subsection (2).

(7) "Salary" shall be defined as all remuneration received by the participant from the employing community college district or the state board including summer quarter compensation, extra duty pay, leave stipends, and grants made by or through the college district or state board.

(8) "Designated beneficiary" shall be defined as the surviving spouse of the retiree or, with the consent of such spouse, if any, such other person or persons as shall have an insurable interest in the retiree's life and shall have been nominated by written designation duly executed and filed with the retiree's institution of higher education.

AMENDATORY SECTION (Amending Order 55, filed 4/2/76)

WAC 131-16-020 EMPLOYEES ELIGIBLE TO PARTICIPATE IN RETIREMENT ANNUITY PURCHASE PLAN. (1) Classes of employees eligible to participate in the TIAA/CREF plan are:

(a) All employees of community college districts holding probationary or tenured faculty appointments as defined by RCW 28B.50.851.

(b) All employees of community college districts holding administrative appointments as defined by RCW 28B.50.851.

(c) The president of any community college or community college district.

(d) The state director for community college education and any member of his staff that he may designate.

(e) Other such full-time employees as may be designated by the district boards of trustees so long as they are in positions exempt under the provisions of chapter 28B.16 RCW, the state higher education personnel law, provided, that any full-time employee of a community college district, who has been granted leave of absence without pay for reason of extended illness or disability and who is receiving salary continuation insurance benefits through a plan made available by such community college district, shall be eligible to participate in the TIAA/CREF plan on the basis of premium contributions paid as a part of such salary continuation insurance benefit in lieu of the normal employer's premium contribution; provided further, that such non-contributory participation shall not be creditable toward the number of years of full-time service utilized in calculating eligibility for supplemental retirement benefits pursuant to WAC 131-16-061.

(2) A full-time employee shall be defined as one who is employed for at least 80 percent of the normal work period for his class of employee; however, any such employee who is employed for less than 90 days during the fiscal year or who is designated as a temporary employee shall not be eligible for participation in this plan.

(3) An employee reclassified to an eligible position may become a participant if he so elects in writing within six months after being reclassified. If he does not so elect, he hereby permanently waives his right to become a participant. A participant who is reclassified to a classified position covered by chapter 28B.16 RCW may continue to be a participant if he so elects in writing within six months after being reclassified. Such election shall be irrevocable.

(4) Any participant who has not retired and whose employment is reduced to less than the amount specified for eligibility to participate in the TIAA/CREF plan shall continue to be a participant and shall earn fractional years of service credit as long as he continues to be employed as a teacher, counselor, librarian, administrator, or other similar exempt position as provided in chapter 28B.16 RCW (~~—The State Higher Education Personnel Law~~).

(5) Any eligible employee may become a participant immediately upon employment but must become a participant within two years following initial appointment.

**AMENDATORY SECTION** (Amending Order 80, Resolution 79-44, filed 11/30/79)

WAC 131-16-040 SPECIAL RETIREMENT PROVISIONS FOR TIAA/CREF PARTICIPANTS. (1) The normal retirement age shall be defined as the end of the academic year in which the participant attains age sixty-five: PROVIDED, That any participant may elect to retire at the earliest age specified for retirement by federal social security law.

(2) ~~((There shall be no prior service benefits associated with participation in the TIAA/CREF plan.~~

~~((3)))~~ The board of trustees of any college district may approve the retirement of any employee under the age of seventy for reasons of health or permanent disability either upon the request of the individual employee or the district president; provided that the board of trustees shall first give reasonable consideration to the written recommendations regarding such requested retirement from the employee's personal physician and, if requested by either the employee or the district president, a review of such recommendations by another physician appointed by the board of trustees.

**AMENDATORY SECTION** (Amending Order 91, Resolution No. 82-6, filed 5/10/82)

WAC 131-16-061 SUPPLEMENTAL RETIREMENT BENEFITS. (1) A participant is eligible to receive supplemental retirement benefit payments if at the time of retirement the participant is age sixty-two or over and has ~~((participated))~~ at least ten years of full-time service in the TIAA/CREF plan at a Washington public institution of higher education ~~((for at least ten years))~~; provided that the amount of the supplemental retirement benefit, as calculated in accordance with the provisions of this section, is a positive amount.

(2) Subject to the provisions of WAC 131-16-062 and subdivisions (c), (d), and (e) of this subsection, the annual amount of supplemental retirement benefit payable to a participant upon retirement is the excess, if any, when the value determined in subdivision (b) is subtracted from the value determined in subdivision (a), as follows:

(a) The lesser of fifty percent of the participant's average annual salary or two percent of the average annual salary multiplied by the number of years of full-time service; provided that if the participant did not elect to contribute ten percent of salary beginning July 1, 1974,

or if later, after the first day of the calendar year following attainment of age fifty, service for such periods shall be calculated at the rate of one and one-half percent instead of two percent.

(b) The ~~((TIAA/CREF))~~ combined retirement benefit from the TIAA/CREF annuity and any other Washington state public retirement system as a result of service while employed by a Washington public higher education institution that the participant would receive in the first month of retirement multiplied by twelve; provided that ~~((such))~~ the TIAA/CREF benefit shall be calculated on the following assumptions:

(i) After July 1, 1974, fifty percent of the combined contributions were made to TIAA and fifty percent to CREF during each year of full-time service; provided that benefit calculations related to contributions made prior to July 1, 1974, shall be computed on the basis of actual allocations between TIAA and CREF; and

(ii) The full TIAA/CREF annuity accumulations, including all dividends payable by TIAA and further including the amounts, if any, paid in a single sum under the retirement transition benefit option, were fully settled on a joint and two-thirds survivorship option with a ten-year guarantee, using actual ages of retiree and spouse, but not exceeding a five-year difference; except that for unmarried participants the TIAA accumulations, including dividends, were settled on an installment refund option and the CREF accumulations were settled on a life annuity with ten-year guarantee option, all to be based on TIAA/CREF estimates at the time of retirement; and

(iii) Annuity benefits purchased by premiums paid other than as a participant in a Washington public institution of higher education TIAA/CREF retirement plan shall be excluded.

(iv) For the purposes of this calculation, the assumptions applied to the TIAA/CREF accumulation settlement shall also apply to settlement of the benefit from any other retirement plan.

(c) The amount of supplemental retirement benefit for a participant who has not attained age sixty-five at retirement is the amount calculated in subsection (2) of this section reduced by one-half of one percent for each calendar month remaining until age sixty-five; provided that the supplemental retirement benefit for a participant retired for reason of health or permanent disability shall not be so reduced.

(d) Any portion of participant's TIAA and/or CREF annuity accumulation paid to a participant's spouse upon dissolution of a marriage shall be included in any subsequent calculation of supplemental retirement benefits just as if these funds had remained in the participant's TIAA and/or CREF annuity.

(e) The selection of a TIAA/CREF retirement option other than the joint and two-thirds survivorship with ten-year guarantee shall not alter the method of calculating the supplemental retirement benefit; however, if the participant's combined TIAA/CREF retirement benefit and calculated supplemental retirement benefit exceeds fifty percent of the participant's average annual salary, the supplemental retirement benefit shall be reduced so that the total combined benefits do not exceed fifty percent of average annual salary.

(3) The payment of supplemental retirement benefits shall be consistent with the following provisions:

(a) Supplemental retirement benefits shall be paid in equal monthly installments, except that if such monthly installments should be less than ten dollars, such benefit payments may be paid at longer intervals as determined by the employer.

(b) Supplemental retirement benefit payments will continue for the lifetime of the retired participant; however, prior to retirement, a participant may choose to provide for the continuation of supplemental retirement benefit payments, on an actuarially equivalent reduced basis, to his or her spouse or designated beneficiary after the retiree's death. Notification of such choice shall be filed in writing with the appropriate college district or state board officer and shall be irrevocable after retirement. If such option is chosen, the supplemental retirement benefit payments shall be in the same proportion as the TIAA/CREF survivor annuity option elected by the participant. If a designation of a survivor's option is not made and the participant dies after attaining age sixty-two but prior to retirement, any supplemental benefit payable shall be based on the two-thirds benefit to survivor option.

(c) Prior to making any supplemental benefit payments, the employing college district or state board shall obtain a document signed by the participant and spouse, if any, or designated beneficiary acknowledging the supplemental retirement benefit option chosen by the participant.

(4) A retired participant who is reemployed shall continue to be eligible to receive retirement income benefits, except that the supplemental retirement benefit shall not continue during periods of

employment for more than forty percent of full-time or seventy hours per month or five months duration in any fiscal year. Retirement contributions shall not be made from the salary for such employment, unless the individual once again becomes eligible to participate under the provisions of WAC 131-16-020.

**WSR 83-16-058**  
**ADOPTED RULES**  
**DEPARTMENT OF**  
**LABOR AND INDUSTRIES**  
 [Order 83-20—Filed August 2, 1983]

I, Sam Kinville, director of the Department of Labor and Industries, do promulgate and adopt at Room 334, General Administration Building, Olympia, Washington 98504, the annexed rules relating to WAC 296-46-910, inspection fees. The intent of the amended rule is to charge fees that more accurately reflect the cost of the electrical inspections. The fees for some inspections will be slightly higher and some will be lower.

This action is taken pursuant to Notice No. WSR 83-12-019 filed with the code reviser on May 25, 1983. These rules shall take effect thirty days after they are filed with the code reviser pursuant to RCW 34.04.040(2).

This rule is promulgated pursuant to RCW 19.28.210 and is intended to administratively implement that statute.

The undersigned hereby declares that the agency 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) in the adoption of these rules.  
 APPROVED AND ADOPTED August 1, 1983.

By Sam Kinville  
 Director

**AMENDATORY SECTION** (Amending Order 82-29, filed 8/26/82)

WAC 296-46-910 **INSPECTION FEES.** ((To calculate the fees, amperage will be based on conductor ampacity. Voltage will be based on service conductor voltage in accordance with NEC Article 230-201, or load-side-of-transformer.

Inspection fees shall be paid before connection by serving utility.

**(1) New Service Fees:**

AMPS	Single-Family Residence (Each Dwelling-Unit)		Multi-Other-Than-Residential		
	1-phase	1-phase	3-phase	3-phase	3-phase
1-100	\$ 32.00	\$ 32.00	\$ 40.00	\$ 48.00	\$ 68.00
101-200	40.00	44.00	52.00	64.00	124.00
201-300	48.00	52.00	76.00	96.00	192.00
301-400	60.00	64.00	108.00	128.00	268.00
401-500	84.00	88.00	140.00	172.00	340.00
501-600	108.00	116.00	172.00	212.00	408.00
601-800	124.00	128.00	192.00	244.00	488.00
801-1200	144.00	152.00	224.00	280.00	564.00

AMPS	Single-Family Residence (Each Dwelling-Unit)		Multi-Other-Than-Residential		
	1-phase	1-phase	3-phase	3-phase	3-phase
1201-1600	152.00	160.00	244.00	308.00	600.00
1601-2000	172.00	172.00	252.00	320.00	640.00
2001-2500	184.00	184.00	276.00	340.00	680.00
2501-3000	192.00	192.00	288.00	364.00	708.00
3001-4000	204.00	204.00	308.00	380.00	748.00
4001-5000	212.00	212.00	320.00	404.00	800.00
5001-6000	224.00	224.00	340.00	428.00	844.00

- (2) A fee of \$ 12.00 shall be charged for the following:
  - a. Mobile home service connection in a mobile home park.
  - b. Mobile home feeder where service is existing in a mobile home park.
  - c. Each lot in a recreational vehicle park to which power is supplied.
  - d. Each berth in a boat harbor or marina to which power is supplied.
- (3) A fee of \$15.00 shall be charged for each of the following:
  - a. A temporary construction service for lighting and power of 20 KVA or less. The fee for a temporary construction service in excess of 20 KVA shall be 50% of the fee for a new service installation of like ampacity.
  - b. Yard pole meter loops or similar isolated metering installations.
  - c. Calculation of or checking heat calculations.
  - d. Each unit of transient worker housing.
- (4) The fee for a circuit extension installed for controls and motors for central vacuum systems, garage door openers, and heating plants such as gas, oil, and electrical furnaces is \$10.00.
- (5) The fee for installations, increases, and relocation[s] (altered) of an existing service or feeder is 50% of the fee for a new service of like ampacity, with a minimum fee of \$20.00, plus \$1.00 for each new circuit installed. The total fee shall be no greater than the fee for a new service of like ampacity.
- (6) The fee for new circuits, circuit extensions, and circuit alteration where the service or feeder is not modified, shall be \$ 20.00 for one to four circuits inspected at the same time on the same premises under a single label and \$3.00 for each additional circuit. The total fee shall be no greater than the fee for a new service of like ampacity.
- (7) The fee for sign and outline lighting circuits is \$10.00 for one to four circuits inspected at the same time on the same premises under a single label and \$2.00 for each additional circuit.
- (8) The fee for each electric sign installed, other than portable indoor signs connected with an electrical cord, is \$10.00.
- (9) To calculate the fees, the following shall be classed as separate services:

Ple or Ved

- (a) Feeders that terminate in a separate building; and  
 (b) Secondaries of transformers.
- (10) The fee for the first feeder installation with new services is 25% of the fee for service installations of like ampacity with a minimum fee of \$10.00 for each feeder.
- (11) The fee for a service to an individual motor will be \$ 25.00 per motor for a motor rating of 10 HP or less. The fee for each horse power in excess of 10 HP is 75 cents per HP. The maximum of \$ 150.00, including an allowance of 5 KVA of auxiliary motor equipment.
- The optional fee for a new service installation to an individual motor may be calculated in accordance with the fees in subsection (1).
- (12) In addition to the service and feeder installation fees, the fee for each electrically driven irrigation machine is \$ 25.00 plus \$5.00 for each tower or drive motor.
- (13) The fee for inspecting existing electrical facilities will be \$25.00 for the first hour and \$20.00 for each additional hour or fraction of an hour.
- (14) The fee for a plan review request pursuant to WAC 296-46-140(1) is 25 percent of the job label fee as determined by WAC 296-46-495, plus a fee of \$25.00. The fee for review of electrical plans voluntarily requested pursuant to WAC 296-46-140(4) is \$30.00 per hour or fraction of an hour.
- (15) A fee of \$ 20.00 per hour or fraction of an hour shall be paid before approval of the installation if the following services are necessary:
- Trips to inspect when the label submitter has given notice to the inspector that the work is ready for inspection when it is not, or if the submitter has given an erroneous address.
  - More than one additional inspection per label to inspect corrections required by the inspector as a result of carelessness or neglect or for improperly responding to a corrective notice.
  - Each trip necessary to remove a red tag from a jobsite posted because unlicensed electricians were working on the jobsite.
  - [When] corrections have not been made in the prescribed time, unless an exception has been requested and granted.
- (16) The fee for emergency, standby, and resource recovery generators up to 5 KW is \$10.00. The fee for such generators over 5 KW is \$10.00 plus \$0.50 per KW up to a maximum fee of \$120.00. The fee for a generator installation that constitutes the main source of power is that for the applicable services and feeders.
- (17) A person or business that fails to submit a fee and obtain an electrical wiring permit for a completed

electrical job before the department inspects the work must pay a double fee for the permit.

(18) The fee for each individual carnival concession to which power is supplied is \$10.00. To calculate the fees, amperage will be based on over current device.

(1) Fee for inspection of service, or feeder for a lot, berth or dwelling unit and other nonresidential structures:

1 - 200 AMP	\$30
201 - 400 AMP	\$40
401 - 1000 AMP	\$50
1001 - Over AMP	\$60

Plus each branch circuit added or altered - \$1 -  
 First 200 circuits over 200 no extra fee.

A temporary construction service for lighting and power - \$30 - No charge for circuits.

(2) In addition to the inspection fee as determined in subsection (1) of this section, the fee for feeder installations is twenty-five percent of the fee for service installations of like ampacity with a minimum fee of \$10 for each feeder when inspected at the same time on the same permit.

(3) The fee for new circuits, circuit extensions, and circuit alterations where the service or feeder is not modified, shall be \$30 for one to four circuits inspected at the same time on the same premises under a single permit and \$1 for each additional circuit. The total fee shall be no greater than the fee for a new service of like ampacity.

(4) To calculate the fees, the following shall be classed as separate services:

- Feeders that terminate in a separate building; and
- Secondaries of transformers that power burglar alarms or fire alarms, or that have a capacity greater than 600 VA.

(5) In addition to the inspection fee of subsection (1) of this section, a fee of \$10 shall be charged for inspection of each of the following additional units when inspection is at the same location, at the same time and on the same permit:

- Mobile home service in a mobile home park.
- Mobile home feeder where service is existing in a mobile home park.
- Each lot in a recreational vehicle park to which power is supplied.
- Yard pole meter loops or similar isolated metering installations.
- Each unit of transient worker housing.
- Outbuilding on residential property served by a circuit(s).
- Motors 10 HP or larger.

(6) The fee for sign and outline lighting circuits is \$30 for one to four circuits inspected at the same time on the same premises under a single permit and \$1 for each additional circuit.

- (7) In addition to the service and feeder installation fees, the fee for inspecting each electrically driven irrigation machine is \$30 plus \$5 for each tower or drive motor.
- (8) The fee for a plan review request pursuant to WAC 296-46-140(1) is twenty-five percent of the electrical work permit fee as determined by WAC 296-46-495, plus a fee of \$25. The fee for a plan review request pursuant to WAC 296-46-140(2) is thirty-five percent of the electrical work permit fee as determined by WAC 296-46-495, plus a fee of \$25. The fee for review of electrical plans voluntarily requested pursuant to WAC 296-46-140(4) is \$30 per hour or a fraction of an hour.
- (9) A fee of \$32 per hour and \$16 for each one-half hour additionally shall be paid before approval of the installation if the following services are necessary:
- a. Trips to inspect when the permit submitter has given notice to the inspector that the work is ready for inspection when it is not, or if the submitter has given an erroneous address.
  - b. More than one additional inspection per permit to inspect corrections required by the inspector as a result of carelessness or neglect, or for improperly responding to a corrective notice.
  - c. Each trip necessary to remove a red tag from the jobsite posted because uncertified electricians were working on the jobsite.
  - d. When corrections have not been made in the prescribed time, unless an exception has been requested and granted.
- (10) The fee for emergency, standby, and resource recovery generators up to 50 KW is \$30. The fee for a generator installation larger than 50 KW that constitute the main source of power is that for the applicable services and feeders in subsections (1) and (2) of this section.
- (11) A person or business that fails to submit a fee and to obtain an electrical wiring permit for a completed electrical job before the department inspects the work must pay a double fee for the permit.
- (12) On jobs requiring partial or progress inspections, "one" inspection is allowed per \$32 of fee. Additional inspections will be at the fee in subsection (9) of this section.
- (13) Fees for carnival electrical inspections.
- a. The department will, for \$32 per hour, inspect carnival rides, concessions, and generators before the first show of each year. This pre-season inspection is encouraged; it may save a carnival operator a large amount on inspection fees.
  - b. If a ride, concession, or generator has not had a pre-season inspection, a carnival, circus, travelling show must pay a fee of \$10

for each ride, concession, or generator to which power is supplied for the first inspection each year. An insignia of approval will be affixed to each ride, concession, and generator to indicate the year and date.

- c. The department shall inspect a ride, concession, or generator each additional time the ride, concession, or generator is set up. For those rides, concessions, and generators that have been inspected and have insignia of approval, the fee shall be \$50 for up to the first ten rides, concessions, or generators, and \$2 each for all additional rides, concessions, and generators. If a ride, concession, or generator has no insignia of approval, the fee for that ride, concession, or generator shall be that charged in b. of this subsection.

**WSR 83-16-059**  
**ADOPTED RULES**  
**DEPARTMENT OF**  
**LABOR AND INDUSTRIES**  
 [Order 83-21—Filed August 2, 1983]

I, Sam Kinville, director of the Department of Labor and Industries, do promulgate and adopt at Room 334, General Administration Building, Olympia, Washington 98504, the annexed rules relating to WAC 296-200-025, initial application for registration and renewal of registration. This rule is amended to state that the fee for registration and renewal of contractors is increased from \$20.00 to \$40.00. WAC 296-200-050, change in business structure, name or address. This rule specifies the change from \$20.00 to \$40.00 for changes in business structure or name. WAC 296-200-900, fees. This rule specifies the \$40.00 fee for a contractor registration and renewal, \$10.00 for a duplicate certificate of registration, and a \$2.00 per page fee for copies of documents from contractor's file not to exceed \$24.00 total from one file. These fees will cover the cost of the contractor registration program and reestablish services to the public.

This action is taken pursuant to Notice No. WSR 83-12-020 filed with the code reviser on May 25, 1983. These rules shall take effect thirty days after they are filed with the code reviser pursuant to RCW 34.04.040(2).

This rule is promulgated pursuant to RCW 18.27.020 and 18.27.070 and is intended to administratively implement that statute.

The undersigned hereby declares that the agency 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) in the adoption of these rules.

APPROVED AND ADOPTED August 1, 1983.

By Sam Kinville  
 Director

AMENDATORY SECTION (Amending Order 81-25, filed 10/8/81)

WAC 296-200-025 INITIAL APPLICATION FOR REGISTRATION AND RENEWAL OF REGISTRATION. (1) A contractor may register if it:

- (a) Completes an application for registration;
- (b) Provides the information required by RCW 18.27.030;
- (c) Obtains a surety bond, assigns a savings account to the department, or deposits cash or other security with the section. If a contractor obtains a bond, it must submit the original bond to the section (see RCW 18.27.040);
- (d) Obtains public liability and property damage insurance, and submits a copy of the insurance certificate to the section (see RCW 18.27.050); and
- (e) Pays a fee of \$((20.00)) 40.00.

(2) The section shall send a renewal notice to a contractor's last recorded address at least 45 days before the contractor's registration expires. The contractor may renew its registration if it submits the renewal card and provides the materials required in paragraphs (1)(b), (c), (d), and (e).

(3) The contractor must submit all of the materials to the section in one package. Each of the materials must name the contractor exactly as it is named on the application for registration or the renewal card, as appropriate. If the contractor is renewing its registration, each of the materials must include the contractor's registration number. If any of the materials are missing, do not properly name the contractor, or do not include the registration number, the section shall refuse to register or renew the registration of the contractor.

(4) The contractor may request, in a letter filed with the application or renewal materials, that the registration period end on a particular day. The resulting registration period may not be longer than one year.

(5) When the section receives the required materials, it shall register or renew the registration of the contractor.

AMENDATORY SECTION (Amending Order 82-26, filed 8/25/82)

WAC 296-200-050 CHANGE IN BUSINESS STRUCTURE, NAME, OR ADDRESS. (1) If a contractor changes its business structure (for example((f,t))), if it changes from a partnership to a corporation, or if the partners in a partnership change, the contractor must apply for ((f,a)) a new registration in the manner required by WAC 296-200-025. The new registration must be accompanied by a \$((20.00)) 40.00 registration fee. If a contractor does not reregister after a change in its business structure, its registration may be invalid. See RCW 18.27.040.

(2) If a registered contractor changes its name or address it must notify the section of the change. The contractor must include a \$((20.00)) 40.00 registration fee with the notification of a change in name.

AMENDATORY SECTION (Amending Order 82-26, filed 8/25/82)

WAC 296-200-900 FEES. (1) The department shall charge a \$((20.00)) 40.00 fee for each registration and renewal of registration. For purposes of this rule, a contractor renews its registration after its registration expires, or after the registration has ((lapsed)) been suspended because the contractor's bond or insurance has been cancelled. The department shall charge \$10.00 for providing a duplicate certificate of registration.

(2) ((The department will charge the following amounts for providing copies or documented information from a contract's file. The department will not charge for providing an oral answer for requests for information:

- (a) Charge for certifying a letter that states that a contractor is not registered or that describes the contents of a contractor's file: \$14.00
- (b) Charge for copying documents from a contractor's file in addition to providing a certified letter: \$.60 per page
- (c) Charge for copying documents from a contractor's file when no certified letter is requested: \$14.00 for the first page and \$.60 for each additional page.

A request for copies or written information must enclose a check or money order made out to the department for \$14.00. The department will bill the person making the request for any additional charges.)) The department will charge \$2.00 per copy for documents from a contractor's file. The department shall not charge more than a total of \$24.00 for ((additional)) copies from one contractor's file.

**WSR 83-16-060**  
**JUVENILE DISPOSITION STANDARDS**  
**DEPARTMENT OF**  
**SOCIAL AND HEALTH SERVICES**  
[Filed August 2, 1983]

STATE OF WASHINGTON

JUVENILE DISPOSITION SENTENCING STANDARDS

Effective July 1, 1983

For further information contact:

Division of Juvenile Rehabilitation  
Department of Social and Health Services  
Mailstop 0B-32  
Olympia, Washington 98504

Phone: (206) 753-7402

"effective 7/1/83"

## JUVENILE SENTENCING STANDARDS

INTRODUCTION:

It is the responsibility of the Juvenile Disposition Standards Commission to propose sentencing standards which establish determinant ranges of sanctions based on the offender's age, current offense seriousness, and prior criminal history.

The court's options in sentencing offenders vary by type of offender.

For serious offenders the court has two options: (A) Ordering the standard range, or (B) Declaring a manifest injustice and imposing a disposition outside the standard range.

For middle offenders the court has three options: (A) Sentencing to the standard range, (B) Sentencing to community supervision (maximum of \$100 fine, 150 hours community service, one year of community supervision and after stating aggravating/mitigating circumstances, up to 30 days confinement), or (C) Declaring a manifest injustice and sentencing to a maximum term of confinement.

For minor/first offenders, the court has three options: (A) Sentencing to the standard range, (B) Sentencing to a term of community supervision (maximum of \$100 fine, one year supervision, and/or 150 hours community service), or (C) Declaring a manifest injustice and sentencing to a maximum term of confinement.

INSTRUCTIONS:

After computing the points for each current offense using Sentencing Schedules A, B and C, use the following steps to determine the offender's disposition:

1. Using the most serious current offense, determine whether the offender is a serious, middle, or minor/first offender.
2. Select the schedule (D-1, D-2, or D-3) appropriate to the offender category (minor/first, middle, or serious).
3. Select one of the sentencing options from the appropriate schedule.

MO INST. 565.4A  
 "effective 7/1/83"

JUVENILE COURT SENTENCING REPORT  
 SCHEDULE A  
 DJR CODE, DESCRIPTION AND OFFENSE CATEGORY

<u>JUVENILE DISPOSITION OFFENSE CATEGORY</u>	<u>DJR CODE</u>	<u>DESCRIPTION</u>	<u>JUVENILE DISPOSITION CATEGORY FOR ATTEMPT, BAILJUMP, CONSPIRACY OR SOLICITATION</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 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
R	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

MO INST. 565.4A  
"effective 7/1/83"

JUVENILE COURT SENTENCING REPORT  
SCHEDULE A  
DJR CODE, DESCRIPTION AND OFFENSE CATEGORY

JUVENILE DISPOSITION OFFENSE CATEGORY	DJR CODE	DESCRIPTION	JUVENILE DISPOSITION CATEGORY FOR ATTEMPT, BAILJUMP, CONSPIRACY OR SOLICITATION
		<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

MO INST. 565.4A  
 "effective 7/1/83"

JUVENILE COURT SENTENCING REPORT  
 SCHEDULE A  
 DJR CODE, DESCRIPTION AND OFFENSE CATEGORY

JUVENILE DISPOSITION OFFENSE CATEGORY	DJR CODE	DESCRIPTION	JUVENILE DISPOSITION CATEGORY FOR ATTEMPT, BAILJUMP, CONSPIRACY OR SOLICITATION
		<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

MO INST. 565.4A  
 "effective 7/1/83"

JUVENILE COURT SENTENCING REPORT  
 SCHEDULE A  
 DJR CODE, DESCRIPTION AND OFFENSE CATEGORY

<u>JUVENILE DISPOSITION OFFENSE CATEGORY</u>	<u>DJR CODE</u>	<u>DESCRIPTION</u>	<u>JUVENILE DISPOSITION CATEGORY FOR ATTEMPT, BAILJUMP, CONSPIRACY OR SOLICITATION</u>
		Other	
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 Offense equivalent to an adult Class A Felony	B+
B	0009986	Other Offense equivalent to an adult Class B Felony	C
C	0009984	Other Offense equivalent to an adult Class C Felony	D
D	0009982	Other Offense equivalent to an adult gross misdemeanor	E
E	0009981	Other Offense equivalent to an adult misdemeanor	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

"effective 7/1/83"

JUVENILE COURT SENTENCING REPORT

SCHEDULE B  
PRIOR OFFENSE INCREASE FACTOR

For use when all CURRENT OFFENSES occurred on or after July 1, 1981, i.e., amended standards apply.

OFFENSE CLASS	TIME SPAN		
	0-12 Months	13-24 Months	25 and 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).

"effective 7/1/83"

JUVENILE COURT SENTENCING REPORT

SCHEDULE C  
CURRENT OFFENSE POINTS

For use when all CURRENT OFFENSES occurred on or after July 1, 1981, i.e., amended standards apply.

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 Weeks					
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

"effective 7/1/83"

JUVENILE SENTENCING STANDARDS  
SCHEDULE D-1

This schedule may only be used for Minor/First Offenders. After the determination is made that a youth is a minor/first offender, the court has the discretion to select sentencing option A, B or C.

MINOR/FIRST OFFENDER

OPTION A.

OPTION B.

OPTION C.

<u>STANDARD RANGE</u>			
<u>Points</u>	<u>Community Supervision</u>	<u>Community Service Hours</u>	<u>Fine</u>
1-9	0-3 months	&/or 0-8	&/or 0-\$10
10-19	0-3 months	&/or 0-8	&/or 0-\$10
20-29	0-3 months	&/or 0-16	&/or 0-\$10
30-39	0-3 months	&/or 8-24	&/or 0-\$25
40-49	3-6 months	&/or 16-32	&/or 0-\$25
50-59	3-6 months	&/or 24-40	&/or 0-\$25
60-69	6-9 months	&/or 32-48	&/or 0-\$50
70-79	6-9 months	&/or 40-56	&/or 0-\$50
80-89	9-12 months	&/or 48-64	&/or 0-\$50
90-109	9-12 months	&/or 56-72	&/or 0-\$50

STATUTORY OPTION

0-12 Mo. Community Supervision  
0-150 Hrs. Community Service  
0-100 Fine

OR

A term of community supervision with a maximum of 150 hours, \$100.00 fine and 12 months supervision and no confinement.

MANIFEST INJUSTICE

When a term of community supervision would effectuate a Manifest Injustice, another disposition may be imposed. When a judge imposes a sentence of confinement exceeding 30 days, the court shall sentence the juvenile to a maximum term and the provisions of RCW 13.40.030(5), as now hereafter amended, shall be used to determine the range.

[ 104 ]

"effective 7/1/83"

JUVENILE SENTENCING STANDARDS

SCHEDULE D-2

This schedule may only be used for Middle Offenders. After the determination is made that a youth is a middle offender, the court has the discretion to select sentencing option A, B or C.

MIDDLE OFFENDER

OPTION A.

OPTION B.

OPTION C.

Points	<u>STANDARD RANGE</u>				<u>COMMUNITY SUPERVISION AND/OR DETENTION</u>		<u>MANIFEST INJUSTICE</u>	
	<u>Community Supervision</u>	<u>Community Service Hours</u>	<u>Fine</u>	<u>Confinement Days</u>	<u>Weeks</u>			
1-9	0-3 months	&/or 0-8	&/or 0-\$10	&/or 0		10-12 Mo. Community Supervision	If the court determines that a disposition under A and B would effectuate a Manifest Injustice, the court shall sentence the juvenile to a maximum term and the provisions of RCW 13.40.030(5), as now or hereafter amended, shall be used to determine range.	
10-19	0-3 months	&/or 0-8	&/or 0-\$10	&/or 0		10-150 Hrs. Community Service		
20-29	0-3 months	&/or 0-16	&/or 0-\$10	&/or 0		OR 0-100 Fine		
30-39	0-3 months	&/or 8-24	&/or 0-\$25	&/or 2-4				
40-49	3-6 months	&/or 16-32	&/or 0-\$25	&/or 2-4				
50-59	3-6 months	&/or 24-40	&/or 0-\$25	&/or 5-10				
60-69	6-9 months	&/or 32-48	&/or 0-\$50	&/or 5-10				
70-79	6-9 months	&/or 40-56	&/or 0-\$50	&/or 10-20				
80-89	9-12 months	&/or 48-64	&/or 0-\$50	&/or 10-20				
90-109	9-12 months	&/or 56-72	&/or 0-\$50	&/or 15-30				
110-129				8-12				
130-149	Middle offenders with more than 110				13-16			
150-199	points do not have to be committed.				21-28			
200-249	They may be assigned community super-				30-40			
250-299	vision under Option B.				52-65			
300-374				80-100				
375+				103-129				

[ 105 ]

"effective 7/1/83"

JUVENILE SENTENCING STANDARDS

SCHEDULE D-3

This schedule may only be used for Serious Offenders. After the determination is made that a youth is a serious offender, the court has the discretion to select sentencing option A or B.

SERIOUS OFFENDER

OPTION A.

<u>STANDARD RANGE</u>	
<u>Points</u>	<u>Institution Time</u>
0-129	8-12 Weeks
130-149	13-16 Weeks
150-199	21-28 Weeks
200-249	30-40 Weeks
250-299	52-65 Weeks
300-374	80-100 Weeks
375+	103-129 Weeks
All A+ Offenders	125-156 Weeks

OPTION B.

MANIFEST INJUSTICE

A disposition outside the standard range shall be determined and shall be comprised of confinement or community supervision or a combination thereof. When a judge finds a manifest injustice and imposes a sentence of confinement exceeding 30 days, the court shall sentence the juvenile to a maximum term, and the provisions of RCW 13.40.030(5), as now hereafter amended, shall be used to determine the range.

OR

**WSR 83-16-061**  
**PROPOSED RULES**  
**DEPARTMENT OF**  
**LABOR AND INDUSTRIES**

[Filed August 2, 1983]

Notice is hereby given in accordance with the provisions of RCW 34.04.025, that the Department of Labor and Industries intends to adopt, amend, or repeal rules concerning qualifications for registration of vocational rehabilitation counselors, WAC 296-18-310;

that the agency will at 9:00 a.m., Monday, August 15, 1983, in the Large Conference Room, General Administration Building, Olympia, Washington 98504, conduct a public hearing on the proposed rules.

The formal decision regarding adoption, amendment, or repeal of the rules will take place on August 16, 1983.

The authority under which these rules are proposed is RCW 51.04.020 and 51.41.010.

The specific statute these rules are intended to implement is RCW 51.41.030.

This notice is connected to and continues the matter in Notice No. WSR 83-13-110 filed with the code reviser's office on June 22, 1983.

Dated: August 2, 1983

By: Sam Kinville  
 Director

**WSR 83-16-062**  
**REVIEW OF RULES**  
**PARKS AND RECREATION**  
**COMMISSION**

[Filed August 2, 1983]

WSR 83-11-024 indicates that, pursuant to RCW 19.85.050, the Washington State Parks and Recreation Commission scheduled a review of the following rules on September 15, 1983: Chapter 352-44 WAC, Recreational conveyances—Certification—Inspections—Operator qualifications—Violations, etc.

The review scheduled for September 15, 1983, has been cancelled and will take place at a later date which will be published in a future notice.

**WSR 83-16-063**  
**PROPOSED RULES**  
**DEPARTMENT OF LICENSING**  
**(Veterinary Board of Governors)**

[Filed August 2, 1983]

Notice is hereby given in accordance with the provisions of RCW 34.04.025, that the Washington State Veterinary Board of Governors intends to adopt, amend, or repeal rules concerning WAC 308-156-010 definitions; 308-156-020 applications—animal technicians; 308-156-030 grounds for denial, suspension or revocation of registration; 308-156-040 unrestricted animal

health care services; 308-156-045 responsibilities of veterinarian supervising an animal technician or an unregistered assistant; 308-156-050 animal health care tasks; 308-156-055 approval of post high school courses; 308-156-060 examination for registration as animal technician; 308-156-070 grading of examination; 308-156-080 reexamination; 308-156-090 examination procedures; and 308-156-100 frequency and location of exam;

that the agency will at 9:15 a.m., Thursday, September 8, 1983, in the Hyatt House, Phoenix Room B, 17001 Pacific Highway South, Seattle, WA, conduct a public hearing on the proposed rules.

The adoption, amendment, or repeal of the rules will take place immediately following the hearing.

The authority under which these rules are proposed is RCW 18.92.030.

The specific statute these rules are intended to implement is RCW 18.92.030 and 18.92.015.

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency before September 8, 1983.

Dated: August 2, 1983

By: Yvonne Braeme  
 Executive Secretary

**STATEMENT OF PURPOSE**

Name of Agency: Washington State Veterinary Board of Governors.

Purpose of Proposed Amendments, Rules and Repealer: To effectuate rule-making authority of the board, under RCW 18.92.030, regarding animal technicians and to update rules on animal technicians due to EHB No. 357, 48th legislature (1983), section 1, and RCW 18.92.015.

Statutory Authority: RCW 18.92.030 and 18.92.015.

Reasons for Proposed Amendments, Rules and Repealer: To clarify responsibilities of veterinarians, animal technicians and unregistered assistants and the health care tasks that can be performed; to indicate what post high school courses for animal technicians will be approved; to repeal an unnecessary rule; and, to update other rules.

Responsible Personnel: The Washington State Veterinary Board of Governors and its executive secretary have the responsibility for drafting, implementing and enforcing these rules. The executive secretary is: Yvonne Braeme, P.O. Box 9649, Olympia, WA 98504, telephone (206) 234-0776 scan, (206) 753-0776 comm.

Proponents of the Proposed Amendments, Rules and Repealer: The amendments, rules and repealer are proposed by the Veterinary Board of Governors.

Agency Comments: These amendments, rules and repealer are proposed pursuant to RCW 18.92.030 and 18.92.015.

Federal Law or State Court Requirements: These proposed amendments, rules and repealer are not necessitated as a result of federal law or federal or state court action.

AMENDATORY SECTION (Amending Order PL 332, filed 12/21/79)

WAC 308-156-010 DEFINITIONS. (1) "Animal technicians" shall mean any person who has met the requirements of RCW 18.92.015 and who is registered ~~((to and employed by a sponsoring veterinarian licensed to practice in this state))~~ as required by chapter 18.92 RCW.

(2) ~~("Sponsoring veterinarian" shall mean the veterinarian who directly supervises the animal technician and who assumes responsibility for the technician's services.)~~ "Veterinarian shall mean a person authorized by chapter 18.92 RCW to practice veterinary medicine in the state of Washington.

(3) ~~("Direct supervision" shall mean supervision of the animal technician's action by a licensed veterinarian who must be physically present in the premises during the performance of these acts.)~~ "Unregistered assistant" shall mean any individual who is not an animal technician or veterinarian.

(4) "Supervisor" shall mean a veterinarian or, if a task so provides, an animal technician.

(5) "Immediate supervision" shall mean the supervisor is in audible and visual range of the animal patient and the person treating the patient.

(6) "Direct supervision" shall mean the supervisor is on the premises, is quickly and easily available and that the animal has been examined by a veterinarian at such time as good veterinary medical practice requires consistent with the particular delegated animal health care task.

(7) "Indirect supervision" shall mean that the supervisor is not one the premises, but has given either written or oral instructions for treatment of the animal patient and the animal has been examined by a veterinarian at such times as good veterinary medical practice requires, consistent with the particular delegated animal health care task and the animal is not anesthetized.

(8) "Veterinary medical facility" is as defined by WAC 308-153-010.

(9) "Emergency" means that the animal has been placed in a life-threatening condition where immediate treatment is necessary to sustain life.

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 PL 332, filed 12/21/79)

WAC 308-156-020 APPLICATIONS—ANIMAL TECHNICIANS. (1) Applications for registration as an animal technician shall be made on forms prepared by the director of the Department of Licensing and submitted to the Division of Professional Licensing.

~~((2) The application shall include the following information:~~

~~(a) The applicant's full legal name and residential address;~~

~~(b) The applicant's date and place of birth;~~

~~(c) The applicant's statement that the applicant is of good moral character and that all information contained in the application is true and correct;~~

~~(d) Two photographs of the applicant taken within the past twelve months and not over 3 inches by 3 inches in size;~~

~~(e) The names of the professional schools the applicant has attended, the dates attended, and a copy of the applicant's diploma or certificate of graduation;~~

~~(f) Sponsoring veterinarian's name, business address and license reference number;~~

~~(g) Sponsoring veterinarian's detailed plan for utilization and supervision of the technician's services;~~

~~(h) Sponsoring veterinarian's statement attesting to the correctness of the application;~~

~~(i) Letters of recommendation from two persons acquainted with the applicant, regarding the applicant's moral character and professional qualifications;~~

~~(j) For any applicant not a graduate of an accredited school, affidavits from his/her employers stating that the applicant has completed at least five years of full-time practical work experience with a licensed veterinarian;~~

~~(k) A statement from the applicant certifying that he/she has never been convicted of a crime involving animal abuse or of any violation of state or federal drug laws.)~~

AMENDATORY SECTION (Amending Order PL 332, filed 12/21/79)

WAC 308-156-030 GROUNDS FOR DENIAL, SUSPENSION OR REVOCATION OF REGISTRATION. (1) The board may ~~((withdraw its approval of the registration of any animal technician or recommend suspension, revocation, of issuance or renewal))~~ suspend, revoke or deny the issuance or renewal of registration of any animal technician and file its decision in the director's office ((to the director)) if the animal technician:

(a) Has employed fraud or misrepresentation in applying for or obtaining the registration;

(b) Has within ten years prior to the date of application been found guilty of a criminal offense relating to the practice of veterinary medicine, surgery and dentistry, including, but not limited to:

(i) Any violation of the Uniform Controlled Substances Act or the Legend Drug Act;

(ii) Chronic inebriety;

(iii) Cruelty to animals;

(c) Has violated or attempted to violate any provision of chapter 18.92 RCW or any rule or regulation adopted pursuant to that chapter;

(d) Has assisted, abetted or conspired with another person to violate chapter 18.92 RCW, or any rule or regulation adopted pursuant to that chapter;

(e) Has ~~((diagnosed, prescribed, performed surgery, given a prognosis or))~~ performed any animal health care service not authorized by WAC ~~((308-156-040))~~ 308-156-045 or WAC 308-156-050 ~~((;))~~

~~((f) Has performed restricted animal health care services contained in WAC 308-156-050 without a valid certificate of registration approved by the board.~~

~~(2) No veterinarian shall:~~

~~(a) Permit any registered animal technician in his/her employ to perform any animal health care services not authorized by WAC 308-156-040 or WAC 308-156-050;~~

~~(b) Permit any unregistered person to perform any animal health care service not authorized by WAC 308-156-040.~~

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 308-156-045 RESPONSIBILITIES OF VETERINARIAN SUPERVISING AN ANIMAL TECHNICIAN OR AN UNREGISTERED ASSISTANT. (1) No veterinarian shall:

(a) Permit any registered animal technician in his/her employ to perform any animal health care services not authorized by WAC 308-156-045 or WAC 308-156-050.

(b) Permit any unregistered assistant to perform any animal health care services not authorized by WAC 308-156-045 or WAC 308-156-050.

(2) For purposes of the rules and regulations applicable to animal health care tasks for animal technicians and unregistered assistants, the supervising veterinarian of an animal technician or unregistered assistant shall:

(a) Have legal responsibility for the health, safety and welfare of the animal patient which the animal technician or unregistered assistant serves.

(b) Not delegate an animal health care task to an animal technician or unregistered assistant who is unqualified to perform the particular task.

(c) Not use a level of supervision which is lower than that designated for a specific task.

(d) Make all decisions relating to the diagnosis, treatment, management, and future disposition of an animal patient.

(e) Not authorize more than two unregistered assistants to act under indirect supervision at any single time.

(3) A supervising veterinarian shall have examined the animal patient prior to the delegation of any animal health care task to either an animal technician or unregistered assistant. The examination of the animal patient shall be conducted at such time as good veterinary medical practice requires consistent with the particular delegated animal health care task.

(4) Where an animal technician is authorized, pursuant to these regulations, to provide supervision for an unregistered assistant performing a specified health care task, the animal technician shall be under the same degree of supervision by the veterinarian, as specified

in these regulations, as if the animal technician was performing the task.

(5) Unless specifically so provided by regulation, a veterinarian shall not authorize an animal technician or an unregistered assistant to perform the following functions:

- (a) Surgery, other than injections or inoculations;
- (b) Diagnosis and prognosis of animal disease;
- (c) Prescribing of drugs, medicines and appliances.

#### NEW SECTION

WAC 308-156-050 ANIMAL HEALTH CARE TASKS. (1) Animal technicians.

(a) Immediate supervision. An animal technician may perform the following tasks only under the immediate supervision of a veterinarian:

- (i) Assist veterinarian in surgery by tissue handling.
- (ii) Assist veterinarian in surgery by instrument handling.
- (b) Director supervision. An animal technician may perform the following tasks only under the direct supervision of a veterinarian.

- (i) Endotracheal intubation.
- (ii) Blood administration.
- (iii) Fluid aspiration.
- (iv) Intraperitoneal injections.
- (v) Monitoring of vital signs of anesthetized patient.
- (vi) Application of splints.
- (vii) When the animal is anesthetized, those tasks listed under subsection (c) "Indirect Supervision" of this section.

(viii) Induce anesthesia by intravenous, intramuscular, or subcutaneous injection or by inhalation.

(c) Indirect Supervision. An animal technician may perform the following tasks only under the indirect supervision of a veterinarian unless the animal is anesthetized:

- (i) Teeth cleaning.
- (ii) Enema.
- (iii) E.K.G.
- (iv) Application of bandages.
- (v) Catheterization of the unobstructed bladder.
- (vi) Gavage.
- (vii) Ear flush.
- (viii) Radiology.
- (A) Patient positioning.
- (B) Operation of X-ray machines.
- (C) Oral and rectal administration of radio-opaque materials.
- (ix) Injections of medications not otherwise prohibited:
  - (A) Intramuscular
  - (B) Subcutaneous
  - (C) Intravenous
  - (x) Oral medications.
  - (xi) Topical medications
  - (xii) Laboratory (specimen collections):
    - (A) Collection of tissue during or after a veterinarian has performed necropsy.

- (B) Urine (except cystocentesis)
- (C) Hematology
- (D) Parasitology
- (E) Exfoliative cytology
- (F) Microbiology
- (xiii) Administration of pre-anesthetic drugs.
- (xiv) Oxygen therapy.
- (xv) Removal of partially exposed foxtails from skin and feet.
- (xvi) Euthanasia (all circumstances) as otherwise allowed by law.
- (xvii) Removal of sutures.

(2) Unregistered assistants.

(a) Immediate supervision by veterinarian. An unregistered assistant may perform the following tasks under the immediate supervision of a veterinarian:

- (i) Assist veterinarian in surgery by tissue handling.
- (ii) Assist veterinarian in surgery by instrument handling.
- (iii) Endotracheal intubation.
- (iv) Fluid aspiration.
- (v) Intraperitoneal injections.

(b) Immediate Supervision by Veterinarian or Animal Technicians.

An unregistered assistant may perform the following tasks under the immediate supervision of either a veterinarian or animal technician:

- (i) Blood administration.
- (ii) Catheterization of unobstructed bladder.
- (iii) Gavage.
- (iv) Radiology

- (A) Patient positioning;
- (B) Film exposure;
- (C) Rectal and oral administration of radio-opaque materials.
- (v) Intravenous injections of medications not otherwise prohibited;
- (vi) Laboratory (specimen collections):
  - (A) Hematology;
  - (B) Exfoliative cytology;
  - (C) Microbiology.

(c) Direct Supervision by Veterinarian. An unregistered assistant may perform the following tasks only under the direct supervision of a veterinarian:

- (i) Monitor vital signs of anesthetized patient;
- (ii) When the animal is anesthetized, those tasks listed under subsection (e) "Indirect Supervision" of this section.
- (iii) Laboratory (specimen collection):
  - (A) Collection of tissue during or after a veterinarian has performed necropsy;

- (iv) Euthanasia (all circumstances) as otherwise allowed by law;
- (v) Removal of sutures;

(d) Direct Supervision by Veterinarian or Animal Technician. An unregistered assistant may perform the following tasks only under supervision of either a veterinarian or an animal technician:

- (i) Application of bandages;
- (ii) Ear flush;
- (iii) E.K.G.

(e) Indirect Supervision. An unregistered assistant may perform the following tasks only under the indirect supervision of a veterinarian unless the animal is anesthetized:

- (i) Teeth cleaning (without anesthetic);
- (ii) Enema;
- (iii) Injections of medications not otherwise prohibited:

- (A) Intramuscular;
- (B) Subcutaneous;
- (iv) Oral medications;
- (v) Topical medications;
- (vi) Administering medication through an established I.V. catheter;
- (vii) Laboratory (specimen collection):
  - (A) Collecting of voided urine and fecal material;
  - (B) Parasitology (except skin scraping);
  - (viii) Oxygen therapy;
  - (ix) Removal of partially exposed foxtails.

(3)(a) Under condition of an emergency, an animal technician may render the following life saving aid and treatment to an animal:

(i) Application of tourniquets and/or pressure bandages to control hemorrhage.

(ii) Administration of pharmacological agents to prevent or control shock, including parenteral fluids, shall only be performed after direct communication with a veterinarian, and only if such veterinarian is either present or immediately enroute to the location of the distressed animal.

(iii) Resuscitative oxygen procedures;

(iv) Establishing open airways including intubation appliances but excluding surgery.

(v) External cardiac resuscitation.

(vi) Application of temporary splints or bandages to prevent further injury to bones or soft tissues;

(vii) Application of appropriate wound dressings and external supportive treatment in severe burn cases;

(viii) External supportive treatment in heat prostration cases.

(b) Under condition of an emergency, an unregistered assistant may render the following life saving aid and treatment to an animal:

(i) Application of tourniquets and/or pressure bandages to control hemorrhage.

(ii) Resuscitative oxygen procedures;

(iii) Establishing open airways including intubation appliances but excluding surgery.

**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.

**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 308-156-055 APPROVAL OF POST HIGH SCHOOL COURSES. The board, pursuant to RCW 18.92.015, hereby adopts

the accreditation standards of the American Veterinary Medical Association (AVMA), "Accreditation Policies and Procedures" of the Committee for Animal Technician Activities and Training, in effect as of April 23, 1983. The board approves all and only those institutions accredited by, and in good standing with, the AVMA in accordance with these standards. Other institutions which apply for the board's approval and which meet the standards to the board's satisfaction may be approved, but it is the responsibility of an institution to apply for approval and of a student to ascertain whether or not a school has been approved by the board.

The board reserves the right to withdraw approval of any post high school course which ceases to meet the approval of the board and/or the AVMA after notifying the institution in writing and granting it an opportunity to contest the board's proposed withdrawal.

#### AMENDATORY SECTION (Amending Order 332, filed 12/21/79)

WAC 308-156-060 (~~SCOPE OF EXAMINATION OF APPLICANTS NOT GRADUATES OF AN ACCREDITED ANIMAL TECHNICIAN TRAINING PROGRAM~~) EXAMINATION FOR REGISTRATION AS ANIMAL TECHNICIAN. (1) ~~(Any)~~ All applicants ~~(who is not a graduate of an accredited animal technician training program)~~ shall be required to complete an examination consisting of a written and a practical test.

(2) The written test will consist of questions on the following subjects as they pertain to the animal health care services technicians may perform:

- (a) Anatomy
- (b) Physiology
- (c) Chemistry
- (d) Obstetrics
- (e) Bacteriology
- (f) Histology
- (g) Radiology
- (h) Nursing techniques
- (i) Hygiene
- (j) Dental prophylaxis
- (k) Laboratory procedures
- (l) Other subjects prescribed by the board.

The questions will be divided equally between large and small animal health care problems and shall be sufficient in number to satisfy the Board of Governors that the applicant has been given adequate opportunity to express his or her knowledge relating to these subjects.

(3) The practical examination will be supervised by the Board of Governors or their designees. Each applicant ~~(with)~~ may be required to perform or demonstrate basic animal health care techniques as directed by the board. During the practical examination, each applicant may be required to demonstrate ~~(their)~~ his/her ability to:

- (a) Take accurate case histories;
- (b) Prepare patient instruments;
- (c) Perform dental prophylaxis;
- (d) Monitor anesthesia or oxygen equipment;
- (e) Apply wound and surgical dressings;
- (f) Administer inoculations or vaccinations;
- (g) Properly analyze laboratory specimens;
- (h) Other animal health care services authorized by the board~~(:);~~
- (i) Restrain animals.

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 PL 332, filed 12/21/79)

WAC 308-156-070 GRADING OF EXAMINATIONS. (1) The grading of the written and practical portions of the animal technician examination will be based on a possible score of 100 percent and the minimum passing score will be 75 percent.

(2) Each applicant must obtain a final grade of 75 percent or better on both the ~~(national)~~ written and the ~~(state)~~ practical portions of the exam to be considered technically qualified and approved for registration by the board.

(e) All scores shall be expressed in whole numbers, any fractions being rounded to the closest whole number.

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 PL 332, filed 12/21/79)

WAC 308-156-080 REEXAMINATION. An applicant who has failed the animal technician examination may apply for reexamination, provided the required reexamination fee is submitted. Applicants who have failed ~~(just)~~ either the ~~(national)~~ written or ~~(just)~~ the ~~(state)~~ practical portion of the exam will be required to be reexamined in the specific portion of the examination previously failed.

#### AMENDATORY SECTION (Amending Order PL 332, filed 12/21/79)

WAC 308-156-090 EXAMINATION PROCEDURES. (1) All applicants will be required to present a notice of eligibility to the test proctors upon admission to the test. Each applicant will also be asked to present one piece of positive identification which bears a photograph of the applicant. Failure to produce the eligibility notice and identification required may result in the applicant's being refused admission to the written test and rescheduled at a later date.

(2) Applicants will be required to refrain from talking to other examinees during the examination unless specifically directed or permitted to do so by a test proctor. Any applicant observed talking or attempting to give or receive information, or using unauthorized materials during any portion of the exam will be expelled from the examination and not allowed to complete and will forfeit all fees relating to examination.

#### AMENDATORY SECTION (Amending Order PL 332, filed 12/21/79)

WAC 308-156-100 FREQUENCY AND LOCATION OF EXAM. (1) The examination for animal technicians shall be ~~(scheduled)~~ given at least once a year such times and places as the director may authorize.

(2) A notification will be sent to the residential address of record of each examination applicant at least fifteen days prior to each applicant's scheduled examination date. Such notification will contain appropriate instructions or information and will reflect the time, date and location at which the applicant is expected to appear for examination. Should an applicant fail to appear for examination at the designated time and place, he/she shall forfeit the examination fee unless he/she has notified the Division of Professional Licensing of his/her inability to appear for the scheduled exam at least five days before the designated time.

#### REPEALER

The following section of the Washington Administrative Code is hereby repealed:

WAC 308-156-040 UNRESTRICTED ANIMAL HEALTH CARE SERVICES.

**WSR 83-16-064**  
**PROPOSED RULES**  
**BOARD OF PHARMACY**  
[Filed August 2, 1983]

Notice is hereby given in accordance with the provisions of RCW 34.04.025, that the Washington State Board of Pharmacy intends to adopt, amend, or repeal rules concerning adding new chapter 360-19 WAC, patient medication record systems; WAC 360-19-010 purpose; 360-19-020 definitions; 360-19-030 minimum required information in a patient medication record system; 360-19-040 minimum procedures for utilization of

a patient medication record system; 360-19-050 auxiliary record keeping system; 360-19-060 retrieval of information from a computerized system; 360-19-070 confidentiality and security of data; 360-19-080 extension of time for compliance; and 360-19-090 effective date;

that the agency will at 9:00 a.m., Wednesday, September 21, 1983, in the Highline Community College, South 240th and Pacific Highway South, Midway, WA 98031, conduct a public hearing on the proposed rules.

The adoption, amendment, or repeal of the rules will take place immediately following the hearing.

The authority under which these rules are proposed is RCW 18.64.005.

The specific statute these rules are intended to implement is RCW 18.64.005 and 18.64.245.

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency before September 16, 1983.

Dated: July 28, 1983

By: Donald H. Williams  
Executive Secretary

### STATEMENT OF PURPOSE

Name of Agency: Washington State Board of Pharmacy.

Purpose: The purpose of new chapter 360-19 WAC is to establish minimum requirements for information to be contained in and for utilization of patient medication record systems. This chapter contains rules dealing with both computerized systems and manual systems. The effective date of the chapter is proposed to be January 1, 1984.

Statutory Authority: RCW 18.64.005.

Summary of the Rules: WAC 360-19-010 contains the statement of purpose for the chapter and includes a statement regarding the purpose, importance and necessity for patient medication record systems; WAC 360-19-020 contains the definition of terms used in the chapter; WAC 360-19-030 contains a listing of the minimum information that is required to be maintained in a patient medication record system. The section differentiates between ambulatory and institutionalized patient record systems; WAC 360-19-040 contains the procedures that must be complied with in utilizing a patient medication record system; WAC 360-19-050 establishes a requirement that auxiliary system must exist to be utilized in the event that a computerized system is not functioning; WAC 360-19-060 provides that information maintained in a computerized system must be retrievable in hard copy or via CRT within 72 hours; WAC 360-19-070 outlines the confidential nature of information contained in patient medication record systems and methods for release of the information; WAC 360-19-080 establishes a mechanism for obtaining an extension or delay in compliance with the rules; and WAC 360-19-090 establishes January 1, 1984 as the effective date of the chapter.

Reason Proposed: This chapter is proposed in order to deal with questions concerning computerized record systems. It is intended to apply to both manual and computerized data systems.

Responsible Personnel: In addition to the members of the board, the following Board of Pharmacy personnel have knowledge of and responsibility for drafting, implementing and enforcing these rules: Donald H. Williams, Executive Secretary, W.E.A. Building, 319 East 7th Avenue, Olympia, WA 98504, 234-6834 scan, 753-6834 comm.

Proponents: These rules are proposed by the Washington State Board of Pharmacy.

Agency Comments: These rules are promulgated pursuant to the authority granted to the board in RCW 18.64.005.

Small Business Economic Impact Statement: A small business economic impact statement is not required and has not been filed since these rules do not impact any small businesses as that term is defined by RCW 43.31.920.

### NEW CHAPTER CHAPTER 360-19 WAC

#### PATIENT MEDICATION RECORD SYSTEMS

WAC	PURPOSE.
360-19-010	DEFINITIONS.
360-19-020	MINIMUM REQUIRED INFORMATION IN A
360-19-030	PATIENT MEDICATION RECORD SYSTEM.
360-19-040	MINIMUM PROCEDURES FOR UTILIZA-
	TION OF A PATIENT MEDICATION
	RECORD SYSTEM.
360-19-050	AUXILIARY RECORD KEEPING SYSTEM.
360-19-060	RETRIEVAL OF INFORMATION FROM A
	COMPUTERIZED SYSTEM.
360-19-070	CONFIDENTIALITY AND SECURITY OF
	DATA.
360-19-080	EXTENSION OF TIME FOR COMPLIANCE.
360-19-090	EFFECTIVE DATE.

#### NEW SECTION

WAC 360-19-010 PURPOSE. The purpose of this chapter shall be to insure that a Patient Medication Record System be maintained by all pharmacies. This system will consist of certain Patient and Prescription information. It will be reviewed in a manner consistent with sound professional practice, and will provide an audit trail. This system may be either a manual system, or an automated data processing system for the storage and retrieval of prescription information. This information will be maintained to insure the health and welfare of the patient population. If an automated data processing system is utilized, an auxiliary record keeping system shall be established for the documentation of new and refill prescriptions in case the automated data processing system is inoperative for any reason. The Patient Medication Record System shall be designed to provide adequate safeguards against the improper manipulation or alteration of records. The system shall provide the pharmacist within the pharmacy means to retrieve all new prescription and refill prescription information for all patients of the pharmacy.

#### NEW SECTION

WAC 360-19-020 DEFINITIONS. Terms used in this chapter shall have the meaning set forth in this section unless the context clearly indicates otherwise:

- (1) "Address" means the place of residence of the patient.
- (2) "Audit trail" means all materials and documents required for the entire process of filing a prescription, from receiving the prescription order to the completed product.
- (3) "Auxiliary record keeping system" means a back-up system used to record medication record system data in case of scheduled or unscheduled down-time of an automated data processing system.
- (4) "Computerized Patient Medication Records System": The system may consist of a free standing micro-computer, or an on-line main frame computer. The free standing system must have the capability of daily data back-up. Either system when purging data must

have the capability of capturing the data on either a microfiche or hard copy. Computerized Patient Medication Record Systems must be able to comply with all standard procedures used in any medication record system, i.e., record all new and refill prescription data, provide a total patient profile via CRT retrieval or hard copy or microfiche, drug interaction checking, cumulative or synergistic drug checking, warning label prompting, and all DEA requirements involving computer record keeping for Controlled Substance prescriptions. The hard copy of the original prescription and the paper audit trail shall be considered part of this system.

(5) "Hard copy of the original prescription" shall include the prescription as defined in RCW 18.64.011(8) and/or the medical records or chart.

(6) "Manual Patient Medication Record System". The system shall consist of the hard copy of the original prescription and a card or filing procedure that contains all data on new and refill prescriptions for a patient. This data must be organized in such a fashion that information relating to all prescriptions drugs used by a patient will be reviewed each time a prescription is filled.

(7) "Therapeutic duplication" means two or more drugs in the same pharmacological or therapeutic category which when used together may have an additive or synergistic effect.

#### NEW SECTION

WAC 360-19-030 MINIMUM REQUIRED INFORMATION IN A PATIENT MEDICATION RECORD SYSTEM. The following information is required to be contained in any patient information system:

- (1) Ambulatory Patient System:
  - (a) Patient's name and address.
  - (b) A serial number assigned to each new prescription.
  - (c) The date of dispensing the prescription.
  - (d) The initials of the pharmacist who filled the prescription.
  - (e) The name, strength, dosage form and quantity of the drug dispensed.
  - (f) Any refills authorized by the prescriber.
  - (g) The prescriber's name, address, and DEA number where required.
  - (h) The directions for use of the drug ("as directed" is not acceptable).
  - (i) Any patient allergies, idiosyncrasies, or chronic conditions which may relate to drug utilization. If there is no patient allergy data the pharmacist should indicate none or "NKA" (no known allergy) on the patient medication record.
- (2) Institutional Patient System:
  - (a) Patient's full name.
  - (b) Unique patient identifier.
  - (c) Any patient allergies, idiosyncrasies, or chronic conditions which may relate to drug utilization. If there is no patient allergy data the pharmacist should indicate none or "NKA" (no known allergy) on the patient medication record.
  - (d) Patient Location.
  - (e) Patient Status, for example, Active, Discharge, or On-Pass.
  - (f) Prescriber's name, address, and DEA number where required.
  - (g) Minimum prescription data elements:
    - (i) Drug name, dose, route, form, directions for use, prescriber.
    - (ii) Start date and time when appropriate.
    - (iii) Stop date and time when appropriate.
    - (iv) Amount dispensed when appropriate.
  - (h) The system shall indicate any special medication status for an individual prescription, for example, on hold, discontinued, self-administration medication, investigational drugs, patient's own medications, special administration times, restrictions, controlled substances.
  - (i) The system shall indicate on the label, and in the system, (for the pharmacist, nursing and/or physician alert) any special cautionary alerts or notations deemed necessary for the patient safety by the pharmacist.

#### NEW SECTION

WAC 360-19-040 MINIMUM PROCEDURES FOR UTILIZATION OF A PATIENT MEDICATION RECORD SYSTEM. Upon receipt of a prescription or drug order a pharmacist must examine visually or via an automated data processing system the patient's

medication record to determine the possibility of a harmful drug interaction, reaction, therapeutic duplication of similar type of drug, or improper utilization of the drug, and consult with the prescriber if needed. Any order modified in the system must carry the unique identifier of the person who modified the original order. Only a licensed pharmacist or a practitioner authorized to prescribe or dispense drugs can modify a medication order. Any change in drug name, dose, route, dose form or directions for use which occurs after an initial dose has been given requires that a new order be entered into the system and the old order be discontinued.

#### NEW SECTION

WAC 360-19-050 AUXILIARY RECORD KEEPING SYSTEM. If an automated data processing system is used to maintain a patient's medication record, an auxiliary record keeping system must be established for use when the automated data system is temporarily inoperative due to scheduled or unscheduled system interruption. The auxiliary record keeping system shall contain all patient profile information as required by this chapter. Upon restoration of operation of the automated system the information placed in the auxiliary record keeping system shall be entered in each patient's records within forty-eight hours, at which time the auxiliary records may be destroyed.

#### NEW SECTION

WAC 360-19-060 RETRIEVAL OF INFORMATION FROM A COMPUTERIZED SYSTEM. All computerized patient medication record systems must provide within 72 hours, via CRT or hard copy printout, the information required by WAC 360-19-030 and by 21 CFR § 1306.22(b) as amended July 1, 1980. Any data purged from a computerized patient medication record system must be available within 72 hours.

#### NEW SECTION

WAC 360-19-070 CONFIDENTIALITY AND SECURITY OF DATA. (1) Information contained in patient medication record systems shall be considered to be a part of prescription records maintained in accordance with RCW 18.64.245 and shall be maintained for a period of at least five years in the same manner as provided for all prescription records (see WAC 360-16-096).

(2) The information in the patient medication record system shall be deemed confidential and may be released to other than the patient or prescriber only on written release of the patient. If in the judgment of the pharmacist, the prescription presented for dispensing is determined to cause a potentially harmful drug interaction or other problem due to a drug previously prescribed by another practitioner, the pharmacist may communicate this information to the prescribers.

(3) Security codes or systems must be established on computerized medication record systems to prevent unauthorized modification of data.

#### NEW SECTION

WAC 360-19-080 EXTENSION OF TIME FOR COMPLIANCE. The rules regarding patient medication record systems contained in chapter 360-19 WAC shall apply to all pharmacists practicing pharmacy in the state of Washington upon the effective date of the chapter unless an extension is granted by the Board pursuant to this rule. In order to seek an extension that will allow compliance with this chapter to be delayed, good cause for granting such extension must be shown. The Board shall consider requests for extensions and if, in the board's judgment good cause is shown, the board may grant an extension for a period of time, specifying those portions of the rules with respect to which an extension is being granted.

#### NEW SECTION

WAC 360-19-090 EFFECTIVE DATE. The effective date of this chapter shall be January 1, 1984 and all pharmacists must be in compliance after that date unless an extension has been granted by the board.

**WSR 83-16-065**  
**ADOPTED RULES**  
**DEPARTMENT OF LICENSING**  
**(Board of Nursing)**  
 [Order PL 441—Filed August 2, 1983]

Be it resolved by the Washington State Board of Nursing, acting at Seattle, Washington, that it does adopt the annexed rules relating to the amending of WAC 308-120-400.

This action is taken pursuant to Notice No. WSR 83-12-031 filed with the code reviser on May 26, 1983. These rules shall take effect thirty days after they are filed with the code reviser pursuant to RCW 34.04.040(2).

This rule is promulgated pursuant to RCW 18.88.080 and is intended to administratively implement that statute.

The undersigned hereby declares that the agency 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) in the adoption of these rules.

APPROVED AND ADOPTED July 29, 1983.

By Constance Roth  
 Executive Secretary

**AMENDATORY SECTION** (Amending Order PL 310, filed 8/17/79)

**WAC 308-120-400 CRN PRESCRIPTIVE AUTHORIZATION.** (1) A registered nurse licensed under chapter 18.88 RCW when authorized by the board of nursing may prescribe drugs pursuant to applicable state and federal laws.

~~((2) Dispensing of legend drugs is not an authorized activity under the rules pertaining to prescriptive authority:))~~

**WSR 83-16-066**  
**ADOPTED RULES**  
**DEPARTMENT OF**  
**LABOR AND INDUSTRIES**  
 [Order 83-23—Filed August 2, 1983]

I, Sam Kinville, director of the Department of Labor and Industries, do promulgate and adopt at the Director's Office, General Administration Building, the annexed rules relating to medical aid rules and maximum fee schedule, chapters 296-20, 296-21, 296-22 and 296-23 WAC, dealing with rules and procedure numbers for medicine, anesthesia, surgery, radiology, pathology, hospital, physical therapy, chiropractic, drugless therapeutics, nursing, dental and vocational services.

This action is taken pursuant to Notice No. WSR 83-13-121 filed with the code reviser on June 22, 1983. These rules shall take effect thirty days after they are filed with the code reviser pursuant to RCW 34.04.040(2).

This rule is promulgated pursuant to RCW 51.04.020(4) and 51.04.030 and is intended to administratively implement that statute.

The undersigned hereby declares that the agency 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) in the adoption of these rules.

APPROVED AND ADOPTED August 2, 1983.

By Sam Kinville  
 Director

**AMENDATORY SECTION** (Amending Order 81-28, filed 11/30/81, effective 1/1/82)

**WAC 296-20-010 GENERAL INFORMATION.**

(1) The following rules and fees are promulgated pursuant to RCW 51.04.020. This fee schedule is intended to cover all services for accepted industrial insurance claims. All fees listed are the maximum fees allowable. If a fee for any particular service is lower to the general public than listed in the fee schedule, the practitioner shall bill the department or self-insurer at the lower rate.

(2) The rules contained in the introductory section pertain to all practitioners regardless of specialty area or limitation of practice. Additional rules pertaining to specialty areas will be found in the appropriate section.

(3) The maximum allowable fee for a procedure is determined by multiplying the unit value of a procedure by the appropriate conversion factor, per the conversion factor tables listed in WAC 296-20-135 to 296-20-155.

(4) Initial and follow-up visit charges by practitioners include routine examinations, physical modalities, injections, minor procedures, etc., not otherwise provided for in this schedule.

(5) When a claim has been accepted by the department or self-insurer, no provider may bill the worker for the difference between the allowable fee and his usual and customary charge. Nor can the worker be charged a fee, either for interest or completion of forms, related to services rendered for the industrial injury or condition.

(6) Correspondence: All correspondence and billings pertaining to state fund and department of energy claims should be sent directly to Department of Labor and Industries, General Administration Building, Olympia, Washington 98504. State fund claims have six digit numbers preceded by an alpha letter other than "S" or "V."

Department of energy claims have seven digit numbers with no alpha prefix.

All correspondence and billings pertaining to crime victims claims should be sent to Crime Victims Division, Department of Labor and Industries, General Administration Building, Olympia, Washington 98504.

Crime victim claims have six digit numbers preceded by a "V."

All correspondence and billings pertaining to self-insured claims should be sent directly to the employer or his service representative as the case may be. A listing of self-insured employers and service representatives can be found in Appendix B.

Self-insured claims are six digit numbers preceded by an "S."

Communications to the department or self-insurer must show the patient's full name and claim number if known. If the claim number is unknown, the patient's name, social security number, the date and the nature of the injury, and the employer's name must be indicated. A communication should refer to one claim only. Correspondence must be legible and reproducible, as department records are microfilmed. Correspondence regarding specific claim matters should be sent directly to the department in Olympia or self-insurer in order to avoid rehandling by the service location.

(7) APPENDIX C is a listing of the department's various local service locations. These facilities should be utilized by providers to obtain information, supplies, or assistance in dealing with matters pertaining to industrial injuries.

**AMENDATORY SECTION** (Amending Order 81-28, filed 11/30/81, effective 1/1/82)

**WAC 296-20-01002 DEFINITIONS. TERMINATION OF TREATMENT:** When treatment is no longer required and/or the industrial condition is stabilized, a report indicating the date of stabilization should be submitted to the department or self-insurer. This is necessary to initiate closure of the industrial claim. The patient may require continued treatment for conditions not related to the industrial condition; however, financial responsibility for such care must be the patient's.

**UNUSUAL OR UNLISTED PROCEDURE:** Value of unlisted services or procedures should be substantiated "by report" (BR).

**"BY REPORT": BR** (by report) in the value column indicates that the value of this service is to be determined by report (BR) because the service is too unusual, variable or new to be assigned a unit value. The report should provide an adequate definition or description of the services or procedure (e.g., operative or narrative report), using any of the following as indicated:

- (1) Diagnosis;
- (2) Size, location and number of lesion(s) or procedure(s) where appropriate;
- (3) Major surgical procedure and supplementary procedure(s);
- (4) Whenever possible, list the nearest similar procedure by number according to this schedule;
- (5) Estimated follow-up;
- (6) Operative time.

The department or self-insurer may adjust BR procedures when such action is indicated.

**"INDEPENDENT OR SEPARATE PROCEDURE:"** Certain of the listed procedures are commonly carried out as an integral part of a total service, and as such do not warrant a separate charge. When such a procedure is carried out as a separate entity, not immediately related to other services, the indicated value for "independent procedure" is applicable.

**SV. ITEMS:** Sv (service) procedures are not essentially a single procedure, rather they are comprised of several other procedures. These "Sv" procedures although identified by a specific code number, can be described only in

terms of the several services included. Therefore, unit values are not indicated for Sv procedures and total value is derived from the values of the individual services performed. These Sv procedures require "BR" (see above) information to substantiate billing.

**MODIFIED WORK STATUS:** The injured worker is not able to return to his previous work, but is physically capable of carrying out work of a lighter nature. Injured workers should be urged to return to modified work as soon as reasonable as such work is frequently beneficial for body conditioning and regaining self confidence.

Under RCW 51.32.090, when the employer has modified work available for the worker, the employer must furnish the doctor and the worker with a statement describing the available work in terms that will enable the doctor to relate the physical activities of the job to the worker's physical limitations and capabilities. The doctor shall then determine whether the worker is physically able to perform the work described. The employer may not increase the physical requirements of the job without requesting the opinion of the doctor as to the worker's ability to perform such additional work. If after a trial period of re-employment the worker is unable to continue with such work, his time loss compensation will be resumed upon certification by the attending doctor.

If the employer has no modified work available, the department should be notified immediately, so vocational assessment can be conducted to determine whether the worker will require assistance in returning to work.

**REGULAR WORK STATUS:** The injured worker is physically capable of returning to his/her regular work. It is the duty of the attending doctor to notify the worker and the department or self-insurer, as the case may be, of the specific date of release to return to regular work. Compensation will be terminated on the release date. Further treatment can be allowed as requested by the attending doctor if the condition is not stationary and such treatment is needed and otherwise in order.

**TOTAL TEMPORARY DISABILITY:** Full-time loss compensation will be paid when the worker is unable to return to any type of reasonably continuous gainful employment as a direct result of an accepted industrial injury or exposure.

**TEMPORARY PARTIAL DISABILITY:** Partial time loss compensation may be paid when the worker can return to work on a limited basis or return to lesser paying job is necessitated by the accepted injury or condition. The worker must have a reduction in wages of at least five percent before consideration of partial time loss can be made. No partial time loss compensation can be paid after the worker's condition is stationary.

**ALL TIME LOSS COMPENSATION MUST BE CERTIFIED BY THE ATTENDING DOCTOR BASED ON OBJECTIVE FINDINGS.**

**PERMANENT PARTIAL DISABILITY:** Any anatomic or functional abnormality or loss after maximum rehabilitation has been achieved, which is determined to be stable or nonprogressive at the time the evaluation is made. When the attending doctor has reason to believe a permanent impairment exists, the department or self-insurer should be notified. Specified disabilities (amputation or loss of function of extremities, loss of hearing or vision) are to be rated utilizing the American

Medical Association "guide to the evaluation of permanent impairment." Unspecified disabilities (internal injuries, spinal injuries, mental health, etc.) are to be rated utilizing the category system detailed under WAC 296-20-200 et al. Appendix D contains a schedule of the permanent disability maximum awards. UNDER WASHINGTON LAW DISABILITY AWARDS ARE BASED SOLELY ON PHYSICAL OR MENTAL IMPAIRMENT DUE TO THE ACCEPTED INJURY OR CONDITIONS WITHOUT CONSIDERATION OF ECONOMIC FACTORS.

**TOTAL PERMANENT DISABILITY:** Loss of both legs or arms, or one leg and one arm, total loss of eyesight, paralysis or other condition permanently incapacitating the worker from performing any work at any gainful employment. When the attending doctor feels a worker may be totally and permanently disabled, he should communicate this information immediately to the department or self-insurer. A vocational evaluation and an independent rating of disability may be arranged by the department prior to a determination as to total permanent disability. Coverage for treatment does not usually continue after the date an injured worker is placed on pension.

**FATAL:** When the attending doctor has reason to believe a worker has died as a result of an industrial injury or exposure, the doctor should notify the nearest department service location (see Appendix C) or the self-insurer immediately. Often an autopsy is required by the department or self-insurer. If so, it will be authorized by the service location manager or the self-insurer. Benefits payable include burial stipend and monthly payments to the surviving spouse and/or dependents.

**DOCTOR:** For these rules, means a person licensed to practice one or more of the following professions: Medicine and surgery; osteopathic; chiropractic; drugless therapeutics; podiatry; dentistry; optometry.

Only those persons so licensed may sign report of accident forms and time loss cards except as provided in WAC 296-20-100.

**PRACTITIONER:** For these rules, means any person defined as a "doctor" under these rules, or licensed to practice one or more of the following professions: Audiology; physical therapy; pharmacy; prosthetics; orthotics; psychology; nursing; physician or osteopathic assistant; or other healing art licensed under the method or means permitted by such license.

**PHYSICIAN:** For these rules, means any person licensed to perform one or more of the following professions: Medicine and surgery; or osteopathic.

**AMENDATORY SECTION (Amending Order 81-28, filed 11/30/81, effective 1/1/82)**

**WAC 296-20-03001 TREATMENT REQUIRING AUTHORIZATION.** Certain treatment procedures require authorization by the department or self-insurer. Requests for authorization must include a statement of: The condition(s) diagnosed; their relationship, if any, to the industrial injury/exposure; an outline of the proposed treatment program, its length and components, and expected prognosis; and an estimate of when treatment would be concluded and condition stable.

(1) Office calls in excess of the first twenty visits or sixty days whichever occurs first.

(2) All nonemergent major surgery must be authorized prior to surgery date. Some surgical procedures require concurring opinions prior to authorization. (See WAC 296-20-045 for details.)

(3) X-ray and radium therapy.

(4) Diagnostic studies other than routine x-ray and laboratory.

(5) Myelogram and discogram in nonemergent cases.

(6) Physical therapy treatment beyond initial twelve treatments as outlined in WAC 296-21-095 and 296-23-710.

(7) Diagnostic or therapeutic injection. Epidural or caudal injection of substances other than anesthetic or contrast solution will be authorized under the following conditions only:

(a) When the worker has experienced acute low back pain or acute exacerbation of chronic low back pain of no more than six months duration.

(b) The worker will receive no more than three injections in an initial thirty-day treatment period, followed by a thirty-day evaluation period. If significant pain relief is demonstrated one additional series of three injections will be authorized. No more than six injections will be authorized per acute episode.

(8) Home nursing or convalescent center care must be authorized per provision outlined in WAC 296-20-091.

(9) Provision of prosthetics, orthotics, surgical appliances, special equipment for home or transportation vehicle; custom made shoes; TNS units; masking devices; hearing aids; etc., must be authorized in advance as per WAC 296-20-1101 and 296-20-1102.

(10) Biofeedback program; pain clinic; weight loss program; psychotherapy; rehabilitation programs; and other programs designed to treat special problems must be authorized in advance. See WAC 296-21-0501 and 296-20-0502 for details.

(11) Prescription or injection of vitamins for specific therapeutic treatment of the industrial condition(s) when the attending doctor can demonstrate that published clinical studies indicate vitamin therapy is the treatment of choice for the condition. Authorization for this treatment will require presentation of facts to and review by department medical consultant.

(12) Injections of anesthetic and/or antiinflammatory agents into the vertebral facet joints will be authorized to qualified specialists in orthopedics, neurology, and anesthesia, or other physicians who can demonstrate expertise in the procedure, AND who can provide certification their hospital privileges include the procedure requested under the following conditions:

(a) Rationale for procedure, treatment plan, and request for authorization must be presented in writing to the supervisor of medical services.

(b) Procedure must be performed in an accredited hospital under radiographic control.

(c) Not more than four facet injection procedures will be authorized in any one patient.

(13) The long term prescription of medication under the specific conditions and circumstances in (a) and (b)

are considered corrective therapy rather than palliative treatment and approval in advance must be obtained.

(a) Nonsteroidal antiinflammatory agents for the treatment of degenerative joint conditions aggravated by occupational injury.

(b) Anticonvulsive agents for the treatment of seizure disorders caused by trauma.

(14) Intra-muscular and trigger point injections of steroids and other nonscheduled medications are limited to three injections per patient. The attending doctor must submit justification for an additional three injections if indicated with a maximum of six injections to be authorized for any one patient.

**AMENDATORY SECTION** (Amending Order 81-28, filed 11/30/81, effective 1/1/82)

WAC 296-20-03002 ~~TREATMENT NOT AUTHORIZED.~~ The department or self-insurer will not allow nor pay for following treatment:

(1) USE OF DIAPULSE, THERMATIC (standard model only), SPECTROWAVE AND SUPERPULSE MACHINES ON WORKERS ENTITLED TO BENEFITS UNDER THE INDUSTRIAL INSURANCE ACT.

(2) Iontophoresis; prolotherapy; ((~~chymopapain injections;~~) acupuncture; injections of fibrosing or sclerosing agents; and injections of substances other than anesthetic or contrast into the subarachnoid space (intra-thecal injections).

(3) Prescription and/or injection of vitamins to improve or maintain general health.

(4) Continued treatment beyond stabilization of the industrial condition(s), i.e., maintenance care, except where necessary to monitor prescription of medication necessary to maintain stabilization i.e., anti-convulsive, anti-spasmodic, etc.

(5) After consultation and advice to the department or self-insurer, any treatment measure deemed to be dangerous or inappropriate for the injured worker in question.

(6) Treatment measures of an unusual, controversial, obsolete, or experimental nature (see WAC 296-20-045). Under certain conditions, treatment in this category may be approved by the department or self-insurer. Approval must be obtained prior to treatment. Requests must contain a description of the treatment, reason for the request with benefits and results expected.

**AMENDATORY SECTION** (Amending Order 81-28, filed 11/30/81, effective 1/1/82)

WAC 296-20-03003 ~~DRUGS AND MEDICATION.~~ (1) ~~((The industrial insurance program is experiencing a significant increase in incidence of drug dependency and return-to-work apathy from use of addicting and habituating drugs. In response to this, the Washington state medical association's industrial insurance committee issued "Guidelines to Assist Attending Physicians in the Care of Industrially Injured Workers Receiving Addictive, Habituating or Dependency Inducing Drugs." This rule is based on those guidelines.~~

(2) ~~Agents responsible for inducing dependency and return-to-work apathy when used over a short period of~~

~~time, i.e. sixty to ninety days are: Antianxiety drugs, sedatives, antidepressants, antipsychotics and oral or injectable natural or synthetic narcotics and other habituating or addictive drugs.~~

~~(3) Both antianxiety drugs and sedatives aggravate the depression which often occurs naturally in the injured worker. This makes return of self-esteem and return to work difficult. Their widespread use as "muscle relaxants" is being increasingly questioned. If these drugs are used after industrial injury, it should be on a short-term basis under careful observation. These include but are not limited to:~~

~~Antianxiety drugs: Including, but not limited to, Valium, Librium, Tranxene, Serax, Meproamate.~~

~~Sedatives: Including, but not limited to, short-acting barbiturates, Dalmane, Doriden, Quaalude, etc.~~

~~(4) The adverse effects reported for antidepressants and antipsychotics should be considered before prescribing. The manufacturer's precautions should be carefully observed. Psychiatric consultation is recommended if used longer than sixty days. These are:~~

~~(a) Antidepressants—~~

~~(i) Tricyclics—Elavil, Tofranil, Sinequan, Vivactil, Norpramin, Pertofrane, etc.~~

~~(ii) Amphetamines are Schedule II substances under the jurisdiction of the federal controlled substances act and will not be allowed or paid by the department of labor and industries:~~

~~(b) Antipsychotics—~~

~~(i) Phenothiazines, including but not limited to, Thorazine, Stelazine, Compazine, and Mellaril.~~

~~(ii) Butyrophenones, including but not limited to, Haldol and Inmovar.~~

~~(5) Injectable natural or synthetic narcotics and other medications known to be addictive, habit forming, or dependency inducing should be used as indicated on hospitalized patients only. No prescriptions for injectable forms of these drugs (nor syringes) should be written on department of labor and industries prescription forms. See WAC 296-20-030 (9).~~

~~(6) Oral natural or synthetic narcotics. Talwin and other habituating or addictive drugs should be used as indicated for acute pain, but not longer than sixty days. Their use for the relief of pain behavior and "suffering" is being increasingly questioned.)~~ GENERAL PRINCIPLES. There has been a significant increase in the incidence of drug dependence in workers covered under the industrial insurance program of this state. The industrial insurance committee of the Washington state medical association has recommended that the medical aid rules should contain reasonable and appropriate guidelines for the prescription of controlled substances, psychotropics, and injectables with the intent to improve prescribing practices and the general level of medical care for claimants.

The physician's record should include the reason for the medication the dosage and the amount prescribed. With repeated prescriptions, the record should make clear the plan and the need for continuing medication.

Because of the dangers inherent in prescriptions for large amounts of psychotropic drugs, the following rules will set forth guidelines for the prescription of psychotropic drugs and benzodiazepines.

(2) COVERAGE. Prescriptions are to be written only for injuries and diseases accepted under the claim.

(3) INITIAL RX-ALL MEDICATION. Initial prescription of medication shall be for quantities sufficient for twenty-one days or less. Refills shall be in accord with the physician's treatment plan and the additional rules which follow.

(4) OTC DRUGS OVER THE COUNTER. Prescriptions for the over the counter items may be written on the department forms. Special compounding fees for over the counter items will not be paid.

(5) PENSION CASES. The industrial insurance statute prohibits department or self-insurer payment for controlled substances for claimants on pension. Payment for other medications for pensioners is dependent upon a special order on the individual claim.

(6) CONTROLLED SUBSTANCES AND OTHER ANALGESICS. Prescriptions for controlled substances may not be for quantities for more than twenty-one days. Refills of prescriptions for controlled substances will be contingent upon the attending physician's re-evaluation of the claimant. Directions should be on time contingent rather than a PRN basis.

Schedule II substances and other analgesics (including but not limited to Stadol, Nubaine, etc.), may be used to relieve pain during hospitalization and the acute stage of an injury or illness. The prescription of the above beyond reasonable recovery periods, or for chronic pain, pain behavior or suffering is prohibited. Injectable narcotics or analgesics are not permitted or paid in the outpatient setting except an emergency basis.

(7) METHADONE FOR NARCOTIC MAINTENANCE OR WITHDRAWAL. Prescriptions for Methadone or "pain cocktails" containing Methadone for narcotic addiction, maintenance or detoxification are prohibited by Federal Public Law 93-281. Methadone for withdrawal purposes may be dispensed only by agencies licensed by the drug enforcement administration. Those agencies in the state of Washington are:

Veteran's Administration Hospital (Seattle);  
Evergreen Treatment Center (Seattle);  
Center for Addiction Services (Seattle);  
Therapeutic Health Services (Seattle);  
Tacoma Pierce County Health Service (Tacoma);  
Mid-Columbia Mental Health (Pasco);  
Central Washington Mental Health (Yakima); and  
Youth Help Association (Spokane).

The department is required to notify the drug enforcement administration when Methadone is prescribed for detoxification purposes by persons other than agencies licensed by the drug enforcement administration.

(8) NONSTEROIDAL ANTI-INFLAMMATORY AGENTS. Prescriptions for anti-inflammatory agents are exempt from the rule prohibiting palliative treatment. Nonsteroidal anti-inflammatory agents may be prescribed if high dose enteric coated aspirin trial is unsuccessful.

(9) SEDATIVES. Sedatives including but not limited to short acting barbiturates such as Seconal or Nembutal, and nonbarbiturate sedatives such as Noctec and Dalmane are prohibited and will not be paid during the chronic stage of any occupational injury or illness.

Doriden (Glutethimide) and Quaalude (Methaqualone) are prohibited and will not be paid at any time.

(10) ANTICONVULSANTS FOR CHRONIC PAIN. Anticonvulsants including but not limited to Dilantin and Tegretol, may be prescribed on a trial basis for chronic pain if all of the precautions regarding their use are observed. Long-term prescription of anticonvulsants may be allowed if concurring opinion is obtained from a physician with special training in the pain field.

(11) PSYCHOTROPICS. Because of the dangers inherent, prescriptions for psychotropic drugs such as Phenothiazines, butyrophenones, Tri-or-quadracyclic antidepressants must be in compliance with published indications, contraindications, precautions, and warnings. Prescriptions should not exceed a lethal dose (for example maximum of one hundred 50 mg. tablets of Amitriptyline (Elavil)).

(12) BENZODIAZEPINES. Prescriptions for Benzodiazepines including but not limited to Valium, Tranxene, Serax, Librium, etc., are limited to hospitalized patients, claimants with accepted psychiatric disorders, and to outpatients for not more than twenty-one days.

(13) RX FOR NONRELATED. The department or self-insurer may consider temporary coverage of conditions not related to the industrial injury when such conditions are retarding recovery. However, prescriptions for treatment of such conditions must have prior authorization per WAC 296-20-055.

(14) INJECTABLES. Prescriptions for injectable narcotics, sedatives, analgesics, antihistamines, tranquilizers, psychotropics, vitamins, minerals, food supplements, and hormones (except Insulin and Heparin) are not covered. Such drugs may be administered for inpatients or during emergency treatment of a life-threatening condition/injury or during outpatient treatment of burns or fractures when needed for dressing or cast changes. They may not be administered for chronic pain. Prescriptions for syringes and needles are prohibited and will not be paid except for Insulin and Heparin.

(15) GENERIC DRUGS. Prescriptions are to be written for generic drugs unless the patient cannot tolerate substitution. Pharmacists are instructed to fill with generic drugs unless the attending physician specifically indicates substitution is not permitted.

(16) PROVIDER NUMBER. Prescriptions for department claims must include department assigned provider billing numbers and legible physician signature. A rubber stamp is provided free for all billings as well as prescriber identification.

((7)) (17) The department realizes that management of chronic pain cases is most difficult subjecting the physician to extreme pressures. With this in mind, the following guidelines are suggested with the intent that they will help the doctor cope with the pressures and assist in the management of these difficult cases:

- (a) Keep a drug summary on all claimants.
- (b) Determine if pain complaints are consistent with the amount of injury.
- (c) Write specific instructions for the use of sedatives and analgesics.

(d) Treat the natural depression in injured workers properly, avoiding tranquilizers, and sedatives which increase depression.

(e) Evaluate recovery time frequently, and allow patient to regain self-esteem by returning to work.

(f) If a patient is requiring these drugs in amounts sufficient to cause concern about habituation or addiction or for longer than sixty days, the attending physician should:

(i) Revise the treatment plan and withdraw the drugs.

(ii) If unable to treat addiction or habituation himself, refer the patient to a physician or an institution experienced in drug withdrawal.

(iii) If (i) and (ii) are not acceptable or appropriate, obtain unbiased concurring opinion, and justify an alternate course in writing to the department of labor and industries or self-insurer and the Federal Drug Enforcement Administration.

~~((8))~~ (18) The department or self-insurer will inform the attending physician when it is concerned about the amount of these drugs the patient is receiving and will provide information regarding physicians and institutions experienced in drug withdrawal.

~~((9))~~ (19) As per RCW 51.36.010, when a worker is placed on pension the department cannot pay for Schedule I, II, III or IV substances.

~~((10))~~ (20) Physician failure to reduce or terminate prescription of controlled substances, habit forming or addicting medications, or dependency inducing medications, after department or self-insurer request to do so for an injured worker may result in a transfer of the worker to another physician of the worker's choice. Refusal of the worker to select another doctor can result in department or self-insurer selection of new attending doctor. (See WAC 296-20-065 regarding transfer.)

~~((11))~~ (21) Should the attending doctor or the injured worker refuse to comply with the department or self-insurer request to discontinue certain medications, the department or self-insurer, after providing adequate prior notice to the worker, doctor, and pharmacy/s involved, may discontinue payment for the medication.

#### NEW SECTION

WAC 296-20-03004 ✓ CHEMONUCLEOLYSIS. Chymopapain injections may be authorized in the treatment of lumbar disc disease under the following limitations and criteria:

(1) Only physicians (a) who routinely care for patients with herniated lumbar intervertebral discs, (b) who are qualified by training and experience to diagnose lumbar disc disease and to perform laminectomy, discectomy or other spinal procedures, (c) who have received specialized training in chemonucleolysis, may administer the procedure for industrial injured workers covered under state industrial insurance fund or self-insurance.

(2) Preadministration work-up shall include but is not limited to (a) a concurring opinion from a physician familiar with the procedure and qualified by training and experience to diagnose and treat lumbar disc disease, (b) diagnostic studies indicative of level of disc herniation i.e., myelogram, a high resolution CT scan, discogram,

etc., (c) other diagnostic studies including sedimentation rate (anaphylaxis has occurred primarily in females with sedimentation rates in excess of 20 mm per hour) as indicated for the individual patient.

(3) Procedure will be authorized (a) one time only in the treatment life of any given patient, (b) maximum of two levels per patient (Generally only one level will be authorized. Indications for a second level are infrequent. However, authorization may be granted if diagnostic studies and/or concurring opinion so indicates.), (c) only for patients who have had no previous lumbar surgery at that level.

(4) Procedure must be carried out in hospital setting under radiographic or fluoroscopic control, with a permanent x-ray record maintained.

(5) PRIOR AUTHORIZATION FROM THE DEPARTMENT OR THE SELF-INSURER MUST BE OBTAINED BEFORE PROCEDURE IS SCHEDULED.

(6) These rules were formulated based upon the recommendations of the Federal Food and Drug Administration, the drug manufacturer, and the industrial insurance committee of the Washington state medical association.

AMENDATORY SECTION (Amending Order 81-28, filed 11/30/81, effective 1/1/82)

WAC 296-20-1102 ✓ SPECIAL EQUIPMENT RENTAL AND PURCHASE PROSTHETIC AND ORTHOTICS EQUIPMENT. The department or self-insurer will authorize and pay rental fee for equipment or devices if the need for the equipment will be for a short period of treatment during the acute phase of condition. If the equipment will be needed on long term basis, the department or self-insurer will consider purchase of the equipment or device.

The prescribing doctor must obtain prior authorization from the department or self-insurer, for rental or purchase of special equipment or devices.

The department or self-insurer will authorize and pay for prosthetics and orthotics as needed by claimant and substantiated by attending doctor. If such items are furnished by the attending doctor, the department or self-insurer will reimburse the doctor his cost for the item. In addition, a handling fee, not to exceed five percent of the wholesale cost of the item, will be paid.

The department or self-insurer will repair or replace originally provided damaged, broken, or worn-out prosthetics, orthotics, or special equipment devices upon documentation and substantiation from the attending doctor.

Provision of such equipment requires prior authorization.

The gravity guiding system, gravity lumbar reduction device, and backswing may only be used in a supervised setting. Rental or purchase for home use will not be allowed.

Equipment not requiring prior authorization includes crutches, cervical collars, lumbar and rib belts, and other commonly used orthotics of minimal cost.

Personal appliances such as vibrators, heating pads, home furnishings exercise equipment, jacuzzies, etc. will not be authorized or paid.

**AMENDATORY SECTION** (Amending Order 81-28, filed 11/30/81, effective 1/1/82)

WAC 296-20-1103 **TRAVEL EXPENSE.** The department or self-insurer will reimburse travel expense incurred by injured worker's for the following reasons: (1) Special exam at department's or self-insurer's request; (2) vocational evaluation at department's or self-insurer's request; (3) treatment at department rehabilitation center; (4) fitting of prosthetic device; and (5) upon prior authorization for treatment when injured worker must travel more than ten miles one-way from his home to the nearest point of adequate treatment. Travel expense is not payable when adequate treatment is available within ten miles of injured worker's home, yet the injured worker prefers to report to an attending doctor outside his home area.

Travel expense will be reimbursed at the current department established rate.

No travel expense for treatment services will be paid to those injured worker's residing outside the state of Washington. Persons residing in states which border Washington state AND within fifty miles of the Washington border will be considered Washington residents for travel expense purposes. Persons traveling from Washington to another state for diagnostic or treatment services that are not available in Washington will be reimbursed travel expense when approved in advance.

When travel involves need for food and lodging these items will be reimbursed at the currently established rates.

Parking, vehicle storage, ferry and bridge tolls will be reimbursed if receipt is provided. No receipt will be required for parking expenses under two dollars.

Request for reimbursement of travel expenses must be received by the department or self-insurer within ninety days of the date expense was incurred.

**AMENDATORY SECTION** (Amending Order 80-29, filed 12/23/80, effective 3/1/81)

WAC 296-20-125 **BILLING PROCEDURES.** All services rendered must be in accordance with the medical aid rules. The department or self-insurer may reject bills for services rendered in violation of these rules. The injured worker may not be billed for services rendered in violation of these rules.

(1) Bills must be itemized on department or self-insurer forms or other forms which have been approved by the department or self-insurer.

(2) Bills must specify the date and type of service, the appropriate procedure code, and the charges for each service.

(3) Special department prescription forms are available upon request and should be used whenever possible. If department prescription forms are not available, a copy of the prescription, with the doctor's, physician assistant's, or certified registered nurse's signature, must be attached to bills for medication or other supplies. Prescriptions for self-insurer workers cannot be written on department forms.

(4) The bill form must be completed to include the following:

- (a) Worker's name and address;
- (b) Worker's claim number;
- (c) Date of injury;
- (d) Area of body injured including identification of right or left if appropriate;
- (e) The name and address of the practitioner rendering the services and if assigned, the payee account number;
- (f) Date of billing;
- (g) Responsibility for the completeness and accuracy of the description of services and charges billed rests with the practitioner rendering the service, regardless of who actually completes the bill form;
- (h) Attachment of supporting documentation required under (6) of this section.

(5) Vendors are urged to bill on a monthly basis. Bills must be received within ninety days of service to be considered for payment.

(6) The following supporting documentation is required when billing for services:

- (a) Laboratory and pathology reports;
- (b) X-ray findings;
- (c) Operative reports;
- (d) Office notes;
- (e) Consultation reports;
- (f) Special diagnostic study reports;
- (g) For BR procedures - see WAC 296-20-010 for requirements; and
- (h) Special or closing exam reports.

(7) The claim number must be placed on each bill and on each attachment in upper right-hand corner.

(8) Rebills. If you do not receive payment or notification from the department within ninety days, services may be rebilled. Rebills should be identical to the original bill: Same charges, codes, and billing date. Please indicate rebill on the bill.

Any inquiries regarding adjustment of charges must be submitted within ninety days from the date of payment to be considered.

**AMENDATORY SECTION** (Amending Order 74-32, filed 6/21/74, effective 10/1/74)

WAC 296-20-280 **CATEGORIES OF PERMANENT DORSO-LUMBAR AND LUMBOSACRAL IMPAIRMENTS.** (1) No objective clinical findings. Subjective complaints and/or sensory losses may be present or absent.

(2) Mild low back impairment, with mild intermittent objective clinical findings of such impairment but no significant x-ray findings and no significant objective motor loss. Subjective complaints and/or sensory losses may be present.

(3) Mild low back impairment, with mild continuous or moderate intermittent objective clinical findings of such impairment but without significant x-ray findings or significant objective motor loss.

This and subsequent categories include: the presence or absence of reflex and/or sensory losses; the presence or absence of pain locally and/or radiating into an extremity or extremities; the presence or absence of a laminectomy or discectomy with normally expected residuals.

(4) Mild low back impairment, with mild continuous or moderate intermittent objective clinical findings of such impairment, with mild but significant x-ray findings and with mild but significant motor loss objectively demonstrated by atrophy and weakness of a specific muscle or muscle group.

This and subsequent categories include the presence or absence of a surgical fusion with normally expected residuals.

(5) Moderate low back impairment, with moderate continuous or marked intermittent objective clinical findings of such impairment, with moderate x-ray findings and with mild but significant motor loss objectively demonstrated by atrophy and weakness of a specific muscle or muscle group.

(6) Marked low back impairment, with marked intermittent objective clinical findings ((or)) of such impairment, with moderate or marked x-ray findings and with moderate motor loss objectively demonstrated by atrophy and weakness of a specific muscle or muscle group.

(7) Marked low back impairment, with marked continuous objective clinical findings of such impairment, with marked x-ray findings and with marked motor loss objectively demonstrated by marked atrophy and weakness of a specific muscle or muscle group.

(8) Essentially total loss of low back functions, with marked x-ray findings and with marked motor loss objectively demonstrated by marked atrophy and weakness of a muscle group or groups.

AMENDATORY SECTION (Amending Order 74-32, filed 6/21/74, effective 10/1/74)

WAC 296-20-400 CATEGORIES OF PERMANENT AIR PASSAGE IMPAIRMENTS. (1) No objective findings are present. Subjective complaints may be present or absent.

(2) Objective findings of one or more of the following air passage defects: Partial obstruction of oropharynx, laryngopharynx, larynx, trachea, bronchi, complete obstruction of nasopharynx or of nasal passages bilaterally. No dyspnea caused by the air passage defect even on activity requiring prolonged exertion or intensive effort.

(3) Objective findings of one or more of the following air passage defects: Partial obstruction of oropharynx, laryngopharynx, larynx, trachea, bronchi, complete obstruction of nasopharynx or of nasal passages bilaterally, dyspnea caused by the air passage defect produced only by prolonged exertion or intensive effort.

(4) Objective findings of one or more of the following air passage defects: Partial obstruction of oropharynx, laryngopharynx, larynx, trachea, bronchi, complete obstruction of nasopharynx or of nasal passages bilaterally, with permanent tracheostomy or stoma, dyspnea caused by the air passage defect produced only by prolonged exertion or intensive effort.

(5) Objective findings of one or more of the following air passage defects: Partial obstruction of oropharynx, laryngopharynx, larynx, trachea, bronchi, with or without permanent tracheostomy or stoma if dyspnea is produced by moderate exertion.

(6) Objective findings of one or more of the following air passage defects: Partial obstruction of oropharynx,

laryngopharynx, larynx, trachea, bronchi, with or without permanent tracheostomy or stoma if dyspnea is produced by ((moderate)) mild exertion.

AMENDATORY SECTION (Amending Order 81-28, filed 11/30/81, effective 1/1/82)

WAC 296-21-011 FOOTNOTES.

+ BR: By Report; see WAC 296-20-01002 for detailed information.

@ Listed units represent basic anesthesia value only; add value for time. See WAC 296-21-130 for calculating total anesthesia values.

MEDICINE MODIFIERS

Listed values for most procedures may be modified under certain circumstances. When applicable, the modifying circumstance should be identified by the addition of the appropriate "modifier code number" (including the hyphen) after the usual procedure number. The value should be listed as a single modified total for the procedure. When multiple modifiers are applicable to a single procedure, see modifier code -99.

Unit Value

~~(-18) EMERGENCY ROOM SERVICES: When the physician is in the hospital, but is involved in patient care elsewhere and is called to the emergency room to provide emergency services, identify by adding this modifier (-18) to the usual emergency room procedure number and add. . . . . 8.0~~

~~=20 EMERGENCY ROOM SERVICES: When the physician is called to the emergency room from outside the hospital to provide services, identify by adding this modifier (-20) to the usual emergency room service procedure number and add. . . . . 16.0))~~

-22 UNUSUAL SERVICES: When the services provided are greater than those usually required for the listed procedure, identify by adding this modifier (-22) to the usual procedure number. List modified value. May require report. . . . . BR+

-26 PROFESSIONAL COMPONENT: The listed values of certain procedures (laboratory, x-ray, specific diagnostic and therapeutic services, etc.) are a combination of a physician component and a technical component. When the physician component is billed separately, identify by adding this modifier (-26) to the usual procedure number.

	Unit Value		Unit Value
-52		REDUCED VALUES: Under certain circumstances, the listed value for a procedure is reduced or eliminated because of ground rules, common practice, or at the physician's election (e.g., the management of a patient in diabetic coma involving detention with patient in critical condition, with spinal tap, gastric lavage, multiple arterial punctures, cutdown, etc.). Under these or similar circumstances, the services provided can be identified by their usual procedure numbers and the use of a reduced value indicated by adding this modifier (-52) to the procedure number. (Use of this modifier provides a means of reporting services at a reduced charge without disturbing usual relative values.)	
		99001 Collection, handling, and/or conveyance of specimen for transfer from the patient's home to a laboratory (distance may be indicated) . . . . .	8.0
		99002 Collection, handling, conveyance, and/or any other service in connection with the implementation of an order involving devices (e.g., designing, fitting, packaging, handling, delivery or mailing) when devices such as orthotics, protectives, prosthetics are fabricated by an outside laboratory or shop but which items have been designed, and are to be fitted and adjusted by the attending physician . . . . .	12.0
		((99012 <del>Telephone calls, phone consultations or repeated or lengthy phone calls may need to be separately identified per 15 minutes . . . . .</del> 10.0))	
		<u>(99012 Telephone calls has been deleted. To report, use 99013-99015)</u>	
-90		REFERENCE (OUTSIDE) LABORATORY: When laboratory procedures are performed by other than the billing physician, the procedure(s) shall be identified by adding this modifier (-90) to the usual single or panel procedure number and shall be billed as charged to the physician.	
		99013 <u>Telephone call for consultation or medical management; simple or brief, under 15 minutes . . . . .</u>	5.0
		<u>(e.g., to report on tests and/or laboratory results; to clarify or alter previous instructions; to adjust therapy)</u>	
-99		MULTIPLE MODIFIERS: Under certain circumstances multiple modifiers may be applicable. Under such circumstances, identify by adding this modifier (-99) to the usual procedure number and briefly indicate the circumstances. Value in accordance with appropriate modifiers . . . . . BR+	
		99014 <u>intermediate, 15 - 30 minutes . . . . .</u>	10.0
		<u>(e.g., to provide advice to an established patient on a new problem; to initiate therapy that can be handled by telephone; to discuss results of tests in detail)</u>	
		99015 <u>lengthy or complex . . . . .</u>	15.0
		<u>(e.g., lengthy counseling session with anxious or distraught patient; detailed or prolonged discussion with family member regarding seriously ill patient)</u>	
		99024 Post-operative follow-up . . . . .	BR
		(See WAC 296-22-010)	
		99025 Initial (new patient) visit when asterisk (*) surgical procedure constitutes major service at that visit . . . . .	20.0
		99030 Mileage, one way, each mile beyond 7 mile radius of point of origin (office or home), per mile . . . . .	2.0
		99040 Completion of certificate of disability card . . . . .	2.0
		99050 Services requested after office hours in addition to basic service . . . . .	10.0
99000	Unit Value	Collection and handling of specimen for transfer from the physician's office to a laboratory . . . . .	6.0

**AMENDATORY SECTION** (Amending Order 81-28, filed 11/30/81, effective 1/1/82)

WAC 296-21-013 SPECIAL SERVICES AND BILLING PROCEDURES. The following services are generally part of the basic services listed in the maximum fee schedule but do involve additional expenses to the physician for materials, for his time or that of his employees. These services are generally provided as an adjunct to common medical services and should be used only when circumstances clearly warrant an additional charge over and above the usual charges for the basic services.

	Unit Value		Unit Value
99052	12.0	Services requested between 10:00 p.m. and 8:00 a.m. in addition to basic services provided the office is closed during this period of time . . . . .	emergency room or nurse practitioner clinic—to be paid only to initial attending physician upon completion of report of accident form . . . . . 12.0
99054	12.0	Services requested on Sundays and holidays in addition to basic services . . . . .	99150 Detention, prolonged, with patient requiring attention beyond usual service (e.g., critically ill patient, 30 minutes or less) . . . . . 25.0
99056	BR	Services provided at request of patient in a location other than physician's office which are normally provided in the office . . . . .	99151 one hour . . . . . 50.0
99058	BR	Office services provided on an emergency basis . . . . . (For hospital-based emergency care facility services, see 90500 et seq.)	CRITICAL CARE
99062	8.0	Emergency care facility services: When the nonhospital-based physician is in the hospital but is involved in patient care elsewhere and is called to the emergency facility to provide emergency services . . . . .	Critical care includes the care of critically ill patients in a variety of medical emergencies that requires the constant attention of the physician (cardiac arrest, shock, bleeding, respiratory failure, postoperative complications, critically ill neonate). Critical care is usually, but not always, given in a critical care area, such as the coronary care unit, intensive care unit, respiratory care unit, or the emergency care facility. The descriptors for critical care are intended to include cardiopulmonary resuscitation and a variety of services attendant to this procedure as well as other acute emergency situations. Separate procedure codes for services performed during this period, such as placement of catheters, cardiac output measurement, management of dialysis, control of gastrointestinal hemorrhage, electrical conversion of arrhythmia, etc., are excluded when this descriptor is used on a per hour basis. (The physician may list his services separately if he desires.)
99064	25.0	Emergency care facility services: When the nonhospital-based physician is called to the emergency facility from outside the hospital to provide emergency services; not during regular office hours . . . . .	99160 Critical care, initial, including the diagnostic and therapeutic services and direction of care of the critically ill or multiple injured or comatose patient, requiring the prolonged presence of the physician; each hour . . . . . 100.0
99065	16.0	during regular office hours . . . . .	99162 additional 30 minutes . . . . . 50.0
99070	BR+	Supplies and materials provided by the physician over and above those usually included with the office visit or other services rendered (list drugs, trays, supplies or materials cast room and/or casting supplies provided). Bill at cost . . . . . (For spectacles, see 92390-92395)	99165 Monitoring respiration . . . . . 20.0
99080	BR	Special reports as insurance forms, sixty-day report, or the review of medical data to clarify a patient's status—more than the information conveyed in the usual medical communications or standard reporting form at department request (see WAC 296-20-06101 for reporting requirements) . . . . .	99166 Monitoring temperature . . . . . 20.0
99082	2.0	Unusual travel (e.g., transportation and escort of patient) per mile . . . . .	((OTHER SERVICES))
99083	0.2	Copies of medical records requested by the department or self-insurance or their representative(s), not required to support billing for services rendered, per page . . . . .	99170 Gastric intubation, and aspiration or lavage for treatment (e.g., for ingested poisons) . . . . . SV
99084	4.6	Maximum allowed per claim . . . . .	99171 <u>Critical care, subsequent follow-up visit; brief examination, evaluation and/or treatment for same illness . . . . .</u> SV
99085		Physician called on to convey instructions by telephone to hospital	99172 <u>limited examination, evaluation and/or treatment, same or new illness . . . . .</u> SV
			99173 <u>intermediate examination, evaluation and/or treatment, same or new illness . . . . .</u> SV
			99174 <u>extended re-examination, re-evaluation and/or treatment, same or new illness . . . . .</u> SV

OTHER SERVICES

	Unit Value
99175 Ipecac or similar administration for individual emesis and continued observation until stomach adequately emptied of poison. . . . .	SV
(For diagnostic intubation, see 82926-82932, 89130-89141)	
(For gastric lavage for diagnostic purposes, see 91055)	
99180 Hyperbaric oxygen pressurization; initial . . . . .	((BR))
	<u>12.0</u>
99182 Subsequent . . . . .	((BR))
	<u>3.0</u>
99185 Hypothermia; regional . . . . .	BR
99186 total body. . . . .	BR
99190 Assembly and operation of pump with oxygenator or heat exchanger (with or without ECG and/or pressure monitoring); each hour . . . . .	((BR))
	<u>60.0</u>
99191 3/4 hour . . . . .	((BR))
	<u>45.0</u>
99192 1/2 hour . . . . .	((BR))
	<u>30.0</u>
99195 Phlebotomy, therapeutic (separate procedure) . . . . .	BR
99199 Unlisted special service or report . . . . .	BR
(For monitoring cardiac output, see 78470, 93561, 93962)	
(For monitoring intra-aortic balloon counterpulsation, see 33972)	
(For subsequent visits, see appropriate hospital visits, 90200-90280)	
(For physicians assigned to critical care units or other long-term attendance, use special reports)	

DEFINITIONS

Definitions and items of commonality. Terms and phrases common to the practice of medicine are defined as follows and apply to procedures 90000 through 90696.

- (1) NEW PATIENT: A patient new to the physician.
- (2) ESTABLISHED PATIENT: A patient known to the physician and/or whose records are usually available.
- (3) INITIAL VISIT: Initial care, including physical examination and initiation of diagnostic and treatment program, for a condition regardless of whether the patient is known to the physician.
- (4) FOLLOW-UP VISIT: Subsequent care for a patient and condition known to the physician.
- (5) CONSULTATION: A consultation includes services rendered by a physician whose opinion or advice is requested for the further evaluation and/or treatment of

the patient. When the consulting physician assumes responsibility for the continuing care of the patient, any subsequent service rendered by him will cease to be a consultation. Four levels of consultation are recognized: Limited, extensive, comprehensive and consultation of complexity.

For example:

(a) In a LIMITED consultation the physician confines his service to the examination or evaluation of a single organ system for a limited condition. For example, the dermatologist's opinion about a skin lesion, the neurologist's opinion about a disc problem and the orthopedist's opinion about a knee or low back problem.

(b) An EXTENSIVE consultation involves a prolonged evaluation including more than a single organ system or region. For example: The examination of the cardiac patient who needs clearance before undergoing a surgical operation, consultations involving cardio-pulmonary problems and neurologic and orthopedic examinations of patient whose complaints seem disproportionate to his objective findings requiring detailed psychosocial evaluation.

(c) A COMPREHENSIVE consultation indicates the performance of detailed history (including the current problem, any previous illnesses, family disease tendencies and a review of all organ systems) and a thorough physical examination on a patient with a complex illness to establish the diagnosis and/or recommended therapy. For example: The young person with fever, arthritis and anemia and examination of patient for diagnosis and in depth evaluation of all organ systems for pre-existing and/or unrelated nonindustrial conditions.

(d) The consultation of UNUSUAL COMPLEXITY: This is an uncommonly performed service with an indepth medical opinion in a case involving all components of a detailed history with exhaustive examination of all organ systems and regions. For example: The patient with an undiagnosed fever of several years duration, with multiple hospitalizations, requiring a review of previous records, laboratory studies and radiographs as well as a comprehensive examination. Another example is the psychotic patient with minor cardiac findings who is being considered for cardio-pulmonary bypass because of complaints of angina. Another example is the paraplegic patient with iatrogenic drug addiction or dependency (condition resulting from treatment).

(6) REFERRAL: (Transfer) A referral is the transfer of the total or specific care of a patient from one physician to another and does not constitute a consultation. Initial evaluation and subsequent services are designated as listed below in levels of service.

(7) INDEPENDENT PROCEDURE: Certain listed procedures are commonly undertaken as an integral part of a total service. When such a procedure is undertaken as a separate entity, the designation "independent procedure" is appropriate. For example: A patient being seen in consultation by an ophthalmologist and it is necessary for him to perform a gonioscopy or a ophthalmoscopy with intravenous fluorescein as diagnostic procedures in connection with the consultation, then they would be considered as independent procedures. Another example

would be cardiac monitoring with electronic equipment in intrathoracic or other critical surgery.

(8) LEVELS OF SERVICE: Examinations, evaluations, treatment, counseling, conferences with or concerning patients, and services which necessitate wide variations in skill, effort and time required for the diagnosis and treatment of illness and the promotion of optimal health. Six levels are recognized:

MINIMAL: A level of service including injections, dressings, minimal care, etc., not necessarily requiring the presence of the physician.

For example:

- (a) Routine immunization for tetanus administered by a nurse.
- (b) Blood pressure determination by a nurse for medication control.
- (c) Removal of sutures from laceration.

BRIEF: A level of service requiring a brief period of time, with minimal effort by the physician.

For example:

- (a) Certification of time loss in a stable or chronic case.
- (b) Re-examination of contusion or abrasion.
- (c) Examination of conjunctiva by the physician in a patient with subconjunctival hemorrhage, irrigation, medication and removal of foreign body with instrument.

LIMITED: A level of service requiring limited effort or judgment, such as abbreviated or interval history, limited examination or discussion of findings and/or treatment.

For example:

- (a) Review and examination of uncomplicated sprains and strains with initiation, continuation and/or change of treatment.
- (b) Examination of an extremity fracture not requiring reduction.
- (c) Post-operative care in instances where the unit value is for surgical procedure only.

INTERMEDIATE: A level of service such as a complete history and physical examination of one or more organ systems, or an in depth counseling or discussion of the findings, but not requiring a comprehensive examination of the patient as a whole.

For example:

- (a) Review of interval history; examination of neck veins, lungs, heart, abdomen and extremities, discussion of findings and prescription of treatment in decompensated arteriosclerotic heart disease.
- (b) Review of interval history, examination of musculoskeletal system, discussion of findings, and adjustment of therapeutic program in low back and/or arthritic disorders.
- (c) Review of recent illness: Examination of pharynx, neck, axilla, groin, and abdomen; interpretation of laboratory tests and prescription of treatment in infectious mononucleosis.

(d) Evaluation of a chest, post trauma, with impaired respiration with development of shock.

EXTENDED: A level of service requiring an unusual amount of time, effort or judgment but not complete examination of the patient as a whole.

For example:

- (a) Detailed review of results of diagnostic evaluation including discussion of physical findings, laboratory studies, x-ray examinations, diagnostic conclusions and recommendations for treatment.
- (b) Prolonged evaluation required for psychologically unstable or dependent patient.

COMPREHENSIVE: A level of service providing an in depth evaluation of the patient.

For example:

- (a) Evaluation of the patient including complete history, physical examination and initiation of diagnostic and/or treatment program.
- (b) Re-examination or re-evaluation of patient with continuing or new illness, including complete history, physical examination and initiation of diagnostic and/or treatment program.
- (c) Evaluation of a head injury immediately post trauma with a known previous history of convulsive disorders and a post trauma history of transitory loss of consciousness, dizziness, visual problems, etc.
- (d) Evaluation of a cardiac problem with respiratory distress resulting from inhalation of toxic and/or irritant chemicals.

NEW SECTION

WAC 296-21-046 IMMUNIZATION INJECTIONS.

(For allergy testing, see 95000 et seq.)

(For skin testing of bacterial, viral, fungal extracts, see 86450-86585)

(For therapeutic injections, see 90782-90799)

Immunizations are usually given in conjunction with a medical service. When an immunization is the only service performed, a minimal service may be listed in addition to the injection. Immunization procedures include the supply of materials. Immunizations, except for 90703, require prior authorization.

(Immunization 90720-90723 have been revised as 90701-90742)

	Unit Value
90701 Immunization, active; diphtheria and tetanus toxoids and pertussis vaccine (DTP).....	BR
90702 diphtheria and tetanus toxoids (DT).....	BR
90703 tetanus toxoid .....	BR

	Unit Value
90704	mumps virus vaccine, live . . . . . BR
90705	measles virus vaccine, live, atten- uated . . . . . BR
90706	rubella virus vaccine, live . . . . . BR
90707	measles, mumps and rubella virus vaccine, live . . . . . BR
90708	measles and rubella virus vaccine, live . . . . . BR
90709	rubella and mumps virus vaccine, live . . . . . BR
90712	poliovirus vaccine, live, oral (any type(s)) . . . . . BR
90713	poliomyelitis vaccine . . . . . BR
90714	typhoid vaccine . . . . . BR
90717	yellow fever vaccine . . . . . BR
90718	tetanus and diphtheria toxoids ab- sorbed, for adult use (Td) . . . . . BR
90719	diphtheria toxoid . . . . . BR
90724	influenza virus vaccine . . . . . BR
90725	cholera vaccine . . . . . BR
90726	rabies vaccine . . . . . BR
90727	plague vaccine . . . . . BR
90728	BCG vaccine . . . . . BR
90731	hepatitis B vaccine . . . . . BR
90732	pneumococcal vaccine, poly- valent . . . . . BR
90733	meningococcal polysaccharide vaccine (any group(s)) . . . . . BR
90741	Immunization, passive; immune se- rum globulin, human (ISG) . . . . . BR
90742	specific hyperimmune serum globulin (e.g., hepatitis B, mea- sles, pertussis, rabies, Rho(D), tetanus, vaccinia, varicella- zoster) . . . . . BR
90749	Unlisted immunization procedure . . . . . BR

**AMENDATORY SECTION** (Amending Order 81-28,  
filed 11/30/81, effective 1/1/82)

**WAC 296-21-047 THERAPEUTIC INJECTIONS.**

(For cost of drugs supplied by  
physician, see 99070)

(For injections performed as an  
independent procedure, see 90030)

(For allergy testing, see WAC  
296-21-075)

(For skin testing, see 86450-  
86585)

	Unit Value
90782	Therapeutic injection of medication (specify); subcutaneous or intra- muscular . . . . . 6.0
90784	intravenous . . . . . 8.0

	Unit Value
90788	Intramuscular injection of antibiotic (specify) . . . . . 6.0
<del>(90790)</del>	<del>Chemotherapy for malignant dis- ease, parenteral . . . . . SV</del>
90791	infusion (continuous or intermit- tent) . . . . . BR
90792	perfusion . . . . . BR
90793	intracavitary . . . . . BR
	(For intra-arterial chemotherapy requiring arterial catheterization; see 36100-36299, 36640-36660)
	(For monitoring of an intra-arte- rial chemotherapy, drip or forced infusion, see 36620-36625)
	(For radioactive isotope therapy; see 79000-79999)
90796	Injection of an intrathecal chemo- therapeutic agent administered by the physician . . . . . 6.0))
	(Chemotherapy procedures 90790-90796 have been deleted. To report, use 96500-96549)
90798	Intravenous therapy for severe or intractable allergic disease in physi- cian's office or institution with theophyllines, corticosteroids, anti- histamines . . . . . 11.0
90799	Unlisted therapeutic injection . . . . . BR
	(For allergy immunizations, see 9500 et seq.)

**AMENDATORY SECTION** (Amending Order 81-28,  
filed 11/30/81, effective 1/1/82)

**WAC 296-21-057 MONITORING SERVICES.**  
The following values are for physician's services only  
and do not include charges for use of equipment or  
supplies.

	Unit Value
<b>Dialysis</b>	
<b>HEMODIALYSIS</b>	
(For cannula dec clotting, see 36860, 36861)	
90941	Hemodialysis, acute renal fail- ure or intoxication, per dialy- sis . . . . . BR+
90942	patient 21-40 kg . . . . . BR
90943	patient 11-20 kg . . . . . BR
90944	patient under 10 kg . . . . . BR
90951	Hemodialysis, for chronic irre- versible renal insufficiency, ini- tial stabilizing therapy via

	Unit Value		Unit Value
shunt or fistula, up to 4-6 weeks; patient over 40 kg .....	BR	91000	Esophageal intubation and collection of washings for cytology, including preparation of specimens (separate procedure).....
90952 patient 21-40 kg .....	BR		36.0
90953 patient 11-20 kg .....	BR	91010	Esophageal motility study; .....
90954 patient under 10 kg .....	BR	91011	with mecholyl or similar stimulant .....
90955 Hemodialysis, for chronic irreversible renal insufficiency, maintenance for stabilized condition, more than 4-6 weeks, hospital, patient over 40 kg .....	BR	91012	with acid perfusion studies .....
		91030	Esophagus, acid perfusion (Bernstein) test for esophagitis .....
90956 patient 21-40 kg .....	BR		36.0
90957 patient 11-20 kg .....	BR	91032	Esophagus, acid reflux test, with intraluminal pH electrode for detection of gastroesophageal reflux .....
90958 patient under 10 kg .....	BR		72.0
<b>PERITONEAL DIALYSIS</b>		91033	prolonged recording.....
(For insertion of cannula or catheter, see 49420, 49421)		91052	Gastric analysis test with injection of stimulant of gastric secretion (e.g., histamine, insulin, pentagastrin) .....
90966 Peritoneal dialysis for acute renal failure and/or intoxication, excluding catheter/cannula insertion; patient more than 40 kg .....	BR		BR
90967 patient 21-40 kg .....	BR		(For gastric biopsy by capsule, per oral, via tube, one or more specimens, see 43600)
90968 patient 11-20 kg .....	BR		(For gastric laboratory procedures, see also 89130-89141)
90969 patient under 10 kg .....	BR	91055	Gastric intubation, washings, and preparing slides for cytology (separate procedure).....
90976 Peritoneal dialysis for chronic renal failure; patient more than 40 kg .....	BR		36.0
90977 patient 21-40 kg .....	BR		(For gastric lavage, therapeutic, see 99170)
90978 patient 11-20 kg .....	BR	91060	Gastric saline load test .....
90979 patient under 10 kg .....	BR		30.0
<b>MISCELLANEOUS DIALYSIS PROCEDURES</b>		91090	Fluorescein-string test for upper gastrointestinal bleeding .....
90990 Hemodialysis training and/or counseling .....	BR		30.0
90991 Home hemodialysis care, outpatient, for those services either provided by the physician primarily responsible for total hemolysis care or under his direct supervision, and excludes care for complicating illnesses unrelated to hemodialysis .....	BR	91100	Intestinal bleeding tube, passage, positioning and monitoring .....
			BR
90997 Hemoperfusion (e.g., with activated charcoal or resin) .....	BR		(For injection procedure for percutaneous transhepatic cholangiography, see 47500)
90999 Unlisted dialysis procedure .....	BR		(For cholangiography, see 74320, 74321)
(For cannula insertion by other than treating physician, see 49420)			(For abdominal paracentesis, see 49080, 49081; with instillation of medication, see 90793)
<b>GASTROENTEROLOGY</b>			(For peritoneoscopy, see 49300; with biopsy see 49301)
(For duodenal intubation and aspiration, see 89100-89105)			
(For gastrointestinal radiologic procedures, see 74210-74340)			

Unit Value

(For peritoneoscopy and guided transhepatic cholangiography, see 49302; with biopsy, see 49303)

(For injection procedure for splenoportography, see 38200)

91122	Anorectal manometry .....	BR
91299	Unlisted diagnostic gastro- enterology procedure .....	BR

**AMENDATORY SECTION** (Amending Order 80-29, filed 12/23/80, effective 3/1/81)

WAC 296-21-062  EYE.

**OPHTHALMOLOGICAL DIAGNOSTIC AND TREATMENT SERVICES**

(For surgical procedures, see surgery, eye and ocular adnexa, 65091 et seq.)

**NOTES**

**REPORTING**

See guidelines in MEDICINE section WAC 296-21-010 and special ophthalmology notations below.

To report MINIMAL, BRIEF, AND LIMITED office services, use descriptors from the general medical section (90000 et seq.)

To report INTERMEDIATE, COMPREHENSIVE AND SPECIAL services, use the specific ophthalmological descriptors (92002 et seq.)

To report CONSULTATIONS, wherever performed, use descriptors from the general medical section (90600 et seq.)

To report HOME, HOSPITAL, EMERGENCY DEPARTMENT and other institutional medical services, use the descriptors from the general medical section (~~((90100))~~ 90200 et seq.) unless specific ophthalmological descriptors (92002 et seq.) are more appropriate.

To report surgical services, see SURGERY, EYE and OCULAR ADNEXA (65091 et seq.) and surgical guidelines WAC 296-22-010.

**DEFINITIONS**

**MINIMAL MEDICAL SERVICE:** A level of service supervised by a physician but not necessarily requiring his presence.

For example:

Visual acuity check or verification of lenses.

**BRIEF MEDICAL SERVICE:** A level of service pertaining to the evaluation and treatment of a condition requiring only an abbreviated history and examination.

For example:

- a. Follow-up for conjunctivitis.
- b. Removal of sutures from laceration (when not a post-op part of a total surgical service).

**LIMITED MEDICAL SERVICE:** A level of service pertaining to the evaluation of a circumscribed acute illness or to the periodic reevaluation of a problem including an interval history and examination, the review of effectiveness of past medical management, the ordering and evaluation of appropriate diagnostic tests, the adjustment of therapeutic management as indicated, and the discussion of findings and/or medical management.

For example:

- a. Review of history, external examination of eye, initiation of treatment for acute conjunctivitis.
- b. Review of interval history, and physical and sensory status, and adjustment of medication in a patient with iridocyclitis or glaucoma.

**INTERMEDIATE OPHTHALMOLOGICAL SERVICES:** A level of service pertaining to the evaluation of a new or existing condition complicated with a new diagnostic or management problem not necessarily relating to the primary diagnosis, including history, general medical observation, external ocular and adnexal examination and other diagnostic procedures as indicated; may include the use of mydriasis. Intermediate services do not usually include determination of the refractive state but may do so in an established patient (92012) who is under continuing active treatment.

For example:

- a. Review of history, external examination, ophthalmoscopy, biomicroscopy for an acute complicated condition (e.g. iritis) not requiring comprehensive ophthalmological services.
- b. Review of interval history, external examination, ophthalmoscopy, biomicroscopy and tonometry in established patient with known cataract not requiring comprehensive ophthalmological services.

**COMPREHENSIVE OPHTHALMOLOGICAL SERVICES:** A level of service in which a general evaluation of the complete visual system is made. The comprehensive services constitute a single service entity but need not be performed at one session. The service includes history, general medical observation, external and ophthalmoscopic examination, gross visual fields and basic sensorimotor examination. It often includes, as indicated: Biomicroscopy, examination with cycloplegia or mydriasis, tonometry, and usually determination of the refractive state unless known, or unless the condition of the media precludes this or it is otherwise contraindicated,

as in presence of trauma or severe inflammation. It always includes initiation of diagnostic and treatment programs as indicated.

For example:

The comprehensive services required for diagnosis and treatment of a patient with symptoms indicating possible disease of the visual system, such as glaucoma, cataract or retinal disease, or to rule out disease of the visual system, new or established patient.

"Initiation of diagnostic and treatment program" includes the prescription of medication, lenses and other therapy and arranging for special ophthalmological diagnostic or treatment services, consultations, laboratory procedures and radiological services as may be indicated.

Prescription of lenses may be deferred to a subsequent visit, but in any circumstance is not reported separately. ("Prescription of lenses" does not include anatomical facial measurements for or writing of laboratory specifications for spectacles. For spectacle services, see 92340 et seq.)

DETERMINATION OF THE REFRACTIVE STATE is the quantitative procedure that yields the refractive data necessary to determine the best visual acuity with lenses and to prescribe lenses. It is not a separate medical procedure, or service entity, but is an integral part of the general ophthalmological services, carried out with reference to other diagnostic procedures. The evaluation of the need for and the prescription of lenses is never based on the refractive state alone.

Determination of the refractive state is not reported separately. It is usually part of the comprehensive ophthalmological services (92004, 92014), but may occasionally be a part of intermediate ophthalmological services to an established patient (92012) who, under continuing active treatment with periodic observation, may not require comprehensive re-evaluation.

The explanatory codes, -X and -Y, are administrative codes only and not modifiers, and need only be used when by law a carrier in order to administer a program (e.g., MEDICARE) requires the information that "determination of the refractive state of the eyes" was or was not done in the course of the reported services 92004, 92012 or 92014 exclusively:

- X determination of refractive state was performed in course of diagnostic ophthalmological examination
- Y determination of refractive state was not performed in course of diagnostic ophthalmological examination

SPECIAL OPHTHALMOLOGICAL SERVICES: Services in which a special evaluation of part of the visual system is made, which goes beyond the services usually included under general ophthalmological services, or in which special treatment is given.

For example:

Fluorescein angiography, quantitative visual field examination, or extended color vision examination (such as Nagel's anomaloscope) should be specifically reported as special ophthalmological services.

Medical diagnostic evaluation by the physician is an integral part of all ophthalmological services. Technical procedures (which may or may not be performed by the physician personally) are often part of the service, but should not be mistaken to constitute the service itself.

Intermediate and comprehensive ophthalmological services constitute integrated services in which medical diagnostic evaluation cannot be separated from the examining techniques used. Itemization of service components, such as slit lamp examination, keratometry, ophthalmoscopy, retinoscopy, determination of refractive state, tonometry, motor evaluation, etc. is not applicable.

GENERAL OPHTHALMOLOGICAL SERVICES

NEW PATIENT

A patient who is new to the physician whose medical and administrative record needs to be established.

(For brief or limited services to new patient, as for minor adnexal condition, see 90000, 90010)

	Unit Value	Basic Anes@
92002 Ophthalmological services: Medical examination and evaluation with initiation of diagnostic and treatment program; intermediate, new patient . . . . .	<u>30.0</u>	<del>((50.0))</del>
92004 comprehensive, new patient, one or more visits . . . . .	<u>40.0</u>	<del>((70.0))</del>

ESTABLISHED PATIENT

A patient whose medical and administrative records are available to the physician. The designation of new or established patient does not preclude the use of a specific level of service.

(For minimal, brief, or limited services to an established patient, see 90030-90050)

92012 Ophthalmological services: Medical examination and evaluation, with initiation or continuation of diagnostic and treatment program; intermediate, established patient . . . . .	<del>((20.0))</del>	<u>30.0</u>
92014 comprehensive, established patient, one or more visits . . . . .	<del>((50.0))</del>	<u>40.0</u>

SPECIAL OPHTHALMOLOGICAL SERVICES

92018 Ophthalmological examination and evaluation, under general anesthesia, with or without

	Unit Value	Basic Anes@
manipulation of globe for pas- sive range of motion or other manipulation to facilitate diag- nostic examination; initial . . . . .	20.0	3.0
92019 subsequent . . . . .	15.0	
92020 Gonioscopy with medical diag- nostic evaluation (separate procedure) . . . . .	15.0	
(For gonioscopy under gener- al anesthesia see 92018)		
92060 Sensorimotor examination with medical diagnostic evaluation (separate procedure) . . . . .	25.0	
92065 Orthoptic and/or pleoptic training, with continuing med- ical direction and evaluation . . . . .	15.0	
92070 Fitting of contact lens for treatment of disease, including supply of lens . . . . .	150.0	
92081 Visual field examination with medical diagnostic evaluation; tangent screen, Autoplot or equivalent . . . . .	20.0	
92082 quantitative perimetry, e.g., several isopters on Goldmann perimeter, or equivalent . . . . .	20.0	
92083 static and kinetic perimetry, or equivalent . . . . .	20.0	
Routine tonometry is part of general and special ophthal- mological services whenever indicated. It is not reported separately.		
92100 Serial tonometry with medical diagnostic evaluation (separate procedure), one or more ses- sions, same day . . . . .	15.0	
92120 Tonography with medical diag- nostic evaluation, recording indentation tonometer method or perilimbal suction method . . . . .	30.0	
92130 Tonography with water provo- cation . . . . .	20.0	
92140 Provocative tests for glaucoma, with medical diagnostic evalu- ation, without tonography . . . . .	30.0	

**OPHTHALMOSCOPY**

Routine ophthalmoscopy is part of general and special ophthalmological services whenever indicated. It is not reported separately.

92225 Ophthalmoscopy, extended as  
for retinal detachment (may  
include use of contact lens,  
drawing or sketch, and/or  
fundus biomicroscopy), with

medical diagnostic evaluation; initial . . . . .	30.0
92226 subsequent . . . . .	20.0
92230 Ophthalmoscopy, including medical diagnostic evaluation; with fluorescein angiography (observation only) . . . . .	50.0
92235 with fluorescein angiography (includes multiframe pho- tography and medical inter- pretation) . . . . .	BR
92250 with fundus photography . . . . .	BR
92260 with ophthalmodynamometry . . . . .	40.0
(For ophthalmoscopy under general anesthesia, see 92018)	

**OTHER SPECIALIZED SERVICES**

92265 Oculoelectromyography, one or more extraocular muscles, one or both eyes, with medical di- agnostic evaluation . . . . .	40.0
92270 Electro-oculography, with medical diagnostic evaluation . . . . .	40.0
92275 Electroretinography, with medical diagnostic evaluation . . . . .	40.0
92280 Visually evoked potential (re- sponse) study, with medical di- agnostic evaluation . . . . .	40.0
(For electronystagmography for vestibular function stud- ies, see 92541 et seq.)	
(For ophthalmic echography (diagnostic ultrasound), see 76511-76529)	
92283 Color vision examination, ex- tended, e.g., anomaloscope or equivalent . . . . .	BR
(Color vision testing with pseudoisochromatic plates (such as HRR or Ishihara) is not reported separately. It is included in the appropriate general or ophthalmological service.)	
92284 Dark adaptation examination, with medical diagnostic evalu- ation . . . . .	BR
92285 External ocular photography for documentation of medical progress . . . . .	BR

**CONTACT LENS SERVICE**

The prescription of contact lenses (optical and physi-  
cal characteristics, power, size, curvature) is NOT a part  
of the general ophthalmological services.

Unit Basic  
Value Anes@

The fitting of contact lenses includes instruction and training of the wearer and incidental revision of the lens.

The supply of the prescribed contact lenses is often reported as a part of the service of fitting. Use modifier '-26' to describe the services of fitting without supply.

To report the supply of contact lens separately, use 92391 or 92396.

(For therapeutic or surgical use of contact lens, see 68340, 92070)

92310 Prescription of optical and physical characteristics of and fitting of contact lens, with medical supervision of adaptation; corneal lens, both eyes, except for aphakia . . . . . SV

(For prescription and fitting of one eye, see modifier -52)

92311 corneal lens for aphakia, one eye . . . . . SV

92312 corneal lens for aphakia, both eyes . . . . . SV

92313 corneoscleral lens . . . . . SV

92314 Prescription of optical and physical characteristics of contact lens, with medical supervision of adaptation and direction of fitting by independent technician; corneal lens, both eyes, except for aphakia . . . . . SV

(For prescription and fitting of one eye, see modifier -52)

92315 corneal lens for aphakia, one eye . . . . . SV

92316 corneal lens for aphakia, both eyes . . . . . SV

92317 corneoscleral lens . . . . . SV

92325 Modification of contact lens (separate procedure), with medical supervision of adaptation . . . . . SV

92326 Replacement of contact lens . . . . . SV

**OCULAR PROSTHETICS, ARTIFICIAL EYE**

92330 Prescription, fitting, and supply of ocular prosthesis (artificial eye), with medical supervision of adaptation . . . . . SV

(If supply is not included, see modifier -26; to report supply separately, see 92393)

92335 Prescription of ocular prosthesis (artificial eye) and direction of fitting and supply by independent technician, with medical supervision of adaptation . . . . . SV

Unit Basic  
Value Anes@

**SPECTACLE SERVICES (INCLUDING PROSTHESIS FOR APHAKIA)**

Prescription of spectacles, when required, is an integral part of general ophthalmological services and is not reported separately. It includes specification of lens type (monofocal, bifocal, other), lens power, axis, prism, absorptive factor, impact resistance, and other factors.

Fitting of spectacles is a separate service; when provided by the physician, it is reported as indicated by 92340-92371. Fitting includes measurement of anatomical facial characteristics, the writing of laboratory specification, and the final adjustment of the spectacles to the visual axes and anatomical topography. Presence of physician is not required.

Supply of materials is a separate service component; it is not a part of the service of fitting spectacles.

92340 Fitting of spectacles, except for aphakia; monofocal . . . . . SV

92341 bifocal . . . . . SV

92342 multifocal, other than bifocal . . . . . SV

92352 Fitting of spectacle prosthesis for aphakia; monofocal . . . . . SV

92353 multifocal . . . . . SV

92354 Fitting of spectacle mounted low vision aid; single element system . . . . . SV

92355 telescopic or other compound lens system . . . . . SV

92358 Prosthesis service for aphakia, temporary (disposable or loan, including materials) . . . . . SV

92370 Repair and refitting spectacles, except for aphakia . . . . . SV

92371 spectacle prosthesis for aphakia . . . . . SV

**SUPPLY OF MATERIALS**

92390 Supply of spectacles, except prosthesis for aphakia and low vision aids . . . . . SV

92391 Supply of contact lenses, except prosthesis for aphakia . . . . . SV

(For supply of contact lenses reported as part of the service of fitting, see 92310-92313)

(For replacement of contact lens, see 92326)

92392 Supply of low vision aids (a low vision aid is any lens or device used to aid or improve visual function in a person whose vision cannot be normalized by conventional spectacle correction. Conventional spectacle correction includes reading additions up to 4 D) . . . . . SV

	Unit Value	Basic Anes@		Unit Value	Basic Anes@
92393 Supply of ocular prosthesis (artificial eye) . . . . .	SV				
(For supply reported as part of the service of fitting, see 92330)			93005 ECG with at least 12 leads . . . tracing only, without interpretation and report . . . . .	30.0	
92395 Supply of permanent prosthesis for aphakia; spectacles . . . . .	SV		93010 interpretation and report only . . . . .	20.0	
(For temporary spectacle correction, see 92358)			(For ECG monitoring, see 99150, 99151)	15.0	
92396 contact lenses . . . . .	SV		93015 Cardiovascular stress test using maximal or submaximal treadmill or bicycle exercise; continuous electrocardiographic monitoring, with interpretation and report . . . . .	50.0	
(For supply reported as part of the service of fitting, see 92311, 92312)			93017 tracing only, without interpretation and report . . . . .	30.0	
(See 99070 for the supply of other materials, drugs, trays, etc.)			93018 interpretation and report only . . . . .	25.0	
OTHER PROCEDURES			93024 Ergonovine provocation test ..	BR	
92499 Unlisted ophthalmological service or procedure . . . . .	BR		93040 Rhythm ECG, one to three leads; with interpretation . . . . .	10.0	
<u>AMENDATORY SECTION</u> (Amending Order 80-29, filed 12/23/80, effective 3/1/81)			93041 tracing only without interpretation and report . . . . .	15.0	
WAC 296-21-066 <b>CARDIOVASCULAR</b> . Values for items 92950-93799 include laboratory procedure(s), interpretation and physician's services (except surgical and anesthesia services as listed in the section on surgery), unless otherwise stated.			93042 interpretation and report only . . . . .	20.0	
			93045 esophageal lead (includes placement and interpretation) . . . . .	50.0	
	Unit Value	Basic Anes@	93050 Transportation of ECG equipment to home within radius of 7 miles . . . . .	10.0	
			(For additional mileage, see 99030)		
THERAPEUTIC SERVICES			93201 Phonocardiogram with ECG lead; with supervision during recording with interpretation and report (when equipment is supplied by the physician) . . . . .	50.0	
92950 Cardiopulmonary resuscitation (e.g., in cardiac arrest) . . . . .	SV		93202 tracing only, without interpretation and report (when equipment is supplied by the hospital, clinic, etc.) . . . . .	15.0	
(See also critical care services, 99160)			93204 interpretation and report . . . . .	25.0	
92960 Cardioversion, elective, electrical conversion of arrhythmia, external . . . . .	100.0	4.0	93205 Phonocardiogram with ECG lead, with indirect carotid artery and/or jugular vein tracing, and/or apex cardiogram; with interpretation and report . . . . .	60.0	
92970 Cardioassist-method of circulatory assist; internal . . . . .	BR		93208 tracing only, without interpretation and report . . . . .	15.0	
92971 external . . . . .	BR		92309 interpretation and report only . . . . .	30.0	
(For balloon atrial-septostomy, see 33738)			93210 Phonocardiogram, intracardiac . . . . .	70.0	
(For placement of catheters for use in circulatory assist devices such as intra-aortic balloon pumping, see 33970)			93220 Vectorcardiogram (VCG), with or without ECG, interpretation and report . . . . .	50.0	
CARDIOGRAPHY			93221		
(For echocardiography, see 76601-76628)					
93000 Electrocardiogram, with interpretation and report; routine					



	Unit Value	Basic Anes@		Unit Value	Basic Anes@
			included. For radiological services, see appropriate section.		
93535		BR	<u>Percutaneous insertion and removal of intra-aortic balloon catheter</u> . . . . .		
93541			Injection procedure during cardiac catheterization; for pulmonary angiography. . . . .		
93542	290.0		for selective right ventricular or right atrial angiography . . . . .		
93543	290.0		for (( <del>selective</del> )) selective left ventricular or left atrial angiography . . . . .		
			(For radiological procedures, see 75500-75509)		
93544	290.0		for aortography . . . . .		
			(For radiological procedures, see 75600-75628)		
93545	290.0		for selective coronary angiography (injection of radiopaque material may be by hand) . . . . .		
			(For radiological procedures, see 75750-75755)		
93546	290.0		Combined left heart catheterization and left ventricular angiography . . . . .		
93547	350.0		Combined left heart catheterization, selective coronary angiography and selective left ventricular angiography (this code number is to be used when procedure 93510 is combined with procedures 93543 and 93545) . . . . .		
93548	300.0		Combined left heart catheterization, selective coronary angiography, selective left ventriculography, and aortic root aortography . . . . .		
93549	400.0		Combined right and left heart catheterization, selective coronary angiography, and selective left ventricular angiography (this code number is to be used when procedure 93547 is combined with right heart catheterization) . . . . .		
			(For radiographic procedures, see 75741-75748)		
93561			Indicator dilution studies such as dye or thermal dilution, including arterial and/or venous catheterization; with cardiac output measurement (separate		
			procedure) . . . . .	50.0	
93562			subsequent measurement of cardiac output . . . . .	20.0	
			(For unlisted cardiac catheterization procedure, see 93799)		
INTRACARDIAC ELECTROPHYSIOLOGICAL PROCEDURES					
			93600 Bundle of His recording . . . . .	200.0	
			93602 Intra-atrial recording . . . . .		BR
			93604 Intraventricular recording . . . . .		BR
			93606 Combined intracardiac recording . . . . .		BR
			93610 Intra-atrial pacing . . . . .		BR
			93612 Intraventricular pacing . . . . .		BR
			93614 Bundle of His pacing . . . . .		BR
			<u>93618 Induction of arrhythmia by electrical pacing</u> . . . . .		BR
			(For intracardiac phonocardiogram, see 93210)		
			(For radio-isotope methods, see 78470)		
Other Vascular Studies					
			(For arterial cannulization and recording of direct arterial pressure, see 36620)		
			(For radiographic injection procedures, see 36000-36299)		
			(For vascular cannulization for hemodialysis, see 36800-36820)		
			(For ultrasound vascular procedures, including Doppler, see 76550, 76900-76925)		
			(For chemotherapy for malignant disease, see 90790-90796)		
			93700 Peripheral vascular disease studies . . . . .		BR+
			<u>93710 Phonoangiography, carotid</u> . . . . .		BR
			93720 Plethysmography, total body with interpretation and report. . . . .		BR+
			<u>93721 tracing only, without interpretation and report</u> . . . . .		BR
			<u>93722 interpretation and report only</u> . . . . .		BR
			93725 <u>Plethysmography regional, with interpretation and report</u> . . . . .		BR+
			<u>93726 tracing only, without interpretation and report</u> . . . . .		BR
			<u>93727 interpretation and report only</u> . . . . .		BR
			(For penile plethysmography, see 54240)		



	Unit Value		Unit Value
94010 Spirometry, complete, including graphic record, total and timed vital capacity \expiratory flow rate measurement(s), and/or maximal voluntary ventilation . . . . .	30.0	94656 Ventilation assist and management, initiation of pressure or volume preset ventilators for assisted or controlled breathing; first day . . . . .	40.0
94060 Bronchospasm evaluation: Spirometry as in 94010, before and after bronchodilator (aerosol or parenteral) or exercise . . . . .	50.0	94657 subsequent days . . . . .	15.0
94070 Prolonged postexposure evaluation of bronchospasm with multiple spirometric determinations after test dose of bronchodilator (aerosol only) or antigen, with spirometry as in 94010 . . . . .	75.0	94660 Continuous positive airway pressure ventilation (CPAP), initiation and management . . . . .	40.0
94150 Vital capacity, total separate procedure. . . . .	6.0	94662 Continuous negative pressure ventilation (CNP), initiation and management . . . . .	40.0
94160 Vital capacity screening tests: Total ((and)) capacity with timed ((f))forced expiratory volume((s)), <sub>2</sub> and peak flow rate . . . . .	10.0	94664 Aerosol or vapor inhalations for sputum mobilization or bronchodilation, or sputum induction for diagnostic purposes; initial demonstration and/or evaluation . .	30.0
94200 Maximal breathing capacity (maximum voluntary ventilation) . . . . .	20.0	94665 subsequent . . . . .	15.0
94240 Functional residual capacity or residual volume; helium method, nitrogen open circuit method, or other method (specify) . . . . .	25.0	94667 Manipulation chest wall, such as cupping, percussing, and vibration to facilitate lung function; initial demonstration and/or evaluation . .	40.0
94250 Expired gas collection, quantitative, single procedure (separate procedure) . . . . .	10.0	94668 subsequent . . . . .	15.0
94260 Thoracic gas volume . . . . .	20.0	94680 Oxygen uptake, expired gas analysis, rest and exercise, direct, simple including CO <sub>2</sub> output, percentage oxygen extracted . . . . .	100.0
94350 Determination of maldistribution of inspired gas; multiple breath nitrogen washout curve including alveolar nitrogen or helium equilibration time . . . . .	BR+	94681 rest, indirect (independent procedure) . . . . .	16.0
(For plethysmography, see 93720, 93725)		94700 Arterial blood gas study (oxygen saturation, PO <sub>2</sub> , PCO <sub>2</sub> , CO <sub>2</sub> pH), rest only . . . . .	70.0
94360 Determination of resistance to airflow, oscillatory or plethysmographic methods . . . . .	BR	94705 rest and exercise (including cannulization of artery) . . . . .	130.0
94370 Determination of airway closing volume, single breath tests . . . . .	25.0	94710 complete, 3 or more (e.g., O <sub>2</sub> administration, IPPB, exercise, etc.) . . . . .	220.0
94375 Respiratory flow volume loop . . . . .	20.0	94715 Hemoglobin-oxygen affinity (pO <sub>2</sub> for 50% hemoglobin saturation with oxygen) . . . . .	70.0
94400 Breathing response to CO <sub>2</sub> (CO <sub>2</sub> response curve) . . . . .	20.0	(For values for blood gas determination, see 82800 et seq.)	
94450 Breathing response to hypoxia (hypoxia response curve) . . . . .	20.0	(For single arterial puncture, see 36600)	
94620 Pulmonary stress testing, simple or complex . . . . .	40.0	94720 Carbon monoxide diffusing capacity, any method . . . . .	BR+
94650 Intermittent positive pressure breathing (IPPB) treatment, air or oxygen, with or without nebulized medication; initial demonstration and/or evaluation . . . . .	40.0	94725 Membrane diffusion capacity . . . . .	BR+
94651 subsequent . . . . .	20.0	94750 Pulmonary compliance study any method . . . . .	BR+
94652 newborn infants . . . . .	50.0	94770 Carbon dioxide, expired gas determination by infrared analyzer . . . . .	BR+
		(For bronchoscopy, see 31620-31659)	
		(For placement of flow directed catheter, see 93503)	
		(For venipuncture, see 36410)	

	Unit Value		Unit Value
(For central venous catheter placement, see 36480-36485)	95833	hand (with or without comparison with normal side) . . . . .	10.0
(For arterial puncture, see 36600)	95834	total evaluation of body, excluding hands . . . . .	50.0
(For arterial catheterization, see 36620)	95842	total evaluation of body including hands . . . . .	64.0
(For thoracentesis, see 32000)		muscle testing electrodiagnosis (e.g., reaction of degeneration, chronaxy, galvanic tetanus ratio), one or more extremity, one or more method. . . . .	24.0
(For phlebotomy, therapeutic, see 99195)	95845	Strength duration curve, each nerve . . . . .	10.0
(For lung biopsy, needle, see 32405)	95851	Range of motion measurements and report, each extremity (independent procedure), excluding hand. . . . .	16.0
(For intubation, orotracheal or nasotracheal, see 31500)	95852	hand, with or without comparison with normal size . . . . .	10.0
94799 Unlisted pulmonary service or procedure . . . . .	BR	95857 Tensilon test for myasthenia gravis; . . . . .	10.0
<b>AMENDATORY SECTION</b> (Amending Order 81-28, filed 11/30/81, effective 1/1/82)			
<b>WAC 296-21-080 NEUROLOGY AND NEUROMUSCULAR.</b>			
NOTES			
Neurologic services are typically consultative, and any of the five levels of consultation (90600-90630) may be appropriate.			
In addition, services and skills outlined under medicine levels of service appropriate to neurologic illnesses should be coded similarly (90000 series).			
	Unit Value		Unit Value
95819 Electroencephalogram (EEG) including recording awake, drowsy and asleep, with hyperventilation and/or photic stimulation; standard or portable, same facility . . . . .	70.0	95858 with electromyographic recording . . . . .	20.0
95821 portable, to an alternate facility . . . . .	80.0	95860 Electromyography, one extremity and related paraspinal area . . . . .	80.0
95822 sleep . . . . .	70.0	95861 two extremities and related paraspinal areas . . . . .	120.0
95823 physical or pharmacological activation . . . . .	70.0	95863 three extremities and related paraspinal areas . . . . .	160.0
95824 cerebral death evaluation recording . . . . .	70.0	95864 four extremities and related paraspinal areas . . . . .	200.0
95826 intracerebral (depth) EEG . . . . .	70.0	95867 Electromyography, cranial nerve supplied muscles; unilateral . . . . .	100.0
95827 all night sleep recording . . . . .	100.0	95868 bilateral . . . . .	150.0
95828 Polysomnography (recording, analysis and interpretation of the multiple simultaneous physiological measurements of sleep) . . . . .	100.0	95869 Electromyography, limited study of specific muscles (e.g. ( <del>external anal sphincter</del> );) thoracic spinal muscles) . . . . .	80.0
95829 Electrooculogram at surgery (separate procedure) . . . . .	BR	(For eye muscles, see 92265)	
95831 Muscle testing, manual, (separate procedure); per extremity (excluding hand) or trunk, with report . . . . .	16.0	95875 Ischemic forearm exercise test . . . . .	20.0
95832		95880 Assessment of higher cerebral function with medical interpretation; aphasia testing . . . . .	50.0
		95881 developmental testing . . . . .	30.0
		95882 cognitive testing and others . . . . .	30.0
		95900 Nerve conduction velocity and/or latency study, motor each nerve . . . . .	32.0
		95904 sensory, each nerve . . . . .	24.0
		95925 Somatosensory testing (e.g., cerebral evoked potentials), one or more nerves . . . . .	BR
		95933 Orbicularis oculi (blink) reflex, by electrodiagnostic testing . . . . .	BR
		95935 "H" reflex, by electrodiagnostic testing . . . . .	BR
		95937 Neuromuscular junction testing (repetitive stimulation, paired stimuli), each nerve, any one method . . . . .	BR
		95950 <u>Ambulatory 24 hour EEG monitoring</u> . . . . .	BR

95999 Unlisted neurological or neuromuscular diagnostic procedure . . . . . BR

**NEW SECTION**

WAC 296-21-086 ✓ **CHEMOTHERAPY INJECTIONS.** Procedures 96500-96549 are independent of the patient's office visit. Either may occur independently from the other on any given day, or they may occur sequentially on the same day. Oncologists may see their patients at 2 to 4 week intervals with none to 5 chemotherapy procedures between visits.

96500 Chemotherapy injection, intravenous, single premixed agent, administered by qualified assistant under supervision of physician or by physician; by push technique . . . . . BR  
 96501 by infusion technique . . . . . BR  
 96504 Chemotherapy injection, intravenous, multiple premixed agents, administered by qualified assistant under supervision of physician or by physician; by push technique . . . . . BR  
 96505 by infusion technique . . . . . BR  
 96508 Chemotherapy injection, intravenous, complex, using one or more agents requiring mixing, administered by qualified assistant under supervision of physician or by physician; by push technique . . . . . BR  
 96509 by infusion technique . . . . . BR  
 96510 by infusion technique, prolonged, requiring attendance up to one hour . . . . . BR  
 96511 by infusion technique, prolonged, each additional hour up to a total of eight hours . . . . . BR  
 96512 by infusion technique, prolonged, up to a total of several days, involving the use of portable pump . . . . . BR  
 (Use 96512 in addition to code for intravenous catheterization; see 36000-36010, 36400-36425, 36480-36485)  
 96520 Portable pump refilling and maintenance (use 96520 in addition to 96512) . . . . . BR  
 96524 Chemotherapy injection, complex, administered by physician, arterial infusion technique . . . . . BR  
 96526 Chemotherapy injection, complex, administered by physician, prolonged intra-arterial therapy infusion technique, up to several months . . . . . BR

(Use 96526 in addition to code for intra-arterial catheterization; see 36100-36299, 36640-36660)  
 (For monitoring of an intra-arterial chemotherapy, drip or forced infusion, see 36620-36625)  
 96530 Pump filling and maintenance . . . . . BR  
 (Use 96530 in addition to 96526)  
 96535 Chemotherapy injection, complex, requiring thoracentesis and/or paracentesis, administered by physician, intracavitary . . . . . BR  
 96538 Chemotherapy injection, requiring lumbar puncture, administered by physician . . . . . BR  
 96540 Chemotherapy injection, intrathecal via reservoir, single or multiple agents, administered by physician . . . . . BR  
 96545 Provision of chemotherapy agent . . . . . BR  
 (For radioactive isotope therapy see 79000-79999)  
 96549 Unlisted chemotherapy procedure . . . . . BR

**AMENDATORY SECTION** (Amending Order 81-28, filed 11/30/81, effective 1/1/82)

WAC 296-21-095 ✓ **PHYSICAL MEDICINE.** The department or self-insurer will authorize and pay for the following physical medicine services only when the services are under the direct, continuous supervision of a physician who is "board qualified" in the field of physical medicine and rehabilitation, (except for (1) and (2) below). The services must be carried out by the physician or registered physical therapist or a physical therapist assistant serving under the direction of a registered physical therapist, by whom he is employed.

The department or self-insurer will allow other licensed physicians to provide physical medicine modalities in the following situations:

(1) The primary attending physician may administer physical therapist modalities as listed under 97000 and/or procedures as listed under 97100 in his office. No more than six such visits will be authorized and paid to the attending physician. If the injured worker requires treatment beyond six visits, he must be referred to a registered physical therapist or a physiatrist for such treatment. The attending physician can bill an office visit in addition to the physical therapy visit for the same day if indicated. Procedure 97070 should be used to bill the physical therapy portion of the visit.

(2) In remote areas, where no registered physical therapist or physical therapist assistant is available, treatment by the attending physician with modalities listed under 97100 may be billed under 97070.

	(For fabrication of splints, bracing and other supportive devices, see 99070)			Unit Value
	(For muscle testing, range of joint motion, electromyography, etc., see 95831 et seq.)			
			will be allowed . . . . .	5.0
			Procedures	
			(Physician or therapist is required to be in constant attendance)	
			<del>((97100 Office visit with one of the following procedures to one area, initial 30 minutes . . . . .</del>	<del>16.0</del>
			(a) Therapeutic exercises	
			(b) Neuromuscular re-education	
			(c) Functional activities	
			(d) Gait training	
			(e) Electrical stimulation (manual)	
			(f) Traction, manual	
			(g) Massage	
			(h) Contrast baths	
			(i) Ultrasound	
			97101 each additional 15 minutes . . . . .	5.0))
			<u>(97100 has been deleted. To report, use 97110-97139)</u>	
			<u>(97101 has been deleted. To report, use 97145)</u>	
			97110 Physical medicine treatment to one area, initial 30 minutes; therapeutic exercises . . . . .	16.0
			97112 neuromuscular reeducation . . . . .	16.0
			97114 functional activities . . . . .	16.0
			97116 gait training . . . . .	16.0
			97118 electrical stimulation (manual) . . . . .	16.0
			97122 traction, manual . . . . .	16.0
			97124 massage . . . . .	16.0
			97126 contrast baths . . . . .	16.0
			97128 ultrasound . . . . .	16.0
			97139 unlisted procedure (specify) . . . . .	BR
			97145 Physical medicine treatment to one area, each additional 15 minutes . . . . .	5.0
			97200 Office visit including combination of any modality(s) and procedure(s), initial 30 minutes . . . . .	16.0
			97201 each additional 15 minutes . . . . .	5.0
			97220 Hubbard tank, initial 30 minutes . . . . .	24.0
			97221 each additional 15 minutes (maximum allowance, one hour) . . . . .	5.0
			97240 Pool therapy or Hubbard tank with therapeutic exercises, initial 30 minutes . . . . .	30.0
			97241 each additional 15 minutes (maximum allowance, one hour) . . . . .	6.0
			97260 Manipulation (cervical, thoracic, lumbosacral, sacroiliac, hand, wrist, etc.), one area (independent procedure) performed by an osteopathic physician . . . . .	16.0
			97261 each additional area . . . . .	8.0
Modalities		Unit Value		
<del>((97000 Office visit with one of the following modalities to one area . . . . .</del>		<del>12.0</del>		
	(a) Hot or cold packs			
	(b) Traction, mechanical			
	(c) Electrical stimulation (unattended)			
	(d) Vasopneumatic devices			
	(e) Paraffin bath			
	(f) Microwave			
	(g) Whirlpool			
	(h) Diathermy			
	(i) Infrared			
	(j) Ultraviolet))			
	<u>Physician or therapist is required to be in constant attendance.</u>			
	<u>(97000 has been deleted. To report, use 97010-97039)</u>			
97010	Physical medicine treatment to one area; hot or cold packs . . . . .	12.0		
97012	traction, mechanical . . . . .	12.0		
97014	electrical stimulation (unattended) . . . . .	12.0		
97016	vasopneumatic devices . . . . .	12.0		
97018	paraffin bath . . . . .	12.0		
97020	microwave . . . . .	12.0		
97022	whirlpool . . . . .	12.0		
97024	diathermy . . . . .	12.0		
97026	infrared . . . . .	12.0		
97028	ultraviolet . . . . .	12.0		
97039	unlisted modality (specify) . . . . .	12.0		
97050	Office visit with two or more modalities to same area . . . . .	13.0		
97070	In remote isolated areas, where there is no registered physical therapist or physical therapist assistant serving under the direction of a registered physical therapist within reasonable distance or when the first six visits are in the physician's office, treatment by any of the listed modalities or procedures given in a physician's office, hospital, nurse practitioner clinic, by other than a registered physical therapist,			

(Codes 97260 and 97261 may be used in conjunction with code 90030. All other office visit codes include treatment of the day.)

(For manipulation under general anesthesia, see appropriate anatomic section in Musculoskeletal System)

97500	Orthotics training (dynamic bracing, splinting, etc.) upper extremities, initial 30 minutes . . . . .	24.0
97501	each additional 15 minutes . . . . .	12.0
97520	Prosthetic training, initial 30 minutes . . . . .	24.0
97521	each additional 15 minutes . . . . .	12.0
97540	Activities of daily living (ADL) and diversional activities, initial 30 minutes . . . . .	24.0
97541	each additional 15 minutes . . . . .	12.0

Tests and Measurements

(For muscle testing, manual or electrical, joint range of motion, electromyography or nerve velocity determination, see 95830-95930)

		Unit Value
97700	Office visit including one of the following tests or measurements, with report, initial 30 minutes . . . . .	24.0
	(a) Orthotic "check-out"	
	(b) Prosthetic "check-out"	
	(c) Activities of daily living "check-out"	
97701	each additional 15 minutes . . . . .	12.0
97720	Extremity testing for strength, dexterity or stamina, initial 30 minutes . . . . .	24.0
97721	each additional 15 minutes . . . . .	12.0
97740	Kinetic activities to increase coordination, strength and/or range of motion, one area (i.e., any two extremities or trunk), initial 30 minutes . . . . .	24.0
97741	each additional 15 minutes . . . . .	12.0
97752	Muscle testing, torque curves during isometric and isokinetic exercise (e.g., by use of Cybex machine) . . . . .	24.0

Other Procedures

97799	Unlisted physical medicine service or procedure . . . . .	BR
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AMENDATORY SECTION (Amending Order 81-28, filed 11/30/81, effective 1/1/82)

WAC 296-21-125 ANESTHESIA. (1) Values for anesthesia services are listed for each procedure in the

surgical section and for certain procedures in other sections. These values are to be used only when the anesthesia is personally administered by a licensed physician and surgeon who remains in constant contact attendance during the procedure for the sole purpose of rendering such anesthesia service. These values include usual pre- and post-operative visits, the administration of the anesthetic and the administration of fluids and/or blood incident to the anesthesia or surgery.

(2) "STANDBY SERVICES:" When an anesthesiologist is required to participate in the general care of the patient during a surgical procedure, but does not administer anesthesia, these services may be charged on the basis of detention or on the basis of the indicated anesthesia value in accordance with the extent of the services rendered.

(3) In procedures where no value is listed, the basic portion of the calculated value will be the same as listed for a comparable procedure.

(4) (~~Where unusual detention with the patient is essential for the safety and welfare of such patient, see 99038, 99040.~~)

(5)) Local infiltration, digital block or topical anesthesia administered by the operating surgeon is included in the unit value for the original surgical procedure.

((6)) (5) SUPPLEMENTAL SKILLS: When warranted by the necessity of supplemental skills, values for the services of the two or more physicians will be allowed.

((7)) (6) Adjunctive services provided during anesthesia and certain other circumstances may warrant an additional charge.

ANESTHESIA MODIFIERS

Since the values of anesthesia services are related to the procedure for which the anesthesia was performed, the anesthesia service is billed under the code number of the procedure. Add appropriate anesthesia modifier ((=40)) -30 to ((=49)) -99 to the procedure number to indicate that billing is for anesthesia service and not the medical or surgical procedure.

Listed values for most procedures may be modified under certain circumstances. When applicable, the modifying circumstances should be identified by the addition of the appropriate "modifier code number" (including hyphen) after the usual procedure number. The value should be listed as a single modified total for the procedure. (When multiple modifiers are applicable to a single procedure, see modifier code ((=49)) -99.)

	Unit Value
-22	UNUSUAL SERVICES: When the service(s) provided is greater than that usually required for the listed procedure, if may be identified by adding modifier '-22' to the usual procedure number. A report may also be appropriate.
-23	UNUSUAL ANESTHESIA: Periodically, a procedure, which usually required

Unit Value

AMENDATORY SECTION (Amending Order 81-28, filed 11/30/81, effective 1/1/82)

either no anesthesia or local anesthesia, because of unusual circumstances must be done under general anesthesia. This circumstance may be reported by adding the modifier '-23' to the procedure code of the basic service.

WAC 296-22-010 ✓ GENERAL INFORMATION AND INSTRUCTIONS. Rules and billing procedures pertaining to all practitioners rendering services to injured workers are presented in the general information section beginning with WAC 296-20-010. Some commonalities are repeated here for the convenience of those doctors referring to the surgery section. Definitions and rules unique to surgery are also included here. Doctor's services rendered for office, home, hospital, consultations and other services are listed in the medicine section.

~~((=40))~~  
-30

ANESTHESIA SERVICE: Add this modifier (~~((=40))~~ 30) to the usual procedure number and use value listed in "Anes." column for normal, uncomplicated anesthesia.

(1) Listed values for all surgical procedures include the surgery, local infiltration, digital block or topical anesthesia when used and the normal uncomplicated follow-up care for the period indicated in days in the column headed "follow-up days."

(For therapeutic hypothermia, see 96250, 96255)

(2) Follow-up care for diagnostic procedures (e.g., endoscopy, injection procedures for radiography, etc.) includes only that care related to recovery from the diagnostic procedure itself. Care of the condition for which the diagnostic procedure was performed or other concomitant conditions is not included and may be charged for in accordance with the services rendered.

-47

ANESTHESIA BY SURGEON: When regional or general anesthesia is provided by the surgeon use the "basic" anesthesia value without the added value for time. (Note: Surgical units and anesthesia units are not the same dollar value.) List separately from the surgical service provided and identify by adding this modifier (-47) to the usual procedure number.

(3) Follow-up care for therapeutic surgical procedures includes only that care usually a part of the surgical service. Complications, exacerbations, recurrence or the presence of other diseases or injuries requiring additional services concurrent with the procedure(s) or during the listed period of normal follow-up care may warrant additional charges. (See modifier -68.)

(For local infiltration, digital block or topical anesthesia, see WAC 296-21-125, item 5)

When an additional surgical procedure(s) is carried out within the listed period of follow-up care for a previous surgery, the follow-up periods will continue concurrently to their normal terminations.

~~((=49))~~  
-99

MULTIPLE ANESTHESIA MODIFIERS: Two or more modifiers may be necessary to identify the anesthesia service (e.g., anesthesia performed on a critically ill patient under hypothermic technique). Identify by adding this modifier (~~((=49))~~ 99) to the usual procedure number and briefly indicate the modifying circumstances . . . . . BR+

(4) PRE-OPERATIVE VISITS AND SERVICES: Under most circumstances the immediate pre-operative visit in the hospital or elsewhere necessary to examine the patient, complete the hospital records, and initiate the treatment program is included in the listed value for the surgical procedure.

-95

SUPERVISORY ANESTHESIA: Supervisory anesthesia is allowable to the supervising anesthesiologist when provided in the hospital and when the registered nurse anesthetist is not in the employ of the supervising anesthesiologist. The basic value is paid to the supervising anesthesiologist and the time units are paid to the nurse anesthetist. Identify by adding modifier -95 to the procedure code.

Additional charges may be warranted for pre-operative services under the following circumstances:

(a) When the pre-operative visit is the initial visit (e.g., an emergency, etc.) and prolonged detention or evaluation is required to prepare the patient or to establish the need for and type of surgical procedure.

(b) When the pre-operative visit is a consultation as defined in WAC 296-21-030.

(c) When procedures not usually part of the basic surgical procedure (e.g., bronchoscopy prior to chest surgery, etc.) are provided during the immediate pre-operative period.

(5) CONCURRENT SERVICES BY MORE THAN ONE PHYSICIAN: Charges for concurrent services of two or more physicians may be warranted under the following circumstances:

(a) Medical services provided during the surgical procedure or in the post-operative period (e.g., diabetic management, operative monitoring of cardiac or brain

conditions, management of post-operative electrolyte imbalance, etc.)

(b) **TWO SURGEONS:** Under certain circumstances the skills of two surgeons (e.g., a urologist and a general surgeon in the creation of an ileal conduit, etc.) By prior agreement, the total value may be apportioned in relation to the responsibility of work done. The total value may be increased by 25% in lieu of the assistant's charge. (See modifier -62.)

(c) **CO-SURGEONS:** Under certain circumstances, two surgeons (usually with similar skills) may function simultaneously as primary surgeons performing distinct parts of a total surgical service (e.g., two surgeons simultaneously applying skin grafts to different parts of the body of the same patient). By prior agreement, the total value may be apportioned in relation to the responsibility and work done. The total value may be increased by an appropriate amount in lieu of the usual assistant's charge. (See modifier -64.)

(d) **SURGICAL TEAM:** Under some circumstances highly complex procedures requiring the concomitant services of several physicians, often of different specialties, plus other highly skilled, specially trained personnel and various types of complex equipment are carried out under the surgical team concept with a single, global fee for the total service. The services included in the "global" charge vary widely and no single value can be listed. The value should be supported by a report to include itemization of the physician(s) services, paramedical personnel and equipment included in the "global" charge. (See modifier -66.)

(6) **ASTERISK (\*) PROCEDURES OR ITEMS:** Certain relatively small surgical services involve a readily identifiable surgical procedure but include variable pre-operative and post-operative services (e.g., incision and drainage of an abscess, injection of a tendon sheath, manipulation of a joint under anesthesia, dilation of the urethra, etc.) Because of the indefinite pre- and post-operative services the usual "package" concept for surgical services (see above) cannot be applied. Such procedures are identified by an asterisk (\*) preceding or following the procedure code number.

Where an asterisk (\*) precedes or follows a procedure number and its value, the following rules apply:

(a) The services as listed includes the surgical procedure only. Associated pre- and post-operative services are not included.

(b) Pre-operative services are considered as one of the following:

(i) When the asterisk (\*) procedure is carried out at the time of an initial visit (new patient) and this procedure constitutes the major service at that visit, procedure number 99025 is listed in lieu of the usual initial visit as an additional service.

(ii) When the asterisk (\*) procedure is carried out at the time of an initial or other visit involving significant identifiable services (e.g., removal of a small skin lesion at the time of a comprehensive history and physical examination), the appropriate visit is listed in addition to the asterisk (\*) procedure and its follow-up care.

(iii) When the asterisk (\*) procedure is carried out at the time of a follow-up (established patient) visit and

this procedure constitutes the major service at that visit, no visit service is usually added.

(iv) When the asterisk (\*) procedure requires hospitalization, an appropriate hospital visit is listed in addition to the asterisk (\*) procedure and its follow-up care.

(c) All post-operative care is to be added on a service-by-service basis (e.g., office or hospital visit, cast change, etc.).

(d) Complications are added on a service-by-service basis (as with all surgical procedures).

(7) **MULTIPLE OR BILATERAL SURGICAL PROCEDURES:**

(a) When multiple or bilateral surgical procedures which add significant time or complexity to patient care are performed at the same operative session. (See modifier -50.)

(b) Incidental procedures (e.g., incidental appendectomy, incidental scar incision, puncture of ovarian cysts, simple lysis of adhesions, simple repair of hiatal hernia, etc.) do not warrant an additional charge. (See modifier -52.) **THESE PROCEDURES MUST BE AUTHORIZED IN ADVANCE.**

(8) **SURGERY AND FOLLOW-UP CARE PROVIDED BY DIFFERENT PHYSICIANS:** When one physician performs the surgical procedure itself and another provides the follow-up care, the value may be apportioned between them by agreement along with notification to the department of the fee distribution. (See modifier -54 or -55.)

(9) **ANESTHESIA BY SURGEON:** When regional or general anesthesia is provided by the surgeon, value as "basic" value for anesthesia procedure without added value for time. (See modifier -47) (For local infiltration, digital block or topical anesthesia, see WAC 296-22-010, item 1.)

(10) In cases where the claimant does not survive, the percentage of the flat fee paid the physician shall be commensurate with the services rendered.

(11) The emergency room will be considered the office for those physicians providing regular emergency room care to the hospital and fees will be allowed on this basis.

(12) **Materials supplied by physician:** Supplies and materials provided by the physician, e.g., sterile trays/drugs, over and above those usually included with the office visit or other services rendered may be listed separately. List drugs, trays, supplies, and materials provided. Identify as 99070.

(13) **Separate or multiple procedures:** It is appropriate to designate multiple procedures that are rendered on the same date by separate entries. (See Modifier -50 below.)

(14) **Special report:** A service that is rarely provided, unusual, variable, or new may require a special report in determining medical appropriateness of the service. Pertinent information should include an adequate definition or description of the nature, extent, and need for the procedure, and the time, effort, and equipment necessary to provide the service. Additional items which may be included are: Complexity of symptoms, final diagnosis, pertinent physical findings (such as size, location, and number of lesion(s), if appropriate), diagnostic and

therapeutic procedures (including major and supplementary surgical procedures, if appropriate), concurrent problems, and follow-up care. See WAC 296-20-01002 for "BR" By Report instructions.

(15) Surgery modifiers: (For other modifiers, see appropriate sections.)

Listed values and procedures may be modified under certain circumstance. When applicable, the modifying circumstance should be identified by the addition of the appropriate "modifier code number" which is a two digit number placed after the usual procedure number from which it is separated by a hyphen. If more than one modifier is used, the "multiple modifiers" placed first after the procedure code indicates one or more additional modifier codes will follow. All modifiers and their respective codes are listed in Appendix A. Modifiers commonly used in surgery are as follows:

- 20      When the surgical service is performed using the techniques of micro-surgery in an operating room and under the operating microscope, the modifier -20 may be added to the surgical procedure. The use of this modifier is not warranted when surgery is done with the aid of a magnifying loupe or magnifying binoculars worn by the surgeon. A special report may be appropriate to document the necessity of the micro-surgical approach. The total value of the surgical procedure may be increased by 20%. A special report may be appropriate to document the necessity of the micro-surgical approach. The department will publish a list of surgical procedures that have approval for this modifier.
- 22      UNUSUAL SERVICES: When the service(s) provided is greater than that usually required for the listed procedure, it may be identified by adding modifier '-22' to the usual procedure number. List modified value. A report may be required.
- 23      UNUSUAL ANESTHESIA: Periodically, a procedure, which usually requires either no anesthesia or local anesthesia, because of unusual circumstances must be done under general anesthesia. This circumstance may be reported by adding the modifier '-23' to the procedure code of the basic service. . . . . BR
- 25      DIGITAL RADIOLOGY (e.g., digital subtraction angiography, digital fluoroscopy, digital radiography). When this technique is utilized, the

- modifier '-25' may be appended to the appropriate five digit number of the radiologic procedure to indicate that the digital modality was applied. The modifier would be applied to both the supervision and interpretation service and complete procedure. When the supervision and interpretation service code is utilized and the injection is done by a second physician, the modifier need not be applied to the surgical injection codes.
- 26      PROFESSIONAL COMPONENT: Certain procedures (e.g., laboratory, radiology, electrocardiogram, specific diagnostic and therapeutic services) are a combination of a physician component and a technical component. When the physician component is reported separately, the service may be identified by adding the modifier '-26' to the usual procedure number. . . . . BR
- 47      ANESTHESIA BY SURGEON: When regional or general anesthesia is provided by the surgeon, it may be reported by adding to modifier '-47' to the basic service. (This does not include local anesthesia.)  
  
Use the "basic" anesthesia value only. (Note: Surgical units and anesthesia units are not of the same dollar values.) List separately from the surgical service provided and identify by adding this modifier '-47' to the usual procedure number. (For local infiltration, digital block or topical anesthesia, see WAC 296-21-125, item 5.)
- 50      MULTIPLE OR BILATERAL PROCEDURES: When multiple or bilateral procedures which add significant time or complexity to patient care are provided at the same operative session, identify and value the first or major procedure as listed. Identify secondary or lesser procedure(s) by '-50' to the usual procedure number(s) and value at 50% of the listed value(s) unless otherwise indicated.
- 52      REDUCED VALUES: Under certain circumstances, the listed value for a procedure is reduced or eliminated at the physician's election. Under these circumstances, the service provided can be identified by its usual procedure number and the addition of modifier '-52', signifying that the service is reduced. For example:

	Unit Value		Unit Value
		(a) Incidental procedures (e.g., incidental appendectomies, incidental scar excisions, puncture of ovarian cysts, simple lysis of adhesions, simple repair of a hiatal hernia, etc.) do not warrant an additional charge.	
		(b) When the listed value is reduced in conformity with a ground rule (e.g., rereduction of a fracture).	
		(c) When charges for multiple procedures (e.g., multiple lacerations, etc.) are reduced at the physician's election to achieve an appropriate total charge.	
-54		<b>SURGICAL PROCEDURE ONLY:</b> When one physician performs the surgical procedure and another provides the pre- and/or post-operative management surgical services may be identified by adding the modifier '-54' to the usual procedure number. Value may be apportioned between them by agreement.	
-55		<b>POST-OPERATIVE MANAGEMENT ONLY:</b> When one physician performs the post-operative management and another has performed the surgical procedure, the post operative component may be identified by adding the modifier '-55' to the usual procedure number. Value may be apportioned between them by agreement.	
-56		<b>PREOPERATIVE MANAGEMENT ONLY:</b> When one physician performs the preoperative care and evaluation and another physician performs the surgical procedure, the preoperative component may be identified by adding the modifier '-56' to the usual procedure number.  Value is apportioned as per agreement between practitioners involved.	
-62		<b>TWO SURGEONS:</b> Under certain circumstances the skills of two surgeons (usually with different skills) may be required in the management of a specific surgical problem (e.g., a urologist and a general surgeon in the creation of an ileal conduit, etc.) By prior agreement, the total value may be apportioned in relation to the responsibility and work	
		done. The total value may be increased by 25% in lieu of the assistant's charge. Under these circumstances the services of each surgeon should be identified by adding this modifier '-62' to the joint procedure number(s) and valued as agreed upon.	
		(Usual charges for surgical assistance may also be warranted if still another physician is required as part of the surgical team.)	
	-64	<b>CO-SURGEONS:</b> Under certain circumstances, two surgeons (usually with similar skills) may function simultaneously as primary surgeons performing distinct parts of a total surgical service (e.g., two surgeons simultaneously applying skin grafts to different parts of the body or two surgeons repairing different fractures in the same patient). By prior agreement, the total value may be apportioned in relation to the responsibility and work done. The total value may be increased by 25% in lieu of the usual assistant's charge. Under these circumstances the services of each surgeon should be identified by adding this modifier '-64' to the joint procedure number(s) and valued as agreed upon.	
		(Usual charges for surgical assistance may also be warranted if still another physician is required as part of the surgical team.)	
	-66	<b>SURGICAL TEAM:</b> Under some circumstances, highly complex procedures requiring the concomitant services of several physicians, often of different specialities, plus other highly skilled, specially trained personnel and various types of complex equipment are carried out under the "surgical team" concept. Such circumstances should be identified by adding this modifier '-66' to the basic procedure number. The value should be supported by a report to include itemization of the physician(s) services, paramedical personnel and equipment included in the charge..... BR+	
	-68	<b>COMPLICATIONS:</b> Complications or circumstances requiring unusual additional services during the listed	

	Unit Value		Unit Value
		follow-up period may warrant additional charges on a fee-for-service basis. Identify these conditions by adding this modifier '-68' to the usual procedure number(s) for the additional service(s) rendered and indicate the appropriate value(s). May require a report.	
			number and other applicable modifiers may be listed as part of the description of the service . . . . . BR+
		<b>AMENDATORY SECTION</b> (Amending Order 80-25, filed 12/3/80, effective 3/1/81)	
		WAC 296-22-017 <b>UNLISTED SERVICE OR PROCEDURE.</b> A service or procedure may be provided that is not listed in this fee schedule. When reporting such a service, the appropriate "unlisted procedure" code may be used to indicate the service, identifying it by "special report" as discussed in WAC 296-22-01701 below. The "unlisted procedures" and accompanying codes for SURGERY are as follows:	
			((17499))
			<u>17999</u>
			19499
			20999
			21499
			21899
			22899
			22999
			23929
			24999
			25999
			26989
			27299
			27599
			27899
			28899
			29799
			30999
			31299
			31599
			31899
			32999
			33999
			36299
			37799
			38999
			39499
			39599
			40799
			40899
			41599
			41899
			42299
			42699
			42999

		Unit Value	Follow-up Days=	Basic Anes@	
43499	Unlisted procedure, esophagus				
43999	Unlisted procedure, stomach				
44799	Unlisted procedure, intestine				
44899	Unlisted procedure, Meckel's diverticulum and the mesentery	(such as verrucae or clavi); single lesion . . . . .	0.5	0	3.0
		11051 two to four lesions . . . . .	0.6		3.0
45999	Unlisted procedure, rectum	11052 more than four lesions . . . . .	0.7		3.0
46999	Unlisted procedure, anus	<b>EXCISION AND SIMPLE CLOSURE</b>			
47399	Unlisted procedure, liver	(Not reconstructive surgery; for reconstructive surgery see repair-complex)			
47999	Unlisted procedure, biliary tract	(For electro-surgical and other methods, see 17000 et seq.)			
48999	Unlisted procedure, pancreas	<b>BIOPSY</b>			
49999	Unlisted procedure, abdomen, peritoneum and omentum	<b>11100</b> Biopsy of skin, subcutaneous tissue and/or mucous membrane (including simple closure), unless otherwise listed (separate procedure); one lesion . . . . .			
53899	Unlisted procedure, urinary system		0.6	7	3.0
55899	Unlisted procedure, male genital system				
58999	Unlisted procedure, female genital system	<b>11101</b> each additional lesion . . . . .	0.2	7	3.0
59899	Unlisted procedure, maternity care and delivery	(For biopsy of conjunctiva, see 68100; eyelid, see 67810)			
60699	Unlisted procedure, endocrine system	<b>EXCISION-BENIGN LESIONS</b>			
64999	Unlisted procedure, nervous system	Excision (including simple closure) of benign lesions of skin or subcutaneous tissues (e.g., cicatricial, fibrous, inflammatory, congenital, cystic lesions), including local anesthesia. See appropriate size and area below.			
66999	Unlisted procedure, anterior segment of eye	(For electrosurgical and other methods see 17000 et seq.)			
67299	Unlisted procedure, posterior segment				
67399	Unlisted procedure, ocular muscle				
67599	Unlisted procedure, orbit	<b>*11200</b> Excision, skin tags, multiple fibrocyanous tags, any area; up to 15 . . . . .	*0.4	0	3.0
67999	Unlisted procedure, eyelids	<b>11201</b> each additional 10 lesions . . . . .	0.2		
68399	Unlisted procedure, conjunctiva	(For electrosurgical destruction, see 17200, 17201)			
68899	Unlisted procedure, lacrimal system	(For multiple lesions see WAC 296-22-010, item 7)			
69399	Unlisted procedure, external ear	<b>11400</b> Excision, benign lesion, except skin tag (unless listed elsewhere), trunk, arms or legs; lesion diameter up to 0.5 cm . . . . .	0.6	15	3.0
69799	Unlisted procedure, middle ear	<b>11401</b> lesion diameter 0.5 to 1.0 cm . . . . .	0.8	15	3.0
69949	Unlisted procedure, inner ear	<b>11402</b> lesion diameter 1.0 to 2.0 cm . . . . .	1.0	15	3.0
69979	Unlisted procedure, temporal bone, middle fossa approach	<b>11403</b> lesion diameter 2.0 to 3.0 cm . . . . .	1.2	15	3.0
		<b>11404</b> lesion diameter 3.0 to 4.0 cm . . . . .	1.4	15	3.0
		<b>11406</b> lesion diameter over 4.0 cm . . . . .	1.6	15	3.0
		<b>11420</b> Excision, benign lesion, except skin tag (unless listed elsewhere), scalp, neck, hands, feet, genitalia; lesion diameter up to 0.5 cm . . . . .	0.8	15	3.0
		<b>11421</b> lesion diameter 0.5 to 1.0 cm . . . . .	1.0	15	3.0
		<b>11422</b> lesion diameter 1.0 to 2.0 cm . . . . .	1.2	15	3.0
		<b>11423</b> lesion diameter 2.0 to 3.0 cm . . . . .	1.4	15	3.0
		<b>11424</b> lesion diameter 3.0 to 4.0 cm . . . . .	1.6	15	3.0
		<b>11426</b> lesion diameter over 4.0 cm . . . . .	1.8	15	3.0
		<b>11440</b> Excision, other benign lesion (unless listed elsewhere), face, ears, eyelids, nose, lips, mucous membrane; lesion diameter up to 0.5 cm . . . . .	1.0	15	3.0
		<b>11441</b> lesion diameter 0.5 to 1.0 cm . . . . .	1.2	15	3.0
		<b>11442</b> lesion diameter 1.0 to 2.0 cm . . . . .	1.4	15	3.0
		<b>11443</b> lesion diameter 2.0 to 3.0 cm . . . . .	1.6	15	3.0
		<b>11444</b> lesion diameter 3.0 to 4.0 cm . . . . .	1.8	15	3.0
		<b>11446</b> lesion diameter over 4.0 cm . . . . .	2.0	15	3.0
		(For eyelids involving more than skin, see also 67800 et seq.)			

**AMENDATORY SECTION** (Amending Order 80-25, filed 12/3/80, effective 3/1/81)

**WAC 296-22-021 EXCISION-DEBRIDEMENT.**

	Unit Value	Follow-up Days=	Basic Anes@
<b>DEBRIDEMENT</b>			
(For dermabrasions, see 15780-15800)			
(For nail debridement, see 11700-11711)			
(For burn(s), see 16000-16030)			
<b>*11000</b> Debridement of extensive eczematous or infected skin; up to 10% of body surface . . . . .	*0.4	0	3.0
<b>11001</b> each additional 10% of the body surface . . . . .	0.2		3.0
<b>11040</b> Debridement ((of abrasions)); skin, partial thickness . . . . .	BR+		3.0
<b>11041</b> skin, full thickness . . . . .	BR		
<b>11042</b> skin and subcutaneous tissue . . . . .	BR		
<b>11043</b> skin, subcutaneous tissue, and muscle . . . . .	BR		
<b>11044</b> skin, subcutaneous tissue, muscle, and bone . . . . .	BR		
<b>PARING OR CURETTEMENT</b>			
<b>11050*</b> Paring or curettement of benign lesion with or without chemical cauterization			

<b>EXCISION-MALIGNANT LESIONS</b>			
Excision (including simple closure) or treatment by any other method (except radiation or chemotherapy) of malignant lesion of skin, including local anesthesia, each lesion:			
<b>11600</b> Excision, malignant; lesion, trunk, arms, or legs; lesion diameter up to 0.5 cm . . . . .	1.2	90	3.0
<b>11601</b> lesion diameter 0.5 to 1.0 cm . . . . .	1.6	90	3.0
<b>11602</b> lesion diameter 1.0 to 2.0 cm . . . . .	2.0	90	3.0
<b>11603</b> lesion diameter 2.0 to 3.0 cm . . . . .	2.4	90	3.0

	Unit Value	Follow-up Days=	Basic Anes@	(Repair of donor site requiring skin graft or local flaps to be added as additional procedure)	Unit Value	Follow-up Days=	Basic Anes@
11604	lesion diameter 3.0 to 4.0 cm	2.8	90	3.0			
11606	lesion diameter over 4.0 cm	3.2	90	3.0			
11620	Excision, malignant lesion, scalp, neck, hands, feet, genitalia; lesion diameter up to 0.5 cm	2.0	90	3.0	15000	Excisional preparation or creation of recipient site by excision of essentially intact skin (including subcutaneous tissue), scar, or other lesion prior to repair with free skin graft (list as separate service in addition to skin graft)	*3.6 3.0
11621	lesion diameter 0.5 to 1.0 cm	3.0	90	3.0			
11622	lesion diameter 1.0 to 2.0 cm	4.0	90	3.0			
11623	lesion diameter 2.0 to 3.0 cm	5.0	90	3.0			
11624	lesion diameter 3.0 to 4.0 cm	6.0	90	3.0			
11626	lesion diameter over 4.0 cm	7.0	90	3.0			
11640	Excision, malignant lesion, face, ears, eyelids, nose, lips; lesion diameter up to 0.5 cm	3.0	90	3.0			
11641	lesion diameter 0.5 to 1.0 cm	4.0	90	3.0	*15050	Pinch graft, single or multiple, to cover small ulcer, tip of digit or other minimal open area (except on face), up to defect size 2 cm diameter	*1.2 0 3.0
11642	lesion diameter 1.0 to 2.0 cm	5.0	90	3.0			
11643	lesion diameter 2.0 to 3.0 cm	6.0	90	3.0			
11644	lesion diameter 3.0 to 4.0 cm	7.0	90	3.0	15100	Split graft, trunk, scalp, arms, legs, hands and/or feet (except multiple digits); up to 100 sq cm or each one percent of body area of infants and children (except 15050)	6.0 45 3.0
11646	lesion diameter over 4.0 cm	8.0	90	3.0	15101	each additional 100 sq cm, or each one percent of body area of infants and children, or part thereof	1.2 3.0
	(For eyelids involving more than skin, see also 67800 et seq.)				15120	Split graft, face, eyelids, mouth, neck, ears, orbits, genitalia, and/or multiple digits; up to 100 sq cm, or each one percent of body area of infants and children (except 15050)	11.0 45 3.0
<b>NAILS</b>					15121	100 sq cm, or each one percent of body area of infants and children, or part thereof	2.0
	(For drainage of paronychia or onychia, see 10100, 10101)					(For eyelids, see also 67952 et seq.)	
*11700	Debridement nails, manual, five or less	*0.3	0	3.0	15200	Full thickness graft, free, including direct closure of donor site, trunk; up to 20 sq cm	4.0 45 3.0
11701	each additional five or less	0.15			15201	each additional 20 sq cm	2.0
11710	Debridement of nails, electric grinder, five or less	*0.4	0	3.0	15220	Full thickness graft, free, including direct closure of donor site, scalp, arms and/or legs; up to 20 sq cm	6.0 45 3.0
11711	each additional five or less	0.2			15221	each additional 20 sq cm	3.0
*11730	Avulsion of nail plate, partial or complete, simple; single	*0.4	0	3.0	15240	Full thickness graft, free, including direct closure of donor site, forehead, cheeks, chin, mouth, neck, axillae, genitalia, hands and/or feet; up to 20 sq cm	8.0 45 3.0
11731	second nail plate	0.2				(For finger tip graft, see 15050)	
11732	each additional nail plate	0.1				(For repair of syndactyly, fingers, see 26560-26562)	
11740	Evacuation of subungual hematoma	0.3	0	3.0	15241	each additional 20 sq cm	4.0
11750	Excision of nail and nail matrix, partial or complete (e.g., ingrown or deformed nail), for permanent removal	2.0	30	3.0	15260	Full thickness graft, free, including direct closure of donor site, nose, ears, eyelids, and/or lips; up to 20 cm	10.0 45 3.0
	(For skin graft, if used, see 15050)				15261	each additional 20 sq cm	5.0
11760	Reconstruction of nail bed; simple	2.5	0	3.0		(For eyelids, see also 67952 et seq.)	
11762	complicated	3.0	0	3.0		(Repair of donor site requiring skin graft or local flaps, to be added as additional separate procedure)	
<b>MISCELLANEOUS</b>					15350	Homograft, skin	5.0 45 3.0
	(For incision of pilonidal cyst, see 10080, 10081)				15400	Heterograft, skin	6.0 45 3.0
11770	Excision of pilonidal cyst or sinus, simple	2.0	30	3.0	15410	Free transplantation of skin flap by microsurgical technique, including microvascular anastomosis; up to 100 sq cm	5.0 45 3.0
11771	extensive	7.0	60	3.0	15412	between 101 and 160 sq cm	6.0 45 3.0
11772	complicated	BR+		3.0	15414	between 161 and 230 sq cm	7.0 45 3.0
	(For hemangioma, see 11400-11446, 13100-15730)				15416	over 230 sq cm	BR
	(For hidradenitis, see 10060-10061, 11400-11446, 13100-15730)						
	(For lipoma, see 11400-11446, 13100-15730)						
	(For lymph node dissection, see 38700-38780)						
	(For ulcer, vascular or inflammatory, see 11400-11446, 13100-15730)						

**AMENDATORY SECTION** (Amending Order 81-28, filed 11/30/81, effective 1/1/82)

**WAC 296-22-025 FREE SKIN GRAFTS.**

Identify by the size and location of the defect (recipient area) and the type of graft; includes simple debridement of granulations or recent avulsion.

When a primary procedure such as orbitectomy, radical mastectomy or deep tumor removal requires skin graft for definitive closure, see appropriate anatomical subsection for primary procedure and this section for skin graft.

**PEDICLE FLAPS (SKIN AND DEEP TISSUES)**

Regions listed refer to the recipient area (not donor site) when flap is being attached in transfer or to final site.

Follow-  
Unit up Basic  
Value Days= Anes@

Unit Follow-  
Value up Days=  
Basic Anes@

Regions listed refer to donor site when tube is formed for later transfer or when "delay" of flap is prior to transfer.

Procedures 15500-15730 do not include extensive immobilization, e.g., large plaster casts and other immobilizing devices are considered additional separate procedures.

(Repair of donor site requiring skin graft or local flaps is considered an additional separate procedure)

15500	Formation of tube pedicle without transfer, or major "delay" of large flap without transfer; on trunk	7.0	45	3.0
15505	on scalp, arms or legs	7.0	45	3.0
15510	on forehead, cheeks, chin, mouth, neck, axillae, genitalia, hands or feet	7.0	45	3.0
15515	on eyelids, nose, ears or lips	7.0	45	3.0
15540	Primary attachment of open or tubed pedicle flap to recipient site requiring minimal preparation; to trunk	9.0	45	3.0
15545	to scalp, arms and legs	9.0	45	3.0
15550	to forehead, cheeks, chin, mouth, neck, axillae, genitalia, or hands (except 15580), feet	9.0	45	3.0
(For cross finger pedicle flap, see 15580)				
15555	to eyelids, nose, ears and lips	9.0	45	3.0
15580	cross finger pedicle flap, including free graft to donor site	9.0	45	3.0
(For major debridement or excisional preparation of recipient area at the time of attachment of pedicle flap, see 15700-15730)				
15600	Intermediate "delay" of any flap, primary "delay" of small flap, or sectioning pedicle of tubed or direct flap; at trunk	4.0	45	3.0
15610	at scalp, arms and legs	5.0	45	3.0
15620	at forehead, cheeks, chin, neck, axillae, genitalia, hands (except 15625), or feet	6.0	45	3.0
15625	section pedicle of cross finger flap	6.0	45	3.0
15630	at eyelids, nose, ears and lips	6.0	45	3.0
15650	Transfer, intermediate, of any pedicle flap (e.g., abdomen to wrist, "Walking" tube), any location	BR+		3.0
15700	Excision of lesion and/or excisional preparation of recipient site and attachment of direct or tubed pedicle flap; trunk	9.0	45	3.0
15710	scalp, arms and legs	11.0	45	3.0
15720	forehead, cheeks, chin, mouth, neck, axillae, genitalia, hands or feet	16.0	45	3.0
15730	eyelids, nose, ears or lips	16.0	45	3.0
(For eyelids, nose, ears, or lips, see also anatomical area)				
(For revision, defatting or rearranging of transferred pedicle flap or skin graft, see 13100-14300)				
<b>OTHER GRAFTS</b>				
15740	Graft, island pedicle flap	12.0	90	3.0
15745	myocutaneous flap	BR	90	3.0
15750	neurovascular pedicle flap	10.0	90	3.0
15755	free flap (microvascular transfer)	BR	90	3.0
15760	composite (full thickness of external ear or nasal ala), including primary closure, donor area	10.0	45	3.0
15770	derma-fat-fascia	12.0	60	3.0
15775	Punch graft for hair transplant; 1 to 15 punch grafts	0.5	90	3.0
15776	more than 15 punch grafts	BR+		3.0

(For strip transplant, 15220)

MISCELLANEOUS PROCEDURES

15780	Abrasion of skin for removal of scars, tattoos, actinic changes (keratoses), primary or secondary; total face	12.0	90	3.0
15785	regional (1/4 face, cheeks, chin, forehead or elsewhere)	4.0	90	3.0
15786*	Abrasion; single lesion (e.g., keratosis, scar)	0.5	0	3.0
15787	each additional four lesions or less	0.3		
15790	Superficial chemosurgery (acid peel) total face and neck	BR+		3.0
15791	regional, face, neck, or elsewhere	BR+		3.0
15800	Abrasion of skin, total face, with combined superficial chemosurgery (acid peel) of remaining face (eyelids, neck, shoulders)	16.0	90	3.0
15810	Salabrasion; up to 20 sq cm			
15811	20 sq cm and over			
15820	Blepharoplasty, lower eyelids;	12.0	30	3.0
15821	with extensive herniated fat pads	14.0	30	3.0
(See also 67916, 67917, 67923, 67924)				
15822	Rhytidectomy; upper eyelids	8.0	30	3.0
15823	with excessive skin weighting down lids	12.0	30	3.0
15824	Rhytidectomy; forehead	10.0	30	3.0
15826	glabellar frown	8.0	30	3.0
15827	submetalar fat pad	8.0	30	3.0
15828	cheeks, chin and neck	30.0	45	3.0
15831	Excision, excessive skin and subcutaneous tissue (including lipectomy); abdomen	30.0	45	3.0
15832	thighs	25.0	45	3.0
15833	legs	30.0	45	3.0
15834	hips	30.0	45	3.0
15835	buttocks	30.0	45	3.0
15836	arms	25.0	45	3.0
15837	forearms	25.0	45	3.0
15840	Graft for facial nerve paralysis; free fascia graft, (including obtaining fascia)	30.0	90	3.0
15841	free muscle graft (including obtaining graft)	35.0	45	3.0
15842	free muscle graft by microsurgical technique	35.0	45	3.0
15845	reanimation, muscle transfers	BR+		3.0
(For nerve transfers, decompression, or repair, see 64830-64876, 64905-64907, 69720-69725, 69740-69745, 69955)				
15851	Removal of sutures in hospital or emergency room under anesthesia	BR		3.0
<b>DECUBITUS ULCERS (PRESSURE SORES)</b>				
15920	Coccygectomy; primary suture	BR		
15922	with flap closure	BR		
15930	Excision, sacral decubitus ulcer; with skin flap closure	BR		
15931	Excision, sacral decubitus ulcer; with primary suture	13.0		3.0
15932	with ostectomy	BR		
15933	with ostectomy and primary suture	BR		
15934	with skin flap closure	20.0		3.0
15940	Excision, ischial decubitus ulcer; direct suture	BR		
15941	with ostectomy (ischiotomy)	BR		
15942	skin and muscle flap closure	BR		
15943	skin and muscle flap closure, with ostectomy	BR		
15950	Excision, trochanteric decubitus ulcer; direct suture	BR		
15951	with ostectomy	BR		
15952	skin flap closure	BR		
15953	skin flap closure, with ostectomy	BR		
15960	Excision, calcaneal decubitus ulcer; with primary suture	BR		3.0
15961	with ostectomy	BR		3.0
15962	with pinch graft	BR		3.0
15963	skin flap closure, with ostectomy	BR		3.0

Unit Follow-up Basic  
Value Days= Anes@

(For free skin graft to close ulcer or donor site, see 15000 et seq.)

**AMENDATORY SECTION** (Amending Order 80-25, filed 12/3/80, effective 3/1/81)

**WAC 296-22-030 BREAST.**

	Unit Value	Follow-up Days=	Basic Anes@
<b>INCISION</b>			
*19000 Puncture aspiration of cyst; . . . . .	*0.4	0	
19001 each additional cyst . . . . .	0.1	0	
19020 Mastotomy with exploration or drainage of abscess, deep . . . . .	2.6	14	3.0
19030 <u>Injection procedure only for mammary ductogram or galactogram . . . . .</u>	0.4		3.0

**AMENDATORY SECTION** (Amending Order 80-25, filed 12/3/80, effective 3/1/81)

**WAC 296-22-037 EXCISION.**

	Unit Value	Follow-up Days=	Basic Anes@
(For aspiration of bone marrow, see 85095)			
20200 Biopsy, muscle; superficial . . . . .	1.2	7	3.0
20205 deep . . . . .	2.4	15	3.0
20206* Biopsy, muscle, percutaneous needle . . . . .	BR		3.0

(For CT guidance, see 76360, 76361; for ultrasonic guidance, see 76942, 76943)

(For percutaneous needle biopsy of soft tissue of spine, see 22012)

(For excision of muscle tumor, deep, see specific anatomic section)

20220 Biopsy, bone, trocar or needle; superficial (e.g., ilium, sternum, spinous process, ribs) . . . . .	1.2	7	3.0
20225 deep (vertebral body, femur) . . . . .	4.0	15	3.0
20240 Biopsy, excisional; superficial (e.g., ilium, sternum, spinous process, ribs,) trochanter of femur . . . . .	3.0	21	3.0
20245 deep (e.g., humerus, ischium, femur) . . . . .	5.0	30	3.0
20250 Biopsy, vertebral body, open; thoracic . . . . .	BR+		BR+
20251 lumbar or cervical . . . . .	BR		

(For sequestrectomy, osteomyelitis or drainage of bone abscess, see anatomical area)

**AMENDATORY SECTION** (Amending Order 80-25, filed 12/3/80, effective 3/1/81)

**WAC 296-22-038 INTRODUCTION OR REMOVAL.**

	Unit Value	Follow-up Days=	Basic Anes@
(For injection procedure for arthrography, see anatomical area)			
20500 Injection of sinus tract; therapeutic (separate procedure) . . . . .	0.4	0	
20501* diagnostic (sinogram) (separate procedure) . . . . .	1.0	0	
*20520 Removal of foreign body in muscle; simple . . . . .	*1.2	0	3.0

Unit Follow-up Basic  
Value Days= Anes@

20525 deep or complicated . . . . .	BR+		3.0
*20550 Injection, tendon sheath, ligament or trigger points . . . . .	*0.4	0	
*20600 Arthrocentesis, aspiration and/or injection; small joint or bursa (e.g., fingers, toes) . . . . .	*0.3	0	
*20605 intermediate joint or bursa (e.g., temporomandibular, acromioclavicular, wrist, elbow or ankle; olecranon bursa) . . . . .	*0.4	0	
*20610 major joint or bursa (e.g., shoulder, hip, knee joint, subacromial bursa) . . . . .	*0.6	0	
20615 <u>Aspiration and injection for treatment of bone cyst . . . . .</u>	0.6		3.0
*20650 Insertion of wire or pin for skeletal traction, including removal (separate procedure) . . . . .	*1.2	0	3.0
20660 Application of tongs or caliper, including removal (separate procedure) . . . . .	3.0	0	3.0
20661 Application of halo; cranial . . . . .	3.0	0	3.0
20662 pelvic . . . . .	3.0	0	3.0
20663 femoral . . . . .	3.0	0	3.0
20665 Removal of tongs or halo applied by another physician . . . . .	0.3	0	
*20670 Removal of implant; superficial, (e.g., buried wire, pin or rod) (separate procedure) . . . . .	*0.6	0	3.0
20680 deep (e.g., buried wire, pin, screw, metal band, nail, rod or plate) . . . . .	3.6	21	3.0
20690 <u>Application of external fixation system (e.g., Hoffmann apparatus); standard configuration . . . . .</u>	BR		3.0
20691 other than standard configuration . . . . .	BR		3.0

(List numbers 20690 or 20691 in addition to code for treatment of closed or open fracture)

**REPAIR**

(For debridement as a separate procedure (e.g., in traumatic wound) involving soft tissue and/or bone, see 11043, 11044)

**AMENDATORY SECTION** (Amending Order 80-25, filed 12/3/80, effective 3/1/81)

**WAC 296-22-040 GRAFTS (OR IMPLANTS).**

Codes for obtaining autogenous bone, cartilage, tendon, fascia lata grafts, or other tissues, the rough separate incisions are to be used only when graft is not already listed as part of basic procedure. Listed value applies and WAC 296-22-010, item 7 is not to be applied to procedures 20900-20922.

(For alloplastic or heterologous grafts, see instructions, WAC 296-22-035)

	Unit Value	Follow-up Days=	Basic Anes@
20900 Bone graft, any donor area; minor or small (e.g., dowel or button) . . . . .	2.4	0	3.0
20902 major or large . . . . .	4.8	0	3.0
20910 Cartilage graft, costochondral . . . . .	4.8	0	3.0
20920 Fascia lata graft; by stripper . . . . .	2.0	0	3.0
20922 by incision and area exposure, complex or sheet . . . . .	4.0	0	3.0
20924 Tendon graft, from a distance (e.g., palmaris, toe extensor, plantaris) . . . . .	BR		
20926 Tissue grafts, other (e.g., paratenon, fat, dermis, etc.) . . . . .	BR		
<b>MISCELLANEOUS</b>			
20950 Monitoring of interstitial fluid pressure (e.g., wick catheter technique, needle manometer technique) in detection of muscle compartment syndrome . . . . .	BR		

	Unit Value	Follow-up Days=	Basic Anes@
20955 Fibula graft with microvascular anastomosis.....	BR		3.0
20960 Rib graft with microvascular anastomosis.....	BR		3.0
20970 Osteocutaneous graft (iliac crest and inguinal groin flap) with microvascular anastomosis.....	BR		3.0
20974 Electrical stimulation to aid bone healing; noninvasive (nonoperative).....	BR		3.0
<i>(use 20974 in addition to code for appropriate bony procedure when applicable)</i>			
20975 invasive (operative).....	BR		3.0
<i>(use 20975 in addition to code for appropriate bony procedure when applicable)</i>			
20976 percutaneous insertion of electrodes ...	BR		3.0
<i>(use 20976 in addition to code for appropriate bony procedure when applicable)</i>			
20999 Unlisted procedure, musculoskeletal system, general.....	BR		

**AMENDATORY SECTION (Amending Order 81-28, filed 11/30/81, effective 1/1/82)**

**WAC 296-22-042 HEAD.**

	Unit Value	Follow-up Days=	Basic Anes@
<i>(Skull, facial bones and temporomandibular joint)</i>			
<b>INCISION</b>			
<i>(For drainage of superficial abscess and hematoma, see 20000)</i>			
<i>(For removal of embedded foreign body from dentoalveolar structure, see 418105, 41806)</i>			
21010 Arthrotomy, temporomandibular joint; unilateral.....	BR		
21011 bilateral.....	BR		
<b>EXCISION</b>			
<i>(For biopsy, see 20220, 20240)</i>			
21020 Craniectomy or sequestrectomy for osteomyelitis.....	BR+		8.0
<i>(For other craniectomies, see 61304 et seq.)</i>			
21030 Excision of benign tumor or cyst of facial bone other than mandible.....	BR+		5.0
21034 Excision of malignant tumor of facial bone other than mandible.....	BR		5.0
21040 Excision of benign cyst or tumor of mandible; simple.....	5.0	90	5.0
21041 complex.....	BR+		5.0
21044 Excision of malignant tumor of mandible;.....	BR		
21045 radical resection.....	BR		
<i>(For bone graft, see 21215)</i>			
21050 Arthrectomy, temporomandibular joint; unilateral.....	18.0	90	5.0
21051 bilateral.....	20.0	90	5.0
21060 Meniscectomy, temporomandibular joint; unilateral.....	18.0	90	5.0
21061 bilateral.....	20.0	90	5.0
21070 Coronoidectomy (separate procedure); unilateral.....	18.0	90	5.0
21071 bilateral.....	20.0	90	5.0
<b>INTRODUCTION OR REMOVAL</b>			
<i>(For application or removal of caliper or tongs, see 20660, 20665)</i>			

	Unit Value	Follow-up Days=	Basic Anes@
*21100 Application of halo type appliance for maxillofacial fixation, includes removal (separate procedure).....	*2.0	0	3.0
21110 Application of interdental fixation device for conditions other than fracture or dislocation.....	8.0	90	3.0
21116 Injection procedure for temporomandibular arthrotomography.....	BR		
<i>(For temporomandibular arthrotomography, see 70332)</i>			
<b>REPAIR, REVISION OR RECONSTRUCTION</b>			
<i>(For cranioplasty, see 62140-62145)</i>			
21200 Osteoplasty of mandible for prognathism, micrognathism.....	30.0	90	5.0
21202 mandible, segmental.....	BR	90	5.0
21204 maxilla, total.....	BR	90	5.0
21206 maxilla, segmental.....	BR	90	5.0
21210 Graft, bone; nasal, maxillary and malar areas (includes obtaining graft).....	20.0	120	5.0
<i>(For cleft palate repair, see 42200-42225)</i>			
21215 mandible (includes obtaining graft) .	20.0	120	5.0
21230 Graft; rib cartilage, autogenous, to face, chin, nose or ear (includes obtaining graft).....	18.0	120	5.0
21235 ear cartilage to nose or ear (includes obtaining graft).....	12.0	60	5.0
21239 Implant, chin, homologous, heterologous, or alloplastic.....	BR		
21240 Arthroplasty, temporomandibular joint; unilateral.....	BR+		5.0
21241 bilateral.....	BR		5.0
21250 Osteoplasty of maxilla and/or other facial bones for midface hypoplasia or retrusion (LeFort type operation); without bone graft.....	BR		
21254 with bone graft.....	BR		
21260 Orbital hypertelorism correction (periorbital) osteotomies, bilateral, with bone grafts; extracranial approach....	BR		
21261 combined intra- and extracranial approach.....	BR		
21263 with forehead advancement.....	BR		
21267 Orbital repositioning, periorbital osteotomies, unilateral, with bone grafts; extracranial approach.....	BR		
21268 combined intra- and extracranial approach.....	BR		
21270 Reconstruction for Treacher Collins syndrome (periorbital and zygomatic reconstruction with multiple bone grafts).....	BR		
21275 Secondary revision for orbitocraniofacial reconstruction.....	BR		
<b>FRACTURE AND/OR DISLOCATION</b>			
21300 Treatment of closed skull fracture without operation.....	Sv.&		
<i>(For operative repair, see 62000-62010)</i>			
21310 Treatment of closed or open nasal fracture without manipulation.....	Sv.&		
*21315 Manipulative treatment nasal bone fracture; without stabilization.....	*1.1	0	3.0
21320 with stabilization.....	3.0	90	3.0
21325 Open treatment of nasal fracture; uncomplicated.....	4.0	90	3.0
21330 complicated, with internal and/or external skeletal fixation.....	9.5	90	3.0
21335 with concomitant open of fractured septum.....	17.0	90	3.0
21337 Treatment of closed nasal septal fracture.....	BR	90	3.0
21338 Open treatment of nasoethmoid fracture; without external fixation.....	BR	90	3.0
21339 with external fixation.....	BR	90	3.0
21340 Treatment of closed or open nasoethmoid complex fracture, with			



	Unit Value	Follow-up Days=	Basic Anes@		Unit Value	Follow-up Days=	Basic Anes@
22110				other autogenous bone graft (includes obtaining graft) for fracture	30.0	180	7.0
22111	BR+		8.0				
22112	BR		8.0	(For cervicocranial fusion, see 22620)			
22113	BR		7.0	22355			
22114	BR		7.0	Open treatment and fusion, posterior approach, with local bone graft and/or internal fixation for fracture; lumbar ..	26.0	180	7.0
22115	BR		7.0	22356			
22120	BR		7.0	thoracic .....	26.0	180	7.0
22121	BR+		8.0	22360			
22122	BR		7.0	Open treatment and fusion, posterior approach, with iliac or other autogenous bone graft (includes obtaining graft), for fracture; lumbar .....	30.0	180	7.0
22128	BR		8.0	22361			
22129	BR		7.0	thoracic .....	30.0	180	7.0
22130	BR		7.0	22370			
				Open treatment and fusion, posterolateral or anterolateral approach, with iliac or other autogenous bone graft (includes obtaining graft) for fracture, lumbar .....	BR+		7.0
				22371	BR		7.0
				thoracic .....			
				22379			
				Harrington rod technique (list separately in addition to code for treatment of closed or open fracture and/or dislocation) .....	BR		

(For repair of pseudarthrosis, see 22600-22735)

INTRODUCTION

(For injection procedure for myelography, see 62284)

(For injection procedure for diskography, see 62290, 62291)

(For injection procedure, chemonucleolysis, single or multiple levels, see 62292-62293)

REPAIR, REVISION, RECONSTRUCTION

22200				Osteotomy of spine for correction fixed deformity (not scoliosis); anterior OR posterior, lumbar .....	32.0	180	7.0
22201				thoracic or cervical .....	40.0	180	7.0
22202				Osteotomy of spine for correction fixed deformity (not scoliosis); anterior AND posterior, lumbar .....	40.0	180	7.0
22203				cervical .....	46.0	180	7.0
22206				Osteotomy of spine for correction fixed deformity, single or multiple (including vertebral body resection), for scoliosis with or without internal fixation; transthoracic .....	32.0	180	7.0
22207				transabdominal or retroperitoneal ..	40.0	180	7.0

(For primary arthrodesis without osteotomy in scoliosis, see 22800-22840)

FRACTURE AND/OR DISLOCATION

22305				Treatment of vertebral process fracture, each .....	Sv.&		
22310				Treatment of vertebral body fracture and/or dislocation; without reduction; each .....	Sv.&		
22315				with or without anesthesia by manipulation or traction, each .....	7.0	180	3.0
22325				Open treatment of vertebral body fracture and/or dislocation; lumbar, each ..	24.0	180	7.0
22326				cervical, each .....	24.0	180	8.0
22327				thoracic, each .....	24.0	180	7.0

Procedural codes 22330-22371 are for a SINGLE level procedure; for additional levels, see 22730-22735

22330				Open treatment and fusion, cervical spine, posterior approach, with local bone graft and/or internal fixation for fracture .....	28.0	180	8.0
22335				posterior approach, with iliac or other autogenous bone graft (includes obtaining graft), for fracture .....	31.0	180	8.0
22345				anterior approach, with iliac or			

MANIPULATION

22500				Manipulation of the spine, any region; .	0.3	0	
*22505				requiring anesthesia .....	*1.4	0	3.0

ARTHRODESIS WITH DISKECTOMY (Intervertebral disk excision, laminotomy or laminectomy and fusion)

Procedural codes 22550-22565 are for SINGLE level procedure; for additional levels, see 22730-22735.

(For diskectomy without arthrodesis, see 63020-63076)

22550				Arthrodesis with diskectomy, cervical, posterior approach; local bone graft and/or internal fixation .....	28.0	180	8.0
22552				with iliac or other autogenous bone graft (includes obtaining graft) ..	32.0	180	8.0
22555				Arthrodesis with diskectomy, cervical, anterior interbody approach, with iliac or other autogenous bone graft (includes obtaining graft) .....	28.0	180	7.0
22560				Arthrodesis with diskectomy, lumbar or thoracic, posterior posterolateral or posterior interbody approach; local bone graft and/or internal fixation .....	26.0	180	7.0
22561				with iliac or other autogenous bone graft (includes obtaining graft) ..	30.0	180	7.0
22565				Arthrodesis with diskectomy, lower lumbar spine, anterior interbody approach, (includes obtaining graft) ....	24.0	180	7.0

(For supplemental skills of two surgeons, see WAC 296-22-010, item 5b and modifier -62.)

ARTHRODESIS, PRIMARY OR REPAIR OF PSEUDARTHROSIS

Procedural codes 22600-22720 are for SINGLE level procedures; for additional levels, see 22730-22735.

22600				Cervical fusion, posterior approach below C-1 level; local bone graft and/or internal fixation .....	24.0	180	8.0
22605				with iliac or other autogenous bone graft (includes obtaining graft) ..	28.0	180	8.0
22615				Cervical fusion, anterior approach (C3-T1) with iliac or other autogenous bone graft (includes obtaining graft) .....	28.0	180	7.0
22617				Atlas-axis fusion (C1-C2 or C3) with iliac or other autogenous bone graft (includes obtaining graft) (posterior or anterior approach) .....	29.0	180	8.0
22620				Cervicocranial fusion (occiput through C2) with iliac or other autogenous bone graft (includes obtaining graft) .....	30.0	180	8.0
22640				Thoracic or lumbar fusion, posterior or posterolateral approach; local bone graft and/or internal fixation .....	24.0	180	7.0

	Unit Value	Follow-up Days=	Basic Anes@
22645 with iliac or other autogenous bone graft (includes obtaining graft) (see also 22720) .....	28.0	180	7.0
22655 Thoracic or lumbar fusion; posterior interbody technique, with iliac or other autogenous bone graft, (includes obtaining graft) .....	32.0	180	7.0
22670 lateral approach (transverse process to transverse process and/or sacrum) with iliac or other autogenous bone graft and/or internal fixation (includes obtaining graft) .....	32.0	180	7.0
22680 anterolateral or anterior interbody fusion, transthoracic approach (includes obtaining graft) .....	BR+		11.0
22700 Lumbar spine fusion, anterior interbody fusion (includes obtaining graft) .....	24.0	180	7.0
(For supplemental skills of two surgeons, see WAC 296-22-010, item 5b and modifier -62.)			
22720 posterior approach, Harrington or Knodt rod distraction fusion, with iliac or other autogenous bone graft (includes obtaining graft) .....	30.0	180	7.0
22730 Arthrodesis, primary or repair of pseudarthrosis, two levels (list separately in addition to code for single level arthrodesis, 22600-22720) .....	6.0		
22735 more than two levels (list separately in addition to code for single level arthrodesis, 22600-22720) .....	BR+		
(For single or multiple osteotomy type of scoliosis correction, see 22206, 22207)			
22800 Arthrodesis, primary for scoliosis ( <del>includes first</del> ) with or without postoperative cast), 6 or less vertebrae; local bone graft .....	29.0	180	7.0
22801 with iliac or other autogenous bone graft .....	30.0	180	7.0
22802 Arthrodesis, primary for scoliosis ( <del>includes first</del> ) with or without postoperative cast) seven or more vertebrae; local bone graft .....	BR		7.0
22803 with iliac or other autogenous bone graft .....	BR		7.0
22840 Posterior instrumentation; (e.g., Harrington rods technique) (list separately in addition to procedures 22800-22803) .....	50.0	180	7.0
22842 segmental wiring (e.g., Luque technique) .....	BR		
(List separately in addition to procedures 22800-22803)			
22845 Anterior instrumentation (e.g., Dwyer instrumentation ( <del>technique</del> )) (list separately in addition to procedures 22800-22803) .....	BR		
22850 Removal of posterior instrumentation (e.g., Harrington rod) ( <del>removal</del> ) .....	BR		
22855 ( <del>Dwyer instrument removal</del> ) Removal of anterior instrumentation (e.g., Dwyer device) .....	BR		
(For presurgical braces, Milwaukee or other, casts of any type, see section on application of casts or strapping)			
MISCELLANEOUS			
22899 Unlisted procedure, spine .....	BR		

**AMENDATORY SECTION (Amending Order 80-25, filed 12/3/80, effective 3/1/81)**

**WAC 296-22-061 ABDOMEN.**

	Unit Value	Follow-up Days=	Basic Anes@
EXCISION			
22900 Excision, abdominal wall tumor, subfascial (e.g., desmoid) .....	10.0	90	5.0
22910 Abdominal fascial transplants, bilateral (Lowman type procedure) (includes obtaining fascia) .....	20.0	90	5.0
MISCELLANEOUS			
22999 Unlisted procedure, abdomen, <u>musculo-skeletal system</u> .....	BR		

**AMENDATORY SECTION (Amending Order 81-28, filed 11/30/81, effective 1/1/82)**

**WAC 296-22-063 SHOULDER.**

	Unit Value	Follow-up Days=	Basic Anes@
(Clavicle, scapula, humerus head and neck, sternoclavicular joint, acromioclavicular joint and shoulder joint)			
INCISION			
23000 Removal of subdeltoid (or intratendinous) calcareous deposits .....	6.0	60	3.0
(For excision of subdeltoid bursa, see 23110)			
23020 Capsular contracture release (Sever type procedure) for Erb's palsy .....	11.0	60	3.0
(For incision and drainage procedures, superficial, see 10000-10160)			
23030 Incision and drainage; deep abscess or hematoma .....	BR		
23031 infected bursa .....	BR		
23035 Incision, deep, with opening of cortex for osteomyelitis or bone abscess; .....	BR		
23036 with suction irrigation .....	BR		
23040 Arthrotomy with exploration, drainage, or removal of foreign body, glenohumeral joint .....	11.0	60	3.0
(For incision and drainage procedures, superficial, see 10000-10160)			
23042 with suction irrigation .....	12.0	60	3.0
23044 Arthrotomy with exploration, drainage or removal of foreign body, acromioclavicular, sternoclavicular joint .....	10.0	60	3.0
EXCISION			
23065 Biopsy, soft tissues; superficial .....	1.2	7	3.0
23066 deep .....	2.4	15	3.0
23075 Excision, benign tumor; subcutaneous .....	3.0	7	3.0
23076 deep, subfascial or intramuscular .....	4.0	15	3.0
23100 Arthrotomy for biopsy, glenohumeral joint .....	11.0	60	3.0
23101 Arthrotomy for biopsy or for excision of torn cartilage, acromioclavicular, sternoclavicular joint .....	11.0	60	4.0
23105 Arthrotomy for synovectomy; glenohumeral joint .....	BR+		3.0
23106 acromioclavicular, sternoclavicular joint .....	BR		3.0
23110 Excision, subacromial subdeltoid bursa excision .....	6.0	60	3.0
23120 Claviculectomy; partial .....	8.5	60	3.0
23125 total .....	16.0	60	3.0
23130 Acromiectomy, partial or total .....	8.5	60	3.0
23140 Excision or curettage of bone cyst or benign tumor of clavicle or scapula; .....	6.0	60	3.0
23145 with primary autogenous graft (includes obtaining graft) .....	9.0	120	3.0
23146 with homogenous or other			

	Unit Value	Follow-up Days=	Basic Anes@		Unit Value	Follow-up Days=	Basic Anes@
23150 nonautogenous graft	11.0	120	3.0	23400 Scapulopexy (e.g., Sprengel's deformity or for paralysis)	22.0	90	3.0
23155 Excision or curettage of bone cyst or benign tumor of proximal humerus; ... with primary autogenous graft (includes obtaining graft)	6.0	120	3.0	23405 Tenotomy; single	7.0	60	4.0
23156 with homogenous or other nonautogenous graft	9.0	120	3.0	23406 multiple through same incision	13.0	60	4.0
23170 Sequestrectomy for osteomyelitis or bone abscess, clavicle; ... with suction irrigation	11.0	120	3.0	23410 Repair of ruptured supraspinatus tendon or musculotendinous cuff; acute .. chronic	14.0	120	3.0
23171 with suction irrigation	BR			23412	16.0	120	4.0
23172 Sequestrectomy for osteomyelitis or bone abscess, scapula; ... with suction irrigation	BR			23415 Coracoacromial ligament release for chronic ruptured supraspinatus tendon	6.5		3.0
23173 with suction irrigation	BR			23420 Repair of complete shoulder cuff avulsion, chronic (includes acromionectomy)	18.0	120	3.0
23174 Sequestrectomy for osteomyelitis or bone abscess, humeral head to surgical neck; ... with suction irrigation	BR			23430 Tenodesis for rupture of long tendon of biceps	12.0	90	3.0
23175 with suction irrigation	BR			23440 Resection or transplantation of long tendon of biceps, for chronic tenosynovitis	12.0	90	3.0
23180 Partial excision of bone (craterization, saucerization or diaphysectomy) for osteomyelitis, clavicle	5.0	60	3.0	23450 Capsulorrhaphy for recurrent dislocation, anterior; Putti-Platt procedure or Magnuson type operation	17.0	90	3.0
23181 with suction irrigation	5.0	60	4.0	23455 Bankhart type operation	19.0	90	3.0
23182 Partial excision of bone (craterization, saucerization, or diaphysectomy) for osteomyelitis, scapula; ... with suction irrigation	6.0	60	4.0	23460 Capsulorrhaphy for recurrent dislocation, anterior, any type; with bone block	20.0	120	3.0
23183 with suction irrigation	5.0	60	4.0	23462 with coracoid process transfer	18.0	120	3.0
23184 Partial excision of bone (craterization, saucerization, or diaphysectomy) for osteomyelitis, proximal humerus; ... with suction irrigation	6.0	60	4.0	23465 Capsulorrhaphy for recurrent dislocation, posterior, with or without bone graft	17.0	90	3.0
23185 with suction irrigation	5.0	60	4.0	(For sternoclavicular and acromioclavicular reconstruction, see 23530 or 23550)			
23190 Osteotomy of scapula, partial (e.g., superior medial angle)	7.0	60	3.0	23470 Arthroplasty with proximal humeral implant (e.g., Neer type operation)	20.0	120	3.0
23195 Resection humeral head	BR			23472 Arthroplasty with glenoid and proximal humeral replacement (e.g., total shoulder)	BR		3.0
(For replacement with implant, see 23470)				(For osteotomy proximal humerus, see 24400)			
23200 Radical resection for tumor; clavicle ... scapula	BR+		3.0	23480 Osteotomy, clavicle, with or without internal fixation;	10.0	90	3.0
23210	BR+		3.0	23485 with bone graft for nonunion or malunion (includes obtaining graft and/or necessary fixation)	13.0	120	3.0
23220 Radical resection for tumor, proximal humerus;	BR						
23221 with autogenous bone graft, (includes obtaining graft)	BR						
23222 with prosthetic replacement	BR						
<b>INTRODUCTION OR REMOVAL</b>				<b>FRACTURE AND/OR DISLOCATION</b>			
(For arthrocentesis or needling of bursa, see 20610)				23500 Treatment of closed clavicular fracture; without manipulation			
(For K wire or pin insertion or removal, see 20650, 20670, 20680)				23505 with manipulation			
23330 Removal of foreign body; subcutaneous	8.0	60	3.0	23510 Treatment of open clavicular fracture, with uncomplicated soft tissue closure	5.0	90	3.0
23331 deep (e.g., prosthetic removal)	11.0	60	3.0	23515 Open treatment of closed or open clavicular fracture, with or without internal or external skeletal fixation	9.0	90	3.0
23332 complicated, including "total shoulder"	BR		3.0	23520 Treatment of closed sternoclavicular dislocation; without manipulation	Sv.&		
23350 Injection procedure for shoulder arthrography	0.6	0	3.0	23525 with manipulation	2.8	90	3.0
(For shoulder arthrography, see 73040)				23530 Open treatment of closed or open Sternoclavicular dislocation, acute or chronic;	10.0	90	5.0
23355 Arthroscopy, shoulder diagnostic (separate procedure)	7.0		3.0	23532 with fascial graft (includes obtaining graft)	12.0	90	5.0
23356 Arthroscopy, shoulder, surgical; debridement with cartilage shaving and/or drilling and/or resection of reactive synovium	9.9	60	3.0	23540 Treatment of closed acromioclavicular dislocation, without manipulation	Sv.&		
23357 with synovial biopsy	7.5	60	3.0	23545 with manipulation	2.4	45	3.0
23358 with removal of loose body	7.5	60	3.0	23550 Open treatment of closed or open acromioclavicular dislocation, acute or chronic;	12.0	90	3.0
(When shoulder arthroscopy is performed in conjunction with arthrotomy, see modifier -50)				23552 with fascial graft (includes obtaining graft)	15.0	90	3.0
<b>REPAIR, REVISION OR RECONSTRUCTION</b>				23570 Treatment of closed scapular fracture; without manipulation			
(For neurorrhaphy or neuroplasty, 64700 et seq.)				23575 with manipulation (with or without shoulder joint involvement)			
(For repair of deep wound, see 20800)				23580 Treatment of open scapular fracture, with uncomplicated soft tissue closure			
(For sternoclavicular reconstruction, see 23530)				23585 Open treatment of closed or open scapular fracture juxtaarticular			
(For acromioclavicular joint reconstruction, see 23550)				23600 Treatment of closed humeral (surgical or anatomical neck) fracture; without manipulation			
23395 Muscle transfer, any type for paralysis of shoulder or upper arm; single	20.0	90	4.0	23605 with manipulation	Sv.&	90	3.0
23397 multiple	BR						

	Unit Value	Follow-up Days=	Basic Anes@		Unit Value	Follow-up Days=	Basic Anes@
23610 Treatment of open humeral (surgical or anatomical neck) fracture, with uncomplicated soft tissue closure	7.0	90	3.0				
23615 Open treatment of closed or open humeral (surgical or anatomical neck) fracture, with or without internal or external skeletal fixation	12.0	90	3.0	24065 Biopsy, soft tissues; superficial	2.0	7	3.0
23620 Treatment of closed greater tuberosity fracture; without manipulation	Sv.&			24066 deep	3.0	15	3.0
23625 with manipulation	3.5	90	3.0	24075 Excision, benign tumor; subcutaneous	4.0	15	3.0
23630 Open treatment of closed or open greater tuberosity fracture, with or without internal or external skeletal fixation	9.0	90	3.0	24076 deep, subfascial or intramuscular	4.5	15	3.0
23650 Treatment of closed shoulder dislocation, with manipulation; without anesthesia	Sv.&			24100 Arthrotomy, elbow, for synovial biopsy only	10.0	60	3.0
*23655 requiring anesthesia	*1.2	0	3.0	24101 with joint exploration, with or without biopsy, with or without removal of foreign body	12.0	60	3.0
23658 Treatment of open shoulder dislocation, with uncomplicated soft tissue closure				24102 for synovectomy	14.0	90	3.0
23660 Open treatment of closed or open shoulder dislocation	12.0	90	3.0	24105 Excision, olecranon bursa	4.8	60	3.0
23665 Treatment of closed shoulder dislocation, with fracture of greater tuberosity, with manipulation	3.0	90	3.0	24110 Excision or curettage of bone cyst or benign tumor, humerus;	9.5	60	3.0
23670 Open treatment of closed or open shoulder dislocation, with fracture of greater tuberosity	12.0	90	3.0	24115 with primary autogenous graft (includes obtaining graft)	12.5	120	3.0
23675 Treatment of closed shoulder dislocation, with surgical or anatomical neck fracture, with manipulation	4.0	90	3.0	24116 with homogenous or other nonautogenous graft	13.0	120	3.0
23680 Open treatment of closed or open shoulder dislocation, with surgical or anatomical neck fracture	14.0	90	3.0	24120 Excision or curettage of bone cyst or bone tumor of head or neck of radius or olecranon process	8.0	60	3.0
<b>MANIPULATION</b>				24125 with primary autogenous graft (includes obtaining graft)	10.0	120	3.0
*23700 Manipulation under anesthesia, including application of fixation apparatus (dislocation excluded)	*1.2	0	3.0	24126 with homogenous or other nonautogenous graft	11.0	120	3.0
<b>ARTHRODESIS</b>				24130 Excision, radial head	8.0	60	3.0
23800 Arthrodesis, shoulder joint, with or without local bone graft	20.0	120	3.0	(For replacement with implant, see 24366)			
23802 with primary autogenous graft (includes obtaining graft)	24.0	120	3.0	24134 Sequestrectomy for osteomyelitis or bone abscess, shaft or distal humerus;	BR		
<b>AMPUTATION</b>				24135 with suction irrigation	BR		
23900 Interthoracoscaphular amputation (fore-quarter)	24.0	90	11.0	24136 Sequestrectomy for osteomyelitis or bone abscess, radial head or neck;	BR		
23920 Disarticulation of shoulder	18.0	90	5.0	24137 with suction irrigation	BR		
23921 secondary closure or scar revision	5.0	30	3.0	24138 Sequestrectomy for osteomyelitis or bone abscess, olecranon process;	BR		
<b>MISCELLANEOUS</b>				24139 with suction irrigation	BR		
23929 Unlisted procedure, shoulder	BR			24140 Partial excision of bone (craterization, saucerization or diaphysectomy), for osteomyelitis, humerus;	7.0	60	3.0
<b>AMENDATORY SECTION (Amending Order 81-28, filed 11/30/81, effective 1/1/82)</b>				24144 with suction irrigation	8.0	60	3.0
<b>WAC 296-22-067 HUMERUS (UPPER ARM) AND ELBOW.</b>				24145 Partial excision of bone (craterization, saucerization or diaphysectomy) for osteomyelitis, radial head or neck;	7.0	6.0	3.0
				24146 with suction irrigation	8.0	6.0	3.0
				24147 Partial excision of bone (craterization, saucerization or diaphysectomy) for osteomyelitis, olecranon process;	7.0	60	3.0
				24148 with suction irrigation	8.0	60	3.0
				24150 Radical resection for tumor, shaft or distal humerus;	BR+		3.0
				24151 with autogenous bone graft (includes obtaining graft)	BR		
				24152 Radical resection for tumor, radial head or neck;	BR		
				24153 with autogenous bone graft (includes obtaining graft)	BR		
				24155 Resection of elbow joint (arthrectomy)	BR		
				<b>INTRODUCTION OR REMOVAL</b>			
				(For K wire or pin insertion or removal, see 20650, 20670, 20680)			
				(For arthrocentesis or needling of bursa or joint, see 20605)			
<b>INCISION</b>				24160 Implant removal; elbow joint	6.0	60	3.0
				24164 radial head	4.8	60	3.0
(For incision and drainage procedures, superficial, see 10000-10160)				24200 Removal of foreign body; subcutaneous	BR		
23930 Incision and drainage; deep abscess or hematoma	5.0	15	3.0	24201 deep	BR		
23931 infected bursa	5.0	15	3.0	24220 Injection procedure for elbow arthrography	BR		
23935 Incision, deep, with opening of cortex for osteomyelitis or bone abscess;	8.0	15	3.0	(For elbow arthrography, see 73085)			
23936 with suction irrigation	8.0	15	3.0	(For injection of tennis elbow, see 20550)			
24000 Arthrotomy, elbow, with exploration, drainage, or removal of foreign body;	10.0	60	3.0	<b>REPAIR, REVISION, AND RECONSTRUCTION</b>			
24001 with suction irrigation	8.0	15	3.0	(For neurorrhaphy or neuroplasty, arm, see 64700 et seq.)			
<b>EXCISION</b>							

	Unit Value	Follow-up Days=	Basic Anes@		Unit Value	Follow-up Days=	Basic Anes@		
(For repair of deep wound, see 20800)				24560	Treatment of closed epicondylar fracture, medial or lateral; without manipulation	Sv.& 4.0	90	3.0	
24301	Muscle or tendon transfer, any type, single (excluding 24330)	BR+	3.0	24565	with manipulation	4.0	90	3.0	
24305	Tendon lengthening; single, each	((BR)) 7.0	3.0	24570	Treatment of open epicondylar fracture, medial or lateral with uncomplicated soft tissue closure	6.0	90	3.0	
24310	Tenotomy, open, elbow to shoulder, single, each	5.0	30	3.0	24575	Open treatment of closed or open epicondylar fracture, medial or lateral, with or without internal or external skeletal fixation	9.0	90	3.0
24320	Tenoplasty, with muscle transfer, with or without free graft, elbow to shoulder, single (Seddon-Brookes type procedure)	BR+	3.0	24576	Treatment of closed condylar fracture, medial or lateral; without manipulation	SV 4.0	90	3.0	
24330	Flexor-plasty, elbow (e.g., Steindler type advancement);	8.0	90	3.0	24577	with manipulation	4.0	90	3.0
24331	with extensor advancement	8.0	90	3.0	24578	Treatment of open condylar fracture, medial or lateral, with uncomplicated soft tissue closure	5.0	90	3.0
24340	Tenodesis for rupture of biceps tendon at elbow	14.0	90	3.0	24579	Open treatment of closed or open condylar fracture, medial or lateral, with or without internal or external skeletal fixation	7.0	90	3.0
24342	Reinsertion of ruptured biceps tendon, distal, with or without tendon graft (includes obtaining graft)	14.0	90	3.0	24580	Treatment of closed comminuted elbow fracture (fracture distal humerus and/or proximal ulna and/or proximal radius), treatment with traction, (pin or skin); without manipulation	SV 8.0	90	3.0
24350	Fasciotomy, lateral or medial (e.g., "tennis elbow" or epicondylitis);	6.0	30	3.0	24581	with manipulation	8.0	90	3.0
24351	with extensor origin detachment	5.0	30	3.0	24583	Treatment of open comminuted elbow fracture (fracture distal humerus and/or proximal ulna and/or proximal radius), with uncomplicated soft tissue closure	9.0	90	3.0
24352	with annular ligament resection	6.0	30	3.0	24585	Open treatment of closed or open comminuted elbow fracture (fracture distal humerus and/or proximal ulna/radius), with or without internal or external skeletal fixation;	12.0	90	3.0
24354	with stripping	((BR)) 7.0	3.0	24586	with elbow resection	BR			
24356	with partial osteotomy	BR		24587	with implant	BR			
24360	Arthroplasty, elbow, with membrane	BR+			(See also 24361)				
24361	with distal humeral prosthetic replacement	BR		24588	with implants and fascia lata ligament reconstruction	BR			
24362	with implant and fascia lata ligament reconstruction	BR			(See also 24362)				
24363	with distal humerus and proximal ulnar prosthetic replacement ("total elbow")	BR		24600	Treatment of closed elbow dislocation; without anesthesia	Sv.& *1.0	0	3.0	
24365	Arthroplasty, radial head;	10.0	120	3.0	*24605	requiring anesthesia			
24366	with implant	BR		24610	Treatment of open elbow dislocation, with uncomplicated soft tissue closure	6.0	45	3.0	
24400	Osteotomy, humerus, with or without internal fixation	12.0	90	3.0	24615	Open treatment of closed or open elbow dislocation	12.0	90	3.0
24410	Multiple osteotomies with realignment on intramedullary rod (Sofield type procedure)	14.0	90	3.0	24620	Treatment of closed Monteggia type of fracture dislocation at elbow (fracture proximal end of ulna with dislocation of radial head)	4.0	90	3.0
24420	Osteoplasty, humerus (e.g., shortening or lengthening)	BR+	3.0	24625	Treatment of closed Monteggia type fracture dislocation at elbow (fracture proximal end of ulna with dislocation of the radial head), with uncomplicated soft tissue closure	6.0	90	3.0	
24430	Repair of nonunion or malunion, humerus; without graft (e.g., compression technique, etc.)	17.0	90	3.0	24635	Open treatment of closed or open Monteggia type fracture dislocation at elbow (fracture proximal end of ulna with dislocation of radial head), with or without internal or external skeletal fixation	12.0	90	3.0
24435	with iliac or other autogenous bone graft (includes obtaining graft)	20.0	120	3.0	24640	Treatment of radial head subluxation in child, "nursemaid elbow," with manipulation	Sv.&		
(For proximal radius and/or ulna, see 25400-25420)				24650	Treatment of closed radial head or neck fracture; without manipulation	Sv.& 3.0	90	3.0	
24470	Hemiepiphyseal arrest (e.g., for cubitus varus or valgus, distal humerus)	7.0	120	3.0	24655	with manipulation	3.0	90	3.0
24495	Decompression fasciotomy, forearm, with brachial artery exploration	BR		24660	Treatment of open radial head or neck fracture, with uncomplicated soft tissue closure	4.0	90	3.0	
<b>FRACTURE AND/OR DISLOCATION</b>				24665	Open treatment of closed or open radial head or neck fracture, with or without internal fixation or radial head excision	8.0	90	3.0	
24500	Treatment of closed humeral shaft fracture; without manipulation	Sv.& 5.0	90	3.0	24666	with implant	9.0	90	3.0
24505	with manipulation	5.0	90	3.0	24670	Treatment of closed ulnar fracture, proximal end (olecranon process); without manipulation	Sv.& 3.0	90	3.0
24510	Treatment of open humeral shaft fracture, with uncomplicated soft tissue closure	7.0	90	3.0	24675	with manipulation	3.0	90	3.0
24515	Open treatment of closed or open humeral shaft fracture, with or without internal or external skeletal fixation	11.0	90	3.0					
24530	Treatment of closed supracondylar or transcondylar fracture, without manipulation	Sv.&							
24531	with traction (pin or skin)								
24535	Treatment of closed supracondylar or transcondylar fracture, with manipulation	5.0	90	3.0					
24536	with traction (pin or skin)	9.0	90	3.0					
24538	with percutaneous skeletal fixation	10.0	90	3.0					
24540	Treatment of open supracondylar or transcondylar fracture, with uncomplicated soft tissue closure;	7.0	90	3.0					
24542	with traction (pin or skin)	11.0	90	3.0					
24545	Open treatment of closed or open supracondylar or transcondylar fracture, with or without internal or external skeletal fixation	10.0	90	3.0					

	Unit Value	Follow-up Days=	Basic Anes@		Unit Value	Follow-up Days=	Basic Anes@
24680 Treatment of open ulnar fracture, proximal end (olecranon process), with uncomplicated soft tissue closure.....	4.0	90	3.0	25101 with joint exploration, with or without biopsy, with or without removal of foreign body .....	7.0	60	3.0
24685 Open treatment of closed or open ulnar fracture proximal end (olecranon process), with or without internal or external skeletal fixation .....	8.0	90	3.0	25105 for synovectomy .....	8.0	90	3.0
<b>MANIPULATION</b>				25107 Arthrotomy, distal radioulnar joint for excision triangular cartilage .....	9.0	60	3.0
*24700 Manipulation under general anesthesia (includes application of traction or other fixation device) .....	*1.0	0	3.0	25110 Excision, lesion of tendon sheath.....	3.0	30	3.0
<b>ARTHRODESIS</b>				25111 Excision of ganglion, wrist (dorsal or volar); primary .....	5.0	30	3.0
24800 Arthrodesis, elbow joint; with or without local or homogenous bone graft ...	16.0	120	3.0	25112 recurrent .....	4.0	30	3.0
24802 with primary autogenous bone graft (includes obtaining graft) ...	16.0	120	3.0	(For hand or finger, see 26160)			
<b>AMPUTATION</b>				25115 Radical excision of bursa synovia of wrist, or forearm tendon sheaths (e.g., tenosynovitis, fungus, Tbc., or other granulomas, rheumatoid arthritis); flexors .....	10.0	60	3.0
24900 Amputation, arm through humerus; with primary closure .....	10.0	90	3.0	25116 extensors (with or without transposition of dorsal retinaculum) .....	10.0	60	3.0
24920 open, flap or circular (guillotine) ...	9.0	90	3.0	(For finger synovectomies, see 26145)			
24925 secondary closure or scar revision ...	3.0	30	3.0	25118 Synovectomy, extensor tendon sheaths, wrist, single compartment; .....	10.0	60	3.0
24930 reamputation .....	10.0	90	3.0	25119 with resection of distal ulna .....	11.0	60	3.0
24931 with implant .....	10.0	90	3.0	25120 Excision or curettage of bone cyst or benign tumor of radius or ulna (excluding head or neck of radius and olecranon process); .....	7.0	60	3.0
24935 Stump elongation .....	3.0	90	3.0	(For head or neck of radius or olecranon process, see 24120, 24126)			
24940 Cineplasty, upper extremity, complete procedure .....	BR+		3.0	25125 with primary autogenous graft (includes obtaining graft) .....	10.0	120	3.0
<b>MISCELLANEOUS</b>				25126 with homogenous or other nonautogenous graft .....	10.0	120	3.0
24999 Unlisted procedure, humerus or elbow .	BR			25130 Excision or curettage of bone cyst or benign tumor of carpal bones .....	5.0	60	3.0

**AMENDATORY SECTION** (Amending Order 81-28, filed 11/30/81, effective 1/1/82)

**WAC 296-22-071 FOREARM AND WRIST.**

	Unit Value	Follow-up Days=	Basic Anes@		Unit Value	Follow-up Days=	Basic Anes@
(Radius, ulna, carpal bones and joints)							
<b>INCISION</b>							
25000 Tendon sheath incision; at radial styloid for De Quervain's disease .....	4.4	30	3.0	25135 with primary autogenous graft (includes obtaining graft) .....	7.0	120	3.0
25005 at wrist for other stenosing tenosynovitis .....	4.0	30	3.0	25136 with homogenous or other nonautogenous graft .....	7.0	120	3.0
(For decompression median nerve or for carpal tunnel syndrome, see 64721)				25145 Sequestrectomy for osteomyelitis or bone abscess; .....	BR		
25020 Decompression fasciotomy, flexor and/or extensor compartment; .....	3.5	30	3.0	25146 with suction irrigation .....	BR		
25023 with debridement of nonviable muscle and/or nerve .....	4.0	30	3.0	25150 Partial excision of bone (craterization, saucerization or diaphysectomy) for osteomyelitis, ulna .....	5.0	60	3.0
(For decompression fasciotomy with brachial artery exploration, see 24495)				25151 radius .....	5.0	60	3.0
(For incision and drainage procedures, superficial, see 10000-10160)				25153 radius or ulna, with suction irrigation .....	5.5	60	3.0
25028 Incision and drainage; deep abscess or hematoma .....	1.0	30	3.0	(For head or neck of radius or olecranon process, see 24145, 24148)			
25031 infected bursa .....	1.5	30	3.0	25170 Radical resection for tumor, radius or ulna .....	BR+		3.0
25035 Incision, deep, with opening of cortex for osteomyelitis or bone abscess; .....	2.0	30	3.0	25210 Carpectomy, one bone .....	7.0	60	3.0
25036 with suction irrigation .....	2.5	30	3.0	(For carpectomy with implant, see 25441-25445)			
25040 Arthrotomy with exploration, drainage, or removal of loose or foreign body, infection, radiocarpal or mediocarpal joint; .....	5.0	60	3.0	25215 all bones or proximal row .....	10.0	60	3.0
25041 with suction irrigation .....	5.5	60	3.0	25230 Radial styloidectomy (separate procedure) .....	5.0	60	3.0
<b>EXCISION</b>				25240 Excision distal ulna (Darrach type procedure) .....	6.0	60	3.0
25065 Biopsy, soft tissues; superficial .....	2.0	7	3.0	(For implant replacement, distal ulna, see 25442)			
25066 deep .....	3.0	15	3.0	(For obtaining fascia for interposition, see 20920, 20922)			
25075 Excision, benign tumor; subcutaneous .	4.0	15	3.0	<b>INTRODUCTION OR REMOVAL</b>			
25076 deep, subfascial or intramuscular ...	4.0	15	3.0	(For K wire, pin, or rod insertion or removal, see 20650, 20670, 20680)			
25085 Capsulotomy, wrist (e.g., for contracture)	4.0	15	3.0	25246 Injection procedure for wrist arthrography .....	BR		
25100 Arthrotomy, wrist joint, for biopsy ...	5.0	60	3.0	(For wrist arthrography, see 73115)			
				(For foreign body removal, superficial see 20520)			
				25248 Exploration for removal of deep foreign body .....	BR		

	Unit Value	Follow-up Days=	Basic Anes@		Unit Value	Follow-up Days=	Basic Anes@
25250 Removal of wrist prosthesis; (separate procedure) . . . . .	BR		3.0	25425 Repair of defect with autogenous bone graft; radius OR ulna . . . . .	14.0	120	3.0
25251 complicated, including "total wrist" . . . . .	BR		3.0	25426 radius AND ulna . . . . .	20.0	120	3.0
<b>REPAIR, REVISION OR RECONSTRUCTION</b>				25440 Repair of nonunion, scaphoid (navicular) bone, with or without radial styloidectomy (includes obtaining graft and necessary fixation) . . . . .			
(For repair of deep wounds, see 20800)				25441 Arthroplasty with prosthetic replacement; distal radius . . . . .			
(For neurorrhaphy or neuroplasty, see 64700 et seq.)				25442 distal ulna . . . . .			
(For tenotomy or tenoplasty, see 24310, 24320)				25443 scaphoid (navicular) . . . . .			
25260 Repair, tendon or muscle, flexor; primary, single, each tendon or muscle . . . . .	7.0	90	3.0	25444 lunate . . . . .	15.5	120	3.0
25263 secondary, single, each tendon or muscle . . . . .	1.5	90	3.0	25445 trapezium . . . . .	15.5	120	3.0
25265 secondary, with free graft (includes obtaining graft), each tendon or muscle . . . . .	3.0	90	3.0	25446 distal radius and partial or entire carpus ("total wrist") . . . . .	20.0	120	3.0
25270 Repair, tendon or muscle, extensor; primary, single, each tendon or muscle . . . . .	5.0	90	3.0	25449 Arthroplasty with removal of implant . . . . .	BR	120	3.0
25272 secondary, single, each tendon or muscle . . . . .	1.5	90	3.0	25450 Epiphyseal arrest by epiphysiodesis or stapling; distal radius OR ulna . . . . .	6.0	120	3.0
25274 Repair, tendon or muscle, extensor, secondary, with tendon graft (includes obtaining graft), each tendon . . . . .	8.0	90	3.0	25455 distal radius AND ulna . . . . .	8.0	120	3.0
25280 Lengthening or shortening of flexor or extensor tendon, single, each tendon . . . . .	7.0	90	3.0	<b>FRACTURE AND/OR DISLOCATION</b>			
25290 Tenotomy, open, single, flexor or extensor tendon, each tendon . . . . .	4.0	90	3.0	25500 Treatment of closed radial shaft fracture; without manipulation . . . . .	Sv.&		
25295 Tenolysis, single flexor or extensor tendon, each tendon . . . . .	1.0	90	3.0	25505 with manipulation . . . . .	4.2	90	3.0
25300 Tenodesis, wrist; flexors of fingers . . . . .	8.0	90	3.0	25510 Treatment of open radial shaft fracture, with uncomplicated soft tissue closure . . . . .	5.0	90	3.0
25301 extensors of fingers . . . . .	6.0	90	3.0	25515 Open treatment of closed or open radial shaft fracture, with or without internal or external skeletal fixation . . . . .	8.0	90	3.0
25310 Tendon transplantation or transfer, flexor or extensor, single, each tendon . . . . .	9.5	90	3.0	25530 Treatment of closed ulnar shaft fracture; without manipulation . . . . .	Sv.&		
25312 with tendon graft(s) (includes obtaining graft), each tendon . . . . .	8.0	90	3.0	25535 with manipulation . . . . .	4.0	90	3.0
25315 Flexor origin slide for cerebral palsy; . . . . .	8.0	90	3.0	25540 Treatment of open ulnar shaft fracture with uncomplicated soft tissue closure . . . . .	5.0	90	3.0
25316 with tendon(s) transfer . . . . .	9.0	90	3.0	25545 Open treatment of closed or open ulnar shaft fracture, with or without internal or external skeletal fixation . . . . .	8.0	90	3.0
25317 Flexor origin slide for Volkmann contracture; . . . . .	12.0	120	3.0	25560 Treatment of closed radial and ulnar shaft fractures; without manipulation . . . . .	Sv.&		
25318 with tendon(s) transfer . . . . .	13.0	120	3.0	25565 with manipulation . . . . .	5.4	90	3.0
25320 Capsulorrhaphy or reconstruction, capsulectomy, wrist (includes synovectomy, resection of capsule, tendon insertions) . . . . .	BR+		3.0	25570 Treatment of open radial and ulnar shaft fractures, with uncomplicated soft tissue closure . . . . .	6.0	90	3.0
25330 Arthroplasty, wrist . . . . .	BR	120	3.0	25575 Open treatment of closed or open radial and ulnar shaft fractures, with or without internal or external skeletal fixation . . . . .	12.0	90	3.0
25331 with implant . . . . .	BR			25600 Treatment of closed distal radial fracture (e.g., Colles or Smith type) or epiphyseal separation, with or without fracture of ulnar styloid, without manipulation . . . . .	Sv.&		
25332 pseudarthrosis type with internal fixation . . . . .	BR			25605 with manipulation . . . . .	4.0	90	3.0
(For obtaining fascia for interposition, see 20920-20922)				25610 Treatment of closed, complex, distal radial fracture (e.g., Colles or Smith type) or epiphyseal separation, with or without fracture of ulnar styloid, requiring manipulation; without external skeletal fixation or percutaneous pinning . . . . .	6.0	90	3.0
25335 Transposition and realignment of hand over ulna with or without removal of bone or bones, and with or without tendon transfer or advancement (Riordon type operation) . . . . .	BR			25611 with external skeletal fixation or percutaneous pinning . . . . .	8.0	120	3.0
25350 Osteotomy, radius, distal third . . . . .	10.0	90	3.0	25615 Treatment of open distal radial fracture (e.g., Colles or Smith type) or epiphyseal separation, without fracture of ulnar styloid, with uncomplicated soft tissue closure . . . . .	5.0	90	3.0
25355 middle or proximal third . . . . .	12.0	90	3.0	25620 Open treatment of closed or open distal radial fracture (e.g., Colles or Smith type) or epiphyseal separation, with or without fracture of the ulnar styloid, with or without internal or external skeletal fixation . . . . .	8.0	90	3.0
25360 Osteotomy, ulna . . . . .	10.0	90	3.0	25622 Treatment of closed carpal scaphoid (navicular) fracture; without manipulation . . . . .	SV		
25365 radius and ulna . . . . .	14.0	90	3.0	25624 with manipulation . . . . .	4.0	90	3.0
25370 Multiple osteotomies, with realignment on intramedullary rod (Sofield type procedure), radius OR ulna . . . . .	12.0	90	3.0	25626 Treatment of open carpal scaphoid (navicular) fracture, with uncomplicated soft tissue closure . . . . .	5.0	90	3.0
25375 radius AND ulna . . . . .	18.0	90	3.0	25628 Open treatment of closed or open carpal scaphoid (navicular) fracture, with or without skeletal fixation . . . . .	8.0	90	3.0
25390 Osteoplasty, radius OR ulna; shortening	BR+		3.0				
25391 lengthening with autogenous bone graft . . . . .	BR		3.0				
25392 Osteoplasty, radius AND ulna; shortening . . . . .	BR		3.0				
25393 lengthening with autogenous bone graft . . . . .	BR		3.0				
25400 Repair of nonunion or malunion, radius OR ulna; without graft (e.g., compression technique, etc.) . . . . .	14.0	90	3.0				
25405 with iliac or other autogenous bone graft (includes obtaining graft) . . . . .	17.0	120	3.0				
25415 Repair of nonunion or malunion, radius AND ulna; without graft (e.g., compression technique, etc.) . . . . .	20.0	90	3.0				
25420 with iliac or other autogenous bone graft (includes obtaining graft) . . . . .	23.0	120	3.0				

	Unit Value	Follow-up Days=	Basic Anes@		Unit Value	Follow-up Days=	Basic Anes@
25630 Treatment of closed carpal bone fracture (excluding carpal scaphoid (navicular)); without manipulation, each bone	Sv.& 4.0	90	3.0	26025 Drainage of palmar bursa; single, ulnar or radial	5.0	30	3.0
25635 with manipulation, each bone				26030 multiple or complicated	BR+		3.0
25640 Treatment of open carpal bone fracture (excluding carpal scaphoid (navicular)); without manipulation, each bone	5.0	90	3.0	26032 with suction irrigation	5.0	30	3.0
25645 Open treatment of closed or open carpal bone fracture (excluding carpal scaphoid (navicular)), each bone	6.0	90	3.0	26034 Incision, deep, with opening of cortex for osteomyelitis or bone abscess	4.0	30	3.0
25650 Treatment of closed ulnar styloid fracture	BR		3.0	26035 Decompression fingers and/or hand, injection injury (e.g., grease gun, etc.)	BR		
*25660 Treatment of closed radiocarpal or intercarpal dislocation, one or more bones, with manipulation	*1.2	0	3.0	26040 Fasciotomy, palmar, for Dupuytren's contracture; closed (subcutaneous)	3.6	60	3.0
25665 Treatment of open radiocarpal dislocation or intercarpal, one or more bones, with uncomplicated soft tissue closure	4.0	45	3.0	26045 open, partial	5.0	60	3.0
25670 Open treatment of closed or open radiocarpal or intercarpal dislocation, one or more bones	8.0	90	3.0	(For fasciectomy, see 26120-26128)			
25675 Treatment of closed distal radioulnar dislocation with manipulation	3.2	60	3.0	26055 Tendon sheath incision for trigger finger	((2-0)) 5.0	30	3.0
25676 Open treatment of closed or open distal radioulnar dislocation, acute or chronic	6.0	90	3.0	*26060 Tenotomy, subcutaneous, single, each digit	*1.2	0	3.0
25680 Treatment of closed trans-scaphoperilunar type of fracture dislocation, with manipulation	6.0	45	3.0	26070 Arthrotomy with exploration, drainage or removal of loose or foreign body; carpometacarpal joint	5.0	60	3.0
25685 Open treatment of closed or open trans-scaphoperilunar type of fracture dislocation	12.0	90	3.0	26075 metacarpophalangeal joint	5.0	60	3.0
25690 Treatment of lunate dislocation, with manipulation	4.0	90	3.0	26080 interphalangeal joint, each	4.0	60	3.0
25695 Open treatment of lunate dislocation	8.0	90	3.0	EXCISION			
MANIPULATION				(For finger nail, see 11700-11750)			
*25700 Manipulation of wrist joint under general anesthesia	*1.0	0	3.0	(For biopsy, see 20200-20240)			
ARTHRODESIS				(For neuroma, see 64200-64210)			
25800 Arthrodesis, wrist joint, without bone graft	12.0	120	3.0	26100 Arthrotomy for synovial biopsy; carpometacarpal joint	5.0	60	3.0
25805 with sliding graft	14.0	120	3.0	26105 metacarpophalangeal joint	5.0	60	3.0
25810 with iliac or other autogenous bone graft (includes obtaining graft)	16.0	120	3.0	26110 interphalangeal joint, each	4.0	60	3.0
AMPUTATION				26115 Excision of benign tumor; subcutaneous	4.0	15	3.0
25900 Amputation, forearm, through radius and ulna	9.0	90	3.0	26116 deep, subfascial, intramuscular	4.0	30	3.0
25905 open flap or circular (guillotine)	8.0	90	3.0	26120 Fasciectomy palmer, simple, for Dupuytren's contracture, partial excision	6.0	60	3.0
25907 secondary closure or scar revision	3.0	30	3.0	26122 up to 1/2 palmar fascia, with single digit involvement, with or without Z-plasty or other local tissue rearrangement	10.0	60	3.0
25909 reamputation	9.0	90	3.0	(For fasciectomy, see 26040-26045)			
25915 Krukenberg procedure	9.0	90	3.0	26124 Fasciectomy, palmar, complicated, requiring skin grafting (includes obtaining graft); with single digit involvement	14.0	90	3.0
25920 Disarticulation through wrist	8.0	90	3.0	26126 each additional digit	18.0	90	3.0
25922 secondary closure or scar revision	3.0	90	3.0	26128 each finger joint release	BR		
25924 reamputation	9.0	90	3.0	(For skin grafts, etc., see 14000-15240)			
25927 Transmetacarpal amputation	10.0	90	3.0	26130 Synovectomy, carpometacarpal joint	10.0	90	3.0
25929 secondary closure or scar revision	3.0	90	3.0	26135 Synovectomy, metocarpophalangeal joint including intrinsic release and extensor hood reconstruction, each digit	5.0	90	3.0
25931 reamputation	10.0	90	3.0	26140 Synovectomy, proximal interphalangeal joint, including extensor reconstruction, each interphalangeal joint	5.0	90	3.0
MISCELLANEOUS				26145 Synovectomy, tendon sheath, radical (tenosynovectomy), flexor, palm or finger, single, each digit	10.0	90	3.0
25999 Unlisted procedure, forearm or wrist	BR			(For tendon sheath synovectomies at wrist, see 25115, 25116)			
<b>AMENDATORY SECTION (Amending Order 81-28, filed 11/30/81, effective 1/1/82)</b>				26160 Excision of lesion of tendon sheath or capsule (e.g., cyst or ganglion)	2.4	30	3.0
<b>WAC 296-22-073 HAND AND FINGERS.</b>				(For wrist ganglion, see 25111, 25112)			
	Unit Value	Follow-up Days=	Basic Anes@	(For trigger digit, see 26055)			
INCISION				26170 Excision of tendon, palm, flexor, single (independent procedure), each	BR+		3.0
(For drainage of paronychia, see 10100, 10101)				26180 Excision of tendon, finger, flexor (separate procedure)	BR+		3.0
*26010 Drainage of finger tip abscess; simple	*0.72	0	3.0	26200 Excision or curettage of bone cyst or benign tumor of metacarpal;	6.0	60	3.0
26011 complicated (e.g., felon, etc.)	BR+		3.0	26205 with autogenous graft (includes obtaining graft)	7.0	120	3.0
26020 Drainage of tendon sheath, one digit and/or palm	4.0	30	3.0	26206 with homogenous or other			
(For drainage of simple abscess, see 10020, 10060)							

	Unit Value	Follow-up Days=	Basic Anes@		Unit Value	Follow-up Days=	Basic Anes@
26210 nonautogenous graft	7.0	120	3.0	26440 Tenolysis, simple, flexor tendon, palm, OR finger, single, each tendon	5.0	60	3.0
26215 Excision or curettage of bone cyst or benign tumor of proximal, middle or distal phalanx;	5.0	60	3.0	26442 palm AND finger, each tendon	6.0	60	3.0
26216 with autogenous graft (includes obtaining graft)	6.0	120	3.0	26445 Tenolysis, extensor tendon, dorsum of hand or finger; each tendon	6.0	60	3.0
26230 with homogenous or other nonautogenous graft	6.0	120	3.0	26449 Tenolysis, complex, extensor tendon, dorsum of hand or finger, including hand and forearm	BR		3.0
26235 Partial excision of bone (craterization, saucerization, or diaphysectomy) for osteomyelitis, metacarpal	6.0	60	3.0				
26236 proximal or middle phalanx	5.0	60	3.0	(For fascia or other implant, see 20920, 20922)			
26250 distal phalanx	5.0	60	3.0	26450 Tenotomy, flexor, single, palm, open each	4.0	30	3.0
26255 Radical resection (ostectomy) for tumor, metacarpal;	12.0	120	3.0	26455 Tenotomy, flexor, single, finger, open, each	5.0	30	3.0
26260 with autogenous graft (includes obtaining graft)	12.0	120	3.0	26460 Tenotomy, extensor, hand or finger, single, each	BR+		3.0
26261 Radical resection (ostectomy) for tumor, proximal or middle phalanx	10.0	120	3.0	26471 Tenodesis; for proximal interphalangeal joint stabilization	8.0	120	3.0
26262 with autogenous graft (includes obtaining graft)	10.0	120	3.0	26474 for distal joint stabilization	7.0	120	3.0
26262 Radical resection (ostectomy) for tumor, distal phalanx	BR			26476 Tendon lengthening, extensor, single, each	8.0	120	3.0
<b>INTRODUCTION OR REMOVAL</b>				26477 Tendon shortening, extensor, single, each	8.0	120	3.0
(For arthrocentesis (injection or aspiration) see 20600)				26480 Tendon transfer or transplant, carpometacarpal area or dorsum of hand, single; without free graft, each	8.0	90	3.0
(For K wire or pin insertion or removal, see 20650, 20670, 20680)				26483 with free tendon graft (includes obtaining graft), each tendon	11.0	90	3.0
26320 Removal of implant from finger or hand	BR			26485 Tendon transfer or transplant, palmar, single, each tendon, without free tendon graft	10.0	90	3.0
<b>REPAIR, REVISION OR RECONSTRUCTION</b>				26489 with free tendon graft (includes obtaining graft), each tendon	11.0	90	3.0
(For neuroorrhaphy, neuroplasty or neurolysis, see 64700 et seq.)				26490 Opponens plasty, sublimis tendon transfer type	9.5	120	3.0
26350 Flexor tendon repair or advancement, single, not in "no man's land"; primary or secondary without free graft, each tendon	7.0	120	3.0	26492 tendon transfer with graft (includes obtaining graft)	11.0	120	3.0
26352 secondary with free graft (includes obtaining graft), each tendon	BR+		3.0	26494 hypothenar muscle transfer	12.0	120	3.0
26356 Flexor tendon repair or advancement, single, in "no man's land"; primary, each tendon	7.0	120	3.0	26496 other methods	BR+		3.0
26358 secondary with free graft (includes obtaining graft), each tendon	BR		3.0				
26370 Profundus tendon repair or advancement, with intact sublimis; primary	BR		3.0	(For thumb fusion in opposition, see 26820)			
26372 secondary with free graft (includes obtaining graft)	BR		3.0	26497 Sublimis transfer to correct claw finger; IV and V	BR		
26373 secondary without free graft	BR		3.0	26498 II, III, IV and V	BR		
26390 Flexor tendon excision, implantation of plastic tube or rod for delayed tendon graft	BR		3.0	26499 Correction claw finger, other methods	BR		
26392 Removal of tube or rod and insertion of tendon graft (includes obtaining graft)	BR		3.0	26500 Tendon pulley reconstruction; with local tissues (separate procedure)	6.0	90	3.0
26410 Extensor tendon repair, dorsum of hand, single, primary or secondary; without free graft, each tendon	3.0	120	3.0	26502 with tendon or fascial graft (includes obtaining graft) (separate procedure)	8.0	90	3.0
26412 with free graft (includes obtaining graft); each tendon	BR+		3.0	26508 Thenar muscle release for thumb contracture	8.0	90	3.0
26418 Extensor tendon repair, dorsum of finger, single, primary or secondary; without free graft, each tendon	4.0	120	3.0	26516 Capsulodesis for M-P joint stabilization; single digit	6.0	90	3.0
26420 with free graft (includes obtaining graft) each tendon	BR+		3.0	26517 two digits	8.0	90	3.0
26426 Extensor tendon repair, central slip repair, secondary (boutonniere deformity); using local tissues	4.0	120	3.0	26518 three or four digits	10.0	90	3.0
26428 with free graft (includes obtaining graft)	BR			26520 Capsulectomy for contracture, metacarpophalangeal joint, single, each	7.0	90	3.0
26432 Extensor tendon repair, distal insertion ("mallet finger"), closed, splinting with or without percutaneous pinning	5.0	120	3.0	26525 interphalangeal joint, single, each	7.0	90	3.0
26433 Extensor tendon repair, open, primary or secondary repair; without graft	6.0	120	3.0	26527 Arthroplasty, carpometacarpal joint	BR		3.0
26434 with free graft (includes obtaining graft)	BR			26530 Arthroplasty, metacarpophalangeal joint, single, each	7.0	90	3.0
(For tenovagotomy for trigger finger, see 26055)				26531 with prosthetic implant, single, each	9.0	90	3.0
				26535 Arthroplasty interphalangeal joint; single, each	8.0	90	3.0
				26536 with prosthetic implant, single, each	BR+		3.0
				26540 Reconstruction, collateral ligament, metacarpophalangeal joint	10.0	90	3.0
				26541 with tendon or fascial graft (includes obtaining graft)	12.0	90	3.0
				26545 Reconstruction, collateral ligament, interphalangeal joint, single, including graft, each joint	8.0	90	3.0
				26550 Pollicization of a digit	BR+		3.0
				26552 Reconstruction thumb with toe	BR		
				26555 Positional change of other finger	BR+		3.0
				26557 Toe to finger transfer; first stage	BR		
				26558 each delay	BR		
				26559 second stage	BR		
				26560 Repair of syndactyly (web finger), each web space; with skin flaps	9.5	45	3.0
				26561 with skin flaps and grafts	12.5	45	3.0
				26562 complex, involving bone, nails, etc.	BR+		3.0

	Unit Value	Follow-up Days=	Basic Anes@		Unit Value	Follow-up Days=	Basic Anes@		
26565	Osteotomy for correction of deformity; metacarpal	8.0	90	3.0	26740	Treatment of closed articular fracture, involving metacarpophalangeal or proximal interphalangeal joint; without manipulation, each	Sv. 2.0	60	3.0
26567	phalanx	5.0	90	3.0	26742	with manipulation, each	2.0	60	3.0
26570	Bone graft, (includes obtaining graft); metacarpal	10.0	120	3.0	26743	with manipulation requiring traction for fixation, each	4.0	60	3.0
26574	phalanx	7.0	120	3.0	26744	Treatment of open articular fracture, involving metacarpophalangeal or proximal interphalangeal joint, with uncomplicated soft tissue closure, each	1.5	60	3.0
26580	Repair cleft hand	BR			26746	Open treatment of closed or open articular fracture, involving metacarpophalangeal or proximal interphalangeal joint, each	2.5	60	3.0
26585	Repair bifid digit	BR			26750	Treatment of closed distal phalangeal fracture, finger or thumb; without manipulation, each	Sv. & *0.72	0	3.0
26590	Repair macrodactylia	BR			26755	with manipulation, each	*0.72	0	3.0
<b>FRACTURES AND/OR DISLOCATION</b>					26760	Treatment of open distal phalangeal fracture, finger or thumb, with uncomplicated soft tissue closure, each	1.2	30	3.0
26600	Treatment of closed metacarpal fracture, single; without manipulation, each bone	Sv. & 2.4	90	3.0	26765	Open treatment of closed or open distal phalangeal fracture, finger or thumb, each	((2-4) 2.0	45	3.0
26605	with manipulation, each bone	2.4	90	3.0	26770	Treatment of closed interphalangeal joint dislocation, single, with manipulation; without anesthesia	*0.72	0	3.0
26607	with manipulation, with skeletal fixation, each bone	BR		3.0	26775	requiring anesthesia	1.2	45	3.0
26610	Treatment of open metacarpal fracture, single, with uncomplicated soft tissue closure, each bone	3.0	90	3.0	26780	Treatment of open interphalangeal joint dislocation, single, with uncomplicated soft tissue closure	1.6	45	3.0
26615	Open treatment of closed or open metacarpal fracture, single, with or without internal or external skeletal fixation, each bone	7.0	90	3.0	26785	Open treatment of closed or open interphalangeal joint dislocation, single	2.4	60	3.0
26641	Treatment of carpometacarpal dislocation, thumb, with manipulation	Sv. &			<b>ARTHRODESIS</b>				
26645	Treatment of closed carpometacarpal fracture dislocation, thumb (Bennett fracture), with manipulation;	4.0	45	3.0	26820	Fusion in opposition, thumb, with autogenous graft (includes obtaining graft)	10.0	120	3.0
26650	with skeletal fixation	6.0	45	3.0	26841	Arthrodesis, carpometacarpal joint, thumb, with or without internal fixation;	8.0	120	3.0
26655	Treatment of open carpometacarpal fracture dislocation, thumb (Bennett fracture), with uncomplicated soft tissue closure;	5.0	45	3.0	26842	with autogenous graft (includes obtaining graft)	10.0	120	3.0
26660	with skeletal fixation	7.0	45	3.0	26843	Arthrodesis, carpometacarpal joint, digits, other than thumb;	8.0	120	3.0
26665	Open treatment of closed or open carpometacarpal fracture dislocation, thumb (Bennett fracture), with or without internal or external skeletal fixation	10.0	90	3.0	26844	with autogenous graft (includes obtaining graft)	10.0	120	3.0
*26670	Treatment of closed carpometacarpal dislocation, other than Bennett fracture, single, with manipulation; without anesthesia	*0.72	0	3.0	26850	Arthrodesis metacarpophalangeal joint, with or without internal fixation	7.0	120	3.0
26675	requiring anesthesia	2.0	45	3.0	26852	with autogenous graft (includes obtaining graft)	8.0	120	3.0
26680	Treatment of open carpometacarpal dislocation, other than Bennett fracture, single, with uncomplicated soft tissue closure	3.0	45	3.0	26860	Arthrodesis, interphalangeal joint, with or without internal fixation	5.0	120	3.0
26685	Open treatment of closed or open carpometacarpal dislocation, other than Bennett fracture; single, with or without internal or external skeletal fixation	6.0	90	3.0	26861	each additional interphalangeal joint	4.0	120	3.0
26686	complex, multiple or delayed reduction	BR			26862	with autogenous graft (includes obtaining graft)	6.0	120	3.0
*26700	Treatment of closed metacarpophalangeal dislocation, single, with manipulation; without anesthesia	*0.72	0	3.0	26863	with autogenous graft (includes obtaining graft), each additional joint	5.0	120	3.0
26705	requiring anesthesia	2.0	45	3.0	<b>AMPUTATION</b>				
26710	Treatment of open metacarpophalangeal dislocation, single, with uncomplicated soft tissue closure	3.0	45	3.0	(For hand through metacarpal bones, see 25927)				
26715	Open treatment of closed or open metacarpal phalangeal dislocation, single, with or without internal or external skeletal fixation	6.0	90	3.0	26910	Amputation, metacarpal, with finger or thumb (ray amputation), single, with or without interosseous transfer	7.0	90	3.0
26720	Treatment of closed phalangeal shaft fracture, proximal or middle phalanx, finger or thumb; without manipulation, each	Sv. & 1.6	45	3.0	(For repositioning, see 26550-26555)				
26725	with manipulation, each	1.6	45	3.0	26951	Amputation, finger or thumb, primary or secondary, any joint or phalanx, single, including neurectomies; with direct closure	3.5	45	3.0
26727	Treatment of unstable phalangeal shaft fracture, proximal or middle phalanx, finger or thumb, with manipulation, requiring traction or fixation, each	2.0	45	3.0	26952	with local advancement flaps (V-Y, hood)	5.0	45	3.0
26730	Treatment of open phalangeal shaft fracture, proximal or middle phalanx, finger or thumb, with uncomplicated soft tissue closure, each	2.2	45	3.0	(For repair of soft tissue defect requiring split or full thickness graft or other pedicle grafts, see 15050-15750)				
26735	Open treatment of closed or open phalangeal shaft fracture, proximal or middle phalanx, finger or thumb, with or without internal or external skeletal fixation, each	4.0	60	3.0	<b>MISCELLANEOUS</b>				
					26989	Unlisted procedure, hands or fingers	BR		

**AMENDATORY SECTION** (Amending Order 81-28, filed 11/30/81, effective 1/1/82)

**WAC 296-22-082 FEMUR (THIGH REGION) AND KNEE JOINT.**

(including tibial plateaus)

	Unit Value	Follow-up Days=	Basic Anes@
<b>INCISION</b>			
(For incision and drainage of abscess or hematoma, superficial, see 10000-10160)			
27301 Incision and drainage of deep abscess, infected bursa, or hematoma	BR		
27303 Incision, deep, with opening of bone cortex for osteomyelitis or bone abscess;	BR		3.0
27304 with suction irrigation	BR		3.0
(For open tenotomy, see 27390, 27392)			
27305 Fasciotomy, iliotibial (tenotomy), open	6.0	45	3.0
(For combined Ober-Yount fasciotomy, see 27025)			
27306 Tenotomy, subcutaneous, closed, adductor or hamstring, (separate procedure); single	1.2	60	3.0
27307 multiple	4.0	60	3.0
27310 Arthrotomy, knee, with exploration, drainage or removal of foreign body;	12.0	90	3.0
27311 with suction irrigation	13.0	90	3.0
27315 Neurectomy, hamstring muscle	11.0	30	3.0
27320 Neurectomy, popliteal (gastrocnemius)	11.0	30	3.0
<b>EXCISION</b>			
27323 Biopsy, soft tissues; superficial	1.2	7	3.0
27324 deep	2.4	15	3.0
27327 Excision, benign tumor; subcutaneous	3.0	7	3.0
27328 deep, subfascial, or intramuscular	4.0	15	3.0
27330 Arthrotomy, knee; for synovial biopsy only	12.0	90	3.0
27331 with joint exploration, with or without biopsy, with or without removal of loose bodies	13.0	90	3.0
27332 Arthrotomy, knee, for excision of semilunar cartilage (meniscectomy); medial OR lateral	14.0	90	3.0
27333 medial AND lateral	20.0	90	3.0
27334 Arthrotomy, knee, for synovectomy; anterior OR posterior	17.0	120	3.0
27335 anterior AND posterior including popliteal area	14.0	120	3.0
27340 Excision, prepatellar bursa	5.0	60	3.0
27345 Excision of synovial cyst of popliteal space (Baker's cyst)	8.0	60	3.0
27350 Patellectomy or hemipatellectomy	12.0	90	3.0
27355 Excision or curettage of bone cyst or benign tumor of femur	11.0	60	3.0
27356 with homogenous graft	12.0	60	3.0
27357 with primary autogenous graft (includes obtaining graft)	14.0	120	3.0
27358 with internal fixation (list in addition to 27355, 27356, or 27357)	15.0	120	3.0
27360 Excision of bone, partial (craterization, saucerization or diaphysectomy), for osteomyelitis, femur, proximal tibia and/or fibula;	10.0	60	3.0
27361 with suction irrigation	13.0	120	3.0
27365 Radical resection for tumor (bone or soft tissue)	BR+		3.0
<b>INTRODUCTION AND/OR REMOVAL</b>			
(For arthrocentesis or needling of bursa or joint, see 20610)			
(For removal of Rush pin, intramedullary rod, etc., see 20680)			
27370 Injection procedure for knee arthrography	0.6	0	
(For knee arthrography, see 73580, 73581)			

	Unit Value	Follow-up Days=	Basic Anes@
27372 Removal foreign body, deep	BR		
27373 Arthroscopy, knee, diagnostic (separate procedure);	5.4		
27374 Arthroscopy, knee, surgical; debridement with cartilage shaving and/or drilling and/or resection of reactive synovium	BR		3.0
<u>(27375 Arthroscopy, knee has been revised as 27373)</u>			
27376 with synovial biopsy	14.7	90	3.0
27377 with removal of loose body	15.7	90	3.0
27378 with partial meniscectomy	16.7	90	3.0
27379 with plica resection and/or shelf resection	BR		3.0
(When knee arthroscopy is performed in conjunction with arthrotomy, see Modifier -50)			
<b>REPAIR, REVISION OR RECONSTRUCTION</b>			
(For repair of deep wound, see 20800)			
27380 Suture of infrapatellar tendon; primary	11.0	90	3.0
27381 secondary reconstruction, including fascial or tendon graft	BR		
27385 Suture of quadriceps or hamstring muscle rupture; primary	13.0	90	3.0
27386 secondary reconstruction, including fascial or tendon graft	15.0	90	3.0
27390 Tenotomy, open, hamstring, knee to hip; single	6.0	45	3.0
27391 multiple, one leg	6.0	90	3.0
27392 multiple, bilateral	8.0	45	3.0
27393 Lengthening of hamstring tendon; single	8.0	90	3.0
27394 multiple, one leg	12.0	90	3.0
27395 multiple, bilateral	16.0	120	3.0
(For subcutaneous tenotomy, see 27300, 27302)			
27396 Transplant, hamstring tendon to patella; single	16.0	120	3.0
27397 multiple	14.0	120	3.0
27400 Tendon or muscle transfer, hamstrings to femur (Eggers type procedure)	16.0	120	3.0
27405 Suture, primary, torn, ruptured or severed ligament, with or without meniscectomy, knee; collateral	14.0	120	3.0
27407 cruciate	16.0	120	3.0
27408 collateral, with pes anserinus transfer	14.0	120	3.0
27409 collateral and cruciate ligaments	18.0	120	3.0
27410 Suture, secondary repair, torn, ruptured, or severed ligament, with or without meniscectomy, knee; collateral OR cruciate ligament	19.0	120	3.0
27411 medial ligament and capsule	19.0	120	3.0
27413 collateral or cruciate ligament, with pes anserinus transfer or fascial or tendon graft	23.0	120	3.0
27414 Suture, secondary repair, torn, ruptured, or severed ligament with or without meniscectomy, knee, collateral AND cruciate ligaments	22.0	120	3.0
27415 with pes anserinus transfer or fascial or tendon graft	23.0	120	3.0
27416 Advancement, pes anserinus, Slocum type procedure, (separate procedure)	14.0	120	3.0
27418 Anterior tibial tubercle plasty for chondromalacia patellae (Maquet procedure)	14.0	120	3.0
27420 Reconstruction for recurrent dislocating patella; (Hauser type procedure)	14.0	120	3.0
27422 with extensor realignment and/or muscle advancement or release (Campbell, Goldthwaite, etc., type procedure)	15.0	120	3.0
27424 with patellectomy	17.0	120	3.0
27425 Lateral retinacular release (any method)	6.0	120	3.0
27430 Quadriceps plasty (Bennett or Thompson type)	15.0	120	3.0
27435 Capsulotomy, knee, posterior capsular release	14.0	90	3.0
27436 Arthroscopy, knee, with internal fixation of osteochondral fragment	BR		3.0

	Unit Value	Follow-up Days=	Basic Anes@		Unit Value	Follow-up Days=	Basic Anes@
				27508	Treatment of closed femoral fracture, distal end, medial or lateral condyle; without manipulation		
				27510	with manipulation	8.0	90 3.0
				27512	Treatment of open femoral fracture, distal end, medial or lateral condyle, with uncomplicated soft tissue closure	12.0	90 3.0
				27514	Open treatment of closed or open femoral fracture, distal end, medial or lateral condyle, with or without internal or external skeletal fixation	20.0	90 3.0
				27516	Treatment of closed distal femoral epiphyseal separation; without manipulation (includes traction)	SV	
				27517	with manipulation	7.0	120 3.0
				27518	Treatment of open distal femoral epiphyseal separation, with uncomplicated soft tissue closure	8.0	120 3.0
				27519	Open treatment of closed or open distal femoral epiphyseal separation, with or without internal or external skeletal fixation	18.0	120 3.0
				27520	Treatment of closed patellar fracture, without manipulation	Sv.&	
				27522	Treatment of open patellar fracture, with uncomplicated soft tissue closure	4.0	90 3.0
				27524	Open treatment of closed or open patellar fracture, with repair and/or excision	12.0	90 3.0
				27530	Treatment of closed tibial fracture, proximal (plateau); without manipulation	Sv.&	
				27532	with manipulation	5.0	90 3.0
				27534	Treatment of open tibial fracture, proximal (plateau), with uncomplicated soft tissue closure	8.0	90 3.0
				27536	Open treatment of closed or open tibial fracture, proximal (plateau), with or without internal or external skeletal fixation;	14.0	90 3.0
				27537	with autogenous graft (includes obtaining graft)	16.0	120 3.0
				27538	Treatment of closed intercondylar spine(s) fracture(s)	Sv.&	
				27540	Open treatment of closed or open intercondylar spine(s) fractures(s), with internal fixation	14.0	90 3.0
				27550	Treatment of closed knee dislocation; without anesthesia	Sv.&	
				27552	requiring anesthesia	3.6	45 3.0
				27554	Treatment of open knee dislocation, with uncomplicated soft tissue closure	7.0	45 3.0
				27556	Open treatment of closed or open knee dislocation, with or without internal or external skeletal fixation; without primary ligamentous repair	15.0	90 3.0
				27557	with primary ligamentous repair	BR	120 3.0
				27560	Treatment of closed patellar dislocation; without anesthesia	Sv.&	
				27562	requiring anesthesia	3.6	45 3.0
				27564	Treatment of open patellar dislocation, with uncomplicated soft tissue closure	5.0	45 3.0
				27566	Open treatment of closed or open patellar dislocation, with or without partial or total patellectomy	12.0	90 3.0
				(For recurrent dislocation, see 27420-27424)			
				MANIPULATION			
				*27570	Manipulation of knee joint under general anesthesia (includes application of traction or other fixation devices)	*1.2	0 3.0
				ARTHRODESIS			
				27580	Fusion of knee, any technique	20.0	120 3.0
				AMPUTATION			
				27590	Amputation, thigh, through femur, any level;	14.5	120 4.0
				27591	immediate fitting technique including first cast	BR	30 3.0
				27592	open, flap or circular (guillotine)	14.0	120 4.0
				27594	secondary closure or scar revision	Sv.&	3.0
				27596	reamputation	BR+	4.0
				27598	Disarticulation at knee	14.0	120 4.0
<p><u>(When knee arthroscopy is performed in conjunction with arthrotomy, see modifier -50)</u></p>							
27437	Arthroplasty, patella; without prosthesis	22.0	120	3.0			
27438	with prosthesis	20.0	120	3.0			
27440	Arthroplasty, knee, tibial plateau;						
27441	with debridement and partial synovectomy	BR	120	3.0			
27442	Arthroplasty, knee, femoral condyles or tibial plateaus	24.0	120	3.0			
27443	with debridement and partial synovectomy	BR					
27444	Arthroplasty, knee, total; fascial	28.0	120	3.0			
27445	prosthetic (e.g., Walldius type)	28.0	120	3.0			
27446	Arthroplasty, knee, total, condyle and plateau (( <sup>*</sup> total knee <sup>*</sup> replacement)); medial or lateral compartment	BR	120	3.0			
27447	medial AND lateral compartments with or without patella resurfacing ( <sup>*</sup> total knee <sup>*</sup> )	40.0	120	3.0			
<p><u>(For revision of total knee arthroplasty, see 27487)</u></p>							
<p><u>(For removal of total knee prosthesis, see 27488)</u></p>							
27448	Osteotomy, femur, shaft or supracondylar, without fixation; unilateral	13.0	120	3.0			
27449	bilateral	15.0	120	3.0			
27450	Osteotomy, femur, shaft or supracondylar, with fixation; unilateral	19.0	90	3.0			
27452	bilateral	24.0	120	3.0			
27454	Osteotomy, multiple, femoral shaft, with realignment on intramedullary rod (Sofield type procedure)	20.0	90	3.0			
27455	Osteotomy, proximal tibia, including fibular excision or osteotomy (includes correction of genu varus (bowleg) or genu valgus (knock knee)), unilateral; before epiphyseal closure	12.0	90	3.0			
27457	after epiphyseal closure	14.0	90	3.0			
27460	Osteotomy, proximal tibia, including fibular excision or osteotomy (includes correction of genu varus (bowleg) or genu valgus (knock-knee)), bilateral; before epiphyseal closure	18.0	90	3.0			
27462	after epiphyseal closure	21.0	90	3.0			
27465	Osteoplasty, femur; shortening	20.0	180	3.0			
27466	lengthening	26.0	180	3.0			
27468	combined, lengthening and shortening with femoral segment transfer	40.0	180	4.0			
27470	Repair, nonunion or malunion, femur, distal to head and neck; without graft (e.g., compression technic, etc.)	20.0	120	3.0			
27472	with iliac or other autogenous bone graft (includes obtaining graft)	23.0	120	3.0			
27475	Epiphyseal arrest by epiphysiodesis or stapling; distal femur	14.0	120	3.0			
27477	tibia and fibula, proximal	16.0	120	3.0			
27479	combined, distal femur, proximal tibia and fibula	20.0	120	3.0			
27485	Arrest, hemiepiphyseal, distal femur or proximal leg (e.g., for genu varus or valgus)	11.0	120	3.0			
27487	<u>Secondary reconstruction for revision of total knee arthroplasty</u>	BR					
27488	<u>Removal of knee prosthesis, including <sup>*</sup>total knee<sup>*</sup></u>	BR					
FRACTURES AND/OR DISLOCATION							
27500	Treatment of closed femoral shaft fracture (including supracondylar); without manipulation (includes traction)	Sv.&					
27502	with manipulation	7.0	90	3.0			
27504	Treatment of open femoral shaft fracture (including supracondylar), with uncomplicated soft tissue closure	11.0	90	3.0			
27506	Open treatment of closed or open femoral shaft fracture (including supracondylar), with or without internal or external skeletal fixation	19.0	90	3.0			

	Unit Value	Follow-up Days=	Basic Anes@
MISCELLANEOUS			
27599 Unlisted procedure, femur or knee . . . . .			BR

**AMENDATORY SECTION** (Amending Order 80-25, filed 12/3/80, effective 3/1/81)

**WAC 296-22-087 LEG (TIBIA AND FIBULA) AND ANKLE JOINT.**

	Unit Value	Follow-up Days=	Basic Anes@
<b>INCISION</b>			
27600 Fasciotomy, leg, anterior compartment, for closed spaced decompression; . . . . .	5.0	30	3.0
27602 including posterior compartment decompression . . . . .	7.0	30	3.0
(For incision and drainage procedures, superficial, see 10000-10160)			
27603 Incision and drainage; deep abscess or hematoma . . . . .			BR
27604 infected bursa . . . . .			SV
27605 Tenotomy, Achilles tendon, subcutaneous (separate procedure); local anesthesia . . . . .	1.0	0	3.0
27606 general anesthesia . . . . .	2.0	0	3.0
27607 Incision, deep, with opening of bone cortex for osteomyelitis or bone abscess; . . . . .			BR
27608 with suction irrigation . . . . .			BR
27610 Arthrotomy, ankle, with exploration, drainage or removal of loose or foreign body; . . . . .	9.0	60	3.0
27611 with suction irrigation . . . . .	10.0	120	3.0
27612 Arthrotomy, ankle, posterior capsular release, with or without Achilles tendon lengthening (see also 27685) . . . . .	10.0	60	3.0
(See also 27685)			

<b>EXCISION</b>			
27613 Biopsy, soft tissues; superficial . . . . .	1.2	7	3.0
27614 deep . . . . .	2.4	15	3.0
27618 Excision, benign tumor; subcutaneous . . . . .	3.0	7	3.0
27619 deep, subfascial or intramuscular . . . . .	4.0	15	3.0
27620 Arthrotomy (capsulotomy), ankle, for biopsy . . . . .	9.0	60	3.0
27625 Arthrotomy, ankle, for synovectomy; . . . . .	12.0	90	3.0
27626 including tenosynovectomy . . . . .	14.0	90	3.0
27630 Excision of lesion of tendon, sheath or capsule (e.g., cyst or ganglion, etc.) . . . . .	3.6	30	3.0
27635 Excision, or curettage, of bone cyst or benign tumor, tibia or fibula; . . . . .	10.0	60	3.0
27637 with primary autogenous graft (includes obtaining graft) . . . . .	13.0	120	3.0
27638 with primary homogenous graft . . . . .	14.0	120	3.0
27640 Excision of bone, partial, (craterization, saucerization or diaphysectomy) for osteomyelitis; tibia . . . . .	12.0	60	3.0
27641 fibula . . . . .	10.0	60	3.0
27645 Resection for tumor, radical; tibia . . . . .			BR+
27646 fibula . . . . .			BR
27647 talus or calcaneus . . . . .			BR

<b>INTRODUCTION OR REMOVAL</b>			
(For arthrocentesis or needling of bursa or joint, see 20605)			
(For removal of Rush pin, intramedullary rod, Lottes nail, etc., see 20680)			
27648 Injection procedure for ankle arthrography . . . . .			BR
(For ankle arthrography, see 73615)			

<b>REPAIR, REVISION OR RECONSTRUCTION</b>			
(For repair of deep wound, see 20800)			
27650 Suture, primary, ruptured Achilles tendon . . . . .	11.0	120	3.0

27652 with graft (includes obtaining graft) . . . . .	14.0	120	3.0
27654 Suture, secondary, ruptured Achilles tendon, with or without graft . . . . .	14.0	120	3.0
27656 Repair, fascial defect of leg . . . . .	6.0	45	3.0
27658 Repair or suture of flexor tendon of leg; primary, without free graft, single, each . . . . .	6.0	90	3.0
27659 secondary with or without free graft, single tendon, each . . . . .	8.0	90	3.0
27664 Repair or suture of extensor tendon of leg; primary, without free graft, single, each . . . . .	4.0	90	3.0
27665 secondary with or without free graft, single tendon, each . . . . .	6.0	90	3.0
27675 Repair for dislocating peroneal tendons; without fibular osteotomy . . . . .	5.0	90	3.0
27676 with fibular osteotomy . . . . .	6.0	90	3.0
27680 Tenolysis, including tibia, fibula and ankle flexor, single . . . . .	5.0	60	3.0
27681 multiple (through same incision), each . . . . .	6.0	60	3.0
27685 Lengthening or shortening of tendon; single (separate procedure) . . . . .	7.0	90	3.0
27686 multiple (through same incision), each . . . . .	8.0	120	3.0
27687 Gastrocnemius recession (e.g., Strayer procedure) . . . . .	7.0	120	3.0
(Toe extensors are considered as a group to be a single tendon when transplanted into midfoot)			
27690 Transfer or transplant of single tendon (with muscle redirection or rerouting); superficial (e.g., anterior tibial extensors into midfoot) . . . . .	8.0	120	3.0
27691 anterior tibial or posterior tibial through interosseous space . . . . .	10.0	120	3.0
27692 each additional tendon . . . . .	2.0		
27695 Suture, primary, torn, ruptured or severed ligament, ankle; collateral . . . . .	10.0	120	3.0
27696 both collateral ligaments . . . . .	14.0	120	3.0
27698 Suture, secondary repair, torn, ruptured or severed ligament; ankle, collateral (e.g., Watson-Jones procedure) . . . . .	14.0	120	3.0
27700 Arthroplasty, ankle; . . . . .	BR+		3.0
27702 with implant ("total ankle") . . . . .	BR		3.0
27704 Removal of ankle implant . . . . .	BR		
27705 Osteotomy; tibia . . . . .	12.0	90	3.0
27707 fibula . . . . .	7.0	90	3.0
27709 tibia and fibula . . . . .	14.0	90	3.0
27712 multiple, with realignment on intramedullary rod (Sofield type procedure) . . . . .	18.0	90	3.0
(For osteotomy to correct genu varus (bowleg) or genu valgus (knock-knee), see 27455-27462)			
27715 Osteoplasty, tibia and fibula, lengthening . . . . .	24.0	90	3.0
27720 Repair of nonunion or malunion, tibia, without graft (e.g., compression technic, etc.) . . . . .	18.0	90	3.0
27722 with sliding graft . . . . .	20.0	120	3.0
27724 with iliac or other autogenous bone graft (includes obtaining graft) . . . . .	22.0	120	3.0
27725 by synostosis, with fibula, any method . . . . .	BR	120	3.0
27727 Repair of congenital pseudarthrosis, tibia . . . . .	BR	120	3.0
27730 Epiphyseal arrest by epiphysiodesis or stapling, distal tibia . . . . .	12.0	120	3.0
27732 distal fibula . . . . .	6.0	120	3.0
27734 distal tibia and fibula . . . . .	14.0	120	3.0
27740 Epiphyseal arrest by epiphysiodesis or stapling, combined, proximal and distal tibia and fibula; . . . . .	18.0	120	3.0
27742 and distal femur . . . . .	22.0	120	3.0
(For epiphyseal arrest of proximal tibia and fibula, see 27477)			

<b>FRACTURES AND/OR DISLOCATIONS</b>			
27750 Treatment of closed tibial shaft fracture; without manipulation . . . . .	Sv.&		
27752 with manipulation . . . . .	5.0	90	3.0

	Unit Value	Follow-up Days=	Basic Anes@		Unit Value	Follow-up Days=	Basic Anes@
27754 Treatment of open tibial shaft fracture, with uncomplicated soft tissue closure . . .	6.5	90	3.0	27851 Arthroscopy, ankle, surgical; debridement with cartilage shaving and/or drilling and/or resection of reactive synovium . . . . .	BR		3.0
27756 Open treatment of closed or open tibial shaft fracture, with internal or external skeletal fixation; simple . . . . .	12.0	90	3.0	27852 with synovial biopsy . . . . .	8.0	90	3.0
27758 complicated . . . . .	BR	90	3.0	27853 with removal of loose body . . . . .	9.0	90	3.0
27760 Treatment of closed distal tibial fracture (medial malleolus); without manipulation . . . . .	Sv.&			<u>(When ankle arthroscopy is performed in conjunction with arthrotomy, see modifier -50)</u>			
27762 with manipulation . . . . .	3.0	90	3.0	MANIPULATION			
27764 Treatment of open distal tibial fracture (medial malleolus) with uncomplicated soft tissue closure . . . . .	4.4	90	3.0	*27860 Manipulation of ankle under general anesthesia (includes application of traction or other fixation apparatus) . . . . .	*1.0	0	3.0
27766 Open treatment of closed or open distal tibial fracture (medial malleolus), with fixation . . . . .	9.0	90	3.0	ARTHRODESIS			
27780 Treatment of closed proximal fibula or shaft fracture; without manipulation . . .	Sv.&			27870 Arthrodesis, ankle any method . . . . .	17.0	120	3.0
27781 with manipulation . . . . .	3.0	90	3.0	27871 Arthrodesis, tibiofibular joint, proximal or distal . . . . .	BR	120	3.0
27782 Treatment of open proximal fibula or shaft fracture, with uncomplicated soft tissue closure . . . . .	4.0	90	3.0	AMPUTATION			
27784 Open treatment of closed or open proximal fibula or shaft fracture, with or without internal or external skeletal fixation . . . . .	8.0	90	3.0	27880 Amputation, leg, through tibia and fibula; . . . . .	12.0	90	4.0
27786 Treatment of closed distal fibular fracture (lateral malleolus); without manipulation . . . . .	Sv.&			27881 with immediate fitting technique including application of first cast . . . . .	12.0	90	4.0
27788 with manipulation . . . . .	3.0	90	3.0	27882 open, flap or circular (guillotine) . . . . .	10.5	90	4.0
27790 Treatment of open distal fibular fracture (lateral malleolus), with uncomplicated soft tissue closure . . . . .	4.0	90	3.0	*27884 secondary closure or scar revision . . . . .	*Sv.&		3.0
27792 Open treatment of closed or open distal fibular fracture (lateral malleolus), with fixation . . . . .	9.0	90	3.0	27886 reamputation . . . . .	BR+		4.0
27800 Treatment of closed tibia and fibula fractures, shafts; without manipulation . .	Sv.&			27888 Amputation, ankle, through malleoli of tibia and fibula (Syme, Pirogoff type procedures), with plastic closure and resection of nerves . . . . .	12.0	90	3.0
27802 with manipulation . . . . .	6.5	90	3.0	27889 Ankle disarticulation . . . . .	12.0	120	3.0
27804 Treatment of open tibia and fibula fractures, shafts, with uncomplicated soft tissue closure (eg, "pins above and below") . . . . .	8.0	90	3.0	MISCELLANEOUS			
27806 Open treatment of closed or open tibia and fibula fractures, shafts, with or without internal or external skeletal fixation . .	14.5	90	3.0	27899 Unlisted procedure, leg or ankle . . . . .	BR		
27808 Treatment of closed bimalleolar ankle fracture, (including Potts); without manipulation . . . . .	Sv.&			<b>AMENDATORY SECTION (Amending Order 81-28, filed 11/30/81, effective 1/1/82)</b>			
27810 with manipulation . . . . .	5.0	90	3.0	<b>WAC 296-22-091 FOOT.</b>			
27812 Treatment of open bimalleolar ankle fracture, with uncomplicated soft tissue closure . . . . .	6.5	90	3.0	INCISION			
27814 Open treatment of closed or open bimalleolar ankle fracture, with or without internal or external skeletal fixation . .	12.0	90	3.0	(For incision and drainage procedures, superficial, see 10000-10160)			
27816 Treatment of closed trimalleolar ankle fracture; without manipulation . . . . .	Sv.&			28001 Incision and drainage, infected bursa . . . . .	SV		
27818 with manipulation . . . . .	6.0	90	3.0	28002 Deep infection, below fascia, requiring deep dissection, with or without tendon sheath involvement; single bursal space, specify . . . . .	BR		3.0
27820 Treatment of open trimalleolar ankle fracture, with uncomplicated soft tissue closure . . . . .	7.0	90	3.0	28003 multiple areas . . . . .	BR		3.0
27822 Open treatment of closed or open trimalleolar ankle fracture, with or without internal or external skeletal fixation, medial and/or lateral malleolus; only . . .	14.5	90	3.0	28004 multiple areas with suction irrigation . .	BR		3.0
27823 including internal skeletal fixation of posterior lip (malleolus) . . . . .	18.0	120	3.0	28005 Incision, deep, with opening of bone cortex for osteomyelitis or bone abscess; . . .	BR		3.0
27830 Treatment of proximal tibiofibular joint dislocation; without anesthesia . . . . .	Sv.&			28006 with suction irrigation . . . . .	BR		3.0
27831 requiring anesthesia . . . . .	BR		3.0	28008 Fasciotomy, plantar and/or toe, subcutaneous (see also 28060, 28062, 28250) . . .	2.4	60	3.0
27832 Open treatment of proximal tibiofibular joint dislocation with fixation or excision . .	8.0	90	3.0	*28010 Tenotomy, subcutaneous, toe; single . . .	*0.8	0	3.0
27840 Treatment of ankle dislocation; without anesthesia . . . . .	Sv.&			*28011 multiple . . . . .	*1.2	0	3.0
*27842 requiring anesthesia . . . . .	*2.0	45	3.0	(For open tenotomy, see 28230, 28234)			
27844 Treatment of open ankle dislocation, with uncomplicated soft tissue closure . .	3.2	45	3.0	28020 Arthrotomy, with exploration, drainage or removal of loose or foreign body; intertarsal or tarsometatarsal joint . . . . .	6.0	60	3.0
27846 Open treatment of closed or open ankle dislocation . . . . .	12.0	90	3.0	28022 metatarsophalangeal joint . . . . .	3.6	60	3.0
27848 with fixation . . . . .	9.0	90	3.0	28024 interphalangeal joint . . . . .	2.4	60	3.0
ARTHROSCOPY				28030 Neurectomy of intrinsic musculature of foot . . . . .	BR+		3.0
27850 Arthroscopy, ankle, diagnostic (separate procedure) . . . . .	6.0		3.0	28035 Tarsal tunnel release (posterior tibial nerve decompression) . . . . .	8.0	60	3.0
				EXCISION			
				(For toenail, see 11730-11750)			
				28043 Excision, benign tumor; subcutaneous . .	3.0	7	3.0
				28045 deep, subfascial, intramuscular . . . . .	4.0	15	3.0

	Unit Value	Follow-up Days=	Basic Anes@		Unit Value	Follow-up Days=	Basic Anes@
28050 Arthrotomy for synovial biopsy; intertarsal or tarsometatarsal joint	6.0	60	3.0				
28052 metatarsophalangeal joint	3.6	60	3.0				
28054 interphalangeal joint	2.4	60	3.0				
28060 Fasciectomy, excision of plantar fascia; partial (separate procedure)	6.0	60	3.0				
28062 radical (separate procedure)	BR+		3.0	28190 *Remove foreign body; subcutaneous	BR		3.0
(For plantar fasciectomy, see 28008, 28250)				28192 deep	BR		3.0
				28193 complicated	BR		3.0
				REPAIR, REVISION OR RECONSTRUCTION			
28070 Synovectomy, intertarsal or tarsometatarsal joint, each	6.0	90	3.0	28200 Repair or suture of tendon, foot, flexor, single; primary or secondary, without free graft, each tendon	6.0	90	3.0
28072 metatarsophalangeal joint, each	3.6	90	3.0	28202 secondary with free graft, each tendon (includes obtaining graft)	8.0	90	3.0
28080 Excision of Morton neuroma, single, each	3.6	30	3.0	28208 Repair or suture of tendon, foot, extensor, single; primary or secondary, each tendon	2.8	90	3.0
28086 Synovectomy, tendon sheath; flexor	6.0	90	3.0	28210 secondary with free graft, each tendon (includes obtaining graft)	4.4	90	3.0
28088 extensor	6.0	90	3.0	28220 Tenolysis, flexor, single	5.0	60	3.0
28090 Excision of lesion of tendon or fibrous sheath or capsule (including synovectomy) (cyst or ganglion); foot	3.6	30	3.0	28222 multiple (through same incision), each	6.0	60	3.0
28092 toes	2.4	30	3.0	28225 Tenolysis, extensor; single	2.8	60	3.0
28100 Excision or curettage of bone cyst or benign tumor, talus or calcaneus;	6.0	60	3.0	28226 multiple (through same incision), each	3.6	60	3.0
28102 with iliac or other autogenous bone graft (includes obtaining graft)	7.0	120	3.0	28230 Tenotomy, open, flexor, foot, single or multiple (separate procedure)	3.0	30	3.0
28103 with homogenous bone graft	8.0	120	3.0	28232 toe, single (separate procedure)	1.4	30	3.0
28104 Excision or curettage of bone cyst or benign tumor, tarsal or metatarsal bones, except talus or calcaneus;	4.8	60	3.0	28234 Tenotomy, open, extensor, foot or toe	1.0	30	3.0
28106 with iliac or other autogenous bone graft (includes obtaining graft)	5.6	120	3.0	28236 Transfer of tendon, anterior tibial into tarsal bone (e.g., Lowman-Young type procedure)	5.0	120	3.0
28107 with homogenous bone graft	6.6	120	3.0	28238 Advancement of posterior tibial tendon with excision of accessory navicular bone (Kidner type procedure)	7.0	120	3.0
28108 Excision or curettage of bone cyst or benign tumor, phalanges;	3.6	60	3.0	(For subcutaneous tenotomy, see 28010, 28011)			
28109 with homogenous bone graft	4.6	60	3.0	(For transfer or transplant of tendon with muscle redirection or rerouting, see 27690-27692)			
(For osteotomy, partial (e.g., hallux valgus, Silver type procedure) see 28290)				(For extensor hallucis longus transfer, great toe, IP fusion, see 28760)			
28110 Osteotomy, partial excision, fifth metatarsal head (bunionette) (separate procedure)	2.4	60	3.0	28240 Tenotomy or release, abductor hallucis muscle (McCauley type procedure)	3.6	60	3.0
28111 Osteotomy; complete excision of first metatarsal head	7.0	90	3.0	28250 Division of plantar fascia and muscle ("Steindler stripping") (separate procedure)	6.0	60	3.0
28112 other metatarsal head (second, third or fourth)	4.0	60	3.0	28260 Capsulotomy, midfoot; medial release only (separate procedure)	BR+		3.0
28113 fifth metatarsal head	1.0	90	3.0	28261 with tendon lengthening	BR+		3.0
28114 all metatarsal heads with partial proximal phalangectomies (Clayton type procedure)	12.0	60	3.0	28262 extensive, including posterior talotibial capsulotomy and tendon(s) lengthening as for resistant clubfoot deformity	BR		
28116 Osteotomy, excision of tarsal coalition	7.0	60	3.0	28264 Capsulotomy, midtarsal (Heyman type procedure)	12.0	90	3.0
28118 Osteotomy, calcaneus; partial (Cotton scoop type procedure)	7.0	60	3.0	28270 Capsulotomy for contracture, metatarsophalangeal joint, with or without tenorrhaphy, single, each joint (separate procedure)	3.0	60	3.0
28119 for spur, with or without plantar fascial release	7.0	60	3.0	28272 interphalangeal joint, single, each joint (separate procedure)	1.4	60	3.0
28120 Partial excision of bone (craterization, saucerization, sequestrectomy, or diaphysectomy) for osteomyelitis, talus or calcaneus;	6.0	60	3.0	28280 Webbing operation (create syndactylism of toes) for soft corn (Kelikian type procedure)	3.6	46	3.0
28121 with suction irrigation	7.0	60	3.0	28285 Hammer toe operation, one toe (e.g., interphalangeal fusion, filleting, phalangectomy) (separate procedure)	4.8	90	3.0
28122 Partial excision of bone (craterization, saucerization or diaphysectomy) for osteomyelitis, tarsal or metatarsal bone, except talus or calcaneus;	4.8	60	3.0	28286 for cock-up fifth toe with plastic skin closure, (Ruiz-Mora type procedure)	3.6	120	3.0
28123 with suction irrigation	5.0	60	3.0	28288 Osteotomy, partial, exostectomy or condylectomy, single, metatarsal head, second through fifth, each metatarsal head, (separate procedure)	7.0	120	3.0
28124 Partial excision of bone (craterization, saucerization, or diaphysectomy) for osteomyelitis, phalanx	3.6	60	3.0	28290 Hallux valgus (bunion) correction, with or without sesamoidectomy; simple exostectomy (Silver type procedure)	4.8	60	3.0
28126 Condylectomy, phalangeal base, single toe, each	8.0	60	3.0	28292 Keller, McBride or Mayo type procedure	7.0	90	3.0
28130 Talectomy (astragalectomy)	10.0	120	3.0	28293 resection of joint with implant	8.0	120	3.0
28135 Calcaneotomy	10.0	120	3.0	28294 with tendon transplants (Joplin type			
28140 Metatarsectomy	6.0	60	3.0				
28150 Phalangectomy, single, each	3.6	30	3.0				
28153 Resection, head of phalanx	6.0	30	3.0				
28160 Hemiphalangectomy or interphalangeal joint excision, single, each	3.0	30	3.0				
28171 Radical resection for tumor; tarsal (except talus or calcaneus)	BR+		3.0				
28173 metatarsal	BR		3.0				
28175 phalanx	BR		3.0				
(For talus or calcaneus, see 27647)							

INTRODUCTION AND/OR REMOVAL

	Unit Value	Follow-up Days=	Basic Anes@		Unit Value	Follow-up Days=	Basic Anes@
28296 procedure).....	9.5	90	3.0				
28296 with metatarsal osteotomy (Mitchell or Lapidus type procedure).....	9.5	120	3.0	28510 Treatment of closed fracture, phalanx or phalanges, other than great toe; without manipulation, each.....	3.6	45	3.0
28298 Hallux valgus (bunion) correction; by phalanx osteotomy.....	7.0	120	3.0		Sv.&		
28299 by other methods (e.g., double osteotomy).....	BR		3.0	28515 with manipulation, each.....	1.0	30	3.0
28300 Osteotomy; calcaneus (Dwyer or Chambers type procedure) with or without internal fixation.....	9.5	90	3.0	28520 Treatment of open fracture, phalanx or phalanges, other than great toe, with uncomplicated soft tissue closure, each....	1.6	30	3.0
28302 talus.....	9.0	90	3.0	28525 Open treatment of closed or open fracture, phalanx or phalanges; other than great toe, with or without internal or external skeletal fixation, each.....	3.0	45	3.0
28304 Osteotomy, midtarsal bones, other than calcaneus or talus;.....	8.0	90	3.0	*28540 Treatment of closed tarsal bone dislocation; without anesthesia.....	*0.72	0	
28305 with autogenous graft (includes obtaining graft) (Fowler type).....	9.0	120	3.0	28545 requiring anesthesia.....	2.0	45	3.0
28306 Osteotomy, metatarsal, base or shaft, single, for shortening or angular correction; first metatarsal.....	7.0	90	3.0	28546 Treatment of closed tarsal bone dislocation, with percutaneous skeletal fixation.....	<u>2.8</u>		
28308 other than first metatarsal.....	5.6	90	3.0	28550 Treatment of open tarsal bone dislocation, with uncomplicated soft tissue closure.....	2.8	45	3.0
28309 Osteotomy, metatarsals, multiple, for cavus foot (Swanson type procedure)....	BR	120	3.0	28555 Open treatment of closed or open tarsal bone dislocation, with or without internal or external skeletal fixation.....	6.0	90	3.0
28310 Osteotomy for shortening, angular or rotational correction; proximal phalanx, first toe (separate procedure).....	2.8	90	3.0	*28570 Treatment of closed talotarsal joint dislocation; without anesthesia.....	*1.0	0	
28312 other phalanges, any toe.....	2.0	90	3.0	28575 requiring anesthesia.....	2.4	45	3.0
28315 Sesamoidectomy, first toe (separate procedure).....	BR			28580 Treatment of open talotarsal joint dislocation, with uncomplicated soft tissue closure.....	3.2	45	3.0
28320 Repair of nonunion or malunion; tarsal bones (calcaneus, talus, etc.).....	BR+		3.0	28585 Open treatment of closed or open talotarsal joint dislocation, with or without internal or external skeletal fixation.....	10.0	90	3.0
28322 metatarsal, with or without bone graft (includes obtaining graft).....	4.8	120	3.0	*28600 Treatment of closed tarsometatarsal joint dislocation, without anesthesia ..	*0.72	0	
<b>FRACTURE AND/OR DISLOCATION</b>				28605 requiring anesthesia.....	2.0	45	3.0
28400 Treatment of closed calcaneal fracture; without manipulation.....	Sv.&			28606 Treatment of closed tarsometatarsal joint dislocation, with percutaneous skeletal fixation.....	3.0		
28405 with manipulation including Cotton or Bohler type reductions.....	BR+		3.0	28610 Treatment of open tarsometatarsal joint dislocation, with uncomplicated soft tissue closure.....	2.8	45	3.0
28406 with manipulation and skeletal fixation.....	BR	120	3.0	28615 Open treatment of closed or open tarsometatarsal joint dislocation, with or without internal or external skeletal fixation.....	6.0	90	3.0
28410 Treatment of open calcaneal fracture, with uncomplicated soft tissue closure ..	4.0	90	3.0	*28630 Treatment of closed metatarsophalangeal joint dislocation; without anesthesia.....	*0.72	0	
28415 Open treatment of closed or open calcaneal fracture, with or without internal or external skeletal fixation.....	10.0	90	3.0	28635 requiring anesthesia.....	1.4	45	3.0
28420 with primary iliac or other autogenous bone graft (includes obtaining graft).....	14.5	90	3.0	28640 Treatment of open metatarsophalangeal joint dislocation, with uncomplicated soft tissue closure.....	2.0	45	3.0
28430 Treatment of closed talus fracture; without manipulation.....	Sv.&			28645 Open treatment of closed or open metatarsophalangeal joint dislocation.....	4.0	90	3.0
28435 with manipulation.....	3.0	90	3.0	*28660 Treatment of closed interphalangeal joint dislocation; without anesthesia ..	*0.72	0	
28440 Treatment of open talus fracture, with uncomplicated soft tissue closure.....	4.0	90	3.0	28665 requiring anesthesia.....	1.2	45	3.0
28445 Open treatment of closed or open talus fracture, with or without internal or skeletal fixation.....	10.0	90	3.0	28670 Treatment of open interphalangeal joint dislocation, with uncomplicated soft tissue closure.....	1.6	45	3.0
28450 Treatment of closed tarsal bone fracture (except talus and calcaneus); without manipulation, each.....	Sv.&			28675 Open treatment of closed or open interphalangeal joint dislocation.....	2.4	60	3.0
28455 with manipulation, each.....	2.0	90	3.0	<b>ARTHRODESIS</b>			
28460 Treatment of open tarsal bone fracture (except talus and calcaneus), with uncomplicated soft tissue closure, each....	3.0	90	3.0	28705 Pantalar arthrodesis.....	19.0	120	3.0
28465 Open treatment of closed or open tarsal bone fracture (except talus and calcaneus), with or without internal or external skeletal fixation, each.....	6.0	90	3.0	28715 Triple arthrodesis.....	15.0	120	3.0
28470 Treatment of closed metatarsal fracture; without manipulation, each.....	Sv.&			28725 Subtalar arthrodesis (includes Grice type procedure).....	12.0	120	3.0
28475 with manipulation, each.....	2.2	90	3.0	28730 Arthrodesis, midtarsal or tarsometatarsal, multiple or transverse; ..	11.0	120	3.0
28480 Treatment of open metatarsal fracture, with uncomplicated soft tissue closure, each.....	3.0	90	3.0	28735 with osteotomy as for flat foot correction.....	14.0	120	3.0
28485 Open treatment of closed or open metatarsal fracture, with or without internal or external skeletal fixation, each.....	6.0	90	3.0	28737 Arthrodesis, midtarsal navicular-cuneiform, with tendon lengthening and advancement (Miller type procedure).....	7.0	120	3.0
28490 Treatment of closed fracture great toe, phalanx or phalanges; without manipulation.....	Sv.&			28740 Arthrodesis, midtarsal or tarsometatarsal, single joint.....	9.0	120	3.0
28495 with manipulation.....	1.2	30	3.0	28750 Arthrodesis, great toe; metatarsophalangeal joint.....	7.0	120	3.0
28500 Treatment of open fracture great toe, phalanx or phalanges, with uncomplicated soft tissue closure.....	1.8	30	3.0	28755 interphalangeal joint.....	4.0	120	3.0
28505 Open treatment of closed or open fracture great toe, phalanx or phalanges,				28760 Arthrodesis, great toe, interphalangeal joint, with extensor hallucis longus transfer to first metatarsal neck (Jones			

	Unit Value	Follow-up Days=	Basic Anes@
type procedure).....	6.0	120	3.0
(For hammer toe operation or interphalangeal fusion, see 28285)			
<b>AMPUTATION</b>			
28800 Amputation, foot; midtarsal (Chopart type procedure) .....	10.0	90	3.0
28805 transmetatarsal .....	10.0	90	3.0
28810 Amputation, metatarsal, with toe, single .....	6.0	90	3.0
28820 Amputation, toe; metatarsophalangeal joint .....	3.0	45	3.0
28825 interphalangeal joint .....	2.0	45	3.0
<b>MISCELLANEOUS</b>			
28899 Unlisted procedure, foot or toes .....	BR		
(For skin grafts and flaps, see 15050-15770)			

	Unit Value	Follow-up Days=	Basic Anes@
(For orbital exenteration as an independent procedure, see 65110 et seq.)			
(For skin grafts, see 15120 et seq.)			
<b>OTHER PROCEDURES</b>			
(For hypophysectomy, <u>transnasal or transeptal approach</u> , see ((61665)) 61548)			
(For transcranial hypophysectomy, see 61546)			
<del>((31245 Transnasal pituitary procedure other than hypophysectomy ..... BR))</del>			
<u>(31245 has been deleted. For transnasal excision of pituitary tumor, see 61548)</u>			
31299 Unlisted procedure, accessory sinuses ..	BR		

**AMENDATORY SECTION (Amending Order 81-28, filed 11/30/81, effective 1/1/82)**

**WAC 296-22-105 ACCESSORY SINUSES.**

	Unit Value	Follow-up Days=	Basic Anes@
<b>INCISION</b>			
*31000 Lavage by cannulation; maxillary sinus, unilateral (antrum puncture or natural ostium) .....	*0.4	0	3.0
*31001 maxillary sinuses, bilateral .....	*0.6	0	3.0
31002* sphenoid sinus .....	0.8	0	3.0
31020 Sinusotomy, maxillary (antrotomy); intranasal, unilateral .....	3.0	90	3.0
31021 intranasal, bilateral .....	6.0	90	3.0
31030 radical, unilateral (Caldwell-Luc) without removal of antrochoanal polyps .....	10.0	90	3.0
31031 radical, bilateral (Caldwell-Luc) without removal of antrochoanal polyps .....	12.0	90	3.0
31032 radical unilateral (Caldwell-Luc) with removal of antrochoanal polyps .....	11.0	3.0	
31033 radical, bilateral (Caldwell-Luc) with removal of antrochoanal polyps .....	16.0	3.0	
31040 Surgery on pterygomaxillary fossa contents by transantral approach .....	BR		
(For transantral ligation of internal maxillary artery, see 30920)			
31050 Sinusotomy, sphenoid .....	11.0	30	3.0
31070 Sinusotomy, frontal; external, simple (trephine operation) .....	10.0	30	3.0
31075 transorbital, unilateral (for mucocele or osteoma, Lynch type) .....	16.0	180	3.0
31080 obliterative without osteoplastic flap, brow incision (includes ablation) .....	24.0	180	3.0
31081 obliterative, without osteoplastic flap, coronal incision (includes ablation) ..	BR		
31084 obliterative, with osteoplastic flap, brow incision .....	BR		
31085 obliterative, with osteoplastic flap, coronal incision .....	BR		
<u>31086 nonobliterative, with osteoplastic flap, brow incision</u> .....			
<u>31087 nonobliterative, with osteoplastic flap, coronal incision</u> .....			
31090 Sinusotomy combined, three or more sinuses .....	26.0	180	3.0
<b>EXCISION</b>			
31200 Ethmoidectomy; intranasal, anterior ...	6.0	90	3.0
31201 intranasal, total .....	10.0	90	3.0
31205 extranasal total .....	13.0	90	3.0
31225 Maxillectomy; without orbital exenteration .....	24.0	180	3.0
31230 with orbital exenteration (en bloc) ..	24.0	180	3.0

**AMENDATORY SECTION (Amending Order 81-28, filed 11/30/81, effective 1/1/82)**

**WAC 296-22-115 TRACHEA AND BRONCHI.**

	Unit Value	Follow-up Days=	Basic Anes@
<b>INCISION</b>			
31600 Tracheostomy, planned (separate procedure); .....	5.4	15	5.0
31601 under two years .....	6.0	15	6.0
31603 Tracheostomy, emergency procedure, transtracheal .....	BR	90	5.0
31605 Cricothyroid membrane .....	BR		
31610 Tracheostomy, fenestration procedure with skin flaps .....	7.0	15	4.0
(For endotracheal intubation, see 31500)			
(For tracheal aspiration under direct vision, see 31515)			
31612 Tracheal puncture, percutaneous for aspiration of mucus (transtracheal aspiration) .....	BR		
31613 Tracheostoma revision; simple, without flap rotation .....	BR	30	5.0
31614 complex, with flap rotation .....	BR	30	5.0
<b>ENDOSCOPY</b>			
31615 Tracheoscopy through established tracheostomy incision .....	BR		
31620 Bronchoscopy; diagnostic, rigid bronchoscope .....	3.6	30	4.0
31621 diagnostic, fiberoptic bronchoscope (flexible) .....	3.6	7	5.0
31625 with biopsy, rigid bronchoscope .....	5.0	30	4.0
31626 with biopsy, fiberoptic bronchoscope (flexible) .....	5.0	7	5.0
31627 with brushing, fiberoptic bronchoscope (flexible) .....	5.0	7	5.0
<u>31628 with transbronchial lung biopsy, fiberoptic bronchoscope (flexible) under fluoroscopic guidance .....</u>	<u>BR</u>		
31630 with tracheal or broncheal dilation or closed reduction of fracture .....	6.0	30	6.0
31635 with removal of foreign body .....	5.6	30	4.0
31640 with excision of tumor .....	5.0	30	4.0
31645 with therapeutic aspiration of tracheobronchial tree, initial .....	4.0	30	4.0
31646 with therapeutic aspiration of tracheobronchial tree, subsequent ..	2.6	30	4.0
(For catheter aspiration of tracheobronchial tree at bedside, see 31725)			
31650 with drainage of lung abscess or cavity, initial .....	4.0	30	4.0
31651 with drainage of lung abscess or cavity, subsequent .....	2.6	30	4.0



	Unit Value	Follow-up Days=	Basic Anes@
(See also 32520)			
32900 Resection of ribs, extrapleural, all stages .....	14.0	90	9.0
32905 Thoracoplasty, Schede type or extrapleural (all stages); .....	14.0	90	9.0
32906 with closure of bronchopleural fistula .....	16.0	90	9.0
(For open closure of major bronchial fistula, see 32815)			
(For resection of first rib for thoracic outlet compression, see 21615, 21616)			
32940 Pneumonolysis, extraperiosteal, including filling or packing procedures .....	14.0	90	9.0
*32960 Pneumothorax; therapeutic, intrapleural injection of air .....	*1.0	0	
32999 Unlisted procedure, lungs and pleura ..	BR		

**AMENDATORY SECTION (Amending Order 81-28, filed 11/30/81, effective 1/1/82)**

**WAC 296-22-120 HEART AND PERICARDIUM.**

	Unit Value	Follow-up Days=	Basic Anes@
(For monitoring, operation of pump and other nonsurgical services, see 99150, 99151, 99160-99162, 99190-99192)			
(For other medical or laboratory related services, see appropriate section)			
<b>PERICARDIUM</b>			
33010* Pericardiocentesis; initial .....	1.2	0	
33011* subsequent .....	1.0	0	
33015 Tube pericardiostomy .....	BR		
33020 Pericardiostomy for removal of clot or foreign body (primary procedure) .....	20.0	90	13.0
33025 Creation of pericardial window or partial resection for drainage .....	20.0	15	1.5
33030 Partial resection for chronic constrictive pericarditis, without bypass .....	30.0	90	1.5
33035 Complete ventricular decortication, with cardiopulmonary bypass .....	40.0	90	1.5
33050 Excision of pericardial cyst or tumor ...	20.0	90	1.3
33100 Pericardiectomy (separate procedure) ..	34.0	90	15.0

**CARDIAC TUMOR**

33120 Excision of intracardiac tumor, resection with cardiopulmonary bypass .....	50.0	90	15.0
33130 Resection of external cardiac tumor ....	25.0	90	12.0
(For injection procedure for coronary arteriography, see 36230)			
(For cardiac catheterization, see 93500-93566)			
(For electronic analysis of internal pacemaker system, see 93795, 93796)			
(For fluoroscopy and radiography procedure with insertion of pacemaker, see 71090)			
33200 Insertion of permanent pacemaker with epicardial electrode; by thoracotomy ...	24.0	90	15.0
33201 by xiphoid approach .....	24.0	90	15.0
<del>(33205 Insertion of permanent pacemaker with transvenous electrodes .....</del>	<del>14.0</del>	<del>90</del>	
<del>(33205 has been deleted. To report use 33206-33208)</del>			
33206 Insertion of permanent pacemaker with transvenous electrode(s); atrial .....	BR		3.0
33207 ventricular .....	BR		3.0
33208 AV sequential .....	BR		3.0
33210 Insertion of temporary transvenous cardiac electrode, or pacemaker catheter			

(separate procedure) .....	7.0	15	Sv. &
33212 Insertion or replacement of pulse generator only .....	4.0	30	6.0
33216 Insertion, replacement, or repositioning of permanent transvenous electrodes only (15 days or more after initial insertion) ..	8.0	30	6.0
33218 Repair of pacemaker; electrodes only ...	5.0	30	6.0
33219 with replacement of pulse generator ..	BR		

**WOUNDS OF THE HEART AND GREAT VESSELS**

33300 Repair of cardiac wound; without bypass .....	24.0	90	15.0
33305 with cardiopulmonary bypass .....	30.0	90	15.0
33310 Cardiomy, exploratory (includes removal of foreign body); without bypass ..	22.0	90	15.0
33315 with cardiopulmonary bypass .....	34.0	90	15.0
33320 Suture repair of aorta or great vessels; without bypass .....	20.0	90	15.0
33322 with cardiopulmonary bypass .....	30.0	90	15.0
33330 Insertion of graft; without bypass .....	30.0	90	15.0
33335 with cardiopulmonary bypass .....	40.0	90	15.0
33350 Great vessel repair with other major procedure .....	BR		15.0

**CARDIAC VALVES AORTIC VALVE**

33400 Valvuloplasty, aortic valve, open, with cardiopulmonary bypass .....	50.0	90	15.0
33405 Replacement, aortic valve with cardiopulmonary bypass .....	52.0	90	15.0
33407 Valvotomy, aortic valve (commissurotomy); with cardiopulmonary bypass .....	BR		
33408 with inflow occlusion .....	BR		
(For multiple valve replacement, see 33480-33492)			
33415 Resection of aortic valve for subvalvular stenosis .....	40.0	90	15.0
33417 Aortoplasty (gusset) for supra-ventricular stenosis .....	40.0	90	15.0

**MITRAL VALVE**

33420 Valvotomy, mitral valve (commissurotomy); closed .....	32.0	90	15.0
33422 open, with cardiopulmonary bypass ..	50.0	90	15.0
33425 Valvuloplasty, mitral valve, with cardiopulmonary bypass .....	52.0	90	15.0
33430 Replacement, mitral valve, with cardiopulmonary bypass .....	52.0	90	15.0

**TRICUSPID VALVE**

33450 Valvotomy, tricuspid valve (commissurotomy); closed .....	32.0	90	15.0
33452 open, with cardiopulmonary bypass ..	50.0	90	15.0
33460 Valvuloplasty or valvectomy, tricuspid valve, with cardiopulmonary bypass; ....	50.0	90	15.0
33465 replacement .....	52.0	90	15.0

(For multiple valve replacement, see 33480-33492)

33468 Tricuspid valve repositioning and plication for Ebstein anomaly .....	50.0	90	15.0
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**PULMONARY VALVE**

33470 Valvotomy, pulmonary valve (commissurotomy); closed (transventricular) ...	32.0	90	15.0
33472 open, with inflow occlusion .....	32.0	90	15.0
33474 open, with cardiopulmonary bypass ..	50.0	90	15.0
33476 Right ventricular resection for infundibular stenosis, with or without commissurotomy .....	50.0	90	15.0
33478 Outflow tract augmentation (gusset), with or without commissurotomy or infundibular resection .....	52.0	90	15.0

**MULTIPLE VALVE PROCEDURES**

33480 Replacement and/or repair, double valve procedure, by methods 33400-33465 ...	70.0	90	15.0
33481 Single valve replacement; with commissurotomy or valvuloplasty of another valve .....	56.0	90	15.0
33482 with commissurotomy or valvuloplasty of two valves .....	60.0	90	15.0

	Unit Value	Follow-up Days=	Basic Anes@		Unit Value	Follow-up Days=	Basic Anes@
33483 Double valve replacement; .....	65.0	90	15.0				
33485 with commissurotomy or valvuloplasty of one valve .....	67.0	90	15.0				
33490 Replacement and/or repair, triple valve procedure, by methods 33400 to 33465 .	80.0	90	15.0				
33492 Triple valve replacement .....	85.0	90	15.0				
<b>CORONARY ARTERY PROCEDURES</b>				<b>TOTAL ANOMALOUS PULMONARY VENOUS DRAINAGE</b>			
33502 Anomalous coronary artery; ligation . . .	20.0	90	15.0	33730 Complete repair of anomalous venous return (supracardiac, intracardiac, or infracardiac types) .....	50.0	90	15.0
33503 graft, without bypass .....	25.0	90	15.0	(For partial anomalous return, see atrial septal defect)			
33504 graft, with bypass .....	35.0	90	15.0	<b>SHUNTING PROCEDURES</b>			
33510 Coronary artery bypass, autogenous graft, e.g., saphenous vein or internal mammary artery; single artery .....	35.0	90	15.0	33735 Atrial septectomy; closed (Blalock-Hanlon type operation) .....	32.0	90	15.0
33511 two coronary arteries .....	56.0	90	15.0	33737 open, with inflow occlusion .....	40.0	90	15.0
33512 three coronary arteries .....	67.0	90	15.0	33738 transvenous method, balloon, Rashkind type (includes cardiac catheterization) .....	50.0	90	15.0
33513 four coronary arteries .....	67.0	90	15.0	33750 Shunt; subclavian to pulmonary artery (Blalock-Taussig type operation) .....	30.0	90	15.0
33514 five coronary arteries .....	67.0	90	15.0	33755 ascending aorta to pulmonary artery (Waterston type operation) .....	30.0	90	15.0
33516 six or more coronary arteries .....	67.0	90	15.0	33762 descending aorta to pulmonary artery (Potts-Smith type operation) .....	30.0	90	15.0
(For separate procurement of autogenous graft, see modifier -75, services rendered by more than one physician)				33766 vena cava to pulmonary artery (Glenn type operation) .....	30.0	90	15.0
33520 Coronary artery bypass, nonautogenous graft (e.g., synthetic or cadaver); single artery .....	30.0	90	15.0	<b>TRANSPOSITION OF THE GREAT VESSELS</b>			
33525 two coronary arteries .....	35.0	90	15.0	33782 Repair transposition of great vessels, atrial baffle procedure (Mustard type); with <u>cardiopulmonary</u> bypass .....	50.0	90	15.0
33528 three or more coronary arteries .....	50.0	90	15.0	33783 with removal of pulmonary artery band, with or without gusset .....	50.0	90	15.0
33532 Myocardial implantation, one or more systemic arteries (Vineberg type operation) .....	25.0	90	15.0	33784 with closure of ventricular septal defect .....	50.0	90	15.0
<b>POSTINFARCTION MYOCARDIAL PROCEDURES</b>				<b>TRUNCUS ARTERIOSUS</b>			
33542 Myocardial resection (e.g., ventricular aneurysmectomy) .....	35.0	90	15.0	33786 Total repair, truncus arteriosus (Rastelli type operation) .....	50.0	90	15.0
33545 Repair of postinfarction ventricular septal defect, with or without myocardial resection .....	50.0	90	15.0	33788 Replant pulmonary artery for hemitruncus .....	30.0	90	15.0
33560 Myocardial operation combined with coronary bypass procedure .....	BR			(For pulmonary artery band, see 33690)			
33570 Coronary angioplasty (end arterectomy, with or without gas, arterial implantation or anastomosis), with bypass; .....	60.0	90	15.0	<b>AORTIC ANOMALIES</b>			
33575 combined with vascularization .....	68.0	90	15.0	33802 Division of aberrant vessel (vascular ring); .....	18.0	90	15.0
<b>SEPTAL DEFECT</b>				33803 with reanastomosis .....	20.0	90	15.0
33640 Repair atrial septal defect, secundum; without bypass .....	32.0	90	15.0	33810 Creation of aortopulmonary window; without bypass .....	20.0	90	15.0
33641 with <u>cardiopulmonary</u> bypass .....	46.0	90	15.0	33812 with <u>cardiopulmonary</u> bypass .....	30.0	90	15.0
33643 patch closure, with or without anomalous pulmonary venous drainage .....	30.0	90	15.0	33820 Patent ductus arteriosus; ligation (primary procedure) .....	15.0	90	15.0
33645 Direct or patch closure, sinus venosus, with or without anomalous pulmonary venous drainage .....	30.0	90	15.0	33822 division, under 18 years .....	18.0	90	15.0
33649 Repair of tricuspid atresia (e.g., Fontan, Gago procedures) .....	BR			33824 division, 18 years and older .....	20.0	90	15.0
33660 Patch closure, endocardial cushion defect, with or without repair of mitral and/or tricuspid cleft; .....	50.0	90	15.0	33830 ligation or division when performed with another procedure .....	5.0		
33665 with repair of separate ventricular septal defect .....	35.0	90	15.0	33840 Excision of coarctation of aorta, with or without associated patent ductus arteriosus; with direct anastomosis .....	20.0	90	15.0
33670 Repair of complete atrioventricular canal, with or without prosthetic valve . . .	50.0	90	15.0	33845 with graft .....	30.0	90	15.0
33681 Closure ventricular septal defect; direct .	35.0	90	15.0	33850 with shunt, left subclavian to descending aorta (Blalock-Park type operation) .....	30.0	90	15.0
33682 patch .....	50.0	90	15.0	<b>THORACIC AORTIC ANEURYSM</b>			
33684 with pulmonary valvotomy or infundibular resection (acyanotic) . . .	50.0	90	15.0	33860 Ascending aorta graft, with <u>cardiopulmonary</u> bypass; with or without valve suspension .....	40.0	90	15.0
33688 with removal of pulmonary artery band, with or without gusset .....	5.0			33865 with valve replacement .....	50.0	90	15.0
33690 Banding of pulmonary artery .....	15.0	90	15.0	33870 Transverse arch graft, with <u>cardiopulmonary</u> bypass .....	60.0	90	15.0
33692 Total repair tetralogy of Fallot; intact outflow tract .....	50.0	90	15.0	33875 Descending thoracic aorta graft, with or without bypass .....	20.0	90	15.0
33694 with outflow tract gusset .....	50.0	90	15.0	<b>PULMONARY ARTERY</b>			
33696 with closure of previous shunt .....	8.0			33910 Pulmonary artery embolectomy; with <u>cardiopulmonary</u> bypass .....	30.0	90	15.0
<b>SINUS OF VALSALVA</b>				33915 without bypass .....	20.0	90	15.0
33702 Repair sinus of Valsalva fistula, with <u>cardiopulmonary</u> bypass; .....	50.0	90	15.0	<b>MISCELLANEOUS</b>			
33710 with repair of ventricular septal defect .....	35.0	90	15.0	33950 Cardiac transplantation, including removal of donor heart .....	BR		
33720 Repair sinus of Valsalva aneurysm, with <u>cardiopulmonary</u> bypass .....	50.0	90	15.0				

	Unit Value	Follow-up Days=	Basic Anes@
33960 Prolonged extracorporeal circulation for cardiopulmonary insufficiency	BR		
33970 Intra-aortic balloon counterpulsation; insertion and removal	10.0	10	29
33972 monitoring only	BR		
33999 Unlisted procedure, cardiac surgery	BR		

**AMENDATORY SECTION (Amending Order 80-25, filed 12/3/80, effective 3/1/81)**

**WAC 296-22-125 ARTERIES AND VEINS.**

	Unit Value	Follow-up Days=	Basic Anes@
<b>ARTERIAL EMBOLCTOMY OR THROMBECTOMY, WITH OR WITHOUT CATHETER</b>			
34001 Embolectomy or thrombectomy, with or without catheter; carotid, subclavian artery, by neck incision	14.0	60	6.0
34051 innominate, subclavian artery, by thoracic incision	14.0	60	11.0
34101 axillary, brachial, innominate, subclavian artery, by arm incision	14.0	60	5.0
34151 renal, celiac, mesentery, aortoiliac artery, by abdominal incision	20.0	60	6.0
34201 femoropopliteal, aortoiliac artery, by leg incision	14.0	60	5.0

	Unit Value	Follow-up Days=	Basic Anes@
<b>VENOUS THROMBECTOMY, DIRECT OR WITH CATHETER</b>			
34401 Thrombectomy, direct or with catheter; vena cava, iliac vein, by abdominal incision	18.0	60	5.0
34421 vena cava, iliac, femoropopliteal vein, by leg incision	12.0	60	3.0
34451 vena cava, iliac, femoropopliteal vein, by abdominal and leg incision	24.0	60	5.0
34471 subclavian vein, by neck incision	28.0	60	5.0
34490 axillary and subclavian vein, by arm incision	28.0	60	5.0

**DIRECT REPAIR OF ANEURYSM, OR EXCISION (PARTIAL OR TOTAL) AND GRAFT INSERTION FOR ANEURYSM, FALSE ANEURYSM, RUPTURED ANEURYSM, OR OCCLUSIVE DISEASE**

((Sympathectomy, when done, is included in the listed value for aortic procedures. When done in conjunction with extremity artery procedure, see WAC 296-22-010, item 7a and modifier =50.))

(For intracranial aneurysm, see 61700 et seq.)

(For thoracic aortic aneurysm, see 33860-33875)

35001 Direct repair of aneurysm or excision (partial or total) and graft insertion, with or without patch graft(s); for aneurysm or occlusive disease(s); carotid, subclavian artery, by neck incision	28.0	90	6.0
<u>35002 for ruptured aneurysm, carotid, subclavian artery by neck incision</u>	BR		
35011 <u>for aneurysm or occlusive disease, axillary-brachial artery, by arm incision</u>	28.0	90	5.0
<u>35013 for ruptured aneurysm, axillary-brachial artery, by arm incision</u>	BR		
35021 <u>for aneurysm or occlusive disease, innominate, subclavian artery, by thoracic incision</u>	32.0	90	12.0
<u>35022 for ruptured aneurysm, innominate, subclavian artery, by thoracic incision</u>	BR		
35081 <u>for aneurysm or occlusive disease, abdominal aorta</u>	40.0	90	12.0

	Unit Value	Follow-up Days=	Basic Anes@
<u>35082 for ruptured aneurysm, abdominal aorta</u>	BR		
35091 <u>for aneurysm or occlusive disease, abdominal aorta involving visceral vessels (mesenteric, celiac, renal)</u>	BR		12.0
<u>35092 for ruptured aneurysm, abdominal aorta involving visceral vessels (mesenteric, celiac, renal)</u>	BR		
35102 <u>for aneurysm or occlusive disease, abdominal aorta involving iliac vessels (common, hypogastric, external)</u>	40.0	90	12.0
<u>35103 for ruptured aneurysm, abdominal aorta involving iliac vessels (common, hypogastric, external)</u>	BR		
35111 <u>for aneurysm or occlusive disease, splenic artery</u>	24.0	90	6.0
<u>35112 for ruptured aneurysm, splenic artery</u>	BR		
35121 <u>for aneurysm or occlusive disease, hepatic, celiac, renal, or mesenteric artery</u>	40.0	90	6.0
<u>35122 for ruptured aneurysm, hepatic, celiac, renal, or mesenteric artery</u>	BR		
35131 <u>for aneurysm or occlusive disease, iliac artery (common, hypogastric, external)</u>	32.0	90	6.0
<u>35132 for ruptured aneurysm, iliac artery (common, hypogastric, external)</u>	BR		
35141 <u>for aneurysm or occlusive disease, common femoral artery (profunda femoris, superficial femoral)</u>	28.0	90	5.0
<u>35142 for ruptured aneurysm, common femoral artery (profunda femoris, superficial femoral)</u>	BR		
35151 <u>for aneurysm or occlusive disease, popliteal artery</u>	28.0	90	5.0
<u>35152 for ruptured aneurysm, popliteal artery</u>	BR		
35161 <u>for aneurysm or occlusive disease, other arteries (e.g., radial, brachial, ulnar)</u>	BR		
<u>35162 for ruptured aneurysm, other arteries (e.g., radial, brachial, ulnar)</u>	BR		

	Unit Value	Follow-up Days=	Basic Anes@
<b>REPAIR BLOOD VESSEL OR ARTERIOVENOUS FISTULA, WITH OR WITHOUT PATCH GRAFT</b>			
35201 Repair blood vessels or A-V fistula, direct; neck	28.0	60	6.0
35206 upper extremity	28.0	60	3.0
35211 intrathoracic, with bypass	35.0	60	6.0
35216 intrathoracic, without bypass	30.0	60	3.0
35221 intra-abdominal	34.0	90	5.0
35226 lower extremity	28.0	60	3.0
35231 Repair blood vessel or A-V fistula with vein graft; neck	30.0	60	6.0
35236 upper extremity	30.0	60	6.0
35241 intrathoracic, with bypass	40.0	60	6.0
35246 intrathoracic, without bypass	35.0	60	6.0
35251 intra-abdominal	40.0	90	6.0
35256 lower extremity	32.0	60	3.0
35261 Repair blood vessel or A-V fistula with graft other than vein; neck	32.0	60	6.0
35266 upper extremity	32.0	60	6.0
35271 intrathoracic, with bypass	42.0	60	6.0
35276 intrathoracic, without bypass	37.0	60	6.0
35281 intra-abdominal	42.0	90	6.0
35286 lower extremity	34.0	60	3.0

	Unit Value	Follow-up Days=	Basic Anes@
<b>THROMBOENDARTERECTOMY</b>			
(For coronary artery, see 33570, 33575)			
35301 Thromboendarterectomy, with or without patch graft; carotid, vertebral, subclavian, by neck incision	30.0	90	6.0
35311 subclavian, innominate, by thoracic incision	30.0	90	11.0
35321 axillary-brachial	30.0	90	5.0
35331 abdominal aorta	40.0	90	12.0
35341 mesenteric, celiac, or renal	40.0	90	6.0
35351 iliac	32.0	90	6.0
35361 combine aortoiliac	40.0	90	12.0
35371 common and/or deep (profunda) femoral	28.0	90	5.0
35381 femoral and/or popliteal, and/or			

	Unit Value	Follow-up Days=	Basic Anes@
tibioperoneal .....	28.0	90	5.0
<b>BYPASS GRAFT—VEIN</b>			
35501 Bypass graft, vein; carotid .....	30.0	90	6.0
35506 carotid-subclavian .....	30.0	90	6.0
35507 subclavian-carotid .....	30.0	90	6.0
35509 carotid-carotid .....	30.0	90	11.0
35511 subclavian-subclavian .....	30.0	90	11.0
35516 subclavian-axillary .....	30.0	90	6.0
35521 axillary-femoral .....	30.0	90	5.0
35526 aortosubclavian or carotid .....	32.0	90	12.0
35531 aortoceliac, mesenteric, or renal ..	36.0	90	12.0
35536 splenorenal .....	32.0	90	10.0
35541 aortoiliac .....	32.0	90	12.0
35546 aortofemoral .....	32.0	90	12.0
35548 aortoiliofemoral, unilateral .....	32.0	90	12.0
35549 aortoiliofemoral, bilateral .....	40.0	90	12.0
35551 aorto-femoral-popliteal .....	40.0	90	12.0
35556 femoral-popliteal .....	28.0	90	5.0
35558 femoral-femoral .....	28.0	90	5.0
35563 ilioiliac .....	30.0	90	12.0
35565 iliofemoral .....	32.0	90	12.0
35566 femoral-anterior tibial, posterior tibial, or peroneal artery .....	30.0	90	12.0
35571 popliteal-tibial .....	32.0	90	12.0

	Unit Value	Follow-up Days=	Basic Anes@
<b>BYPASS GRAFT—WITH OTHER THAN VEIN INCLUDING MANDRIL GROWN GRAFT</b>			
35601 Bypass graft, with other than vein, carotid .....	40.0	90	12.0
35606 carotid-subclavian .....	40.0	90	12.0
35612 subclavian-subclavian .....	40.0	90	12.0
35616 subclavian-axillary .....	30.0	90	6.0
35621 axillary-femoral .....	35.0	90	12.0
35626 aortosubclavian or carotid .....	35.0	90	12.0
35631 aortoceliac, mesenteric, renal .....	35.0	90	12.0
35636 splenorenal .....	35.0	90	12.0
35641 aortoiliac .....	35.0	90	12.0
35646 aortofemoral .....	30.0	90	12.0
35651 aortofemoral-popliteal .....	30.0	90	12.0
35656 femoral-popliteal .....	28.0	90	5.0
35661 femoral-femoral .....	28.0	90	5.0
35663 ilioiliac .....	28.0	90	5.0
35665 iliofemoral .....	28.0	90	5.0
35666 femoral-anterior tibial, posterior tibial, or peroneal artery .....	28.0	90	5.0
35671 popliteal-tibial .....	28.0	90	5.0

	Unit Value	Follow-up Days=	Basic Anes@
<b>EXPLORATION (NOT FOLLOWED BY SURGICAL REPAIR) WITH OR WITHOUT LYSIS ARTERY</b>			
35701 Exploration; carotid artery .....	10.0	30	3.0
35721 femoral artery .....	8.0	30	3.0
35741 popliteal artery .....	8.0	30	3.0
35761 Other vessels .....	BR+		BR+

	Unit Value	Follow-up Days=	Basic Anes@
<b>EXPLORATION FOR POSTOPERATIVE HEMORRHAGE OR THROMBOSIS</b>			
35800 Exploration for postoperative hemorrhage or thrombosis; neck .....	BR+		BR+
35820 chest .....	BR+		BR+
35840 abdomen .....	BR+		BR+
35860 extremity .....	BR+		BR+

	Unit Value	Follow-up Days=	Basic Anes@
<b>EXCISION OF GRAFT</b>			
35900 Excision of infected graft; .....	BR		
35910 with revascularization .....	BR		

**Introduction**

**VASCULAR INJECTION PROCEDURES**

**NOTES**

Listed services for injection procedures include necessary local anesthesia, introduction of needles or catheter, injection of contrast medium with or without automatic power injection and necessary pre- and post-injection care specifically related to the injection procedure.

For radiological vascular injection performed by a single physician as a complete procedure (necessary local anesthesia, placement of needle or catheter and injection of

contrast media, and supervision of the study and interpretation of results), see RADIOLOGY section, code numbers 75500-75893.

Catheters, drugs and contrast media are not included in the listed service for the injection procedures.

(For injection procedures in conjunction with cardiac catheterization, see 93541-93545)

(For chemotherapy of malignant disease, see 90790-90793)

**INTRAVENOUS**

(An intracatheter is a sheathed combination of needle and short catheter)

	Unit Value	Follow-up Days=	Basic Anes@
36000 Introduction of needle or intracatheter, vein; unilateral .....	1.0	0	
36001 bilateral .....	1.4	0	
36010 Introduction of catheter; in superior or inferior vena cava, right heart or pulmonary artery .....	2.0	0	3.0

(For venous catheterization for selective organ blood sampling, see 36500)

**INTRA-ARTERIAL—INTRA-AORTIC**

	Unit Value	Follow-up Days=	Basic Anes@
36100 Introduction of needle or intracatheter, carotid or vertebral artery; unilateral ..	5.0	0	3.0
36101 bilateral .....	6.0	0	3.0
36120 Introduction of needle or intracatheter; retrograde brachial artery .....	5.0	0	3.0
36140 extremity artery .....	2.0	0	3.0
36145 Arteriovenous shunt for dialysis (cannula, fistula or graft) .....	1.0	0	3.0
36160 Introduction of needle or intracatheter, aortic, translumbar .....	3.0	0	3.0
36200 Introduction of catheter; aorta (arch, abdominal, midstream renal, aorto-iliac run-off) .....	4.0	0	3.0
36210 cerebral artery, selective, single ..	5.8	0	3.0
36220 multiple cerebral arteries, with or without midstream arch injection .....	7.0	0	3.0
36230 coronary artery, selective, unilateral or bilateral .....	6.0	0	7.0
36240 renal, celiac, mesenteric or other artery, selective, single, with or without midstream injection .....	5.0	0	3.0
36250 bilateral renal or multiple arteries .....	6.0	0	3.0
36299 Unlisted procedure, vascular injection ..	BR		

**VENOUS**

Venipuncture, complex or nonroutine, needle or catheter for diagnostic study or intravenous therapy, percutaneous:

	Unit Value	Follow-up Days=	Basic Anes@
36400 Venipuncture, under age 3 years; femoral, jugular or sagittal sinus .....	0.4	0	
36405 scalp vein .....	0.6	0	
36410 Venipuncture, child over age 3 years or adult, necessitating physician's skill (separate procedure), for venography (upper extremity, vena cava, adrenal, renal, iliac, femoral, popliteal, tibial, saphenous, jugular, innominate vein). Not to be used for routine venipuncture .....	0.2	0	

(For diagnostic collection, see 99000-99001)



	Unit Value	Follow-up Days=	Basic Anes@
38115 <u>Repair of ruptured spleen (splenorrhaphy) with or without partial splenectomy</u> .....	13.0	45	6.0

INTRODUCTION

38200 Injection procedure for splenoportography.....	2.0	7	3.0
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**AMENDATORY SECTION** (Amending Order 80-25, filed 12/3/80, effective 3/1/81)

**WAC 296-22-180 ESOPHAGUS.**

	Unit Value	Follow-up Days=	Basic Anes@
<b>INCISION</b>			
43000 Esophagotomy, cervical approach; without removal foreign body .....	14.0	90	6.0
43020 with removal of foreign body .....	14.0	90	6.0
43030 Cricopharyngeal myotomy .....	14.0	90	6.0
43040 Esophagotomy, thoracic approach; without removal of foreign body .....	19.0	90	12.0
43045 with removal foreign body .....	19.0	90	12.0

**EXCISION**

43100 Excision of local lesion, esophagus, with primary repair; cervical approach .....	19.0	90	12.0
43101 thoracic approach .....	20.0	90	12.0
43105 Wide excision of malignant lesion of cervical esophagus, with or without laryngectomy; .....	BR		
43106 with radical neck dissection (Wooley type procedure) .....	BR		
43110 Esophagectomy: (at upper two-thirds level) and gastric anastomosis; with or without pyloroplasty .....	30.0	90	12.0
43111 with second stage pyloroplasty .....	35.0	90	12.0
43115 Esophagectomy (at upper two-thirds level) with segment replacement of bowel .....	40.0	90	12.0
43120 Esophagogastrectomy (lower-third), combined thoracoabdominal with or without pyloroplasty .....	29.0	90	12.0
43130 Diverticulectomy hypopharynx or esophagus, with or without myotomy; cervical approach .....	14.0	90	6.0
43135 thoracic approach .....	20.0	90	12.0
43136 Diverticulopexy, hypopharynx, with or without myotomy .....	BR		

(For endoscopic approach, see 43225)

**ENDOSCOPY**

43200 Esophagoscopy, rigid or fiberoptic (specify); diagnostic .....	4.0	15	3.0
43202 with biopsy and/or collection of specimen by brushing or washing for cytology .....	4.8	15	3.0
43204 with injection sclerosis of esophageal varices .....	5.0	15	3.0
43215 with foreign body removal .....	6.0	15	3.0
43217 with removal of polyp(s) .....	6.0	15	3.0
43218 with irrigation .....	5.0	15	3.0
43219 with insertion of plastic tube or stent .....	4.8	15	3.0
43220 with dilation, direct .....	4.8	15	3.0

(For dilation, without visualization see 43450-43456)

<del>((43221 Esophagogastroscope, fiberoptic, diagnostic .....</del>	<del>4.0</del>	<del>15</del>	<del>3.0</del>
<del>43222 with biopsy and/or collection of specimen by brushing or washing for cytology .....</del>	<del>4.0</del>	<del>15</del>	<del>3.0</del>
<del>43223 with removal of foreign body .....</del>	<del>5.0</del>	<del>15</del>	<del>3.0</del>
<del>43224 with removal of polyp(s) .....</del>	<del>6.0</del>	<del>15</del>	<del>3.0</del>

(43221 has been deleted. To report, use 43200 or 43235)

	Unit Value	Follow-up Days=	Basic Anes@
<u>(43222 has been deleted. To report, use 43202 or 43239)</u>			
<u>(43223 has been deleted. To report, use 43215 or 43247)</u>			
<u>(43224 has been deleted. To report, use 43217 or 43251)</u>			

43225 with repair of hypopharyngeal diverticulum (Dohlman procedure) .....	6.0	15	3.0
43226 with insertion of wire to guide dilation .....	4.0	15	3.0
43227 for control of hemorrhage .....	5.0	15	3.0
43228 with fulguration of mucosal lesion ..	5.0	15	3.0

(For gastroscopy, without esophagoscopy, see 43700-43714)

43235 Esophagogastroduodenoscopy; diagnostic .....	5.0	15	3.0
43239 with biopsy and/or collection of specimen by brushing or washing for cytology .....	4.0	15	3.0
43247 with removal of foreign body .....	5.0	15	3.0
43251 with removal of polyp(s) .....	6.0	15	3.0
43255 for control of hemorrhage .....	5.0	15	3.0
43258 with fulguration of mucosal lesion ..	5.0	15	3.0
43260 with cannulation of ampulla of Vater for radiographic studies and/or specimen collection for cytology .....	5.0	15	3.0
43262 with electrosurgical sphincterotomy (Oddi) .....	6.0	15	3.0
43263 with pressure measurement of sphincter of Oddi .....	8.7	15	3.0
43264 with extraction of stone from common bile duct .....	7.0	15	3.0

(For fluoroscopic monitoring and radiography, see 74330)

**REPAIR**

43300 Esophagoplasty; (plastic repair or reconstruction) cervical approach; without repair of tracheoesophageal fistula ..	BR+		12.0
43305 with repair of tracheoesophageal fistula .....	22.0	90	6.0
43310 Esophagoplasty, (plastic repair or reconstruction) thoracic approach; without repair of tracheoesophageal fistula ..	30.0	90	12.0
43312 with repair of tracheoesophageal fistula .....	26.0	90	12.0
43320 Esophagogastrostomy (cardioplasty) with or without vagotomy and pyloroplasty; abdominal approach .....	22.0	90	6.0
43321 thoracic approach .....	22.0	90	11.0
43324 Esophagogastric fundoplasty (e.g., Nissen, Belsey IV, Hill procedures) ..	BR		
43325 Esophagogastric fundoplasty with fundic patch (Thal-Nissen procedure) ..	BR		

(For cricopharyngeal myotomy, see 43030)

43330 Esophagomyotomy (Heller type) with or without hiatal hernia repair; abdominal approach .....	19.0	90	6.0
43331 thoracic approach .....	19.0	90	11.0

(For esophagoduodenostomy or esophagojejunostomy with total gastric resection, see 43620)

43340 Esophagojejunostomy (without total gastrectomy); abdominal approach .....	24.0	90	6.0
43341 thoracic approach .....	24.0	90	11.0
43350 Esophagostomy, fistulization of esophagus, external; abdominal approach .....	14.0	90	6.0
43351 thoracic approach .....	14.0	90	11.0
43352 cervical approach .....	14.0	90	14.0

**SUTURE**

43400 Ligation, direct, esophageal varices ..	20.0	90	12.0
43410 Suture esophageal wound or injury; cervical approach .....	BR+		7.0
43415 thoracic approach .....	19.0	90	12.0
43420 Closure esophagostomy or fistula; cervical approach .....	14.0	90	6.0
43425 thoracic approach .....	26.0	90	12.0

	Unit Value	Follow-up Days=	Basic Anes@
(For repair of esophageal hiatal hernia, see 39500 et seq.)			
<b>MANIPULATION</b>			
*43450 Dilation esophagus, by unguided sound(s) or bougie(s) indirect; initial session	*0.6	0	3.0
*43451 subsequent session	*0.6	0	3.0
43453 Dilation esophagus, over guide wire or string	3.0	15	3.0
(For dilation with direct visualization, see 43220)			
43455 Brusque esophageal dilation by balloon or Stark dilator;	4.0	15	3.0
43456 retrograde	BR		
43460 Esophagogastric tamponade, with balloon (Sengstaaken type)	Sv. &		
43499 Unlisted procedure, esophagus	BR		

**AMENDATORY SECTION (Amending Order 81-28, filed 11/30/81, effective 1/1/82)**

**WAC 296-22-190 STOMACH.**

	Unit Value	Follow-up Days=	Basic Anes@
<b>INCISION</b>			
43500 Gastrotomy with exploration or foreign body removal	12.0	45	5.0
43510 with esophageal dilation and insertion of plastic tubes	BR		
43520 Pyloromyotomy, cutting of pyloric muscle (Fredet-Ramstedt type operation)	10.0	45	6.0
<b>EXCISION</b>			
43600 Biopsy of stomach; by capsule, tube, peroral (one or more specimens)	3.0	0	
43605 by laparotomy	12.0	45	5.0
43610 Local excision of ulcer or tumor	14.5	45	6.0
43620 Gastrectomy, total; including intestinal anastomosis	28.0	90	7.0
43625 with repair by intestinal transplant	34.0	90	7.0
43630 Hemigastrectomy or distal subtotal gastrectomy including pyloroplasty, gastroduodenostomy or gastrojejunostomy; without vagotomy	19.0	60	6.0
43635 with vagotomy, any type	21.0	60	6.0
43638 Hemigastrectomy or proximal subtotal gastrectomy, thoracic or abdominal approach	19.0	60	6.0
43640 Vagotomy and pyloroplasty, with or without gastrostomy	17.0	60	6.0
(For pyloroplasty, see 43800)			
(For vagotomy, see 64752-64760)			

	Unit Value	Follow-up Days=	Basic Anes@
<b>ENDOSCOPY</b>			
<del>((43700 Gastroscopy, fiberoptic, without esophagoscopy, diagnostic</del>	<del>4.0</del>	<del>7</del>	<del>3.0</del>
<del>43702 with biopsy and/or collection of specimen by brushing or washing for cytology</del>	<del>2.0</del>	<del>0</del>	
<del>43709 with removal of foreign body</del>	<del>3.0</del>	<del>7</del>	<del>3.0</del>
<del>43711 with removal of polyp(s)</del>	<del>5.0</del>	<del>7</del>	<del>3.0</del>
<del>43712 for control of hemorrhage</del>	<del>5.0</del>	<del>7</del>	<del>3.0</del>
<del>43714 with fulguration of mucosal lesion</del>	<del>5.0</del>	<del>7</del>	<del>3.0</del>
(For upper gastrointestinal endoscopy, see 43235-43264)			
(43700 has been deleted. To report, use 43235)			
(43702 has been deleted. To report, use 43239)			
(43709 has been deleted. To report, use 43247)			

	Unit Value	Follow-up Days=	Basic Anes@
(43711 has been deleted. To report, use 43251)			
(43712 has been deleted. To report, use 43255)			
(43714 has been deleted. To report, use 43258)			
(For esophagogastroduodenoscopy, see 43235-43264)			
<b>INTRODUCTION</b>			
*43760 Change of gastrostomy tube; simple	BR		
*43765 complicated	BR		
<b>SUTURE</b>			
43800 Pyloroplasty	13.0	45	5.0
(For pyloroplasty and vagotomy, see 43640)			
43810 Gastroduodenostomy	14.0	45	5.0
43820 Gastrojejunostomy	14.0	45	5.0
43825 with vagotomy any type	18.0	45	6.0
43830 Gastrostomy, temporary (tube, rubber, or plastic) (separate procedure); neonatal, for feeding	13.0	45	5.0
43831 neonatal, for feeding	8.0	30	5.0
43832 Gastrostomy, permanent, with construction of gastric tube	16.0	45	5.0
43840 Gastrorrhaphy, suture of perforated duodenal or gastric ulcer, wound, or injury	13.0	45	6.0
43850 Revision of gastroduodenal anastomosis (gastroduodenostomy) with reconstruction, without vagotomy	20.0	60	5.0
43855 with vagotomy	23.0	60	6.0
43860 Revision of gastrojejunal anastomosis (gastrojejunostomy) with reconstruction; without vagotomy	20.0	60	5.0
43865 with vagotomy	23.0	60	6.0
43870 Closure of gastrostomy, surgical	12.0	45	5.0
43880 Closure of gastrocolic fistula	BR+		5.0
43885 Anterior gastropexy for hiatal hernia (separate procedure)	BR		
43999 Unlisted procedure, stomach	BR		

**AMENDATORY SECTION (Amending Order 80-25, filed 12/3/80, effective 3/1/81)**

**WAC 296-22-195 INTESTINES (EXCEPT RECTUM).**

	Unit Value	Follow-up Days=	Basic Anes@
<b>INCISION</b>			
44000 Enterolysis (freeing of intestinal adhesion); (separate procedure)	10.0	45	4.0
(For incidental enterolysis, see WAC 296-22-010, item 7b)			
44005 with acute bowel obstruction	14.5	90	6.0
44010 Duodenotomy	14.5	60	7.0
44015 Needle catheter jejunostomy for enteral hyperalimentation (list separately in addition to primary procedure)	BR		
44020 Enterotomy with exploration or foreign body removal; small bowel, other than duodenum	14.5	60	4.0
44025 large bowel	15.0	60	4.0
44040 Exteriorization of intestine (Mikulicz resection with crushing of spur)	18.0	60	5.0
44050 Reduction of volvulus, intussusception, internal hernia, by laparotomy	14.0	90	5.0
44060 Sigmoid myotomy (Reilly type operation) for diverticular disease	BR	90	6.0
<b>EXCISION</b>			
44100 Biopsy of intestine by capsule, tube, peroral (one or more specimens)	3.0	0	
44110 Excision of one or more lesions of small or large bowel not requiring			



**AMENDATORY SECTION** (Amending Order 80-25, filed 12/3/80, effective 3/1/81)

**WAC 296-22-225 BILIARY TRACT.**

	Unit Value	Follow-up Days=	Basic Anes@
<b>INCISION</b>			
47400 Hepaticotomy or hepaticostomy with exploration, drainage, or removal of calculus .....	20.0	45	6.0
47420 Choledochotomy or choledochostomy with exploration, drainage, or removal of calculus, with or without cholecystotomy; .....	17.0	45	5.0
47425 with transduodenal sphincterotomy ..	19.0	45	6.0
47440 Duodenocholedochotomy, transduodenal choledocholithotomy ...	19.0	45	6.0
47460 Transduodenal sphincterotomy or sphinteroplasty (separate procedure) ..	19.0	45	6.0
47480 Cholecystotomy or cholecystostomy with exploration, drainage or removal of calculus (separate procedure) .....	12.0	45	5.0
<b>INTRODUCTION</b>			
47500 Injection procedure for percutaneous transhepatic cholangiography .....	1.6	0	
47510 <u>Introduction of percutaneous transhepatic catheter or stent for biliary drainage</u> .....	BR		
<b>EXCISION</b>			
47600 Cholecystectomy; .....	14.5	45	5.0
47605 with cholangiography .....	15.0	45	5.0
47610 Cholecystectomy with exploration of common duct .....	17.0	45	6.0
47611 with biliary endoscopy .....	BR		
47620 with transduodenal sphincterotomy or sphinteroplasty, with or without cholangiography .....	20.0	45	6.0
47630 Biliary duct stone extraction, percutaneous via t-tube tract (e.g., Burhenne technique) .....	BR		
<i>(For fluoroscopic procedure, see 74327)</i>			
47700 Exploration for congenital atresia of bile ducts, without repair, with or without liver biopsy, with or without cholangiography .....	14.5	45	6.0
<b>REPAIR</b>			
47720 Cholecystoenterostomy; direct .....	14.5	60	5.0
47721 with gastroenterostomy .....	16.0	60	6.0
47740 Roux-en-y .....	16.0	60	6.0
47760 Anastomosis, direct, of extrahepatic biliary ducts and gastrointestinal tract .....	20.0	90	6.0
47765 Anastomosis, direct, of intrahepatic ducts and gastrointestinal tract .....	BR+		6.0
47780 Anastomosis, Roux-en-y of extrahepatic biliary ducts and gastrointestinal tract .....	22.0	90	6.0
47800 Reconstruction, plastic, of extrahepatic biliary ducts with end-to-end anastomosis .....	20.0	90	6.0
47810 Implantation of biliary istulous tract into stomach or intestine .....	BR		
<b>SUTURE</b>			
47850 Choledochorrhaphy .....	BR		
47855 Cholecystorrhaphy .....	BR		
47999 Unlisted procedure, biliary tract .....	BR		

**AMENDATORY SECTION** (Amending Order 80-25, filed 12/3/80, effective 3/1/81)

**WAC 296-22-230 PANCREAS.**

	Unit Value	Follow-up Days=	Basic Anes@
<b>INCISION</b>			

	Unit Value	Follow-up Days=	Basic Anes@
48000 Drainage of abdomen for pancreatitis ..	13.0	60	5.0
48020 Removal of pancreatic calculus .....	20.0	60	6.0
<b>EXCISION</b>			
48100 Biopsy of pancreas (separate procedure) .....	14.0	60	5.0
48102 <u>Biopsy of pancreas, needle, percutaneous</u> .....	2.5	7	
<i>(For CT guidance, see 76360, 76361; for ultrasonic guidance, see 76942, 76943)</i>			
48120 Excision of lesion of pancreas (e.g., cyst, adenoma) .....	17.0	60	6.0
48140 Pancreatectomy, distal subtotal, with or without splenectomy; .....	20.0	60	6.0
48145 with pancreaticojejunostomy .....	22.0	60	6.0
48148 Excision of ampulla of Vater, simple ..	BR		
48150 Pancreatectomy, proximal subtotal, with pancreaticoljejunostomy or pancreaticoduodenostomy (Whipple type operation) .....	34.0	60	6.0
48151 Pancreatectomy, near-total, with preservation of duodenum (Child type procedure) .....	BR		
48155 Pancreatectomy, total; .....	34.0	60	6.0
48160 with transplantation .....	BR+		6.0
48180 Pancreaticojejunostomy side-to-side anastomosis, Puestow type operation, (separate procedure) .....	24.0	60	6.0
<b>REPAIR</b>			
48500 Marsupialization of cyst of pancreas ..	14.5	60	6.0
48520 Internal anastomosis of pancreatic cyst to gastrointestinal tract; direct .....	17.0	60	6.0
48540 Roux-en-y .....	19.0	60	6.0
48999 Unlisted procedure, pancreas .....	BR		

**AMENDATORY SECTION** (Amending Order 81-28, filed 11/30/81, effective 1/1/82)

**WAC 296-22-235 ABDOMEN, PERITONEUM AND OMENTUM.**

	Unit Value	Follow-up Days=	Basic Anes@
<b>INCISION</b>			
49000 Exploratory laparotomy, exploratory celiotomy (separate procedure) (see WAC 296-22-010, item 7b) .....	10.0	45	4.0
49002 Reopening of recent laparotomy incision for exploration; removal of hematoma, control of bleeding .....	10.0	45	4.0
49010 Exploration, retroperitoneal area (separate procedure) .....	10.0	45	5.0
49020 Drainage of peritoneal abscess or localized peritonitis, exclusive of appendiceal abscess, transabdominal .....	11.0	45	4.0
<i>(For appendiceal abscess, see 44900)</i>			
49040 Drainage of subdiaphragmatic or subphrenic abscess .....	12.0	45	5.0
49060 Drainage of retroperitoneal abscess ...	11.0	45	5.0
*49080 Peritoneocentesis, abdominal paracentesis; initial .....	*0.8	0	
*49081 subsequent .....	*0.6	0	
49085 Removal of peritoneal foreign body ...	BR		
<i>(For lysis of intestinal adhesions, see 44000)</i>			
<b>EXCISION</b>			
49180 <u>Biopsy, abdominal or retroperitoneal mass, needle, percutaneous</u> .....	2.5	7	
<i>(For CT guidance, see 76360, 76361, 76365, 76366; for ultrasonic guidance, see 76942, 76943)</i>			

	Unit Value	Follow-up Days=	Basic Anes@
49200 Excision of intra-abdominal or retroperitoneal tumors or cysts or endometriomas	14.0	60	5.0
<u>49220 Staging celiotomy (laparotomy) for Hodgkin's disease or lymphoma (includes splenectomy, needle or open biopsies of both liver lobes, possibly also removal of abdominal nodes, abdominal node and/or bone marrow biopsies, ovarian repositioning)</u>	BR	45	5.0
49201 extensive	BR		
49250 Umbilectomy, omphalectomy, excision of umbilicus (separate procedure)	BR		
49255 Omentectomy, epiploectomy, resection of omentum (separate procedure)	BR		
<b>ENDOSCOPY</b>			
49300 Peritoneoscopy; without biopsy	4.0	15	3.0
49301 with biopsy	6.0	10	5.0
49302 Peritoneoscopy with guided transhepatic cholangiography; without biopsy	7.0	10	5.0
49303 with biopsy	8.0	10	5.0
(For sterilization by laparoscopic technique, see 58982)			
<b>INTRODUCTION</b>			
*49400 Pneumoperitoneum; initial	*1.0	0	
*49401 subsequent	*0.6	0	
*49420 Insertion of intraperitoneal cannula or catheter for drainage or dialysis; temporary	*1.0	0	
49421 permanent	BR		
49425 Peritoneal-venous shunt (e.g., LeVeen shunt)	BR		3.0
49430 Injection procedure for retroperitoneal pneumography	2.4	0	
49440 Injection procedure for pelvic pneumography	0.8	0	
<b>REPAIR</b>			
<b>HERNIOPLASTY, HERNIORRHAPHY, HERNIOTOMY</b>			
(For bilateral herniorrhaphy or with bowel resection, see WAC 296-22-010, item 7)			
(For reduction and repair of intra-abdominal hernia, see 44050)			
<u>(For debridement of abdominal wall, see 11042, 11043)</u>			
49500 Repair inguinal hernia, under age 5 years, with or without hydrocelectomy; unilateral	7.0	45	3.0
49501 bilateral	9.5	45	3.0
49505 Repair inguinal hernia, age 5 or over; unilateral	9.0	45	3.0
49506 bilateral	12.0	45	3.0
49510 Repair of inguinal hernia, age 5 or over; unilateral, with orchietomy, with or without implantation of prosthesis	9.5	45	3.0
49515 with excision of hydrocele or spermatocele	9.5	45	3.0
49520 recurrent	10.0	45	3.0
49525 sliding	10.0	45	3.0
49530 incarcerated	12.0	45	3.0
49535 strangulated	12.0	45	3.0
49540 Repair lumbar hernia	10.0	45	3.0
49550 Repair femoral hernia, groin incision; unilateral	9.0	45	3.0
49551 bilateral	14.0	45	3.0
49552 Repair femoral hernia, Henry approach; unilateral	10.0	45	3.0
49553 bilateral	15.0	45	3.0
49555 Repair femoral hernia, recurrent, any approach	10.0	45	3.0
49560 Repair ventral hernia (separate procedure);	11.0	45	3.0
49565 recurrent	12.0	45	3.0
49570 Repair epigastric hernia, preperitoneal fat (separate procedure); simple	3.0	45	3.0
49575 complex	7.0	45	3.0
49580 Repair umbilical hernia; under age 5 years	7.0	45	3.0

	Unit Value	Follow-up Days=	Basic Anes@
49581 age 5 or over	8.5	45	3.0
49590 Repair spigelian hernia	9.0	45	3.0
49600 Repair of omphalocele; small, with primary closure	9.5	45	6.0
49605 large or gastroschisis, with or without prosthesis	14.5	60	9.0
49606 with staged closure of prosthesis, reduction in operating room, under anesthesia	BR		9.0
49610 Repair of omphalocele (Gross type operation); first stage	12.0	60	8.0
49611 second stage	12.0	60	7.0
(For diaphragmatic or hiatal hernia repair, see 39500-39531)			
49630 Reduction of torsion, omentum	BR		
49635 Omentopexy for establishing collateral circulation in portal obstruction	BR		
49640 Omentoplasty (omental flap reconstruction for transfer of omentum with intact blood supply to thorax, neck or axilla)	BR		
<b>SUTURE</b>			
49900 Suture, secondary, of abdominal wall for evisceration or dehiscence	6.0	30	5.0
(For suture of ruptured diaphragm, see 39540-39541)			
<u>(For debridement of abdominal wall, see 11042, 11043)</u>			
49910 Suture of omentum, omentorrhaphy for wound or injury	BR		
49999 Unlisted procedure, abdomen, peritoneum and omentum	BR		

**AMENDATORY SECTION (Amending Order 80-25, filed 12/3/80, effective 3/1/81)**

**WAC 296-22-245 KIDNEY.**

	Unit Value	Follow-up Days=	Basic Anes@
<b>INCISION</b>			
(For retroperitoneal exploration, abscess, tumor, or cyst, see 49010, 49060, 49200, 49201)			
50010 Renal exploration, not necessitating other specific procedures	17.0	90	6.0
50020 Drainage of perirenal or renal abscess (separate procedure)	14.0	90	5.0
50040 Nephrostomy, nephrotomy with drainage	20.0	90	5.0
50045 Nephrotomy, with exploration	20.0	90	5.0
(For renal endoscopy performed in conjunction with this procedure, see 50570-50580)			
50060 Nephrolithotomy; removal of calculus	20.0	90	5.0
50065 secondary surgical operation for calculus	24.0	90	5.0
50070 complicated by congenital kidney abnormality	24.0	90	5.0
50075 large (staghorn) calculus filling renal pelvis and calyces	26.0	90	5.0
50100 Transection or repositioning of aberrant renal vessels (separate procedure)	17.0	90	5.0
50120 Pyelotomy; with exploration	20.0	90	5.0
(For renal endoscopy performed in conjunction with this procedure, see 50570-50580)			
50125 with drainage, pyelostomy	20.0	90	5.0
50130 with removal of calculus (pyelolithotomy, pelviolithotomy)	20.0	90	5.0
50135 complicated (e.g., secondary operation, congenital kidney abnormality)	24.0	90	5.0
<b>EXCISION</b>			

	Unit Value	Follow-up Days=	Basic Anes@		Unit Value	Follow-up Days=	Basic Anes@
(For excision of retroperitoneal tumor or cyst, see 49200, 49201)				50396	.3	0	
*50200 Renal biopsy, percutaneous; by trocar or needle	2.4	7		indwelling ureteral catheter (separate procedure)			
(For CT guidance, see 76360, 76361)				Manometric studies through nephrostomy or pyelostomy tube, or indwelling ureteral catheter	.4	0	
(For fluoroscopic guidance, see 76000; for ultrasonic guidance, see 76942, 76943)				50398* Change of nephrostomy or pyelostomy tube	.3	0	
50205 by surgical exposure of kidney	8.0	30	5.0	<b>REPAIR</b>			
50220 Nephrectomy, including partial ureterectomy, any approach including rib resection;	20.0	90	5.0	50400 Pyeloplasty; (Foley Y-pyeloplasty), plastic operation on renal pelvis, with or without plastic operation on ureter or nephropexy, nephrostomy, pyelostomy, or ureteral splinting	22.0	90	5.0
50225 complicated because of previous surgery on same kidney	24.0	90	5.0	50405 complicated (congenital kidney abnormality, secondary pyeloplasty, solitary kidney)	26.0	90	5.0
50230 radical, with regional lymphadenectomy	26.0	90	5.0	50420 Nephropexy, fixation or suspension of kidney (separate procedure)	16.0	90	5.0
50234 Nephrectomy with total ureterectomy and bladder cuff; through same incision	24.0	90	5.0	<b>SUTURE</b>			
50236 through separate incision	24.0	90	5.0	50500 Nephrorrhaphy, suture of kidney wound or injury	20.0	90	8.0
50240 Nephrectomy, partial	24.0	90	5.0	50520 Closure of nephrocuteaneous or pyelocutaneous fistula	20.0	90	5.0
50280 Excision or unroofing of cyst(s) of kidney	18.0	90	5.0	50525 Closure of nephrovisceral fistula e.g., including visceral repair abdominal approach	24.0	90	5.0
50290 Excision of perinephric cyst	18.0	90	5.0	50526 thoracic approach	24.0	90	11.0
<b>RENAL TRANSPLANTATION</b>				(For supplemental skills of two surgeons, see WAC 296-22-010, item 5b, and modifier -62)			
(For dialysis, see 90941-90999)				50540 Symphysiotomy for horseshoe kidney with or without pyeloplasty and/or other plastic procedure, unilateral or bilateral (one operation)	28.0	90	5.0
50300 Donor nephrectomy, with preparation and maintenance of homograft; from cadaver donor, unilateral or bilateral	BR +			<b>ENDOSCOPY</b>			
50320 from living donor, unilateral	24.0	90	5.0	50550 Renal endoscopy through established nephrostomy or pyelostomy, with or without irrigation, instillation, or ureteropyelography, exclusive of radiologic service; hospital	3.0	3	3.0
50340 Recipient nephrectomy (separate procedure); unilateral	20.0	90	5.0	50551 office	1.0	3	
50341 bilateral	30.0	90	5.0	50552 with ureteral catheterization, hospital	3.0	3	3.0
50360 Renal homotransplantation, implantation of graft; excluding donor and recipient nephrectomy	30.0	180	6.0	50553 with ureteral catheterization, office	1.5	3	
50365 with unilateral recipient nephrectomy	50.0	180	6.0	50554 with biopsy, hospital	3.0	3	3.0
50366 with bilateral recipient nephrectomy	50.0	180	6.0	50555 with biopsy, office	1.5	3	
50370 Removal of transplanted homograft (e.g., infarcted or rejected kidney)	13.0	60	6.0	50556 with fulguration, with or without biopsy, hospital	3.0	3	3.0
50380 Renal autotransplantation, reimplantation of kidney	30.0	120	6.0	50557 with fulguration, with or without biopsy, office	2.0	3	
(For extra-corporeal "bench" surgery, use autotransplantation as the primary procedure and add the secondary procedure e.g., partial nephrectomy, nephrolithotomy, etc.)				50558 with insertion of radioactive substance with or without biopsy and/or fulguration, hospital	3.2	3	3.0
<b>INTRODUCTION</b>				50559 with insertion of radioactive substance with or without biopsy and/or fulguration, office	3.0	3	
(For injection procedure for retroperitoneal pneumography, see 49430)				50560 with removal of foreign body or calculus, hospital	3.0	3	3.0
*50390 Aspiration and/or injection of renal cyst or pelvis by needle, percutaneous	2.5	7		50561 with removal of foreign body or calculus, office	2.0	3	
(For CT guidance, see 76365, 76366)				When procedures 50570-50580 provide a significant identifiable service, they may be added to 50045 and 50120			
(For fluoroscopic guidance, see 76000; for ultrasonic guidance, see 76938, 76939)				50570 Renal endoscopy through nephrotomy or pyelotomy, with or without irrigation, instillation, or ureteropyelography, exclusive of radiologic service;	1.4	3	
50392 Introduction of intracatheter or catheter into renal pelvis for drainage and/or injection, percutaneous	2.5	7		(For nephrotomy, see 50045)			
50393 Introduction of ureteral catheter or stent into ureter through renal pelvis for drainage and/or injection, percutaneous	2.5	7		(For pyelotomy, see 50120)			
(For fluoroscopic guidance, see 76000; for ultrasonic guidance, see 76938)				50572 with ureteral catheterization	1.8	3	
(For radiographic procedure, see 74480, 74481)				50574 with biopsy	1.8	3	
50394 Injection procedure for pyelography (as nephrostogram, pyelostogram, antegrade pyeloureterograms) through nephrostomy or pyelostomy tube, or				50576 with fulguration, with or without biopsy	2.0	3	
				50578 with insertion of radioactive substance, with or without biopsy and/or fulguration	2.4	3	

	Unit Value	Follow-up Days=	Basic Anes@
50580 with removal of foreign body or calculus .....	2.0	3	

hysterectomy and/or abdominoperineal resection of rectum and colon and colostomy, or any combination thereof .. BR

**AMENDATORY SECTION** (Amending Order 81-28, filed 11/30/81, effective 1/1/82)

**WAC 296-22-255** **BLADDER.**

(For supplemental skills of two surgeons, see WAC 296-22-010, item 5b, and modifier -62)

**INTRODUCTION**

(For bladder catheterization, see 53670-53675)

	Unit Value	Follow-up Days=	Basic Anes@
<b>INCISION</b>			
51000 Aspiration of bladder by needle .....	0.4	0	
*51005 Aspiration of bladder; by trocar or intracatheter .....	*1.0	0	
51010 with insertion of suprapubic catheter .....	2.0	30	5.0
51020 Cystotomy or cystostomy; with fulguration and/or insertion of radioactive material .....	14.5	90	5.0
51030 with cryosurgical destruction of intravesical lesion .....	14.5	90	5.0
51040 Cystostomy, cystotomy with drainage ..	12.0	90	5.0
51045 Cystotomy, with insertion of ureteral catheter (separate procedure) .....	14.5	90	5.0
51050 Cystolithotomy, cystotomy with removal of calculus, without vesical neck resection .....	14.5	90	5.0
51060 Transvesical ureterolithotomy .....	19.0	90	5.0
51065 Cystotomy, with stone basket extraction of ureteral calculus .....	12.0	30	5.0
51080 Drainage of perivesical or prevesical space abscess .....	8.0	90	5.0

51600 Injection procedure for cystography or voiding urethracystography .....	0.2	0
51605 Injection procedure and placement of chain for contrast and/or chain urethrocystography .....	0.4	0
51610 Injection procedure for retrograde urethrocystography .....	0.3	0
(For injection procedure for retroperitoneal pneumography, see 49430)		
*51700 Bladder irrigation, simple, lavage and/or instillation .....	*0.2	0
51705* Change of cystostomy tube; simple .....	0.3	0
51710* complicated .....	BR	
51720 Bladder instillation of anticarcinogenic agent (including detention time) .....	0.8	0

**EXCISION**

51500 Excision of urachal cyst or sinus, with or without umbilical hernia repair .....	14.0	90	5.0
51520 Cystotomy; for simple excision of vesical neck (separate procedure) .....	16.0	90	5.0
51525 for excision of bladder diverticulum, single or multiple (separate procedure) .....	20.0	90	5.0
51530 for excision of bladder tumor .....	16.0	90	5.0
(For transurethral excision, see 52200-52240)			
51535 Cystotomy for excision, incision or repair of ureterocele; unilateral .....	16.0	90	5.0
51536 bilateral .....	18.0	90	5.0
(For transurethral excision, see 52300)			
51550 Cystectomy, partial; simple .....	18.0	90	6.0
51555 complicated (e.g., postradiation, previous surgery, difficult location) .....	20.0	90	6.0
51565 Cystectomy, partial, with reimplantation of ureter(s) into bladder (ureter-aneocystostomy) .....	24.0	90	6.0
51570 Cystectomy, complete; (separate procedure) .....	26.0	90	6.0
51575 with bilateral pelvic lymphadenectomy, including external iliac, hypogastric and obturator nodes .....	34.0	90	6.0
51580 Cystectomy, complete with ureterosigmoidostomy or ureterocutaneous transplantations; .....	34.0	120	7.0
51585 with bilateral pelvic lymphadenectomy, including external iliac, hypogastric and obturator nodes .....	40.0	120	7.0
51590 Cystectomy, complete, with ureteroileal conduit or sigmoid bladder, including bowel anastomosis; .....	44.0	120	7.0
51595 with bilateral lymphadenectomy, including external iliac, hypogastric and obturator nodes .....	50.0	120	7.0
51597 Pelvic exenteration, complete, for vesical, prostatic, or urethral malignancy, with removal of bladder and ureteral transplantations, with or without			

**URODYNAMICS**

The following section (51725-51796) lists procedures that may be used separately or in many and varied combinations. All of the presently known urodynamic procedures are listed as are some of their most frequently used combinations. When multiple procedures are performed in the same investigative session, modifier '-51' should be employed.

All procedures in this section imply that these services are performed by, or are under the direct supervision of, a physician and that all instruments, equipment, fluids, gases, probes, catheters, technician's fees, medications, gloves, trays, tubing and other sterile supplies be provided by the physician. When the physician only interprets the results and/or operates the equipment, a p.c. (professional component modifier '-26') should be used to identify physicians' services.

Only the urodynamic testing is included in this section. The nerve blocks that are listed may be pudendal, unilateral or bilateral; sacral, unilateral or bilateral, single or multiple; or subarachnoid and epidural of the sacral segments. They are listed in the neurosurgical section 62274-62279 and 64430-64441.

**CYSTOMETROGRAM STUDIES (CMG)**

As a single procedure (separate procedure) performed in any body position, including residual urine volume, volume at first urge to void, bladder capacity, tracing (if available), interpretation and report. (For simultaneous electromyogram see 51786 and 51788)

51725 Simple cystometrogram (e.g., spinal manometer) .....	BR
51726 Complex cystometrogram (e.g., calibrated electronic equipment); with gas .....	BR
51727 with liquid .....	BR
51728 with simultaneous (rectal, gastric or intraperitoneal) "intra-abdominal" pressure .....	BR
51729 with voiding pressure .....	BR
51730 with simultaneous "intra-abdominal" and voiding pressure .....	BR

	Unit Value	Follow-up Days=	Basic Anes@
51731 before and after pharmacological testing, with gas .....	BR		
51732 before and after pharmacological testing, with liquid .....	BR		
51733 before and after nerve block, gas or liquid .....	BR		

**UROFLOWMETRIC STUDIES (UFR)**

As a single procedure (separate procedure) performed in any body position, including volume, flow rate, and tracing (if available), interpretation and report. (For simultaneous electromyogram see 51787, 51788.) (For simultaneous voiding pressure see 51795-51796)

**EXTERNAL MEASUREMENTS**

51736 Simple uroflowmetry (e.g., stop-watch flow rate, mechanical uroflowmeter); ..	BR		
51737 before and after pharmacological testing .....	BR		
51738 before and after nerve block .....	BR		
51739 Sound recording of external stream (e.g., Lyons type) .....	BR		
51741 Electronic uroflowmetry (e.g., calibrated electronic equipment); initial recording .....	.8		
51742 additional recordings .....	BR		
51743 before and after pharmacological testing .....	BR		
51744 before and after nerve block .....	BR		
51746 Complex uroflowmetry (e.g., urodropspectrometry, urodynamometry, stream anemometry); initial recording ..	1.4		
51747 additional recordings .....	BR		
51748 before and after pharmacological testing .....	BR		
51749 before and after nerve block .....	BR		

**INTERNAL STREAM MEASUREMENTS**

51751 Continuous wave or pulsed Doppler of urethra during urination to determine local stream velocity, flow rate and urethral diameter; one voiding, one transducer .....	BR		
51752 additional voidings, one transducer ..	BR		
51753 additional transducers, one voiding ..	BR		
51754 additional transducers, additional voidings .....	BR		
51755 before and after pharmacological testing, one transducer .....	BR		
(For additional transducers, see 51753, 51754)			
51756 before and after nerve block, one transducer .....	BR		
(For additional transducers, see 51753, 51754)			
51758 Rotating scan Doppler during urination to provide videotape or computer print-out of dynamic urethral cross section; one voiding .....	BR		
51759 additional voidings .....	BR		
51761 Acoustical measurements of urethra during urination to determine local velocity, flow rate, urethral diameter; one voiding, one transducer .....	BR		
51762 additional voidings, one transducer ..	BR		
51763 additional transducers, one voiding ..	BR		
51764 additional transducers, additional voidings .....	BR		
51765 before and after pharmacological testing, one transducer .....	BR		
(For additional transducers, see 51763, 51764)			
51766 before and after nerve block, one transducer .....	BR		
(For additional transducers, see 51763, 51764)			

51768 Urethral fluid conductance measurement during urination (e.g., to determine local urethral volume for presence of stricture or dynamic testing of sphincter action); one location, one voiding .....	BR		
51769 additional locations .....	BR		

**URETHRAL PRESSURE PROFILE STUDIES - URETHRAL CLOSURE PRESSURE PROFILE (UPP)**

As a single procedure (separate procedure) performed in any body position, including up to three recordings of urethral length and pressure, tracing (if available), interpretation and report. Any initial volume.

51772 Urethral pressure profile, gas or liquid; initial recording .....	BR		
51773 additional recordings .....	BR		
51774 Urethral pressure profile, gas or liquid, with simultaneous bladder pressure; initial recording .....	BR		
51775 additional recordings .....	BR		
51776 Urethral pressure profile, gas or liquid, with simultaneous (rectal, gastric, or intraperitoneal) "intra-abdominal" pressure; initial recording .....	BR		
51777 additional recordings .....	BR		
51778 Urethral pressure profile, gas or liquid, with simultaneous bladder and "intra-abdominal" pressure; initial recording ..			
51779 additional recordings .....	BR		
51780 Urethral pressure profile, gas or liquid, before and after pharmacological testing; up to 6 recordings .....	BR		
51781 additional recordings .....	BR		
51782 Urethral pressure profile, gas or liquid, before and after nerve block; up to 6 recordings .....	BR		
51783 additional recordings .....	BR		

**ELECTROMYOGRAPHIC STUDIES (EMG)**

Anal or urethral sphincter, detrusor, urethra, perineum or abdominal musculature. (Usually not a separate procedure.)

51785 Electromyography; one lead using needle, wire, anal plug or catheter .....	BR		
51786 during cystometrogram .....	BR		
51787 during oroflowmetry .....	BR		
51788 during cystometrogram and uroflowmetry .....	BR		
51789 additional leads .....	BR		
51790 before and after pharmacological testing .....	BR		
51791 before and after nerve block .....	BR		
51792 Stimulus evoked response (e.g., measurement of bulbocavernosus reflex latency time) .....	BR		

**VOIDING PRESSURE STUDIES - BLADDER VOIDING PRESSURE (VP)**

As a single procedure (separate procedure) performed in any body position, including residual fluid volume, bladder volume at time of voiding, tracing (if available), interpretation and report.

51795 Voiding pressure study with liquid or gas; with pressure probe inserted per urethra .....	BR		
51796 with pressure probe inserted per suprapubic puncture .....	BR		
(For insertion of pressure probe by suprapubic puncture, see 51005)			
(For simultaneous CMG, see 51729, 51730)			
(For simultaneous UPP, see 51774, 51775, 51778, 51779)			

**REPAIR**

51800 Cystoplasty or cystourethroplasty, plastic operation on bladder and/or vesical neck (anterior Y-plasty, vesical fundus resection), any procedure, with or without wedge resection of posterior vesical neck .....	20.0	90	5.0
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	Unit Value	Follow-up Days=	Basic Anes@
51820 Cystourethroplasty with unilateral or bilateral ureteroneocystostomy	30.0	90	5.0
51840 Anterior vesicourethropey, or urethropey (Marshall-Marchetti-Krantz type); simple	14.5	90	4.0
51841 complicated (e.g., secondary repair)	21.0	90	4.0
(For urethropey (Peyreya type), see 57289)			
51860 Cystorrhaphy, suture of bladder wound, injury or rupture; simple	14.5	90	4.0
51865 complicated	BR+		6.0
51880 Closure of cystostomy (separate procedure)	8.0	90	3.0
51900 Closure of vesicovaginal fistula, abdominal approach	22.0	90	5.0
(For vaginal approach, see 57320-57330)			
51920 Closure of vesicouterine fistula;	20.0	90	5.0
51925 with hysterectomy	20.0	90	5.0
(For closure of vesicoenteric fistula, see 44660, 44661)			
(For closure of rectovesical fistula, see 45800-45805)			
51940 Closure of exstrophy (see also 54390)	BR+		5.0
51960 Enterocystoplasty, including bowel anastomosis	30.0	90	5.0
(For supplemental skills of two surgeons, see WAC 296-22-010, item 5b, and modifier -62)			
51980 Cutaneous vesicostomy	18.0	90	5.0

**ENDOSCOPY - CYSTOSCOPY, URETHROSCOPY, CYSTOURETHROSCOPY**

**NOTES**

Endoscopic descriptions are listed so that the main procedure can be identified without having to list all the minor related functions performed at the same time. For example: Meatotomy, urethral calibration and/or dilation, urethroscopy, and cystoscopy prior to a transurethral resection of prostate; ureteral catheterization following extraction of ureteral calculus; internal urethrotomy and bladder neck fulguration when performing a cystourethroscopy for the female urethral syndrome. When the secondary procedure requires significant additional time and effort, it may be identified by the addition of modifier '-22.' For example: Urethrotomy performed for a documented pre-existing stricture or bladder neck contracture.

52000 Cystourethroscopy (separate procedure), office;	1.2	7	3.0
52005 with ureteral catheterization, with or without irrigation, instillation, or ureteropyelography, exclusive of radiologic service	1.6	7	3.0
52007 with ureteral catheterization and brush biopsy of ureter or renal pelvis for cytology	BR	3	3.0
52010 with ejaculatory duct catheterization	1.6	7	3.0
52100 Cystourethroscopy, hospital	2.0	7	3.0
52105 with ureteral catheterization, with or without irrigation, instillation, or ureteropyelography exclusive of radiologic service	3.6	7	3.0
52107 with ureteral catheterization and brush biopsy of ureter or renal pelvis for cytology	BR	3	3.0
52110 with ejaculatory duct catheterization	3.6	7	3.0

	Unit Value	Follow-up Days=	Basic Anes@
52190 Differential quantitative and chemical renal function test (Howard or Stamey type)	SV.&		3.0
<b>TRANSURETHRAL SURGERY (URETHRA, PROSTATE, BLADDER, URETER)</b>			
52202 Cystourethroscopy, with biopsy; hospital	2.6	7	3.0
52204 office	2.0	7	3.0
52212 Cystourethroscopy, with fulguration (including cryosurgery) of trigone, bladder neck, prostatic fossa, urethra, or periurethral glands; hospital	2.6	7	3.0
52214 office	2.0	7	3.0
52222 Cystourethroscopy, with fulguration (including cryosurgery) or treatment of MINOR (less than 0.5 cm) lesion(s), with or without biopsy; hospital	2.6	7	3.0
52224 office	2.0	7	3.0
52232 Cystourethroscopy, with fulguration (including cryosurgery) and/or resection of SMALL bladder tumor(s) (0.5 cm to 2.0 cm); hospital	6.0	30	3.0
52234 office	5.0	30	3.0
52235 Cystourethroscopy, with fulguration (including cryosurgery) and/or resection of; MEDIUM bladder tumor(s) (2.0-5.0 cm)	12.0	30	3.0
52240 LARGE bladder tumor(s)	18.0	30	5.0
52250 Cystourethroscopy with insertion of radioactive substance, with or without biopsy or fulguration	6.0	30	3.0
52260 Cystourethroscopy, with dilation of bladder for interstitial cystitis; general or conduction (spinal) anesthesia	3.0	30	3.0
52265 local anesthesia	1.4	7	
52270 Cystourethroscopy, with internal urethrotomy; female	4.0	45	3.0
52275 male	4.0	45	3.0
52276 Cystourethroscopy, with direct vision internal urethrotomy	4.0	45	3.0
52277 Cystourethroscopy, with resection of external sphincter (sphincterotomy)	6.0	30	3.0
52280 Cystourethroscopy, with calibration and/or dilation of urethral stricture or stenosis, with or without meatotomy, and injection procedure for cystography male or female; hospital	3.0	7	3.0
52281 office	2.4	7	
52282 Cystourethroscopy, with steroid injection into stricture; hospital	3.2	7	3.0
52283 office	2.0	7	
52285 Cystourethroscopy for treatment of the female urethral syndrome with any or all of the following: urethral meatotomy, urethral dilation, internal urethrotomy, lysis of urethrovaginal septal fibrosis, lateral incisions of the bladder neck, and fulguration of urethral polyps, bladder neck, and trigone	3.4	7	3.0
52290 Cystourethroscopy; with ureteral meatotomy, unilateral or bilateral	4.0	30	3.0
52300 with resection or fulguration of ureterocele, unilateral or bilateral	6.0	30	3.0
52305 with incision or resection of orifice of bladder diverticulum, single or multiple	6.0	30	3.0
52310 Cystourethroscopy, with removal of foreign body or calculus from urethra or bladder; simple	4.0	30	3.0
52315 complicated	BR+		3.0
52320 Cystourethroscopy, with removal of ureteral calculus	7.0	30	3.0
52330 with manipulation, without removal of ureteral calculus	5.0	30	3.0
52332 cystourethroscopy, with insertion of indwelling ureteral stent (e.g., Gibbons or double J type)	BR	7	3.0
52335 Cystourethroscopy, with ureteroscopy and/or pyeloscopy	4.2	7	3.0
52340 Cystourethroscopy, with incision, fulguration or resection of bladder neck and/or posterior urethra (congenital valves, obstructive hypertrophic			

	Unit Value	Follow-up Days=	Basic Anes@
52500 mucosal folds).....	6.0	30	3.0
52601 Transurethral resection of bladder neck, (separate procedure) .....	10.0	90	4.0
52605 Transurethral resection of prostate, including control of post-operative bleeding during the hospitalization, complete (vasectomy, meatotomy, cystourethroscopy, urethral calibration and/or dilation, and internal urethrotomy are included) .....	20.0	90	5.0
52606 Transurethral fulguration for postoperative bleeding after leaving hospital; (in hospital) .....	4.2	0	3.0
52606 office .....	2.4	0	
(For other approaches, see 55801-55845)			
52612 Transurethral resection of prostate; first stage of two-stage resection (partial resection) .....	15.0	90	5.0
52614 second stage of two-stage resection (resection completed) .....	11.0	90	5.0
52620 Transurethral resection; of residual obstructive tissue after 90 days postoperative .....	6.0	90	5.0
52630 of regrowth of obstructive tissue longer than one year postoperative .....	20.0	90	5.0
52640 of postoperative bladder neck contracture .....	10.0	90	5.0
52650 Transurethral cryosurgical removal of prostate (postoperative irrigations and aspirations of sloughing tissue included) .....	20.0	120	5.0
52700 Transurethral drainage of prostatic abscess .....	8.0	60	5.0
52800 Litholapaxy, crushing of calculus in bladder and removal of fragments; simple, small (less than 2.5 cm) .....	10.0	30	3.0
52805 complicated or large (over 2.5 cm) ..	14.0	30	3.0

**AMENDATORY SECTION** (Amending Order 80-25, filed 12/3/80, effective 3/1/81)

**WAC 296-22-265 PENIS.**

	Unit Value	Follow-up Days=	Basic Anes@
<b>INCISION</b>			
54000 Slitting of prepuce, dorsal or lateral, (separate procedure); newborn .....	0.6	7	
54001 except newborn .....	1.4	7	3.0
54015 Incision and drainage of penis, deep ...	1.4	15	3.0
<b>DESTRUCTION</b>			
*54050 Destruction of condylomata, penis, multiple, simple, chemical .....	*0.3	0	3.0
*54055 electrodesiccation .....	*0.8	0	3.0
*54060 surgical excision .....	*1.0	0	3.0
54065 extensive .....	BR+		3.0
(For destruction or excision of other lesions, see integumentary system)			
<b>EXCISION</b>			
54100 Biopsy of penis, cutaneous (separate procedure) .....	0.6	7	3.0
54105 deep structures .....	1.4	15	3.0
54110 Excision of penile plaque (Peyronie disease) .....	7.4	30	3.0
54115 Removal foreign body from deep penile tissue (e.g., plastic implant) .....	6.0	45	3.0
54120 Amputation of penis, partial .....	10.0	60	3.0
54125 complete .....	20.0	60	3.0
54130 Amputation of penis, radical; with bilateral inguino-femoral lymphadenectomy .....	26.0	90	3.0

	Unit Value	Follow-up Days=	Basic Anes@
54135 in continuity with bilateral pelvic lymphadenectomy, including external iliac, hypogastric and obturator nodes .....	30.0	90	5.0
(For lymphadenectomy (separate procedure), see 38760-38771)			
54150 Circumcision, clamp procedure; newborn .....	0.8	15	
54152 except newborn office .....	1.0	15	3.0
54154 except newborn, hospital .....	2.4	15	3.0
54160 Circumcision, surgical excision other than clamp or dorsal slit; newborn ....	0.8	30	
54161 except newborn .....	3.0	30	3.0
<b>INTRODUCTION</b>			
*54200 Injection procedure for Peyronie disease .....	*0.4	0	
54205 with surgical exposure of plaque ....	7.4	30	3.0
54220 Irrigation of corpora cavernosa for priapism .....	BR+		3.0
54230 injection procedure for corpora cavernosography .....	BR		3.0
54240 penile plethysmography .....	BR		3.0
<b>REPAIR</b>			
(For other urethroplasties, see 53400-53430)			
54300 Plastic operation of penis for straightening of chordee (e.g., hypospadias), with or without mobilization of urethra; .....	8.0	60	3.0
54305 with transplantation of prepuce ....	14.0	60	3.0
54320 Urethroplasty, formation of urethra, Denis-Browne type operation (including urinary diversion); penile or penoscrotal .....	14.0	90	3.0
54325 scrotal or perineal .....	18.0	90	3.0
54330 Urethroplasty and straightening of chordee (including urinary diversion), complete, one stage, for hypospadias ..	20.0	90	3.0
(For other methods of hypospadias repair, see 15000-15730)			
54360 Plastic operation on penis to correct angulation .....			
54380 Plastic operation on penis for epispadias distal to external sphincter .....	BR+		3.0
54385 with incontinence .....	BR+		4.0
54390 with exstrophy of bladder .....	BR+		4.0
54400 Plastic operation for insertion of penile prosthesis .....	14.0		3.0
54402 Removal of penile prosthesis .....	BR		
54405 Plastic operation for insertion of inflatable penile prosthesis, including placement of pump and/or reservoir .....	BR		
54407 Removal of inflatable penile prosthesis, including pump and/or reservoir .....	BR		
55409 Surgical correction of hydraulic abnormality of inflatable prosthesis .....	BR		
54420 Corpora cavernosa-saphenous vein shunt (priapism operation), unilateral or bilateral .....	10.0		3.0
54430 Corpora cavernosa-corpora spongiosum shunt or corpora cavernosa-glans penis shunt (priapism operation), unilateral or bilateral .....	10.0	0	3.0
54435 Corpora cavernosa-glans penis fistulization (e.g., biopsy needle, Winter procedure, rongeur, or punch) (priapism operation) .....	BR		
54440 Plastic operation of penis for injury ...	BR+		3.0
<b>MANIPULATION</b>			
54450 Foreskin manipulation including lysis of preputial adhesions and stretching ....	BR		

**AMENDATORY SECTION** (Amending Order 80-25, filed 12/3/80, effective 3/1/81)

**WAC 296-22-270** **TESTIS.**

	Unit Value	Follow-up Days=	Basic Anes@
<b>EXCISION</b>			
54500	0.4	7	
54505	3.0	15	3.0
54506	4.0	15	3.0
(When combined with vasogram, seminal vesiculogram or epididymogram, see 55300)			
54510	6.0	30	3.0
54520	6.0	30	3.0
54521	8.0	30	3.0
54530	8.0	30	3.0
54535	12.0	30	4.0
(For orchiectomy with repair of hernia, see 49510)			
(For radical retroperitoneal lymphadenectomy, see 38780)			
54550	8.0	30	4.0
54555	12.0	30	4.0
54560	12.0	30	4.0
54565	15.0	30	5.0

**REPAIR**

54600	8.0	30	3.0
54620	4.0	30	3.0
54640	12.0	30	3.0
54641	18.0	30	4.0
54645	2.0	30	3.0
54660	4.0	30	3.0
54661	6.0	30	3.0
54670	8.0	30	3.0
54680	10.0	30	3.0

**AMENDATORY SECTION** (Amending Order 80-25, filed 12/3/80, effective 3/1/81)

**WAC 296-22-305** **PROSTATE.**

	Unit Value	Follow-up Days=	Basic Anes@
<b>INCISION</b>			
55700	1.4	15	3.0
55705	8.0	30	4.0
55720	8.0	60	4.0
55725	14.0	60	4.0
(For transurethral drainage, see 52700)			
55740	20.0	60	4.0
<b>EXCISION</b>			
(For transurethral removal of prostate, see 52600-52650)			
55801			

	Unit Value	Follow-up Days=	Basic Anes@
55810	20.0	90	6.0
55812	26.0	90	6.0
55815	BR		
(If 55815 is carried out on separate days, use 38771 and 55810)			
55821	20.0	90	5.0
55831	20.0	90	5.0
55840	26.0	90	6.0
55842	BR		
55845	BR		

**OTHER PROCEDURES**

55899			
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**AMENDATORY SECTION** (Amending Order 80-25, filed 12/3/80, effective 3/1/81)

**WAC 296-22-310** **VULVA AND INTROITUS.**

	Unit Value	Follow-up Days=	Basic Anes@
<b>INCISION</b>			
(For incision and drainage of sebaceous cyst, furuncle, or caruncle, see 10000-10020, 10060, 10061)			
*56400	*0.8	0	3.0
*56420	*1.0	0	3.0
(For incision and drainage of Skene's gland abscess or cyst, see 53060)			
56440	4.0	30	3.0
<b>DESTRUCTION</b>			
*56500	*0.48	0	3.0
*56505	*0.8	0	3.0
56507	*1.0	0	3.0
*56510	*1.0	0	3.0
56515	BR+		3.0
56520	BR		
56521	BR		
(For destruction of Skene's gland cyst or abscess, see 53270)			
(For cautery destruction of urethral caruncle, see 53265)			
<b>EXCISION</b>			
56600	0.6	7	3.0
(For local excision or fulguration of lesion(s) of external genitalia, see			

	Unit Value	Follow-up Days=	Basic Anes@
(11420-11426, 11620-11626, 17000-17302, 56500-56521)			
56620 Vulvectomy; partial, unilateral or bilateral (but less than 80% of vulvar area) . . . . .	12.0	60	3.0
56625 complete (skin and subcutaneous tissue), bilateral . . . . .	15.0	60	3.0
(For skin graft, see 15000 et seq)			
56630 Vulvectomy, radical; without skin graft . . . . .	20.0	120	3.0
56635 with inguofemoral lymphadenectomy, unilateral . . . . .	24.0	120	5.0
56636 with inguofemoral lymphadenectomy, bilateral . . . . .	26.0	120	5.0
56640 vulvectomy, radical, with inguofemoral, iliac, and pelvic lymphadenectomy; unilateral . . . . .	26.0	120	5.0
56641 bilateral . . . . .	30.0	120	5.0
(For lymphadenectomy, see 38760-38780)			
56680 Clitoridectomy, simple . . . . .	8.0	30	3.0
56685 extensive . . . . .	12.0	90	3.0
56700 Hymenectomy, partial excision of hymen . . . . .	2.4	30	3.0
56710 Plastic revision of hymen . . . . .	2.4	30	3.0
*56720 Hymenotomy, simple incision . . . . .	*1.4	0	3.0
56740 Excision of Bartholin's gland or cyst . . . . .	4.8	30	3.0
(For excision of Skene's gland, see 53270)			
(For excision of urethral caruncle, see 53265)			
(For excision or fulguration of urethral carcinoma, see 53220)			
(For excision or marsupialization of urethral diverticulum, see 53230-53240)			
<b>REPAIR</b>			
(For repair of urethra for mucosal prolapse, see 53275)			
56800 Plastic repair of introitus . . . . .	4.8	30	3.0
<b>SUTURE</b>			
(For episiorrhaphy, episioepineorrhaphy for recent injury of vulva and/or perineum, nonobstetrical, see 57210)			

**AMENDATORY SECTION (Amending Order 80-25, filed 12/3/80, effective 3/1/81)**

**WAC 296-22-315 VAGINA.**

	Unit Value	Follow-up Days=	Basic Anes@
<b>INCISION</b>			
57000 Colpotomy with exploration . . . . .	4.0	30	3.0
57010 with drainage of pelvic abscess . . . . .	BR		
*57020 Colpocentesis (separate procedure) . . . . .	*0.8	0	3.0
<b>DESTRUCTION</b>			
57050 Cryosurgery of vagina . . . . .	0.7		3.0
57057 Laser surgery of vagina . . . . .	2.1		3.0
57060 Electrocautery of vagina . . . . .	0.7		3.0
57063 Chemical cautery of vagina . . . . .	0.7		3.0
<b>EXCISION</b>			
57100 Biopsy of vaginal mucosa; simple (separate procedure) . . . . .	0.72	7	3.0
57105 extensive, requiring suture (including cysts) . . . . .	BR		
57108 Colpectomy, obliteration of vagina; partial . . . . .	12.0	60	3.0

	Unit Value	Follow-up Days=	Basic Anes@
(For excision and/or fulguration of local lesion(s), see 11200-11660, 17000-17300)			
57110 complete . . . . .	14.0	60	3.0
57120 Colpocleisis (Le Fort type) . . . . .	12.0	60	3.0
57130 Excision of vaginal septum . . . . .	BR+		3.0
57135 Excision of vaginal cyst or tumor . . . . .	BR		

**INTRODUCTION**

*57150 Irrigation and/or application of medication for treatment of bacterial, parasitic or fungoid disease . . . . .	*0.24	0	
*57160 Insertion of pessary . . . . .	*0.24	0	
57170 Diaphragm fitting with instructions . . . . .	0.24		

**REPAIR**

(For urethral suspension, (Marshall-Marchetti-Krantz type) abdominal approach, see 51840, 51841)			
57200 Colporrhaphy, suture of injury of vagina (nonobstetrical) . . . . .	BR+	3.0	
57210 Colpoperineorrhaphy, suture of injury of vagina and/or perineum (nonobstetrical) . . . . .	BR+	3.0	
57220 Plastic operation on urethral sphincter, vaginal approach (eg, Kelly urethral plication) (separate procedure) . . . . .	7.0	60	3.0
57230 Plastic repair of urethrocele (separate procedure) . . . . .	7.0	60	3.0
57240 Anterior colporrhaphy, repair of cystocele with or without repair of urethrocele (separate procedure) . . . . .	8.5	60	4.0
57250 Posterior colporrhaphy, repair of rectocele with or without perineorrhaphy . . . . .	7.0	60	3.0
(For repair of rectocele (separate procedure) without posterior colporrhaphy, see 45560)			
57260 Combined anteroposterior colporrhaphy; . . . . .	12.0	60	3.0
57265 with enterocele repair . . . . .	14.0	60	3.0
57268 Repair of enterocele, vaginal approach (separate procedure) . . . . .	BR		
57270 Repair of enterocele, abdominal approach (separate procedure) . . . . .	14.0	60	4.0
57280 Colpopexy, abdominal approach . . . . .	14.0	60	4.0
57288 Sling operation for stress incontinence (e.g., fascia or synthetic) . . . . .	15.0	90	5.0
57289 Peryra procedure, including anterior colporrhaphy . . . . .	13.0	90	3.0
<del>((57290 Construction of artificial vagina (vaginal atresia or absence) . . . . .</del>	<del>BR+</del>	<del></del>	<del>3.0)</del>

(57290 has been deleted. To report, use 57291, 57292)

57291 Construction of artificial vagina; without graft . . . . .	BR		3.0
57292 with graft . . . . .	BR		3.0
57300 Closure of rectovaginal fistula; vaginal approach . . . . .	14.5	90	3.0
57305 abdominal approach . . . . .	18.0	90	5.0
57307 abdominal approach, with concomitant colostomy . . . . .	20.0	90	5.0
57310 Closure of urethrovaginal fistula . . . . .	14.5	60	4.0
57320 Closure of vesicovaginal fistula, vaginal approach . . . . .	14.5	60	4.0
(For concomitant cystostomy, see 51005-51040 and WAC 296-22-010, item 7a)			
57330 transvesical and vaginal approach . . . . .	BR+		5.0
(For abdominal approach, see 51900)			

**MANIPULATION**

*57400 Dilatation of vagina under anesthesia . . . . .	*0.72	0	3.0
*57410 Pelvic examination under anesthesia . . . . .	*0.72	0	3.0

**ENDOSCOPY**

57450 Culdoscopy, diagnostic; . . . . .	4.0	15	3.0
57451 with biopsy and/or lysis of adhesions or tubal sterilization . . . . .	4.0	15	3.0

	Unit Value	Follow-up Days=	Basic Anes@
57452* Colposcopy; (separate procedure) . . . .	1.0	0	
57454* with biopsies, or biopsy of the cervix . . . . .	2.0	0	

**AMENDATORY SECTION (Amending Order 80-25, filed 12/3/80, effective 3/1/81)**

**WAC 296-22-325 CERVIX UTERI.**

	Unit Value	Follow-up Days=	Basic Anes@
<b>EXCISION</b>			
(For radical surgical procedures, see 58200-58240)			
*57500 Biopsy, single or multiple, or local excision of lesion, with or without fulguration, (separate procedure) . . . . .	*0.6	0	3.0
*57510 Cauterization of cervix; electro or thermal . . . . .	*0.6	0	
57511* cryocautery, initial or repeat . . . . .	0.6	0	
57513 laser surgery . . . . .	1.0		3.0
57520 Biopsy of cervix, circumferential (cone) with or without dilation and curettage, with or without Sturmdorff type repair (see also 58120) . . . . .	4.8	45	3.0
57530 Trachelectomy (cervicectomy), amputation of cervix (separate procedure) . . . . .	4.8	45	3.0
57540 Excision of cervical stump, abdominal approach; . . . . .	12.0	45	4.0
57545 with pelvic floor repair . . . . .	BR+		4.0
57550 Excision of cervical stump, vaginal approach; . . . . .	12.0	45	3.0
57555 with anterior and/or posterior repair . . . . .	14.5	45	3.0
57556 with repair of enterocele . . . . .	14.5	45	4.0

	Unit Value	Follow-up Days=	Basic Anes@
<b>INTRODUCTION</b>			
(For insertion of any radioactive material, see 77520-77550)			
(For insertion of intra-uterine device, see 58300)			
*57600 Introduction of any hemostatic agent or pack for spontaneous hemorrhage (separate procedure); initial . . . . .	*0.72	0	3.0
*57620 subsequent . . . . .	*0.24	0	3.0
<b>REPAIR</b>			
57700 Tracheloplasty (Shirodkar or Lash type operation) . . . . .	6.0	45	3.0
57720 Trachelorrhaphy, plastic repair of uterine cervix, vaginal approach . . . . .	6.0	45	3.0
<b>MANIPULATION</b>			
*57800 Dilation of cervical canal, instrumental (separate procedure) . . . . .	*0.6	0	3.0
57820 Dilation and curettage of cervical stump . . . . .	4.0	15	3.0

**AMENDATORY SECTION (Amending Order 80-25, filed 12/3/80, effective 3/1/81)**

**WAC 296-22-330 CORPUS UTERI.**

	Unit Value	Follow-up Days=	Basic Anes@
<b>EXCISION</b>			
*58100 Endometrial biopsy, suction type (separate procedure) . . . . .	*0.72	0	3.0
58101* Endometrial washings (e.g., for cytology sampling) . . . . .	1.0	0	3.0
58102 Office endometrial curettage . . . . .	2.0	0	3.0
58103 Menstrual extraction . . . . .	0.5	0	
58120 Dilation and curettage, diagnostic and/or therapeutic (obstetrical) (see also 57520 nonobstetrical) . . . . .	4.0	15	3.0

	Unit Value	Follow-up Days=	Basic Anes@
(For postpartum hemorrhage, see 59160)			
58140 Myomectomy, excision of fibroid tumor of uterus, single or multiple, (procedure); abdominal approach . . . . .	14.0	45	5.0
58145 vaginal approach . . . . .	BR+		5.0
58150 Total hysterectomy (corpus and cervix), with or without removal of tube(s), with or without removal of ovary(s) . . . . .	16.0	45	5.0
58180 Supracervical hysterectomy (subtotal hysterectomy), with or without tube(s), with or without removal of ovary(s) . . . . .	16.0	45	5.0
58200 Total hysterectomy, extended, corpus cancer, including partial vaginectomy; . . . . .	20.0	120	5.0
58205 with bilateral radical pelvic lymphadenectomy . . . . .	24.0	120	6.0
58210 Total hysterectomy, extended, cervical cancer, with bilateral radical pelvic lymphadenectomy (Wertheim type operation) . . . . .	30.0	120	7.0
58240 Total hysterectomy or cervicectomy, with removal of bladder and utereral transplantations, and/or abdominoperineal resection of rectum and colon and colostomy, or any combination thereof (pelvic exenteration) . . . . .	BR+		7.0
58260 Vaginal hysterectomy; . . . . .	16.0	45	4.0
58265 with plastic repair of vagina, anterior and/or posterior colporrhaphy . . . . .	18.0	45	4.0
58267 with colpo-urethrocytopexy (Marshal-Marchetti-Krantz type) . . . . .	20.0	90	5.0
58270 with repair of enterocele . . . . .	18.0	45	4.0
58275 Vaginal hysterectomy, with total or partial colpectomy; . . . . .	18.0	45	4.0
58280 with repair of enterocele . . . . .	18.0	45	4.0
58285 Vaginal hysterectomy, radical (Schauta type operation) . . . . .	24.0	120	7.0

	Unit Value	Follow-up Days=	Basic Anes@
<b>INTRODUCTION</b>			
(For insertion of radioactive substance into corpus with or without dilation and curettage, see 77520-77550)			
*58300 Insertion of intrauterine device (IUD) . . . . .	*1.0	0	3.0
58301 Removal of intrauterine device (IUD) . . . . .	BR		
58310 Artificial insemination . . . . .	BR		
*58320 Insufflation of uterus and tubes with air and CO <sub>2</sub> . . . . .	*1.0	0	3.0
58340 Injection procedure for hysterosalpingography . . . . .	0.8	0	
58350* Hydrotubation of oviduct, including materials . . . . .	1.0	0	
(For materials supplied by physician, see 99070)			

	Unit Value	Follow-up Days=	Basic Anes@
<b>REPAIR</b>			
58400 Uterine suspension, with or without shortening of round ligaments, with or without shortening of sacrouterine ligaments; (separate procedure) . . . . .	12.0	45	4.0
58410 with presacral sympathectomy . . . . .	14.0	45	5.0
<del>((58430 Interposition operation (Watkins type), with or without pelvic floor repair . . . . .</del>	<del>14.0</del>	<del>45</del>	<del>4.0)</del>
<del>(Interposition operation has been deleted. If necessary to report, use 58999)</del>			
<del>((For Manchester type repair, see 57267)</del>			
<del>58500 Hysterosalpingostomy, anastomosis of tube(s) to uterus . . . . .</del>	<del>14.0</del>	<del>45</del>	<del>4.0)</del>
<del>(58500 Hysterosalpingostomy has been deleted. To report, use 58752)</del>			
58520 Hysterorrhaphy, repair of ruptured uterus (nonobstetrical) . . . . .	12.0	45	4.0
58540 Hysteroplasty, repair of uterine anomaly (Strassman type) . . . . .	14.0	45	4.0

	Unit Value	Follow-up Days=	Basic Anes@
<b>SUTURE</b>			

(For closure of vesicouterine fistula, see 51920)

**AMENDATORY SECTION** (Amending Order 81-28, filed 11/30/81, effective 1/1/82)

**WAC 296-22-333 OVIDUCT.**

	Unit Value	Follow-up Days=	Basic Anes@
<b>INCISION</b>			
58600	12.0	45	4.0
58605	7.0	45	4.0
58611			
58615	BR		4.0
58618	BR		
<b>EXCISION</b>			
58700	12.0	45	4.0
58720	12.0	45	4.0
<b>REPAIR</b>			
58740	14.0	45	4.0
58750	BR		
58752	BR		
58760	BR		
58770			

**AMENDATORY SECTION** (Amending Order 80-25, filed 12/3/80, effective 3/1/81)

**WAC 296-22-337 OVARY.**

	Unit Value	Follow-up Days=	Basic Anes@
<b>OVARY</b>			
<b>INCISION</b>			
58800	4.0	15	4.0
58805	12.0	45	4.0
58820	4.0	15	4.0
58822	6.0	15	4.0
<b>EXCISION</b>			

	Unit Value	Follow-up Days=	Basic Anes@
58900	12.0	45	4.0
58920	12.0	45	4.0
58925	12.0	45	4.0
58940	12.0	45	4.0
58945	16.0	60	4.0

**ENDOSCOPY-LAPAROSCOPY**

The endoscopic descriptors in this publication are listed so that the main procedure can easily be identified without having to list all the minor related procedures that may be performed at the same time (such as lysis of adhesions and fulguration of bleeding points during laparoscopy with fulguration transection of the oviducts). When the secondary procedures involve significant additional time and effort, they may be listed using modifier -50.

(For peritoneoscopy, see 49300-49303)

58980	6.0	10	5.0
58982	8.0	10	5.0
58983	BR		5.0
58984	8.0	10	5.0
58985	8.0	10	5.0
58986	8.0	10	5.0
58987	8.0	10	5.0
58990	BR		3.0

**OTHER PROCEDURES**

58999			BR
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**AMENDATORY SECTION** (Amending Order 81-28, filed 11/30/81, effective 1/1/82)

**WAC 296-22-340 MATERNITY CARE AND DELIVERY.**

**NOTES**

The services normally required in uncomplicated maternity cases include antepartum care, delivery and postpartum care.

Antepartum care includes usual prenatal services (initial and subsequent history, physical examinations, recording of weight, blood pressure, fetal heart tones, routine chemical urinalyses, maternity counseling).

Delivery includes vaginal delivery (with or without episiotomy, with or without forceps or breech delivery) or Cesarean section, and resuscitation of new born infant when necessary.

Postpartum care includes hospital and office visits following vaginal or Cesarean section delivery.

For medical complications of pregnancy (toxemia, cardiac problems, neurological problems or other problems requiring additional or unusual services or requiring hospitalization), see services in MEDICINE section. For surgical complications of pregnancy not listed below, see appropriate procedures in SURGERY.

If a physician provides all or part of the antepartum and/or postpartum patient care but does not perform the delivery due to termination of pregnancy by abortion or referral to another physician for delivery, see 59420-59430.

(For circumcision of newborn, see 54150-54160)

	Unit Value	Follow-up Days=	Basic Anes@
<b>INCISION</b>			
59000 Amniocentesis for diagnostic purposes, abdominal approach	1.0	0	
(For ultrasonic guidance, see 76946, 76947)			
59010* Amnioscopy	1.0	0	
59011* Amnioscopy (intraovular)	BR	0	
59020* Fetal oxytocin stress test	1.0	0	
59025 Fetal nonstress test	1.0		
59030* Fetal scalp blood sampling;	1.0	0	
59031* repeat	0.5	0	
59050 Initiation and/or supervision of internal fetal monitoring during labor by consultant	1.0	0	
<b>EXCISION</b>			
59100 Hysterotomy, abdominal, for removal of hydatidiform mole;	14.0	45	5.0
59101 with tubal ligation	14.0	45	6.0
59105 Hysterotomy, abdominal, for legal abortion;	16.0	45	6.0
59106 with tubal ligation	18.0	45	6.0
<b>EXCISION</b>			
59120 Surgical treatment of ectopic pregnancy; tubal, requiring salpingectomy and/or oophorectomy, abdominal or vaginal approach	14.0	45	5.0
59121 tubal, without salpingectomy and/or oophorectomy	BR		
59125 ovarian, requiring oophorectomy and/or salpingectomy	BR+		5.0
59126 ovarian, without oophorectomy and/or salpingectomy	BR		
59130 abdominal	BR+		5.0
59135 interstitial, uterine pregnancy requiring hysterectomy, total or subtotal	BR+		5.0
59140 cervical	BR+		5.0
59160 Dilation and curettage for postpartum hemorrhage (separate procedure)	4.0	15	3.0
<b>INTRODUCTION</b>			
(For intrauterine fetal transfusion, see 36460)			
(For introduction of hypertonic solution and/or prostaglandins to initiate labor, see 59850)			
<b>REPAIR</b>			
(For tracheloplasty, see 57700)			
59300 Episiotomy or vaginal repair only, by other than delivering physician; simple	2.0	0	3.0
59305 extensive	BR+		3.0
59350 Hysterorrhaphy of ruptured uterus; (separate procedure)	BR		
59351 following dilation and curettage, including both procedures	BR		
<b>DELIVERY, ANTEPARTUM AND POSTPARTUM CARE</b>			
59400 Total obstetrical care (all-inclusive, "global" care) includes antepartum care, vaginal delivery (with or without episiotomy, and/or forceps or breech delivery) and postpartum care	8.0	45	3.0
59410 Vaginal delivery only (with or without episiotomy, forceps or breech delivery) including in-hospital postpartum care (separate procedure)	4.0	45	3.0
59420 Antepartum care only (separate procedure)	Sv.&		

	Unit Value	Follow-up Days=	Basic Anes@
59430 Postpartum care only (separate procedure)	Sv.&		
<b>CESAREAN SECTION</b>			
(For standby attendance of infant, see 99151)			
59500 Cesarean section, low cervical, including in-hospital postpartum care; (separate procedure)	10.0	7	5.0
59501 including antepartum and postpartum care	13.0	45	5.0
59520 Cesarean section, classic, including in-hospital postpartum care; (separate procedure)	10.0	7	5.0
59521 including antepartum and postpartum care	13.0	45	5.0
59540 Cesarean section, extraperitoneal, including in-hospital postpartum care; (separate procedure)	12.0	7	5.0
59541 including antepartum and postpartum care	16.0	45	5.0
59560 Cesarean section with hysterectomy, subtotal, including in-hospital postpartum care; (separate procedure)	12.0	7	6.0
59561 including antepartum and postpartum care	16.0	45	6.0
59580 Cesarean section with hysterectomy, total, including in-hospital postpartum care; (separate procedure)	12.0	7	6.0
59581 including antepartum and postpartum care	16.0	45	6.0
<b>ABORTION</b>			
59800 Treatment of abortion, first trimester; completed medically	Sv.&		
59801 completed surgically (separate procedure)	4.0	45	3.0
59810 Treatment of abortion, second trimester; completed medically	Sv.&		
59811 completed surgically (separate procedure)	4.0	45	3.0
59820 Treatment of missed abortion, any trimester, completed medically or surgically	Sv.&		3.0
59830 Treatment of septic abortion	Sv.&		
59840 Legal (therapeutic) abortion, by dilation and curettage, and/or vacuum extraction	6.0	45	3.0
59841 Legal (therapeutic) abortion, by dilation and evacuation	6.0	45	3.0
59850 Legal (therapeutic) abortion, by one or more intra-amniotic injections (amniocentesis-injections) (including hospital admission and visits, delivery of fetus and secundines);	6.0	45	5.0
59851 with dilation and curettage	BR		
59852 with hysterotomy (failed saline)	BR		
<b>OTHER PROCEDURES</b>			
59899 Unlisted procedure, maternity care and delivery	BR		

**AMENDATORY SECTION (Amending Order 80-25, filed 12/3/80, effective 3/1/81)**

**WAC 296-22-350 THYROID GLAND.**

	Unit Value	Follow-up Days=	Basic Anes@
<b>INCISION</b>			
*60000 Incision and drainage of thyroglossal cyst, infected	*0.6	0	3.0
<b>EXCISION</b>			
*60100 Biopsy, thyroid, percutaneous needle	1.2	7	
(For ultrasonic guidance see 76942, 76943)			

	Unit Value	Follow-up Days=	Basic Anes@	
60200	Excision of cyst or adenoma of thyroid, or transection of isthmus	9.5	45	5.0
60220	Total thyroid lobectomy, unilateral	14.0	45	5.0
60225*	with contralateral subtotal lobectomy, including isthmus	14.0	45	5.0
60240	Thyroidectomy; total or complete	16.0	45	5.0
60242	near total	14.0	45	5.0
60245	Thyroidectomy, subtotal or partial;	14.5	45	5.0
60246	with removal of substernal thyroid gland, cervical approach	BR		
60252	Thyroidectomy, total or subtotal for malignancy; with limited neck dissection	24.0	180	5.0
60254	with radical neck dissection	28.0	180	6.0
(For parathyroid transplant, see 60510)				
60260	Thyroidectomy, secondary; unilateral	15.0	45	5.0
60261	bilateral	18.0	45	5.0
60270	Thyroidectomy, including substernal thyroid gland, sternal split or transthoracic approach	BR+		
60280	Excision of thyroglossal duct cyst or sinus	11.0	45	4.0

**AMENDATORY SECTION (Amending Order 81-28, filed 11/30/81, effective 1/1/82)**

**WAC 296-22-365 SKULL, MENINGES, AND BRAIN.**

	Unit Value	Follow-up Days=	Basic Anes@
(For injection procedure for cerebral angiography, see 36100-36220)			
(For injection procedure for ventriculography, see 61025, 61030, 61120, 61130)			
(For injection procedure for pneumoencephalography, see 61053, 62286)			

**PUNCTURE FOR INJECTION, DRAINAGE OR ASPIRATION**

*61000	Subdural tap through fontanelle (infant); unilateral or bilateral; initial	*2.0	0	
*61001	subsequent taps	*1.4	0	
*61020	Ventricular puncture through previous burr hole, fontanelle, or implanted ventricular catheter/reservoir; without injection	*2.0	0	
61025	with gas injection procedure for ventriculography	5.0	7	7.0
61030	with injection procedure for positive contrast ventriculography	5.6	7	7.0
61045*	with injection procedure of dye or radioactive material for CSF flow study, including lumbar puncture	5.6	7	7.0
*61050	Cisternal or lateral cervical puncture; (separate procedure)	*1.8	0	
61051*	with injection of dye or drug	2.5	0	6.0
61052*	with injection of gas or contrast media for myelography	3.0	0	6.0
61053*	with injection of gas or contrast media for cisternography or pneumoencephalography	4.5	0	6.0
61070*	Puncture of shunt tubing or reservoir for aspiration or injection procedure	2.0	0	0

**BURR HOLE(S) OR TREPHINE**

61105	Twist drill hole for subdural or ventricular puncture; not followed by other surgery	BR		
61106	followed by other surgery	BR		
61107	for implanting ventricular catheter or pressure recording device	8.0	30	7.0
61120	Burr hole(s) for ventricular puncture (including injection of gas, contrast media, dye, or radioactive material); not followed by other surgery	10.0	30	7.0
61130	followed by other surgery	7.0	0	
61140	Burr hole(s) or trephine; for biopsy of brain or intracranial lesion	20.0	0	5.0

	Unit Value	Follow-up Days=	Basic Anes@	
61150	Burr hole(s) for drainage of brain abscess or cyst	24.0	90	9.0
61151	subsequent tapping/aspiration of intracranial abscess or cyst	2.0	0	4.0
61154	Burr hole(s); for evacuation and/or drainage of hematoma, extradural or subdural; unilateral	26.0	90	9.0
61155	bilateral	39.0	90	9.0
61156	for aspiration of hematoma or cyst, intracerebral	25.0	90	9.0
61210	for implanting ventricular catheter, reservoir, or pressure recording device	8.0	30	7.0
61250	Burr hole(s) or trephine, supratentorial, exploratory, not followed by other surgery; unilateral	15.0	30	7.0
61251	bilateral	22.0	30	7.0
61253	Burr hole(s) or trephine, infratentorial, unilateral or bilateral	BR		
(If burr hole(s) or trephine followed by craniotomy at same operative session, use 61304-61321; do not use 61250, 61251, or 61253)				

**CRANIECTOMY OR CRANIOTOMY**

61304	Craniectomy or craniotomy, exploratory; supratentorial	34.0	90	9.0
61305	infratentorial (posterior fossa)	40.0	90	10.0
61310	Craniectomy or craniotomy, evacuation of hematoma, extradural, subdural or intracerebral; supratentorial	28.0	90	13.0
61311	infratentorial	26.0	90	13.0
61320	Craniectomy or craniotomy, drainage of intracranial abscess; supratentorial	28.0	90	11.0
61321	infratentorial	28.0	90	13.0
61330	Exploration or decompression of orbit only, transcranial approach; unilateral	26.0	90	9.0
61331	bilateral	BR		
61332	Exploration of orbit (transcranial approach); with biopsy	BR		
61333	with removal of lesion	BR		
61334	with removal of foreign body	BR		
61340	Other cranial decompression (e.g., subtemporal), supratentorial; unilateral	16.0	90	9.0
61341	bilateral	24.0	90	9.0
61345	Other cranial decompression, posterior fossa	22.0	90	13.0
(For orbital decompression by lateral wall approach, Kroenlein type, see 67440)				
61440	Craniotomy for section of tentorium cerebelli (separate procedure)	BR		
61450	Craniectomy for section, compression, or decompression of sensory root of gasserian ganglion	28.0	90	10.0
61458	Craniectomy, suboccipital; for exploration or decompression of cranial nerves for section of one or more cranial nerves	34.0	90	10.0
61470	for medullary tractotomy	40.0	90	11.0
61480	for mesencephalic tractotomy or pedunculotomy	40.0	90	11.0
61490	Craniotomy for lobotomy, including cingulotomy; unilateral	24.0	90	9.0
61491	bilateral	30.0	90	11.0
61500	Craniectomy, trephination, bone flap craniotomy; for tumor of skull	BR+		8.0
61510	for excision of brain tumor, supratentorial; except meningioma	34.0	90	12.0
61512	for excision of meningioma, supratentorial	40.0	90	11.0
61514	for excision of brain abscess, supratentorial	32.0		9.0
61516	for excision or fenestration of cyst, supratentorial	30.0		11.0
61518	Craniectomy for excision of brain tumor, infratentorial or posterior fossa; except meningioma or cerebellopontine angle tumor	40.0	90	11.0
61519	meningioma	44.0	90	13.0
61520	cerebellopontine angle tumor	40.0	90	11.0

	Unit Value	Follow-up Days=	Basic Anes@		Unit Value	Follow-up Days=	Basic Anes@
61522 Craniectomy, infratentorial or posterior fossa; for excision of brain abscess . . . .	30.0	90	13.0	61735 subcortical structure other than globus pallidus or thalamus . . . . .	38.0	90	8.0
61524 for excision or fenestration of cyst . .	30.0	90	13.0	61750 Stereotactic biopsy, aspiration or excision, including burr hole(s) for intracranial lesion . . . . .	BR		8.0
61526 Craniectomy, bone flap craniotomy, transtemporal (mastoid) for excision of cerebellopontine angle tumor; . . . . .	30.0	90	13.0	61751 with computerized axial tomography . . . . .	BR		
61530 combined with middle/posterior fossa craniotomy . . . . .	BR			61780 Stereotactic localization, including burr hole(s), ventriculography and introduction of subcortical electrodes . . . . .	BR+		8.0
61532 Craniectomy, trephination, bone flap craniotomy; for excision of intracranial vascular malformation . . . . .	BR+		13.0	61790 Stereotactic lesion of gasserian ganglion, percutaneous, by neurolytic agent (e.g., alcohol, thermal, electrical, radiofrequency) . . . . .	18.0	90	7.0
61534 for excision of cerebral cortical scar . .	BR+		9.0	<b>NEUROSTIMULATORS, INTRACRANIAL</b>			
61536 for excision of cerebral cortical scar, with electrocorticography during surgery . . . . .	BR+		9.0	61850 Burr or twist drill hole(s) for implantation of neurostimulator electrodes; cortical . . . . .	15.0	30	8.0
61538 for lobectomy with electrocorticography during surgery, temporal lobe . . . . .	38.0	90	9.0	61855 subcortical . . . . .	18.0	30	8.0
61539 for lobectomy with electrocorticography during surgery, other than temporal lobe, partial or total . . . . .	38.0	90	9.0	61860 Craniectomy or craniotomy for implantation of neurostimulator electrodes, cerebral; cortical . . . . .	15.0	30	6.0
61542 for hemispherectomy . . . . .	48.0	90	9.0	61865 subcortical . . . . .	18.0	30	6.0
61544 for excision or coagulation of choroid plexus . . . . .	30.0	90	11.0	61870 Craniectomy for implantation of neurostimulator electrodes, cerebellar; cortical . . . . .	18.0	30	7.0
61546 Craniotomy for hypophysectomy; intracranial approach . . . . .	34.0	90	10.0	61875 subcortical . . . . .	19.0	30	7.0
61548 Hypophysectomy, transnasal or transseptal approach, nonstereotactic . . . . .	BR+		4.0	61880 Revision or removal of intracranial neurostimulator electrodes . . . . .	BR		
(For stereotaxis, see 61715)				61885 Incision for subcutaneous placement of neurostimulator receiver, direct or inductive coupling . . . . .	BR		
61550 Craniectomy for craniostenosis; single suture . . . . .	18.0	90	9.0	61888 Revision or removal of intracranial neurostimulator receiver . . . . .	BR		
61552 multiple sutures, one stage . . . . .	22.0	90	9.0	(See WAC 296-22-010, item 2)			
61553 each stage of multiple stages . . . . .	BR			<b>REPAIR</b>			
61555 Reconstruction of skull by multiple bone flaps . . . . .	BR			62000 Elevation of depressed skull fracture; simple, extradural . . . . .	18.0	90	9.0
(For sequestrectomy for osteomyelitis, see 21020)				62005 compound or comminuted, extradural . . . . .	24.0	90	9.0
61570 (Craniectomy or craniotomy for excision of foreign body from brain . . . . .	BR			62010 with debridement of brain and repair of dura . . . . .	29.0	90	11.0
61571 for penetrating wound of brain . . . . .	BR			62100 Repair of dural/CSF leak, including surgery for rhinorrhea/otorrhea . . . . .	30.0	90	9.0
<b>SURGERY FOR ANEURYSM OR ARTERIOVENOUS MALFORMATION</b>				(For repair of spinal dural/CSF leak, see 63708)			
(For excision of vascular malformation, see 61532)				62120 Repair of encephalocele, including cranioplasty . . . . .	BR+		9.0
61700 Surgery of intracranial aneurysm, intracranial approach; carotid circulation	40.0	90	13.0	62140 Cranioplasty for skull defect, up to 5 cm diameter . . . . .	20.0	90	9.0
61702 vertebral-basilar circulation . . . . .	44.0	90	15.0	62141 larger than 5 cm diameter . . . . .	BR+		9.0
61703 Surgery of intracranial aneurysm, cervical approach by application of occluding clamp to cervical carotid artery (Selverstone-Crutchfield type) . . . . .	BR		7.0	62145 Cranioplasty for skull defect with reparative brain surgery . . . . .	BR+		11.0
(For cervical approach for direct ligation of carotid artery, see 37600-37606)				<b>CSF SHUNT</b>			
61705 Surgery of aneurysm, vascular malformation or carotid-cavernous fistula; by intracranial and cervical occlusion of carotid artery . . . . .	32.0	90	15.0	62180 Ventriculocisternostomy (Torkildsen type operation) . . . . .	32.0	90	11.0
61708 by intracranial electrothrombosis . . . .	30.0	90	9.0	62190 Creation of shunt; subdural-atrial, -jugular, -auricular . . . . .	24.0	90	9.0
61710 by intra-arterial embolization, injection procedure . . . . .	24.0	90	9.0	62192 subdural-peritoneal, -pleural, -other terminus . . . . .	22.0	90	9.0
61711 Anastomosis, arterial, extracranial-intracranial (e.g., middle cerebral/cortical) arteries . . . . .	36.0	90	15.0	62194 Replacement or irrigation, subdural catheter . . . . .	6.0	90	5.0
(For carotid or vertebral thromboendarterectomy, see 35300)				62200 Ventriculocisternostomy, third ventricle . . . . .	32.0	90	11.0
61712 Microdissection, intracranial or spinal procedure (list separately in addition to code for primary procedure) . . . . .	BR			62220 Creation of shunt; ventriculo-atrial, -jugular, -auricular . . . . .	26.0	90	11.0
<b>STEREOTAXIS</b>				62223 ventriculo-peritoneal, -pleural, -other terminus . . . . .	24.0	90	9.0
61715 Stereotactic hypophysectomy, transnasal . . . . .	24.0	90	5.0	62225 Replacement or irrigation, ventricular catheter . . . . .	10.0	90	5.0
(For nonstereotaxis, see 61548)				62230 Replacement or revision of shunt, obstructed valve, or distal catheter in shunt system . . . . .	20.0	90	11.0
61720 Stereotactic lesion, any method, including burr hole(s) and localizing and recording techniques, single or multiple stages; globus pallidus or thalamus . . . .	38.0	90	8.0	62256 Removal of complete shunt system; without replacement . . . . .	10.0	90	11.0
				62258 with replacement by similar or other shunt at same operation . . . . .	3.0	0	9.0
				(For percutaneous irrigation or aspiration of shunt reservoir, see 61070)			

AMENDATORY SECTION (Amending Order 81-28, filed 11/30/81, effective 1/1/82)

WAC 296-22-370 SPINE AND SPINAL CORD.

	Unit Value	Follow-up Days=	Basic Anes@
(For application of caliper or tongs, see 20660)			
(For treatment of fracture or dislocation of spine, see 22325-22370)			
<b>PUNCTURE FOR INJECTION, DRAINAGE OR ASPIRATION</b>			
62270* Spinal puncture, lumbar; diagnostic	1.6	0	
62273* Injection, lumbar epidural, of blood or clot patch	2.1		
62274* Injection of anesthetic substance, diagnostic or therapeutic; subarachnoid or subdural, simple	2.1	0	
62276* subarachnoid or subdural, differential	3.5	0	
62277* subarachnoid or subdural, continuous	3.0		
62278* epidural or caudal, single	2.1	0	
62279* epidural or caudal, continuous	3.0		
62280* Injection of neurolytic substance (e.g., alcohol, phenol, iced saline solutions); subarachnoid	5.0		
62282* epidural or caudal	5.0		
62284* Injection procedure for myelography, spinal or posterior fossa	3.0	7	
62286* Injection procedure for pneumoencephalography, lumbar	4.0	7	
62289* Injection of substance other than anesthetic, contrast, or neurolytic solutions; epidural or caudal	2.8		
62290* Injection procedure for diskography, single or multiple levels; lumbar	2.8		
62291* cervical	2.8		
62292 <u>Injection procedure for chemonucleolysis; intervertebral disc; one or more levels-lumbar</u>	13.0	180	4.0
62294* Injection procedure, arterial, for occlusion of arteriovenous malformation, spinal	2.8		
<b>LAMINECTOMY OR LAMINOTOMY, FOR EXPLORATION OR DECOMPRESSION</b>			
62295 Laminectomy for exploration of intraspinal canal, one or two segments; cervical	32	90	8.0
62296 thoracic	32.0	90	8.0
62297 lumbar	26.0	90	8.0
62299 sacral	26.0	90	8.0
62301 Laminectomy for exploration of intraspinal canal, more than two segments; cervical	BR		9.0
62302 thoracic	BR		8.0
62303 lumbar	BR		7.0
63001 Laminectomy for decompression of spinal cord and/or cauda equina, one or two segments; cervical	30.0	90	9.0
63003 thoracic	30.0	90	8.0
63005 lumbar, except for spondylolisthesis	24.0	90	7.0
63010 lumbar for spondylolisthesis (Gill type procedure)	28.0	90	7.0
63011 sacral	24.0	90	7.0
63015 Laminectomy for decompression of spinal cord and/or cauda equina, more than two segments; cervical	BR+		8.0
63016 thoracic	BR		7.0
63017 lumbar	BR		7.0
(When followed by arthrodesis, see 22550-22565)			
63020 Laminotomy (hemilaminectomy), for herniated intervertebral disk, and/or decompression of nerve root; one interspace, cervical, unilateral	26.0	90	9.0
63021 one interspace, cervical, bilateral	28.0	90	9.0
63030 one interspace, lumbar, unilateral	25.0	90	7.0
63031 one interspace, lumbar, bilateral	27.0	90	7.0
63035 additional interspaces, cervical or lumbar	BR		9.0

	Unit Value	Follow-up Days=	Basic Anes@
63040 Laminotomy (hemilaminectomy), for herniated intervertebral disk, and/or decompression of nerve root, any level, extensive or reexploration; cervical	BR		9.0
63041 thoracic	BR		8.0
63042 lumbar	BR		7.0
(When followed by arthrodesis, see 22550-22565)			
(Do not use both 63035 and 63040-63042 for same procedure)			
63060 Hemilaminectomy (laminectomy) for herniated intervertebral disk, thoracic; posterior approach	28.0	90	8.0
63064 costovertebral approach	30.0	90	8.0
63065 <u>Trans thoracic approach for herniated intervertebral disk or other mass lesion, thoracic spine</u>	32.7	90	8.0
63075 Discectomy, cervical, anterior approach, without arthrodesis; single interspace	26.0	90	9.0
63076 additional interspaces	5.0		
(For discectomy with arthrodesis, see 22550-22566)			
<b>INCISION</b>			
63170 Laminectomy for myelotomy (Bischof type), thoracic or thoracolumbar	BR	90	8.0
63180 Laminectomy and section of dentate ligaments, with or without dural graft, cervical; one or two segments	38.0	90	8.0
63182 more than two segments	BR		
63185 Laminectomy for rhizotomy; one or two segments	28.0	90	8.0
63190 more than two segments	BR		8.0
63194 Laminectomy for cordotomy, unilateral, one stage; cervical	32.0	90	8.0
63195 thoracic	32.0	90	7.0
63196 Laminectomy for cordotomy, bilateral, one stage; cervical	32.0	90	8.0
63197 thoracic	32.0	90	7.0
63198 Laminectomy for cordotomy, bilateral, two stages within fourteen days; cervical	40.0	90	8.0
63199 thoracic	40.0	90	7.0
<b>EXCISION FOR LESION OTHER THAN HERNIATED INTERVERTEBRAL DISK</b>			
63210 Laminectomy, one or two segments, for excision of intraspinal lesion; cervical	34.0	90	8.0
63215 thoracic	34.0	90	7.0
63220 lumbar	30.0	90	7.0
63225 sacral	30.0	90	7.0
63240 Laminectomy, more than two segments, for excision of intraspinal lesion; cervical	BR		9.0
63241 thoracic	BR		8.0
63242 lumbar	BR		7.0
63250 Laminectomy for excision or occlusion of arteriovenous malformation of cord; cervical	BR		9.0
63251 thoracic	BR		8.0
<b>STEREOTAXIS</b>			
63600 Stereotactic lesion of spinal cord, percutaneous, any modality (including stimulation and/or recording)	18.0	90	
63610 Stereotactic stimulation of spinal cord, percutaneous, separate procedure not followed by other surgery	8.0	0	
<b>NEUROSTIMULATORS, SPINAL</b>			
63650 Percutaneous implantation of neurostimulator electrodes; epidural	BR		
63652 intradural (spinal cord)	BR		
63655 Laminectomy for implantation of neurostimulator electrodes; epidural	BR		
63656 endodural	BR		
63657 subdural	BR		
63658 spinal cord (dorsal or ventral)	BR		
63660 Revision or removal of spinal neurostimulator electrodes	BR		
63685 Incision for subcutaneous placement of neurostimulator receiver, direct or inductive coupling	BR		

	Unit Value	Follow-up Days=	Basic Anes@
63688 Revision or removal of spinal neurostimulator receiver	BR		
<b>REPAIR</b>			
63700 Repair of meningocele; less than 5 cm diameter	20.0	90	9.0
63702 larger than 5 cm diameter	BR		
63704 Repair of myelomeningocele; less than 5 cm diameter	BR		
63706 larger than 5 cm diameter	BR		
(For complex skin closure, see Integumentary System)			
63708 Repair dural/CSF leak	BR		
63710 Dural graft, spinal	BR		
(For laminectomy and section of dentate ligaments, with or without dural graft, cervical, see 63180-63182)			
<b>SHUNT, SPINAL CSF</b>			
63740 Creation of shunt, lumbar, subarachnoid-peritoneal, -pleural or other	26.0	90	9.0
63744 Replacement, irrigation or revision of lumbar-subarachnoid shunt	10.0	90	5.0
63746 Removal of entire lumbosubarachnoid shunt system without replacement	10.0	90	5.0

**AMENDATORY SECTION (Amending Order 81-28, filed 11/30/81, effective 1/1/82)**

**WAC 296-22-375 EXTRACRANIAL NERVES, PERIPHERAL NERVES AND AUTONOMIC NERVOUS SYSTEM.**

	Unit Value	Follow-up Days=	Basic Anes@
(For intracranial surgery on cranial nerves, see 61450, 61460, 61790)			
<b>INTRODUCTION/INJECTION OF ANESTHETIC AGENT (NERVE BLOCK), DIAGNOSTIC OR THERAPEUTIC SOMATIC NERVES</b>			
Anesthetic Agent (diagnostic or therapeutic)			
(For anesthesia services in conjunction with surgical procedures, see Anesthesia section)			
<b>Somatic</b>			
64400* Injection, anesthetic agent; trigeminal nerve, any division or branch	*3.0	0	
64402* facial nerve	*2.5	0	
64405* greater occipital nerve	*2.5	0	
64408* vagus nerve	*2.5	0	
64410* phrenic nerve	*2.5	0	
64412* spinal accessory nerve	*2.5	0	
64413* cervical plexus	*2.5	0	
64415* brachial plexus	*2.5	0	
64417* axillary nerve	*2.5	0	
64418* suprascapular nerve	2.0	0	
64420* intercostal nerve, single	*2.0	0	
64421* intercostal nerves, multiple, regional block	*2.5	0	
64425* ilioinguinal, iliohypogastric nerves	*2.0	0	
64430* pudendal nerve	*2.5	0	
64435* paracervical (uterine) nerve	*2.5	0	
64440* paravertebral nerve (thoracic, lumbar, sacral, coccygeal), single	*3.0	0	
64441* paravertebral nerves, multiple, regional block	*3.2	0	
64442* paravertebral facet joint nerve, lumbar, single level	2.5	0	
64443* paravertebral facet joint nerve, lumbar, each additional level	0.5	0	
64445* sciatic nerve	*2.5	0	
64450* other peripheral nerve or branch	*2.0	0	
(For phenol destruction, see 64600-64640)			

	Unit Value	Follow-up Days=	Basic Anes@
(For subarachnoid or subdural, see 62274-62277)			
(For epidural or caudal, see 62278, 62279)			
<b>SYMPATHETIC NERVES</b>			
64505* Injection, anesthetic agent; sphenopalatine ganglion	*3.0	0	
64508* carotid sinus (separate procedure)	*2.5	0	
64510* stellate ganglion (cervical sympathetic)	*2.0	0	
64520* lumbar or thoracic (paravertebral sympathetic)	*3.0	0	
64530* celiac plexus, with or without radiologic monitoring	*4.0		
<b>NEUROSTIMULATORS, PERIPHERAL NERVE</b>			
64550 Application of surface (transcutaneous) neurostimulator	BR		
64553 Percutaneous implantation of neurostimulator electrodes; cranial nerve	BR		
64555 peripheral nerve	BR		
64560 autonomic nerve	BR		
64565 neuromuscular	BR		
64573 Incision for implantation of neurostimulator electrodes; cranial nerve	BR		
64575 peripheral nerve	BR		
64577 autonomic nerve	BR		
64580 neuromuscular	BR		
64585 Revision or removal of peripheral neurostimulator electrodes	BR		
64590 Incision for subcutaneous placement of neurostimulator receiver, direct or inductive coupling	BR		
64595 Revision or removal of peripheral neurostimulator receiver	BR		
<b>DESTRUCTION BY NEUROLYTIC AGENT (E.G., CHEMICAL, THERMAL, ELECTRICAL, RADIOFREQUENCY) SOMATIC NERVES</b>			
64600 Destruction by neurolytic agent, trigeminal nerve; supraorbital, infraorbital, mental, or inferior alveolar branch	5.0	7	
64605 second and third division branches at foramen ovale	5.0	30	
64610 second and third division branches at foramen ovale under radiologic monitoring	5.0	30	
64620 Destruction by neurolytic agent; intercostal nerve	4.0	7	
64622 paravertebral facet joint nerve, lumbar, single level	BR		
64623 paravertebral facet joint nerve, lumbar, each additional level	BR		
64630 pudendal nerve	5.0		
64640 Other peripheral nerve or branch	5.0		
<b>SYMPATHETIC NERVES</b>			
64680 Destruction by neurolytic agent, celiac plexus, with or without radiologic monitoring	6.0	7	
<b>EXPLORATION, NEUROLYSIS OR NERVE DECOMPRESSION (NEUROPLASTY)</b>			
<u>Decompression or freeing of intact nerve from scar tissue, including external neurolysis and transposition</u>			
<u>(For internal neurolysis by dissection, see 64727)</u>			
<u>(For facial nerve decompression, see 69720)</u>			
64702 Neurolysis; digital, one or both, same digit	4.8	90	3.0
64704 nerve of hand or foot	8.0	90	3.0
64708 Neurolysis, major peripheral nerve; arm or leg; other than specified	12.0	90	3.0
64712 sciatic nerve	BR+		3.0
64713 brachial plexus	BR+		3.0
64714 lumbar plexus	BR		3.0
64716 Neurolysis and/or transposition; cranial nerve (specify)	BR		
64718 ulnar nerve at elbow	15.0	90	3.0
64719 ulnar nerve at wrist	9.0	90	3.0

	Unit Value	Follow-up Days=	Basic Anes@
64721 median nerve at carpal tunnel . . . .	10.0	90	3.0
64722 Decompression; unspecified nerve(s) (specify) . . . . .	BR		
64726 plantar digital nerve . . . . .	6.0	90	3.0
64727 Internal neurolysis by dissection, with or without microdissection (list separately in addition to code for primary neuroplasty) . . . . .	BR		

INTRODUCTION/INJECTION OF ANESTHETIC AGENT (NERVE BLOCK), DIAGNOSTIC OR THERAPEUTIC SOMATIC NERVES

TRANSECTION OR AVULSION OF NERVES

(For stereotactic lesion of gasserian ganglion, see 61790)

64732 Transection or avulsion of; supraorbital nerve . . . . .	7.0	30	3.0
64734 infraorbital nerve . . . . .	7.0	30	3.0
64736 mental nerve . . . . .	7.0	30	3.0
64738 inferior alveolar nerve by osteotomy . . . . .	10.0	30	3.0
64740 lingual nerve . . . . .	BR		
64742 facial nerve, differential or complete . . . . .	BR+		3.0
64744 greater occipital nerve . . . . .	7.0	30	3.0

(For section of recurrent laryngeal nerve, see 31595)

64746 phrenic nerve . . . . .	5.0	30	3.0
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(For section of recurrent laryngeal nerve, see 31595)

64752 vagus nerve (vagotomy), transthoracic . . . . .	14.0	45	11.0
64755 vagi limited to proximal stomach (selective proximal vagotomy, proximal gastric vagotomy, parietal cell vagotomy, supra- or highly selective vagotomy) . . . . .	BR	45	3.0
64760 vagus nerve (vagotomy), abdominal . . . . .	14.0	45	6.0
64761 pudendal nerve, unilateral . . . . .	BR		
64762 pudendal nerve, bilateral . . . . .	BR		
64763 Transection or avulsion of obturator nerve, extrapelvic, with or without adductor tenotomy; unilateral . . . . .	6.0	45	3.0
64764 bilateral . . . . .	9.0	45	3.0
64766 Transection or avulsion of obturator nerve, intrapelvic, with or without adductor tenotomy; unilateral . . . . .	10.0	60	4.0
64768 bilateral . . . . .	13.0	60	4.0
64771 <u>Transection or avulsion of other cranial nerve, extradural . . . . .</u>	BR		3.0
64772 Transection or avulsion of other spinal nerve, extradural . . . . .	BR+		3.0

EXCISION

(For excision of tender scar, skin and subcutaneous tissues with or without tiny neuroma, see 11400-11460, 13000-13300)

EXCISION-SOMATIC NERVES

(For Morton neurectomy, see 28080)

64774 Excision of neuroma; cutaneous nerve, surgically identifiable . . . . .	3.0	30	3.0
64776 digital nerve, one or both, same digit . . . . .	3.0	30	3.0
64778 digital nerve, each additional digit (list separately by this number) . . . . .	2.0		
64782 hand or foot, except digital nerve . . . . .	6.0	30	3.0
64783 hand or foot, each additional nerve, except same digit (list separately by this number) . . . . .	3.0	30	3.0
64784 major peripheral nerve except sciatic . . . . .	10.0	30	3.0
64786 sciatic nerve . . . . .	BR		
64787 Insertion of plastic cap on nerve end . . . . .	BR		
64788 Excision of neurofibroma or neurolemmoma, cutaneous nerve . . . . .	6.0	30	3.0
64790 major peripheral nerve . . . . .	BR+		3.0
64792 extensive (including malignant			

64795 Biopsy of nerve . . . . .	BR+		3.0
	BR		

EXCISION-SYMPATHETIC NERVES

64802 Sympathectomy, cervical; unilateral . . . .	14.5	60	6.0
64803 bilateral . . . . .	19.0	60	6.0
64804 Sympathectomy, cervicothoracic; unilateral, one stage . . . . .	20.0	60	6.0
64806 bilateral or two stage unilateral . . . .	28.0	60	8.0
64809 Sympathectomy, thoracolumbar; unilateral . . . . .	20.0	60	6.0
64811 bilateral . . . . .	28.0	60	8.0
64814 Sympathectomy, hypogastric or presacral neurectomy (separate procedure) . . . . .	14.0	60	5.0
64818 Sympathectomy, lumbar; unilateral . . . .	15.0	60	5.0
64819 bilateral . . . . .	21.0	60	5.0
64824 periarterial . . . . .	24.0	60	5.0

NERVE REPAIR BY SUTURE (NEURORRHAPHY)

64830 Microdissection and/or microrepair of nerve (list separately in addition to code for nerve repair) . . . . .			
64831 Suture of digital nerve, hand or foot; one nerve . . . . .	4.8	90	3.0
64832 each additional digit nerve . . . . .	1.2		
64834 Suture of one nerve, hand or foot; common sensory nerve . . . . .	8.0	90	3.0
64835 median motor thenar . . . . .	10.0	90	3.0
64836 ulnar motor . . . . .	12.0	90	3.0
64837 Suture of each additional nerve, hand or foot . . . . .	BR		
64840 Suture of posterior tibial nerve . . . . .	BR		
64856 Suture of major peripheral nerve, arm or leg, except sciatic; including transposition . . . . .	14.0	90	3.0
64857 without transposition . . . . .	BR	90	3.0
64858 Suture of sciatic nerve . . . . .	BR+		3.0
64859 Suture of each additional major peripheral nerve . . . . .	BR		
64861 Suture of; brachial plexus . . . . .	BR+		3.0
64862 lumbar plexus . . . . .	BR		
64864 Suture of facial nerve; extracranial . . . .	BR+		3.0
64865 intratemporal, with or without grafting . . . . .	BR		
64866 Anastomosis; facial-spinal accessory . . .	26.0	90	3.0
64868 facial-hypoglossal . . . . .	26.0	90	3.0
64870 facial-phrenic . . . . .	26.0	90	3.0
64872 Suture of nerve; requiring secondary or delayed suture (list separately in addition to code for primary neurorrhaphy) . . . .	BR		
64874 requiring extensive proximal mobilization, or transposition of nerve (list separately in addition to code for nerve suture) . . . . .	BR		3.0
64876 requiring shortening of bone of extremity (list separately in addition to code for nerve suture) . . . . .	BR		

NEURORRHAPHY WITH NERVE GRAFT

64890 Nerve graft (includes obtaining graft), single strand, hand or foot; up to 4 cm length . . . . .	BR	90	3.0
64891 more than 4 cm length . . . . .	BR	90	3.0
64892 Nerve graft (includes obtaining graft), single strand, arm or leg; up to 4 cm length . . . . .	BR	90	3.0
64893 more than 4 cm length . . . . .	BR	90	3.0
64895 Nerve graft (includes obtaining graft), multiple strands (cable), hand or foot; up to 4 cm length . . . . .	BR	90	3.0
64896 more than 4 cm length . . . . .	BR	90	3.0
64897 Nerve graft (includes obtaining graft), multiple strands (cable), arm or leg; up to 4 cm length . . . . .	BR	90	3.0
64898 more than 4 cm length . . . . .	BR	90	3.0
64901 Nerve graft, each additional nerve; single strand . . . . .	BR	90	3.0
64902 multiple strands (cable) . . . . .	BR	90	3.0
64905 Nerve pedicle transfer; first stage . . . .	BR	90	3.0
64907 second stage . . . . .	BR	90	3.0

OTHER PROCEDURES

64999 Unlisted procedure, nervous system . . .	BR		
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**AMENDATORY SECTION** (Amending Order 80-25, filed 12/3/80, effective 3/1/81)

**WAC 296-22-425 ANTERIOR SEGMENT—LENS.**

	Unit Value	Follow-up Days=	Basic Anes@
<b>INCISION</b>			
66800			
66801			
66820			
<b>REMOVAL CATARACT</b>			
66830			
66840			
66850			
66915			
66920			
66930			
66940			
66945			

Preliminary iridectomy, done as a separate procedure prior to extraction of lens, is included in the listed extraction of lens

(For removal of intralenticular foreign body without lens extraction, see 65240-65245)

(For repair of operative wound, see 66250)

**ANTERIOR SEGMENT—OTHER PROCEDURES**

66980	BR		
66985	BR		
66999	BR		

**AMENDATORY SECTION** (Amending Order 81-28, filed 11/30/81, effective 1/1/82)

**WAC 296-22-470 MIDDLE EAR.**

	Unit Value	Follow-up Days=	Basic Anes@
<b>INTRODUCTION</b>			
69400	0.3	0	
69401	0.3	0	
69405	BR		

	Unit Value	Follow-up Days=	Basic Anes@
69410	BR		
<b>INCISION</b>			
*69420	*0.6	0	3.0
*69424	BR		3.0
69425	BR		3.0
*69433	1.6	7	3.0
*69434	1.8	0	3.0
(69433, 69434 would normally be completed in an office setting)			
69436	2.0		3.0
69437	3.0		3.0
(69436, 69437 would normally require the facilities available in an office surgical suite or in a hospital)			
69440	10.0	30	3.0
(For atticotomy, see 69601 et seq.)			
<b>EXCISION</b>			
69501	12.0	180	5.0
69502	18.0	180	5.0
69505	20.0	180	6.0
69511	20.0	180	6.0
(For skin graft, see 15000 et seq.)			
(For mastoidectomy cavity debridement, see 69220-69223)			
69530	30.0	180	6.0
69535	BR	180	6.0
(For middle fossa approach, see 69950-69970)			
69540	1.0	15	3.0
69550	BR		
69552	BR		
69554	BR		
<b>REPAIR</b>			
69601	15.0	180	6.0
69602	20.0	180	5.0
69603	20.0	180	5.0
69604	BR		
(For planned secondary tympanoplasty after mastoidectomy, see 69631, 69632)			
69605	BR		
(For skin graft, see 15120, 15121, 15260, 15261)			
69610	0.6	0	3.0
69611	0.6	0	3.0
69620	13.0	180	3.0
69631	22.0	180	3.0
69632	22.0	180	3.0
69633			

	Unit Value	Follow-up Days=	Basic Anes@
and synthetic prosthesis (e.g., total ossicular replacement prosthesis, TORP) . . . . .	BR		
69635 Tympanoplasty with antrotomy or mastoidotomy (including canalplasty, atticotomy, middle ear surgery, and/or tympanic membrane repair); without ossicular chain reconstruction . . . . .	22.0	180	6.0
69636 with ossicular chain reconstruction . . . . .	24.0	180	6.0
69637 with ossicular chain reconstruction and synthetic prosthesis (e.g., total ossicular replacement prosthesis, TORP) . . . . .	BR	0	6.0
69641 Tympanoplasty with mastoidectomy (including canalplasty, middle ear surgery, tympanic membrane repair); without ossicular chain reconstruction . . . . .	23.0	180	5.0
69642 with ossicular chain reconstruction . . . . .	26.0	180	5.0
69643 with intact or reconstructed wall, without ossicular chain reconstruction . . . . .	26.0	180	5.0
69644 with intact or reconstructed canal wall, with ossicular chain reconstruction . . . . .	28.0	180	5.0
69645 radical or complete, without ossicular chain reconstruction . . . . .	24.0	180	5.0
69646 radical or complete, with ossicular chain reconstruction . . . . .	26.0	180	5.0
69650 Stapes mobilization . . . . .	12.0	90	3.0
69660 Stapedectomy with reestablishment of ossicular continuity, with or without use of foreign material . . . . .	20.0	90	5.0
69661 with footplate drill out . . . . .	BR	90	5.0
(For revision, see 69632)			
69666 Repair oval window fistula . . . . .	20.0	180	5.0
69667 Repair round window fistula . . . . .	20.0	180	5.0
69670 Mastoid obliteration (separate procedure) . . . . .	BR+		6.0
69676 Tympanic neurectomy; unilateral . . . . .	3.0	180	6.0
69677 bilateral . . . . .	BR	180	6.0

OTHER PROCEDURES

69700 Closure postauricular fistula, mastoid (separate procedure) . . . . .	7.0	60	3.0
69720 Decompression, facial nerve, intratemporal; lateral to geniculate ganglion . . . . .	24.0	180	6.0
69725 including medial to geniculate ganglion . . . . .	26.0	180	6.0
69740 Suture facial nerve, intratemporal, with or without graft or decompression; lateral to geniculate ganglion . . . . .	30.0	180	6.0
69745 including medial to geniculate ganglion . . . . .	30.0	180	6.0
(For extracranial suture of facial nerve, see 64864)			
69799 Unlisted procedure, middle ear . . . . .	BR		

Chapter 296-23 WAC  
**RADIOLOGY, RADIATION THERAPY, NUCLEAR MEDICINE, PATHOLOGY, HOSPITAL, CHIROPORACTIC, PHYSICAL THERAPY ((AND)) DRUGLESS THERAPEUTICS, NURSING, AND VOCATIONAL SERVICES**

WAC	
296-23-01006	Radiology, radiation therapy, nuclear medicine and modifiers.
296-23-01007	Unlisted service or procedure.
296-23-015	Head and neck.
296-23-020	Chest.
296-23-025	Spine and pelvis.
296-23-035	Lower extremities.
296-23-040	Abdomen.

296-23-045	Gastrointestinal tract.
296-23-050	Urinary tract.
296-23-065	Vascular system.
296-23-079	Miscellaneous.
296-23-07902	Head and neck.
296-23-07903	Heart.
296-23-07906	Obstetrics, gynecology and pelvis.
296-23-07907	Peripheral vascular system.
296-23-080	Radiotherapy—General information and instructions.
296-23-115	Special adjunctive services.
296-23-125	Diagnostic.
296-23-20102	Pathology modifier.
296-23-204	Panel or profile tests.
296-23-212	Chemistry and toxicology.
296-23-221	Immunology.
296-23-228	Anatomic pathology.
296-23-315	Treatment of unrelated conditions.
296-23-356	Billing procedures.
296-23-615	Office visits and special services.
296-23-715	Modalities.
296-23-720	Procedures.
296-23-725	Tests and measurements.

**NURSING**

296-23-900 ((Nurse practitioner)) Licensed nursing rules.

**VOCATIONAL SERVICES**

296-23-9408 Vocational fee schedule.

**AMENDATORY SECTION (Amending Order 81-28, filed 11/30/81, effective 1/1/82)**

WAC 296-23-01006 ✓ **RADIOLOGY, RADIATION THERAPY, NUCLEAR MEDICINE AND MODIFIERS.** Listed services and procedures may be modified under certain circumstances. When applicable, the modifying circumstance should be identified by the addition of the appropriate modifier code which is a two digit number placed after the usual procedure number from which it is separated by a hyphen. If more than one modifier is used, the "multiple modifiers" code placed first after the procedure code indicates that one or more additional modifier codes will follow. Modifiers commonly used in RADIOLOGY (INCLUDING NUCLEAR MEDICINE AND DIAGNOSTIC ULTRASOUND) are as follows:

- 22 UNUSUAL SERVICES: When the service(s) provided is greater than that usually required for the listed procedure, it may be identified by adding modifier '-22' to the usual procedure number. List modified value. A report may also be appropriate. Note: Modifier -22 may be utilized with computerized tomography numbers when additional slices are required or a more detailed examination is necessary.
- 25 DIGITAL RADIOLOGY (e.g., digital subtraction angiography, digital fluoroscopy, digital radiography): When this technique is utilized, the modifier '-25' may be appended to the appropriate five digit number of the radiologic procedure to indicate that the digital modality was applied. The modifier

would be applied to both the supervision and interpretation service and complete procedure. When the supervision and interpretation service code is utilized and the injection is done by a second physician, the modifier need not be applied to the surgical injection codes.

- 26 **PROFESSIONAL COMPONENT:** Certain procedures (e.g., laboratory, radiology, electrocardiogram, specific diagnostic and therapeutic services,) are a combination of a physician component and a technical component. When the physician component is billed separately, the procedure may be identified by adding the modifier '-26' to the usual procedure number and value as appropriate. The total cost of procedure cannot exceed the basic unit value.
- 50 **MULTIPLE OR BILATERAL PROCEDURES:** When multiple or bilateral procedures are provided at the same operative session, the first major procedure may be reported as listed. The secondary or lesser procedure(s) may be identified by adding the modifier '-50' to the usual procedure number(s) and value at 50 percent of the listed values unless otherwise indicated.
- 52 **REDUCED SERVICES:** Under certain circumstances a service or procedure is partially reduced or eliminated at the physician's election. Under these circumstances the service provided can be identified by its usual procedure number and the addition of the modifier '-52' signifying that the service is reduced. This provides a means of reporting reduced services at reduced charge without disturbing the identification of the basic service. Note: Modifier -52 may be utilized with computerized tomography numbers for a limited study or a follow-up study.
- 62 **TWO SURGEONS:** Under certain circumstances the skills of two surgeons (usually with different skills) may be required in the management of a specific surgical procedure. Under such circumstances the services of each may be identified by adding the modifier '-62' to the procedure number used by each surgeon for reporting his services.
- 66 **SURGICAL TEAM:** Under some circumstances, highly complex procedures (requiring the concomitant services of several physicians, often of different specialties, plus other highly skilled, specially trained personnel and various types of complex equipment) are carried out under the 'surgical team' concept. Such circumstances may be identified by each participating physician with the addition of the modifier '-66' to the basic procedure number used for reporting services.
- 75 **CONCURRENT CARE, SERVICES RENDERED BY MORE THAN ONE PHYSICIAN:** When the patient's condition requires the additional services of more than one physician, each physician may identify his or her services by adding the modifier '-75' to the basic service performed.
- 76 **REPEAT PROCEDURE BY SAME PHYSICIAN:** The physician may need to indicate that a procedure or service was repeated subsequent to the original service. This may be reported by adding the modifier '-76' to the procedure code of the repeated service.
- 77 **REPEAT PROCEDURE BY ANOTHER PHYSICIAN:** The physician may need to indicate that a basic procedure performed by another physician had to be repeated. This may be reported by adding modifier '-77' to the repeated service.
- 80 **ASSISTANT SURGEON:** Surgical assistant services may be identified by adding the modifier '-80' to the usual procedure number(s).
- 90 **REFERENCE (OUTSIDE) LABORATORY:** When laboratory procedures are performed by a party other than the treating or reporting physician the procedure(s) may be identified by adding the modifier '-90' to the usual procedure number and shall be billed as charged to the physician.
- 99 **MULTIPLE MODIFIERS:** Under certain circumstances two or more modifiers may be necessary to completely delineate a service. In such situations modifier '-99' should be added to the basic procedure, and other applicable modifiers may be listed as a part of the description of the service. Value in accordance with appropriate modifiers.

**AMENDATORY SECTION** (Amending Order 80-29, filed 12/23/80, effective 3/1/81)

**WAC 296-23-01007 UNLISTED SERVICE OR PROCEDURE.** A service or procedure may be provided that is not listed in this fee schedule. When reporting such a service, the appropriate "unlisted procedure" code may be used to indicate the service, identifying it by "special report" as discussed in WAC 296-23-01008 below. The "unlisted procedures" and accompanying codes for RADIOLOGY (including nuclear medicine and diagnostic ultrasound) are as follows:

76499	Unlisted diagnostic radiologic procedure
76629	Unlisted echocardiography procedure
76999	Unlisted diagnostic ultrasound procedure
77299	Unlisted procedure, (( <del>radiation therapy</del> )) <u>therapeutic radiology clinical treatment planning</u>
77399	Unlisted procedure, (( <del>external radiation</del> )) <u>medical radiation physics, dosimetry and treatment devices</u>
77499	Unlisted procedure, (( <del>radiation therapy</del> )) <u>therapeutic radiology clinical treatment management</u>
77699	Unlisted procedure, radiation therapy treatment aid
77749	Unlisted procedure, internal radiation dosimetry
77799	Unlisted procedure, (( <del>radium and radioisotope therapy</del> )) <u>clinical brachytherapy</u>
77999	Unlisted procedure, radiation therapy special service



	Unit Value	Professional Component		Unit Value	Professional Component
70260	6.0	2.4	four views, with or without stereo . . . . .		
70300	12.0	4.8	complete, minimum of four views, with or without stereo . . . . .		
70310	2.0	0.8	Radiologic examination, teeth, single view . . . . .		
70320	4.0	1.6	partial examination, less than full mouth . . . . .		
70328	8.0	3.2	complete examination, full mouth . . . . .		
70330	6.0	2.4	Radiologic examination, temporomandibular joints, unilateral, open and closed mouth . . . . .		
70332	8.8	3.5	bilateral . . . . .		
70332			<u>Temporomandibular joint arthrotomography (includes a contrast arthrogram and appropriate laminographic studies); supervision and interpretation only . . . . .</u>		
70333	21.1	8.4	<u>complete procedure . . . . .</u>		
			(For injection procedure only for arthrotomography, see 21116)		
70350	4.0	1.6	Cephalogram (orthodontic) . . . . .		
70355	10.0	4.0	Orthopantomogram . . . . .		
70360	4.0	1.6	Radiologic examination, neck for soft tissues . . . . .		
70370	8.0	3.2	pharynx or larynx, including fluoroscopy and/or magnification technique . . . . .		
70373		9.6	Laryngography, contrast; supervision and interpretation only . . . . .		
70374	24.0		complete procedure . . . . .		
			(For injection procedure only for laryngography, see 31708)		
70380	6.4	2.6	Radiologic examination, salivary gland for calculus . . . . .		
70390		3.2	Sialography supervision and interpretation only . . . . .		
70391	8.0		complete procedure . . . . .		
			(For injection procedure only for sialography, see 42550)		
70400		BR	Orbitography, air or positive contrast; supervision and interpretation only . . . . .		
70401	BR	((BR))	complete procedure . . . . .		
			(For injection procedure only for orbitography, see 67510)		
70450	58.0	((13-0))	Computerized tomography, head; without contrast material . . . . .	23.0	
70460	64.0	((13-0))	with contrast material . . . . .	25.5	
70470	71.0	((13-0))	without intravenous contrast material, followed by ((intravenous)) contrast materials and further sections . . . . .	28.0	
			(For coronal, sagittal, and/or oblique sections, see 76375)		
70480	58.0	((13-0))	Computerized axial tomography, orbit, sella, or posterior fossa or outer, middle, or inner ear; without contrast material . . . . .	23.0	
70481	64.0	((13-0))	with contrast material . . . . .	25.5	
70482	71.0	((13-0))	without contrast material, followed by contrast material and further sections . . . . .	28.0	
			(For coronal, sagittal, and/or oblique sections, see 76375)		
70486	58.0	23.0	Computerized axial tomography, maxillofacial area; without contrast material . . . . .		
70487	64.0	25.5	with contrast material(s) . . . . .		
70488	71.0	28.0	without contrast material, followed by contrast material(s) and further sections . . . . .		
			(For coronal, sagittal, and/or oblique sections, see 76375)		
70490		BR	Computerized axial tomography, soft issue neck; without contrast material . . . . .		
70491		BR	with contrast material(s) . . . . .		
70492		BR	without contrast material followed by contrast material(s) and further sections . . . . .		

	Unit Value	Professional Component		Unit Value	Professional Component
<u>(For coronal, sagittal, and/or oblique sections, see 76375)</u>					
<u>(For cervical spine, see 72125,72126)</u>					
<b>AMENDATORY SECTION</b> (Amending Order 81-28, filed 11/30/81, effective 1/1/82)					
WAC 296-23-020 ✓CHEST.					
71000	1.7	0.7	71100	BR	
71010	4.0	1.6	71100	7.2	2.9
71015	5.0	2.0	71101	((BR))	
71020	7.0	2.8	71101	11.2	4.5
71021	7.2	2.9	71110	10.0	4.0
71022	7.2	2.9	71111	((BR))	
71030	8.0	3.2	71111	14.0	5.6
71034	10.0	4.0	71120	6.0	2.4
<u>(For independent chest fluoroscopy, see 76000)</u>					
71035	BR		71130	6.0	2.4
71036	BR+		71250	77.0	22.0
71038	BR		71260	84.0	22.0
<u>(For biopsy procedure, see 32420)</u>					
71040		5.6	71270	90.0	22.0
71041	14.0		<b>AMENDATORY SECTION</b> (Amending Order 81-28, filed 11/30/81, effective 1/1/82)		
71060		8.8	WAC 296-23-025 ✓SPINE AND PELVIS.		
71061	22.0		72010	16.0	6.4
<u>(For injection procedure only for bronchography, see 31715, 31710)</u>					
71090			72020	BR	
			72040	6.0	2.4
			72050	10.0	4.0
			72052	15.2	6.1
			72070	9.0	3.6
			72072	12.0	4.8
			72074		



	Unit Value	Professional Component		Unit Value	Professional Component
73530 Radiologic examination, hip, during operative procedure, up to four studies . . . . .	16.0	6.4	73660 Toe(s), minimum of two views . . . . .	3.6	1.4
73531 each additional study, over four . . . . .	3.0	1.2	73700 Computerized tomography, lower extremity; without contrast material . . . . .	58.0	13.0
73540 Radiologic examination, hip and pelvis, infant or child, minimum of two views . . . . .	6.4	2.6	73701 with contrast material(s) . . . . .	64.0	13.0
73550 Radiologic examination, femur (thigh), A-P and lateral . . . . .	6.0	2.4	73702 without contrast material, followed by contrast materials and further sections . . . . .	71.0	13.0
73560 Radiologic examination, knee, A-P and lateral . . . . .	4.4	1.8	<b>AMENDATORY SECTION</b> (Amending Order 81-28, filed 11/30/81, effective 1/1/82)		
73562 A-P and lateral, with oblique(s), minimum three views . . . . .	6.4	2.6	WAC 296-23-040 ✓ <b>ABDOMEN.</b>		
73564 complete, including obliques, and/or tunnel, and/or patella and/or standing views . . . . .	8.4	3.3		Unit Value	Professional Component
73580 Radiologic examination, knee, arthrography supervision and interpretation only . . . . .		6.4	74000 Abdomen, single view (KUB) A-P . . . . .	6.0	2.4
73581 complete procedure . . . . .	16.0		74010 with additional oblique or cone view . . . . .	8.0	3.2
(For injection procedure for arthrography, see 27370)			74020 complete, includes ducubitus and/or erect views . . . . .	11.0	4.4
73590 Radiologic examination, tibia and fibula (leg), including one joint, A-P and lateral . . . . .	4.8	1.9	<u>74022</u> complete acute abdomen series, including supine, erect, and/or decubitus views, upright PA chest . . . . .	<b>BR</b>	
73592 lower extremity, infant, minimum of two views . . . . .	4.0	1.6	74150 Computerized tomography, abdomen; without contrast material . . . . .	77.0	22.0
73600 Radiologic examination, ankle, limited, A-P and lateral . . . . .	4.4	1.8	74160 with contrast material . . . . .	84.0	22.0
73610 complete, minimum of three views . . . . .	6.0	2.4	74170 without contrast material, followed by contrast material and further sections . . . . .	90.0	22.0
73615 Radiologic examination, ankle, arthrography; supervision and interpretation only . . . . .	<del>(4.0)</del>	<u>4.0</u>	<b>AMENDATORY SECTION</b> (Amending Order 81-28, filed 11/30/81, effective 1/1/82)		
73616 complete procedure . . . . .	10.0		WAC 296-23-045 ✓ <b>GASTROINTESTINAL TRACT.</b>		
(For injection procedure only for arthrography, see 27648)				Unit Value	Professional Component
73620 Radiologic examination, foot, limited, A-P and lateral . . . . .	4.0	1.6	74210 Pharynx and/or cervical esophagus . . . . .	8.8	4.8
73630 complete, minimum of three views . . . . .	5.6	2.2	74220 Esophagus . . . . .	8.8	4.8
73650 Radiologic examination, calcaneus, minimum of two views . . . . .	4.4	1.8			

		Unit Value	Professional Component			Unit Value	Professional Component
74230	Pharynx and/or esophagus, by cineradiography . . . . .	12.0	6.6	74327	Postoperative biliary duct stone removal, fluoroscopic monitoring and radiography . . . . .		BR
74240	Uppergastrointestinal tract, with or without delayed films, without KUB . . . . .	14.0	7.7	74328	Endoscopic catheterization of the biliary ductal system, fluoroscopic monitoring and radiography . . . . .		BR
74241	with KUB . . . . .	15.2	8.0	74329	Endoscopic catheterization of the pancreatic ductal system, fluoroscopic monitoring and radiography . . . . .		BR
74245	with small bowel, includes multiple serial films . . . . .	17.6	8.8	74330	Combined endoscopic catheterization of the biliary and pancreatic ductal systems, fluoroscopic monitoring and radiography . . . . .		BR
74246	Radiological exam gastrointestinal tract, upper, air contrast, with specific high density barium, effervescent agent, with or without glucagon, with or without delayed films; without KUB . . . . .	BR			<del>((74331 with endoscopic sphincterotomy</del>		BR))
74247	with KUB . . . . .	BR			<u>(74331 has been deleted. For endoscopic sphincterotomy, use 43262)</u>		
74250	Small bowel, includes multiple serial films . . . . .	14.0	7.0	74340	Introduction of long gastrointestinal tube (e.g., Miller-Abbott), with multiple fluoroscopies and films . . . . .		BR
74260	Duodenography, hypotonic	BR			<b>AMENDATORY SECTION (Amending Order 80-29, filed 12/23/80, effective 7/1/81)</b>		
74270	Colon, barium enema . . . . .	12.0	6.6		<b>WAC 296-23-050 URINARY TRACT.</b>		
74280	Air contrast with specific high density barium with or without glucagon . . . . .	14.0	7.0				
74285	high kilovoltage technique for polyp study . . . . .	BR					
74290	Cholecystography, oral contrast . . . . .	9.6	3.8				
74291	repeat examination, same study or multiple exam . . . . .	4.8	1.9				
74300	Cholangiography, operative . . . . .	10.0	4.0				
74301	operative, additional set . . . . .	3.0	1.2				
74305	postoperative . . . . .	12.0	6.0				
	(For biliary duct stone extraction, percutaneous, see 47630; via basket catheter, see 74327)						
74310	intravenous . . . . .	16.0	6.4	74400	Urography, <del>((IVP))</del> <u>((pyelography))</u> intravenous, including kidneys, ureters, and bladder . . . . .	15.2	6.1
74315	oral . . . . .	12.0	4.8	74405	with special hypertensive contrast concentration and/or clearance studies . . . . .	16.0	5.8
74320	percutaneous, transhepatic supervision and interpretation only . . . . .		6.4	74410	urography, infusion <del>((DIP))</del> , <u>drip technique</u> . . . . .	20.0	8.0
74321	complete procedure . . . . .	16.0		74415	with nephrotomography . . . . .	26.0	10.4
	(For injection procedure for percutaneous transhepatic cholangiography, see 47500)			74420	retrograde, with or without KUB . . . . .	12.0	4.8
74325	Diagnostic pneumoperitoneum; supervision and interpretation only . . . . .	BR		74425	Urography, antegrade, (pyelostogram,		
74326	complete procedure . . . . .	BR					
	(For injection procedure only for pneumoperitoneum, see 49400)						



	Unit Value	Professional Component		Unit Value	Professional Component
75507			supervision and interpretation only . . . . .		17.0
			75628 complete procedure . . . . .	48.0	
75509	46.0	18.4	75630 Aortography, abdominal plus bilateral iliofemoral lower extremity, catheter, by serialography; supervision and interpretation only . . . . .		
75510			75631 complete procedure . . . . .	BR	BR
			75650 Angiography, cervicocerebral, catheter, including vessel origin; supervision and interpretation only . . . . .		17.2
75511	20.0	8.0	75651 complete procedure . . . . .	40.0	
75519			75652 Angiography, cervicocerebral, selective catheter, including vessel origin; one vessel, supervision and interpretation only . . . . .		12.6
75520	43.0	((43.0))	75653 one vessel, complete procedure . . . . .	36.0	
75523		8.6	75654 two vessels, supervision and interpretation only . . . . .		13.3
75524	21.5		75655 two vessels, complete procedure . . . . .	38.0	
75528	55.0	17.2	75656 three or four vessels, supervision and interpretation only . . . . .		17.2
<b>AORTA AND ARTERIES</b>			75657 three or four vessels, complete procedure . . . . .	40.0	
(For injection procedure only, see 36100-36299)			75658 Angiography, brachial, retrograde; supervision and interpretation only . . . . .		17.2
(For digital radiology, use modifier -25, page 290)			75659 complete procedure . . . . .	40.0	
<b>Aortography</b>			75660 Angiography, carotid, cerebral, unilateral, selective external; supervision and interpretation only . . . . .		17.2
75600		8.0	75661 complete procedure . . . . .	40.0	
75601	20.0		75662 Angiography, carotid, cerebral, bilateral, selective external; supervision and interpretation only . . . . .		21.5
75605		11.0	75663 complete procedure . . . . .	50.0	
75606	30.0		75665 Angiography, carotid, cerebral, unilateral; supervision and interpretation only . . . . .		17.2
75620	32.0	11.2	75667 direct puncture, complete procedure . . . . .	40.0	
75622	32.0	11.2	75669 catheter, complete procedure . . . . .	46.0	19.7
75625		15.2	75671 Angiography, carotid, cerebral, bilateral; supervision and interpretation only . . . . .		21.5
75626	40.0				
75627					

	Unit Value	Professional Component		Unit Value	Professional Component
75672 direct puncture, complete procedure . . . . .	50.0		75717 without serialography, complete procedure . . . . .	32.0	
75673 catheter, complete procedure . . . . .	54.0	23.2	75718 by serialography, complete procedure . . . . .	34.0	11.9
75676 Angiography, carotid, cervical, unilateral; supervision and interpretation only . . . . .		17.2	75722 Angiography, renal, unilateral, selective (including flush aortogram); supervision and interpretation only . . . . .		17.2
75677 direct puncture, complete procedure . . . . .	40.0		75723 complete procedure . . . . .	40.0	
75678 catheter, complete procedure . . . . .	46.0	19.7	75724 Angiography, renal, bilateral, selective (including flush aortogram); supervision and interpretation only . . . . .		25.8
75680 Angiography, carotid, cervical, bilateral; supervision and interpretation only . . . . .		21.5	75725 complete procedure . . . . .	60.0	
75681 direct puncture, complete procedure . . . . .	50.0		75726 Angiography, visceral; selective or supraseductive, supervision and interpretation only . . . . .		19.7
75682 catheter, complete procedure . . . . .	54.0	23.2	75727 selective (including flush aortogram), complete procedure . . . . .	46.0	19.7
75685 Angiography, vertebral; supervision and interpretation only . . . . .		17.2	75728 supraseductive, complete procedure . . . . .	48.0	20.6
75686 direct puncture, complete procedure . . . . .	40.0		<u>(For selective angiography, additional visceral vessels studied after basic examination, see 75772, 75773)</u>		
75687 catheter, complete procedure . . . . .	46.0	19.7	75731 Angiography, adrenal, unilateral, selective; supervision and interpretation only . . . . .		19.7
75690 Angiography, vertebral, cervical, unilateral; supervision and interpretation only . . . . .		17.2	75732 complete procedure . . . . .	46.0	
75691 direct puncture, complete procedure . . . . .	40.0		75733 Angiography, adrenal, bilateral, selective; supervision and interpretation only . . . . .		20.6
75692 catheter, complete procedure . . . . .	46.0	19.7	75734 complete procedure . . . . .	48.0	
75695 Angiography, vertebral, cervical, bilateral; supervision and interpretation only . . . . .		21.5	75736 Angiography, pelvic; selective or supraseductive, supervision and interpretation only . . . . .		18.9
75696 direct puncture, complete procedure . . . . .	50.0		75737 selective, complete procedure . . . . .	44.0	
75697 catheter, complete procedure . . . . .	54.0	23.2	75738 supraseductive, complete procedure . . . . .	46.0	19.7
75705 Angiography, spinal, selective; supervision and interpretation only . . . . .		9.8	75741 Angiography, pulmonary, unilateral, selective; supervision and interpretation only . . . . .		10.5
75706 complete procedure . . . . .	28.0		75742 complete procedure . . . . .	30.0	
75710 Angiography, extremity, unilateral, supervision and interpretation only . . . . .		10.5	75743 Angiography, pulmonary, bilateral, selective; supervision and interpretation only . . . . .		21.5
75711 without serialography, complete procedure . . . . .	30.0				
75712 by serialography, complete procedure . . . . .	32.0	11.2			
75716 Angiography, extremity, bilateral; supervision and interpretation only . . . . .		11.2			

	Unit Value	Profes- sional Com- po- nent		Unit Value	Profes- sional Com- po- nent
75744 complete procedure . . . .	50.0		75801 Lymphangiography, ex- tremity only, unilateral; su- pervision and interpretation only . . . . .		9.6
75746 Angiography, pulmonary; by nonselective catheter or venous injection, supervi- sion and interpretation only . . . . .		10.5	75802 complete procedure . . . .	25.0	
75747 catheter, nonselective, complete procedure . . . .	30.0		75803 Lymphangiography, ex- tremity only, bilateral; su- pervision and interpretation only . . . . .		12.0
75748 venous injection, com- plete procedure . . . . .	40.0	15.2	75804 complete procedure . . . .	35.0	
75750 Angiography, coronary, root injection; supervision and interpretation only . . .		25.8	75805 Lymphangiography, pelvic/ abdominal, unilateral; su- pervision and interpretation only . . . . .		12.0
75751 complete procedure . . . .	60.0		75806 complete procedure . . . .	35.0	
75752 Angiography, coronary, unilateral selective injec- tion, including left ventricu- lar and supraaortic angiogram and pressure re- cording; supervision and in- terpretation only . . . . .		30.1	75807 Lymphangiography, pelvic/ abdominal, bilateral; super- vision and interpretation only . . . . .		12.0
75753 complete procedure . . . .	70.0		75808 complete procedure . . . .	35.0	
75754 Angiography, coronary, bi- lateral selective injection, including left ventricular and supraaortic angiogram and pressure re- cording; supervision and in- terpretation only . . . . .		34.4	75810 Splenoportography; super- vision and interpretation only . . . . .		15.2
75755 complete procedure . . . .	80.0		75811 complete procedure . . . .	40.0	
75756 Angiography, internal mammary; supervision and interpretation only . . . . .		15.2	(For injection procedure for splenoportogra- phy, see 38200)		
75757 complete procedure . . . .	40.0		75820 Venography, extremity, unilateral supervision and interpretation only . . . . .		8.0
75762 Angiography, coronary by- pass, unilateral selective in- jection; supervision and interpretation only . . . . .		BR	75821 complete procedure . . . .	16.0	
75764 complete procedure . . . .	BR		75822 Venography, extremity, bi- lateral; supervision and in- terpretation only . . . . .		10.0
75766 Angiography, coronary by- pass, multiple selective in- jection; supervision and interpretation only . . . . .		BR	75823 complete procedure . . . .	26.0	
75767 complete procedure . . . .	BR		75825 caval, inferior or superi- or, with serialography . .		16.0
75772 <u>Angiography, visceral, se-</u> <u>lective, additional vessels</u> <u>studied after basic exami-</u> <u>nation; supervision and in-</u> <u>terpretation only . . . . .</u>	<u>BR</u>		75826 complete procedure . . . .	32.0	
75773 <u>complete procedure . . . .</u>	<u>BR</u>		75827 Venography, caval, superi- or, with serialography; su- pervision and interpretation only . . . . .		12.0
VEINS AND LYMPHATICS			75828 complete procedure . . . .	35.0	
(For injection procedure only for venous system, see 36400-36510)			75831 Venography, renal, unilat- eral, selective; supervision and interpretation only . . .		15.2
(For injection procedure only for lymphatic system, see 38790-38794)			75832 complete procedure . . . .	40.0	
			75833 Venography, renal, bilater- al, selective; supervision and interpretation only . . .		19.5
			75834 complete procedure . . . .	45.0	
			75840 Venography, adrenal, uni- lateral, selective; supervi- sion and interpretation only . . . . .		10.8
			75841 complete procedure . . . .	30.0	

	Unit Value	Professional Component		Unit Value	Professional Component
75842 Venography, adrenal, bilateral, selective; supervision and interpretation only . . .		12.2	75892 complete procedure . . . .	34.0	
75843 complete procedure . . . .	32.0		75893 Venous sampling thru catheter without angiography (e.g., for parathyroid hormone, renin) . . . . .	5.0	1.9
75845 Venography, azygos; selective or nonselective, supervision and interpretation only . . . . .		10.6	TRANSCATHETER THERAPY AND BIOPSY		
75846 selective, complete procedure . . . . .	30.0		75894 Transcatheter therapy, embolization, including angiography; supervision and interpretation only . . . . .		15.2
75847 nonselective, complete procedure . . . . .	28.0	10.6	75895 complete procedure . . . .	40.0	
75850 Venography, intraosseous; supervision and interpretation only . . . . .		12.2	75896 Transcatheter therapy, infusion, including angiography; supervision and interpretation only . . . . .		15.9
75851 complete procedure . . . .	32.0		75897 complete procedure . . . .	42.0	
75860 Venography, sinus or jugular, catheter; supervision and interpretation only . . .	30.0	10.8	75898 Angiogram through existing catheter for follow-up study for transcatheter therapy, embolization or infusion . . . . .	10.0	3.8
75861 complete procedure . . . .	32.0	12.2	75950 Transcatheter intravascular occlusion, temporary, <u>including angiography</u> ; supervision and interpretation only . . . . .		BR
75870 Venography, superior sagittal sinus; supervision and interpretation only . . . . .		12.2	75951 complete procedure . . . .	BR	
75871 complete procedure, including direct puncture .	32.0		75955 Transcatheter intravascular occlusion, permanent, <u>including angiography</u> ; supervision and interpretation only . . . . .		BR
75872 Venography, epidural; supervision and interpretation only . . . . .		BR	75956 complete procedure . . . .	BR	
75873 complete procedure . . . .	BR		75961 <u>Transcatheter retrieval, percutaneous, of fractured venous or arterial catheter.</u>	BR	
75880 Venography, orbital; supervision and interpretation only . . . . .		13.7	75970 Transcatheter biopsy; supervision and interpretation only . . . . .		BR
75881 complete procedure . . . .	36.0		75971 complete procedure . . . .	BR	
75885 Percutaneous transhepatic portography with hemodynamic evaluation; supervision and interpretation only . . . . .		13.7	(For transcatheter renal and ureteral biopsy, see 52007, 52107)		
75886 complete procedure . . . .	36.0		<u>(For percutaneous needle biopsy of pancreas, see 48102; of retroperitoneal lymph node or mass, see 49180)</u>		
75887 Percutaneous transhepatic portography without hemodynamic evaluation; supervision and interpretation only . . . . .		12.9	75972 Percutaneous transluminal angioplasty, unilateral; supervision and interpretation only . . . . .		BR
75888 complete procedure . . . .	34.0		75973 complete procedure . . . .	BR	
75889 Hepatic venography wedged or free, with hemodynamic evaluation; supervision and interpretation only . . . . .		14.4	75974 Percutaneous transluminal angioplasty, bilateral; single catheter, supervision and interpretation only . . .		BR
75890 complete procedure . . . .	38.0				
75891 Hepatic venography, wedged or free, without hemodynamic evaluation; supervision and interpretation only . . . . .		12.9			

**AMENDATORY SECTION** (Amending Order 81-28, filed 11/30/81, effective 1/1/82)

WAC 296-23-079 **MISCELLANEOUS.**

	Unit Value	Professional Component	Unit Value	Professional Component
75975 complete procedure . . . .	BR			
75976 Percutaneous transluminal angioplasty, bilateral, dual catheters; supervision and interpretation only . . . . .		BR		
75977 complete procedure . . . .	BR			
75980 Percutaneous transhepatic biliary drainage with monitoring; supervision and interpretation only . . . . .		BR		
75981 complete procedure . . . .	BR			
75982 Percutaneous placement of drainage catheter for combined internal and external biliary drainage or of a drainage stent for internal biliary drainage in patients with an inoperable mechanical biliary obstruction; supervision and interpretation only . . . . .		BR		
75983 complete procedure . . . .	BR			
75984 Change of percutaneous drainage catheter with contrast monitoring (i.e., biliary tract, urinary tract); supervision and interpretation only . . . . .		BR		
75985 complete procedure . . . .	BR			
75990 <u>Drainage of abscess, percutaneous, with radiologic guidance (i.e., fluoroscopy, ultrasound, or computed tomography), with or without placement of indwelling catheter . . . . .</u>	BR			
<p>(75990 is neither organ nor area specific. For drainage of abscess performed without radiology or fluoroscopy, see under specific anatomic site)</p>				
			<p>(For arthrography of shoulder, see 73040, 73041; elbow, see 73085, 73086; wrist, see 73115, 73116; hip, see 73525, 73526; knee, see 73580, 73581; ankle, see 73615, 73616)</p>	
			76000	Fluoroscopy (independent procedures) . . . . . 3.0 3.0
			76020	Bone age studies . . . . . 6.0 2.4
			76040	Bone length studies (orthoroentgenogram) . . . . . 10.0 4.0
			76061	Bone survey ( e.g., for metastases) . . . . . 15.2 6.1
			76062	complete (axial and appendicular skeleton) . . . . . BR
			76065	osseous survey, infant . . . . . 13.2 5.3
			76066	<u>Joint survey, single view, one or more joints (specify) . . . . .</u> BR BR
			76080	Fistula or sinus tract study supervision and interpretation only . . . . . 4.8
			76081	complete procedure . . . . . 12.0
			76086	<u>Mammary ductogram or galactogram, unilateral; supervision and interpretation only . . . . .</u> 6.3
			76087	<u>complete procedure . . . . .</u> 15.8
			76088	<u>Mammary ductogram or galactogram, bilateral; supervision and interpretation only . . . . .</u> 10.6
			76089	<u>complete procedure . . . . .</u> 26.5
			<p>(For injection procedure only for mammary ductogram or galactogram, see 19030)</p>	
			76090	Mammography, unilateral . . . . . 8.8 3.5
			76091	bilateral . . . . . 13.2 5.3
			<p>(For xeromammography, list 76150 in addition to code for mammography)</p>	
			76096	<u>Radiologic examination, localization of breast nodule or calcification before operation, with marker and confirmation of its position with appropriate imaging . . . . .</u> 14.6 6.9
			76100	Laminography (tomography, planigraphy, body section radiography) (independent procedure) . . . . . 13.2 9.2
			76101	<u>Radiologic examination, complex motion (i.e.,</u>

	Unit Value	Professional Component
hypercycloidal) body section (e.g., mastoid polytomography), other than kidney; unilateral . . . . .	19.3	7.7
76102 bilateral . . . . .	35.0	14.0

(For nephrotomography, see 74415)

76105 to complement routine examination . . . . .	7.0	2.8
76120 Cineradiography (independent procedure) . . . . .	13.2	5.3
76125 to complement routine examination . . . . .	7.0	2.8
<del>((76127 Procedures using Polaroid or similar photographic media . . . . .</del>	<del>0.8</del>	<del>0.3</del>
76130 Radiologic examination; at bedside or in operating room, not otherwise specified . . . . .	BR	
76135 in home . . . . .	BR	
76137 after regular hours . . . . .	BR	
76140 Written consultation on x-ray examination made elsewhere . . . . .	BR+	—
76150 Xeroradiography . . . . .	6.0	
<del>((76300 Thermography . . . . .</del>	<del>BR</del>	<del>))</del>
76350 Subtraction in conjunction with contrast studies . . . . .	BR	
76360 Computerized tomography guidance for needle biopsy; supervision and interpretation only . . . . .		BR
76361 complete procedure . . . . .	BR	
76365 Computerized tomography guidance for cyst aspiration; supervision and interpretation only . . . . .		BR
76366 complete procedure . . . . .	BR	
76370 Computerized tomography guidance for placement of radiation therapy fields . . . . .	BR	
76375 Computerized tomography, coronal, sagittal, and/or oblique reconstruction . . . . .		23.5
76499 Unlisted diagnostic radiologic procedure . . . . .	BR	

**AMENDATORY SECTION** (Amending Order 80-29, filed 12/23/80, effective 3/1/81)

WAC 296-23-07902 ✓ **HEAD AND NECK.**

	Unit Value
76500 Echoencephalography, diencephalic midline, A-mode . . . . .	7.7

	Unit Value
76505 Echoencephalography, complete (diencephalic midline and ventricular size), A-mode . . . . .	11.4
76506 Echoencephalography, B-mode (gray scale) complete (for determination of ventricular size, delineation of cerebral contents and detection of fluid, masses or other intracranial abnormalities), including A-mode encephalography as secondary component where indicated . . . . .	BR
76511 Echography ophthalmic, spectral analysis with amplitude quantitation, A-mode . . . . .	22.9
76512 contact scan B-mode . . . . .	22.9
76515 tomography, with or without A-mode and/or M-mode . . . . .	57.2
76516 Echography ophthalmic ultrasonic biometry, A-mode . . . . .	15.4
76517 scan B-mode . . . . .	28.6
76529 Ophthalmic ultrasound foreign body locatization . . . . .	BR
76530 Echography thyroid, A-mode . . . . .	8.0
76535 scan B-mode . . . . .	11.4
<del>((76550 Carotid imaging . . . . .</del>	<del>15.6</del>

(For Doppler see 76900))

**AMENDATORY SECTION** (Amending Order 80-29, filed 12/23/80, effective 3/1/81)

WAC 296-23-07903 ✓ **HEART.**

	Unit Value
76601 Echography, chest; A-mode . . . . .	9.7
76604 B-scan (includes mediastinum) . . . . .	11.4
76620 Echocardiography, M-mode, complete . . . . .	15.4
76625 limited, e.g., follow-up or limited study . . . . .	7.7
76627 Echocardiography, real-time scan; complete . . . . .	11.4
76628 limited . . . . .	9.7
76629 unlisted echocardiography procedure . . . . .	BR

**AMENDATORY SECTION** (Amending Order 81-28, filed 11/30/81, effective 1/1/82)

WAC 296-23-07906 ✓ **OBSTETRICS, GYNECOLOGY AND PELVIS.**

	Unit Value
76805 Echography, pelvic scan B-mode, (e.g., obstetrics, gynecology, or transplants); complete . . . . .	21.2
76815 fetal growth rate only . . . . .	9.7
76855 Echography, pelvic area (Doppler) . . . . .	11.4

	Unit Value
76856 Echography, pelvic, real time . . . . .	BR

GENITALIA

<u>76870 Echography, scrotum and contents . . . . .</u>	<u>BR</u>
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EXTREMITIES

76880 Echography, extremity, B-scan . . . . .	BR
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AMENDATORY SECTION (Amending Order 80-29, filed 12/23/80, effective 3/7/81)

WAC 296-23-07907 PERIPHERAL VASCULAR SYSTEM.

	Unit Value
<del>((76900 Peripheral flow study (Doppler); arterial only . . . . . 17.1</del>	<del>17.1</del>
<del>76910 venous only . . . . . 17.1</del>	<del>17.1</del>
<del>76920 arterial and venous (76900 and 76910 combined) . . . . . 21.2))</del>	<del>21.2))</del>
76925 Peripheral imaging, B-scan, Doppler or real-time scan . . . . .	BR
76930 Pericardiocentesis; supervision and interpretation . . . . .	BR
76931 complete procedure . . . . .	BR

ULTRASONIC GUIDANCE PROCEDURES

76934 Ultrasonic guidance for thoracocentesis; supervision and interpretation only . . . . .	3.0
76935 complete procedure . . . . .	5.0
76938 Ultrasonic guidance for cyst or renal pelvis aspiration; supervision and interpretation only . . . . .	1.0
76939 complete procedure . . . . .	2.0
76942 Ultrasonic guidance for needle biopsy; supervision and interpretation only . . . . .	4.0
76943 complete procedure . . . . .	6.0
76946 Ultrasonic guidance for amniocentesis; supervision and interpretation only . . . . .	4.0
76947 complete procedure . . . . .	6.0
76950 Echography for placement of radiation therapy fields, B-scan . . . . .	17.1
76960 Ultrasonic guidance for placement of radiation therapy fields except for B-scan echography . . . . .	14.3

AMENDATORY SECTION (Amending Order 81-28, filed 11/30/81, effective 1/1/82)

WAC 296-23-080 RADIOTHERAPY—GENERAL INFORMATION AND INSTRUCTIONS. (1) Radiation therapy as listed in this section ((includes)) provides for teletherapy ((i.e., the use of x-ray and other high-energy modalities, radium, cobalt, etc.)) and brachytherapy ((for surface, intracavitary or interstitial application. For treatment by injectable or

~~ingestible radioactive isotopes, see section on nuclear medicine.~~

~~The services listed do not include the provision of radium or other radioelements. Those materials supplied by the physician should be listed separately and identified by the code 79900.~~

~~Where the radiologist renders full medical care (in addition to radiotherapy management) of a patient while in the hospital, such additional care may be identified by the appropriate procedure from the MEDICINE or SURGERY section)) to include initial consultation, clinical treatment planning, simulation, medical radiation physics, dosimetry, treatment devices, special services, and clinical treatment management procedures. They include normal follow-up care during course of treatment and for three months following its completion.~~

CONSULTATION: CLINICAL MANAGEMENT

Preliminary consultation, evaluation of patient prior to decision to treat, or full medical care (in addition to treatment management) when provided by the therapeutic radiologist may be identified by the appropriate procedure codes from medicine or surgery sections.

Unit  
Value

TREATMENT PLANNING PROCESS (EXTERNAL AND INTERNAL SOURCES)

<del>((77260 Radiation therapy treatment planning, inclusive service (including interpretation of special testing, patient contour and localization of internal structures) . . . . . BR</del>	<del>BR</del>
<del>77265 interpretation of special testing ordered by the radiation therapist . . . . . BR</del>	<del>BR</del>
<del>77270 patient contour and localization of internal structures . . . . . BR</del>	<del>BR</del>
<del>77275 setting of each treatment port . . . . . BR))</del>	<del>BR))</del>

(Procedures 77260, 77265, 77270, 77275 have been deleted. To report, use 77261-77263)

CLINICAL TREATMENT PLANNING (EXTERNAL AND INTERNAL SOURCES)

The clinical treatment planning process is a complex service including interpretation of special testing, tumor localization, treatment volume determination, treatment time/dosage determination, choice of treatment modality, determination of number and size of treatment ports, selection of appropriate treatment devices, and other procedures.

DEFINITIONS: Simple—planning requiring single treatment area of interest encompassed in a single port or simple parallel opposed ports with minimal blocking.

Intermediate—planning requiring three or more converging ports, two separate treatment areas, special blocking standard wedges, or special time dose constraints.

	Unit Value		Unit Value
		<u>77327</u>	intermediate (multiplane dosage calculations, application involving five to ten sources/ribbons) . . . . . BR
		<u>77328</u>	complex (multiplane isodose plan, volume implant calculations, over ten sources/ribbons used, special spatial reconstruction) . . . . . BR
<u>77261</u>	Therapeutic radiology treatment planning; simple . . . . . BR	<del>((77330</del>	rotation field . . . . . 6.0
<u>77262</u>	intermediate . . . . . BR	<u>77335</u>	moving strip field . . . . . 6.0
<u>77263</u>	complex . . . . . BR	<u>77340</u>	isocentric (in addition to above) . . . . . 2.0
<u>77280</u>	Radiation therapy simulator aided field setting; simple . . . . . BR	<u>77345</u>	Radiation therapy, tissue and geometric inhomogeneity correction (in addition to above) . . . . . 2.0
<u>77285</u>	intermediate . . . . . BR	<u>77350</u>	electron beam (in addition to above) . . . . . 2.0
<u>77290</u>	complex . . . . . BR	<u>77355</u>	neutron beam (in addition to above) . . . . . 2.0
<u>77299</u>	Unlisted procedure, ((radiation therapy)) therapeutic radiology clinical treatment planning . . . . . BR	<u>77360</u>	special beam considerations (in addition to above) . . . . . 2.0))
((DOSIMETRY (EXTERNAL SOURCE FIELDS) RADIATION PHYSICS))		<u>77331</u>	Special dosimetry (e.g., TLD, microdosimetry) (specify) . . . . . BR
MEDICAL RADIATION PHYSICS, DOSIMETRY, TREATMENT DEVICES AND SPECIAL SERVICES		<u>77332</u>	Treatment devices, design and construction; simple (simple block, simple bolus) . . . . . BR
<u>77300</u>	Basic radiation ((therapy)) dosimetry calculation, central axis depth dose ((computation)), TDF, NSD, gap calculation, off axis factor, tissue inhomogeneity factors, as required during course of treatment . . . . . 4.0	<u>77333</u>	intermediate (multiple blocks, stents, bite blocks, special bolus) . . . . . BR
<u>77305</u>	((Radiation)) Teletherapy, isodose plan (whether hand or computer calculated); simple (one or two ((therapy beams)) parallel opposed unmodified ports directed to a single area of interest) . . . . . 3.0	<u>77334</u>	complex (irregular blocks, special shields, compensators, wedges, molds or casts) . . . . . BR
<u>77310</u>	intermediate (three or more ((therapy beams)) treatment ports directed to a single area of interest) . . . . . 4.0	<u>77336</u>	Continuing medical radiation physics consultation in support of therapeutic radiologist, including continuing quality assurance . . . . . BR
<u>77315</u>	complex (((one or more beams plus additional procedures))) (mantle or inverted Y, tangential ports, the use of wedges, compensators, complex blocking or special beam considerations) . . . . . 6.0	<u>(Procedures 77345-77360 have been deleted. To report, use 77300-77399 as appropriate)</u>	
<u>(Procedures 77320, 77325, 77330, 77335, 77340 have been deleted. To report, use 77300-77399 as appropriate)</u>		<u>77370</u>	Special medical radiation physics consultation . . . . . BR
<del>((77320</del>	Radiation therapy isodose plan; wedge fields . . . . . 5.0	<u>77399</u>	Unlisted procedure, ((external radiation dosimetry)) medical radiation physics, dosimetry and treatment devices . . . . . BR
<del>77325</del>	arc field . . . . . 5.0))	<u>CLINICAL TREATMENT MANAGEMENT</u>	
<u>77321</u>	Special teletherapy port plan, particles, hemi-body, total body . . . . . BR	((Except as specified, assumes treatment on daily (usually 5 per week) basis and use of super-voltage/megavoltage or high energy particle sources))	
<u>77326</u>	Brachytherapy isodose calculation; simple (calculation made from single plane, one to four source/ribbon application) . . . . . BR	Except where specified, assumes treatment on a daily basis (4 or 5 fractions per week) with the use of megavoltage photon or high energy particle sources. Daily and weekly clinical treatment management are mutually exclusive for the same dates.	

(For definition of source/ribbon, see page 316B)

DEFINITIONS: Simple—single treatment area, single port or parallel opposed ports, simple blocks.

	Unit Value
<u>Intermediate—two separate treatment areas, three or more ports on a single treatment area, use of special blocks.</u>	
<u>Complex—three or more separate treatment areas, highly complex blocking (mantle, inverted Y, tangential ports, wedges, compensators, or other special beam considerations).</u>	
77400 Daily (( <del>radiation therapy</del> ) <u>mega-voltage treatment management; simple</u> . . . . .	2.0
77405 intermediate . . . . .	3.0
77410 complex . . . . .	4.0
77415 (( <del>Radiation treatment port verification films</del> ) <u>Therapeutic radiology treatment port film interpretation and verification, per treatment course</u> . . . . .	3.0
77420 Weekly (( <del>radiation therapy</del> ) <u>mega-voltage treatment management; simple</u> . . . . .	4.0
77425 intermediate . . . . .	5.0
77430 complex . . . . .	6.0
<del>((77435 Course of radiation therapy treatment management; simple . . . . .</del>	<del>6.0</del>
<del>77440 intermediate . . . . .</del>	<del>8.0</del>
<del>77445 complex . . . . .</del>	<del>10.0</del>
77450 <u>Daily transvaginal external radiation treatment</u> . . . . .	2.0
77455 <u>Daily per oral external radiation treatment</u> . . . . .	1.0
77460 <u>Course of superficial external radiation treatment, (including Grenz rays) with or without auxiliary shielding</u> . . . . .	1.0
<u>(Procedures 77435-77460 have been deleted. To report, use 77400-77499 as appropriate)</u>	
For complicated shielding devices, see treatment aids, 77600-77635	
77465 Daily (( <del>orthovoltage external</del> ) <u>kilovoltage treatment management</u> . . . . .	2.0
77470 <u>Special treatment procedure (e.g., total body irradiation, hemi-body irradiation, per oral, vaginal cone irradiation)</u> . . . . .	BR
<u>(77470 assumes that the procedure be performed one or more times during the course of therapy, in addition to daily or weekly patient management)</u>	
77499 Unlisted procedure, (( <del>radiation therapy</del> ) <u>therapeutic radiology clinical treatment management</u> . . . . .	BR
<del>((TREATMENT AIDS</del>	

77600 <u>Radiation therapy treatment aid(s); wedge filter design and fabrication</u> . . . . .	2.0
77605 <u>bolus design and fabrication</u> . . . . .	2.0
77610 <u>field block design and fabrication</u> . . . . .	2.0
77615 <u>compensating filter design and fabrication</u> . . . . .	2.0
77620 <u>moulds or casts for immobilization</u> . . . . .	2.0
77625 <u>stents or bite blocks</u> . . . . .	2.0
77630 <u>Provision of external compensating shield; for radium sources</u> . . . . .	3.0
77635 <u>for radioisotope sources</u> . . . . .	3.0
77699 <u>Unlisted procedure, radiation therapy treatment aid</u> . . . . .	BR
<del>DOSIMETRY (INTERNAL SOURCES) RADIATION PHYSICS</del>	
<del>77700 Radium therapy dosimetry and interpretation of application</del> . . . . .	<del>BR</del>
<del>77705 Radioisotope therapy dosimetry and interpretation of application</del> . . . . .	<del>BR</del>
<del>77749 Unlisted procedure, internal radiation dosimetry</del> . . . . .	<del>BR</del>

CLINICAL BRACHYTHERAPY

Clinical brachytherapy requires the use of either natural or man-made radioelements applied into or around a treatment field of interest. The supervision of radioelements and dose interpretation are performed solely by the the therapeutic radiologist. When a procedure requires the service of a surgeon in addition, the modifier '-66' or '-80' may be used (see modifiers in radiology guidelines, page 290). Services 77750-77799 include admission to the hospital and daily visits.

DEFINITIONS: (Sources refer to intracavitary placement or permanent interstitial placement; ribbons refer to temporary interstitial placement)

Simple—application with one to four sources/ribbons

Intermediate—application with five to ten sources/ribbons

Complex—application with greater than ten sources/ribbons

(Procedures 77600-77699 have been deleted. To report, use 77332-77334 or 77399 as appropriate)

(Procedures 77700-77749 have been deleted. To report, use 77300-77399 as appropriate)

RADIUM AND RADIOISOTOPE THERAPY

(Professional service component only)

77750 Infusion or instillation of radioelement solution of radioactive

	Unit Value
materials for therapy (includes handling and loading) . . . . .	5.0
<del>((77755) Supervision and consultation of radioelement application only . . . . .</del>	<del>5.0</del>
<del>77760 Intracavitary radium application (includes handling and loading) . . . . .</del>	<del>5.0</del>
<del>77765 Intracavitary radioisotope application (includes handling and loading) . . . . .</del>	<del>5.0</del>
<del>77770 Interstitial radium application (includes handling and loading) . . . . .</del>	<del>5.0</del>
<del>77775 Interstitial radioisotope therapy (includes handling and loading) . . . . .</del>	<del>5.0</del>
<del>77780 Radium handling and loading . . . . .</del>	<del>5.0</del>
<del>77785 Radioisotope handling and loading . . . . .</del>	<del>5.0</del>

(Procedures 77755-77785 have been deleted. To report, use 77761-77799 as appropriate)

<u>77761 Intracavitary radioelement application; simple . . . . .</u>	<u>BR</u>
<u>77762 intermediate . . . . .</u>	<u>BR</u>
<u>77763 complex . . . . .</u>	<u>BR</u>
<u>77776 Interstitial radioelement application; simple . . . . .</u>	<u>BR</u>
<u>77777 intermediate . . . . .</u>	<u>BR</u>
<u>77778 complex . . . . .</u>	<u>BR</u>
<u>77789 Surface application of radioelement . . . . .</u>	<u>9.9</u>
<u>77790 Supervision, handling, loading of radioelement . . . . .</u>	<u>13.4</u>
<u>77799 Unlisted procedure, ((radium and radioisotope therapy)) clinical brachytherapy . . . . .</u>	<u>BR</u>

(Procedure 77800 has been deleted. To report, use 77331)

(Procedures 77805-77810 have been deleted. To report, use 77305-77321 or 77326-77328 as appropriate)

(Procedure 77850 has been deleted. To report, use 77300, 77336 or 77370)

(Procedure 77860 has been deleted. To report, use 77336)

(Procedure 77999 has been deleted. To report, use 77399)

**AMENDATORY SECTION** (Amending Order 80-29, filed 12/23/80, effective 3/1/81)

**WAC 296-23-115** ✓ **SPECIAL ADJUNCTIVE SERVICES.**

	Unit Value
<del>((77800) TLD or microdosimetry . . . . .</del>	<del>BR</del>
<del>77805 Consultation, computer dosimetry and isodose chart, brachytherapy . . . . .</del>	<del>BR</del>
<del>77810 teletherapy . . . . .</del>	<del>BR</del>

	Unit Value
<del>77850 Professional physics consultation service . . . . .</del>	<del>BR</del>
<del>77860 Continuing radiation physics consultation in support of radiation therapist . . . . .</del>	<del>BR</del>
<del>77999 Unlisted procedure, radiation therapy special service . . . . .</del>	<del>BR))</del>

(For hyperbaric pressurization, see 96200, 96201)

(For chemotherapy of malignant disease, see 96030-96050)

**AMENDATORY SECTION** (Amending Order 80-29, filed 12/23/80, effective 3/1/81)

**WAC 296-23-125** ✓ **DIAGNOSTIC.**

	Unit Value
<b>ENDOCRINE SYSTEM</b>	
<u>78000 Thyroid uptake, single determination . . . . .</u>	<u>6.0</u>
<u>78001 multiple determinations (as 6 and 24 hours, etc.) . . . . .</u>	<u>8.0</u>
<u>78003 Thyroid stimulation, suppression or discharge (not including initial uptake studies) . . . . .</u>	<u>9.0</u>
<u>78006 Thyroid imaging, with uptake; single determination . . . . .</u>	<u>16.0</u>
<u>78007 multiple determinations . . . . .</u>	<u>18.0</u>
<u>78010 Thyroid imaging only . . . . .</u>	<u>10.0</u>
<u>78011 with vascular flow . . . . .</u>	<u>BR</u>
<u>78015 Thyroid carcinoma metastases((;) imaging((:)); limited area (e.g., neck and chest((:)) only) . . . . .</u>	<u>20.0</u>
<u>78016 with additional studies (e.g., ((imaging other body areas)) urinary recovery, etc.) . . . . .</u>	<u>25.0</u>
<u>78017 multiple areas . . . . .</u>	<u>BR</u>
<u>78018 whole body . . . . .</u>	<u>BR</u>

((For resin uptake T-3 or T-4 (RT3U), see 84250))

(For triiodothyronine (((true T-3))) true (TT-3), RIA, see 84480)

((For T-4 thyroxine, see 84441))

(For triiodothyronine, free (FT-3), RIA (unbound T-3 only), see 84481)

(For T-4 thyroxine, CPB or resin uptake, see 84435)

(For TT-4 thyroxine, RIA, see 84436)

(For T-4 thyroxine, neonatal, see 84437)

(For FT-4 thyroxine, free, RIA (unbound T-4 only), see 84439)

(For calcitonin, RIA, see 82308)

<u>78070 Parathyroid imaging . . . . .</u>	<u>BR</u>
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	Unit Value		Unit Value
(For parathormone (parathyroid hormone), RIA, see 83970)		(For oxytocin level, (oxytocinase), RIA, see 83949)	
78075 Adrenal imaging . . . . .	BR	(For vasopressin level (antidiuretic hormone), RIA, see 84588)	
<u>(For adrenal cortex antibodies, RIA, see 86681)</u>		(For estradiol, RIA, see 82670)	
(For cortisol, RIA, plasma, see 82533)		(For (( <u>progesterone</u> )) <u>progesterone</u> , RIA, see 84144)	
(For cortisol, RIA, urine, see 82534)		(For testosterone, blood, RIA, see 84403)	
(For aldosterone, double isotope technique, see 82087)		(For (( <u>testosterone</u> )) <u>testosterone</u> , urine, RIA, see 84405)	
(For aldosterone, RIA, blood, see 82088)		<u>(For etiocholanolone, RIA, see 82696)</u>	
(For aldosterone, RIA, urine, see 82089)		<u>(For chemical analysis, RIA tests, see WAC 296-23-212, chemistry and toxicology)</u>	
<u>(For 17-ketosteroids, RIA, see 83588)</u>		78099 Unlisted endocrine procedure, diagnostic nuclear medicine . . . . .	BR
<u>(For 17-OH ketosteroids, RIA, see 83599)</u>		HEMATOPOIETIC, RETICULOENDOTHELIAL AND LYMPHATIC SYSTEM	
<u>(For 17-hydroxycorticosteroids, RIA, see 83491)</u>		78102 Bone marrow imaging; limited area	BR
(For insulin, RIA, see 83525)		78103 multiple areas . . . . .	BR
<u>(For insulin antibodies, RIA, see 86337)</u>		78104 whole body . . . . .	BR
<u>(For insulin factor antibodies, RIA, see 86338)</u>		78110 Blood or plasma volume, radioisotope technique; single sampling . . .	8.0
(For proinsulin, RIA, see 84206)		78111 multiple sampling . . . . .	BR+
(For glucagon, RIA, see 82943)		(For dye method, see 84605, 84610)	
(For adrenocorticotrophic hormone (ACTH), RIA, see 82024)		78120 Red cell mass determination, single sampling . . . . .	12.0
(For human growth hormone (HGH), (somatotropin), RIA, see 83003)		78121 multiple sampling . . . . .	BR+
<u>(For human growth hormone antibody, RIA, see 86277)</u>		78130 Red cell survival study (e.g., radiochromium) . . . . .	20.0
<u>(For thyroglobulin antibody, RIA, see 86800)</u>		78135 plus splenic and/or hepatic sequestration . . . . .	30.0
<u>(For thyroid microsomal antibody, RIA, see 86376)</u>		78140 Red cell splenic and/or hepatic sequestration . . . . .	20.0
(For thyroid stimulating hormone (TSH), RIA, see 84443)		78160 Plasma radio-iron turnover rate . . .	16.0
(For thyrotropin releasing factor, RIA, see 84444)		<u>78162 Radio-iron oral absorption . . . . .</u>	BR
(For plus long-acting thyroid stimulator (LATS), see 84445)		78170 Radio-iron red cell utilization . . .	24.0
(For follicle stimulating hormone (FSH component of pituitary gonadotropin), RIA, see 83001)		78180 Radio-iron body distribution and storage pools . . . . .	BR+
(For luteinizing hormone (LH component of pituitary gonadotropin), (ICSH), RIA, see 83002)		<u>(For hemosiderin, RIA, see 83071)</u>	
<u>(For luteinizing releasing factor (LRH), RIA, see 83727)</u>		<u>(For intrinsic factor antibodies, RIA, see 86340)</u>	
(For prolactin level (mammotropin), RIA, see 84146)		(For cyanocobalamin (vitamin B-12), RIA, see 82607)	
		(For folic acid (folate) serum, RIA, see 82746)	
		(For human hepatitis antigen, nepatitis associated agent (Australian antigen) (HAA), RIA, see 86287)	
		<u>(For hepatitis A antibody (HAAb), RIA, see 86296)</u>	

	Unit Value		Unit Value
<u>(For hepatitis A virus antibody (HAVAb), see 86297)</u>		78271 with intrinsic factor . . . . .	20.0
<u>(For hepatitis B core antigen (HB<sub>c</sub>Ag), RIA, see 86288)</u>		78272 Vitamin B-12 absorption studies combined, with and without intrinsic factor . . . . .	25.0
<u>(For hepatitis B core antibody (HB<sub>c</sub>Ab), RIA, see 86289)</u>		<u>78276 Gastrointestinal aspirate blood loss localization . . . . .</u>	<u>BR</u>
<u>(For hepatitis B surface antigen (HB<sub>s</sub>Ag), RIA, see 86287)</u>		<u>78278 Acute gastrointestinal blood loss imaging . . . . .</u>	<u>BR</u>
<u>(For hepatitis B surface antibody (HB<sub>s</sub>Ab), RIA, see 86291)</u>		78280 Gastrointestinal blood loss study . . .	16.0
<u>(For hepatitis Be antigen (HB<sub>e</sub>Ag), RIA, see 86293)</u>		78282 Gastrointestinal protein loss (e.g., radiochromium albumin) . . . . .	12.0
<u>(For hepatitis Be antibody (HB<sub>e</sub>Ab), RIA, see 86295)</u>		78285 Gastrointestinal fat absorption study (e.g., radioiodinated triolein) . . . . .	12.0
78185 Spleen imaging only; static . . . . .	20.0	78286 Gastrointestinal fatty acid absorption study (e.g., radioiodinated oleic acid) . . . . .	10.0
(If combined with liver study, use procedures 78215 and 78216)		(For gastrin, RIA, see 82941)	
78186 with vascular flow . . . . .	25.0	(For intrinsic factor level, see ((8423+)) 83528)	
78191 Platelet survival . . . . .	BR	(For carcinoembryonic antigen level (CEA), RIA, see 86151)	
78195 Lymphatics and lymph glands imaging . . . . .	BR	78290 Bowel imaging (e.g., ectopic gastric mucosa, Meckel's localization, volvulus) . . . . .	20.0
78199 Unlisted hematopoietic, R-E and lymphatic procedure, diagnostic nuclear medicine . . . . .	BR	78299 Unlisted gastrointestinal procedure, diagnostic nuclear medicine . . . . .	BR
<u>(For chemical analysis, RIA tests, see WAC 296-23-212, chemistry and toxicology)</u>		<u>(For chemical analysis, RIA tests, see WAC 296-23-212, chemistry and toxicology)</u>	
<b>GASTROINTESTINAL SYSTEM</b>		<b>MUSCULOSKELETAL SYSTEM</b>	
78201 Liver imaging; static . . . . .	20.0	(For positron method or other complex instrumentation, see WAC 296-20-010, Item 10)	
78202 with vascular flow . . . . .	25.0	78300 Bone, imaging limited area (e.g., spine, pelvis, or skull, etc.) . . . . .	30.0
(For spleen imaging only, use 78185 and 78186)		78305 multiple areas . . . . .	BR+
78215 Liver and spleen imaging; static . . .	25.0	78306 whole body . . . . .	BR+
78216 with vascular flow of liver and/or spleen . . . . .	30.0	<u>78310 vascular flow only . . . . .</u>	<u>BR</u>
78220 Liver function (( <del>e.g., with radioiodinated rose bengal</del> )) study with <u>hepatobiliary agents</u> ; with serial images . . . . .	20.0	<u>78380 Joint imaging; limited area . . . . .</u>	<u>BR</u>
78221 with probe technique . . . . .	25.0	78381 multiple areas . . . . .	BR
<u>78223 Hepatobiliary ductal system imaging, including gallbladder . . . . .</u>	<u>BR</u>	78399 Unlisted musculoskeletal procedure, diagnostic nuclear medicine . . . . .	BR
78225 Liver-lung study, imaging (e.g., subphrenic abscess) . . . . .	BR	<b>CARDIOVASCULAR SYSTEM</b>	
78230 Salivary gland imaging; static . . . . .	14.0	78401 Cardiac blood pool imaging; static (e.g., pericardial effusion) . . . . .	20.0
78231 with serial views . . . . .	16.0	78402 with vascular flow . . . . .	25.0
<u>78232 Salivary gland function study . . . . .</u>	<u>BR</u>	78403 with determination of regional ventricular function (e.g., gated blood pool images) . . . . .	BR
<u>78240 Pancreas imaging . . . . .</u>	<u>20.0</u>	<del>((78405 Myocardium imaging, regional myocardial perfusion . . . . .</del>	<del>BR</del>
<u>78261 Gastric mucosa imaging . . . . .</u>	<u>BR</u>	<del>78406 myocardial infarction . . . . .</del>	<del>BR))</del>
<u>78262 Gastroesophageal reflux study . . . . .</u>	<u>BR</u>	<u>78409 with determination of ventricular ejection fraction (gated blood pool) . . . . .</u>	<u>BR</u>
<u>78264 Gastric emptying study . . . . .</u>	<u>BR</u>	78411 with determination of ventricular	
78270 Vitamin B-12 absorption studies (e.g., Schilling test); without intrinsic factor . . . . .	10.0		

	Unit Value		Unit Value
<u>78413</u>	BR	ejection fraction (first pass determination) . . . . .	78599
	BR	with determination of ventricular wall motion . . . . .	Unlisted respiratory procedure, diagnostic nuclear medicine . . . . .
		(78405, 78406 Myocardium imaging has been deleted. To report, use 78418-78424)	
<u>78414</u>	BR	Determination of ventricular ejection fraction with probe technique . . . . .	NERVOUS SYSTEM
<u>78418</u>	BR	Myocardium imaging; regional myocardial perfusion . . . . .	78600 Brain imaging, limited procedure; static . . . . .
<u>78422</u>	BR	myocardial infarction . . . . .	26.0
<u>78424</u>	BR	regional myocardial perfusion (redistribution or resting imaging) . . . . .	78601 with vascular flow . . . . .
<u>78428</u>	BR	Cardiac shunt detection . . . . .	31.0
<u>78435</u>	BR	Cardiac flow study, imaging (i.e., angiocardigraphy) . . . . .	78605 Brain imaging, complete; static . . . . .
<u>78445</u>	BR	Vascular flow study, imaging (i.e., angiography, venography) . . . . .	30.0
<u>78455</u>	BR	Venous thrombosis study (e.g., radioactive fibrinogen) . . . . .	78606 with vascular flow . . . . .
<u>78457</u>	BR	Venous thrombosis imaging (e.g., venogram); unilateral . . . . .	35.0
<u>78458</u>	BR	bilateral . . . . .	78610 Brain imaging, vascular flow study only . . . . .
<u>78470</u>	BR	Cardiac output . . . . .	10.0
<u>78490</u>	BR	Tissue clearance studies . . . . .	78630 Cerebrospinal fluid flow, imaging; cisternography (not including introduction of material) . . . . .
		(For digoxin, RIA, see 82643)	35.0
		(For digitoxin (digitalis), RIA, see 82640)	((For cisternal puncture, see 61053))
<u>78499</u>	BR	Unlisted cardiovascular procedure, diagnostic nuclear medicine . . . . .	(For injection procedure, see 61000-61070; 62270-62294)
		(For chemical analysis, RIA tests, see WAC 296-23-212, chemistry and toxicology)	78635 ventriculography (not including introduction of material) . . . . .
			35.0
			((For ventricular puncture, see 61045))
			(For injection procedure, see 61000-61070; 62270-62294)
			78640 myelography (not including introduction of material) . . . . .
			BR
			((For lumbar puncture, see 62284))
			(For injection procedure, see 61000-61070; 62270-62294)
			78645 shunt evaluation . . . . .
			35.0
			(For injection procedure, see 61000-61070; 62270-62294)
			78650 CSF leakage . . . . .
			32.0
			(For injection procedure, see 61000-61070; 62270-62294)
			(For myelin basic protein, CSF, RIA, see 83873)
			78655 Eye tumor identification with radio-phosphorus . . . . .
			BR
			78660 Dacryocystography (lacrima flow study) . . . . .
			BR
			78699 Unlisted nervous system procedure, diagnostic nuclear medicine . . . . .
			BR
			GENITOURINARY SYSTEM
			78700 Kidney imaging; static . . . . .
			18.0
			78701 with vascular flow . . . . .
			20.0
			78704 with function study (i.e., imaging renogram) . . . . .
			23.0
			78707 with vascular flow and function study . . . . .
			30.0
			(For introduction of radioactive substance in association with renal endoscopy, see 50558, 50559, 50578)
			78715 Kidney vascular flow . . . . .
			BR

	Unit Value		Unit Value
78720	15.0	78802	BR
Kidney function study (i.e., renogram) . . . . .		78805	BR
78725	BR	78806	BR
Kidney function study, clearance . . . . .		<u>whole body . . . . .</u>	
(For renin (angiotensin I), RIA, see 84244)		<u>(For imaging bone infectious inflammatory disease, see 78300-78381)</u>	
(For angiotensin II, RIA, see 82163)		<u>(For Rast, see 86421, 86422)</u>	
<u>(For beta-2 microglobulin, RIA, see 82231, 82232)</u>		<u>(For gamma-E immunoglobulin, RIA, see 82785)</u>	
78727	BR	<u>(For gamma-G immunoglobulin, see 82784)</u>	
Kidney transplant evaluation . . . . .		<u>(For alpha-1 antitrypsin, RIA, see 86064)</u>	
78730	BR	<u>(For alpha-1 fetoprotein, RIA, see 86244)</u>	
Urinary bladder residual study . . . . .		<u>(For antinuclear antibodies, RIA, see 86038)</u>	
(For introduction of radioactive substance in association with cystotomy or cystostomy, see 51020; in association with cystourethroscopy, see 52250)		<u>(For lactic dehydrogenase, RIA, see 83610)</u>	
78740	BR	<u>(For amikacin, see 82112)</u>	
Ureteral reflux study (radionuclide voiding cystogram) . . . . .		<u>(For aminophylline, see 82137)</u>	
(For estradiol, RIA, see 82670)		<u>(For amitriptyline, see 82138)</u>	
<u>(For estriol, RIA, see 82677, 84680)</u>		<u>(For amphetamine, chemical, quantitative, see 82145)</u>	
(For progesterone, RIA, see 84144)		<u>(For chlordiazepoxide, see 82420, 82425)</u>	
<u>(For prostatic acid phosphatase, RIA, see 84066)</u>		<u>(For chlorpromazine, see phenothiazine, urine, 84021, 84022)</u>	
78760	BR	<u>(For clonazepam, see 82510)</u>	
Testicular imaging . . . . .		<u>(For cocaine, quantitative, see 82520)</u>	
(For testosterone, blood, RIA, see 84403)		<u>(For diazepam, see 82636)</u>	
(For testosterone, urine, RIA, see 84405)		<u>(For dihydromorphinone, quantitative, see 82649)</u>	
(For introduction of radioactive substance in association with ureteral endoscopy, see 50958, 50959, 50978)		<u>(For phenytoin (diphenylhydantoin), see 84045)</u>	
78770	14.0	<u>(For flucytosine, see 82741)</u>	
Placenta imaging . . . . .		<u>(For gentamicin, see 84695)</u>	
78775	12.0	<u>(For glutethimide, see 82980)</u>	
Placenta localization (e.g., radioiodinated HSA) . . . . .		<u>(For lysergic acid diethylamide (LSD), RIA, see 83728)</u>	
(For lactogen, placental (HPL) chorionic somatomammotropin, RIA, see 83632)		<u>(For morphine (heroin), RIA, see 83862)</u>	
(For chorionic gonadotropin, RIA, see 82998)		<u>(For phencyclidine (PCP), see 83992)</u>	
<u>(For chorionic gonadotropin beta subunit, RIA, see 84701)</u>		<u>(For phenobarbital, see barbiturates, 82205, 82210)</u>	
<u>(For pregnanediol, RIA, see 84135)</u>		<u>(For tobramycin, see 84840)</u>	
<u>(For pregnantrial, RIA, see 84138)</u>		<u>(For kanamycin, see 83578)</u>	
78799	BR	78890	BR
Unlisted genitourinary procedure, diagnostic nuclear medicine . . . . .		<u>Generation of automated data: interactive process involving nuclear physician and/or allied health professional personnel; simple manipulations and interpretation, not to exceed 30 minutes . . . . .</u>	
<u>(For chemical analysis, RIA tests, see WAC 296-23-212 chemistry and toxicology)</u>			
<b>MISCELLANEOUS STUDIES</b>			
78800	BR		
Tumor localization (e.g., gallium, selenomethionine); limited area . . . . .			
(For specific organ, see appropriate heading)			
(For ((radiophosphorus)) eye tumor identification, ((ocular,)) see 78655)			
78801	BR		
multiple areas . . . . .			

		Unit Value	
78891	<u>complex manipulations and interpretation, exceeding 30 minutes</u>	BR	
	(use 78890 or 78891 in addition to primary procedure)		
78895	<u>Bedside unit required</u>	BR	
	(use 78895 in addition to primary procedure)		
78990	Provision of diagnostic radionuclide(s)	BR	
78999	Unlisted miscellaneous procedure, diagnostic nuclear medicine	BR	

AMENDATORY SECTION (Amending Order 80-29, filed 12/23/80, effective 3/1/81)

WAC 296-23-20102 PATHOLOGY MODIFIER. MODIFIERS: Listed services and procedures may be modified under certain circumstances. When applicable, the modifying circumstance should be identified by the addition of the appropriate modifier code, which is a two digit number placed after the usual procedure number from which it is separated by a hyphen. If more than one modifier is used, the "multiple modifiers" code placed first after the procedure code indicates that one or more additional modifier codes will follow. All modifiers and their respective codes are listed in Appendix A. Modifiers commonly used in PATHOLOGY AND LABORATORY are as follows:

- 22 UNUSUAL SERVICES: When the service(s) provided is greater than that usually required for the listed procedure, it may be identified by adding modifier '-22' to the usual procedure number. A report may also be appropriate. . . . . BR
- 26 PROFESSIONAL COMPONENT: Certain procedures (e.g., laboratory, radiology, electrocardiogram, specific diagnostic and therapeutic services) are a combination of a physician component and a technical component. When the professional component is reported separately, the service may be identified by adding the modifier '-26' to the usual procedure number.
- 52 REDUCED SERVICES: Under certain circumstances a service or procedure is partially reduced or eliminated at the doctor's election. Under these circumstances the service provided can be identified by its usual procedure number and the addition of the modifier '-52', signifying that the service is reduced. This provides a means of reporting reduced services without disturbing

the identification of the basic service.

- 90 REFERENCE (OUTSIDE) LABORATORY: When laboratory procedures are performed by a party other than the treating or reporting doctor, the procedure may be identified by adding the modifier '-90' to the usual procedure number. The procedure shall be billed as charged to the ordering doctor. . . . . BR

AMENDATORY SECTION (Amending Order 81-28, filed 11/30/81, effective 1/1/82)

WAC 296-23-204 PANEL OR PROFILE TESTS.

The following list contains those tests that can be and are frequently done as groups and combinations ("profiles") on automated multichannel equipment. (~~For reporting two tests, regardless of method of testing, use appropriate single test code numbers.~~) For any combination of (~~three or more~~) tests among those listed immediately below, use the appropriate number 80003-80019. Groups of the tests listed here are distinguished from multiple tests performed individually for immediate or "stat" reporting.

The following unit values apply when three or more of the tests listed below are performed on the same blood or urine specimen under the conditions described under item 6, page 188.

(For collection and handling of specimen, see 99000 and 99001)

- Albumin
- Albumin/globulin ratio
- Bilirubin, direct
- Bilirubin, total
- Calcium
- Carbon dioxide content
- Chloride
- Cholesterol
- Creatinine
- Globulin
- Glucose (sugar)
- Lactic dehydrogenase (LDH)
- Phosphatase, acid
- Phosphatase, alkaline
- Phosphorus
- Potassium
- Protein, total
- Sodium
- Transaminase, glutamic, oxaloacetic (SGOT)
- Transaminase, glutamic, pyruvic (SGPT)
- Urea nitrogen (BUN)
- Uric acid

		Unit Value
80002	<u>Automated multichannel test; 1 or 2 clinical chemistry test(s)</u>	21.0
80003	<u>3 clinical chemistry tests</u>	28.0

	Unit Value
80004	4 tests . . . . . 32.0
80005	5 tests . . . . . 36.0
80006	6 tests . . . . . 40.0
80007	7 tests . . . . . 44.0
80008	8 tests . . . . . 48.0
80009	9 tests . . . . . 52.0
80010	10 tests . . . . . 56.0
80011	11 tests . . . . . 60.0
80012	12 tests . . . . . 64.0
80016	13-16 clinical chemistry tests, per additional test . . . . . 2.8
80018	17-18 clinical chemistry tests, per additional test . . . . . 3.0
80019	19 or more clinical chemistry tests (indicate instrument used and number of tests performed), per additional test . . . . . 3.2

**THERAPEUTIC DRUG MONITORING**

(e.g., antiepilepsy drugs, cardiac drugs, antibiotics, sedatives)

80031	Therapeutic quantitative drug monitoring in blood and/or urine; measurement one drug (if drug not specified by individual code number) . . . . . BR
80032	2 drugs measured . . . . . BR
80033	3 drugs measured . . . . . BR
80034	4 or more drugs measured . . . . . BR
80040	Serum radioimmunoassay for circulating antibiotic levels . . . . . BR

**ORGAN OR DISEASE ORIENTED PANELS**

Organ "panels" as an approach to diagnosis have been developed in response to the increased use of general screening programs that are now in use in physicians' offices, health centers, clinics, and hospitals. Also included here are profiles that combine laboratory tests together under a problem oriented classification. The lack of an expanded list of laboratory tests under each number is deliberate. Because no two laboratories utilize the same array of tests in a particular panel, each laboratory should establish its own profile and accompany each reported panel by a listing of the components of that panel performed by the laboratory.

	Unit Value
80050	General health screen panel . . . . . BR
80052	Pre-marital profile . . . . . BR
80053	Executive profile . . . . . BR
80055	Obstetric profile . . . . . BR
80058	Hepatic function panel . . . . . BR
80059	Hepatitis panel . . . . . BR
80060	Hypertension panel . . . . . BR
80061	Lipid profile . . . . . BR
80062	Cardiac evaluation (including coronary risk) panel . . . . . BR

	Unit Value
80063	Cardiac injury panel; . . . . . BR
80064	with creatine phosphokinase (CPK) and/or lactic dehydrogenase (LDH) isoenzyme determination . . . . . BR
80065	Metabolic panel . . . . . BR
80066	Malabsorption panel . . . . . BR
80067	Pulmonary (lung function) panel . . . . . BR
80068	Lung maturity profile . . . . . BR
80070	Thyroid panel; . . . . . BR
80071	with thyrotropin releasing hormone (TRH) . . . . . BR
80072	Arthritis panel . . . . . BR
80073	Renal panel . . . . . BR
80075	Parathyroid panel . . . . . BR
80080	Prostatic panel . . . . . BR
80082	Pancreatic panel . . . . . BR
80084	Pituitary panel . . . . . BR
80085	Microcytic anemia panel . . . . . BR
80086	Macrocytic anemia panel . . . . . BR
80088	Transition panel (for management of patient with proven metastatic disease) . . . . . BR
80089	Muscle panel . . . . . BR
80090	Antibody panel (e.g., TORCH: Toxoplasma IFA, rubella HI, cytomegalovirus CF, herpes virus CF) . . . . . BR
80099	Unlisted panel . . . . . BR

**AMENDATORY SECTION** (Amending Order 81-28, filed 11/30/81, effective 1/1/82)

**WAC 296-23-212 ✓ CHEMISTRY AND TOXICOLOGY.**

The material for examination can be from any source. Examination is quantitative unless specified. (For list of automated, multi-channel tests, see 80003-80019.)

	Unit Value
82000	Acetaldehyde, blood . . . . . 40.0
82003	Acetaminophen, urine . . . . . 40.0
(Acetic anhydride, see volatiles, 84600)	
82005	Acetoacetic acid, serum . . . . . 40.0
82009	Acetone, qualitative . . . . . 12.0
82010	quantitative . . . . . 12.0
(For acetone bodies, see 82009-82010, 82635, 83947)	
82011	Acetylsalicylic acid; quantitative . . . 32.0
82012	qualitative . . . . . 32.0
82013	Acetylcholinesterase, . . . . . 40.0
(Acid, gastric, see gastric acid, 82926-82932)	
(Acid phosphatase, see 84060-84065)	

	Unit Value		Unit Value
82015	30.0	82134	30.0
Acidity, titratable, urine ..... (ACTH, see 82024) (Adrenalin-Noradrenalin, see catechola- mines, 82382-82384)		Aminohippurate, para (PAH) ..... (For administration, see 36410, 99070)	
82024	120.0	82135	50.0
((Adrenocorticotrophic)) <u>Adrenocorticotropic</u> hormone (ACTH), RIA .....		82137	60.0
82030	40.0	82138	60.0
Adenosine; 5'-diphosphate (ADP) and 5'-monophosphate(;) (AMP), cyclic, RIA, blood .....		82140	40.0
82035	40.0	82141	40.0
5'-triphosphate, blood .....		82142	40.0
82040	°20.0	82143	50.0
82042	20.0	Ammonia, blood ..... urine ..... urine, quantitative (specify meth- od, e.g., Esbach) ..... (For albumin/globulin ratio, albumin/glob- ulin ratio by electrophoretic method, see 84155-84200)	
82055	30.0	Ammonium chloride loading test ... Amniotic fluid scan (spectrophotometric) ..... (For L/S ratio, see 83661) (Amobarbital, see 82205-82210)	
82060	40.0	82145	80.0
82065	30.0	Amphetamine, or methamphetamine, chemical, quantitative .....	
82070	40.0	82150	30.0
by gas-liquid chromatography . by gas-liquid chromatography .		82155	BR+
82072	30.0	isoenzymes electrophoretic .... urine (diastase) .....	
82075	60.0	82157	80.0
82076	60.0	Androstenedione RIA .....	
82078	60.0	82159	50.0
82085	26.0	Androsterone ..... RIA ..... RIA ..... (See also 83593-83596) (Angiotensin I, see renin, 84244)	
82086	20.0	82163	BR
82087	120.0	Angiotensin II, RIA .....	
82088	100.0	82165	BR
82089	100.0	Aniline ..... (Antidiuretic hormone, RIA, see 84588)	
(Alkaline phosphatase, see 84075-84080)		82168	BR
82095	80.0	Antihistamines .....	
82096	120.0	82170	80.0
82100	80.0	Antimony, urine ..... (Antimony, screen, see 83015) (Antitrypsin, alpha-1-, see 86329)	
82101	120.0	82173	BR
(See also 82486, 82600, 82662, 82755, 84231) (Alpha amino acid nitrogen, see 82126) (Alpha-hydroxybutyric (HBD) dehydrogen- ase, see 83485, 83486) (Alphaketoglutarate, see 83584) (Alpha tocopherol (Vitamin E), see 84446)		82175	80.0
82112	BR	Arginine tolerance test ..... Arsenic, blood, urine, gastric con- tents, hair or nails, quantitative .... (For heavy metal screening, see 83015)	
(Amikacin serum radioimmunoassay, see 80040)		82180	40.0
82126	50.0	Ascorbic acid(;) ( <u>Vitamin C</u> ) blood ..... (Aspirin, see acetylsalicylic acid, 82011, 82012) (Atherogenic index, blood, ultracentrifuga- tion, quantitative, see 83717)	
82128	40.0	82205	60.0
82130	180.0	Barbiturates quantitative ..... quantitative and identification .. (For qualitative screen, see 82486, 82660, 82662, 82755, 84231)	
Amino acids, qualitative ..... Amino acids, urine(;) or plasma chromatographic fractionation and quantitation .....		82210	80.0
		82225	BR
		Barium ..... (Bence-Jones protein, 84185)	
		82230	80.0
		82231	BR
		82232	BR
		82235	BR
		Beryllium, urine ..... Beta-2 microglobulin, RIA; urine .. serum ..... Bicarbonate excretion, urine .....	

	Unit Value		Unit Value
82236 Bicarbonate loading test . . . . .	BR	(Carbon tetrachloride, see 84600)	
(Bicarbonate, see 82374)		(Carboxyhemoglobin, see 82375, 82376)	
82240 Bile acids, blood, fractionated . . . . .	120.0	82380 Carotene, blood . . . . .	40.0
82245 Bile pigments, urine . . . . .	8.0	(Carotene plus Vitamin A, see 84595)	
°82250 Bilirubin, blood, total or direct . . . . .	°24.0	82382 Catecholamines (dopamine, nore- pinephrine, epinephrine); total urine.	BR
82251 blood, total AND direct . . . . .	30.0	82383 blood . . . . .	BR
82252 feces, qualitative . . . . .	BR	82384 fractionated . . . . .	BR
82260 urine, quantitative . . . . .	12.0	(For urine metabolites, see 83835, 84585)	
82265 amniotic fluid, quantitative . . . . .	30.0	82390 Ceruloplasmin (copper oxidase), blood . . . . .	40.0
82268 Bismuth . . . . .	80.0	(For gel diffusion technique, see 86331; immunodiffusion technique, see 86329)	
82270 Blood, feces, occult, screening . . . . .	8.0	82400 Chloral hydrate, blood . . . . .	60.0
82273 duodenal, gastric contents, quali- tative . . . . .	BR	82405 urine . . . . .	40.0
(Blood urea nitrogen (BUN), see 84520- 84525, 84545)		82415 Chloramphenicol, blood . . . . .	40.0
(Blood volume, see 84605-84610, 78110, 78111)		82418 Chlorazepate dipotassium . . . . .	40.0
82280 Boric acid, blood . . . . .	100.0	82420 Chlordiazepoxide, blood . . . . .	60.0
82285 urine . . . . .	100.0	82425 urine . . . . .	60.0
82286 Bradykinin . . . . .	BR	°82435 Chlorides, blood, (specify chemical or electrometric) . . . . .	°20.0
82290 Bromides, blood . . . . .	24.0	82436 urine, (specify chemical, electro- metric or Fantus test) . . . . .	20.0
82291 urine . . . . .	40.0	82437 sweat (without iontophoresis) . . . . .	20.0
(For bromsulphthalein (BSP), see 84382)		(For iontophoresis, see 89360)	
82300 Cadmium, urine . . . . .	100.0	82438 spinal fluid . . . . .	20.0
82305 Caffeine . . . . .	60.0	82441 Chlorinated hydrocarbons, screen . . . . .	20.0
82306 Calcifediol (25-OH Vitamin D-3), chromatographical technique . . . . .	BR	82443 Chlorothiazide-hydrochlorothiazide . . . . .	60.0
82307 Calciferol (Vitamin D) RIA . . . . .	BR	(Chlorpromazine, see 84021, 84022)	
82308 Calcitonin, RIA . . . . .	80.0	°82465 Cholesterol, serum; total . . . . .	°22.0
°82310 Calcium, blood, chemical . . . . .	°22.0	82470 total and esters . . . . .	30.0
°82315 fluorometric . . . . .	°22.0	82480 Cholinesterase, serum . . . . .	40.0
82320 emission flame photometry . . . . .	22.0	82482 RBC . . . . .	60.0
82325 atomic absorption flame photo- metry . . . . .	24.0	82484 serum and RBC . . . . .	80.0
82330 fractionated, diffusible . . . . .	60.0	82485 Chondroitin B sulfate, quantitative . . . . .	BR
82331 after calcium infusion test . . . . .	24.0	(Chorionic gonadotropin, see gonadotropin, 82996-83002)	
82335 urine, qualitative (Sulkowitch) . . . . .	11.0	82486 Chromatography; gas-liquid, com- pound and method not elsewhere specified . . . . .	BR
82340 quantitative timed specimen . . . . .	32.0	82487 paper, 1-dimensional, compound and method not elsewhere speci- fied . . . . .	BR
82345 feces, quantitative timed specimen . . . . .	80.0	82488 paper, 2-dimensional, not else- where specified . . . . .	BR
82355 Calculus (stone) qualitative, chemi- cal . . . . .	40.0	82489 thin layer, not elsewhere specified . . . . .	BR
82360 quantitative, chemical . . . . .	60.0	82490 Chromium, blood . . . . .	100.0
82365 infrared spectroscopy . . . . .	60.0	82495 urine . . . . .	100.0
82370 X-ray (( <del>defraction</del> )) <u>diffraction</u> . . . . .	50.0	82505 Chymotrypsin, duodenal contents . . . . .	30.0
(Carbamates, see individual listings)		82507 Citric acid . . . . .	80.0
82372 Carbamazepine, serum . . . . .	BR	82512 Clonazepam . . . . .	BR
82374 Carbon dioxide, combining power or content . . . . .	10.0	82520 Cocaine, quantitative . . . . .	60.0
(See also 82801-82803, 82817)			
82375 Carbon monoxide, (carboxyhemoglo- bin); quantitative . . . . .	48.0		
82376 qualitative . . . . .	48.0		

	Unit Value		Unit Value
(Cocaine, screen, see 82486, 82660, 82662, 82755, 84231)		82615 Cystine, and homocystine, urine, qualitative . . . . .	30.0
(Codeine, quantitative, see 82096, 82101)		82620     quantitative . . . . .	40.0
(Complement, see 86159-86162)		82624 Cystine aminopeptidase . . . . .	BR
(Compound S, see 82634)		(D hemoglobin, see 83053)	
82525 Copper, blood . . . . .	60.0	(Delta-aminolevulinic acid (ALA), see 82135)	
82526     urine . . . . .	60.0	82626 Dehydroepiandrosterone, RIA . . . . .	BR
(Coprobilinogen, feces, 84575)		(See also 83593-83596)	
(Coproporphyrins, see 84118-84121)		<u>(Deoxycortisol, 11- (compound S), RIA, see 82634)</u>	
(Corticosteroids, see 83492-83496)		82628 Desipramine . . . . .	BR
82528 Corticosterone, RIA . . . . .	BR	82633 Desoxycorticosterone, 11-RIA . . . . .	BR
(See also 83593-83597)		(See also 83593-83596)	
82529 Cortisol; fluorometric, plasma . . . . .	36.0	82634 Desoxycortisol, 11-(compound S), RIA . . . . .	80.0
82531     CPB, plasma . . . . .	75.0	(See also 83492)	
82532     CPB, urine . . . . .	75.0	82635 Diacetic acid . . . . .	18.0
82533     RIA, plasma . . . . .	90.0	(Diagnex blue, tubeless gastric, see 82939)	
82534     RIA, urine . . . . .	90.0	(Diastase, urine, see 82156)	
82536     after adrenocorticotrophic hormone (ACTH) Administration . . . . .	BR	82636 Diazepam . . . . .	50.0
82537     48 hours after continuous ACTH infusion . . . . .	BR	82638 Dibucaine number . . . . .	34.0
82538     after metyrapone tartrate administration . . . . .	BR	82639 Dicumarol . . . . .	BR
82539     dexamethasone suppression test, plasma and/or urine . . . . .	BR	(Dichloroethane, see 84600)	
82540 Creatine, blood . . . . .	24.0	(Dichloromethane, see 84600)	
82545     urine . . . . .	40.0	(Diethylether, see 84600)	
82546 Creatine and creatinine . . . . .	50.0	82640 Digitoxin digitalis, blood RIA . . . . .	BR+
82550 Creatine phosphokinase (CPK), blood, timed kinetic ultraviolet method . . . . .	26.0	82641     urine . . . . .	BR+
82552     isoenzymes . . . . .	30.0	82643 Digoxin, RIA . . . . .	36.0
82555     colorimetric . . . . .	20.0	82646 Dihydrocodinone . . . . .	BR
°82565 Creatinine, blood . . . . .	°20.0	(Dihydrocodinone screen, see 82486-82489, 82662, 82755, 84231)	
°82570     urine . . . . .	°20.0	82649 Dihydromorphinone, quantitative . . . . .	75.0
°82575     clearance . . . . .	°40.0	(Dihydromorphinone screen, see 82486, 82489, 82662, 82755, 84231)	
82585 Cryofibrinogen, blood . . . . .	40.0	82651 Dihydrotestosterone (DHT) . . . . .	BR
82595 Cryoglobulin, blood . . . . .	40.0	82654 Dimethadione . . . . .	BR
(Crystals, pyrophosphate vs. urate, see 84208)		(Diphenylhydantoin, see 84045)	
82600 Cyanide, blood . . . . .	80.0	(Dopamine, see 82382-82384)	
82601     tissue . . . . .	80.0	82656 Doxepin . . . . .	BR
82606 Cyanocobalamin (Vitamin B-12); bioassay . . . . .	((BR))	82660 Drug screen (amphetamines, barbiturates, alkaloids) . . . . .	80.0
82607     RIA . . . . .	((BR))	(See also 82486-82489, 82662, 82755, 84231)	
82608     unsaturated binding capacity . . . . .	60.0	(Duodenal contents, see individual enzymes; for intubation and collection, see 89100)	
(Cyclic AMP, see 82030)			
(Cyclic GMP, see 83008)			
82614 Cystine, blood, qualitative . . . . .	BR		

	Unit Value		Unit Value
82662 Enzyme immunoassay technique for drugs, EMIT .....	30.0	82750 Formimino-glutamic acid (FIGLU), urine .....	100.0
82664 Electrophoretic technique, not elsewhere specified .....	45.0	82755 Free radical assay technique for drugs (FRAT) .....	BR
82666 Epiandrosterone .....	BR	82756 Free thyroxine index (T-7) .....	BR
(See also 83593, 83596)		82757 Fructose, semen .....	BR
(Epinephrine, see 82382-82384)		(Fructose, TLC screen see 84375)	
82668 Erythropoietin, bioassay .....	BR	82759 Galactokinase, RBC .....	BR
(For HI method, see 86280)		82760 Galactose, blood .....	40.0
82670 Estradiol, RIA (placental) .....	90.0	82763 tolerance test .....	75.0
82671 Estrogens; fractionated .....	85.0	82765 urine .....	40.0
82672 total .....	60.0	82775 Galactose-1-phosphate uridyl transferase .....	60.0
82673 Estriol, placental; fluorometric .....	54.0	(For TLC screen, see 84375)	
82674 GLC .....	45.0	82776 screen .....	18.0
82676 Estriol, nonpregnancy; chemical .....	75.0	82780 Gallium .....	BR
82677 RIA .....	105.0	82784 Gammaglobulin, A, D, G, M nephelometric, each .....	12.0
82678 Estrone; chemical .....	75.0	82785 Gammaglobulin, E, RIA .....	75.0
82679 RIA .....	90.0	82786 Gammaglobulin, salt precipitation method .....	21.0
(Ethanol, see 82055-82075)		(Gammaglobulin by gel (immuno) diffusion, see 86329)	
82690 Ethchlorvynol (Placidyl), blood .....	60.0	(Gamma-glutamyl transpeptidase (GGT), see 82977)	
82691 urine .....	60.0	82790 Gases, blood, oxygen saturation; by calculation from pO <sub>2</sub> .....	40.0
82692 Ethosuximide .....	BR	82791 by manometry .....	40.0
(Ethyl alcohol, see 82055-82075)		82792 by oximetry .....	20.0
82694 Etiocholanolone .....	BR	82793 by spectrophotometry .....	40.0
(See also 83593, 83596)		82795 by calculation from pCO <sub>2</sub> .....	6.0
(Evans blue, see blood volume, 84605-84610)		82800 Gases, blood, pH, only .....	20.0
82696 Etiocholanolone, RIA .....	50.0	82801 pCO <sub>2</sub> .....	24.0
82705 Fat or lipids, feces, screening .....	10.0	82802 pH, pCO <sub>2</sub> by electrode .....	42.0
82710 quantitative, 24 or 72 hour specimens .....	100.0	82803 pH, pCO <sub>2</sub> , pO <sub>2</sub> simultaneous .....	54.0
82715 Fat differential, feces, quantitative .....	BR	82804 pO <sub>2</sub> by electrode .....	40.0
82720 Fatty acids, blood, esterified .....	40.0	82812 pO <sub>2</sub> by manometry .....	24.0
82725 nonesterified .....	40.0	82817 pH, pCO <sub>2</sub> by tonometry .....	24.0
82727 Ferric chloride, urine .....	BR	(For arterial puncture, see 36600)	
82728 Ferritin, specify method (e.g., RIA, immunoradiometric assay) .....	BR	(For blood gas studies as a part of pulmonary function studies, see 94700-94710)	
(Fetal hemoglobin, see hemoglobin 83020, 83033, and 85460)		82926 Gastric acid, free and total; single specimen .....	11.2
(Fetoprotein, alpha-1, see 86329)		82927 each additional specimen .....	9.0
82730 Fibrinogen, quantitative .....	21.0	82928 Gastric acid, free or total; single specimen .....	9.0
(See also 85371, 85377)		82929 each additional specimen .....	7.5
82735 Fluoride, blood .....	100.0	82931 Gastric acid, pH titration; single specimen .....	24.0
82740 urine .....	100.0	82932 each additional specimen .....	18.0
82742 Flurazepam .....	BR	82939 Gastric analysis, tubeless (Diagnex blue) .....	BR
82741 Flucytosine (5-fluorocytosine) .....	BR		
82745 Folic acid, (folate), blood bioassay .....	BR+		
82746 RIA .....	45.0		
(Follicle stimulating hormone (FSH), see 83000, 83001)			

	Unit Value		Unit Value
(Gastric analysis, with stimulation, see 89140, 89141)		82977	Glutamyl transpeptidase, gamma (GGT) . . . . . BR
(Gastric analysis, pepsin, see 83974)		82978	Glutathione . . . . . BR
(For gastric intubation, see 89130, 74340)		82979	Glutathione reductase, RBC . . . . . BR
(For aspiration of specimens with insulin administration (Hollander test), see 91075)		82980	Glutethimide . . . . . 56.2
82941 Gastrin, RIA . . . . . 48.0			<u>(Glycohemoglobin, see 83036)</u>
(GGT, see 82977)		82985	Glycoprotein electrophoresis . . . . . 60.0
(GLC, gas liquid chromatography, see 82486)		82995	Gold, blood . . . . . 100.0
82942 Globulin, serum . . . . . 10.5		82996	Gonadotropin, chorionic, bioassay; qualitative . . . . . 30.0
(See also 82784, 82786, 84155-84200, 86329)		82997	quantitative . . . . . 30.0
82943 Glucagon, RIA . . . . . BR		82998	Gonadotropin, chorionic, RIA . . . . . BR
82944 Glucosamine . . . . . 6.0			<u>(Gonadotropin, chorionic, beta subunit, RIA, see 84701)</u>
82947 Glucose; except urine (e.g., blood, spinal fluid, joint fluid) . . . . . 10.5			(For immunoassay, qualitative, see 86006, 86007)
82948 blood, stick test . . . . . 8.2			(For quantitative titer, see 86008, 86009)
82949 fermentation . . . . . 22.5		83000	Gonadotropin, pituitary FSH; bioassay . . . . . 90.0
82950 post glucose dose (includes glucose) . . . . . 13.5		83001	RIA . . . . . 90.0
82951 tolerance test (GTT), three specimens (includes glucose) . . . . . 37.5		83002	(LH)(ICSH)RIA . . . . . 90.0
82952 tolerance test, each additional beyond three specimens . . . . . 10.5		83003	Growth hormone (HGH), (somatotropin) RIA . . . . . 48.0
(For intravenous glucose tolerance test, ( <del>use 36410, 99070</del> ) see 82961)		83004	after glucose tolerance test . . . . . 48.0
( <del>(For GTT with medication, use 36410, 90730, 99070)</del> )			<u>(For growth hormone secretion after arginine tolerance test, see 82173)</u>
82953 tolbutamide tolerance test . . . . . 15.0			<u>(For human growth hormone antibody, RIA, see 86277)</u>
(For insulin tolerance test, see 82937)		83005	Guanase, blood . . . . . 40.0
<u>(For leucine tolerance test, see 83681)</u>		83008	Guanosine monophosphate(;) (GMP) cyclic, RIA . . . . . BR
82954 urine . . . . . 20.0		83010	Haptoglobin, chemical . . . . . 60.0
(For intubation, see 89130, 79340)		83011	quantitative, electrophoresis . . . . . 30.0
82955 Glucose-6-phosphate dehydrogenase, erythrocyte . . . . . 60.0		83012	phenotypes, electrophoresis . . . . . 60.0
82960 screen . . . . . 56.0		83015	Heavy metal screen (arsenic, bismuth, mercury, antimony); chemical (e.g., Reinsch, Gutzeit) . . . . . 30.0
82961 Glucose tolerance test, intravenous . . . . . BR		83018	chromatography, DEAE column . . . . . BR
<u>(For glucose tolerance test with medication use 90784 in addition)</u>		83020	Hemoglobin, electrophoresis (includes A <sub>2</sub> , S, C, etc.) . . . . . 80.0
82963 Glucosidase, beta . . . . . BR			(Hemoglobin, carboxyhemoglobin (CO), see 82375, 82376; colorimetric, see 85018, 85031)
82965 Glutamate dehydrogenase, blood . . . . . 40.0		83030	F (fetal), chemical . . . . . 40.0
<u>(Glutamic oxaloacetic transaminase (SGOT), see 84450-84455)</u>		83033	F(fetal), qualitative (APT) test, fecal . . . . . 56.0
<u>(Glutamic pyruvic transaminase (SGPT), see 84460-84465)</u>		83036	glycosylated (Alc) . . . . . 60.0
82975 Glutamine (glutamic acid amide), spinal fluid . . . . . 80.0		83040	methemoglobin, electrophoretic separation . . . . . 80.0
		83045	qualitative . . . . . 20.0
		83050	quantitative . . . . . 40.0
		83051	plasma . . . . . 40.0
		83052	sickle, turbidimetric . . . . . 34.0
		83053	solubility, S-D, etc. . . . . 40.0

	Unit Value		Unit Value		
83055	sulfhemoglobin, qualitative . . . . .	20.0	83526	Insulin tolerance . . . . .	80.0
83060	quantitative . . . . .	40.0		(For proinsulin, see 84206)	
83065	thermolabile . . . . .	BR	<u>83528</u>	<u>Intrinsic factor level . . . . .</u>	<u>BR</u>
83068	unstable, screen . . . . .	BR		(for intrinsic factor antibodies, RIA, see	
83069	urine . . . . .	BR		<u>86340</u> )	
83070	Hemosiderin, urine . . . . .	12.0	83530	Insulin clearance . . . . .	40.0
83071	<u>Hemosiderin, RIA . . . . .</u>	<u>25.6</u>		(For administration, see 36410, 99070)	
	(Heroin, screening, see 82660, 82486,		83533	Iodine; protein bound (PBI) . . . . .	45.0
	82662, 82755, 84231; quantitative, see		83534	total . . . . .	60.0
	82096, 82101)			(For thyroxine, see 84441)	
	(HIAA, see 83497)			(For triiodothyronine (true T-3), RIA, see	
83086	Histidine; blood, qualitative . . . . .	BR		84480)	
83087	urine, qualitative . . . . .	BR		(For T-3 or T-4 radioactive resin uptake,	
83088	Histamine . . . . .	100.0		see RT3U, 84250; for RT3U+thyroxine, see	
	(Hollander test, see 91075)			84251)	
	(Homocystine, qualitative, see 82615)		83540	Iron, serum, chemical . . . . .	20.0
	(Homocystine, quantitative, see 82620)		83545	automated . . . . .	12.0
83093	Homogentisic acid; blood, qualita-		83546	radioactive uptake method . . . . .	30.0
	tive . . . . .	BR	83550	binding capacity, serum chemical .	20.0
83094	Homogentisic acid, urine, qualita-		83555	automated . . . . .	12.0
	tive . . . . .	20.0	83565	radioactive uptake method . . . . .	30.0
83095	quantitative . . . . .	40.0	83570	Isocitric dehydrogenase (IDH),	
	(Hormones, see individual alphabetic listings			blood, kinetic ultraviolet . . . . .	26.0
	in chemistry section)		83571	colorimetric . . . . .	20.0
83150	homo-vanillic acid (HVA), urine .	80.0		(Isopropyl alcohol, see alcohol 82076)	
83485	Hydroxybutyric dehydrogenase, al-		83576	Isonicotinic acid hydrazide (INH) ..	105.0
	pha (HBD), blood; kinetic ultraviolet		<u>83578</u>	<u>Kanamycin . . . . .</u>	<u>49.0</u>
	method . . . . .	22.0	83582	Ketogenic steroids, urine; 17-(17-	
83486	colorimetric method . . . . .	20.0		KGS) . . . . .	45.0
83491	<u>Hydroxycorticosteroids, 17- (17-</u>		83583	11-desoxy: 11-oxy ratio . . . . .	75.0
	<u>OHCS); RIA . . . . .</u>	<u>64.1</u>	83584	Ketoglutarate, alpha . . . . .	40.0
83492	Hydroxycorticosteroids, 17- (17-			(Ketone bodies, see 82005-82010; urine, see	
	OHCS); gas liquid chromatography			81000-81005)	
	(GLC) . . . . .	82.0	83586	Ketosteroids, 17-(17-KS), blood; to-	
83493	blood, Porter-Silber type . . . . .	45.0		total . . . . .	38.0
83494	blood, fluorometric . . . . .	38.0	83587	fractionation, alpha/beta . . . . .	75.0
83495	urine, Porter-Silber type . . . . .	52.0	<u>83588</u>	<u>RIA . . . . .</u>	<u>54.0</u>
83496	urine, fluorometric . . . . .	52.0	83589	Ketosteroids, 17-(17-KS), urine; to-	
	(See also 82531-82534, 82634, 84409)			total . . . . .	36.0
83497	Hydroxyindolacetic acid, 5-(HIAA),		83590	fractionation, alpha/beta . . . . .	60.0
	urine . . . . .	60.0	83593	chromatographic fractionation . . .	75.0
	(For HIAA, blood, see 84260)		83596	D/A/E ratio . . . . .	BR
83498	Hydroxyprogesterone, 17-d, RIA . . .	105.0	83597	11-desoxy: 11-oxy ratio . . . . .	75.0
83499	Hydroxyprogesterone, 20- . . . . .	BR		(See also 82528, 82632, 82633, 82666,	
83500	Hydroxy-proline, urine, free only . .	100.0		82694)	
83505	total only . . . . .	100.0	<u>83599</u>	<u>Ketosteroids, 17-OH, RIA . . . . .</u>	<u>64.1</u>
83510	free and total . . . . .	180.0	83600	Kynurenic acid . . . . .	90.0
83523	Imipramine . . . . .	67.0	83605	Lactate, lactic acid . . . . .	40.0
	(Immunoglobulines, see 82784, 82785,		83615	Lactic dehydrogenase (LDH), blood,	
	82786, 86329, 86335)			kinetic ultraviolet method . . . . .	26.0
83524	Indican, urine . . . . .	35.0	<u>83610</u>	<u>Lactic dehydrogenase (LDH), RIA .</u>	<u>33.7</u>
83525	Insulin, RIA . . . . .	40.0	<u>83620</u>	<u>colorimetric or fluorometric . . . .</u>	<u>20.0</u>



	Unit Value		Unit Value
83872 Mucin, synovial fluid (rope test) . . . . .	21.0	83992 Phencyclidine (PCP) . . . . .	38.0
83873 <u>Myeline basic protein, CSF, RIA . . . . .</u>	BR	83995 Phenol, blood or urine . . . . .	60.0
(For oligoclonal bands, see 83916)		84005 Phenolsulphonphthalein (PSP), urine . . . . .	20.0
83874 Myoglobin, electrophoresis . . . . .	30.0	(For injection procedure, see 36410 for pro- vision of materials, see 99070)	
83875 Myoglobin, urine . . . . .	40.0	84021 Phenothiazine, urine . . . . .	100.0
83880 Nalorphine . . . . .	60.0	(See also 82486 et seq.)	
83885 Nickel, urine . . . . .	100.0	84022 quantitative, chemical . . . . .	BR
83887 Nicotine . . . . .	75.0	(For also individual drugs)	
83895 Nitrogen, urine, total, 24 hour speci- men . . . . .	60.0	84030 Phenylalanine, blood, Guthrie . . . . .	12.0
83900 feces, 24 hour specimen . . . . .	100.0	(Phenylalanine-tyrosine ratio, see 84030, 84510)	
83910 Nonprotein nitrogen, blood . . . . .	20.0	84031 fluorometric . . . . .	12.0
(Norepinephrine, see 82382-82384)		84033 Phenylbutazone . . . . .	20.0
83915 Nucleotidase 5'- . . . . .	25.0	84035 Phenylketones; blood, qualitative . . . . .	20.0
83916 <u>Oligoclonal immune globulin (Ig), CSF, by electrophoresis . . . . .</u>	BR	84037 urine, qualitative . . . . .	20.0
(For myelin basic protein, CSF, see 83873)		84038 Phenylpropanolamine . . . . .	20.0
83917 Organic acids; screen, qualitative . . . . .	30.0	84039 Phenylpyruvic acid; blood . . . . .	20.0
83918 quantitative . . . . .	30.0	84040 Phenylpyruvic acid, urine . . . . .	20.0
83920 Ornithine carbonyl transferase, (OCT) . . . . .	24.0	(For qualitative chemical tests, urine, see 81005)	
83930 Osmolality, blood . . . . .	20.0	84045 Phenytoin . . . . .	80.0
83935 urine . . . . .	20.0	°84060 Phosphatase, acid, blood . . . . .	°24.0
83938 Ouabain . . . . .	BR	84065 (prostatic) fraction . . . . .	40.0
83945 Oxalate, urine . . . . .	40.0	84066 <u>prostatic fraction, RIA . . . . .</u>	60.0
(For alpha oxoglutarate, see 82120)		°84075 alkaline, blood . . . . .	°24.0
83946 Oxazepam . . . . .	40.0	84078 heat stable (total not included) . . . . .	16.0
83947 Oxybutyric acid, beta . . . . .	40.0	84080 isoenzymes, electrophoretic method . . . . .	BR+
83948 Oxycodone . . . . .	52.0	84082 Phosphates, tubular reabsorption of (TRP) . . . . .	60.0
(Oxygen, see gases, blood, 82790-82817)		(Phosphates, inorganic, see 84100-84105)	
83949 Oxytocinase, RIA . . . . .	52.0	(Phosphates, organic, see 82480-82484)	
(Para-aminohippuric acid, see 82134)		84083 Phosphoglucomutase, isoenzymes . . . . .	60.0
83965 Paraldehyde, blood, quantitative . . . . .	60.0	84085 Phosphogluconate, 6-, dehydrogen- ase, RBC . . . . .	18.0
83970 Parathormone (parathyroid hor- mone), RIA . . . . .	165.0	84087 Phosphohexose isomerase . . . . .	30.0
(PBI, see 83533)		84090 Phospholipids, blood . . . . .	30.0
83971 Penicillin, urine . . . . .	50.0	(See also 83705)	
83972 Pentazocine . . . . .	60.0	(For lecithin/sphingomyelin ratio, see 83661)	
83973 Pentose, urine, qualitative . . . . .	13.5	°84100 Phosphorus, blood . . . . .	°24.0
(For TLC screen, see 84375)		°84105 urine . . . . .	°24.0
83974 Pepsin, gastric . . . . .	23.0	(Pituitary gonadotropins, see 83000-83002)	
83975 Pepsinogen, blood . . . . .	40.0	(PKU, see 81005, 84030, 84031)	
83985 Pesticide, other than chlorinated hy- drocarbons, blood, urine or other material . . . . .	BR+	84106 Porphobilinogen, urine; qualitative . . . . .	20.0
(Pesticide, chlorinated hydrocarbons, see 82441)		84110 Porphobilinogen, urine, quantitative . . . . .	20.0
83986 pH, body fluid, except blood . . . . .	BR	84118 Porphyrins, copro-, urine; quantita- tive . . . . .	30.0
(For blood, see 82800, 82802, 82803, 82817)			

	Unit Value		Unit Value	
84119	qualitative . . . . .	24.0	84203 screen . . . . .	20.0
84120	Porphyrins, urine, fractionated (uro- porphyrin and coproporphyrin) . . . . .	64.0	84205 Protiptylene . . . . .	68.0
84121	uro-, copro-, and porphobilinogen, urine . . . . .	80.0	84206 Proinsulin, RIA . . . . .	60.0
	(For porphyrin precursors, see 82630)		84207 Pyridoxine (Vitamin B-6) . . . . .	BR
84126	feces, quantitative . . . . .	100.0	84208 Pyrophosphate vs. urate, crystals (polarization) . . . . .	12.0
84128	Porphyrins, plasma . . . . .	82.0	84210 Pyruvate, blood . . . . .	30.0
	(For protoporphyrin, RBC, see 84202, 84203)		84220 Pyruvic-kinase, RBC . . . . .	30.0
84132	Potassium, blood . . . . .	°24.0	84228 Quinine . . . . .	30.0
84133	urine . . . . .	°24.0	84230 Quinidine, blood . . . . .	40.0
84135	<u>Pregnanediol; RIA . . . . .</u>	BR	84231 Radioimmunoassay (RIA) not else- where specified . . . . .	BR
84136	<u>((Pregnanediol)) other method (specify) . . . . .</u>	((54.0))		
		BR	(Reinsch test, see 83015)	
84138	<u>Pregnanetriol; RIA . . . . .</u>	BR	84232 Releasing factor . . . . .	BR
84139	<u>((Pregnanetriol)) other method (spec- ify) . . . . .</u>	((54.0))	84233 Receptor assay; estrogen (estradiol) .	BR
		BR	84234 progesterone . . . . .	BR
84141	Primidone . . . . .	60.0	84235 endocrine, other than estrogen or progesterone (specify hormone) . .	BR
84142	Procainamide . . . . .	60.0	84236 progesterone and estrogen . . . . .	BR
84144	Progesterone, any method . . . . .	105.0	84244 Renin (Angiotensin I); (RIA) . . . . .	60.0
	(For proinsulin, RIA, see 84206)			
84146	Prolactin (mammotropin), RIA . . . . .	225.0	(See also 82163, angiotensin II)	
84147	Propoxyphene . . . . .	60.0	84246 furosemide test . . . . .	BR
	(For screen, see 82486 et seq.)		<del>((84250 Resin uptake T-3, or T-4 (RT3U), . . . . .</del>	<del>42.0</del>
84149	Propranolol . . . . .	BR	84251 <del>with total thyroxine, any method . .</del>	<del>BR))</del>
84150	Prostaglandin, any one, RIA . . . . .	BR	<u>(84250, 84251 Resine uptake have been de- leted. To report, use 84479, 84435)</u>	
84155	Protein, total, serum, chemical . . . . .	°20.0	84252 Riboflavin (Vitamin B-2) . . . . .	BR
84160	refractometric . . . . .	12.0		
84165	electrophoretic fractionation and quantitation . . . . .	60.0	(Salicylates, see 82011, 82012)	
84170	total and albumin/globulin ra- tio . . . . .	°40.0	(Saline infusion test, see 82091)	
	(For serum albumin, see 82040, for serum globulin, 82942)		(Secretin test, see 99070, 89100 and appro- priate analyses)	
84175	other sources, quantitative . . . . .	24.0	84255 Selenium, blood, urine or tissue . . . . .	100.0
84176	Protein, special studies (e.g., mono- clonal protein analysis) . . . . .	BR	84260 Serotonin, blood . . . . .	120.0
84180	urine, quantitative, 24 hour speci- men . . . . .	24.0		
84185	Bence-Jones . . . . .	12.0	(For urine metabolites, see 83497)	
84190	electrophoretic fractionation and quantitation . . . . .	80.0	84275 Sialic acid, blood . . . . .	50.0
84195	spinal fluid semi-quantitative (Pandy) . . . . .	20.0		
84200	electrophoretic fractionation and quantitation . . . . .	80.0	(Sickle hemoglobin, see 83020, 83052, 83053, 85660)	
	(For protein bound iodine (PBI), see 83533)		84285 Silica, blood, urine or tissue . . . . .	100.0
84201	Protirelin, thyrotropin releasing hor- mone (TRH) test . . . . .	BR	°84295 Sodium, blood . . . . .	°24.0
84202	Protoporphyrin, RBC; quantitative . .	30.0	°84300 urine . . . . .	°24.0
			(Somatomammotropin, see 83632)	
			(Somatotropin, see 83003; chorionic, see 83632)	
			84310 Sorbitol dehydrogenase, serum . . . . .	26.0
			84315 specific gravity (except urine) . . . . .	8.0
			84317 Starch, feces, screening . . . . .	8.0
			84318 Stercobilin, qualitative, feces . . . . .	BR
			(For stone analysis see 82355-82370)	
			84324 Strychnine . . . . .	75.0

	Unit Value		Unit Value
(Sugar, see under glucose)		(Tolbutamide tolerance, see 82951-82952)	
84375	80.0	84447	BR
		84448	45.0
(Sulfhemoglobin, see hemoglobin, 83055-83060)		84450	24.0
84382	32.0	°84455	°20.0
(For injection, see 36410, 99070)		84460	24.0
84395	20.0	°84465	°20.0
84397	20.0	(Transferrin, see 86329)	
(T-3, see ((84480, 84250)) 84479-84481)		84472	60.0
(T-4, see ((84441)) 84435-84439)		84474	36.0
84401	BR	(Trichloroacetaldehyde, see 82400-82405)	
84403	105.0	84476	36.0
84404	BR	84478	30.0
84405	120.0	(See also 83705)	
84406	BR	84479	36.0
84407	BR	84480	36.0
84408	BR	84481	BR
84409	105.0	84483	36.0
(See also 83492-83497)		84485	30.0
84410	100.0	84488	30.0
84420	60.0	84490	30.0
84425	BR	(Tubular reabsorption of phosphate, blood and urine, see 84082)	
84430	30.0	84510	40.0
84434	40.0	(Ultracentrifugation, lipoprotein, see 82190)	
(Thyrotropin releasing hormone (TRH) test, see 84201)		(Urate vs. pyrophosphate crystals, see 84208)	
84435	33.0	°84520	°22.0
84436	21.0	84525	8.0
84437	20.0	°84540	°20.0
84439	45.0	°84545	°40.0
(84441 Thyroxine (T-4) method unspecified has been deleted. To report, use 84435-84439)		°84550	°20.0
84441	40.0	84555	26.0
84442	52.0	84560	20.0
(Thyroxine, free thyroxine index, T-7, see 82756)		84565	12.0
(Thyroid hormones, PBI, thyroxine, etc., see 84480, 84441, 84250)		84570	24.0
84443	60.0	84575	60.0
84444	BR	84577	30.0
84445	BR	84578	24.0
84446	38.0	84580	24.0
		84583	20.0
		84584	24.0
		(Uroporphyrins, see 84120, 84121)	
		84585	24.0

	Unit Value		Unit Value
84588 Vasopressin (antidiuretic hormone), RIA .....	BR	see immunology section)	
84589 Viscosity, fluid .....	10.0	<b>AMENDATORY SECTION</b> (Amending Order 81-28, filed 11/30/81, effective 1/1/82)	
84590 Vitamin A, blood .....	40.0	WAC 296-23-221 <b>IMMUNOLOGY.</b>	
84595 including carotene (see also 82380).....	60.0		Unit Value
(Vitamin B-1, see 84425)			
(Vitamin B-2, see 84252)			
(Vitamin B-6, see 84207)		(Includes serology, immuno-hematology and blood banking)	
(Vitamin B-12, blood, see 82606, 82607)		(Acid hemolysins, see 86281)	
(Vitamin B-12, absorption (Schilling), see 78270, 78271)		(Actinomycosis, see 86000-86009, 86450)	
(Vitamin C, see 82180)		86000 Agglutinins febrile, each .....	14.0
(Vitamin E, see 84446)		86002 panel (typhoid O & H, paratyphoid A & B, brucella and Proteus OX- 19 .....	45.0
84597 Vitamin K .....	BR	86004 warm.....	36.0
(VMA, see 84585)		(Agglutinins and autohemolysins, see 86004, 86011-86013, 86281-86283, 86006-86009)	
84600 Volatiles (acetic anhydride, carbon tetrachloride, dichloroethane, dich- loromethane, diethylether) .....	45.0	(Agglutinins, auto, see 86282-86283, 86011, 86013)	
(For acetaldehyde, see 82000)		(Agglutinins, cold, see 86006, 86013, 86282, 86283)	
84605 Volume, blood, dye method (Evans blue) .....	30.0	(Alpha-1 antitrypsin, see 86329)	
84610 including total plasma and total blood cell volume .....	50.0	(Alpha-1 feto-protein, see 86329)	
(Volume, blood, RISA or Cr-51, see 78110, 78111)		(Amebiasis, see 86171, 86280)	
84613 Warfarin.....	BR	86006 Antibody, qualitative, not otherwise specified; first antigen, slide or tube ..	12.0
84615 Xanthurenic acid .....	BR	86007 each additional antigen .....	7.5
84620 Xylose tolerance test, blood.....	40.0	86008 Antibody, quantitative titer, not otherwise specified; first antigen .....	18.0
84630 Zinc, quantitative, blood .....	100.0	86009 each additional antigen .....	12.0
84635 urine .....	100.0	86011 Antibody, detection, leukocyte anti- body .....	44.0
84645 Zinc sulphate turbidity .....	20.0	86012 Antibody absorption, cold auto ab- sorption; per serum .....	30.0
84680 Estriol, placental, RIA .....	38.7	(For elution, see 86019)	
84695 <u>Gentamicin</u> .....	38.5	86013 differential .....	45.0
84701 <u>Gonadotropin, chorionic, beta sub- unit, RIA</u> .....	66.7	86014 Antibody, platelet antibodies (aggluti- nins) .....	45.0
84800 <u>Thyroid stimulating hormone (TSH), neonatal</u> .....	60.0	86016 Antibodies, RBC, saline; high protein and antihuman globulin technique ...	30.0
84810 <u>Tobramycin</u> .....	BR	(See also 86032)	
84999 Unlisted chemistry or toxicology pro- cedure .....	BR	86017 with ABO + Rh(D) typing (for holding blood instead of complete crossmatch) .....	24.0
		86018 enzyme technique including antihuman globulin .....	17.0
		86019 elution, any method .....	45.0
		86021 Antibody identification; leukocyte an- tibodies .....	60.0
		86022 platelet antibodies .....	75.0

**NOTE:**

Gas-liquid chromatography, paper chromatography, electrophoresis, nuclear medicine, enzyme immunoassay and radioimmunoassay techniques are being extended constantly for the analysis of many drugs, hormones and other substances. Where these methodologies are not specifically listed under the compound in question, such tests should be coded under the listing for the specific general methodology. (For immunodiffusion, immunoprecipitin, and counter-immunoelectrophoretic methods other than enzyme and radioimmunoassay techniques,

	Unit Value		Unit Value
86024 RBC antibodies (8-10 cell panel) standard techniques . . . . .	38.0	86075 Blood crossmatch, minor only (plas- ma, Rh immune globulin), includes recipient and donor typing and anti- body screening; first unit . . . . .	44.0
86026 RBC antibodies (8-10 cell panel), with enzyme technique including antihuman globulin . . . . .	52.0	86076 each additional unit . . . . .	27.0
(For absorption and elution, see 86012- 86013, 86019)		(For incompatibility problems, see 86004, 86011-86014, 86016-86026, 86031-86035, 86068-86076)	
86028 saline or high protein, each (Rh, AB, etc.) . . . . .	12.0	(For typing, antibody screening and blood in lieu of crossmatch, see 86017)	
(Anti-DNA, see 86225)		(For blood transfusion, see 36430-36460, 36510, 36660)	
(Anti-deoxyribonuclease titer, see 86215)		86080 Blood typing; ABO only . . . . .	12.0
86031 Antihuman globulin test; direct (Coombs) 1-3 dilutions . . . . .	12.0	86082 ABO and Rho(D) . . . . .	18.0
86032 indirect, qualitative (broad, gamma or nongamma, each) . . . . .	15.0	86090 M N . . . . .	20.0
86033 indirect, titer (broad, gamma or nongamma each) . . . . .	12.0	86095 Blood typing, RBC antigens other than ABO or Rho(D); antiglobulin technique, each antigen . . . . .	10.5
86034 enzyme technique, qualitative . . . . .	30.0	86096 direct, slide or tube, including Rh subtypes, each antigen . . . . .	10.5
86035 drug sensitization, identification (e.g., penicillin) . . . . .	75.0	86100 Blood typing; Rho(D) only . . . . .	12.0
(For antibody detection (screening), see 86016, 86017)		86105 Rh genotyping, complete . . . . .	45.0
(Antihyaluronidase titer, see 86315)		(For Rho variant Du, see 86095)	
86038 <u>Antinuclear antibodies (ANA), RIA . . . . .</u>	55.0	86115 anti-Rh immuno-globulin testing (Rhogam type) . . . . .	68.0
(Antinuclear antibodies, <u>fluorescent tech- nique</u> , see 86255, 86256)		86120 special (Kell, Duffy, etc.) . . . . .	BR+
86045 Antistreptococcal carbohydrate, anti- A CHO . . . . .	40.0	86128 Blood autotransfusion, including col- lection, processing and storage . . . . .	45.0
(Antistreptococcal antibody, anti-DNAse, see 86215)		(For nondonor phlebotomy, see 96450)	
(Antistreptokinase titer, see 86590)		86129 Blood component processing not otherwise specified . . . . .	30.0
86060 Anti-streptolysin O titre . . . . .	20.0	86131 Blood unit for direct transfusion, up to 50 ml. . . . .	BR
86063 screen . . . . .	10.0	86134 Blood unit for transfusion; processing by blood bank, includes collection . . .	BR
86064 <u>Antitrypsin, alpha-1; RIA . . . . .</u>	20.0	86138 replacement . . . . .	BR
86066 ( <del>Antitrypsin, alpha-1, determina- tion</del> ;) Pi (Protease inhibitor) typing . . . . .	20.0	86139 splitting, open or closed, system, each . . . . .	BR
86067 ( <del>Antitrypsin, alpha-1, determina- tion</del> ;) <u>other method (specify) . . . . .</u>	20.0	(Bovine milk antibody, see 86008, 86009)	
(Autoagglutinins, see 86282, 86283)		(Brucellosis, see 86000-86002, 86470)	
(Autoantibodies, see specific antigens)		86140 C-reactive protein . . . . .	20.0
(Blastomycosis, see 86006-86009, 86460)		(Candidiasis, see 86008)	
86068 Blood, cross match, complete standard technique, includes typing and anti- body screening of recipient and donor; first unit . . . . .	60.0	86149 Carcinoembryonic antigen; gel diffu- sion . . . . .	60.0
86069 each additional unit . . . . .	45.0	86151 RIA . . . . .	60.0
86072 Blood crossmatch; enzyme technique . . . . .	10.5	(Cat scratch disease, see 86171, 86480)	
86073 screening for compatible unit saline and/or high protein . . . . .	26.0	86155 Chemotaxis assay, specify method . . .	BR
86074 antiglobulin technique . . . . .	15.0	(Coccidioidomycosis, see 86006-86009, 86171, 86490)	
(For enzyme technique, see 86018)		(Cold agglutinin or hemolysin, see 86006- 86013, 86282, 86283)	

	Unit Value		Unit Value
86158 Complement; C'1 esterase . . . . .	52.0	(Fluorescent technique for antigen identification in tissue, see 88345)	
86159 C'2 esterase . . . . .	52.0		
86162 total (CH 50) . . . . .	70.0	(Frei test, see 86530)	
(For complement fractions, quantitative, see 86329)		86265 Frozen blood, preparation for freezing, each unit including processing and collection; . . . . .	BR
86171 Complement fixation tests, each (e.g., cat scratch fever, coccidioidomycosis, histoplasmosis, leptospirosis, psittacosis, rubella, streptococcus MG, syphilis) - specify test . . . . .	40.0	86266 with thawing . . . . .	BR
(Coombs test, see 86031-86035)		86267 with freezing and thawing . . . . .	BR
86185 Counterelectrophoresis, each antigen .	24.0	(FTA, see 86650)	
(For HAA, see 86285, 86286)		(Gc grouping, see 86335)	
(Crossmatch, see 86068-86076)		(Gel (agar) diffusion tests, see 86331)	
86201 Cryoprecipitate, preparation; each unit . . . . .	30.0	(Gm grouping, see 86335)	
86202 with thawing and pooling, each unit . . . . .	1.5	(Gonadotropins, chorionic, see 82996-82998)	
(Cryptococcosis, see 86008, 86009, 86255, 86256)		86272 Globulin, gamma 1 ml . . . . .	BR
(Cysticercosis, see 86280)		86273 Globulin Rh immune, 1 ml . . . . .	60.0
86209 Cytotoxic testing . . . . .	BR	86274 Globulin vaccinia, immune, 1 ml . . . .	BR
86215 Deoxyribonuclease, antibody . . . . .	36.0	((HAA, see 86285-86287))	
86225 Deoxyribonucleic acid (DNA) antibody . . . . .	36.0	(Gm grouping, see 86335)	
(Diphtheria, see 86280)		(Gonadotropins, chorionic, see 82996-82998)	
(Direct antiglobulin test (Coombs), see 86031)		86277 <u>Growth hormone, human (HGH), antibody, RIA . . . . .</u>	BR
(Donath-Landsteiner screen, see 86008, 86009)		(Ham test, see 86281)	
(Drug sensitization, RBC, see 86035)		86280 Hemagglutination inhibition tests (HAI), each (e.g., amebiasis, rubella, viral) . . . . .	60.0
(Echinococcosis, see 86171, 86280, 86500)		86281 Hemolysins, acid (for paroxysmal hemoglobinuria) (Ham test) . . . . .	24.0
(Eosinophils, microscopic examination for, in various body fluids, see 89180)		86282 Hemolysins and agglutinins, auto, screen, each; . . . . .	30.0
86235 Extractable nuclear antigen (ENA), antibody . . . . .	30.0	86283 incubated with glucose (e.g., ATP)	75.0
86240 Factor VIII; concentrate, lyophilized unit, 100 units . . . . .	BR	(Cold, see 86006-86009, warm 86004, acid 86281)	
86241 dilution, each bottle . . . . .	3.0	86285 (( <del>Hepatitis associated agent (Australian antigen)(HAA);</del> ) <u>Hepatitis B surface antigen (HB<sub>s</sub>Ag) (Australian antigen, HAA); counterelectrophoresis method . . . . .</u>	18.0
(For cryoprecipitate, see 86201, 86202)		86286 <u>counterelectrophoresis with concentration of serum . . . . .</u>	24.0
86243 Fc receptor assay, specify method . . .	BR	86287 <u>RIA method . . . . .</u>	36.0
86244 <u>Feto-protein, alpha-1, RIA . . . . .</u>	57.0	(For gel diffusion technique, see 86331; CF, see 86171; HAI, see 86280)	
(Feto-protein, immunodiffusion method, alpha-1, see 86329)		86288 <u>Hepatitis B core antigen (HB<sub>c</sub>Ag), RIA . . . . .</u>	BR
86245 Fibrinogen, unit . . . . .	82.0	86289 <u>Hepatitis B core antibody (HB<sub>c</sub>Ab), RIA . . . . .</u>	BR
(Filariasis, see 86280)		86291 <u>Hepatitis B surface antibody (HB<sub>s</sub>Ab), RIA . . . . .</u>	BR
86255 Fluorescent antibody; screen . . . . .	24.0		
86256 titer . . . . .	36.0		

	Unit Value		Unit Value
86293		Hepatitis Be antigen (HB <sub>Ag</sub> ), RIA .	BR
86295		Hepatitis Be antibody (HB <sub>Ab</sub> ), RIA	BR
86296		Hepatitis A antibody (HAAb), RIA .	BR
86297		Hepatitis A virus antibody (HAVAb), RIA . . . . .	BR
86300	20.0	Heterophile antibodies, screening (in- cludes mono-type test) slide or tube .	
86305	30.0	quantitative titer . . . . .	
86310	30.0	plus titers after absorption, beef cells and guinea pig kidney . . . . .	
		(Histoplasmosis, see 86006-86009, 86171)	
		(HLA typing, see 86597)	
		(For hormones, see individual alphabetic listing in chemistry section)	
86315	30.0	Hyaluronidase, antibody . . . . .	
86320	100.0	Immuno-electrophoresis, serum, each specimen (plate) . . . . .	
86325	100.0	other fluids (e.g., urine) with con- centration, each specimen . . . . .	
86329	30.0	Immunodiffusion; quantitative, each IgA, IgD, IgG, IgM, ceruloplasmin, transferrin, alpha-1 feto protein, al- pha-2, macroglobulin, complement fractions, alpha-1 antitrypsin, or other (specify) . . . . .	
86331	30.0	gel diffusion, qualitative (Ouchterlony) . . . . .	
		(For ceruloplasmin by chemical method, see 83290)	
		(IgE, RIA, see 82785; RIST, see 86358)	
86335	BR	Immunoglobulin typing (Gc, Gm, Inv), each . . . . .	
		(Insulin antibody, see 86016)	
86337	BR	Insulin antibodies, RIA . . . . .	
86338	32.0	Insulin factor antibodies, RIA . . . . .	
86340	32.0	Intrinsic factor antibodies, RIA . . . . .	
		(Intrinsic factor, antibody (fluorescent), see 86255, 86256)	
		(Inv grouping, see 86335)	
		(Kveim test, see 86565)	
		(Latex fixation, see individual antigen or antibody; also 86006, 86007)	
		(LE cell preparation, see 85544)	
		(LE factor, see 86006, 86007, 86255, 86256)	
		(Leishmaniasis, see 86280)	
		(Leptospirosis, see 86006-86009, 86171)	
		(Leukoagglutinins, see 86013, 86021)	
86343	BR	Leukocyte histamine release test (LHR) . . . . .	
86344		Leukocyte phagocytosis . . . . .	BR
86345		Leukocyte poor blood, nylon filter preparation, including collection and processing . . . . .	82.5
86346		Leukocyte poor blood, invert spin preparation; including collection and processing . . . . .	67.5
86347		not including collection and pro- cessing . . . . .	9.0
86349		Leukocyte transfusion (leukapheresis)	BR
		(Lymphocyte culture, see 86353)	
86351		Lymphocyte storage, liquid nitrogen, including preparation . . . . .	BR
86353		Lymphocyte transformation, PHA or other . . . . .	120.0
86357		Lymphocytes; T & B differentiation..	165.0
86358		B-cell evaluation . . . . .	BR
		(Malaria, see 86171, 86280, 87207)	
86365		Mast cell degranulation test (MDT) .	BR
		(Melioidosis, see 86280)	
86376		Microsomal antibody (thyroid); RIA .	BR
86377		((Microsomal antibody (thyroid))) other method (specify) . . . . .	30.0
86378		Migration inhibitory factor test (MIF) . . . . .	BR
		(Milk antibody, anti-bovine, see 86008- 86009)	
		(Mitochondrial antibody, liver, see 86255)	
		(Mononucleosis screening slide, see 86006- 86007)	
86382		Neutralization test, viral . . . . .	BR
86384		Nitroblue tetrazolium dye test (NTD) . . . . .	BR
		(Ouchterlony diffusion, see 86331)	
		(Parietal cell antibody, see 86255, 86256)	
86385		Paternity testing, ABO + Rh factors + MN (per individual); . . . . .	37.5
86386		each additional antigen system . . . .	15.0
		(Penicillin antibody RBC, see 86035)	
86388		Plasma, single donor, fresh frozen . . .	BR
86389		Plasmapheresis, each unit . . . . .	75.0
86391		Plasma protein fraction unit . . . . .	BR
		(Platelet antibodies (agglutinins), see 86014)	
86392		Platelet concentrate; preparation . . . .	45.0
86393		mix and pool, each unit . . . . .	1.5
86398		Platelet rich plasma, preparation . . . .	36.0
86402		Precipitin determination, gel diffusion, in aspergillosis, bagassosis, farmer lung, pigeon breeder disease, silo filler disease, other alveolitis (specify) . . . .	BR



86999	Unlisted immunology procedure . . . . .	BR	Unit Value
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**AMENDATORY SECTION** (Amending Order 81-28, filed 11/30/81, effective 1/1/82)

WAC 296-23-228 **ANATOMIC PATHOLOGY.**

			Unit Value
<b>POSTMORTEM EXAMINATION</b>			
(Procedures 88000 through 88099 represent physician services only. See modifier -90 for outside laboratory services.)			
88000	Necropsy (autopsy) without CNS, gross examination only . . . . .	400.0	
88005	with brain . . . . .	500.0	
88007	with brain and spinal cord . . . . .	600.0	
88012	infant with brain . . . . .	300.0	
88014	stillborn or newborn with brain . . . . .	300.0	
88016	macerated stillborn . . . . .	400.0	
88020	Necropsy (autopsy) without CNS, gross and microscopic examination . . . . .	800.0	
88025	with brain . . . . .	900.0	
88027	with brain and spinal cord . . . . .	1000.0	
88028	infant with brain . . . . .	700.0	
88029	stillborn or newborn with brain . . . . .	700.0	
88036	Necropsy (autopsy), limited, gross and/or microscopic; regional . . . . .	BR	
88037	single organ . . . . .	BR+	
88040	Necropsy (autopsy); forensic examination . . . . .	BR	
88045	coroner's call . . . . .	BR	
88099	Unlisted necropsy (autopsy) procedure . . . . .	BR	

**CYTOPATHOLOGY**

88104	Cytopathology, fluids, washings or brushings, with centrifugation except cervical or vaginal; smears and interpretation . . . . .	45.0
88106	filter method only with interpretation . . . . .	45.0
88107	smears and filter preparation with interpretation . . . . .	60.0
88109	smears and cell block with interpretation . . . . .	90.0
(For cervical or vaginal smears, see 88150)		
(For cell block only, see 88302)		
(For gastric intubation with lavage, see 89130-89141, 91055)		
(For x-ray localization, see 74340)		
88125	Cytopathology, forensic (e.g., sperm) . . . . .	75.0
88130	Sex chromatin identification; (Barr bodies) . . . . .	40.0

88140	peripheral blood smear, polymorphonuclear "drum sticks" . . . . .	40.0	Unit Value
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(For guard stain, see 88313)

88150	Cytopathology, smears, cervical or vaginal (e.g., Papanicolaou), screening and interpretation, up to three smears; . . . . .	30.0
88155	with definitive hormonal evaluation (e.g., maturation index, karyopyknotic index, estrogenic index) . . . . .	40.0
88160	Cytopathology, any other source (e.g., sputum), screening and interpretation . . . . .	36.0

(For aerosol collection of sputum, see 89350)

(For special stains, see 88312, 88313)

88199	Unlisted cytopathology procedure . . . . .	BR
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(For electron microscopy, see 88348, 88349)

**CYTOGENETIC STUDIES**

88260	Chromosome analysis; lymphocytes, count 1-4 cells, screening . . . . .	180.0
88261	count 1-4 cells, 1 karyotype . . . . .	375.0
88262	count 1-20 cells for mosaicism, 2 karyotypes . . . . .	525.0
88265	Chromosome analysis; myeloid cells, 2 karyotypes (Philadelphia chromosome) . . . . .	225.0
88267	amniotic fluid, count 1-4 cells, 1 karyotype . . . . .	600.0
88268	skin, count 1-4 cells, 1 karyotype . . . . .	600.0
88270	other tissue cells, count 1-4 cells, 1 karyotype . . . . .	BR
88280	additional karyotyping . . . . .	75.0
88285	additional cells counted . . . . .	15.0
88299	Unlisted cytogenetic study . . . . .	BR

**SURGICAL PATHOLOGY**

(Procedures 88300 through 88399 include accession, handling and reporting)

88300	Surgical pathology, gross examination only . . . . .	20.0
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NOTE: Only one of the numbers 88302-88309 should be used in reporting specimens (single or multiple) that are removed during a single surgical procedure.

88302	Surgical pathology, gross and microscopic; examination for identification and record purposes (e.g., uterine tubes, vas deferens, sympathetic ganglion) . . . . .	60.0
88304	diagnostic exam, small or uncomplicated specimen (e.g., skin	

	Unit Value
88305	75.0
88307	105.0
88309	150.0
88311	BR
88312	12.0
88313	25.0
88314	12.0
88316	BR
88317	BR
88321	BR
88323	140.0
88325	BR
88329	BR+
88331	100.0
88332	90.0
	30.0
(For permanent paraffin section, see 88302-88309)	
88345	BR
88348	BR
88349	BR
88360	200.0
88370	BR
88399	BR

**AMENDATORY SECTION** (Amending Order 70-12, filed 12/1/70, effective 1/1/71)

WAC 296-23-315 **TREATMENT OF UNRELATED CONDITIONS.** Treatment or surgery for unrelated conditions, while the injured workman is hospitalized are not usually allowed. When such unrelated treatment is permitted by the department or self-insurer, the requesting doctor must identify which services are needed due to the industrial injury and which are needed due to the unrelated conditions. Diagnostic

tests and/or treatment for unrelated conditions directly affecting recovery of the industrial condition may be given consideration as outlined under WAC 296-20-055.

Diagnostic tests and studies ordered by the attending physician as a part of the initial care and diagnosis of an industrial injury, will be allowed.

**AMENDATORY SECTION** (Amending Order 81-28, filed 11/30/81, effective 1/1/82)

WAC 296-23-356 **BILLING PROCEDURES.** (1) Bills for hospital services can be submitted on department or UB-16 bill forms. The self-insurer may accept other bill forms. Regardless of form used, the following information must appear: Claim number, claimant name and address, worker's social security number (if available), employer name, date of injury, diagnosis or nature of injury, date of service, and description of service rendered. If UB-16 forms are used, summarize charges by revenue codes as per UB-16 instructions. Itemized detail of summary charges must be attached.

(2) For a bill to be considered for payment, it should be received by the department or self-insurer within ninety days from the date of service.

(3) Supporting documentation of services rendered must be attached to billings. The reports needed are:

- (a) X-ray findings
- (b) Laboratory findings
- (c) Diagnostic study findings
- (d) Emergency room reports
- (e) Admission history and physical
- (f) Discharge summary for stays over 48 hours
- (g) Operative report
- (h) Physical therapy notes
- (i) Occupational therapy notes.

(4) The department or the self-insurer may reject bills for services rendered in violation of the medical aid rules.

(5) The emergency room will be considered the office for those physicians providing regular emergency room care to the hospital, and fees will be allowed on this basis.

(6) Call back between 6 p.m. and 8 a.m. provided that laboratory, x-ray and surgical staff are normally not on duty during this period of time will be billed at commission approved rates.

(7) The claim number must be placed on each bill and on each page of attached documents in the upper right hand corner.

**AMENDATORY SECTION** (Amending Order 81-28, filed 11/30/81, effective 1/1/82)

WAC 296-23-615 **OFFICE VISITS AND SPECIAL SERVICES.**

**DEFINITIONS:**

Routine office visit: A level of service pertaining to the evaluation and treatment of a condition requiring only an abbreviated history and exam, i.e.:

- (1) Palpation, exam and adjustment of one or more areas.

(2) Brief exam and no adjustment.

Extended office visit: A level of service pertaining to an evaluation of patient with a new or existing problem requiring a detailed history, review of records, exam, and a formal conference with patient or family to evaluate and/or adjust therapeutic treatment management and progress.

Comprehensive office visit: A level of service pertaining to an indepth evaluation of a patient with a new or existing problem, requiring development or complete re-evaluation of treatment data; includes recording of chief complaints and present illness, family history, past treatment history, personal history, system review; and a complete exam to evaluate and determine appropriate therapeutic treatment management and progress.

REPORTING:

Reporting requirements are outlined in WAC 296-20-06101. The department or self-insurer will accept a brief narrative report of treatment received and the patient's progress as supporting documentation for billings in lieu of routine follow-up office notes.

CHIROPRACTIC MODIFIERS:

-22 Unusual services: When treatment services provided are greater than that usually required for listed procedures. Use of this modifier must be based on the injured worker's need for extended or unusual care. A report is required; the modifier -22 should be added to the procedure number.

-52 Reduced services: Under certain circumstances no treatment may be given, in these cases the procedure should be reduced ((by 10 units)) and modifier -52 should be added to the procedure number.

MATERIAL SUPPLIED BY DOCTOR:

Department or self-insurer will reimburse the doctor for materials supplied, i.e. cervical collars, heel lifts, etc., at cost only. In addition, a handling fee, not to exceed five percent of the wholesale cost of the item, will be paid. See RCW 19.68.010, professional license statutes. Use procedure number C99070.

SPECIAL SERVICES:

The following services are generally part of the basic services listed in the maximum fee schedule but do involve additional expenses to the chiropractor for materials, for his time or that of his employees. These services are generally provided as an adjunct to common chiropractic services and should be used only when circumstances clearly warrant an additional charge over and above the usual charges for the basic services.

	Unit Value
C90001 Completion of report of accident . . .	12.0
C90097 Completion of reopening application . . . . .	12.0
C99032 Mileage, one way, each mile beyond 7 mile radius of point of origin (office or home), per mile . . . . .	2.0

Unit Value

C99040 Completion of disability card . . . . .	2.0
C99052 Services requested between ((6:00)) 10:00 p.m. and 8:00 a.m. in addition to basic services, provided the office is closed during this period of time . . . . .	12.0
C99054 Services requested on Sundays and holidays in addition to basic services provided office is closed . . . . .	12.0
C99070 Supplies, materials provided by doctor. Bill at cost . . . . .	BR
C99080 Special report requested by the agency or 60-day report (see WAC 296-20-06101) . . . . .	BR

INITIAL VISIT

C90000 Routine examination, history, chiropractic adjustment and submission of a report . . . . .	20.0
C90017 Extended office visit including treatment - report required . . . . .	30.0
C90020 Comprehensive office visit including treatment - report required in addition to the report of accident . . . . .	40.0

FOLLOW-UP VISITS

C90050 Office visit including chiropractic adjustment . . . . .	16.0
C90070 Extended office visit including treatment - report required . . . . .	30.0

AMENDATORY SECTION (Amending Order 80-29, filed 12/23/80, effective 3/1/81)

WAC 296-23-715 MODALITIES.

Unit Value

<del>((P97000 One of the following modalities to one area . . . . .</del>	<del>12.0</del>
<del>(a) Hot or cold packs</del>	
<del>(b) Traction, mechanical</del>	
<del>(c) Electrical stimulation (unattended)</del>	
<del>(d) Vasopneumatic devices</del>	
<del>(e) Paraffin bath</del>	
<del>(f) Microwave</del>	
<del>(g) Whirlpool</del>	
<del>(h) Diathermy</del>	
<del>(i) Infrared</del>	
<del>(j) Ultra violet</del>	
<del>(k) Biofeedback))</del>	

Physician or therapist is required to be in constant attendance.

(97000 has been deleted. To report, use 97010-97039)

<u>P97010 Physical medicine treatment to one area; hot or cold packs . . . . .</u>	<u>12.0</u>
<u>P97012 traction, mechanical . . . . .</u>	<u>12.0</u>

	Unit Value
<u>P97014</u> electrical stimulation (unattend- ed) .....	12.0
<u>P97016</u> vasopneumatic devices .....	12.0
<u>P97018</u> paraffin bath .....	12.0
<u>P97020</u> microwave .....	12.0
<u>P97022</u> whirlpool .....	12.0
<u>P97024</u> diathermy .....	12.0
<u>P97026</u> infrared .....	12.0
<u>P97028</u> ultraviolet .....	12.0
<u>P97039</u> unlisted modality (specify) .....	12.0
<u>P97050</u> Two or more modalities to the same area .....	13.0

**AMENDATORY SECTION** (Amending Order 80-29, filed 12/23/80, effective 3/1/81)

WAC 296-23-720 **PROCEDURES.** (Therapist is required to be in constant attendance.)

	Unit Value
<del>((P97100 One of the following procedures to one area, initial 30 minutes .....</del>	<del>16.0</del>
<del>(a) Therapeutic exercises</del>	
<del>(b) Neuromuscular re-education</del>	
<del>(c) Functional activities</del>	
<del>(d) Gait training</del>	
<del>(e) Electrical stimulation (manual)</del>	
<del>(f) Traction, manual</del>	
<del>(g) Massage</del>	
<del>(h) Contrast baths</del>	
<del>(i) Ultrasound</del>	
<del>(j) Biofeedback</del>	
<u>P97101</u> Each additional 15 minutes .....	5.0))
<u>(97100 has been deleted. To report, use 97110-97139)</u>	
<u>(97101 has been deleted. To report, use 97145)</u>	
<u>P97110</u> Physical medicine treatment to one area, initial 30 minutes; therapeutic exercises .....	16.0
<u>P97112</u> neuromuscular reeducation .....	16.0
<u>P97114</u> functional activities .....	16.0
<u>P97116</u> gait training .....	16.0
<u>P97118</u> electrical stimulation (manual)...	16.0
<u>P97122</u> traction, manual .....	16.0
<u>P97124</u> massage .....	16.0
<u>P97126</u> contrast baths .....	16.0
<u>P97128</u> ultrasound .....	16.0
<u>P97139</u> unlisted procedure (specify) .....	16.0
<u>P97145</u> Physical medicine treatment to one area, each additional 15 minutes ...	5.0
<u>P97200</u> Combination of any modality(s) and procedure(s), initial 30 minutes ....	16.0
<u>P97201</u> Each additional 15 minutes .....	5.0
<u>P97220</u> Hubbard tank, initial 30 minutes ...	24.0

	Unit Value
<u>P97221</u> Each additional 15 minutes (maxi- mum allowance, one hour) .....	5.0
<u>P97240</u> Pool therapy or hubbard tank with therapeutic exercises, initial 30 min- utes .....	30.0
<u>P97241</u> Each additional 15 minutes (maxi- mum allowance, one hour) .....	6.0
<u>P97250</u> Sterile technique (severe burn cases and open draining areas requiring sterile bandages and dressings) .....	6.0
<u>P97500</u> Orthotics training (dynamic bracing, splinting, etc.) upper extremities, ini- tial 30 minutes .....	24.0
<u>P97501</u> each additional 15 minutes .....	12.0
<u>P97520</u> Prosthetic training, initial 30 min- utes .....	24.0
<u>P97521</u> each additional 15 minutes .....	12.0
<u>P97540</u> Activities of daily living (ADL) and diversional activities, initial 30 min- utes .....	24.0
<u>P97541</u> each additional 15 minutes .....	12.0

**AMENDATORY SECTION** (Amending Order 80-29, filed 12/23/80, effective 3/1/81)

WAC 296-23-725 **TESTS AND MEASUREMENTS.**

	Unit Value
<u>P97700</u> One of the following tests or mea- surements with report, initial 30 minutes. ....	24.0
(a) Orthotic "check-out"	
(b) Prosthetic "check-out"	
(c) Activities of daily living "check-out"	
(d) Biofeedback evaluation	
(e) Physical capacities evaluation	
<u>P97701</u> Each additional 15 minutes .....	12.0
<u>P97720</u> Extremity testing for strength, dex- terity or stamina, initial 30 minutes .	24.0
<u>P97721</u> Each additional 15 minutes .....	12.0
<u>P97740</u> Kinetic activities to increase coord- ination, strength and/or range of motion, one area (i.e., any two ex- tremities or trunk), initial 30 min- utes .....	24.0
<u>P97741</u> Each additional 15 minutes .....	12.0
<u>P97752</u> Muscle testing, torque curves during isometric and isokinetic exercise (e.g., by use of Cybex machine) ....	24.0

**NURSING**

**AMENDATORY SECTION** (Amending Order 80-29, filed 12/23/80, effective 3/1/81)

WAC 296-23-900 **NURSE PRACTITIONER))  
LICENSED NURSING RULES.** (1) Registered nurses

and licensed practical nurses may perform private duty nursing care in industrial injury cases when the attending physician deems this care necessary. (See WAC ((296-20-194)) 296-20-091 for home nursing rules.)

(2) Certified registered nurses (CRNs) may perform advanced and specialized levels of nursing care on a fee for service basis in industrial injury cases within the limitations of subsections (3) and (4) of this section.

(3) Advance approval must be obtained from the department to treat industrial injury cases. To be eligible to treat industrial injuries, the registered nurse ((practitioner)) must:

(a) Be recognized by the Washington state board of nursing as a certified registered nurse (CRN).

(b) Provide the department with evidence of a reliable and rapid system of obtaining physician consultation.

(4) The scope of practice for ((nurse practitioners)) certified registered nurses under the industrial insurance program is limited to the following, based on CRN speciality as approved by the state board of nursing:

(a) Preparing reports of accident and progress reports for the supervising physician's signature.

(b) Emergency treatment of serious injuries to include initial wound care, administration of medication and support of life functions.

(c) Treatment of minor injuries to include suturing of minor lacerations not involving tendons, nerves or bones.

(d) Removal of sutures.

(e) Removal of foreign bodies from eyes.

(f) Removal of slivers or foreign bodies where bones, nerves and tendons are not involved.

(g) Prescribing legend drugs when so authorized by state board of nursing.

(h) Nursing type follow-up care (i.e., dressing changes, etc.)

(i) Accompanying ambulance to the site of injury and/or to the hospital with the injured workman.

(j) Home visits to evaluate claimant's condition when attendant care is being rendered for the injured worker by persons other than the nurse practitioner, may be authorized when the request is received in advance of the visit.

(k) Administration of biofeedback as per WAC 296-21-0501.

**(5) BILLING PROCEDURES**

Billing procedures outlined in WAC 296-20-125 apply. Certified registered nurses must obtain payee account numbers from the department.

**VOCATIONAL SERVICES**

**AMENDATORY SECTION** (Amending Order 82-39, filed 11/29/82, effective 1/1/83)

WAC 296-23-9408 ✓ **VOCATIONAL FEE SCHEDULE.**

Code

((V10001) Professional time - full service providers \$48.00/hour  
(Includes initial assessment/evaluation, vocational counseling, testing - administration and interpretation, job development and placement, coordination of services, telephone contact with doctor, monitoring of rehab plan, and follow-up:))

Professional time - full service providers

V10101	Initial assessment/evaluation	\$48.00/hour
V10102	Vocational counseling	\$48.00/hour
V10103	Testing - administration and interpretation	\$48.00/hour
V10104	Plan development	\$48.00/hour
V10105	Job development	\$48.00/hour
V10106	Job analysis	\$48.00/hour
V10107	Job placement	\$48.00/hour
V10108	Coordination of services	\$48.00/hour
V10109	Telephone contact with doctor	\$48.00/hour
V10110	Monitoring of rehabilitation plan	\$48.00/hour
V10111	Follow-up	\$48.00/hour

((V10002))  
V10202 Travel and waiting time (waiting time limited to one hour) If more than one client is being seen in the area, travel time must be split among ALL clients. \$25.00/hour

((V10003))  
V10303 Mileage 18.5¢/mile  
If more than one client is being seen in the area, mileage must be split among ALL clients seen.

((V10004))  
V10404 Group sessions (2 to 5/group) \$22.00/hour  
(workshops; job clubs; counseling sessions) Maximum of 40 billable hours.

((V10005))  
V10505 Group sessions (6 to 10/group) \$18.00/hour  
Maximum of 50 billable hours.

((V10006))  
V10606 Placement - employment agency providers only \$35.00/hour  
Maximum of two hours assessment of placement potential includes report to department or VRC.

((V10007))  
V10707 Placement - employment agency providers only \$300.00/flat fee  
Flat fee paid on placement.

((V10008))  
V10808 Placement - employment agency providers only \$900.00/flat fee  
Flat fee paid sixty days post-placement when worker has been continuously employed for sixty days.

((V10009))  
V10909 Court testimony - ALL PROVIDERS To be arranged between provider and attorney general's office.

CHILD CARE VOCATIONAL REHABILITATION PROGRAM

The department will authorize child care as part of a department approved vocational rehabilitation program. Payment for child care services will be made to licensed day care providers or family members other than the injured worker or his/her spouse.

	Units
V20040 Hourly rate per child six hours or less - licensed day care.	1.1
V20050 Daily rate per child seven to nine hours - licensed day care.	7.5
V20060 Hourly rate per child six hours or less - nonlicensed provider.	0.9
V20070 Daily rate per child seven to nine hours - nonlicensed provider.	6.4

**DENTAL**

**NEW SECTION**

WAC 296-23-412 ✓ **GENERAL INFORMATION AND INSTRUCTIONS.** (1) The department or self-insurer is responsible only for repair or replacement of teeth injured or prosthodontics broken as a result of an industrial injury.

(2) Information pertaining to industrial claims is explained in WAC 296-20-010.

(3) Information pertaining to reports of accident is outlined in WAC 296-20-025.

(4) Information pertaining to the care of injured workers is explained in WAC 296-20-110.

(5) An estimate of cost is not needed prior to authorization of dental work unless indicated due to the extensive nature of the dental work. The department or self-insurer reserves the right to review all charges billed.

(6) Billing instructions are listed in WAC 296-20-125. Bills for services must be itemized, specifying tooth numbers and materials used. No services will be paid on rejected or closed claims except those rendered in conjunction with a reopening application.

### NEW SECTION

#### WAC 296-23-421 **DIAGNOSTIC SERVICES.**

- 00110 Initial oral examination
- 00120 Periodic oral examination
- 00130 Emergency oral examination

#### Radiographs

- 00210 Intraoral—complete series (including bite-wings)
- 00220 Intraoral periapical—single, first film
- 00230 Intraoral periapical—each additional film
- 00272 Bite-wing—two films
- 00274 Bite-wing—four films
- 00330 Panoramic—maxilla and mandible film
- 00470 Diagnostic casts.

### NEW SECTION

#### WAC 296-23-430 **PREVENTIVE SERVICES.**

#### Dental prophylaxis

- 01110 Adults
- 01120 Children

#### Fluoride treatments

- 01201 Topical application of fluoride (including prophylaxis)—children

#### Space management therapy

- 01510 Fixed—unilateral type

### NEW SECTION

#### WAC 296-23-440 **RESTORATIVE SERVICES.**

#### Amalgam restorations (including polishing)

- 02110 Amalgam—one surface, deciduous
- 02120 Amalgam—two surfaces, deciduous
- 02130 Amalgam—three surfaces, deciduous
- 02140 Amalgam—one surface, permanent
- 02150 Amalgam—two surfaces, permanent
- 02160 Amalgam—three surfaces, permanent
- 02161 Amalgam—four or more surfaces, permanent

#### Silicate restorations

- 02210 Silicate cement per restoration

#### Acrylic or plastic or composite restorations

- 02310 Acrylic or plastic or composite resin
- 02335 Acrylic or plastic or composite resin (involving incisal angle)

#### Gold inlay restorations

- 02520 Inlay—gold, two surfaces
- 02530 Inlay—gold, three surfaces
- 02540 Onlya—per tooth (in addition to foregoing)

#### Crowns—single restoration only

- 02720 Plastic with gold
- 02740 Porcelain
- 02750 Porcelain with gold
- 02790 Gold (full cast)
- 02810 Gold (3/4 cast)
- 02830 Prefabricated stainless steel—primary
- 02891 Cast post and core in addition to crown
- 02892 Prefabricated post and core in addition to crown

#### Other restorative services

- 02920 Recement crowns
- 02940 Fillings (sedative)
- 02950 Crown buildup, pin retained.

### NEW SECTION

#### WAC 296-23-450 **ENDODONTICS.**

#### Pulp capping

- 03110 Pulp cap—direct (excluding final restoration)

#### Pulpotomy (excluding final restoration)

- 03220 Vital pulpotomy

#### Root canal therapy (includes treatment plan, clinical procedures, and follow-up care)

- 03310 Anterior (excludes final restoration)
- 03320 Bicuspoid (excludes final restoration)
- 03330 Molar (excludes final restoration)

#### Periapical services

- 03410 Apicoectomy—performed as separate surgical procedure (per root).

### NEW SECTION

#### WAC 296-23-460 **PERIODONTICS.**

- 04210 Gingivectomy or gingivoplasty—per quadrant
- 04220 Gingival curettage—per quadrant
- 04260 Osseous surgery (including flap entry and closure)—per quadrant

#### Adjunctive periodontal services (in conjunction with total periodontal treatment)

- 04330 Occlusal adjustment (limited)
- 04331 Occlusal adjustment (complete)
- 04340 Periodontal scaling and root planing (entire mouth)

04341 Periodontal scaling and root planing—per quadrant.

NEW SECTION

WAC 296-23-470 ✓ **PROSTHODONTICS, REMOVABLE—INCLUDING ROUTINE POSTDELIVERY CARE.**

- 05110 Complete upper
- 05120 Complete lower
- 05130 Immediate upper
- 05140 Immediate lower

Partial dentures—including routine postdelivery care

- 05211 Upper, excluding clasps, acrylic base
- 05212 Lower, excluding clasps, acrylic base
- 05213 Upper—cast chrome base, with acrylic saddles, excluding clasps
- 05214 Lower—cast chrome base, with acrylic saddles, excluding clasps

Additional units for partial dentures

- 05310 Each clasp with rest
- 05320 Each tooth

Repairs to dentures

- 05610 Repair broken complete or partial denture—no teeth damaged
- 05620 Repair broken complete or partial denture—replace one broken tooth
- 05630 Replace additional teeth—each tooth
- 05640 Replace broken tooth on denture—no other repairs
- 05650 Adding tooth to partial denture to replace extracted tooth—each tooth (not involving clasp or abutment tooth)
- 05660 Adding tooth to partial denture to replace extracted tooth—each tooth (involving clasp or abutment tooth)

Denture relining

- 05730 Relining upper or lower complete dentures (office reline)
- 05750 Relining upper or lower complete denture (laboratory).

NEW SECTION

WAC 296-23-480 ✓ **PROSTHODONTICS, FIXED.**

Bridge pontics

- 06210 Cast gold
- 06240 Porcelain fused to gold
- 06250 Plastic processed to gold

Crowns

- 06720 Plastic processed to gold
- 06750 Porcelain fused to gold
- 06780 Gold (3/4 cast)
- 06790 Gold (full cast)

Other prosthetic services

- 06930 Recement bridge.

NEW SECTION

WAC 296-23-490 ✓ **ORAL SURGERY.**

Extractions—includes local anesthesia and routine postoperative care

- 07110 Single tooth
- 07120 Each additional tooth

Surgical extractions—includes local anesthesia and routine postoperative care

- 07210 Surgical removal of erupted tooth, requires elevation of mucoperiosteal flap and removal of bone and/or section of tooth
- 07220 Impaction that requires incision of overlying soft tissue and the removal of the tooth
- 07230 Impaction that requires incision of overlying soft tissue, elevation of a flap, and either removal of bone and tooth or sectioning and removal of the tooth
- 07240 Impaction that requires incision of overlying soft tissue, elevation of a flap, removal of bone, and sectioning of the tooth for removal
- 07250 Root recovery (surgical removal of residual root)

Alveoplasty (surgical preparation of ridge for dentures)

- 07310 Per quadrant—in conjunction with extractions

Anesthesia

- 09220 General.

**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 296-23-495 ✓ **PROFESSIONAL CONSULTATION.**

Professional consultation—diagnostic service provided by physician or dentist other than practitioner providing treatment

- 09310 Consultation—per session.

**WSR 83-16-067  
PROPOSED RULES  
DEPARTMENT OF  
GENERAL ADMINISTRATION  
(Division of Savings and Loan Associations)  
[Filed August 3, 1983]**

Notice is hereby given in accordance with the provisions of RCW 34.04.025, that the Division of Savings and Loan Associations, Department of General Administration, intends to adopt, amend, or repeal rules concerning examination and supervision fees for savings and

loan associations, amending WAC 419-14-020 and adding new sections WAC 419-14-100 and 419-14-110;

that the agency will at 3:00 p.m., Wednesday, September 7, 1983, in the Small Conference Room, First Floor, General Administration Building, Olympia, Washington, conduct a public hearing on the proposed rules.

The adoption, amendment, or repeal of the rules will take place immediately following the hearing.

The authority under which these rules are proposed is RCW 33.28.020.

Dated: August 3, 1983  
By: R. H. "Bob" Lewis  
Supervisor

#### STATEMENT OF PURPOSE

This statement is filed pursuant to RCW 34.04.045.  
WAC 419-14-020.

RCW 33.28.020 requires that the supervisor collect from each savings and loan association the actual cost for examination and supervision of its condition. This regulation establishes the methods of collecting those costs.

WAC 419-14-090 through 419-14-110.

RCW 33.28.020 requires that the supervisor collect from each savings and loan association the actual cost for examination and supervision of its condition. These regulations establish the basis for collecting special and extraordinary fees for services provided in the supervision and examination of savings and loan associations.

These regulations drafted and proposed by R. H. "Bob" Lewis, Supervisor, Division of Savings and Loan, 217-C General Administration Building, Olympia, Washington 98504, Telephone: 753-5597.

The supervisor will be responsible for enforcement of these regulations.

Small Business Economic Impact Statement: The new fees imposed by chapter 419-14 WAC are based solely on the actual hours of work required by the staff of the Division of Savings and Loan and/or the assistant attorney general assigned to the division. The number of hours charged to any one association will be determined by the nature and complexity of the investigation required rather than the size of the respective institution. Compliance with these regulations will not be disproportionate nor create an adverse economic impact for small business under these regulations.

#### AMENDATORY SECTION (Amending Order 82-4, filed 7/7/82)

WAC 419-14-020 COLLECTION OF EXAMINATION AND SUPERVISION COSTS—COLLECTION METHOD. The requirement of RCW 33.28.020 that the supervisor collect from each savings and loan association the actual costs of examinations and supervision shall be met in accordance with the procedures established in this chapter. The fee shall consist of ~~((two))~~ three elements: (1) an hourly charge for the number of hours spent by division personnel in conducting an examination of the association; ~~((and))~~ (2) a semiannual asset charge~~((:))~~; and (3) an hourly charge for the number of hours of extraordinary or special services.

**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.

#### NEW SECTION

WAC 419-14-090 HOURLY CHARGE FOR LEGAL ASSISTANCE. The hourly charge for consultation involving an assistant attorney general shall be assessed at a rate of \$40.00 per hour. Extraordinary legal assistance shall include, but not be limited to, legal research and advice pertaining to granting new charters, acquisition of savings and loan associations, conversions, board meetings requiring legal assistance, and to supervisory hearings and preparation of memorandum opinions which relate to a specific savings and loan association.

#### NEW SECTION

WAC 419-14-100 SUPERVISORY REVIEW OF EXAMINATION. Upon completion of each examination the examiner's report shall be reviewed and an examination letter prepared by administrative personnel. The hourly charge for the review and preparation of the examination letter shall be assessed at the rate of \$30.00 per hour.

#### NEW SECTION

WAC 419-14-110 SPECIAL EXAMINATIONS. Special examination shall be assessed at the rate of \$30.00 per hour per examiner. Special examinations shall include, but not be limited to electronic data processing examinations, special investigations, special examinations involving the division's staff supervisory personnel, and other special examinations and reviews the supervisor deems necessary.

**WSR 83-16-068**  
**PROPOSED RULES**  
**DEPARTMENT OF**  
**GENERAL ADMINISTRATION**  
**(Division of Savings and Loan Associations)**  
[Filed August 3, 1983]

Notice is hereby given in accordance with the provisions of RCW 34.04.025, that the Division of Savings and Loan Associations, Department of General Administration, intends to adopt, amend, or repeal rules concerning examination and supervision fees for credit unions, amending WAC 419-18-020, 419-18-040 and adding new sections WAC 419-18-050, 419-18-060 and 419-18-070;

that the agency will at 2:00 p.m., Wednesday, September 7, 1983, in the Small Conference Room, First Floor, General Administration Building, Olympia, Washington, conduct a public hearing on the proposed rules.

The adoption, amendment, or repeal of the rules will take place immediately following the hearing.

The authority under which these rules are proposed is RCW 31.12.320.

Dated: August 3, 1983  
By: R. H. "Bob" Lewis  
Supervisor

#### STATEMENT OF PURPOSE

This statement is filed pursuant to RCW 34.04.045.  
WAC 419-18-020.

RCW 31.12.320 requires that each credit union pay the actual cost of examination and supervision. This regulation establishes the methods of collecting those costs.

WAC 419-18-040.

RCW 31.12.320 requires that each credit union pay the actual cost of examination and supervision. This regulation establishes the basis for assessment of a semi-annual asset charge.

WAC 419-18-050 through 419-18-070.

RCW 31.12.320 requires that each credit union pay the actual cost of examination and supervision. These regulations establish the basis for assessment of special and extraordinary fees for services provided in the supervision or examination of credit unions.

These regulations drafted and proposed by R. H. "Bob" Lewis, Supervisor, Division of Savings and Loan, 217-C General Administration Building, Olympia, Washington 98504, Telephone: 753-5597.

The supervisor will be responsible for enforcement of these regulations.

AMENDATORY SECTION (Amending Order 82-5, filed 6/7/82)

WAC 419-18-020 COLLECTION OF EXAMINATION AND SUPERVISION COSTS—COLLECTION METHOD. The requirement of RCW 31.12.320 that the supervisor collect from each credit union the actual costs of examinations and supervision shall be met in accordance with the procedures established in this chapter. The fee shall consist of ~~((two))~~ three elements: (1) an hourly charge for the number of hours spent by division personnel in conducting an examination of the credit union, ~~((and))~~ (2) a semiannual asset charge~~(-)~~, and (3) an hourly charge for the number of hours of extraordinary or special services.

AMENDATORY SECTION (Amending Order 82-5, filed 6/7/82)

WAC 419-18-040 SEMIANNUAL ASSET CHARGE. The semiannual asset charge will be assessed at a rate of three and ~~((one-quarter))~~ one-half cents per thousand dollars of total assets, computed on assets as of June 30 and December 31 of each calendar year, and payable no later than July 15 and January 15 next following the respective assessment dates. Those credit unions the total assets of which are less than two hundred thousand dollars as of a particular assessment date shall not be required to pay an asset charge for the semiannual period immediately preceding such assessment date.

NEW SECTION

WAC 419-18-050 HOURLY CHARGE FOR EXTRAORDINARY LEGAL ASSISTANCE. The hourly charge for consultation involving an assistant attorney general shall be assessed at the rate of \$40.00 per hour. Extraordinary legal assistance shall include, but not be limited to, auditing committee meetings and board meetings requiring legal assistance, and to supervisory hearings and preparation of memorandum opinions which relate to a specific credit union.

NEW SECTION

WAC 419-18-060 SUPERVISORY REVIEW OF EXAMINATIONS. Upon completion of each examination the examiner's report shall be reviewed and an examination letter prepared by administrative personnel. The hourly charge for the review and preparation of the examination letter shall be assessed at the rate of \$30.00 per hour.

NEW SECTION

WAC 419-18-070 SPECIAL EXAMINATIONS. Special examinations shall be assessed at the rate of \$30.00 per hour, per examiner. Special examinations shall include, but not be limited to electronic data processing examinations, special investigations, special examinations involving the division's staff supervisory personnel, and other special examinations and reviews the supervisor deems necessary.

WSR 83-16-069

PROPOSED RULES

DEPARTMENT OF TRANSPORTATION

[Filed August 3, 1983]

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 WAC 468-38-440, a description of HOV lanes on SR 5 and SR 520. With the revision to RCW 34.04.010, it is no longer necessary to include the description of HOV lanes in WAC. The Department of Transportation maintains an inventory of all HOV lanes on state highways;

that the agency will at 10:00 a.m., Monday, September 12, 1983, in the Transportation Building, Board Room, 1D 9, Olympia, Washington, conduct a public hearing on the proposed rules.

The adoption, amendment, or repeal of the rules will take place immediately following the hearing.

The authority under which these rules are proposed is RCW 34.04.010, 46.61.165 and 47.52.025.

Dated: August 2, 1983

By: V. W. Korf

Deputy Secretary

STATEMENT OF PURPOSE

Title: WAC 468-38-440, Reservation of facility for transit and carpools.

Description of Purpose: To delete WAC 468-38-440. Statutory Authority: RCW 34.04.010, 46.61.165 and 47.52.025.

Summary of Rule: Deletes the description of HOV lanes from WAC.

Reason for Rule: The Department of Transportation maintains an inventory of all HOV lanes on state highways. With the revision to RCW 34.04.010, it is no longer necessary to include HOV lanes in WAC.

Agency Proposing Rule: Washington State Department of Transportation.

Department Personnel Responsible for Drafting and Implementation: Mr. D. D. Ernst, State Maintenance Engineer, Department of Transportation, Room 1C9, Transportation Building, Olympia, WA 98504, Telephone No. (206) 753-6014.

Agency Comments or Recommendations: None.

Whether Rule is Necessary as Result of Federal Law or Federal or State Court Action: No.

Small Business Economic Impact Statement: No impact, none required.

REPEALER

The following section of the Washington Administrative Code is repealed:

WAC 468-38-440 RESERVATION OF FACILITIES FOR TRANSIT AND CARPOOLS.

**WSR 83-16-070**  
**PROPOSED RULES**  
**DEPARTMENT OF REVENUE**  
 [Filed August 3, 1983]

Notice is hereby given in accordance with the provisions of RCW 34.04.025, that the Department of Revenue intends to adopt, amend, or repeal rules concerning:

- Amd WAC 458-16-010 Senior citizen and disabled persons exemption—Definitions.  
 Amd WAC 458-16-012 Senior citizen and disabled persons exemption—Adjusted gross income.  
 Amd WAC 458-16-013 Senior citizens and disabled persons exemption—Disposable income.  
 Amd WAC 458-16-020 Senior citizen and disabled persons exemption—Qualifications for exemption.  
 Amd WAC 458-16-030 Senior citizen and disabled persons exemption—Claims.  
 Amd WAC 458-16-050 Senior citizen and disabled persons exemption—Amount of exemption.  
 Amd WAC 458-16-100 Property tax exemptions, generally, rules of construction.  
 Amd WAC 458-16-130 Real property sold or acquired by property owner deemed to be exempt.  
 Amd WAC 458-16-150 Cessation of use—Taxes collectible.  
 Amd WAC 458-16-210 Nonprofit, nonsectarian organizations.  
 Amd WAC 458-16-260 Day care centers, libraries, orphanages, homes for the aged, homes for sick or infirm, hospitals.  
 Amd WAC 458-16-270 Schools and colleges;

that the agency will at 10 a.m., Tuesday, September 6, 1983, in Room 301, Evergreen Plaza Building, 711 South Capitol Way, Olympia, WA, conduct a public hearing on the proposed rules.

The adoption, amendment, or repeal of the rules will take place immediately following the hearing.

The authority under which these rules are proposed is RCW 84.36.389 and 84.36.865.

The specific statute these rules are intended to implement is RCW 84.36.379 through 84.36.389 and 84.36.800 through 84.36.865.

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency before September 6, 1983.

Dated: August 3, 1983

By: Trevor W. Thompson  
 Assistant Director

#### STATEMENT OF PURPOSE

This statement of purpose, prepared in compliance with RCW 34.04.045, accompanies proposed rules to be promulgated by the Department of Revenue as follows:

Title: Chapter 458-16 WAC, Property tax exemptions.

Purpose: To establish the criteria for senior citizens, disabled persons and nonprofit organizations to qualify for property tax exemptions.

Statutory Authority: RCW 84.36.389 and 84.36.865 requires the Department of Revenue to adopt such rules and regulations that are necessary or desirable for the effective administration of the exempt property laws.

Summary and Reasons for the Rule: The current rules are being amended to bring them into compliance with the statutory changes enacted by the 1983 legislature. The specific changes are found in chapter 185, Laws of

1983 and chapters 11, 25 and 55, Laws of 1983 1st sess.

Drafter of the Rule, Rule Implementation and Enforcement: Trevor W. Thompson, Evergreen Plaza Building, Room 301, 711 South Capitol Way, Olympia, Washington 98501, (206) 753-5503.

Proposer of the Rule: Department of Revenue, Olympia, Washington 98504.

Comments or Recommendations: None.

Federal Law or Court Action Citation: No federal laws involved or action required by the courts.

#### AMENDATORY SECTION (Amending Order PT 81-6, filed 2/11/81)

WAC 458-16-010 SENIOR CITIZEN AND DISABLED PERSONS EXEMPTION—DEFINITIONS. (1) The term "residence" means a single family dwelling unit whether such unit be separate or part of a multi-unit dwelling and includes the land on which the dwelling stands not to exceed one acre. The term also includes a share ownership in a cooperative housing association, corporation, or partnership if the person claiming exemption can establish that his or her share represents the specific unit or portion of such structure in which he or she resides. It includes a single family dwelling situated upon leased lands and upon lands the fee of which is vested in the United States, any instrumentality thereof including an Indian tribe, the state of Washington, or its political subdivisions. Also included is a mobile home which has substantially lost its identity as a mobile unit by being fixed in location upon land owned or rented by the owner of said mobile home and placed on a foundation, posts, or blocks with fixed pipe connections for sewer, water or other utilities even though it may be listed and assessed by the county assessor as personal property.

The residence must have been occupied by the person claiming the exemption as the principal or main residence of the claimant. It does not include a residence used merely as a vacation home. For purposes of this exemption, principal or main residence means a residence the claimant resides at or dwells in for more than six months each year. Items to be considered in verifying residency can be ownership of another residence, voter registration and vehicle licensing.

(2) The term "real property" for the purposes of WAC 458-16-010 through 458-16-079 includes subsection (1) of this section and the land on which a mobile home is located if both the land and mobile home are owned by a qualified claimant.

(3) The term "preceding calendar year" means the calendar year preceding the year in which the claim for exemption is filed.

(4) "Department" means the state department of revenue.

(5) "Combined disposable income" means the disposable income of the person claiming the exemption, plus the disposable income of his or her spouse, and the disposable income of each cotenant occupying the residence for the preceding calendar year. Disposable income is defined in WAC 458-16-013.

(6) "Cotenant" means a person who resides with the person claiming the exemption and who has an ownership interest in the residence.

(7) "Owned" includes "contract purchase" as well as "in fee," a "life estate," and any "lease for life."

"Revocable" trusts will be considered as life estates. "Irrevocable" trusts may qualify as a life estate if the trust terminates on the claimant's demise.

A residence owned by a marital community or owned by cotenants is deemed to be owned by each spouse or cotenant.

(8) The term "regular gainful employment" means consistent or habitual labor or service which results in an increase in wealth or earnings.

(9) The term "family" includes a single person, any number of related persons, or a group not exceeding a total of eight related and nonrelated nontransient persons living as a single nonprofit housekeeping unit. The term does not, however, include a boarding or rooming house.

(10) "Replacement residence" means a residence that qualifies for the exemption contained in WAC 458-16-010 through 458-16-079 except for the time requirement contained in WAC 458-16-020(1).

(11) "Physical disability" means the condition of being disabled, resulting in the inability to pursue an occupation because of physical impairment. A doctor's signed statement constitutes proof of such disability and shall be required before the exemption may be granted.

This statement shall indicate the expected period or term of the disability.

(12) "Remainderman" means one who is entitled to the remainder of the estate after a particular estate has expired; that is, a person having legal right to the real estate at the death of the life tenant or some other named time.

(13) "Remainder" means an estate in land which does not become possessory until a designated time in the future.

(14) "Lease for life" means a lease that terminates upon the demise of the lessee.

(15) "Life estate" means an estate whose duration is limited to the life of the party holding it or of some other person.

(16) "Ownership by a marital community" means property owned in common by both spouses. Property held in separate ownership by one spouse is not owned by the marital community. The person claiming the exemption must own the property for which exemption is claimed. Example: A person qualifying for the exemption by virtue of age or disability cannot claim exemption on a residence owned by the person's spouse as a separate estate outside the marital community unless the person has a life estate therein.

(17) "Excess levies" are all voter approved in accordance with RCW 84.52.050, with the exception of port district, public utility district and emergency medical service district levies.

(18) "Claimant" means a person who is entitled to and has been approved for the exemption contained in WAC 458-16-010 through 458-16-079.

(19) "Annuity" means a payment of a fixed sum of money at regular intervals of time. This includes the proceeds of life insurance contracts (other than lump sum payments), unemployment compensation, disability payments, welfare receipts and others that do not constitute payments for the care of dependent children.

#### AMENDATORY SECTION (Amending Order PT 81-6, filed 2/11/81)

WAC 458-16-012 SENIOR CITIZENS AND DISABLED PERSONS EXEMPTION—ADJUSTED GROSS INCOME. "Adjusted gross income" is gross income as defined in WAC 458-16-011 minus the following deductions:

After arriving at gross income, the following deductions are allowable to the extent they do not include amounts deducted for loss or depreciation.

(1) Trade and business deductions: The expenses which are attributable to a trade or business carried on by the taxpayer, if such trade or business does not consist of the performance of services by the taxpayer as an employee.

(2) Trade and business deductions of employees:

(a) Reimbursed expenses. The deductions which consist of expenses paid or incurred by the taxpayer, in connection with the performance by him of services as an employee, under a reimbursement or other expense allowance arrangement with his employer.

(b) Expenses for travel away from home. The deductions allowed by the Federal Internal Revenue Code, part VI (Sec. 161 and following) which consist of expenses of travel, meals, and lodging while away from home, paid or incurred by the taxpayer in connection with the performance by him of services as an employee.

(c) Transportation expenses. The deductions which consist of expenses of transportation paid or incurred by the taxpayer in connection with the performance by him of services as an employee.

(d) Outside salesmen. The expenses which are attributable to a trade or business carried on by the taxpayer, if such trade or business consists of the performance of services by the taxpayer as an employee and if such trade or business is to solicit, away from the employer's place of business, business for the employer.

(3) Deductions attributable to rents and royalties. The expenses which are attributable to property held for the production of rents or royalties.

(4) Pension, profit-sharing, annuity, and bond purchase plans of self-employed individuals. Contributions toward these plans made on behalf of such individual.

(5) Moving expenses. The expense of moving from one permanent duty station to another.

(6) Nursing home expense. The nonreimbursed amounts paid for the care of either spouse in a nursing home.

#### AMENDATORY SECTION (Amending Order PT 81-6, filed 2/11/81)

WAC 458-16-013 SENIOR CITIZENS AND DISABLED PERSONS EXEMPTION—DISPOSABLE INCOME. "Disposable income" means the adjusted gross income as defined in WAC 458-16-012 and in the Federal Internal Revenue Code as amended prior to January 1, 1980, plus certain items to the extent they are not included in or have been deducted from adjusted gross income. (RCW 84.36.383)

(1) Disposable income is adjusted gross income plus the following to the extent they were deducted or not included:

(a) Capital gains;

(b) Amounts deducted for loss;

(c) Amounts deducted for depreciation;

(d) Pension and annuity receipts;

(e) Military pay and benefits other than attendant care and medical-aid payments;

(f) Veterans benefits other than attendant care and medical-aid payments;

(g) Federal Social Security Act and Railroad Retirements Benefits;

(h) Dividend receipts;

(i) Interest received on state and municipal bonds.

(2) Capital gains is the difference between the cost of the property plus improvements, and the selling price of the property less any sales expense. If payment of the capital gain is over a period of time, the amount to be added to disposable income will be calculated over the same period.

~~((a) The cost of the property plus improvements, and~~

~~(b) The selling price of the property less any sales expense.~~

~~If payment of the capital gain is over a period of time, the amount to be added to disposable income will be calculated over the same period.))~~

(3) The exclusion of subsections (1)(e) and (f) of this section and the amounts received as payment for the care of dependent children must be verified by the veterans administration before the deduction is allowed. If the amount for the veterans attendant care and medical-aid payments in subsection (1)(f) of this section cannot be determined by the veterans administration, then the actual amount expended by the veteran for such care and aid, may be deducted from the amount received.

#### AMENDATORY SECTION (Amending Order PT 81-6, filed 2/11/81)

WAC 458-16-020 SENIOR CITIZEN AND DISABLED PERSONS EXEMPTION—QUALIFICATIONS FOR EXEMPTION. A person shall be exempt from any legal obligation to pay all or a portion of the real property taxes due and payable in the years following the year in which a claim is filed if the following qualifications are met:

(1) The property taxes must have been imposed upon a residence which was occupied by the person claiming the exemption as a principal place of residence as of January 1 of the year in which the claim is filed.

(2) The person claiming the exemption must have owned as defined in WAC 458-16-010, at the time of filing, the residence on which the property taxes have been imposed.

(3) The person claiming the exemption must have been at the time of filing:

(a) Sixty-one years of age or older on January 1 of the year in which the exemption claim is filed; or

(b) Retired from regular gainful employment by reason of physical disability; or

(c) A surviving spouse of a person who was receiving the exemption at the time of their death, if the surviving spouse was, or attains the age of fifty-seven in the year of the claimant's death.

(4) The amount that the person shall be exempt from an obligation to pay shall be calculated on the basis of combined disposable income, as defined in RCW 84.36.383 and WAC 458-16-010 through 458-16-013. If the person claiming the exemption was retired for two months or more of the preceding year, the combined disposable income of such person including his or her spouse and any cotenant shall be calculated by multiplying the average monthly combined disposable income of such person during the months such person was retired by twelve.

(5) Confinement of the person to a hospital or nursing home will not jeopardize the exemption if the residence is temporarily unoccupied or if the residence is occupied by a spouse and/or person financially dependent on the claimant for support, or by a person residing there for

caretaker or security reasons only and the claimant is not receiving monetary consideration for this occupancy.

**AMENDATORY SECTION** (Amending Order PT 74-6, filed 9/11/74)

WAC 458-16-030 SENIOR CITIZEN AND DISABLED PERSONS EXEMPTION—CLAIMS. All initial claims for exemption shall be ~~((made annually and))~~ filed with the county assessor between January 2 and July 1 of the year in which the property tax is to be levied and solely upon the forms prescribed by the department of revenue. At such time as a claimants income changes to reflect a different exemption category a change of status report must be filed with the county assessor between January 2 and July 1 of the year in which the property tax is to be levied and solely upon forms prescribed by the department of revenue. All claims for exemption shall be made and signed by the person entitled to the exemption, by his or her attorney in fact or in the event the residence of such person is under mortgage or purchase contract requiring accumulation of reserves out of which the holder of the mortgage or contract is required to pay real estate taxes, by such holder or by the owner, either before two witnesses or the county treasurer, assessor or their deputies in the county where the real property is located.

If the taxpayer is unable to submit his own claim, the claim shall be submitted by a duly authorized agent or by a guardian or other person charged with the care of the person or property of such taxpayer.

~~((In January of each year the county assessor shall mail applications for exemption to each person approved for exemption during the previous year.))~~

Whenever possible, information concerning qualifications, applications, and availability of information about this exemption shall be included with property tax statements.

**AMENDATORY SECTION** (Amending Order PT 81-6, filed 2/11/81)

WAC 458-16-050 SENIOR CITIZEN AND DISABLED PERSONS EXEMPTION—AMOUNT OF EXEMPTION. The amount that the person shall be exempt from an obligation to pay, shall be calculated on the basis of the combined disposable income of the person claiming the exemption and his or her spouse or cotenant, for the preceding calendar year in accordance with the following schedule:

1984 Taxes

INCOME RANGE

- ~~((\$10,000))~~  
\$12,000 or less - Exempt from regular property taxes on up to ~~((\$15,000))~~ \$20,000 valuation, plus 100% of excess levies.
- ~~((\$10,001))~~\$12,001 to ~~((\$14,000))~~\$15,000 - Exempt from 100% of excess levies.

1985 Taxes and Thereafter

INCOME RANGE

- \$9,000 or less - Exemption for 50% of the value but not less than \$25,000 plus exemption from 100% of excess levies.
- \$9,001 to \$12,000 - Exemption for 30% of the value but not less than \$20,000 nor more than \$40,000 plus exemption from 100% of excess levies.
- \$12,001 to \$15,000 - Exempt from 100% of excess levies.

**AMENDATORY SECTION** (Amending Order PT 76-2, filed 4/7/76)

WAC 458-16-100 PROPERTY TAX EXEMPTIONS, GENERALLY, RULES OF CONSTRUCTION. All property having situs in Washington is subject to assessment and taxation, except property

expressly exempted from taxation by law (RCW 84.36.005). In interpreting statutes which exempt property from taxation, the following principles shall govern:

(1) Statutory language shall be construed strictly, though fairly, and in keeping with the ordinary meaning of the language employed (Group Health Co-op of Puget Sound, Inc. v. Wash. State Tax Comm'n., 72 Wn.2d. 424, (1967)) - in favor of the public and the right to tax. Thurston County v. Sisters of Charity of House of Providence, 14 Wash. 264 (1896). Taxation is the rule; exemption is the exception (Spokane County v. Spokane, 169 Wash. 355 (1932)).

(2) If a justifiable doubt exists as to the meaning of an exemption statute, that doubt shall be construed in favor of the power to tax. Spokane County v. Spokane, 169 Wash. 355 (1932).

(3) If an exemption from taxation is found to exist, that exemption shall not be enlarged by construction, since the state legislature has presumably granted in express terms all that it intended to grant. Norwegian Lutheran Church v. Wooster, 176 Wash. 581 (1934).

(4) Applicants claiming initial and continuing property tax exemption will make this property available for visitation, investigation or examination at all times and upon request provide to the employee of the department of revenue all records, documents or facts required so that the department may determine the exempt or taxable status of the property.

Failure to fully cooperate with the examining employee of the department may result in a taxable determination for that year's taxes.

(5) The burden rests upon the one claiming exemption to show clearly that the property is within the exempting statute (Pacific Northwest Conference of the Free Methodist Church of North America v. Barlow, 77 Wn.2d 487). The burden of proof is upon the one alleging the exemption. (In Re All-State Construction Co., Inc., 70 Wn.2d 657) ~~((PROVIDED, That in))~~. When implementing the foregoing, the department of revenue shall adhere to and operate within the bounds of the overriding principle that its duty is to effectuate to the fullest extent the legislative intent (Thurston County v. Sisters of Charity of House of Providence, 14 Wash. 264 (1896)).

~~((PROVIDED FURTHER, That))~~ The principles herein enumerated are set forth as guidelines for assisting in statutory construction, and shall not be interpreted as a license for unjustifiably denying any exemption, and thereby forcing the organizations, corporations, or associations to establish their exempt status through court action.

**AMENDATORY SECTION** (Amending Order PT 81-13, filed 10/8/81)

WAC 458-16-130 REAL PROPERTY SOLD OR ACQUIRED BY PROPERTY OWNER DEEMED TO BE EXEMPT. As required by RCW 84.36.855, real property which is transferred or converted by an exempt body to taxable ownership or use or which is no longer exempt for any reason shall be subject to a prorata portion of taxes allocable to that property for the remaining portion of that year, after the date of the execution of the instrument of sale, contract or exchange, or the conversion to a taxable use or the date the property is no longer exempt as provided in RCW 84.40.350 through 84.40.390. Real property exempted pursuant to RCW 84.36.030, 84.36.037, 84.36.040, 84.36.050 and 84.36.060 is also subject to the provisions of RCW 84.36.810.

When any property owner determined to be, or could be, exempt under chapter 84.36 RCW acquires ownership of real property which was in other ownership as of January 1 or converts real property from a taxable to an exempt use must apply for and provide proof that under the specific RCW section and appropriate WAC, the property is entitled to exemption or continued exemption from time of transfer or conversion. Organizations seeking exemption under the provisions of this rule shall, within 60 days of conversion to an exempt use, make application to the department of revenue, or shall make a request for an extension of time, in writing, prior to the expiration of the 60 day period. If the extension is requested for good cause, therein the department may grant an extension.

If filed after the expiration of the 60 day period a late filing penalty shall be imposed pursuant to WAC 458-16-111 and RCW 84.36.825.

When organizations acquire or convert real property to an exempt use, the property will upon approval of the application for exemption, be entitled to a cancellation or refund of the taxes or the prorata portion of taxes payable for the remaining portion of the year from the date of acquisition or conversion plus exemption for the following year. If the taxes have been paid or if the timing of granting the exemption requires it, the department of revenue will reconvene the June session

of the county board of equalization, under the provisions of RCW 84-.56.400, in order to cancel the taxes and/or to institute a refund.

**AMENDATORY SECTION** (Amending Order PT 82-8, filed 11/2/82)

WAC 458-16-150 CESSATION OF USE—TAXES COLLECTIBLE. Upon cessation of any use exempted under RCW 84.36-.030, 84.36.037, 84.36.040, 84.36.050 and 84.36.060, the taxes that would have been paid had the property not been exempt during the ((seven)) three years preceding, or for the life of the exemption, if such be less than ((seven)) three years, shall be collectible.

~~((Upon cessation of a use exempted under RCW 84.36.050, the taxes that would have been paid had the property not been exempt during the three years preceding, or for the life of the exemption, if such be less than three years, shall be collectible, plus a tax at the same rate as the property tax rate for that year, on the amount of profit from the sale of the property.))~~ If the ((school or college)) property has ((operated)) been exempt for more than ten years the rollback will not be implemented.

The property owner, county assessor, or any other public official having information or knowledge of any change in use, including lease or rental of all or a part of such properties, which may constitute cessation of use, shall notify the department of any such changes in use which may be brought to their attention. The department shall notify the current property owner, and the legal owner previously granted exemption, of the reported change in use and shall examine the property to determine if the reported change has taken place. The property owner shall have 30 days from the time of notification by the department to submit any information which may be relevant to the question of changing use.

The department shall determine, upon the information supplied by the assessor or the public official, the property owner, or from the inspection of the property, whether such a cessation of use as warrants the rollback has occurred.

The county treasurer, upon notification from the department of revenue, shall compute the taxes payable, together with interest, at the same rate and computed in the same manner as that upon delinquent property taxes. The tax shall be distributed by the county treasurer in the same manner as the current years taxes are distributed. The interest shall be placed in the county current expense fund. If such a cessation of use involves a portion of the total property, the taxes collectible shall attach to only that portion affected. The rollback will be implemented only upon transfer of the property or when 51% or more of the property has ceased to qualify for exemption. The percentage of non-qualifying use will be determined separately for the land and improvements.

~~((This rule shall be effective for those applications granted under chapter 84.36 RCW in assessment year 1974, and years thereafter. PROVIDED, That))~~ If the cessation of use resulted solely from one of the ((five)) six conditions identified as (3)(a) through ((e)) ((f)) in RCW 84.36.810, the provisions of this section shall not apply.

Lease or rental of all or part of such properties may constitute a cessation of use and knowledgeable authorities should report same to the department of revenue.

"Relocation of the activity" means the use of another location or site for the same activity that was carried on at the original site to the extent that it is a new location or site, or it is an existing site whose facilities have expanded to accommodate the relocated activity.

Property exempted for an intended use, but never put to such use will be subject to a rollback for the life of the exemption when sold or put to a disqualifying use, or when it is determined the intended use will not be achieved.

**AMENDATORY SECTION** (Amending Order PT 81-7, filed 2/11/81)

WAC 458-16-210 NONPROFIT, NONSECTARIAN ORGANIZATIONS. The real and personal property owned by nonsectarian organizations is exempt from taxation, provided that:

(1) The organization is nonprofit and is organized and conducted primarily for nonsectarian purposes, (2) the property is solely used, or to the extent used, for character-building, benevolent, protective or rehabilitative social services directed at persons of all ages, and (3) if these organizations were not conducting these activities the government would provide this service.

These are the primary uses and the word "fraternal" is not among them, therefore, organizations whose main function is fraternal would not qualify under this section.

This exemption extends to property of nonprofit, nonsectarian organizations which are used for benevolent, protective or rehabilitative social services and those which are actually related to those purposes. If any portion of the property of the organization is used for commercial rather than nonsectarian purposes, that portion must be segregated and taxed. Thrift store operations, restricted to the sale of "donated merchandise" will not jeopardize the exemption if the claimant can verify the proceeds are directed to an exempt purpose.

Organizations claiming exemption on property used to provide short-term emergency shelter to homeless persons will upon request provide complete financial information regarding the claimed property, and will also provide the policy used in screening clients, the maximum term of stay, the fee schedule and the number of persons housed.

**AMENDATORY SECTION** (Amending Order PT 81-7, filed 2/11/81)

WAC 458-16-260 DAY CARE CENTERS, LIBRARIES, ORPHANAGES, HOMES FOR THE AGED, HOMES FOR SICK OR INFIRM, HOSPITALS. Buildings, grounds, and other real and personal property to the extent used by the following institutions are exempt from taxation:

(1) Day ((car)) care centers, as defined by RCW 74.15.020;

(2) Pre-schools;

(3) Free public libraries;

~~((3))~~ (4) Orphanages and orphan asylums;

~~((4))~~ (5) Homes for the aged;

~~((5))~~ (6) Homes for the sick or infirm;

~~((6))~~ (7) Hospitals for the sick including any portion of the hospital building or other buildings used as a nurse's home or residence for hospital employees, or operated as a portion of the hospital unit.

To qualify under this rule, the organization must be nonprofit. Nonprofit means no part of the organization's income may be paid directly, or indirectly to its members, stockholders, officers, directors, or trustees except:

(a) In the form of services rendered by the organization, association, or corporation in accordance with its purposes and by-laws.

(b) The salary or compensation paid to officers of such organization, association, or corporation is for actual services rendered and compares to the salary or compensation of like positions within the public services of the state.

Any portion of property owned by an organization which is used in a manner not furthering the purposes of the institution, (for example, hospital property used by a physician for private practice) must be segregated and taxed. (AGO 7-3-1935)

Property owned by an organization exempt under this rule which is irrevocably dedicated to the purposes of the organization is included in this exemption: PROVIDED, That the organization can evidence irrevocable intent to put the property to a qualifying use. The forms of proof set forth in WAC 458-16-200 may be utilized for this purpose. To be exempted, the property must be in use or under construction which is designed for use.

The superintendent or manager of the organization claiming exemption under this statute shall allow the Department of Revenue access to the books and records of the organization and shall make, under oath, a report to the department showing that the income and receipts thereof, including donations to it, have been applied to the actual expenses of operating and maintaining it, or for its capital expenses and to no other purposes, also including a statement of the receipts and the disbursements of said organization.

Real property owned by any organization, corporation, or association exempted under the provisions of RCW 84.36.040 which is leased or rented to another individual or organization shall be segregated and taxed. An exemption may be granted to the real or personal property leased or rented by any organization, corporation, or association exempted under the provisions of RCW 84.36.040 and used exclusively by it: PROVIDED, That the benefit of the exemption inures to the user. Such property must be specifically identified as leased in filing for exemption.

For the purposes of this rule a "hospital" is an organization primarily engaged in providing medical, surgical, nursing and/or related health care services in the prevention, diagnosis or treatment of human disease, pain, injury, disability, deformity or physical condition, or mental illness or retardation, and the equipment and facilities used by such organization to deliver such services on an inpatient basis. This

definition shall include any portion of a hospital building, or other buildings used in connection therewith, and the equipment therein, operated as a portion of the hospital unit, or used as a residence for persons engaged or employed in the operation of a hospital.

**AMENDATORY SECTION** (Amending Order PT 82-8, filed 11/2/82)

WAC 458-16-270 SCHOOLS AND COLLEGES. The property owned or used by any nonprofit school or college within this state shall be exempt to the extent that:

(1) The property is used solely for educational purposes, or the revenue derived therefrom, be devoted exclusively to the support and maintenance of such institutions, provided such revenue is derived from an incidental, not commercial, use. An example of which would be the occasional lease of the gymnasium, field house, or auditorium;

(2) The real property so exempt shall not exceed four hundred acres in extent and shall be used exclusively for college or campus purposes. College or campus purposes shall be construed to mean that the need for such property would be nonexistent, but for the presence of such school or college and which are principally designed to further the educational functions of such college or schools.

Institutions claiming exemption for property which is not a portion of the main campus must provide in detail:

(a) The courses taught on site;

(b) A calendar of uses; and

(c) The number of students participating on site.

Property unmaintained and only seldom used must be segregated and taxed;

(3) The institution must be open to all persons on equal terms. However, there is no limitation on the types of courses which the institution may offer. *Wilson's Modern Business College v. King County*, 4 Wn.2d 636 (1940); AGO 1927-1927, p. 854.

For purposes of this exemption, "schools and colleges" will mean (a) those nonprofit educational institutions which are either accredited by the state or whose students and credentials are accepted without examination by schools and colleges established under Title 28A or 28B RCW and which offer to students an educational program of a general academic nature, and (b) those nonprofit institutions which are privately endowed under a deed of trust to offer instruction in trade, industry and agriculture. Specialty or trade schools not offering a general academic program, and not endowed under a deed of trust are not included in this exemption. (WAC 458-20-114)

Real property of institutions exempted under this rule which is owned, controlled, rented or leased for the purpose of deriving revenue from it, shall not be exempt and must be segregated and taxed whether or not such revenue is devoted to educational purposes. AGO 5-10-1944; *Wilson's Modern Business College v. King County*, 4 Wn.2d 636 (1940).

Institutions claiming exemption within this rule shall allow the department of revenue access to all books and records of the institution and shall annually make, under oath, a report to the department showing that the income and receipts thereof, including donations to it, have been applied to the actual expenses of operating and maintaining it or for capital expenses for endowments, the income of which shall be used for the operation, maintenance or capital expenditures and to no other purpose, also including a statement of the receipts and disbursements of said organization. In addition, institutions claiming exemption under this rule shall submit a list of all property claimed to be exempt, the purpose for which it is used, the revenue derived from it during the preceding year, the use to which the revenue was applied, the number of students in attendance at the institution, the total revenues of the institution and the source from which they were derived, and the purposes to which such revenues were applied, giving the items of such revenues and expenditures in detail.

**WSR 83-16-071**  
**PROPOSED RULES**  
**LIQUOR CONTROL BOARD**  
 [Filed August 3, 1983]

Notice is hereby given in accordance with the provisions of RCW 34.04.025, that the Washington State Liquor Control Board intends to adopt, amend, or repeal

rules concerning Applicants—Qualifications—Fingerprinting—Criminal history record information checks—Continuing conditions—Agreements—Reconsideration, WAC 314-12-020;

that the agency will at 1:30 a.m., Wednesday, September 7, 1983, in the Office of the Liquor Control Board, 5th Floor, Capital Plaza Building, 1025 East Union Avenue, Olympia, WA 98504, conduct a public hearing on the proposed rules.

The adoption, amendment, or repeal of the rules will take place immediately following the hearing.

The authority under which these rules are proposed is RCW 66.08.030 and 66.08.050(2).

The specific statute these rules are intended to implement is RCW 66.24.010.

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency before September 7, 1983.

Dated: August 3, 1983

By: Robert D. Hannah  
 Chairman

**STATEMENT OF PURPOSE**

Title: WAC 314-12-020 Applicants—Qualifications—Fingerprinting—Criminal history record information checks—Continuing conditions—Agreements—Reconsideration of denied applications.

Description of Purpose: The amendment to WAC 314-12-020 will establish a procedure for the handling of requests for reconsideration of denied applications and spells out in more detail the types of information the board may request when considering license applications.

Statutory Rule-Making Authority: RCW 66.08.030 and 66.08.050(2).

Statutes Implemented by the Rule: RCW 66.24.010.

Summary of Rule: The amendments to WAC 314-12-020 specify that the board may require that an applicant for a license justify the issuance of the license by examining population, other licenses in the area, or any other unique factors or circumstances present. The amendment also establishes the procedure for reconsideration of denied applications upon receipt of new information within 60 days of the original denial. Should the board determine to reconsider a denied application, notice of such reconsideration shall be given to those persons and/or entities entitled to receive notice of an original license application. Such notice shall be given at least 20 days prior to a final determination on the reconsideration. Additionally, a press release will be issued informing the public of the pendency of the reconsideration.

Reasons Supporting Proposed Action: This rule amendment embodies, and will confirm in rule form, previously existing board policy concerning the handling of the reconsideration of denied license applications and information required of applicants for licenses. The amendment will give better notice and guidance to the public in these areas than is currently the case.

Agency Personnel Involved: In addition to the board, the following agency personnel have responsibility for drafting, implementing and enforcing this rule: Ray Hensel, Supervisor, License Division, Capital Plaza

Building, Olympia, Washington 98504, 753-6259, and Bob Obenland, Chief Enforcement Officer, Capital Plaza Building, Olympia, Washington 98504, 753-6270.

Person or Organization Proposing Rule: This rule amendment was proposed by the Liquor Control Board.

Agency Comments: The board hopes that specific guidelines concerning reconsideration will allow a more orderly process than is currently the case while emphasizing that reconsiderations are not available as a matter of course and that substantial good cause must be shown before the board will reconsider a denied application.

Necessity of Rule: This rule amendment was not made necessary as a result of federal law or federal or state court action.

Small Business Economic Impact Statement: Cost impact for both small and larger businesses is estimated to be zero.

Discussion: This rule amendment only applies to applicants for licenses and not to operating businesses.

**AMENDATORY SECTION** (Amending Order 58, filed 8/9/77, effective 9/12/77)

WAC 314-12-020 APPLICANTS—QUALIFICATIONS—FINGERPRINTING—CRIMINAL HISTORY RECORD INFORMATION CHECKS—CONTINUING CONDITIONS—AGREEMENTS—RECONSIDERATION ((~~RULE 1.5~~)). (1) Where a married person is an applicant for, or holder of a license, the spouse of such applicant, if the parties are maintaining a marital community, shall be required to have the same qualifications as the applicant.

(2) The board may require, as a condition precedent to the original issuance or transfer of any annual license, fingerprinting and criminal history record information checks on any person not previously licensed by the board. In addition to the applicant, fingerprinting and criminal history record information checks may be required of the applicant's spouse. In the case of a corporation, fingerprinting and criminal history record information checks may be required of its present and any subsequent officers, manager, and stockholders who hold ten percent or more of the total issued and outstanding stock of the applicant corporation if such persons have not previously had their fingerprints recorded with the board. In the case of a partnership, fingerprinting and criminal history record information checks may be required of all general partners and their spouses. Such fingerprints as are required by the board shall be submitted on forms provided by the board to the Washington State Identification Section of the Washington State Patrol and to the Identification Division of the Federal Bureau of Investigation in order that these agencies may search their records for prior arrests and convictions of the individuals fingerprinted. The applicant shall give full cooperation to the board and shall assist the board in all aspects of the fingerprinting and criminal history record information check. The applicant may be required to pay a minimal fee to the agency which performs the fingerprinting and criminal history process.

(3) The restrictions on license issuance specified in RCW 66.24.010(2) shall be construed to be continuing conditions for retaining an existing license and any licensed person who ceases to be eligible for issuance of a license under RCW 66.24.010(2) shall also cease to be eligible to hold any license already issued.

(4) An applicant for any license or permit issued by the liquor control board, who employs an attorney or agent in connection with an application for such license or permit, shall, upon request, submit in writing the entire agreement between such applicant for license or permit, and the attorney or agent. No part of any compensation agreed upon, paid or received shall in any manner be contingent upon the outcome of the matter before said board. In the event the compensation agreed upon, paid or received, is determined to be excessive, the board reserves the right to refuse to consider the application for such license or permit.

(5) The board, in considering an application for a license, may require, in addition to all other information requested concerning the proposed licensed premises (see WAC 314-12-035), that the applicant justify the issuance of the license sought based on an analysis of population trends compared to licenses in the area, any uniqueness of the proposed operation, any unusual circumstances present, plus any other

information the applicant(s) may feel will justify the issuance of the license sought.

(6) The board may, at its discretion and for good cause shown, reconsider a denied application upon receipt of new information within sixty days of the original denial date. Such reconsiderations are not considered part of the normal license application procedure and must be justified on an individual basis. Should the board determine to reconsider a denied application, notice of such reconsideration shall be given to those persons and/or entities entitled to receive notice of an original license application pursuant to RCW 66.24.010(8). Such notice shall be given at least twenty days prior to final determination on the reconsideration. Additionally, at the same time the notice is given, a press release will be issued informing the public of the impending reconsideration.

WSR 83-16-072

PROPOSED RULES

DEPARTMENT OF

GENERAL ADMINISTRATION

(Division of Banking)

[Filed August 3, 1983]

Notice is hereby given in accordance with the provisions of RCW 34.04.025, that the Division of Banking, Department of General Administration, intends to adopt, amend, or repeal rules concerning acquisition of banks, trust companies, national banking associations or bank holding companies by out-of-state bank holding companies, creating new chapter 50-48 WAC;

that the agency will at 10:00 a.m., Wednesday, September 7, 1983, in the Office of the Supervisor of Banking, Room 219, General Administration Building, Olympia, conduct a public hearing on the proposed rules.

The adoption, amendment, or repeal of the rules will take place immediately following the hearing.

The authority under which these rules are proposed is RCW 30.04.230 as amended by section 9, chapter 157, Laws of 1983.

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency before September 7, 1983.

Dated: August 3, 1983

By: L. O. Malmberg  
Acting Supervisor of Banking

#### STATEMENT OF PURPOSE

This statement is filed pursuant to RCW 34.04.045. Chapter 50-48 WAC.

RCW 30.04.230 amended by section 9, chapter 157, Laws of 1983, requires the supervisor of banking to approve an application for acquisition of a bank, trust company, national banking association or bank holding company by an out-of-state bank holding company. These regulations establish the form and procedures for an application to the supervisor.

These regulations drafted and proposed by L. O. Malmberg, Acting Supervisor, Division of Banking, 219 General Administration Building, Olympia, Washington 98504, Telephone (206) 753-6520.

The supervisor and his staff will be responsible for enforcement of these regulations.

Small Business Economic Impact Statement: RCW 30.04.230 amended by section 9, chapter 157, Laws of 1983, requires the supervisor of banking to approve an application for the acquisition of a bank, trust company, national banking association, or bank holding company by an out-of-state bank holding company. These regulations will be applied equally to small businesses operating under these regulations as to large businesses operating under these regulations. Compliance with these regulations will not be disproportionate or have an adverse economic impact on small businesses operating under these regulations.

#### Chapter 50-48 WAC

### ACQUISITION OF BANKS, TRUST COMPANIES, NATIONAL BANKING ASSOCIATIONS OR BANK HOLDING COMPANIES BY OUT-OF-STATE BANK HOLDING COMPANIES

#### WAC

50-48-010	Authority and Purpose.
50-48-020	Joint Application.
50-48-030	Information Required—Identity of Applicant Parties and Operating Subsidiaries—Designation of Each Applicant.
50-48-040	Information Required from Applicant to be Acquired.
50-48-050	Information Required From Acquiring Applicant.
50-48-060	Information to be Made Available by Acquiring Applicant.
50-48-070	Information to be Made Available by Applicant Acquired.
50-48-080	Application to Include Statement of Interlocking Management or Ownership.
50-48-090	Supervisor may Consult with and Obtain Information from Appropriate Federal Regulatory Authority.

#### NEW SECTION

WAC 50-48-010 **AUTHORITY AND PURPOSE.** These regulations are promulgated pursuant to Section 9, Chapter 157, Laws of 1983, to establish a procedure under which an out-of-state bank holding company which desires to acquire more than five percent of the shares of the voting stock, or all or substantially all of the assets, of a bank, trust company, national banking association or bank holding company, the principal operations of which are conducted within this state, may apply to the supervisor for approval of such acquisition.

#### NEW SECTION

WAC 50-48-020 **JOINT APPLICATION.** An application for approval of such acquisition shall be submitted jointly by the acquiring bank holding company and the domestic institution or bank holding company to be acquired. The application need not be in any particular format, but must set forth all the information required under these regulations and must be accompanied by an application fee in the amount of five thousand dollars. The application shall include a copy of the agreement setting forth the plan of merger or acquisition, including certified copies of the resolutions of the respective boards of directors of parties to the agreement approving same. The application shall also include a statement authorizing any federal or state regulatory agency to make available to the supervisor any and all information which such agency may have relating to the applicants or any of their subsidiaries.

#### NEW SECTION

WAC 50-48-030 **INFORMATION REQUIRED—IDENTITY OF APPLICANT PARTIES AND OPERATING SUBSIDIARIES—DESIGNATION OF REPRESENTATIVE OF EACH APPLICANT.** Unless included in other information required by this chapter, the application shall set forth the name and main office address of all operating subsidiaries of both the acquiring bank holding company and the bank, trust company, national banking association or

domestic bank holding company to be acquired. In addition, the application shall set forth the name, office address, and telephone of one or more persons designated by each applicant to be its official representative in connection with the application. All contact between the supervisor's office and the applicant should, except in extraordinary circumstances, be through such representatives.

#### NEW SECTION

WAC 50-48-040 **INFORMATION REQUIRED FROM APPLICANT TO BE ACQUIRED.** The bank, trust company, national banking association, or domestic bank holding company to be acquired shall include with the application each of the following items of information:

(a) A statement verifying that the bank, trust company, national banking association or domestic bank holding company to be acquired is in such a liquidity or financial condition as to be in danger of closing, failing or insolvency, setting forth with specificity the circumstances upon which such conclusion is based.

(b) A statement of all courses of action actively considered as an alternative to the proposed merger or acquisition; a statement of why each such course of action or combination of more than one of them was not taken; a statement as to why assistance available from the Federal Reserve Board, the Federal Deposit Insurance Corporation, or other governmental agency either alone or in combination with other actions is not sufficient to alleviate the liquidity or financial situation so as to avoid the danger of closing, failing or insolvency; and if known, the course or courses of action which will be taken in the event the merger or acquisition is not consummated.

(c) Financial records including: (1) copies of reports of condition required to be filed with the appropriate regulatory authorities and financial statements showing its assets and liabilities as of the end of each of the six most recent quarterly periods of operation; (2) copies of income and expense statements for each of the six most recent quarterly periods of operation; and (3) a copy of the most recent independent audit report.

Information submitted in response to this subsection shall be consolidated figures for the entire organization. If individual figures for operating subsidiaries are available, they shall also be submitted.

(d) A statement setting forth which, if any, state banks, trust companies, or national banking associations doing business in this state, or domestic bank holding companies have been solicited to make an offer for acquisition or merger. If no such solicitations have been made, the application shall include an explanation of the decision not to make such solicitations. The application shall include a summary of the terms of any bona fide offer for merger or acquisition received from any domestic bank, trust company, national banking association or bank holding company, and shall further state whether any domestic offerors have been given the opportunity to match the terms of the proposed acquisition by or merger with the out-of-state bank holding company.

#### NEW SECTION

WAC 50-48-050 **INFORMATION REQUIRED FROM ACQUIRING APPLICANT.** The applicant out-of-state bank holding company shall submit with the application each of the following items of information:

(a) A copy of its most recent audited financial statement, its most recently prepared statement of assets and liabilities, including footnotes and explanations, and its most recent income and expense report.

(b) A statement of its then existing business plan, both short-range and long-range, for operation of the bank, trust company, national banking association or domestic bank holding company to be acquired. Such statement shall include comments by the acquirer as to how the proposed acquisition will meet the needs and convenience of the people of the state of Washington.

(c) A list of any other notices pursuant to the Change in Bank Control Act (12 U.S.C. §1817(j)) filed on its behalf involving any other bank, trust company, national banking association or bank holding company which is presently pending. Such list shall include the date and place of filing each notice and the name and address of the institution to which each notice pertains.

(d) A statement as to what part, if any, of the funds to be used in making the acquisition or merger are borrowed from sources other than its own subsidiaries. With respect to any such funds, the applicant shall state: (1) the amount and source of borrowed funds; (2) collateral

pledged, if any; (3) terms of the loan, including interest rates, amortization requirements, guarantors, endorsers, and any other arrangements or agreements among the parties to such loan transaction; (4) proposed source of funds for debt service; (5) whether and to what extent the acquiring party intends to rely on dividends, fees, etc. from the institution being acquired for debt servicing requirements.

**NEW SECTION**

**WAC 50-48-060 INFORMATION TO BE MADE AVAILABLE BY ACQUIRING APPLICANT.** The applicant out-of-state bank holding company shall make available for review by the office of the supervisor the following:

(a) Any current file which it or its principal banking subsidiary or subordinate is required to maintain by regulations promulgated by the appropriate federal financial supervisory authority (as defined in 12 U.S.C. §2902(1)) for purposes of the Community Reinvestment Act (12 U.S.C. §2902 et seq.).

(b) Copies of all internal documents having to do with the proposed merger or acquisition, including, without limitation, memoranda or analyses together with conclusions and recommendations to management and all financial or other information from which such memoranda, analyses, conclusions, recommendations or other documents were prepared.

**NEW SECTION**

**WAC 50-48-070 INFORMATION TO BE MADE AVAILABLE BY APPLICANT TO BE ACQUIRED.** The bank, trust company, national banking association or domestic bank holding company to be acquired shall make available to the supervisor all internally generated reports relating to the operation of any or all operating subsidiaries during the immediately preceding two-year period.

**NEW SECTION**

**WAC 50-48-080 APPLICATION TO INCLUDE STATEMENT OF INTERLOCKING MANAGEMENT OR OWNERSHIP.** The application must state whether any management official (as defined in 12 U.S.C. §3201(4)) of the acquiring out-of-state bank holding company or any of its affiliated corporations (as the term "affiliated" is defined by 12 U.S.C. §3201(3)) is also a management official of any other depository institution or holding company other than the bank, trust company, or national banking association being acquired, or whether any person, partnership or corporation who owns or controls, directly or indirectly, ten percent or more of the outstanding voting shares of the acquiring applicant also owns, directly or indirectly, ten percent or more of the outstanding voting shares of any other depository institution or holding company. If such circumstances do exist, the application shall include: (1) the name of such person or persons, partnerships or corporations; (2) name and address of the depository institution or holding company; (3) relationship triggering this reporting requirement; and (4) nature and extent of ownership interest held by such person, partnership or corporation in the applicant and other depository institution or holding company.

**NEW SECTION**

**WAC 50-48-090 SUPERVISOR MAY CONSULT WITH AND OBTAIN INFORMATION FROM APPROPRIATE FEDERAL REGULATORY AUTHORITY.** The supervisor may consult with appropriate federal regulatory agencies in connection with any application filed hereunder and shall consider any information received from such agency or agencies in ruling upon the application.

**WSR 83-16-073  
PROPOSED RULES  
DEPARTMENT OF  
GENERAL ADMINISTRATION  
(Division of Banking)  
[Filed August 3, 1983]**

Notice is hereby given in accordance with the provisions of RCW 34.04.025, that the Division of Banking,

Department of General Administration, intends to adopt, amend, or repeal rules concerning satellite facilities, amending WAC 50-40-990 and cost of examinations, amending WAC 50-44-010 and 50-44-020;

that the agency will at 10:00 a.m., Wednesday, September 7, 1983, in the Office of the Acting Supervisor of Banking, Room 219, General Administration Building, Olympia, conduct a public hearing on the proposed rules.

The adoption, amendment, or repeal of the rules will take place immediately following the hearing.

The authority under which these rules are proposed is RCW 30.04.030.

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency before September 7, 1983.

Dated: August 3, 1983

By: L. O. Malmberg  
Acting Supervisor of Banking

**STATEMENT OF PURPOSE**

This statement is filed pursuant to RCW 34.04.045.

RCW 34.04.058 requires the use of underlining and deletion marks to indicate amendments to existing rules, and deems ineffectual changes not filed by the agency in this manner. These regulations are to correct amending errors previously submitted.

These regulations drafted and proposed by L. O. Malmberg, Acting Supervisor, Division of Banking, 219 General Administration Building, Olympia, Washington 98504, Telephone (206) 753-6520.

The supervisor and his staff will be responsible for enforcement of these regulations.

Small Business Economic Impact Statement: As to WAC 50-40-990, 50-44-010 and 50-44-020. This statement is filed pursuant to RCW 19.85.040. These regulations are amendments that correct typographical errors in existing regulations. These regulations will not be disproportionate nor create adverse economic impact for small businesses operating under these regulations.

**AMENDATORY SECTION** (Amending Order 48, filed 12/1/82)

**WAC 50-40-990 APPENDIX I—FORM—APPLICATION TO PROVIDE SATELLITE FACILITY.**

**APPENDIX I**

**FORM—APPLICATION TO PROVIDE SATELLITE FACILITY**

(NOT TO BE CONSTRUED TO BE THE ESTABLISHMENT OF A BRANCH.)

To the Supervisor of Banking:

\_\_\_\_\_  
(Bank, Trust Company, Stock Savings Bank, or Mutual Savings Bank, hereinafter referred to as the Applicant), \_\_\_\_\_, Washington,  
(City)

hereby initiates application for approval to provide satellite facilities at

\_\_\_\_\_  
(Include street designation or approximate location in terms of nearest intersection)

\_\_\_\_\_  
(City or Town, indicate direction if outside city limits)

\_\_\_\_\_, Washington.  
(County)

The location of the proposed satellite facility would be . . . . . miles distant from the main office and . . . . . miles distant from the nearest branch

(Name) of the Applicant

We enclose a verified copy of a resolution adopted . . . . . by the Board of Directors or Board of Trustees (Date) of the Applicant, duly authorizing the undersigned to make this application, and obligate the Applicant for necessary costs. Also enclosed is a check to apply upon the costs of investigation. If the cost of investigation to be made exceeds the minimum required by WAC 50-12-040(13), the Applicant will pay such excess in accordance with that section.

We also enclose the supporting data required by WAC 50-40-020.

SUBSCRIBED AT . . . . ., Washington, this . . . . . day of . . . . ., 19 . . . . .

(Please type name and position under signature)

**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 48, filed 12/1/82)

**WAC 50-44-010 COLLECTION OF EXAMINATION COSTS—COLLECTION METHOD.** The requirement of RCW 30-.04.070 that the supervisor collect from each bank, mutual savings bank, stock savings bank, trust company, or industrial loan company, the estimated cost of examinations, shall be met in accordance with the procedures established in this chapter. Costs shall be recouped by the following methods: Semi-annual asset charges, a charge for each branch office in operation, and an hourly charge for the number of hours spent by division personnel in specialized examinations. In addition, a special assessment will be made over the next two years to provide working capital for the banking examination fund.

**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 48, filed 12/1/82)

**WAC 50-44-020 SEMI-ANNUAL ASSET CHARGE—ASSESSMENT.** A semi-annual charge for assets will be computed upon the asset value reflected in the most recent report of condition. The rate of such charge shall be as set forth in the following schedules:

If the bank's total assets are:		The assessment is:		
Over	But not Over	This Amount	Plus	Of Excess Over
Million	Million			Million
0	1	\$ 500	.0000850	0
1	10	1,000	.0000850	1
10	100	1,000	<del>((.0000850))</del>	1
			.0000800	
100	300	1,000	.0000600	1
300	500	1,000	.0000575	1
500	700	1,000	.0000538	1
700	900	1,000	.0000525	1
900	1,000	1,000	.0000500	1
1,000	—	1,000	.0000450	1

(2) Alien banks.

If the bank's total assets are:		The assessment is:		
Over	But not Over	This Amount	Plus	Of Excess Over
Million	Million			Million
0	200	\$1,000	.0000625	1
200	300	1,000	.0000600	1
300	500	1,000	.0000575	1
500	700	1,000	.0000550	1
700	1,000	1,000	.0000500	1
1,000	—	1,000	.0000450	1

(3) Mutual savings banks and stock savings banks.

If the bank's total assets are:		The assessment is:		
Over	But not Over	This Amount	Plus	Of Excess Over
Million	Million			Million
0	100	\$3,000		
100	200	1,000	.0000225	1
200	500	1,000	.0000200	1
500	1,000	1,000	.0000175	1
1,000	3,000	1,000	.00001625	1
3,000	—	1,000	.0000150	1

(4) Industrial loan companies.

If the total assets on a consolidated basis are:		The assessment is:		
Over	But not Over	This Amount	Plus	Of Excess Over
Million	Million			Million
0	1	\$ 250		
1	—	250	.000075	1

The supervisor's office shall forward by first-class mail a notice to each respective financial institution showing the total amount of the asset charge due. The notices shall be mailed during the months of February and August, commencing in February 1982. The asset charge must be received by the office of the supervisor of banking within thirty days from the time the supervisor's notice is mailed. An additional two hundred dollar penalty shall be assessed if the amount is not paid within the time specified.

**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 83-16-074**  
**PROPOSED RULES**  
**HORSE RACING COMMISSION**  
 [Filed August 3, 1983]

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 relating to definitions of commission employees, amending WAC 260-14-010 and penalties for misuse of permitted medication, amending WAC 260-70-100; that the agency will at 1:00 p.m., Wednesday, September 8, 1983, in the Marriott Hotel, Sea-Tac, 3201 South 176th, Seattle, WA, conduct a public hearing on the proposed rules.

The adoption, amendment, or repeal of the rules will take place immediately following the hearing.

The authority under which these rules are proposed is RCW 67.16.020 and 67.16.040.

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency before September 6, 1983.

Dated: July 28, 1983

By: Robert Earley  
Executive Secretary

### STATEMENT OF PURPOSE

In the matter of WAC 260-14-010 and 260-70-100 relating to the rules of horse racing.

WAC 260-14-010 and 260-70-100 are proposed for amendment as indicated in the notice of intention to adopt rules filed this date with the code reviser.

These rule amendments 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 260-14-010 is intended to eliminate the prohibition against family members of commission regulatory employees being employed by racing associations.

The proposed amendments to WAC 260-70-100 are intended to eliminate the penalty to an owner whose horse is raced in violation of permitted medication rules and to increase the penalty to the trainer in such a situation.

Robert Earley, Executive Secretary, Suites B and C, 210 East Union Avenue, Olympia, Washington 98504, Telephone No. 753-3741, and members of his staff were responsible for the drafting of the proposed rule and are to be responsible for its implementation and enforcement.

The proponent of the amended rules is the Washington Horse Racing Commission.

There are no comments or recommendations being submitted inasmuch as the amended 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.

Small Business Economic Impact Statement: The adoption of WAC 260-14-010 and 260-70-100 is not anticipated to affect more than twenty percent of all industries, nor more than ten percent of any one industry as defined by section 2(3), chapter 6, Laws of 1982.

### AMENDATORY SECTION (Amending Order 73.3, filed 6/28/73)

WAC 260-14-010 DEFINITIONS. For the purposes of chapter 260-14 WAC, unless otherwise indicated by the context in which the term is used, the following terms shall have the meaning set forth herein:

(1) "Commissioner," shall mean any member of the Washington state horse racing commission, and any member of the immediate family of such commissioner.

(2) "Employee," shall mean any full or part time employee of the commission (~~(including any member of such employee's immediate family)~~) not normally engaged in direct regulatory functions. Included in such group are the executive secretary, ~~((the))~~ Olympia office ~~((help))~~ personnel, and registration clerks ~~((employed on a temporary basis for the purpose of registering licenses at race tracks))~~.

(3) "Regulatory employee," shall include all of the officials named in WAC 260-24-010 ~~((and members of the immediate families of~~

~~each such official))~~ and any other employee compensated on a per race day basis or engaged in direct regulatory functions.

(4) ~~(( "Member of the immediate family," shall be deemed to include all adults having a relationship closer than that of first cousin residing in the same household and all minor children.~~

~~(5)) "Thing of economic value," shall have the same meaning as that term has in chapter 42.18 RCW.~~

### AMENDATORY SECTION (Amending Order 82-01, filed 1/20/82)

WAC 260-70-100 PENALTIES RELATING TO MISUSE OF PERMITTED MEDICATION. Should the laboratory analysis of urine or blood taken from a horse, other than a two-year old, show the presence of more than one approved nonsteroidal anti-inflammatory drug (NSAID) in violation of WAC 260-70-021, or the presence of phenylbutazone in excess of the quantities authorized by WAC 260-70-090, the stewards or commission shall levy the following penalties against each person found responsible:

(1) For a first offense within any calendar year, a fine of ~~(( \$200 ))~~ \$400;

(2) The second offense, within any calendar year, ~~(( \$500 ))~~ \$1,000;

(3) For a third offense, within any calendar year, license suspension for one year.

~~((If laboratory analysis of urine or blood taken from a horse shows misuse of permitted medication as specified above the owner of such horse shall not participate in the purse distribution of the race wherein the violation occurred, and shall be denied or shall promptly return any portion of the purse, or sweepstakes, and any trophy in such race and the same shall be distributed as in the case of a disqualification.))~~

If any NSAID or other permitted medication is found in the body of a horse which alone or in combination with a second medication is of such a quantity so as to interfere with the testing process the penalties for use of a prohibited drug or medication shall apply irrespective of the provisions of this rule. The finding of any diuretic, including Lasix (furosemide), in the body of a horse shall constitute the presence of an interfering substance and the penalties for use of a prohibited drug or medication shall apply.

### WSR 83-16-075

#### ADOPTED RULES

#### HORSE RACING COMMISSION

[Order 83-02—Filed August 3, 1983]

Be it resolved by the Washington Horse Racing Commission, acting at the Marriott Hotel, 3201 South 176th, Seattle, WA, that it does adopt the annexed rules relating to double entries, amending WAC 260-40-200.

This action is taken pursuant to Notice No. WSR 83-13-115 filed with the code reviser on June 22, 1983. These rules shall take effect thirty days after they are filed with the code reviser 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 the agency 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) in the adoption of these rules.

APPROVED AND ADOPTED July 27, 1983.

By Will Bachofner  
Chairman

AMENDATORY SECTION (Amending Order 79-06, filed 12/17/79)

WAC 260-40-200 ✓ **DOUBLE ENTRIES.** A trainer may enter and start no more than two horses of the same or separate ownership in a purse race or overnight event. When making a double entry of horses of the same ((~~or separate~~)) ownership the owner or trainer must express a preference; and in no case, other than a stake race, will two horses of the same ((~~or separate~~)) ownership be allowed to start to the exclusion of a single entry.

**WSR 83-16-076**  
**PROPOSED RULES**  
**DEPARTMENT OF**  
**NATURAL RESOURCES**  
**(Board of Natural Resources)**  
 [Filed August 3, 1983]

Notice is hereby given in accordance with the provisions of RCW 34.04.025, that the Board of Natural Resources intends to adopt, amend, or repeal rules concerning proposed revisions to WAC 332-30-109 and 332-30-115 and addition of new section WAC 332-30-116 would clarify the department's role in planning for harbor areas, rearrange harbor area use priorities, change maximum lease terms, prohibit new residential uses in harbor areas, require more evaluation of interim uses and add policy and procedure on harbor line relocation;

that the agency will at 7:00 p.m., Thursday, September 8, 1983, in the Port of Seattle Commission Chambers, 3rd Floor, Pier 66, Seattle, conduct a public hearing on the proposed rules.

An additional hearing will be held at 1:30 p.m., Wednesday, September 7, 1983, in Room 301, Public Lands Building, Olympia.

The formal decision regarding adoption, amendment, or repeal of the rules will take place on October 4, 1983.

The authority under which these rules are proposed is RCW 43.30.150.

The specific statute these rules are intended to implement is chapter 79.92 RCW.

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency before September 13, 1983.

Written or oral submissions may also contain data, views, and arguments concerning the effect of the proposed rules or amendments of rules on economic values pursuant to chapter 43.21H RCW.

The agency reserves the right to modify the text of these proposed rules before the hearing or in response to written or oral comments received before or during the hearing.

The agency may need to change the date for hearing or adoption on short notice. To ascertain that the hearing or adoption will take place as stated in this notice, an interested person may contact the person named below.

Correspondence relating to this notice and the proposed rules should be addressed to:

Steve Tilley  
 Mailstop QW-21  
 Olympia, WA 98504  
 Phone (206) 754-1823

Dated: August 2, 1983

By: Art Stearns  
 Supervisor

### STATEMENT OF PURPOSE

Title and Number of Rule Section(s) or Chapter(s): Chapter 332-30 WAC, Aquatic land management; includes WAC 332-30-109 Harbor areas; 332-30-115 Harbor area use classes; and 332-30-116 Harbor line relocation.

Statutory Authority: RCW 43.30.150.

Specific Statute that Rule is Intended to Implement: Chapter 79.92 RCW.

Summary of the Rule(s): This notice proposes to amend two sections and add one new section to chapter 332-30 WAC, Aquatic land management. The amendments to WAC 332-30-109 require and define state cooperation with local governments in planning for development of harbor areas. The amendments to WAC 332-30-115 revise the maximum lease terms for all harbor areas uses. New residential uses are prohibited and new water oriented uses are treated as interim uses. New analysis is required for interim uses to insure that they do not intrude on space needed for constitutional uses. New section WAC 332-30-116 establishes policy and procedure on harbor line relocation.

Reasons Supporting the Proposed Rule(s): In recent years, the demands for nonnavigation and commerce uses of harbor areas have increased dramatically. At the same time, shipping technology has changed and left some harbor areas with no apparent present navigation and commerce use. These regulations allow more flexibility in management of harbor areas so that "interim" uses can be accommodated. At the same time, the regulations require better planning for harbor development and analysis of individual projects so that space needs for future navigation and commerce demands will be met. The Harbor Line Commission is often called upon to relocate harbor lines. This has been done in the past on a case by case basis with no formal guidelines or procedure. The public has expressed an interest in having more certainty as to what will be considered and how to be heard in the process. The proposed rules establish criteria and procedures for evaluation of future harbor line relocation proposals.

The Agency Personnel Responsible for the Drafting, Implementation and Enforcement of the Rule: John De Meyer, Manager, Marine Land Management Division, Public Lands Building, MS: QW-21, Olympia, WA 98504, (206) 753-5326.

Name of the Person or Organization Whether Private, Public or Governmental, that is Proposing the Rule: Department of Natural Resources.

Agency Comments or Recommendations, if any, Regarding Statutory Language, Implementation, Enforcement and Fiscal Matters Pertaining to the Rule: None.

The rule is not necessary to comply with a federal law or a federal or state court decision.

Any Other Information that may be of Assistance in Identifying the Rule or its Purpose: None.

No impact statement required.

#### AMENDATORY SECTION (Amending Order 343, filed 7/3/80)

WAC 332-30-109 HARBOR AREA. (1) Harbor areas shall be reserved for landings, wharves, streets and other conveniences of navigation and commerce.

(2) Water dependent ~~((and water oriented))~~ commerce shall be given preference over other uses of harbor areas.

(3) Every consideration shall be given to meeting the expanding need for navigation and water dependent commerce in existing harbor areas.

(4) Several industries using the same harbor area facility shall be given preference over single industry use.

(5) Shallow draft uses, such as barge terminals and marinas, shall be preferred over deep draft uses, in areas requiring extensive maintenance dredging.

(6) Harbor lines may be adjusted, when authorized by the legislature, to provide reasonable opportunity to meet the present and future needs of commerce and navigation.

(7) In harbor areas where no current constitutional use (navigation and commerce) is called for or practical and other uses are in demand, interim ~~((nonconforming))~~ uses may be authorized by the board of natural resources if in the public interest.

(8) The department will, where in the public interest, promote the conversion of existing nonconforming uses to conforming uses by assisting if possible, such users in resiting their operations and by withdrawing renewal options on affected state harbor area leases.

(9) The department will promote full development of all existing suitable harbor areas for use by water dependent ~~((and water oriented))~~ commerce ~~((by supporting development and application of existing and new technology as well as a comprehensive harbor area planning program)).~~

(10) Abandoned structures determined to be unsightly or unsafe by the department shall be removed from harbor areas by the owner of the structures upon demand by the department or by the department in which case the owner will be assessed the costs of such removal.

(11) Houseboats are not permitted in harbor areas.

(12) Resource management cost account portion of the revenue from leasing of harbor areas shall be used to reduce the general tax burden and for aquatic land management programs that are of benefit to the public.

(13) Harbor areas will be managed to produce revenue for the public unless withdrawn as a public place.

(14) Harbor area lease renewal applications must be returned to the department within sixty days of expiration of prior lease term. If not timely returned, the harbor area involved will be put up for public auction.

(15) The department will cooperate with local governments in planning for development of harbor areas. The department will encourage local governments to use their land development and land use management authorities to accomplish the following:

(a) Reserve adequate and appropriate space within the jurisdiction to serve foreseeable navigation and commerce development needs.

(b) Coordinate plans for aquatic land and upland development so that areas reserved for navigation and commerce will be usable in the future.

(c) Identify areas where interim uses may be allowed.

(d) Identify needed changes in harbor lines.

(e) Minimize the environmental impacts of navigation and commerce development.

(f) Prevent existing and future interim uses in harbor areas from lowering the suitability of harbor areas for navigation and commerce development.

#### AMENDATORY SECTION (Amending Order 343, filed 7/3/80)

WAC 332-30-115 HARBOR AREA USE CLASSES. These classes are based on the degree to which the use conforms to the intent of the constitution that designated harbor areas be reserved for landings, wharves, streets and other conveniences of navigation and commerce.

(1) Water dependent commerce are all uses that cannot logically exist in any other location but on the water and are aids to navigation and commerce. These are preferred harbor area uses. Leases may be granted up to ~~((thirty years with no restrictions on renewals))~~ the maximum period allowed by the Constitution and may be renewed. Typical uses are:

(a) Public or private vessel terminal and transfer facilities which handle general commerce including the cargo handling facilities necessary for water oriented uses.

(b) Ferry terminals.

(c) Watercraft construction, repair, maintenance, servicing and dismantling.

(d) Marinas and mooring areas.

(e) Tug and barge companies facilities.

(f) Log booming.

(2) Water oriented commerce are commercial uses which do not service others but do require water transport, usually of raw materials. It is possible with existing technology for these activities to be located ~~((away from the water. They are considered to be of lower priority and))~~ on uplands rather than in the harbor area. Existing water oriented uses may be asked to yield to water dependent commercial uses ((if other suitable harbor area is not available)) when the lease expires. ((Leases may be issued for periods up to thirty years, but may contain provisions limiting renewal.)) New water oriented commercial uses will be considered as interim uses. Typical uses are:

(a) Pulp and paper mills.

(b) Lumber and plywood mills.

(c) Fish processing plants.

(d) Sand and gravel companies.

(e) Petroleum handling and processing plants.

(f) Log ~~((booming, rafting and))~~ storage.

(3) ~~((Water dependent public uses))~~ Facilities for public access are lower priority uses which do not make an important contribution to navigation and commerce for which harbor areas are reserved, but which can be permitted ((on an interim basis)) providing that the harbor area involved is not needed, or is not suitable for ((constitutional uses)) water dependent commerce. Leases may be issued for periods up to ((twenty)) thirty years with ((the possibility that they may not be renewed)) possible renewals. Typical uses are:

(a) ~~((Public ecological and scientific reserves.))~~ Public fishing piers.

(b) Public waterfront parks.

(c) Public use beaches.

(d) Aquariums available to the public.

(e) Underwater parks and reefs.

(f) Public viewing areas and walkways.

(4) Residential uses include apartments, condominiums, single and multifamily housing, motels, boatels and hotels. Residential uses do not require harbor area locations and are frequently incompatible with water dependent commerce. New residential uses will not be permitted to locate in harbor areas. This restriction on new leases differentiates residential uses from interim uses. Existing residential uses may be asked to yield to other uses when the lease expires. Proposed renewals of residential leases will require the same analysis as specified for interim uses.

(5) ~~((All other uses is a class for those uses which clearly do not conform to the purpose for which harbor areas are created.))~~ Interim uses are all uses other than water dependent commerce, existing water oriented commerce, public access facilities, and residential uses. Interim uses ((in this class)) do not require waterfront locations in order to properly function((; nor are they directly associated with a water dependent or oriented use)). Leases may be issued ((if approved by local government for periods up to ten years with restrictive renewal provisions)) for those locations for which no need has been expressed by preferred users ((and no alternative sites are available)). Interim uses must be approved by local government. Renewal of interim use leases shall be subject to the same analysis as new interim use proposals. Multiple use will be a guiding principle to ensure physical and/or visual access by the public to these areas. ((Typical uses are:

(a) Apartment houses.

(b) Hotels.

(c) Taverns.

(d) Private residences.

(e) Warehouses not directly associated with water borne commerce.

(f) Retail sales outlets.

(g) Resorts and convention centers.

(h) Restaurants.) Each interim use lease proposal will be analyzed to determine whether the site is surplus to the needs of water dependent commerce. Lease terms will depend on the scope and forecast period of the analysis. Proposals will be evaluated in terms of the following:

- (a) Future demands by water dependent commerce.
- (b) The effect on the usefulness of adjacent harbor area for water dependent commerce.
- (c) The probability they will attract similar uses.
- (d) Their ability to subsidize a marginally economic water dependent harbor use.
- (e) Their water dependency.
- ((5)) (6) Areas withdrawn are harbor areas which are so located as to be currently unusable. These areas are temporarily withdrawn pending future demand for constitutional uses. No leases are issued.

**NEW SECTION**

WAC 332-30-116 HARBOR LINE RELOCATION. Harbor areas are established to meet the needs of navigation and commerce. Harbor line relocations must be consistent with this purpose.

- (1) Harbor line relocations should:
  - (a) Maintain or enhance the type and amount of harbor area needed to meet long-term needs of water dependent commerce; and
  - (b) Maintain adequate space for navigation beyond the outer harbor line.
- (2) When in agreement with the above guidelines, consideration of harbor line relocations should include:
  - (a) Plans and development guidelines of public ports, counties, cities, and other local, state, and federal agencies;
  - (b) Economic and environmental impacts;
  - (c) Public access to the waterfront;
  - (d) Indian treaty rights;
  - (e) Cumulative impacts of similar relocations on water dependent commerce; and
  - (f) The precedent setting effect on other harbor areas.
- (3) Procedure.
  - (a) Upon receipt of a completed harbor line relocation proposal form and SEPA checklist (if necessary), department of natural resources staff shall arrange for a public hearing.
  - (b) Notice of the hearing shall be mailed at least thirty days in advance to the concerned city, county, port district, interest groups, adjacent tide, shore or upland owners and others who indicate interest; and shall be published at least twenty days in advance in a local newspaper of general circulation.
  - (c) The hearing, conducted by a hearings officer, shall be held in the county in which the relocation is proposed. Department staff shall present the proposal and preliminary recommendations. The hearing shall be recorded.
  - (d) Comments may be submitted at the hearing or mailed to the department. Written comments must be postmarked no later than fourteen days after the hearing.
  - (e) Department of natural resources staff will finalize SEPA compliance (if necessary) and prepare a final report of recommendations to the harbor line commission.
  - (f) No later than sixty days after the date of the public hearing, the harbor line commission shall consider the staff report and public comments, then approve or deny the relocation. A copy of the commission's resolution shall be sent within ten days to the proponent, the city, county, port district and other parties who have requested it.

**WSR 83-16-077  
PROPOSED RULES  
HIGHER EDUCATION  
PERSONNEL BOARD  
[Filed August 3, 1983]**

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

Amd WAC 251-22-080 Vacation leave—Accumulation—Excess,

- Amd WAC 251-10-060 Layoff lists—Statewide, WAC 251-10-140 Immediate dismissal, to change all references from "annual leave" to "vacation leave" to be consistent with chapter 43.01 RCW.
- Amd WAC 251-09-020 Work period designation, to establish a new category of work period designation to accommodate the schedules of emergency response fire officers for which special pay is approved.
- Amd WAC 251-09-090 Special premium pay, to clarify through the deletion of the word "premium" that the salary level established under the rule is the base rate for the classes or positions.
- Amd WAC 251-09-090 Special premium pay, to delete the limitation that special pay may be requested only by the personnel officer;

that such agency will at 9:00 a.m., Friday, September 16, 1983, in the Council Chambers, Pence Union Building, Eastern Washington University, Cheney, Washington, conduct a hearing relative thereto.

The adoption, amendment, or repeal of such rules will take place immediately following such hearing.

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 September 16, 1983, and/or orally at 9:00 a.m., Friday, September 16, 1983, Council Chambers, Pence Union Building, Eastern Washington University, Cheney, Washington.

Dated: August 3, 1983  
By: John A. Spitz  
Director

**STATEMENT OF PURPOSE**

This statement is related to the notice filed with the code reviser on August 3, 1983, and is filed pursuant to RCW 34.04.025.

Rule Affected: WAC 251-22-080 Vacation leave—Accumulation—Excess.

Statutory Authority: RCW 28B.16.100 to implement the provisions of that section.

Purpose of Existing Rule: Identifies the maximum rate at which vacation leave may be accumulated.

Summary of Proposed Change: Identifies the two methods by which vacation leave may be accumulated above the 30-day maximum limit. This change reflects modifications made during the 1983 legislative session (SHB 124) with regard to vacation leave accumulation. The board took emergency action at its July 22, 1983, meeting to adopt this same language to accommodate the July 24, 1983, effective date of the legislation.

Rules Affected: WAC 251-10-060 Layoff lists—State-wide; 251-10-140 Immediate dismissal; 251-12-260 Restoration of rights; 251-18-381 Appointment—Cyclic year position; 251-18-420 Appointment—Conversion of exempt position; 251-22-040 Holidays; 251-22-045 Personal holiday; 251-22-056 Leave—Alternate work schedule employees; 251-22-059 Leave—Change

of employment; 251-22-060 Vacation leave—Accrual; 251-22-070 Vacation leave—Use; 251-22-080 Vacation leave—Accumulation; 251-22-090 Vacation leave—Cash payment; 251-22-091 Vacation leave—Separation; 251-22-165 Workmen's compensation—Leave; 251-22-170 Military training leave; 251-22-200 Leave of absence without pay; 251-22-240 Suspended operation; and 251-22-245 Employee absence—Inclement weather.

Statutory Authority: RCW 28B.16.100 to implement the provisions of that section.

Purpose of Existing Rules: Various rules within Title 251 WAC which make reference to the use or accumulation of annual (vacation) leave.

Summary of Proposed Changes: Changes all references in the rules from "annual" leave to "vacation" leave to be consistent with chapter 43.01 RCW.

Rule Affected: WAC 251-09-020 Work period designation.

Statutory Authority: RCW 28B.16.100 to implement the provisions of that section.

Purpose of Existing Rule: Establishes the types of work period designations to which positions within the classified service will be assigned.

Summary of Proposed Change: Establishes a new category of work period designation to accommodate the work schedules of emergency response fire officers. The change will ensure more flexibility in the scheduling of fire officers and is expected to result in a substantial reduction of overtime costs which are required under current rules. The board took action at its June 17, 1983, meeting to enact the provision on an emergency basis effective at the beginning of the new biennium (July 1, 1983).

Rule Affected: WAC 251-09-090 Special premium pay.

Statutory Authority: RCW 28B.16.100 to implement the provisions of that section.

Purpose of Existing Rule: Establishes the conditions under which special pay may be approved.

Summary of Proposed Change: To clarify, through the deletion of the word "premium," that the salary level established under the rule is the base rate for the classes or positions for which special pay is approved.

Rule Affected: WAC 251-09-090 Special premium pay.

Statutory Authority: RCW 28B.16.100 to implement the provisions of that section.

Purpose of Existing Rule: Establishes the conditions under which special pay may be approved.

Summary of Proposed Change: To delete the limitation that special pay may be requested only by an institution's personnel officer.

Agency Person Responsible for Rules: Dennis Carlson, Assistant Director, HEPB, FT-11, Olympia, 98504, scan 234-0653.

Organization Proposing Change: Higher Education Personnel Board staff and Washington Federation of State Employees, AFL-CIO.

The agency makes no additional comments/recommendations regarding this proposal.

The change is not the result of federal law or state court action.

**AMENDATORY SECTION** (Amending Order 61, filed 8/30/77, effective 10/1/77)

WAC 251-22-080 ((ANNUAL)) VACATION LEAVE—ACCUMULATION—EXCESS. ((Unused annual)) Vacation leave credits may be accumulated to a maximum of thirty working days (except that if an employee's request for leave is denied by the employing official or designee, then the maximum of thirty working days accrual shall be extended for each month that the leave is deferred. Such deferral must be reported to and approved by the personnel officer) (240 hours). However, there are two methods which allow vacation leave to be accumulated above the maximum:

(1) If an employee's request for vacation leave is denied by the employing official, then the maximum of thirty working days' accrual shall be extended for each month that the leave is deferred, provided a statement of necessity justifying the denial is approved by the personnel officer.

(2) As an alternative to subsection (1) of this section, employees may also accumulate vacation leave in excess of thirty days as follows:

(a) An employee may accumulate the vacation leave days between the time thirty days is accrued and his/her anniversary date of state employment.

(b) Such accumulated leave shall be used by the anniversary date and at a time convenient to the employing institution/agency. If such leave is not used prior to the employee's anniversary date, such leave shall be automatically extinguished and considered to have never existed.

(c) Such leave credit acquired and accumulated shall never, regardless of circumstances, be deferred by the employing institution/agency by filing a statement of necessity as described in subsection (1) of this section.

**AMENDATORY SECTION** (Amending Order 98, filed 7/22/82, effective 9/1/82)

WAC 251-10-060 LAYOFF LISTS—STATE-WIDE. (1) A permanent employee of any institution of higher education, related board, or state agency who is on layoff status or is scheduled for layoff shall, upon his/her request, be placed on the state-wide layoff list(s) at any higher education institutions or related boards: PROVIDED, That:

(a) The employee must demonstrate the ability to meet the minimum qualifications and pass the qualifying examination; and

(b) The list must be for:

(i) Class(es) in which he/she has held permanent status; or

(ii) Lower class(es) in the same class series; or for

(iii) Equivalent classes under the jurisdiction of the state department of personnel; and

(c) The option must be exercised by the affected employee within thirty calendar days of the effective date of layoff.

(2) Employees shall be ranked by their total layoff seniority as measured by their last period of unbroken service in the classified service of the state. The list shall consist of two categories and certification within each category shall be in order of:

(a) Employees of higher education institutions/related boards;

(b) Employees of other state agencies.

(3) The duration of eligibility on this list shall be one year from the date of placement on the list.

(4) Referral from this list shall be on a rule of five.

(5) Employees appointed from this list shall be required to serve a probationary period of six months. Termination during the probationary period shall not affect the employees' status on state-wide layoff lists upon which they previously have been placed.

(6) Employees appointed from this list shall be credited with unused sick leave accrued at the time of layoff. ((Annual)) Vacation leave shall be computed as provided in WAC 251-22-060.

(7) The institution will provide each employee scheduled for layoff with a copy of this rule and the comparable state department of personnel rule and a listing of institutions, related boards, or offices of the state department of personnel which they may contact. It shall be the responsibility of the employee to contact the institution/related board,

or the state department of personnel if he/she has an interest in being placed on the respective state-wide layoff list(s).

(8) Certification from the state-wide layoff list shall be as provided in WAC 251-18-240.

**AMENDATORY SECTION** (Amending Order 98, filed 7/22/82, effective 9/1/82)

WAC 251-10-140 IMMEDIATE DISMISSAL. When the appointing authority determines that a permanent employee is to be dismissed for cause as provided in WAC 251-10-110 and the circumstances are such that retention of the employee in an active duty status may result in damage to state property or may be injurious to the employee, fellow workers, or the client public, the employee may be dismissed immediately. The employee must be notified in writing as provided in WAC 251-10-120, but the fifteen calendar days notice requirement does not apply. The notification must state the cause for the dismissal and in addition the necessity for the immediacy of the action. Provisions must be made to permit affected employees to use all accumulated ((annual)) vacation leave as provided in WAC 251-22-091.

**AMENDATORY SECTION** (Amending Order 61, filed 8/30/77, effective 10/1/77)

WAC 251-12-260 RESTORATION OF RIGHTS. (1) Any employee, when fully reinstated after appeal, shall be guaranteed all employee rights and benefits including back pay, sick leave, ((annual)) vacation leave accrual, retirement and OASDI credits.

(2) In instances of immediate dismissal as provided in WAC 251-10-140 where the institution is unable to justify under appeal the immediacy of the dismissal but the dismissal action itself is upheld, the employee's entitlement to recovery shall not exceed the fifteen calendar day period which would have served as the notice period had the dismissal been processed as provided in WAC 251-10-120. In instances where the board does not uphold the dismissal action but deems a suspension to have been warranted, the employee may be reinstated and a suspension ordered of up to fifteen calendar days.

**AMENDATORY SECTION** (Amending Order 105, filed 4/29/83, effective 6/1/83)

WAC 251-18-381 APPOINTMENT—CYCLIC YEAR POSITION. (1) Cyclic year positions are to be filled in accord with chapter 251-18 WAC.

(2) At least fifteen calendar days before the start of each annual cycle, incumbents of cyclic year positions will be informed in writing of their scheduled periods of leave without pay in the ensuing annual cycle. Such leave without pay shall not constitute a break in service and shall not be deducted from the employees' length of service in granting periodic increments except as provided in WAC 251-08-100(3)(f), nor in computing the employees' ((annual)) vacation leave accrual rate.

(3) When additional work is required of a cyclic year position during a period for which the position was scheduled for leave without pay, the temporary work will be offered to the incumbent. The incumbent will be allowed at least three working days in which to accept or decline the offer.

**AMENDATORY SECTION** (Amending Order 71, filed 2/27/79)

WAC 251-18-420 APPOINTMENT—CONVERSION OF EXEMPT POSITION. (1) Incumbents of positions which are converted from exempt to classified service for the following reasons may be placed within the classified service as provided in subsections (2) through (9) of this section:

(a) When it has been determined that the exempt position does not meet the criteria for exemption per WAC 251-04-040(1), (3), (4) or (5) and thus is inappropriately exempt;

(b) When an organizational realignment has caused the exempt position to become inappropriately exempt by no longer meeting the criteria for exemption per WAC 251-04-040(1), (3), (4) or (5); or

(c) When an institution elects to convert a position which has been exempt per the provisions of WAC 251-04-040(5).

(2) An incumbent whose position is converted as indicated in subsection (1)(c) of this section must have served a minimum of one year in the position being converted in order to be subject to the provisions of this section.

(3) The incumbent shall not be required to pass a qualifying examination or meet the minimum qualifications for entry into the class.

(4) The incumbent shall enter the classified position with permanent status unless he/she has been employed less than six months in the exempt position being converted, in which case he/she shall hold probationary status until a total of six months has been served.

(5) The incumbent shall be placed at the first step within the salary range or range extension which is not less than the current exempt salary.

(6) The periodic increment date shall be established based on the date of conversion to the classified service or the date of last salary increase, whichever is sooner. Those employees at or above the top step of the new range shall not be assigned a P.I.D.

(7) The incumbent shall be credited with unused accrued sick leave on the books at the time of conversion and shall continue to accrue at the rate of one day per month as provided in WAC 251-22-100.

(8) The incumbent shall be credited with unused accrued ((annual)) vacation leave on the books at the time of conversion and shall accrue at the same rate as for classified employees as provided in WAC 251-22-060.

(9) Layoff seniority for the incumbent shall be established based upon unbroken service at the institution.

**AMENDATORY SECTION** (Amending Order 105, filed 4/29/83, effective 6/1/83)

WAC 251-22-040 HOLIDAYS. (1) Legal holidays are designated by statute. The following holidays are identified per RCW 1.16.050:

- (a) The first day of January (New Year's Day);
- (b) The twelfth day of February (Abraham Lincoln's birthday);
- (c) The third Monday of February (George Washington's birthday);
- (d) The last Monday of May (Memorial Day);
- (e) The fourth day of July (Independence Day);
- (f) The first Monday in September (Labor Day);
- (g) The eleventh day of November, (Veteran's Day);
- (h) The fourth Thursday of November (Thanksgiving Day);
- (i) The day immediately following Thanksgiving Day; and
- (j) The twenty-fifth day of December (Christmas Day).

Each higher education institution will provide qualifying employees in pay status with a paid holiday on the above days. However, the governing board of each institution, and in the case of the community college system through the state board for community college education, may designate other days to be observed in lieu of the above holidays. Holiday schedules must be filed annually with the director for approval prior to implementation and may not be modified without prior approval by the director. Schedules may be submitted on a calendar or fiscal year basis. When an institution establishes an in lieu of schedule, paid holidays shall be granted based on the approved in lieu of schedule.

(2) Classified employees working twelve-month schedules or cyclic year position employees who work full monthly schedules throughout their work year shall receive the number of holidays for which they qualify during their scheduled work year as set forth in this section. Qualification is determined by being in pay status on the work day preceding the holiday(s).

(3) Cyclic year position employees scheduled to work less than full monthly schedules throughout their work year qualify for holiday compensation if they work or are in pay status on their last regularly scheduled working day preceding the holiday(s) in that month.

(4) Part time classified employees shall be entitled to the number of paid hours on a holiday that their monthly schedule bears to a full time schedule.

(5) Full time alternate work schedule employees shall receive eight hours of regular holiday pay per holiday. Any differences between the scheduled shift for the day and eight hours may be adjusted by use of ((annual)) vacation leave, use or accumulation of compensatory time as appropriate, or leave without pay.

(6) When a holiday falls on an employee's regularly scheduled day off, he/she shall receive a day of compensatory time off.

(7) Holiday time worked shall be compensated as provided in WAC 251-09-035.

(8) Whenever a holiday falls on Sunday, the following Monday shall be considered a nonworking or legal holiday. When a holiday falls on Saturday, the preceding Friday shall be considered a nonworking or legal holiday.

(9) Employees terminating immediately prior to a holiday do not qualify for holidays occurring after termination.

(10) Employees shall be entitled to one paid personal holiday per calendar year in addition to those specified in this section as provided in WAC 251-22-045.

**AMENDATORY SECTION** (Amending Order 61, filed 8/30/77, effective 10/1/77)

WAC 251-22-045 **PERSONAL HOLIDAY**. (1) Each employee may select one personal holiday each calendar year, as indicated in WAC 251-22-040(10) and the institution/related board must grant the day, provided:

(a) The employee has been continuously employed by the institution for more than four months.

(b) The employee has given not less than fourteen calendar days written notice to the supervisor; provided, however, the employee and the supervisor may agree upon an earlier date; and

(c) The number of employees selecting a particular day off does not prevent providing continued public service.

(2) Entitlement to the holiday will not lapse when denied under (1)(c) above.

(3) Full time alternate work schedule employees shall receive eight hours of regular holiday pay for the personal holiday. Any differences between the scheduled shift for the day and eight hours may be adjusted by use of ~~((annual))~~ vacation leave, use or accumulation of compensatory time as appropriate, or leave without pay.

(4) Part time classified employees shall be entitled to the number of paid hours on a personal holiday that their monthly schedule bears to a full time schedule.

**AMENDATORY SECTION** (Amending Order 61, filed 8/30/77, effective 10/1/77)

WAC 251-22-056 **LEAVE—ALTERNATE WORK SCHEDULE EMPLOYEES**. (1) Full time alternate work schedule employees shall accrue ~~((annual))~~ vacation and sick leave on the same schedule as provided in WAC 251-22-060; i.e., during the first year of employment a full time employee assigned to an alternate work schedule accrues eight hours of ~~((annual))~~ vacation leave and eight hours of sick leave for each month of qualifying service, etc.

(2) Part time alternate work schedule employees shall accrue leave on the same pro rata basis that their monthly work schedule bears to a full time work schedule.

(3) Leave use shall be charged on an hour for hour basis; i.e., an alternate work schedule employee on a ten hour per day work schedule would be charged ten hours of ~~((annual))~~ vacation or sick leave for each such day taken.

**AMENDATORY SECTION** (Amending Order 61, filed 8/30/77, effective 10/1/77)

WAC 251-22-059 **LEAVE—CHANGE OF EMPLOYMENT**. Unused sick and ~~((annual))~~ vacation leave credits of permanent status employees changing employment between higher education institutions, related boards or other state agencies shall move with the employee.

**AMENDATORY SECTION** (Amending Order 105, filed 4/29/83, effective 6/1/83)

WAC 251-22-060 ~~((ANNUAL))~~ **VACATION LEAVE—ACRUAL**. (1) Full-time employees eligible for ~~((annual))~~ vacation leave shall accrue ~~((annual))~~ vacation leave, to be credited monthly, at the following rates:

(a) During the first year of continuous state employment - 12 days (8.0 hours per month);

(b) During the 2nd year of continuous state employment - 13 days (8 hours, 40 minutes per month);

(c) During the 3rd and 4th years of continuous state employment - 14 days (9 hours, 20 minutes per month);

(d) During the 5th through the 9th years of total state employment - 15 days (10 hours per month);

(e) During the 10th year of total state employment - 16 days (10 hours, 40 minutes per month);

(f) During the 11th year of total state employment - 17 days (11 hours, 20 minutes per month);

(g) During the 12th year of total state employment - 18 days (12 hours per month);

(h) During the 13th year of total state employment - 19 days (12 hours, 40 minutes per month);

(i) During the 14th year of total state employment - 20 days (13 hours, 20 minutes per month);

(j) During the 15th year of total state employment - 21 days (14 hours per month);

(k) During the 16th and succeeding years of total state employment - 22 days (14 hours, 40 minutes per month).

(2) Employees working less than full time schedules shall accrue ~~((annual))~~ vacation leave credit on the same prorata basis that their appointment bears to a full time appointment.

(3) Per the provisions of WAC 251-18-381(2), the scheduled period of cyclic year position leave of absence without pay shall not be deducted for purposes of computing the rate of ~~((annual))~~ vacation leave accrual for cyclic year position employees.

(4) The following shall apply for purposes of computing years of qualifying state employment:

(a) Employment in the legislative and/or the judicial branch shall not be credited;

(b) Employment exempt by the provisions of WAC 251-04-040(2) or employment under the state personnel board jurisdiction which is analogous to the conditions specified in WAC 251-04-040(2) shall not be credited;

(c) Each contract year of full time faculty and/or administrative exempt employment within the higher education institutions shall be credited as a year of qualifying service;

(d) Employment in part time classified positions shall be credited as full time service.

(5) ~~((Annual))~~ Vacation leave credits shall not accrue during a leave of absence without pay which exceeds ten working days in any calendar month, nor shall credit be given toward the rate of ~~((annual))~~ vacation leave accrual.

**AMENDATORY SECTION** (Amending Order 61, filed 8/30/77, effective 10/1/77)

WAC 251-22-070 ~~((ANNUAL))~~ **VACATION LEAVE—USE**. (1) ~~((Annual))~~ Vacation leave may not be taken until an employee has completed six months of continuous employment. An employee bringing an accrued balance from another state agency may use the previously accrued ~~((annual))~~ vacation leave during the institutional probationary period.

(2) All requests for ~~((annual))~~ vacation leave must be approved by the employing official or designee in advance of the effective date.

(3) ~~((Annual))~~ Vacation leave shall be scheduled by the employing department at a time most convenient to the work of the department, the determination of which shall rest with the employing official. As far as possible, leave will be scheduled in accordance with the wishes of the employee in any amount up to the total of his/her earned leave credits.

(4) Paid ~~((annual))~~ vacation leave may not be used in advance of its accrual.

**AMENDATORY SECTION** (Amending Order 61, filed 8/30/77, effective 10/1/77)

WAC 251-22-080 ~~((ANNUAL))~~ **VACATION LEAVE—ACCUMULATION**. Unused ~~((annual))~~ vacation leave credits may be accumulated to a maximum of thirty working days, except that if an employee's request for leave is denied by the employing official or designee, then the maximum of thirty working days accrual shall be extended for each month that the leave is deferred. Such deferral must be reported to and approved by the personnel officer.

**AMENDATORY SECTION** (Amending Order 102, filed 9/20/82, effective 10/25/82)

WAC 251-22-090 ~~((ANNUAL))~~ **VACATION LEAVE—CASH PAYMENT**. Classified employees who are members of public employees retirement system Plan I are entitled to a lump sum cash payment for all unused ~~((annual))~~ vacation leave when they separate from service by resignation, layoff, dismissal, retirement or death. Compensation for unused ~~((annual))~~ vacation leave shall be computed and paid as prescribed by the office of financial management.

**AMENDATORY SECTION** (Amending Order 102, filed 9/20/82, effective 10/25/82)

WAC 251-22-091 ~~((ANNUAL))~~ **VACATION LEAVE—SEPARATION**. Classified employees who have completed six continuous months of employment who are not members of public employees retirement system Plan I must be permitted to use all accumulated ~~((annual))~~ vacation leave as vacation leave prior to their separation from service by resignation, layoff, dismissal or retirement. In case of death, compensation for unused ~~((annual))~~ vacation leave shall be computed

and paid in a lump sum as prescribed by the office of financial management. Lump sum cash payment for unused vacation leave may be made upon termination of employment for vacation leave earned prior to July 1, 1982.

**AMENDATORY SECTION** (Amending Order 61, filed 8/30/77, effective 10/1/77)

**WAC 251-22-165 WORKMEN'S COMPENSATION—LEAVE.** (1) Employees who suffer a work related injury or illness that is compensable under the state workmen's compensation law may select time loss compensation exclusively, leave payment exclusively or a combination of time loss compensation and accrued paid leave.

(2) Employees taking sick leave during a period in which they receive workmen's compensation under the industrial insurance provisions for a work related illness or injury shall receive full sick leave pay, less any industrial insurance payments for time loss during the sick leave period.

(a) Until eligibility for workmen's compensation is determined by the department of labor and industries, the institution may pay full sick leave, provided that the employee shall return any overpayment to the institution when the salary adjustment is determined.

(b) Sick leave hours charged to an employee who receives workmen's compensation, as a result of the time loss shall be proportionate to that portion of the employee's salary paid by the institution during the claim period.

(3) During a period when an employee receives pay for ~~((annual))~~ vacation leave, compensatory time off or holidays and also receives workmen's compensation for time loss, he/she is entitled to both payments without any deduction for the industrial insurance payment.

(4) When an employee receives workmen's compensation payment for time loss and is on leave without pay, no deductions will be made for the industrial insurance payment.

(5) An employee who sustains an industrial injury, accident or illness, arising from employment by an institution under the jurisdiction of the higher education personnel board shall, upon written request and proof of continuing disability, be granted leave of absence without pay for up to six months without loss of layoff seniority or change in annual increment date. Leave without pay exceeding six months without loss of layoff seniority or change in annual increment date may be granted at the option of the employing institution.

**AMENDATORY SECTION** (Amending Order 61, filed 8/30/77, effective 10/1/77)

**WAC 251-22-170 MILITARY TRAINING LEAVE.** (1) Employees shall be entitled to leave with pay not to exceed fifteen calendar days in any one calendar year for active duty in the national guard; army, air, marine, or naval reserve forces of the United States for annual field training or otherwise discharging reserve obligations.

(2) Such leave shall be in addition to any ~~((annual))~~ vacation leave to which an employee is entitled and shall not result in any loss of benefits, privileges or pay.

(3) During military training leave, the employee shall receive the normal base pay.

(4) Employees required to appear during working hours for a physical examination to determine physical fitness for military service shall receive full pay for the time required to complete the examination.

**AMENDATORY SECTION** (Amending Order 105, filed 4/29/83, effective 6/1/83)

**WAC 251-22-200 LEAVE OF ABSENCE WITHOUT PAY.** (1) Leave of absence without pay may be allowed for any of the following reasons:

- (a) Conditions applicable for leave with pay;
- (b) Maternity leave;
- (c) Educational leave;
- (d) Leave for government service in the public interest;
- (e) To accommodate annual work schedules of employees occupying cyclic year positions as specified in WAC 251-22-381.

(2) Requests for leave of absence without pay must be submitted in writing to the employing official or designee and must receive the approval of both the employing official and the personnel officer.

(3) Leave of absence without pay extends from the time an employee's leave commences until he/she is scheduled to return to continuous service, unless at the employee's request the employing official and the personnel officer agree to an earlier date.

(4) ~~((Annual))~~ Vacation leave and sick leave credits will not accrue during a leave of absence without pay which exceeds ten working days in any calendar month, except as provided in WAC 251-18-380(2).

(5) A classified employee taking an appointment to an exempt position shall be granted a leave of absence without pay, with the right to return to his/her regular position, or to a like position at the conclusion of the exempt appointment; provided application for return to classified status must be made not more than thirty calendar days following the conclusion of the exempt appointment.

**AMENDATORY SECTION** (Amending Order 87, filed 3/6/81, effective 4/6/81)

**WAC 251-22-240 SUSPENDED OPERATION.** (1) Notwithstanding the provisions of WAC 251-10-030, if the chief executive officer of the institution determines that the public health or property or safety is jeopardized and it is advisable due to emergency conditions to suspend the operation of all or any portion of the institution, the following will govern classified employees:

(a) When prior notification has not been given, employees released until further notice after reporting to work, shall receive a minimum of four hours pay for the first day. The following options shall be made available to affected employees not required to work for the balance of the closure:

- (i) ~~((Annual))~~ Vacation leave, personal holiday; or
- (ii) Accrued compensatory time (where applicable); or
- (iii) Leave without pay; or
- (iv) Reasonable opportunity to make up work time lost as a result of the suspended operation as provided in subsection (1)(c).

(b) Employees required to work shall receive their regular rate of pay for work performed during the period of suspended operation. Overtime worked during the closure will be compensated as provided in chapter 251-09 WAC. The personnel officer may petition the director for approval of a special premium pay allowance due to hazardous working conditions encountered by employees required to work during the period of suspended operation.

(c) Employees who lose regular work time as a result of suspended operation may request to work additional hours during the ninety-day period immediately following the suspended operation. Compensation for such additional work shall be granted on a compensatory time basis at not less than straight time nor more than time and one-half, and shall be part of the institution's suspended operations procedures. The amount of compensation earned under this section should not exceed the amount of salary lost by the employee due to suspended operation. Management directed overtime shall be compensated as provided in chapter 251-09 WAC.

(2) Each institution/related board, together with the appropriate exclusive representative(s), shall develop and file with the director, subject to approval, a procedure to provide for staffing during periods of suspended operation. The procedure shall include identification of the manner in which employees will be notified of suspended operation by the chief executive officer.

(3) The provisions of this rule may be utilized only when an institutional procedure has been approved by the director and an official declaration of suspended operation has been made by the chief executive officer of the institution.

(4) The provisions of this section and institutional procedures adopted hereunder may not be in effect in excess of fifteen calendar days unless within the fifteen days the personnel officer requests the director's or designee's approval of an extension. Such approval is subject to confirmation by the board.

**AMENDATORY SECTION** (Amending Order 61, filed 8/30/77, effective 10/1/77)

**WAC 251-22-245 EMPLOYEE ABSENCE—INCLEMENT WEATHER.** (1) When an employee is absent from work due to inclement weather, the employee shall have the option of charging the absence to accrued compensatory time (where applicable), ~~((annual))~~ vacation leave or leave without pay.

(2) Compensation for lost work time due to inclement weather is subject to the approval of the chief executive officer of the institution.

**AMENDATORY SECTION** (Amending Order 81, filed 12/3/79)

**WAC 251-09-020 WORK PERIOD DESIGNATIONS.** Each position will be assigned by the personnel officer to one of the work

period designations identified below, and employees will be informed of their eligibility for overtime compensation.

(1) Scheduled work periods, within which there are ~~((two))~~ three work schedules:

(a) Regular work schedule. The regular work schedule for full time classified employees shall consist of five consecutive and uniformly scheduled eight hour days in a seven day period. Uniformly scheduled means a daily repetition of the same working hours and a weekly repetition of the same working days.

(b) Alternate work schedule. Operational necessity or employee convenience may require positions that are normally designated regular work schedule to work an alternate forty hour work schedule (other than five uniform and consecutive eight hour days in a seven day period), or as provided by the Washington State Minimum Wage Law in conjunction with the federal law which provides for an eighty hour workweek in a fourteen day period for hospital personnel. Alternate work schedules shall be made available upon request of the director.

(c) Emergency response fire officer work schedule. Institutions which operate an emergency response fire department may establish work week schedules for emergency response personnel which provide for a daily work shift of twenty-four hours. The weekly schedule shall provide for at least forty-eight hours, but not more than fifty-six hours, as required to meet operational requirements. Emergency response personnel assigned to twenty-four hour schedules shall be subject to the following conditions:

(i) All rules in chapter 251-22 WAC shall apply.

(ii) Changes to the established work schedule shall be made as provided in WAC 251-09-025.

(iii) Shift differential shall not be paid.

(iv) Overtime shall be paid for work performed in excess of the scheduled daily work shift or the scheduled work week. The overtime compensation shall be as provided in WAC 251-09-030 (2) and (3).

(v) Holidays shall be as provided in WAC 251-22-040 and 251-22-045. When assigned to work on a designated holiday, emergency response personnel shall receive their regular daily pay plus eight hours of holiday pay. Compensation for the eight hours of holiday time shall be at the rate of time and one-half.

(2) Nonscheduled work period. The nonscheduled work period designation applies to those positions for which the hours cannot be scheduled but which work a forty hour week and do not meet any of the other work period designations. The personnel officer shall designate positions as nonscheduled in accordance with the institution's procedure approved by the director.

(3) Excepted work period. The excepted work period designation applies to classes and positions which meet the HEPB definitions of executive, administrative, or professional employees and are assigned to salary ranges twenty-three and above. Qualifying classes will be approved by the director. Each personnel officer will be responsible for determining the positions designated "excepted" at his/her institution. The personnel officer will develop a procedure for verifying "excepted" positions which will be available for review by the director.

#### AMENDATORY SECTION (Amending Order 83, filed 1/28/80)

WAC 251-09-090 SPECIAL ~~((PREMIUM))~~ PAY. The board or the director may approve special ~~((premium))~~ pay required by the employer due to unique working conditions, employment problems such as recruitment and/or retention, or when special use requirements are necessary to maintain effective operation of the institution, as may be requested by the personnel officer of an institution. Actions approved by the director are subject to confirmation by the board.

#### AMENDATORY SECTION (Amending Order 83, filed 1/28/80)

WAC 251-09-090 SPECIAL PREMIUM PAY. The board or the director may approve special premium pay ~~((required by the employer))~~ due to unique working conditions, employment problems such as recruitment and/or retention, or when special use requirements are necessary to maintain effective operation of the institution ~~((as may be requested by the personnel officer of an institution))~~. Actions approved by the director are subject to confirmation by the board.

**WSR 83-16-078**  
**PROPOSED RULES**  
**LOTTERY COMMISSION**  
[Filed August 3, 1983]

Notice is hereby given in accordance with the provisions of RCW 34.04.025, that the Washington State Lottery Commission intends to adopt, amend, or repeal rules concerning adding new sections WAC 315-11-080, 315-11-081 and 315-11-082;

that the agency will at 10:00 a.m., Friday, September 9, 1983, in the Empire C Room, Ridpath Hotel, West 515 Sprague, Spokane, WA, conduct a public hearing on the proposed rules.

The adoption, amendment, or repeal of the rules will take place immediately following the hearing.

The authority under which these rules are proposed is RCW 67.70.040.

The specific statute these rules are intended to implement is RCW 67.70.040.

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency before September 9, 1983.

Dated: August 3, 1983

By: Kevin M. Ryan

Assistant Attorney General

for Lenore Lambert

Acting Chairperson

#### STATEMENT OF PURPOSE

Title and Number of Rule Section(s) or Chapter(s), and Summary of the Rule(s): WAC 315-11-080 Definitions for Instant Game Number 6, provides definitions of terms for Instant Game Number 6, including "play numbers," "validation number," "pack-ticket number," "captions," "agent validation codes," "pack," "stub play number," and "stub caption;" WAC 315-11-081 Criteria for Instant Game Number 6, provides criteria for Instant Game Number 6, including the price of a ticket, determination of winning tickets, bonus play, the requirement of meeting ticket validation tests, ticket redemption, grand prize drawing procedures, and the director's authority to vary the game's length and/or the number of tickets sold; and WAC 315-11-082 Ticket validation requirements, sets forth specific ticket validation requirements for Instant Game Number 6, what may occur if ticket validation requirements are not met, and the lottery's responsibility if a defective ticket is purchased.

Statutory Authority for Adopting the Rules and the Specific Statute the Rule(s) are Intended to Implement: RCW 67.70.040 and 67.70.050.

Description of the Purpose of the Rules: WAC 315-11-080, the purpose of this rule is to provide definitions of the terms used in Instant Game Number 6 rules; WAC 315-11-081, the purpose of this rule is to set forth criteria for Instant Game Number 6, including the price of a ticket, determination of winning tickets, bonus play, ticket validation requirements, ticket redemption, grand prize drawing procedures, and the director's authority to vary the game's length and/or the number of tickets sold; and WAC 315-11-082, the purpose of this

rule is to state the ticket validation requirements for Instant Game Number 6, to state what may occur if ticket validation requirements are not met, and to state the lottery's responsibility if a defective ticket is sold.

Reasons for Supporting the Proposed Rules: WAC 315-11-080, certain terms need to be defined in order to provide consistency in understanding and interpreting the rules and regulations under WAC 315-11-081 and 315-11-082; WAC 315-11-081, licensed agents, the lottery, and players of Instant Game Number 6 need to know how the game will function. Specifying the criteria which apply to Instant Game Number 6 will provide this information; and WAC 315-11-082, tickets for Instant Game Number 6 which are found to be counterfeit or tampered with will be declared void by the lottery and no prize(s) will be paid. Rigid validation requirements are set forth to discourage persons from tampering with tickets and to prevent the lottery from paying out prize money on invalid tickets.

The Agency Personnel Responsible for Drafting: Frank Edmondson, Contract Specialist, Office of the Director, Washington State Lottery, P.O. Box 9702, Olympia, WA 98504, (206) 753-1482; Implementation and Enforcement: Washington State Lottery Commission, P.O. Box 9770, Olympia, WA 98504, (206) 753-1412, Robert Boyd, Director, Office of the Director, Washington State Lottery, P.O. Box 9770, Olympia, WA 98504, (206) 753-3330, C. Peter Eck, Deputy Director, Office of the Director, Washington State Lottery, P.O. Box 9770, Olympia, WA 98504, (206) 753-3330, N. A. Stussy, Assistant Director, Office of the Director, Washington State Lottery, P.O. Box 9770, Olympia, WA 98504, (206) 753-3329, William Robinson, Assistant Director, Office of the Director, Washington State Lottery, P.O. Box 9770, Olympia, WA 98504, (206) 753-3384.

Name of the Person or Organization, Whether Private, Public, or Governmental, that is Proposing the Rule: Washington State Lottery Commission.

Agency Comments or Recommendations, if any, Regarding Statutory Language, Implementation, Enforcement, and Fiscal Matters Pertaining to the Rule: None.

The rule is not necessary to comply with federal law or a federal or state court decision.

Any Other Information that may be of Assistance in Identifying the Rule or its Purpose: None.

Small Business Economic Impact Statement: The office of the director, Washington State Lottery, has reviewed the requirements to file a small business economic impact statement and has determined that such a statement is not required for the rules proposed by the Washington State Lottery Commission for the following reason: These rules will only affect those businesses, large and small, which voluntarily apply to be licensed agents for the sale of lottery tickets or contractors who provide other services to the office of the director, Washington State Lottery or who voluntarily interact with the office of the director, Washington State Lottery. No business or industry will be required to comply

with these rules unless they wish to provide services to or interact with the office of the director, Washington State Lottery.

NEW SECTION

WAC 315-11-080 DEFINITIONS FOR INSTANT GAME NUMBER 6 ("MONEY MATCH"). (1) Play Numbers for Instant Game Number 6 - The following are the "Play Numbers": "TICKET", "\$2.00", "\$5.00", "\$50.00", "\$200", "\$1,000", and "\$25,000". Each such Play Number is printed in gray-black ink in the Archer font in positive and one of these Play Numbers appears under each of the six rub-off spots on the front main portion (left side) of the ticket.

(2) Validation Number for Instant Game Number 6 - The nine-digit number on the front, bottom right of the main portion of the ticket. There is a ticket stub (right portion of the ticket) for Instant Game Number 6 and the identical validation number will appear at the bottom of the ticket stub on the front of the ticket.

(3) Pack-Ticket Number for Instant Game Number 6 - The ten-digit number of the form 6000001-000 printed on the back of the ticket in .11" high type in red. The first seven digits of the Pack-Ticket Number for Instant Game Number 6 constitute the "Pack-Number" and starts as 6000001; the last three digits constitute the "Ticket Number" which starts at 000 and continues through 399 within each pack of tickets.

(4) Captions for Instant Game Number 6 - The small printed material appearing below each Play Number which verifies and corresponds with that Play Number. The Caption is a spelling out, in full or abbreviated form, of the Play Number. Only one Caption appears under each Play Number and is printed in gray-black ink in positive in 5 x 9 font. For Instant Game Number 6, the Captions which correspond with and verify the Play Numbers are:

Play Number	Caption
TICKET	TICKET
\$2.00	TWO
\$5.00	FIVE
50.00	FIFTY
\$100	ONE HUND
\$1,000	ONE THOU
25,000	25 THOU

(5) Agent Validation Codes for Instant Game Number 6 - Codes consisting of small letters found under the removable covering on the front of the main portion of the ticket, which the licensed agent uses to verify and validate instant winners below \$25. For Instant Game Number 6, the Agent Validation Code is a three-letter code, with each letter appearing in a varying three of nine locations beneath the removable covering and among the Play Numbers on the main portion of the ticket. The Agent Validation Code used by the licensed agent to verify possible bonus play free ticket, free ticket, \$2 and \$5 winners are as follows:

- BON = Possible Bonus Play Free Ticket
- TIC = 1 Free Ticket
- TWO = \$2
- FIV = \$5

(6) Pack for Instant Game Number 6 - A pack of 400 fanfolded instant game tickets, attached to each other by perforations, and packed in a plastic bag or plastic shrinkwrapping. The licensed agent separates the tickets at the perforations at the time of retail sale.

(7) Stub Play Number for Instant Game Number 6 - The one letter found under the removable covering on the front of the stub (right side) portion of the ticket. The Stub Play Number is printed in Archer font in positive with a small caption beneath it. The possible Stub Play Numbers are "E", "N", "T", "R", and "Y".

(8) Stub Captions for Instant Game Number 6 - The small printed material appearing below each Stub Play Number which verifies and corresponds with that Stub Play Number. This Caption is a double repetition of the Stub Play Number. Only one Caption appears under the Stub Play Number and is printed in gray-black ink in positive in 5 x 9 font. For Instant Game Number 6, the Captions which correspond with and verify the Stub Play Numbers are:

Stub Play Number	Caption
E	EE
N	NN

T  
R  
YTT  
RR  
YYNEW SECTION

WAC 315-11-081 CRITERIA FOR INSTANT GAME NUMBER 6. (1) The price of each instant game ticket shall be \$1.00.

(2) Determination of Instant Prize Winners - An instant prize winning ticket is determined in Instant Game Number 6 in the following manner:

(a) A "free ticket" prize winning ticket shall have an occurrence of a "TICKET" as Play Number in each of 3 separate spots on the main portion of the ticket.

(b) A \$2 prize winning ticket shall have an occurrence of a "\$2.00" as a Play Number in each of 3 separate spots on the main portion of the ticket.

(c) A \$5 prize winning ticket shall have an occurrence of a "\$5.00" as a Play Number in each of 3 separate spots on the main portion of the ticket.

(d) A \$50 prize winning ticket shall have an occurrence of a "50.00" as a Play Number in each of 3 separate spots on the main portion of the ticket.

(e) A \$100 prize winning ticket shall have an occurrence of a "\$100" as a Play Number in each of 3 separate spots on the main portion of the ticket.

(f) A \$1,000 prize winning ticket shall have an occurrence of a "\$1,000" as a Play Number in each of 3 separate spots on the main portion of the ticket.

(g) A \$25,000 prize winning ticket shall have an occurrence of a "\$25,000" as a Play Number in each of 3 separate spots on the main portion of the ticket.

(h) In any event, only the highest instant prize amount meeting the standards of (a) through (g) will be paid on a given ticket.

(3) Bonus Play - If the director implements "Bonus Play" in conjunction with Instant Game Number 6 - it shall operate as follows:

(a) The lottery will authorize official coupons to be distributed to the extent and by methods to be determined by the director.

(b) The coupon shall contain a Play Number of "TICKET" or "\$1,000".

(c) The bearer of a valid Instant Game Number 6 ticket having a "TICKET" as a Play Number in each of 2 separate spots on the main portion of the ticket and an officially authorized and valid coupon containing the Play Number of "TICKET" shall be entitled to one free ticket.

(d) The bearer of a valid Instant Game Number 6 ticket having a "\$1,000" as a Play Number in each of 2 separate spots on the main portion of the ticket and an officially authorized and valid coupon containing the Play Number of "\$1,000" shall be entitled to a prize of \$1,000.

(e) The director may announce such other procedures and rules applicable to "Bonus Play" as are deemed appropriate.

(4) No portion of the display printing nor any extraneous matter whatever shall be usable or playable as part of the instant game.

(5) The determination of prize winners shall be subject to the general ticket validation requirements, to the particular ticket validation requirements for Instant Game Number 6, and to the requirements set out on the back of each ticket.

(6) Instant prize winning tickets shall be redeemed in the manner set out on the back of the ticket and in the player's brochure.

(7) Grand Prize Drawing for Instant Game Number 6 - Participants in the elimination drawing for the Grand Prize Drawing shall be determined as follows:

(a) The same legible name of an eligible player must be present on the back of each ticket stub.

(b) Five stubs containing these five Stub Play Numbers must be present: "E", "N", "T", "R", and "Y".

(c) The stubs constituting the entry into the elimination drawing for the Grand Prize Drawing must have been mailed to the correct address as advertised by the lottery and received within 30 days of the announced end of Instant Game Number 6 in the manner prescribed on the back of the instant ticket. Players will be eligible for participation in the elimination drawing for the Grand Prize Drawing for each valid set of ticket stubs submitted.

(d) Each stub must be a valid Instant Game Number 6 "Money Match" ticket stub.

One Grand Prize Drawing will be held for Instant Game Number 6 after that game's conclusion at a time and place and pursuant to

methods to be announced by the director. The prizes awarded in the Grand Prize Drawing will be: first prize, \$1,000 a week for life, with the weekly prize payment starting at age 18 or older, with a minimum payment of \$1,000,000 being guaranteed; second prize, \$500,000 paid as \$50,000 per year for 10 years; third prize, \$200,000 paid as \$20,000 a year for 10 years; fourth prize, \$75,000 cash; fifth and sixth prizes, \$50,000 cash each; seventh and eighth prizes: \$25,000 cash each; and, ninth and tenth prizes, \$10,000 cash each. The director reserves the right, as provided by WAC 315-10-030(7)(a), to place any ticket stubs bearer who is entitled to entry in the Grand Prize Drawing whose entry was not entered into the elimination drawing for such Grand Prize Drawing and who is subsequently determined to have been entitled to such entry, into an elimination drawing of a subsequent instant game Grand Prize Drawing having equal (or greater) Grand Prizes available.

(8) Notwithstanding any other provisions of these rules, the director may: (a) vary the length of Instant Game Number 6, not to exceed 15 weeks, and/or (b) vary the number of tickets sold in Instant Game Number 6 and the number of Grand Prize Drawing winners in a manner that will maintain the estimated average odds of winning a Grand Prize Drawing.

NEW SECTION

WAC 315-11-082 TICKET VALIDATION REQUIREMENTS. (1) Besides meeting all of the other requirements in these rules and regulations, the following validation requirement will apply to instant game tickets in Instant Game Number 6. To be a valid instant game ticket, all of the following requirements must be met:

(a) Exactly one Play Number must appear under each of the six rub-off spots in the right portion of the main portion of the ticket; exactly one Stub Play Number must appear under the rub-off spot on the Stub portion of the ticket.

(b) Each of the 6 Play Numbers must have a Caption underneath, and each must agree with its Caption; the Stub Play Number must have a Caption underneath and it must agree with its Caption.

(c) Each of the six Play Numbers and the one Stub Play Number must be present in its entirety and be fully legible.

(d) Each of the six Captions and the one Stub Caption must be present in its entirety and be fully legible.

(e) Each of the six Play Numbers and their Captions and the one Stub Play Number and its Caption must be printed in gray-black ink.

(f) The Pack-Ticket Number, Validation Number and Agent Validation Code must be present in their entirety and be legible. The Validation Number shall correspond, using the lottery's codes, to the Play Numbers and the Stub Play Number on the ticket.

(g) The ticket must not be mutilated, altered, unreadable, reconstituted, or tampered with in any manner.

(h) The ticket must not be counterfeit in whole or in part.

(i) The Validation Number and Agent Validation Code shall be printed in gray-black ink, and the Pack-Ticket Number shall be printed in red ink.

(j) The ticket must have been issued by the director in an authorized manner.

(k) The ticket must not be stolen nor appear on any list of omitted tickets on file with the director.

(l) The Play Numbers and their Captions, the Stub Play Number and its Caption, the Validation Number, the Agent Validation Code and the Pack-Ticket Number must be right-side-up and not reversed in any manner.

(m) The ticket must be complete, and not miscut, and have exactly one Play Number and exactly one Caption under each of the six rub-off spots on the main (left) portion of the ticket, exactly one Stub Play Number and exactly one Stub Caption on the stub (right) portion of the ticket, exactly one Pack-Ticket Number, exactly one Agent Validation Code, and exactly one Validation Number.

(n) The Validation Number of an apparent winning ticket shall appear on the lottery's official list of validation numbers of winning tickets; and a ticket with that Validation Number shall not have been previously paid.

(o) The ticket must not be blank or partially blank, misregistered, defective, or printed or produced in error.

(p) Each of the Play Numbers must be exactly one of those described in WAC 315-10-080(1) above and each of the Captions must be exactly one of those described in WAC 315-10-080(4) above; the Stub Play Number must be exactly one of those described in WAC 315-10-080(7) above and the Stub Caption must be exactly one of those described in WAC 315-10-080(8) above.

(q) Each of the six Play Numbers on the main portion of the ticket and the Stub Play Number on the stub (right) portion of the ticket must be printed in the Mead Archer size font and must correspond precisely to the artwork on file with the director; each of the six Captions and the one Stub Caption must be printed in the Mead 5 x 9 font and must correspond precisely to the artwork on file with the director; the Pack-Ticket Number must be .11" high in red and correspond precisely to the artwork on file with the director; and the Validation Number must be printed in the Mead 9 x 12 font and must correspond precisely to the artwork on file with the director.

(r) The display printing must be regular in every respect and correspond precisely with the artwork on file with the director.

(s) The ticket must pass all additional confidential validation requirements of the director.

(2) Any ticket not passing all the validation requirements in WAC 315-11-082(1) is void and ineligible for any prize.

(3) The director may, solely at his option, replace an invalid ticket with an unplayed ticket (or tickets of equivalent sales price from any other current lottery game). In the event a defective ticket is purchased, the only responsibility or liability of the lottery shall be the replacement of the defective ticket with an unplayed ticket (or tickets of equivalent sale price from any other current lottery game). However, if the ticket is partially mutilated or if the ticket is not intact and can still be validated by the other validation requirements, the director may in his or her discretion, pay the prize for that ticket.

**WSR 83-16-079**  
**PROPOSED RULES**  
**LOTTERY COMMISSION**  
[Filed August 3, 1983]

Notice is hereby given in accordance with the provisions of RCW 34.04.025, that the Washington State Lottery Commission intends to adopt, amend, or repeal rules concerning the amending of WAC 315-02-020, 315-04-070, 315-04-180 and 315-06-180;

that the agency will at 10:00 a.m., Friday, September 9, 1983, in the Empire C Room, Ridpath Hotel, West 515 Sprague, Spokane, WA, conduct a public hearing on the proposed rules.

The adoption, amendment, or repeal of the rules will take place immediately following the hearing.

The authority under which these rules are proposed is RCW 67.70.040.

The specific statute these rules are intended to implement is RCW 67.70.040 and 67.70.050.

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency before September 9, 1983.

Dated: August 3, 1983

By: Kevin M. Ryan  
Assistant Attorney General  
for Lenore Lambert  
Acting Chairperson

**STATEMENT OF PURPOSE**

Title and Number of Rule Section(s) or Chapter(s), and Summary of the Amendments: WAC 315-02-020 Time and place of meetings, changes the place for regular meetings of the commission; WAC 315-04-070 License fees, allows the fees for license applications and for renewal of licenses to be refunded if the lottery does not issue such licenses; WAC 315-04-180 Obligations of licensed agents, clarifies that licensed agents are responsible for the condition and security of lottery tickets once

they have accepted them and the director shall not reimburse licensed agents for subsequent losses; and WAC 315-06-180 Stolen or lost tickets, provides that the licensed agent is considered the owner of lottery tickets it accepts from the lottery and is responsible for ticket security and for maintaining a record of current ticket inventory. Expands the section to cover lost as well as stolen tickets and adds the requirement to notify the director in the event the stolen or lost tickets are located or recovered. Deletes the requirements for the licensed agent to file a notarized affidavit and for the lottery to conduct an investigation to determine if negligence was involved.

Statutory Authority for Adopting the Rules and the Specific Statute the Rule(s) are Intended to Implement: RCW 42.30.075, 67.70.040 and 67.70.050.

Description of the Purpose of the Rules: WAC 315-02-020, the purpose of this amendment is to inform the public of the new location for regular meetings of the commission; WAC 315-04-070, the purpose of this amendment is to allow the lottery to refund license or renewal fees if the lottery does not issue a license; WAC 315-04-180, the purpose of this amendment is to make clear that the condition and security of tickets and any losses resulting from tickets which subsequently become lost, stolen, mutilated, damaged or otherwise unsaleable are the responsibility of the licensed agent once the tickets are accepted from the lottery; and WAC 315-06-180, the purpose of this amendment is to clarify that licensed agents are responsible for ticket security and maintaining a record of current ticket inventory after they have accepted them from the lottery; remove the requirement for the lottery to reimburse a licensed agent for stolen tickets under any circumstances; and eliminate the necessity for a separate investigation to determine if the loss involved negligence.

Reasons for Supporting the Proposed Rules: WAC 315-02-020, the public needs to know when and where the regular meetings of the commission will be held. This amendment will inform the public of the change in location of those meetings; WAC 315-04-070, the lottery may choose not to issue or renew a license for reasons which include: Criminal history, type of business, lack of recent game participation, low sales volume and others. If the lottery does not issue or renew a license, the fee should be refunded; WAC 315-04-180, lottery tickets should be treated as other saleable merchandise or stolen property as to who has the responsibility for condition and security and who should bear the risk of or insure against loss; and WAC 315-06-180, lottery tickets should be treated as other saleable merchandise as to who has the responsibility for security and record keeping and who should bear the loss in the event the tickets become stolen or lost. The reason for retaining the requirement to notify the director is to assure that high-tier prizes will not be paid on tickets which have been reported as stolen or lost.

The Agency Personnel Responsible for the Drafting: Frank Edmondson, Contract Specialist, Office of the Director, Washington State Lottery, P.O. Box 9702, Olympia, WA 98504, (206) 753-1482; Implementation

and Enforcement: Washington State Lottery Commission, P.O. Box 9770, Olympia, WA 98504, (206) 753-1412, Robert Boyd, Director, Office of the Director, Washington State Lottery, P.O. Box 9770, Olympia, WA 98504, (206) 753-3330, C. Peter Eck, Deputy Director, Office of the Director, Washington State Lottery, P.O. Box 9770, Olympia, WA 98504, (206) 753-3330, N. A. Stussy, Assistant Director, Office of the Director, Washington State Lottery, P.O. Box 9770, Olympia, WA 98504, (206) 753-3329, William Robinson, Assistant Director, Office of the Director, Washington State Lottery, P.O. Box 9770, Olympia, WA 98504, (206) 753-1414, and Jamie Bailey, Assistant Director, Office of the Director, Washington State Lottery, P.O. Box 9770, Olympia, WA 98504, (206) 753-3384.

Name of the Person or Organization, Whether Private, Public, or Governmental, that is Proposing the Rule: Washington State Lottery Commission.

Agency Comments or Recommendations, if any, Regarding Statutory Language, Implementation, Enforcement, and Fiscal Matters Pertaining to the Rule: None.

The rule is not necessary to comply with federal law or a federal or state court decision.

Any Other Information that may be of Assistance in Identifying the Rule or its Purpose: None.

Small Business Economic Impact Statement: The office of the director, Washington State Lottery, has reviewed the requirements to file a small business economic impact statement and has determined that such a statement is not required for the rules proposed by the Washington State Lottery Commission for the following reason: These rules will only affect those businesses, large and small, which voluntarily apply to be licensed agents for the sale of lottery tickets or contractors who provide other services to the office of the director, Washington State Lottery or who voluntarily interact with the office of the director, Washington State Lottery. No business or industry will be required to comply with these rules unless they wish to provide services to or interact with the office of the director, Washington State Lottery.

#### AMENDATORY SECTION (Amending Order 2, filed 10/15/82)

WAC 315-02-020 TIME AND PLACE OF MEETINGS. (1) Regular public meetings of the commission shall be held upon the first Friday of every other month, beginning with the month of February in any year, or the preceding business day if that Friday is a holiday. The location and time of each such regular session shall be as follows:

TIME: 10:00 a.m.

LOCATION ((~~Transportation Commission Meeting Room~~  
~~First Floor~~  
~~Highways Administration Building~~))  
Washington State Lottery  
Olympia Regional Office Conference Room  
108 Park Village Plaza  
1200 Cooper Point Road  
Olympia, Washington

(2) Additional public meetings necessary to discharge the business of the commission may be called from time to time by the chairman or by a quorum of the commission.

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 4, filed 10/15/82)

WAC 315-04-070 LICENSE FEES. (1) The fee for a license application shall be \$15.00.

(2) The fee for a background check for initial licensure shall be \$10.00.

(3) The fee for renewal of a license shall be \$15.00.

(4) The fee for late renewal of a license shall be \$25.00 in addition to the renewal fee of \$15.00.

(5) All fees established in this section or other sections of this title are not refundable with the exception of the fees in (1) and (3) above which may be refunded if a license is not issued or renewed.

(6) The fees in this section may be prorated for staggered license renewal periods as provided in WAC 315-04-100.

#### AMENDATORY SECTION (Amending Order 2, filed 10/15/82)

WAC 315-04-180 OBLIGATIONS OF LICENSED AGENTS.

(1) All tickets accepted by the licensed agent from its assigned depository shall be considered sold to the licensed agent (unless returned to the depository from which they were obtained within the time specified and as permitted by the director). The purchase price shall be paid to the depository, less any commission or deduction authorized by these rules.

(2) ((All lost or missing tickets are the licensed agent's responsibility)) After acceptance, the licensed agent is responsible for the condition and security of the tickets and for any losses resulting from tickets which become lost, stolen, mutilated, damaged or otherwise unsaleable. The director shall not reimburse the licensed agent for any losses which occur after acceptance of the tickets or for which the lottery has no duty or responsibility.

(3) Each licensed agent shall abide by the law, these rules and all other directives or instructions issued by the director.

(4) Each licensed agent grants to the director and the commission and employees of the commission an irrevocable license to enter upon the premises of the licensed agent in which tickets may be sold or any other location under the control of the licensed agent where the director may have good cause to believe lottery materials and/or tickets are stored or kept in order to inspect said lottery ((property)) materials and/or tickets and the licensed premises.

(5) All property given, except tickets, to a licensed agent remains the property of the director, and, upon demand, the licensed agent agrees to deliver forthwith the same to the director.

(6) All books and records pertaining to the licensed agent's lottery activities shall be made available for inspection and copying, during the normal business hours of the licensed agent and between 8:00 a.m. and 5:00 p.m., Monday through Friday, upon demand by the director or employees of the commission.

(7) All books and records pertaining to the licensed agent's lottery activities shall be subject to seizure by the director or employees of the commission without prior notice.

(8) No licensed agent shall advertise or otherwise display advertising in any part of the licensed agent's premises as a licensed location which may be considered derogatory or adverse to the operations or dignity of the lottery and the licensed agent shall remove any advertising forthwith if requested by the director.

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 5, filed 10/15/82)

WAC 315-06-180 STOLEN OR LOST TICKETS. (1) A licensed agent is ((responsible for)) considered the owner of all tickets it ((receives)) accepts from the Lottery and is responsible for ticket security and for maintaining a record of current ticket inventory.

(2) If tickets are stolen or lost, the licensed agent shall report the theft or loss immediately to the director and to local or state police authorities. The licensed agent shall also notify the director immediately in the event the stolen or lost tickets are located or recovered. ((The agent shall pay for the stolen tickets and subsequently file a notarized affidavit stating the facts of the case and ask for a refund in the

amount paid for the stolen tickets. The licensed agent shall furnish a copy of the police report covering the theft. Following an investigation by the director and police authorities, the director shall issue a refund to the licensed agent if its claim is verified.

(2) If a licensed agent is found to have been negligent or is unable to provide the director with the series, serial number, drawing date and lottery number of the tickets, then the director shall not reimburse the licensed agent for any losses occasioned therefrom.

(3) In the event reimbursement is granted by the director, the reimbursed party must sign forms holding the director and commission harmless and, in the event said reimbursement exceeds \$200.00, the director may demand a bond to indemnify the director and commission for any losses sustained by them. Request for reimbursement shall be made on a form approved by the director.)

**WSR 83-16-080**  
**PROPOSED RULES**  
**COUNCIL FOR**  
**POSTSECONDARY EDUCATION**  
[Filed August 3, 1983]

Notice is hereby given in accordance with the provisions of RCW 34.04.025, that the Council for Postsecondary Education intends to adopt, amend, or repeal rules concerning the Educational Services Registration Act, RCW 28B.05.050;

that the agency will at 9:00 a.m., Wednesday, September 14, 1983, in the Higher Education Center, Spokane, Washington, conduct a public hearing on the proposed rules.

The adoption, amendment, or repeal of the rules will take place immediately following the hearing.

The authority under which these rules are proposed is RCW 28B.05.050.

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency before September 2, 1983.

Dated: August 3, 1983

By: Carl A. Trendler  
Executive Coordinator

**STATEMENT OF PURPOSE**

Re: Educational Services Registration Act.

This statement of purpose is written in compliance with section 23, chapter 186, Laws of 1980, and to accompany the notice of intention to adopt, amend, or repeal rules by the Council for Postsecondary Education.

Title: Amendments modifying sections dealing with exemptions from the Educational Services Registration Act.

Summary: These amendments incorporate the provisions of Senate Bill 3644 providing exemptions for workshops or seminars lasting no longer than three calendar days for which academic credit is not awarded; continuing education courses approved under chapters 18.04, 18.15, 18.78, 18.88 or 48.17 RCW; and institutions that are licensed by the state of Washington.

Institution Personnel Responsible for Drafting, Implementation and Enforcement of Rules: Elaine A. Jones, Council for Postsecondary Education, 908 East Fifth Avenue, EW-11, Olympia, Washington 98504.

Governmental Organization Proposing the Rule: Council for Postsecondary Education.

**Institutional Comments Regarding Statutory Matters:  
Registered institutions.**

Rule is not necessary as a result of federal law or court action.

AMENDATORY SECTION (Amending Order 4/81, Resolution 81-64, filed 6/17/81)

WAC 250-55-030 EXEMPTIONS. Notwithstanding any other exemption provision in this section, no institution or organization shall advertise, offer, sell, or award a degree or any other type of educational credential unless the student has enrolled in and successfully completed a prescribed program of study, as outlined in the institution's catalog: PROVIDED, That this prohibition shall not apply to honorary credentials clearly designated as such on the front side of the diploma or certificate and awarded by institutions that offer other educational credentials requiring enrollment in and successful completion of a prescribed program of study, in compliance with the requirements of this chapter.

The following types of education and institutions are exempted from the provisions of the act and this chapter:

(1) Education offered or sponsored by a bona fide trade, business, professional, or fraternal organization primarily for that organization's membership or offered by that organization on a no-fee basis;

(2) Workshops or seminars lasting no longer than three calendar days for which academic credit is not awarded and continuing education courses approved under chapters 18.04, 18.15, 18.18, 18.78, 18.88 or 48.17 RCW.

(3) Education solely avocational or recreational in nature, as defined in WAC 250-55-020(7), and institutions offering such education exclusively: PROVIDED, That the institution does not advertise, promote, or offer educational credentials;

~~((3))~~ (4) Education offered by charitable institutions, organizations or agencies, as defined in WAC 250-55-020(6): PROVIDED, That the institution, organization or agency does not advertise, promote, or offer educational credentials;

~~((4))~~ (5) Institutions that are established, operated, and governed by this state or its political subdivisions under the provisions of Titles 28A (Common Schools), 28B (Higher Education), and 28C (Vocational Education) RCW;

(6) Institutions that are licensed by the state of Washington.

~~((5))~~ (7) Institutions that have received institutional accreditation from any accrediting association recognized by the council under the provisions of WAC 250-55-220: PROVIDED,

(a) That this exemption shall pertain only to degrees that ~~((++))~~ (i) are covered by the institution's accreditation or ~~((2))~~ (ii) have achieved candidacy status with the agency or association that has accredited the institution.

(b) That an institution, branch, extension or facility operating within the state of Washington, which is affiliated with an institution operating in another state, must have separate institutional accreditation from a recognized accrediting association to qualify for this exemption;

(c) That an institution offering instruction on a federal installation solely to federal employees, and their dependents, shall not be required to have separate institutional accreditation in order to qualify for this exemption; and

(d) That a dual-purpose institution, as defined in RCW 28B.05.030(13), shall not be exempted under the provisions of both chapters 250-55 and 490-600 WAC unless it is specifically exempted under the provisions of both chapters.

~~((6))~~ (8) Any other institution to the extent that it has been exempted from some or all of the provisions of the act and this chapter in accordance with the agency exemption procedure outlined in RCW 28B.05.130. The executive coordinator may suspend or modify any of the registration or other requirements contained in this chapter in a particular case if the executive coordinator finds ~~((+))~~ (a) that such suspension or modification will not frustrate the purposes of this chapter and ~~((2))~~ (b) that the educational services to be offered address a substantial, demonstrated need among residents of the state of Washington or that literal application of this chapter works a manifestly unreasonable hardship on the educational institution: PROVIDED, That the chief administrative officer of the institution, after hearing, shall be entitled to appeal the decision of the executive coordinator to the council. An application for an agency exemption shall be submitted on a form developed by the executive coordinator.

((7)) (9) Institutions not otherwise exempt that are of a religious character, but only as to those educational programs exclusively devoted to religious or theological objectives, and that are represented in an accurate manner in institutional catalogs and other official publications. The following procedures shall be employed in the implementation of this subsection:

(a) The executive coordinator shall ask the chief administrative officer of any institution that may qualify for an exemption on religious grounds to forward to the council office a copy of the institution's catalog and/or any other official publications that describe the nature of the institution and its programs. This information shall be used by the executive coordinator to verify the exemption status of the institution.

(b) For purposes of this subsection, "educational program exclusively devoted to religious or theological objectives" shall mean a program that has as its sole stated objective training in the religious beliefs of the controlling religious organization and/or preparation of students for occupations that are primarily church-related.

(c) In the case of a religious institution that offers both religious and secular programs of instruction, the requirements of chapter 28B.05 RCW and chapter 250-55 WAC shall pertain only to the secular programs of the institution.

(d) If the executive coordinator has reasonable cause to believe that certain religious or theological programs offered by a religious institution are not represented in a materially accurate manner in the institution's catalog and other official publications, the executive coordinator shall proceed according to the provisions of WAC 250-55-200.

**WSR 83-16-081**  
**PROPOSED RULES**  
**CORRECTIONS STANDARDS BOARD**  
 [Filed August 3, 1983]

Notice is hereby given in accordance with the provisions of RCW 34.04.025, that the Corrections Standards Board intends to adopt, amend, or repeal rules concerning maximum capacities, amending WAC 289-15-225; that the agency will at 10:00 a.m. or later, Wednesday, September 7, 1983, in the Governor House Hotel, Olympia, Washington, conduct a public hearing on the proposed rules.

The adoption, amendment, or repeal of the rules will take place immediately following the hearing.

The authority under which these rules are proposed is RCW 70.48.050(1)(a) and 70.48.070.

The specific statute these rules are intended to implement is RCW 70.48.050(1)(a) and 70.48.070.

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency before September 1, 1983.

Dated: August 3, 1983  
 By: Robert W. Cote  
 Executive Secretary

**STATEMENT OF PURPOSE**

Title: Maximum capacities.

Description of Purpose: The purpose of WAC 289-15-225, which was originally adopted by the State Jail Commission on May 14, 1983, is to incorporate within the custodial care standards specific maximum jail capacity figures for purposes of applying the crowding standard set forth in WAC 289-15-220. The purpose of these amendments is to change four of those capacities.

Statutory Authority: RCW 70.48.050(1)(a) and 70.48.070.

Summary of Rule: These amendments change the capacity figures for Kittitas, Pierce, Snohomish and Walla Walla counties.

Reason Supporting Proposed Action: Changes in capacities as a result of new construction and further study.

Agency Personnel Responsible for Drafting, Implementation and Enforcement: Robert W. Cote, Executive Secretary, Corrections Standards Board, 110 East 5th, GB-12, Olympia, WA 98504, (206) 753-5790.

Person or Organization Proposing Rule: Amendments are proposed by the Corrections Standards Board.

Agency Comments or Recommendations: None.

Federal Law or Federal or State Court Action: None.

Small Business Economic Impact Statement: None.

**AMENDATORY SECTION** (Amending Order 32, filed 1/21/83)

WAC 289-15-225 MAXIMUM CAPACITIES. Pursuant to WAC 289-15-220, the maximum capacity of each detention and correctional facility within the state of Washington is established at the figure indicated below.

Detention Facilities	Correctional Facilities
Auburn (22)	Benton County (33)
Bremerton (23)	Chelan County (50)
Forks (11)	Clallam County (102)
Issaquah (6)	Clark County (141)
Olympia (temporary) (19)	Cowlitz County (91)
Richland (23)	Ferry County (22)
	Franklin County (76)
	Grant County (54)
	Grays Harbor County (54)
	Island County (29)
	Jefferson County (18)
	Kent (20)
	King County (1038)
	Kitsap County (101)
	Kittitas County (( <del>52</del> )) (45)
	Klickitat County (36)
	Lewis County (62)
	Lincoln County (8)
	Mason County (34)
	Okanogan County (52)
	Pacific County (14)
	Pend Oreille County (18)
	Pierce County (( <del>263</del> )) (359)
	Skagit County (36)
	Skamania County (17)
	Snohomish County (( <del>28</del> )) (116)
	<u>Snohomish County Work Release (60)</u>
	Spokane County (352)
	Thurston County (94)
	Walla Walla County (( <del>24</del> )) (44)
	Whatcom County (82)
	Whitman County (21)
	Yakima County (225)

**WSR 83-16-082**  
**PROPOSED RULES**  
**GAMBLING COMMISSION**  
 [Filed August 3, 1983]

Notice is hereby given in accordance with the provisions of RCW 34.04.025, that the Washington State Gambling Commission intends to adopt, amend, or repeal rules concerning new section WAC 230-20-061 establishing temporary prize limits for bingo. This rule

replaces emergency rule WAC 230-20-060 which expires September 30, 1983. Upon completion of a six to twelve month test period, temporary bingo prize limits established by this rule will be replaced by a more comprehensive bingo control structure;

that the agency will at 10:00 a.m., Friday, September 9, 1983, in the Council Chambers, Olympia, City Hall, 8th and Plum, Olympia, Washington, conduct a public hearing on the proposed rules.

The adoption, amendment, or repeal of the rules will take place immediately following the hearing.

The authority under which these rules are proposed is RCW 9.46.070(11).

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency before September 9, 1983.

Dated: August 3, 1983  
By: Elwin Hart  
Deputy Director

STATEMENT OF PURPOSE

Title: New section WAC 230-20-061, Temporary prize limits for bingo.

Description of Purpose: Adopt rule to continue temporary prize limits for bingo pending completion of 6-12 month test period, upon completion of which a more comprehensive bingo control structure will be implemented.

Statutory Authority: RCW 9.46.070(11).

Summary of Proposed Rules and Reasons Supporting Action: New section WAC 230-20-061, Temporary prize limits for bingo, this rule continues the temporary prize controls established by emergency rule WAC 230-20-060 (same title). Although being proposed as a permanent rule, it is scheduled to be replaced not later than March 31, 1984, with a permanent and more comprehensive bingo control structure. Adoption of this rule is necessary to keep prize limits in effect pending the final control structure to include minimum net income requirements. Temporary prize limits became necessary to stop a prize "war" which was significantly reducing net income to charitable and other nonprofit organizations.

Agency Personnel Responsible for Drafting, Implementing and Enforcing the Rules: Keith Kisor, Director, and Elwin Hart, Deputy Director, Jefferson Building, 1110 South Jefferson, Olympia, WA 98504, 234-0865 scan, 753-0865 comm.

Proponents and Opponents: Gambling Commission staff proposes this new rule.

Agency Comments: The agency believes the proposed rule is self-explanatory and needs no further comment.

This rule was not made necessary as a result of federal law or federal or state court action.

Small Business Economic Impact Statement: This agency has determined that there would be no economic impact upon small businesses in the state of Washington by the adoption of this new rule.

NEW SECTION

WAC 230-20-061 TEMPORARY PRIZE LIMITS FOR BINGO. (1) No bona fide charitable or nonprofit organization, except when operating at an authorized agricultural fair, or other special event as authorized by the Commission, or under RCW 9.46.030(3) as

now enacted or hereafter amended, shall operate a bingo game unless prize payouts as percentages of gross receipts from the sale of bingo cards are not in excess of the below listed limits during the period October 1, 1983 through March 31, 1984.

Quarterly Gross Receipts Up To:	Prize Payout Limit
\$ 75,000	No Limits
125,000	80%
187,500	78%
250,000	77%
375,000	76%
500,000	74%
625,000	72%
750,000	70%
over \$750,000	68%

(2) Each licensee which exceeds \$25,000 in monthly gross receipts or expects to exceed \$75,000 in quarterly gross receipts shall submit a monthly activity report during the effective period of this rule. Such reports shall be received in the office of the commission no later than fifteen days following the end of the calendar month for which submitted and shall include the following information in the format indicated:

(Name of Licensee)	(Month for Which Submitted)
a. Monthly gross receipts from the sale of bingo cards:	_____
b. Total amount of cash prizes actually paid out during the month:	_____
c. Total of the cost to the licensee of all merchandise prizes actually paid out during the month:	_____
d. Prize payout percentage: (Total prizes (b and c) divided by gross receipts)	_____
e. Total number of sessions played weekly:	_____
f. Average attendance per session:	_____
(Signature of Chief Executive Officer)	(Date)

(3) This rule is considered necessary to preserve the general welfare of the public and to prevent the awarding of bingo prizes in such amounts that would significantly reduce net income to the licensed organization. This action is taken pending the recommendations of a study committee of bingo licensees and agency staff and adoption of a permanent bingo control structure by the Commission.

WSR 83-16-083  
PROPOSED RULES  
THE EVERGREEN  
STATE COLLEGE  
[Filed August 3, 1983]

Notice is hereby given in accordance with the provisions of RCW 28B.19.030, that The Evergreen State College intends to adopt, amend, or repeal rules concerning parking and traffic rules;

that the institution will at 1:45 p.m., Thursday, September 8, 1983, in the Board of Trustees Room Library 3112, The Evergreen State College Campus, Olympia, conduct a public hearing on the proposed rules.

The adoption, amendment, or repeal of the rules will take place immediately following the hearing.

The authority under which these rules are proposed is RCW 28B.40.120(11).

Interested persons may submit data, views, or arguments to this institution in writing to be received by this institution before August 30, 1983.

Dated: August 3, 1983  
By: Richard N. Schwartz  
Acting President

**STATEMENT OF PURPOSE**

Campus parking and traffic regulations: To provide for greater efficiency of vehicular parking and traffic control through the development of revised campus parking and traffic regulations.

Statutory Authority: WAC 174-116-011 through 174-116-270.

Summary of Rule: Establishes regulations which expedite college business, protect state property, provide maximum safety and convenience for all and which assure access at all times for emergency vehicles and personnel. These regulations also establish a means to provide funds to maintain suitable campus parking facilities.

Agency Personnel Responsible for Drafting: Ken Jacob, Director of Auxiliary Services, The Evergreen State College, TA-00, 866-6194; Implementation: Daniel J. Evans, President, The Evergreen State College, TA-00, 866-6000, ext. -6100; and Enforcement: The Board of Trustees, The Evergreen State College, TA-00, 866-6000, ext. -6100.

The Evergreen State College, a public educational institution higher education system of the state of Washington, Olympia, Washington 98505.

Chapter 174-116 WAC  
**((CAMPUS PARKING AND TRAFFIC REGULATIONS))**  
**PARKING AND TRAFFIC RULES**

- WAC
- 174-116-010 Purpose.
- 174-116-011 Regulations.
- 174-116-020 Authority.
- 174-116-030 Enforcement.
- 174-116-040 ((Scope:)) Parking permits—General information.
- 174-116-041 Parking permits—Visitors and guests.
- 174-116-042 Parking permits—Special permits.
- 174-116-043 Parking permits—Issuance and display.
- 174-116-044 Parking permits—Validity periods.
- 174-116-045 Parking permits—Housing residents.
- 174-116-046 Parking permits—Revocations.
- 174-116-050 Responsibility and presumption in reference to illegal parking.
- 174-116-060 ((Traffic regulations applicable:)) Designated and assigned parking areas.
- 174-116-070 Speed.
- 174-116-071 Parking—Prohibited places.
- 174-116-072 Impounding of vehicles.
- 174-116-080 Access.
- 174-116-091 Special parking and traffic regulations and restrictions authorized.
- 174-116-092 Parking of motorcycles and scooters.
- 174-116-119 Fines.
- 174-116-121 Election to pay or contest a notice of infraction.
- 174-116-122 Appeal/hearing procedure.
- 174-116-123 Establishment of Infraction Review Committee.
- 174-116-124 Jurisdiction of the Infraction Review Committee.
- 174-116-125 ((Valid parking permits:)) Appeal/hearing procedure—Rules of evidence.
- 174-116-126 Appeal/hearing—Procedure—Review decision.
- 174-116-127 Appeal/hearing—Mitigation and suspension of fines.
- 174-116-260 Fines and penalties.

AMENDATORY SECTION (Amending Order 72-7, filed 10/27/72)

WAC 174-116-010 PURPOSE. (1) To expedite college business, protect state property, provide maximum safety and convenience for all.

(2) To assure access at all times for emergency vehicles and personnel.

(3) To provide funds to obtain and maintain suitable campus parking facilities.

~~(4) ((These regulations shall become effective on November 26, 1972:))~~ To protect and control pedestrian and vehicular traffic.

NEW SECTION

WAC 174-116-011 REGULATIONS. Drivers and owners of vehicles on the property of The Evergreen State College are responsible for safe and lawful operation of those vehicles. Individuals operating or parking vehicles on college owned property must at all times comply with the campus regulations, ordinances of Thurston County and laws of the state of Washington.

AMENDATORY SECTION (Amending Order 72-7, filed 10/27/72)

WAC 174-116-020 AUTHORITY. (1) The Evergreen State College through its Board of Trustees is authorized to establish traffic and parking regulations as stated in RCW 28B.10.560. The Board of Trustees reserves the right to add, delete or modify portions of these regulations including the appended fee and fine and penalty schedules in accordance with its regulations and applicable laws. Administration and enforcement of these regulations will be delegated to the Security and Parking Office.

(2) The Evergreen State College Security and Parking Office is authorized to issue annual, quarterly, daily, car-pool, housing and special permits to park upon the campus. Special permits are issued pursuant to the provisions of these regulations. All outstanding campus parking violations must be satisfactorily settled before a special permit will be issued or renewed.

(3) The authority and powers conferred upon the Security Chief by these regulations shall be subject to delegation by him/her to subordinates.

AMENDATORY SECTION (Amending Order 72-7, filed 10/27/72)

WAC 174-116-030 ENFORCEMENT. ((Personnel of the Security Office and any other enforcement agency having jurisdiction shall be responsible for enforcing all of the parking and traffic regulations of the campus:)) Security Office personnel shall be responsible for enforcing traffic regulations on the campus. This shall include all College Parking regulations and "rules of the road" as set forth in Title 46 of the Revised Code of the state of Washington.

Whenever an unattended vehicle is observed in violation of the regulations herein set forth, the Parking Personnel shall take the registration number and other identifiable information and shall affix to such vehicle a parking infraction in a conspicuously visible location.

AMENDATORY SECTION (Amending Order 72-7, filed 10/27/72)

WAC 174-116-040 ((SCOPE:)) PARKING PERMITS—GENERAL INFORMATION. ((These laws and regulations shall be applicable at all times and on all lands which are or may hereafter be devoted mainly to educational, research, housing, recreational, or parking activities of The Evergreen State College:)) (1) Parking permits are issued by the Security and Parking Office following application and the payment of the appropriate fees. All privately owned motor vehicles parked or left standing unattended on college property are required to display a currently valid Evergreen parking permit during the hours of 7:00 a.m. to 4:00 p.m., Monday through Friday, and at such other times as the college may designate.

(2) Fees for parking permits are as follows:

	<u>Automobile</u>	<u>Motorcycle</u>
<u>Quarterly</u>	<u>16.00</u>	<u>8.00</u>
<u>Annual</u>	<u>40.00</u>	<u>20.00</u>
<u>Daily</u>	<u>.50</u>	<u>.50</u>

NEW SECTION

WAC 174-116-041 PARKING PERMITS—VISITORS AND GUESTS. All visitors, including guests, salespersons, maintenance or service personnel and all other members of the public will park in

available space as established by The Evergreen State College parking and traffic regulations and will pay the established parking fee except as noted below:

(1) Federal, state, county, city, school district, and similar governmental personnel, on official business in vehicles with tax exempt licenses, will be admitted without charge.

(2) Vehicles owned by contractors and their employees working on campus construction may be parked within available construction sites or designated areas without charge.

(3) Members of the press, television, radio and wire services, on official business, may park without charge, but must have a permit authorized by the Parking Office to do so.

(4) Taxis and commercial delivery vehicles may enter the campus without payment of the parking fee only for pick up and delivery of passengers, supplies and equipment.

(5) Visitors and guests attending special college events may be parked without charge if prior arrangement has been made with the Parking Office.

(6) Visitors invited to the campus for the purpose of rendering uncompensated services to The Evergreen State College may be parked without charge, provided prior notification is given to the Parking Office.

#### NEW SECTION

**WAC 174-116-042 PARKING PERMITS—SPECIAL PERMITS.** (1) Physically disabled faculty members, staff personnel, visitors, and students may apply through the Security and Parking Office for a special parking permit in a reserved area. Such individuals must obtain a certificate from a physician indicating that special parking assignment is essential in order for them to perform their assigned duties or to attend classes. Such persons, however, must also display on their vehicle a valid daily, quarterly or annual parking permit. State of Washington handicapped "Overtime Parking" permits will be honored as valid on campus.

(2) Salespersons, maintenance and service personnel, persons serving the college without pay, and other visitors who must frequently visit the campus on college business, may be issued a parking permit from the Parking Office, upon request from the division benefiting from the services provided, subject to approval by the Security and Parking Office. Parking on campus will not be provided to persons intending to make personal solicitations from or personal sales to college employees or students.

(3) Overnight or extended period permits may be obtained from the Security and Parking Office for disabled vehicles, field trips or other valid reasons that may necessitate the operator's leaving the vehicle on campus.

#### NEW SECTION

**WAC 174-116-043 PARKING PERMITS—ISSUANCE AND DISPLAY.** (1) All parking permits must be positioned so that they are clearly visible and readable from the outside of the vehicle.

(2) Car pool permits may be purchased by faculty, staff and students. One transferable permit will be issued by the Security and Parking Office for each car pool. This permit is transferable only among the registered members of the car pool. The permit must be displayed on the dashboard in the left corner in front of the driver on a registered car pool vehicle.

(3) Annual and quarterly parking permits must be affixed to the vehicle's rear window with the following exceptions:

(a) On convertibles and trucks they may be affixed in the lower left corner of the front windshield.

(b) On station wagons and cars with heated rear windows permits must be affixed in the left rear side window.

(c) Motorcycle permits must be affixed in a conspicuous place.

(4) Daily parking permits shall be placed on the dash board with date stamp facing up, so as to be clearly visible from the exterior of the vehicle.

(5) A parking permit application is required to be on file for each vehicle displaying a permit. Ownership of permits is not transferable except when approved by the Security and Parking Office. The Security and Parking Office can approve replacement of or transfer of a permit under the following conditions:

(a) The person relinquishing ownership and the purchaser appear in person at the Parking Office when requesting a transfer.

(b) The former owner relinquishes all ownership or claims to said permit.

(c) The purchaser qualifies for ownership.

(d) The new owner completes a new application form for the permit.

(e) If the vehicle is sold, and for any reason a replacement permit is requested, the old permit must be removed and presented to the Security and Parking Office to be eligible for a replacement or a refund.

(6) Faculty, staff and students may be issued a duplicate car permit for another vehicle either personally owned, family owned, or owned by their employer. Proof of ownership or authorization from the owner for all additional vehicles must be presented. However, two vehicles bearing the same numbered permit may not be parked on campus at the same time unless one also displays a valid daily permit.

(7) Any permit holder may obtain a temporary permit at the Security and Parking Office without charge for another vehicle when the vehicle for which a permit was purchased is unavailable due to repair or for another valid reason. These permits are good for a period of two weeks only, and may not be renewed.

#### NEW SECTION

**WAC 174-116-044 PARKING PERMITS—VALIDITY PERIODS.** (1) Annual parking permits shall be valid from the date of issue until the first day of the following fall quarter.

(2) Quarterly parking permits shall be valid from the date issued each academic quarter until the first day of the following academic quarter.

(3) Daily permits shall be valid from the time purchased until 4:00 p.m. on the date of purchase.

#### NEW SECTION

**WAC 174-116-045 PARKING PERMITS—HOUSING RESIDENTS.** Under the following conditions, College Housing residents will, upon request, receive a parking permit at no charge.

(1) Permits must be renewed quarterly.

(2) Housing residents must show proof of ownership before permit will be issued.

(3) Free parking will be discontinued when residents terminate their contract with Housing.

(4) Housing will verify residency status to the Security and Parking Office.

(5) Only one permit per resident will be issued free. Additional permits may be purchased through regular procedures.

(6) Resident parking permits will only be valid for parking in the modular parking areas or in "F" lot. A regularly purchased permit is required for use in all other parking areas.

#### NEW SECTION

**WAC 174-116-046 PARKING PERMITS—REVOCATIONS.** Permits are licenses and the property of the college, and may be recalled for any of the following reasons:

(1) When the purpose for which the permit was issued changes or no longer exists.

(2) When a permit is used by an unauthorized individual.

(3) Falsification on a second car parking permit application.

(4) Counterfeiting or altering of permits.

(5) Appeals of permit revocations must be made in accordance with the Institutional Hearing procedures outlined in Infraction Review Committee's governing document.

#### AMENDATORY SECTION (Amending Order 72-7, filed 10/27/72)

**WAC 174-116-050 RESPONSIBILITY AND PRESUMPTION IN REFERENCE TO ILLEGAL PARKING.** (~~The operator or owner, or both, of any vehicle driven in areas covered under the scope of this policy shall be held responsible for obeying all state laws and campus traffic and parking regulations.~~

~~Ignorance of these laws and regulations shall not be an excuse for their violation.))~~ The registered owner or permit holder shall be responsible for all parking violations involving the vehicle on which the permit is displayed.

In any hearing alleging the violation of any parking regulation, proof that the particular vehicle described was stopping, standing or parked in violation of any such regulation together with proof that the person named in the complaint or infraction at the time of such violation was the registered owner or permit holder of such vehicle shall constitute in evidence a prima facie presumption that the owner was the person who parked or placed such vehicle in the location the violation occurred.

AMENDATORY SECTION (Amending Order 72-7, filed 10/27/72)

WAC 174-116-060 ((TRAFFIC REGULATIONS APPLICABLE)) DESIGNATED AND ASSIGNED PARKING AREAS. The motor vehicle laws of the state of Washington and any rules stated herein shall be applicable at all times in areas covered under the scope of this policy.

The college assumes no liability for vehicles operated or parked on college properties. No bailment, but only a license, is created by the purchase and/or issuance of any permit.

(1) No vehicle shall be parked on the campus except in those areas set aside and designated as parking areas.

(2) No vehicle shall be parked in any parking area without a permit for that area.

(3) Vehicles may only park within marked spaces provided in each parking lot.

AMENDATORY SECTION (Amending Order 72-7, filed 10/27/72)

WAC 174-116-070 SPEED. Unless otherwise posted, the maximum speed limit in areas covered under the scope of this policy shall be 25 miles per hour for all motor vehicles and bicycles.

NEW SECTION

WAC 174-116-071 PARKING—PROHIBITED PLACES. (1) No person shall stop, stand or park any vehicle so as to obstruct traffic along or upon any street or sidewalk.

(2) No vehicle shall park or stand except momentarily to pick up or discharge passengers:

- (a) At any place where official signs prohibit parking;
  - (b) Within 15 feet of a fire hydrant or in fire lanes;
  - (c) On any lawn or grass areas except as required for maintenance or construction authorized by the Director of Facilities;
  - (d) In excess of posted time limits;
  - (e) Within an intersection;
  - (f) So as to block a curb cut or driveway;
  - (g) Adjacent to a painted curb;
  - (h) Within 30 feet of an intersection;
  - (i) In a handicapped zone;
  - (j) In a bus zone.
- (3) No vehicle shall be parked so as to occupy any portion of more than one parking space or stall as designated within the parking area. The fact that other vehicles may have been so parked as to require the violator to occupy a portion of more than one space or stall shall not constitute an excuse for a violation of this section.

NEW SECTION

WAC 174-116-072 IMPOUNDING OF VEHICLES. (1) No disabled or inoperative vehicle shall be parked on the campus for a period in excess of ninety-six hours. Vehicles which have been parked for periods in excess of ninety-six hours and which appear to be disabled or inoperative may be impounded and stored at the expense of the registered owner. Neither the college nor its employees shall be liable for loss or damage of any kind resulting from impounding and/or storage services provided by a private vendor. Notice of intent to impound will be posted on the vehicle twenty-four hours prior to impound. In any case, the owner or operator of a disabled vehicle should notify the Security and Parking Office of the vehicle's location and estimated time of removal or repair.

(2) Any vehicle parked upon property of The Evergreen State College in violation of these regulations, including the motor vehicle and other traffic laws of the state of Washington, may be impounded or immobilized and taken to such place for storage as the Chief of Security selects. The expense of such impounding and storage shall be charged to the owner or operator of the vehicle and paid by him/her prior to its release. The college and its employees shall not be liable for loss or damage of any kind resulting from such impounding and/or storage services provided by a private vendor.

AMENDATORY SECTION (Amending Order 72-7, filed 10/27/72)

WAC 174-116-080 ACCESS. Privately owned motor vehicles shall be driven only on those roadways designed and built for their use.

Marked "service" drives shall be used only by college employees conducting official business, emergency vehicles, and authorized delivery vehicles. Any and all other vehicles are prohibited from traveling or parking in these areas ((for any reason)).

Brick-paved and other designated areas are for pedestrian and bicycle traffic only, except as needed for emergency vehicle or for maintenance of buildings or grounds.

NEW SECTION

WAC 174-116-091 SPECIAL PARKING AND TRAFFIC REGULATIONS AND RESTRICTIONS AUTHORIZED. (1) During special conditions causing additional heavy traffic and during emergencies, the Security Chief is authorized to impose additional traffic and parking regulations and restrictions for the achievement of the specified objectives of these regulations and provide appropriate notice thereof whenever possible.

(2) The Director of Facilities is authorized to erect signs, barricades and other structures and to paint marks and other directions aids upon the streets and roadways for the regulation of traffic and parking upon state lands devoted mainly to the educational, recreational, or parking activities of The Evergreen State College.

(3) No person without authorization from the Director of Facilities shall move, deface, or in any way change a sign, barricade, structure, marking or direction so placed, or previously placed, for the purpose of regulating traffic or parking.

NEW SECTION

WAC 174-116-092 PARKING OF MOTORCYCLES AND SCOOTERS. (1) Motorcycles, motorized bicycles and scooters are for the purpose of these regulations considered to be motor vehicles and are subject to all traffic and parking rules and regulations controlling other motor vehicles.

(2) Motorcycles, motorized bicycles and scooters may be parked in designated areas in addition to the regular parking lots.

(3) Motorcycles, motorized bicycles and scooters are not permitted on paths, sidewalks, in buildings or in pedestrian areas at any time.

NEW SECTION

WAC 174-116-119 FINES. (1) Payment.

(a) Persons cited for violation of these regulations may respond by paying a fine within ten days of the date of notice of infraction. Such payment shall constitute a waiver of the right to request a review as described in WAC 174-116-121.

(b) All fines are payable to The Evergreen State College cashier. Fines may be paid in person or by mail by sending the notice of infraction and amount of fine to The Evergreen State College cashier. The cashier will not discuss the appropriateness of the fine with the payor.

(2) Unpaid.

If any fine remains unpaid after ninety days from the date of the notice of infraction, the following action will be taken by The Evergreen State College:

(a) Academic registration for the following quarter shall be prohibited.

(b) Transcripts shall be withheld for any persons having outstanding unpaid fines.

(c) Unless payment of the fine has been made, the amount of the fine will be deleted from an employee's paycheck after the employee has been offered the right of a hearing as contained in this document.

NEW SECTION

WAC 174-116-121 ELECTION TO PAY OR CONTEST A NOTICE OF INFRACTION. The notice of infraction issued pursuant to these regulations shall direct the alleged violator that he/she may elect either to pay the fine applicable to the violation(s) charged or to request a review with the Infraction Review Committee within ten days of the date of the infraction.

(1) If the alleged violator chooses to contest, a written request for a review will be filed with the Chairperson of the Infraction Review Committee, through the Security Chief. Requests for review forms are available at the Security and Parking Office. Requests for a review may be submitted without posting of the fine within ten days after date of infraction.

(2) The Infraction Review Committee will review the written Request for Review and notify the alleged violator of their decision within ten class days.

NEW SECTION

WAC 174-116-122 APPEAL/HEARING PROCEDURE. (1) If the decision of the Infraction Review Committee is not supportive of the alleged violator's request, the alleged violator may request a hearing before the Review Committee to present his/her case in person. The Infraction Review Committee will meet a minimum of once a month (usually the first Wednesday of the month) to hear such appeals.

(2) Persons requesting a hearing before the Infraction Review Committee must make such requests to the chairperson of the Infraction Review Committee within ten class days of notification of the initial review decision.

(3) The appellant will be notified by the chairperson of the Infraction Review Committee of the time and date of such hearing. Decisions rendered by the Infraction Review Committee on appeals heard shall be binding, except as provided by RCW 28B.10.565.

NEW SECTION

WAC 174-116-123 ESTABLISHMENT OF INFRACTION REVIEW COMMITTEE. The Evergreen State College Infraction Review Committee is hereby established, the members of which shall be composed of the following:

- (1) One faculty member chosen by the Vice President and Provost;
- (2) One exempt staff member chosen by the President;
- (3) One classified staff member chosen by the Vice President for Business;
- (4) Two currently enrolled students chosen by the Evergreen Council; and
- (5) The Chief of Security will serve as a nonvoting member.

NEW SECTION

WAC 174-116-124 JURISDICTION OF THE INFRACTION REVIEW COMMITTEE. The Infraction Review Committee established by these regulations shall have jurisdiction to hear and review infractions involving alleged violations of these rules and to render a judgment as to the validity of such infractions.

AMENDATORY SECTION (Amending Order 77-3, filed 12/16/77)

WAC 174-116-125 ~~((VALID PARKING PERMITS:))~~  
APPEAL/HEARING PROCEDURE—RULES OF EVIDENCE.  
 ((Quarter periods are defined as fall, winter, spring and summer. Annual permits are valid for one calendar year, quarterly permits are valid until the beginning of the next quarter as listed on the academic schedule, monthly permits are valid for one calendar month, daily permits are valid for date stamped only.)) The rules of evidence applicable to courts of law shall not apply and any oral or documentary evidence may be received, but the chairperson of the Infraction Review Committee may exclude such evidence as is irrelevant, immaterial or unduly repetitious.

NEW SECTION

WAC 174-116-126 APPEAL/HEARING—PROCEDURE—REVIEW DECISION. Upon conclusion of the review and/or appeal, the chairperson of the Infraction Review Committee shall render the decision of the review committee as to guilty or not guilty and shall assess fines or penalties not in excess of the schedule of fines set forth in WAC 174-116-260. The decision shall be recorded in the records maintained by the Security and Parking Office and the chairperson of the Infraction Review Committee shall endorse his/her signature therein, certifying the record to be correct.

NEW SECTION

WAC 174-116-127 APPEAL/HEARING—MITIGATION AND SUSPENSION OF FINES. Upon the showing of good cause or mitigating circumstances, the Infraction Review Committee may impose any lesser fine than those established in WAC 174-116-260 of these regulations or may dismiss the fine. The chairperson may grant an extension of time within which to comply with the review and/or appeal decision.

NEW SECTION

WAC 174-116-260 FINES AND PENALTIES. The following schedule of fines for violations of the rules listed in chapter 174-116 WAC is hereby established:

No.	Offense	Maximum Fine
1.	No valid permit	\$5.00
2.	Overtime parking	10.00
3.	Improper position	5.00
4.	Parked where signs prohibit	15.00
5.	Parked within 15 feet of hydrant	15.00
6.	Handicapped Zone	15.00
7.	Parked within intersection	10.00
8.	Within 30 feet of intersection	5.00
9.	Blocking driveway	10.00
10.	Parked at painted curb	10.00
11.	Parked in prohibited zone	15.00
12.	Obstructing traffic	10.00
13.	Parked in bus zone	15.00
14.	Parked in fire lane	15.00
15.	Altered permit	25.00

REPEALER

The following sections of the Washington Administrative Code are each repealed:

- (1) WAC 174-116-090 MOTOR VEHICLE REGISTRATION.
- (2) WAC 174-116-105 VALID PARKING PERMITS REQUIRED.
- (3) WAC 174-116-115 PARKING PERMIT REGULATIONS.
- (4) WAC 174-116-135 PARKING PERMITS DISPLAYED.
- (5) WAC 174-116-140 PARKING AREAS.
- (6) WAC 174-116-150 VIOLATION, PENALTY, IMPOUNDING.
- (7) WAC 174-116-160 BICYCLE PARKING.
- (8) WAC 174-116-170 BICYCLE TRAVEL.
- (9) WAC 174-116-180 BICYCLE EQUIPMENT, BRAKES, LIGHTS.

**WSR 83-16-084**  
**PROPOSED RULES**  
**BOARD OF HEALTH**  
 [Filed August 3, 1983]

Notice is hereby given in accordance with the provisions of RCW 34.04.025, that the Washington State Board of Health intends to adopt, amend, or repeal rules concerning Appendix—County, city or town in a health district, amending WAC 248-990-990;

that the agency will at 9:00 a.m., Wednesday, September 14, 1983, in the Spokane County Health District Building, 1101 West College, Spokane, WA 99201, conduct a public hearing on the proposed rules.

The adoption, amendment, or repeal of the rules will take place immediately following the hearing.

The authority under which these rules are proposed is RCW 70.46.080.

The specific statute these rules are intended to implement is chapter 70.46 RCW.

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency before September 14, 1983.

Dated: August 1, 1983  
 By: John A. Beare, MD, MPH  
 Secretary

STATEMENT OF PURPOSE

Title: WAC 248-990-990.

Description of Purpose: Amend rule to include health departments or city-county health departments.

Statutory Authority: RCW 70.46.080.

Specific Statute Rule is Intended to Implement: SB 3906 (1983 legislation).

Summary of Rule: Guidelines for basic services and negotiating funding support for local public health agencies.

Reasons Supporting Proposed Action: Statutory change in 1983 session of legislature, SB 3906.

Agency Personnel Responsible for Drafting: A. Lamont Carstens, Executive Assistant, Division of Health, MS: ET 21, Olympia, WA 98501.

Person or Organization Proposing Rule, and Whether Public, Private, or Governmental: Division of Health, DSHS.

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.

Small Business Economic Impact Statement: Not applicable.

AMENDATORY SECTION (Amending Order 104, filed 9/25/74)

WAC 248-990-990 APPENDIX—COUNTY, CITY OR TOWN IN A PUBLIC HEALTH DISTRICT(~~(—PREAMBLE)~~), DEPARTMENT OR COUNTY-CITY DEPARTMENT.

APPENDIX

Guidelines<sup>1</sup>

for Negotiating Support by a

County, City or Town in (~~a Health District~~

in

Estimating Its Equitable Share of the Expense

of))

Maintaining and Operating the Local Public Health (~~District~~

Preamble) Agency (District, Department, or County-City Department)

~~((What health services should local government provide? Health needs and health services vary from community to community. While some are still trying to solve elementary health problems,<sup>2</sup> others, having met these basic needs, are concerned also with newer health problems, as well as with promptness and enhancement of the quality of services, making sure that these are well integrated and available to all citizens.~~

~~The types<sup>3</sup> of basic health services which every county, city and town should provide are as follows:))~~

A. ~~((Basic Health Services of Local Health Departments))~~ Every county, city, and town should furnish the support necessary to provide the following basic public health services<sup>2,3</sup>:

1. ~~((Disease Prevention and Control))~~ Personal Health Protection Services

Epidemiologic Services  
Tuberculosis

~~((Venereal Disease))~~  
Sexually Transmitted Diseases  
~~((All))~~ Other Communicable Diseases  
Immunizations  
~~((Epidemiologic Services~~  
Hearing Conservation  
Vision Conservation  
Health Services to Handicapped Persons  
Alcoholism, at least an Information and Referral Service))  
Family Planning  
Child Health Services  
Crippled Children's Services  
Maternal and Infant Services  
Nutrition and/or WIC Services  
Chronic Disease Prevention, Detection and Hazard Control

2. Environmental (~~Control~~) Health Protection Services

~~((The health aspects of:))~~

Food  
Water  
~~((Air))~~  
Solid Waste Disposal  
Liquid Waste Disposal  
~~((Housing (shelter)))~~ Living Environment  
Chemical and Physical Hazards  
~~((Safety (in other areas than those covered by the Department of Labor & Industries)~~  
Nuisances))  
Vector Control

3. ~~((Vital Records~~

~~(Is already a mandatory function of each county and city of the First Class))~~ Laboratory services necessary to support any of the programs listed in A 1 and 2 of this Appendix (provide or purchase)

4. ~~((Family Planning))~~ Vital Records, Birth, and Death Registration

5. ~~((Laboratory services necessary to perform the functions in items 1 and 2 above:))~~ Health Promotion, Information, and Education

~~((6. Health Information and Educational Services~~

7. Community Health Planning

8. Administration

Business Management  
Records  
Budgeting  
Purchasing  
Conferences  
Programming  
Evaluating  
Legal Services))

B. ~~((Total Cost of Providing the Basic Health Services.~~

1. Salaries (Ratio of staff to 100,000 population)

One Health Officer  
Nine Clerical Personnel  
Fifteen Public Health Nurses  
Seven Senior Sanitarians  
Two Laboratory Technicians  
One Health Educator  
One Social Worker

2. Maintenance and Operation Cost

Usually about twenty-five to thirty-three percent of the total budget

3. ~~Capital Outlay~~

~~Routine. Usually one to eight percent)) In addition, counties, cities, and towns at their option may choose to support additional public health protection and promotion actions or services. These may include, but not be limited to:~~

- ~~Dental Health~~
- ~~School Health Services~~
- ~~Jail Health Services~~
- ~~Mental Health Services~~
- ~~Alcoholism Services~~
- ~~Developmental Disabilities~~
- ~~Health Screening Programs for the Aging (Senior Citizens Services Act)~~
- ~~Home Health Services~~
- ~~Primary Care for Special Population Groups~~
- ~~Emergency Health Services~~
- ~~Community Health Planning~~
- ~~Any program area identified by local or state health officials when the health of the general population is shown to be at risk of adverse health effects.~~

C. ((Financing

~~Expenditures~~

<del>1. Basic Health Services</del>	<del><sup>A</sup>X<sup>n</sup> dollars</del>
<del>2. Additional Services (District-wide)</del>	<del><sup>A</sup>Y<sup>n</sup> dollars</del>
	<del>-----</del>
	<del>Total <sup>A</sup>X + <sup>A</sup>Y<sup>n</sup> dollars</del>

Any city might, in addition, request and fund a specific service, not needed or desired by the other cities or by the district as a whole. It would, in such instances, pay an additional sum equal to the actual cost of such services.

D.) Potential Sources of Funds:

- ~~1. ((Property millage levies~~
  - ~~a. Statutory public health levy multiplied by 2.2~~
  - ~~b. Statutory tuberculosis control fund or levy)) Fees for permits and licenses~~
- ~~2. ((City contribution<sup>d</sup>)) Charges for services~~
- ~~3. ((County contribution<sup>d</sup>)) Contracts with counties, cities, schools, and other agencies~~
- ~~4. ((Fees for permits and licenses)) State and federal funds~~
- ~~5. ((Charges for services)) Sales of property~~
- ~~6. ((Contracts with schools and other agencies)) Miscellaneous gifts and sales, e.g., sale of publications~~
- ~~7. ((State and Federal funds)) County funds for special services not needed or desired by all participating counties and cities~~
- ~~8. ((Sales of publications)) City funds for special services~~
- ~~9. ((Gifts)) Reserve funds for special purposes~~
- ~~10. ((Miscellaneous (sale of property, witness fees, jury duty of personnel, etc.)) County general fund base support~~

~~((E:)) D. Determination of equitable share for each municipality (county or city) of its fiscal support of basic health services:~~

~~1. ((In any case, for the next two years at least, there should be no reduction in the amount currently being paid to its health district by a county or city)) The level of the basic health services budget and the respective county and city general fund contributions necessary to balance that budget should be determined through a negotiation process. The negotiators may wish to use some form of formula in this determination. Negotiating the formula is a basic part of the negotiation process. A number of formulas may be considered. Most formulas involve one or more of the following factors: Population (per capita), assessed valuation, use, need or proportion of budget. No single formula is mandated statewide, but a formula, once adopted by a local health board, should apply to all member jurisdictions. Agreements need not be limited to a single year. Multi-year contracts may be negotiated~~

with the agreement adopting a basic formula but providing for annual adjustments of variable factors such as valuation or population.

2. ((Formula to be used:

$$C = \frac{1/2B(A_c)}{A_1} + \frac{1/2B(P_c)}{P_1}$$

The following formulas are presented as guidelines. Options 1 through 3 provide for a county base support while Options 4 and 5 have no county base built into the formula. The county base is a variable replacing previous statutory millages for public health and tuberculosis. The base may vary. In multicounty health districts, the county base public health support is to be determined annually by the district health board in consultation with the respective boards of county commissioners and divided among the member counties in proportion to each county's assessed valuation. An acceptable alternative method is to vary the base among the county members of the health district as the board of health, in consultation with the respective boards of county commissioners, shall determine.

Option 1:

$$C = 1/2 B \frac{A_c}{A_1} + 1/2 B \frac{P_c}{P_1}$$

Where:

C = Contribution of city or county needed to balance the budget ((<sup>A</sup>X + <sup>A</sup>Y<sup>n</sup>)) basic plus optional dollars)

B = Dollars needed to balance the ((<sup>A</sup>X + <sup>A</sup>Y<sup>n</sup>)) basic plus optional dollar portion of the local public health ((district)) agency annual budget(<sup>2</sup>)

((A<sub>c</sub>)) A<sub>c</sub> = The assessed valuation of the component governmental unit, i.e., the city, town or unincorporated area of the county

((A<sub>1</sub>)) A<sub>1</sub> = The total assessed valuation of the governmental jurisdictions encompassed by the local public health ((district)) agency

((P<sub>c</sub>)) P<sub>c</sub> = Population of the component governmental unit, i.e., the city, town or unincorporated area of the county

((P<sub>1</sub>)) P<sub>1</sub> = Total population of the governmental jurisdictions encompassed by the local public health ((district)) agency

Variation 1:

Derive the proportion of assessed valuation and population in the formula from the average of several years instead of the current year only.

Option 2:

$$C = B \frac{A_c}{A_1}$$

Where:

C = Contribution of city or county needed to balance the budget (basic plus optional dollars)

B = Dollars needed to balance the basic plus optional portion of the local public health agency annual budget

A<sub>c</sub> = The assessed valuation of the component governmental unit, i.e., the city, town or unincorporated area of the county

A<sub>1</sub> = The total assessed valuation of the governmental jurisdictions encompassed by the local public health agency

Option 3:

$$C = B \frac{P_c}{P_1}$$

Where:

**WSR 83-16-085**  
**PROPOSED RULES**  
**BOARD OF PHARMACY**  
 [Filed August 3, 1983]

C = Contribution of city or county needed to balance the budget (basic plus optional dollars)

B = Dollars needed to balance the basic plus optional portion of the local public health agency annual budget

P<sub>c</sub> = Population of the component governmental unit, i.e., the city, town or unincorporated area of the county

P<sub>t</sub> = Total population of the governmental jurisdictions encompassed by the local public health agency

Variation 1:

The per capita share is graduated by grouping or classes of cities so that small cities pay less than large cities.

Variation 2:

The county base remains the same but the per capita share is applied only to the cities.

Option 4:

(1) Charge each city or county the full estimated cost of environmental health services.

(2) Charge each county the full cost of tuberculosis services.

(3) Charge each city and county the remainder of tax necessary on a per capita basis.

(4) Reduce each city's charge by giving credit to them for the county property taxes paid by the property owners of each city.

(5) Small cities may be charged a reduced share per capita.

Option 5:

Half of the necessary funds are divided among the cities and counties in proportion to a statistical report of the services provided to each. The other half are provided on the basis of population or another of the options identified.

Notice is hereby given in accordance with the provisions of RCW 34.04.025, that the Washington State Board of Pharmacy intends to adopt, amend, or repeal rules concerning the amending of WAC 360-12-150, 360-16-230 and 360-32-050;

that the agency will at 9:00 a.m., Wednesday, September 21, 1983, in the Highline Community College, South 240th and Pacific Highway South, Midway, Washington 98031, conduct a public hearing on the proposed rules.

The adoption, amendment, or repeal of the rules will take place immediately following the hearing.

The authority under which these rules are proposed is RCW 18.64.005 and 69.41.075.

The specific statute these rules are intended to implement is RCW 18.64.011(11) and 69.41.075.

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency before September 16, 1983.

Dated: August 2, 1983  
 By: Donald H. Williams  
 Executive Secretary

**STATEMENT OF PURPOSE**

Title: Washington State Board of Pharmacy.

Purpose: The purpose of the amendments to WAC 360-12-150 is to address concerns raised in proceedings before the Administrative Rules Review Committee. The purpose of the amendment to WAC 360-16-230 is to reflect the repeal of the poison book requirement and to describe how a waiver from the equipment requirements may be obtained. The purpose of the amendment to WAC 360-32-050 is to update the reference to the American Druggist Blue Book and its cost and to describe how drugs that are contained in the American Druggist Blue Book may be excluded from coverage of the Legend Drug Act.

Statutory Authority: RCW 18.64.005 and 69.41.075.

Summary of the Rules: WAC 360-12-150 contains a definition of the term "monitoring drug therapy" as it is used in RCW 18.64.011(11); WAC 360-16-230 contains the requirements that pharmacies must meet with regard to equipment it must have and provides for waiver; and WAC 360-32-050 identifies legend drugs.

Reason for Proposed Amendments: WAC 360-12-150 is proposed to clarify the definition of "monitoring drug therapy"; WAC 360-16-230 is amended to allow flexibility in the equipment requirements; and WAC 360-32-050 is amended to refer to the most recent edition of the publication it adopts, and to outline the procedure for removing drugs from those considered to be legend drugs.

Responsible Personnel: In addition to the members of the board, the following Board of Pharmacy personnel have knowledge of and responsibility for drafting, implementing and enforcing these rules: Donald H. Williams, Executive Secretary, WEA Building, 319 East

<sup>1</sup>Pertains also to a county, city or town which has withdrawn from a health district to operate its own health department or decides to contract with another municipality for such health services.

<sup>2</sup>((Washington State Board of Health Rules & Regulations which pertain to local health departments include: (1) Control of certain diseases (.100); (2) Sanitation (gen. .50; places of work .62; schools .64; taverns, resorts .68; camp and parks .72; mobile homes .76; facilities for camping vehicles .77; hotels .80; food service .84; food & beverage worker's permits .86; swimming pools, bathing beaches .98))) Basic services are those services required by state law and regulations or provided under service contracts with the department of social and health services.

<sup>3</sup>((The extent of health services provided, will vary from area to area and has to be a local determination. Each local health department should prepare its own list of basic health services it provides (or would provide) each municipality contributing equitably to its financial support)) A list of all applicable laws, administrative regulations, and available current service contracts will be provided by the state board of health upon request.

<sup>4</sup>Based on the formula in Item E. Determination of Equitable Share of Official Local Fiscal Support.

<sup>5</sup>Is the balance to be raised by contributions of all the cities and counties in the health district? This is the total budget less the amount raised from the revenue sources listed under D (above) as items 1, 4, 5, 6, 7, 8, 9 and 10))

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.

7th Avenue, Olympia, WA 98504, 234-6834 scan, 753-6834 comm.

Proponents: These rules are proposed by the Washington State Board of Pharmacy.

Agency Comments: These rules are promulgated pursuant to the authority granted to the board in RCW 18.64.005.

Small Business Economic Impact Statement: A small business economic impact statement is not required and has not been filed since these rules do not impact any small businesses as that term is defined by RCW 43.31.920.

**AMENDATORY SECTION** (Amending Order 174, filed 4/26/83)

WAC 360-12-150 MONITORING OF DRUG THERAPY BY PHARMACISTS. The term "monitoring of drug therapy" used in RCW 18.64.011(11) shall mean a review of the drug therapy regimen of patients by a pharmacist for the purpose of evaluating ((or)) and rendering advice to the prescribing practitioner regarding adjustment of the regimen. Monitoring of drug therapy shall include, but not be limited to:

- (1) collecting and reviewing patient drug use histories;
- (2) measuring and reviewing routine patient vital signs including, but not limited to: Pulse, temperature, blood pressure and respiration;
- (3) ordering and evaluating the results of laboratory tests relating to drug therapy including, but not limited to, blood chemistries and cell counts, drug levels in blood, urine, tissue or other body fluids, and culture and sensitivity tests when performed in accordance with policies and procedures or protocols applicable to the practice setting, which have been developed by ((health professionals)) the pharmacist and practitioners authorized to prescribe and which include appropriate mechanisms for reporting to the prescriber monitoring activities and results.

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 131, filed 2/4/77)

WAC 360-16-230 PHYSICAL STANDARDS FOR PHARMACIES—ADEQUATE EQUIPMENT. (1) All pharmacies shall have in their possession the following equipment in good repair and proper quantities:

- (a) Graduates (assortment, capable of accurately measuring volumes from 1 cc to 500 cc's).
- (b) Mortars and pestles (two required - one wedgewood and one glass).
- (c) Spatulas (at least two, one of which must be stainless steel, rubber bone, or other nonmetallic substance).
- (d) Funnels (at least one glass funnel).
- (e) Filter paper of a size to fit funnel.
- (f) Stirring rod.
- (g) Pill tile, ointment slab or parchment paper.
- (h) Class A balance sensitive to current requirements as found in USP.
- (i) Weights (accurately weighing 1 gram to 50 grams).
- (j) Powder or weighing paper.
- (k) Adequate assortment of prescription containers.
- (l) Towels, clean and available.
- (m) Prescription files (two or three as preferred).
- ((n)) Poison register (if sold at retail);
- ((o)) (n) Controlled substances act schedule V register (if sold at retail).
- ((p)) (o) Prescription labels.
- ((q)) (p) Cautionary labels.
- ((r)) (q) Typewriter.
- ((s)) (r) Label moistener if self adhesive labels not in use.
- (2) All pharmacies will have in their possession:
  - (a) One up-to-date copy of the state of Washington statutes, rules and regulations governing the practice of pharmacy, the sale and dispensing of drugs, poisons, narcotics and medicines maintained in a loose leaf binder.

(b) Five standard, acceptable reference books relating to the practice of pharmacy, three of which must be current; one file or book or other reference on drug hazards or drug interactions which must also be current.

(3) All pharmacies shall have in their possession distilled or de-ionized water (at least one quart).

(4) Upon application of a pharmacy the board may waive any of the above equipment requirements. Such application shall provide sufficient justification as to why certain equipment is not necessary for the pharmacy. For example, a pharmacy which only fills prescriptions for intravenous solutions may be able to justify waiver of the prescription balance and other measuring devices.

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 160, filed 4/28/81)

WAC 360-32-050 IDENTIFICATION OF LEGEND DRUGS FOR PURPOSES OF CHAPTER 69.41 RCW. (1) In accordance with chapter 69.41 RCW, the board of pharmacy hereby finds that those drugs which have been determined by the food and drug administration, pursuant to the federal Food, Drug and Cosmetic Act, to require a prescription under federal law should also be classified as legend drugs under state law for the reasons that their toxicity or other potentiality for harmful effect, the methods of their use and the collateral safeguards necessary to their use, indicate that they are not safe for use except under the supervision of a practitioner.

(2) The board of pharmacy hereby specifically identifies as legend drugs, for purposes of chapter 69.41 RCW, those drugs which have been designated as legend drugs under federal law and are listed as such in the ((+980-8+)) 1982-83 edition of the American Druggist Blue Book. Copies of the list of legend drugs as contained in the American Druggist Blue Book shall be available for public inspection at the headquarters office of the State Board of Pharmacy, 319 East 7th Avenue, Olympia, Washington 98504. Copies of this list shall be available from the board of pharmacy at the above address upon request made and upon payment of a fee in the amount of ((+\$+)) \$20 per copy.

(3) There may be changes in the marketing status of drugs after the publication of the above reference. Upon application of a manufacturer or distributor, the board may grant authority for the over the counter distribution of certain drugs which had been designated as legend drugs in this reference. Such determinations will be made after public hearing and will be published as an amendment to this chapter.

**WSR 83-16-086**  
**PROPOSED RULES**  
**PLANNING AND**  
**COMMUNITY AFFAIRS AGENCY**  
 [Filed August 3, 1983]

Notice is hereby given in accordance with the provisions of RCW 34.04.025, that the Planning and Community Affairs Agency intends to adopt, amend, or repeal rules concerning adoption of rules for contracts with cities and towns for fire protection services for state owned facilities, chapter 365-80 WAC;

that the agency will at 10:00 a.m., September 13, 1983, in the Planning and Community Affairs Agency, Conference Room, 5th Floor, 9th and Columbia Building, Olympia, Washington, conduct a public hearing on the proposed rules.

The adoption, amendment, or repeal of the rules will take place immediately following the hearing.

The authority under which these rules are proposed is RCW 35.21.775 as amended by chapter 146, Laws of 1983.

The specific statute these rules are intended to implement is RCW 35.21.775 as amended by chapter 146, Laws of 1983.

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency before September 1, 1983.

Dated: August 3, 1983

By: Chuck Clarke  
Assistant Director

### STATEMENT OF PURPOSE

Title: Proposed rules for fire protection contracts for state facilities with cities and towns.

Description of Purpose: The Planning and Community Affairs Agency proposes to adopt rules to provide uniform procedures and criteria to survey eligible state facilities and to allocate available fire protection funds to eligible cities and towns.

Statutory Authority: RCW 35.21.775 as amended by chapter 146, Laws of 1983.

Specific Statute Rule is Intended to Implement: RCW 35.21.775 as amended by chapter 146, Laws of 1983.

Summary of Rule: [No information supplied by agency]

Reasons Supporting Proposed Action: The rules are necessary to provide uniform procedures for allocation of fire protection funds to eligible cities and towns.

Responsible PCAA Personnel: Chuck Clarke, Assistant Director, Planning and Community Affairs Agency, 9th and Columbia Building, Olympia, Washington 98504, Phone (206) 753-2203, scan 234-2203.

Person or Organization Proposing Rule: Planning and Community Affairs Agency.

Agency Comments or Recommendations Regarding Statutory Language, Implementation, Enforcement, Fiscal Matters: N/A.

The rule is not required by federal or state law or court decision.

Small Business Economic Impact Statement: N/A.

Chapter 365-80 WAC

Fire Protection Contracts for state facilities with cities and towns

### NEW SECTION

WAC 365-80-010 GENERAL PURPOSE. The purpose of these rules is to implement provisions of RCW 35.21.775 as amended by Chapter 146 Laws of 1983. RCW 35.21.775 provides that when state owned facilities are located within incorporated cities or towns, the state agency or state institution shall contract with the city or town for fire protection services to such state facilities. An exception is provided when fire protection services are performed by state staff and equipment or through an existing contract with a fire protection district pursuant to RCW 52.36.020. Funding for fire protection contracts has been appropriated to the Planning and Community Affairs Agency by the legislature. These rules are intended to provide the criteria and procedures that the Planning and Community Affairs Agency will utilize to distribute these funds to eligible cities.

### NEW SECTION

WAC 365-80-020 ELIGIBLE AGENCIES. Agencies eligible for Fire protection contracts under this program shall be incorporated cities and towns that have state facilities located within their city limits. A city shall not be eligible for compensation under this program where the state agency provides fire protection with its own staff and equipment or by a existing contract with a fire protection district pursuant

to RCW 52.36.020. Provided that the provisions of these rules shall not apply where the municipality and the state agency have entered into an agreement to provide one hundred percent of the state agency's proportional share of the city's or towns fire budget pursuant to Chapter 87 Laws of 1983.

### NEW SECTION

WAC 365-80-030 STATE FACILITIES. For purposes of this program, state facilities shall be defined as buildings or equipment, owned by the state or an agency or institution of the state, except those leased to a non tax-exempt person or organization. Such state facilities shall be located within the corporate limits of a city or town. Where state facilities are located on a site partially within and partially outside of the corporate limits of a city or town this program shall apply only to that portion of the state facilities located within the corporate limits of the municipality.

### NEW SECTION

WAC 365-80-040 FIRE PROTECTION SERVICES. Fire protection services shall be defined as those fire services normally provided by the city or town for the protection and safety of personnel and property. Where the state facility creates special costs in personnel and equipment, the city or town and the state agency may negotiate a separate contract for additional funding to the municipality above the basic payments provided for under section 365-80-050.

### NEW SECTION

WAC 365-80-050 BASIC FIRE PROTECTION PAYMENT. Basic Fire protection payments shall be payments made by Planning and Community Affairs Agency to eligible cities and towns for fire protection for state facilities covered by this program. Payments shall be based on the total amount of funds appropriated to the Planning and Community Affairs Agency by the legislature for the fiscal year, divided by the total square footage of state facilities in the state as defined in Section 365-80-030 and multiplied in each case by the square footage of state facilities in the city or town. Provided that a minimum payment of one hundred dollars will be made to eligible cities and towns.

Where Basic Fire protection payments are considered by the municipality to be inadequate to fund the cost to the city of providing fire protection services to the state facility, or where the state agency desires to receive a higher level of fire protection, the municipality and the state agency may negotiate for additional funding by the state agency pursuant to Chapter 87 laws of 1983. The Planning and Community Affairs Agency will make all basic fire protection payments directly to the municipality.

### NEW SECTION

WAC 365-80-060 METHOD OF DETERMINING SQUARE FOOTAGE OF STATE FACILITIES. The square footage of state facilities covered by this program shall be determined by the Planning and Community Affairs Agency on an annual basis. In the first quarter of each fiscal year the Planning and Community Affairs Agency will request all state agencies and state institutions to update the survey of their state facilities. The updated survey will then be provided by PCAA to all effected cities and towns for their review. Cities and towns shall have 15 days to comment on the accuracy of the survey. After the passage of the 15 day review and comment period PCAA will determine the distribution of available fire protection funds to eligible agencies. Where state facilities are under construction PCAA will make a determination of square footage based on estimated levels of completion during the contract period. No adjustments will be made until the following year for new square footage build or acquired, or for errors discovered after the entitlements are determined.

### NEW SECTION

WAC 365-80-070 PAYMENTS. One annual payment shall be made to each eligible agency for fire protection services. The payments will be made to each eligible agency upon execution of an appropriate contract and submittal of the required voucher. Payments will be scheduled to be made prior to the end of the Second Quarter of each Fiscal year.

NEW SECTION

WAC 365-80-080 DECISIONS OF THE AGENCY FINAL. All decisions of the Agency regarding square footage of state facilities and basic fire protection payments under this program shall be final.

NEW SECTION

WAC 365-80-090 UNEXPENDED FUNDS. Any funds rejected by eligible agencies may be reallocated by the agency.

**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
- READOPT = Readoption of existing section
- REVIEW = Review of previously adopted rule

**Suffixes:**

- P = Proposed action
- C = Continuance of previous proposal
- 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.

WAC #		WSR #	WAC #		WSR #	WAC #		WSR #
4-04-010	REP-E	83-14-032	4-12-070	REP-P	83-15-066	4-20-120	REP-P	83-15-066
4-04-010	REP-P	83-15-066	4-12-080	REP-P	83-15-066	4-20-130	REP-P	83-15-066
4-04-011	NEW-E	83-14-032	4-12-090	REP-P	83-15-066	4-20-140	REP-P	83-15-066
4-04-020	REP-E	83-14-032	4-12-110	REP-E	83-14-032	4-20-150	REP-P	83-15-066
4-04-020	REP-P	83-15-066	4-12-110	REP-P	83-15-066	4-20-200	REP-P	83-15-066
4-04-021	NEW-E	83-14-032	4-12-111	NEW-E	83-14-032	4-24-020	REP-E	83-14-032
4-04-030	REP-E	83-14-032	4-12-170	REP-E	83-14-032	4-24-020	REP-P	83-15-066
4-04-030	REP-P	83-15-066	4-12-170	REP-P	83-15-066	4-24-021	NEW-E	83-14-032
4-04-050	REP-P	83-15-066	4-12-171	NEW-E	83-14-032	4-24-021	NEW-P	83-15-066
4-04-031	NEW-E	83-14-032	4-12-180	REP-E	83-14-032	4-24-040	REP-E	83-14-032
4-04-060	REP-E	83-14-032	4-12-180	REP-P	83-15-066	4-24-040	REP-P	83-15-066
4-04-060	REP-P	83-15-066	4-12-181	NEW-E	83-14-032	4-24-041	NEW-E	83-14-032
4-04-061	NEW-E	83-14-032	4-12-190	REP-E	83-14-032	4-24-041	NEW-P	83-15-066
4-04-070	REP-E	83-14-032	4-12-190	REP-P	83-15-066	4-24-100	REP-E	83-14-032
4-04-070	REP-P	83-15-066	4-12-191	NEW-E	83-14-032	4-24-100	REP-P	83-15-066
4-04-071	NEW-E	83-14-032	4-16-300	REP-E	83-14-032	4-24-101	NEW-E	83-14-032
4-04-180	REP-P	83-15-066	4-16-300	REP-P	83-15-066	4-24-101	NEW-P	83-15-066
4-04-190	REP-E	83-14-032	4-16-301	NEW-E	83-14-032	4-24-130	REP-E	83-14-032
4-04-190	REP-P	83-15-066	4-16-310	REP-E	83-14-032	4-24-130	REP-P	83-15-066
4-04-191	NEW-E	83-14-032	4-16-310	REP-P	83-15-066	4-24-131	NEW-E	83-14-032
4-04-200	REP-P	83-15-066	4-16-311	NEW-E	83-14-032	4-24-131	NEW-P	83-15-066
4-04-210	REP-E	83-14-032	4-16-320	REP-P	83-15-066	4-25-010	NEW-P	83-15-066
4-04-210	REP-P	83-15-066	4-16-325	REP-P	83-15-066	4-25-020	NEW-P	83-15-066
4-04-211	NEW-E	83-14-032	4-16-330	REP-P	83-15-066	4-25-030	NEW-P	83-15-066
4-04-220	REP-E	83-14-032	4-16-335	REP-P	83-15-066	4-25-040	NEW-P	83-15-066
4-04-220	REP-P	83-15-066	4-16-340	REP-P	83-15-066	4-25-060	NEW-P	83-15-066
4-04-221	NEW-E	83-14-032	4-16-345	REP-P	83-15-066	4-25-080	NEW-P	83-15-066
4-04-230	REP-E	83-14-032	4-16-350	REP-P	83-15-066	4-25-100	NEW-P	83-15-066
4-04-230	REP-P	83-15-066	4-16-355	REP-P	83-15-066	4-25-120	NEW-P	83-15-066
4-04-231	NEW-E	83-14-032	4-16-360	REP-P	83-15-066	4-25-130	NEW-P	83-15-066
4-04-250	REP-E	83-14-032	4-16-370	REP-P	83-15-066	4-25-180	NEW-P	83-15-066
4-04-250	REP-P	83-15-066	4-16-370	REP-P	83-15-066	4-25-140	NEW-P	83-15-066
4-04-260	REP-E	83-14-032	4-16-371	NEW-E	83-14-032	4-25-180	NEW-P	83-15-066
4-04-260	REP-P	83-15-066	4-16-375	REP-P	83-15-066	4-25-220	NEW-P	83-15-066
4-04-280	REP-E	83-14-032	4-16-380	REP-P	83-15-066	4-25-260	NEW-P	83-15-066
4-04-280	REP-P	83-15-066	4-16-385	REP-P	83-15-066	4-25-270	NEW-P	83-15-066
4-04-290	REP-E	83-14-032	4-16-390	REP-P	83-15-066	4-25-300	NEW-P	83-15-066
4-04-290	REP-P	83-15-066	4-16-395	REP-P	83-15-066	4-25-320	NEW-P	83-15-066
4-04-300	REP-E	83-14-032	4-16-400	REP-P	83-15-066	4-25-360	NEW-P	83-15-066
4-04-300	REP-P	83-15-066	4-16-400	REP-P	83-15-066	12-40-001	NEW-P	83-08-039
4-04-301	NEW-E	83-14-032	4-16-401	NEW-E	83-14-032	12-40-010	NEW-P	83-08-039
4-04-310	REP-E	83-14-032	4-16-405	REP-P	83-15-066	12-40-010	NEW	83-11-041
4-04-310	REP-P	83-15-066	4-16-410	REP-P	83-15-066	12-40-020	NEW-P	83-08-039
4-04-311	NEW-E	83-14-032	4-20-010	REP-E	83-14-032	12-40-020	NEW	83-11-041
4-12-010	REP-P	83-15-066	4-20-010	REP-P	83-15-066	12-40-030	NEW-P	83-08-039
4-12-020	REP-E	83-14-032	4-20-011	NEW-E	83-14-032	12-40-030	NEW	83-11-041
4-12-020	REP-P	83-15-066	4-20-020	AMD	83-09-049	12-40-040	NEW-P	83-08-039
4-12-021	NEW-E	83-14-032	4-20-020	REP-E	83-14-032	12-40-050	NEW-P	83-08-039
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4-12-030	REP-P	83-15-066	4-20-021	NEW-E	83-14-032	12-40-060	NEW-P	83-08-039
4-12-031	NEW-E	83-14-032	4-20-030	REP-E	83-14-032	12-40-060	NEW	83-11-041
4-12-040	REP-E	83-14-032	4-20-030	REP-P	83-15-066	12-40-070	NEW-P	83-08-039
4-12-040	REP-P	83-15-066	4-20-031	NEW-E	83-14-032	12-40-070	NEW	83-11-041
4-12-041	NEW-E	83-14-032	4-20-045	REP-E	83-14-032	12-40-080	NEW-P	83-08-039
4-12-060	REP-E	83-14-032	4-20-045	REP-P	83-15-066	12-40-080	NEW	83-11-041
4-12-060	REP-P	83-15-066	4-20-046	NEW-E	83-14-032	12-40-090	NEW-P	83-08-039
4-12-061	NEW-E	83-14-032	4-20-100	REP-P	83-15-066	12-40-090	NEW	83-11-041
4-12-070	REP-E	83-14-032	4-20-110	REP-P	83-15-066	12-40-100	NEW-P	83-08-039

Table of WAC Sections Affected

WAC #	WSR #	WAC #	WSR #	WAC #	WSR #			
12-40-100	NEW	83-11-041	16-212-215	NEW-P	83-12-063	16-304-020	AMD-P	83-08-066
12-40-110	NEW-P	83-08-039	16-212-215	NEW-E	83-13-010	16-304-020	AMD	83-11-030
12-40-110	NEW	83-11-041	16-212-215	NEW	83-15-036	16-304-030	REP-P	83-08-066
12-40-120	NEW-P	83-08-039	16-212-220	NEW-P	83-12-063	16-304-030	REP	83-11-030
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12-40-130	NEW-P	83-08-039	16-212-220	NEW	83-15-036	16-304-040	AMD	83-11-030
12-40-130	NEW	83-11-041	16-212-225	NEW-P	83-12-063	16-316-215	AMD-P	83-08-067
12-40-140	NEW-P	83-08-039	16-212-225	NEW-E	83-13-010	16-316-215	AMD	83-11-031
12-40-140	NEW	83-11-041	16-212-225	NEW	83-15-036	16-316-270	AMD-E	83-08-064
12-40-150	NEW-P	83-08-039	16-212-230	NEW-P	83-12-063	16-316-270	AMD-E	83-10-039
12-40-150	NEW	83-11-041	16-212-230	NEW-E	83-13-010	16-316-350	AMD-P	83-08-067
12-40-160	NEW-P	83-08-039	16-212-230	NEW	83-15-036	16-316-350	AMD	83-11-031
12-40-160	NEW	83-11-041	16-212-235	NEW-P	83-12-063	16-316-474	AMD-P	83-08-067
12-40-170	NEW-P	83-08-039	16-212-235	NEW-E	83-13-010	16-316-474	AMD	83-11-031
12-40-170	NEW	83-11-041	16-212-235	NEW	83-15-036	16-316-484	AMD-P	83-08-067
16-30-030	AMD-P	83-03-050	16-224-025	NEW-P	83-12-063	16-316-484	AMD	83-11-031
16-30-030	AMD	83-07-028	16-224-025	NEW-E	83-13-010	16-316-820	AMD-P	83-08-067
16-54-040	AMD-E	83-05-016	16-224-025	NEW	83-15-036	16-316-820	AMD	83-11-031
16-54-040	AMD-P	83-06-064	16-224-030	AMD-P	83-12-063	16-316-830	AMD-P	83-08-067
16-54-040	AMD	83-09-009	16-224-030	AMD-E	83-13-010	16-316-830	AMD	83-11-031
16-54-082	AMD	83-04-030	16-224-030	AMD	83-15-036	16-400-001	REP-P	83-03-058
16-54-082	AMD-E	83-04-031	16-224-040	AMD-P	83-12-063	16-400-001	REP	83-06-048
16-54-082	AMD-E	83-05-016	16-224-040	AMD-E	83-13-010	16-400-003	REP-P	83-03-058
16-54-082	AMD-P	83-06-064	16-224-040	AMD	83-15-036	16-400-003	REP	83-06-048
16-54-082	AMD	83-09-009	16-228	AMD-C	83-15-037	16-400-004	REP-P	83-03-058
16-86-015	AMD-P	83-02-061	16-228-003	REP-P	83-12-044	16-400-004	REP	83-06-048
16-86-015	AMD	83-06-002	16-228-235	NEW-P	83-12-044	16-400-005	REP-P	83-03-058
16-86-030	AMD-P	83-03-051	16-228-235	NEW	83-16-045	16-400-005	REP	83-06-048
16-86-030	AMD	83-07-029	16-228-240	NEW-P	83-12-044	16-400-006	REP-P	83-03-058
16-212-010	AMD-P	83-03-047	16-228-240	NEW	83-16-045	16-400-006	REP	83-06-048
16-212-010	AMD	83-06-063	16-228-245	NEW-P	83-12-044	16-400-00601	REP-P	83-03-058
16-212-030	AMD-P	83-03-047	16-228-245	NEW	83-16-045	16-400-00601	REP	83-06-048
16-212-030	AMD	83-06-063	16-228-250	NEW-P	83-12-044	16-400-150	AMD-P	83-03-058
16-212-040	REP-P	83-03-047	16-228-250	NEW	83-16-045	16-400-150	AMD	83-06-048
16-212-040	REP	83-06-063	16-228-255	NEW-P	83-12-044	16-400-001	REP-P	83-03-059
16-212-050	AMD-P	83-03-047	16-228-255	NEW	83-16-045	16-400-001	REP	83-06-049
16-212-050	AMD	83-06-063	16-228-260	NEW-P	83-12-044	16-400-010	REP-P	83-03-059
16-212-060	AMD-P	83-03-047	16-228-260	NEW	83-16-045	16-400-010	REP	83-06-049
16-212-060	AMD	83-06-063	16-228-265	NEW-P	83-12-044	16-400-015	NEW-P	83-03-059
16-212-065	AMD-P	83-03-047	16-228-265	NEW	83-16-045	16-400-015	NEW	83-06-049
16-212-065	AMD	83-06-063	16-228-270	NEW-P	83-12-044	16-400-020	AMD-P	83-03-059
16-212-070	AMD-P	83-03-047	16-228-270	NEW	83-16-045	16-400-020	AMD	83-06-049
16-212-070	AMD	83-06-063	16-228-275	NEW-P	83-12-044	16-400-030	AMD-P	83-03-059
16-212-080	AMD-P	83-03-047	16-228-275	NEW	83-16-045	16-400-030	AMD	83-06-049
16-212-080	AMD	83-06-063	16-228-280	NEW-P	83-12-044	16-400-035	NEW-P	83-03-059
16-212-085	REP-P	83-03-047	16-228-280	NEW	83-16-045	16-400-035	NEW	83-06-049
16-212-085	REP	83-06-063	16-228-282	NEW-P	83-12-044	16-400-040	REP-P	83-03-059
16-212-090	AMD-P	83-03-047	16-228-285	NEW	83-16-045	16-400-040	REP	83-06-049
16-212-090	AMD	83-06-063	16-228-900	NEW-P	83-12-044	16-400-050	REP-P	83-03-059
16-212-110	AMD-P	83-12-063	16-228-900	NEW	83-16-045	16-400-050	REP	83-06-049
16-212-110	AMD-E	83-13-010	16-230-001	REP-E	83-13-076	16-400-060	AMD-P	83-03-059
16-212-110	AMD	83-15-036	16-230-010	AMD-E	83-13-076	16-400-060	AMD	83-06-049
16-212-120	AMD-P	83-03-047	16-230-015	AMD-E	83-13-076	16-400-065	NEW-P	83-03-059
16-212-120	AMD	83-06-063	16-230-020	REP-E	83-13-076	16-400-065	NEW	83-06-049
16-212-130	AMD-P	83-12-063	16-230-030	AMD-E	83-13-076	16-400-070	AMD-P	83-03-059
16-212-130	AMD-E	83-13-010	16-230-030	AMD-E	83-14-005	16-400-070	AMD	83-06-049
16-212-130	AMD	83-15-036	16-230-040	REP-E	83-13-076	16-400-075	NEW-P	83-03-059
16-212-140	REP-P	83-03-047	16-230-050	REP-E	83-13-076	16-400-075	NEW	83-06-049
16-212-140	REP	83-06-063	16-230-060	REP-E	83-13-076	16-400-080	REP-P	83-03-059
16-212-150	REP-P	83-03-047	16-230-075	AMD-E	83-13-076	16-400-080	REP	83-06-049
16-212-150	REP	83-06-063	16-230-080	REP-E	83-13-076	16-400-085	NEW-P	83-03-059
16-212-160	AMD-P	83-12-063	16-230-081	NEW-E	83-13-076	16-400-085	NEW	83-06-049
16-212-160	AMD-E	83-13-010	16-230-082	NEW-E	83-16-039	16-400-090	REP-P	83-03-059
16-212-160	AMD	83-15-036	16-230-083	NEW-E	83-13-076	16-400-090	REP	83-06-049
16-212-170	AMD-P	83-12-063	16-230-084	NEW-E	83-16-039	16-400-090	REP-P	83-03-059
16-212-170	AMD-E	83-13-010	16-230-085	REP-E	83-13-076	16-400-100	REP	83-06-049
16-212-170	AMD	83-15-036	16-230-086	NEW-E	83-16-039	16-400-110	REP-P	83-03-059
16-212-180	AMD-P	83-12-063	16-230-088	NEW-E	83-16-039	16-400-110	REP	83-06-049
16-212-180	AMD-E	83-13-010	16-230-090	REP-E	83-13-076	16-400-130	REP-P	83-03-059
16-212-180	AMD	83-15-036	16-300-010	AMD-P	83-08-065	16-400-130	REP	83-06-049
16-212-195	AMD-P	83-12-063	16-300-010	AMD	83-11-029	16-400-140	REP-P	83-03-059
16-212-195	AMD-E	83-13-010	16-300-020	AMD-P	83-08-065	16-400-140	REP	83-06-049
16-212-195	AMD	83-15-036	16-300-020	AMD	83-11-029	16-461-005	REP-P	83-03-060
16-212-200	REP-P	83-03-047	16-300-025	NEW-P	83-08-065	16-461-005	REP	83-06-050
16-212-200	REP	83-06-063	16-300-025	NEW	83-11-029	16-461-010	AMD-P	83-03-060
16-212-210	REP-P	83-03-047	16-304-001	REP-P	83-08-066	16-461-010	AMD	83-06-050
16-212-210	REP	83-06-063	16-304-001	REP	83-11-030	16-520-020	AMD-P	83-15-052

Table of WAC Sections Affected

WAC #		WSR #	WAC #		WSR #	WAC #		WSR #
16-520-040	AMD-P	83-15-052	67-40-090	AMD-E	83-10-034	132A-165-075	NEW-P	83-09-041
16-532-040	AMD-P	83-07-052	67-40-090	AMD	83-10-035	132A-165-075	NEW	83-14-068
16-532-040	AMD-E	83-16-040	82-36-030	AMD	83-03-003	132A-165-085	NEW-P	83-09-041
16-532-040	AMD	83-16-041	82-50-010	REP-P	83-15-049	132A-165-085	NEW	83-14-068
16-657-001	AMD-P	83-05-039	82-50-011	NEW-E	83-15-003	132A-280-010	AMD-P	83-09-041
16-657-001	AMD	83-09-012	82-50-011	NEW-P	83-15-049	132A-280-010	AMD	83-14-068
16-657-020	REP-P	83-05-039	82-50-020	REP-P	83-15-049	132E-160-010	REP-P	83-05-020
16-657-020	REP	83-09-012	82-50-021	NEW-E	83-15-003	132E-160-010	REP	83-10-025
16-657-025	NEW-P	83-05-039	82-50-021	NEW-P	83-15-049	132E-160-020	REP-P	83-05-020
16-657-025	NEW	83-09-012	82-50-030	REP-P	83-15-049	132E-160-020	REP	83-10-025
16-750-010	AMD-P	83-04-055	82-50-031	NEW-P	83-15-049	132E-160-030	REP-P	83-05-020
16-750-010	AMD	83-07-042	82-50-032	NEW-P	83-15-049	132E-160-030	REP	83-10-025
18-02	REVIEW	83-13-029	82-50-040	REP-P	83-15-049	132E-160-040	REP-P	83-05-020
18-28	REVIEW	83-13-029	82-50-041	NEW-E	83-15-003	132E-160-040	REP	83-10-025
18-48	REVIEW	83-13-029	82-50-041	NEW-P	83-15-049	132E-160-050	REP-P	83-05-020
18-60-010	REP-P	83-03-070	98-12-030	NEW	83-02-063	132E-160-050	REP	83-10-025
18-60-010	REP	83-09-013	98-12-040	NEW	83-02-063	132E-160-060	REP-P	83-05-020
18-60-020	REP-P	83-03-070	98-14-080	NEW	83-02-063	132E-160-060	REP	83-10-025
18-60-020	REP	83-09-013	98-14-090	NEW	83-02-063	132E-160-070	REP-P	83-05-020
18-60-030	REP-P	83-03-070	106-116-042	AMD	83-13-034	132E-160-070	REP	83-10-025
18-60-030	REP	83-09-013	106-116-103	AMD	83-13-034	132E-160-080	REP-P	83-05-020
18-60-040	REP-P	83-03-070	106-116-201	AMD	83-13-034	132E-160-080	REP	83-10-025
18-60-040	REP	83-09-013	106-116-203	AMD	83-13-034	132E-160-090	REP-P	83-05-020
18-60-050	REP-P	83-03-070	106-116-213	AMD	83-13-034	132E-160-090	REP	83-10-025
18-60-050	REP	83-09-013	106-116-310	AMD	83-13-034	132E-160-100	REP-P	83-05-020
50-12-080	AMD	83-03-020	106-116-403	AMD	83-13-034	132E-160-100	REP	83-10-025
50-16-105	NEW-P	83-14-071	106-116-404	AMD	83-13-034	132E-160-110	REP-P	83-05-020
50-40-990	AMD-P	83-16-073	106-116-514	AMD	83-13-034	132E-160-110	REP	83-10-025
50-44-010	AMD-P	83-16-073	106-116-601	AMD	83-13-034	132E-160-120	REP-P	83-05-020
50-44-020	AMD-P	83-16-073	106-116-603	AMD	83-13-034	132E-160-120	REP	83-10-025
50-44-040	REP-P	83-06-065	106-140-151	REP-E	83-07-024	132E-160-130	REP-P	83-05-020
50-44-040	REP	83-09-037	106-140-151	REP-P	83-08-070	132E-160-130	REP	83-10-025
50-48-010	NEW-E	83-10-037	106-140-151	REP	83-11-033	132E-160-140	REP-P	83-05-020
50-48-010	NEW-P	83-16-072	114-12-135	NEW-P	83-13-116	132E-160-140	REP	83-10-025
50-48-020	NEW-E	83-10-037	114-12-140	REP-P	83-13-116	132E-160-150	REP-P	83-05-020
50-48-020	NEW-P	83-16-072	118-03-010	AMD-P	83-13-112	132E-160-150	REP	83-10-025
50-48-030	NEW-E	83-10-037	118-03-010	AMD	83-16-025	132E-160-160	REP-P	83-05-020
50-48-030	NEW-P	83-16-072	118-03-050	AMD-P	83-13-112	132E-160-160	REP	83-10-025
50-48-040	NEW-E	83-10-037	118-03-050	AMD	83-16-025	132E-160-170	REP-P	83-05-020
50-48-040	NEW-P	83-16-072	131-16-011	AMD-P	83-16-057	132E-160-170	REP	83-10-025
50-48-050	NEW-E	83-10-037	131-16-020	AMD-P	83-16-057	132E-160-180	REP-P	83-05-020
50-48-050	NEW-P	83-16-072	131-16-040	AMD-P	83-16-057	132E-160-180	REP	83-10-025
50-48-060	NEW-E	83-10-037	131-16-061	AMD-P	83-16-057	132E-160-190	REP-P	83-05-020
50-48-060	NEW-P	83-16-072	132A-120-015	AMD-P	83-09-041	132E-160-190	REP	83-10-025
50-48-070	NEW-E	83-10-037	132A-120-015	AMD	83-14-068	132E-160-200	REP-P	83-05-020
50-48-070	NEW-P	83-16-072	132A-120-040	AMD-P	83-09-041	132E-160-200	REP	83-10-025
50-48-080	NEW-E	83-10-037	132A-120-040	AMD	83-14-068	132E-160-210	REP-P	83-05-020
50-48-080	NEW-P	83-16-072	132A-120-045	AMD-P	83-09-041	132E-160-210	REP	83-10-025
50-48-090	NEW-E	83-10-037	132A-120-045	AMD	83-14-068	132E-160-220	REP-P	83-05-020
50-48-090	NEW-P	83-16-072	132A-120-050	AMD-P	83-09-041	132E-160-220	REP	83-10-025
51-10	AMD-P	83-07-012	132A-120-050	AMD	83-14-068	132E-160-230	REP-P	83-05-020
51-10	AMD	83-15-033	132A-120-055	AMD-P	83-09-041	132E-160-230	REP	83-10-025
51-12	AMD-P	83-10-082	132A-120-055	AMD	83-14-068	132E-160-240	REP-P	83-05-020
67-20-190	AMD-P	83-06-068	132A-120-060	AMD-P	83-09-041	132E-160-240	REP	83-10-025
67-20-190	AMD	83-10-033	132A-120-060	AMD	83-14-068	132E-160-250	REP-P	83-05-020
67-20-388	AMD-P	83-06-068	132A-160-005	AMD-P	83-09-041	132E-160-250	REP	83-10-025
67-20-388	AMD	83-10-033	132A-160-005	AMD	83-14-068	132E-160-260	REP-P	83-05-020
67-20-395	AMD-P	83-06-068	132A-160-010	REP-P	83-09-041	132E-160-260	REP	83-10-025
67-20-395	AMD	83-10-033	132A-160-010	REP	83-14-068	132E-160-270	REP-P	83-05-020
67-40-022	NEW-E	83-05-014	132A-160-015	AMD-P	83-09-041	132E-160-270	REP	83-10-025
67-40-022	NEW-P	83-06-067	132A-160-015	AMD	83-14-068	132E-160-280	REP-P	83-05-020
67-40-022	NEW-E	83-10-034	132A-160-020	AMD-P	83-09-041	132E-160-280	REP	83-10-025
67-40-022	NEW	83-10-035	132A-160-020	AMD	83-14-068	132E-160-290	REP-P	83-05-020
67-40-026	NEW-E	83-05-014	132A-165-005	NEW-P	83-09-041	132E-160-290	REP	83-10-025
67-40-026	NEW-P	83-06-067	132A-165-005	NEW	83-14-068	132E-160-300	REP-P	83-05-020
67-40-026	NEW-E	83-10-034	132A-165-015	NEW-P	83-09-041	132E-160-300	REP	83-10-025
67-40-026	NEW	83-10-035	132A-165-015	NEW	83-14-068	132E-160-310	REP-P	83-05-020
67-40-051	NEW-E	83-05-014	132A-165-025	NEW-P	83-09-041	132E-160-310	REP	83-10-025
67-40-051	NEW-P	83-06-067	132A-165-025	NEW	83-14-068	132E-160-320	REP-P	83-05-020
67-40-051	NEW-E	83-10-034	132A-165-035	NEW-P	83-09-041	132E-160-320	REP	83-10-025
67-40-051	NEW	83-10-035	132A-165-035	NEW	83-14-068	132E-160-330	REP-P	83-05-020
67-40-061	NEW-E	83-05-014	132A-165-045	NEW-P	83-09-041	132E-160-330	REP	83-10-025
67-40-061	NEW-P	83-06-067	132A-165-045	NEW	83-14-068	132E-160-340	REP-P	83-05-020
67-40-061	NEW-E	83-10-034	132A-165-055	NEW-P	83-09-041	132E-160-340	REP	83-10-025
67-40-061	NEW	83-10-035	132A-165-055	NEW	83-14-068	132E-160-350	REP-P	83-05-020
67-40-090	AMD-E	83-05-014	132A-165-065	NEW-P	83-09-041	132E-160-350	REP	83-10-025
67-40-090	AMD-P	83-06-067	132A-165-065	NEW	83-14-068	132E-160-360	REP-P	83-05-020

Table of WAC Sections Affected

WAC #		WSR #	WAC #		WSR #	WAC #		WSR #
132E-160-360	REP	83-10-025	132L-112-270	REP	83-07-067	132L-128-080	REP-P	83-03-072
132E-161-010	NEW-P	83-05-037	132L-112-280	REP-P	83-03-072	132L-128-080	REP	83-07-067
132E-161-010	NEW	83-10-026	132L-112-280	REP	83-07-067	132L-128-090	REP-P	83-03-072
132F-01-010	NEW-P	83-09-044	132L-112-290	REP-P	83-03-072	132L-128-090	REP	83-07-067
132F-01-010	NEW	83-13-058	132L-112-290	REP	83-07-067	132L-140-020	AMD-P	83-12-043
132F-01-020	NEW-P	83-09-044	132L-112-900	REP-P	83-03-072	132Q-276	NEW-C	83-07-004
132F-01-020	NEW	83-13-058	132L-112-900	REP	83-07-067	132Q-276-010	NEW-P	83-06-009
132F-104	AMD-P	83-09-044	132L-112-901	REP-P	83-03-072	132Q-276-010	NEW	83-10-004
132F-104	AMD	83-13-058	132L-112-901	REP	83-07-067	132Q-276-020	NEW-P	83-06-009
132F-104-030	AMD-P	83-09-044	132L-112-902	REP-P	83-03-072	132Q-276-020	NEW	83-10-004
132F-104-030	AMD	83-13-058	132L-112-902	REP	83-07-067	132Q-276-030	NEW-P	83-06-009
132F-104-100	REP-P	83-09-044	132L-112-903	REP-P	83-03-072	132Q-276-030	NEW	83-10-004
132F-104-100	REP	83-13-058	132L-112-903	REP	83-07-067	132Q-276-040	NEW-P	83-06-009
132F-104-110	REP-P	83-09-044	132L-112-904	REP-P	83-03-072	132Q-276-040	NEW	83-10-004
132F-104-110	REP	83-13-058	132L-112-904	REP	83-07-067	132Q-276-050	NEW-P	83-06-009
132F-104-120	REP-P	83-09-044	132L-112-905	REP-P	83-03-072	132Q-276-050	NEW	83-10-004
132F-104-120	REP	83-13-058	132L-112-905	REP	83-07-067	132Q-276-060	NEW-P	83-06-009
132F-104-811	AMD-P	83-09-044	132L-112-906	REP-P	83-03-072	132Q-276-060	NEW	83-10-004
132F-104-811	AMD	83-13-058	132L-112-906	REP	83-07-067	132Q-276-070	NEW-P	83-06-009
132F-104-812	AMD-P	83-09-044	132L-112-907	REP-P	83-03-072	132Q-276-070	NEW	83-10-004
132F-104-812	AMD	83-13-058	132L-112-907	REP	83-07-067	132Q-276-080	NEW-P	83-06-009
132F-104-813	AMD-P	83-09-044	132L-112-908	REP-P	83-03-072	132Q-276-080	NEW	83-10-004
132F-104-813	AMD	83-13-058	132L-112-908	REP	83-07-067	132Q-276-090	NEW-P	83-06-009
132F-104-814	AMD-P	83-09-044	132L-112-909	REP-P	83-03-072	132Q-276-090	NEW	83-10-004
132F-104-814	AMD	83-13-058	132L-112-909	REP	83-07-067	132Q-276-100	NEW-P	83-06-009
132F-104-815	AMD-P	83-09-044	132L-112-910	REP-P	83-03-072	132Q-276-100	NEW	83-10-004
132F-104-815	AMD	83-13-058	132L-112-910	REP	83-07-067	132Q-276-110	NEW-P	83-06-009
132F-104-817	AMD-P	83-09-044	132L-112-911	REP-P	83-03-072	132Q-276-110	NEW	83-10-004
132F-104-817	AMD	83-13-058	132L-112-911	REP	83-07-067	132Q-276-120	NEW-P	83-06-009
132F-104-819	AMD-P	83-09-044	132L-112-912	REP-P	83-03-072	132Q-276-120	NEW	83-10-004
132F-104-819	AMD	83-13-058	132L-112-912	REP	83-07-067	132Q-276-130	NEW-P	83-06-009
132F-120	AMD-C	83-06-001	132L-112-913	REP-P	83-03-072	132Q-276-130	NEW	83-10-004
132F-200-010	NEW-P	83-09-044	132L-112-913	REP	83-07-067	132Q-276-140	NEW-P	83-06-009
132F-200-010	NEW	83-13-058	132L-112-914	REP-P	83-03-072	132Q-276-140	NEW	83-10-004
132G-120-010	AMD	83-07-020	132L-112-914	REP	83-07-067	132Y-100-008	AMD-P	83-16-056
132G-120-030	AMD	83-07-020	132L-112-915	REP-P	83-03-072	132Y-100-020	AMD-P	83-16-056
132G-120-040	AMD	83-07-020	132L-112-915	REP	83-07-067	132Y-100-032	AMD-P	83-16-056
132G-120-060	AMD	83-07-020	132L-112-916	REP-P	83-03-072	132Y-100-072	AMD-P	83-16-056
132G-120-061	NEW	83-07-020	132L-112-916	REP	83-07-067	132Y-100-080	AMD-P	83-16-056
132G-120-062	NEW	83-07-020	132L-112-917	REP-P	83-03-072	132Y-100-096	AMD-P	83-16-056
132G-120-063	NEW	83-07-020	132L-112-917	REP	83-07-067	132Y-100-104	AMD-P	83-16-056
132G-120-064	NEW	83-07-020	132L-112-918	REP-P	83-03-072	132Y-100-108	AMD-P	83-16-056
132G-120-065	NEW	83-07-020	132L-112-918	REP	83-07-067	132Y-100-112	AMD-P	83-16-056
132G-120-070	AMD	83-07-020	132L-112-919	REP-P	83-03-072	133-10	NEW-C	83-07-003
132G-120-080	AMD	83-07-020	132L-112-919	REP	83-07-067	133-10	NEW	83-10-041
132G-120-090	AMD	83-07-020	132L-112-920	REP-P	83-03-072	133-10-010	NEW-P	83-03-061
132G-120-100	AMD	83-07-020	132L-112-920	REP	83-07-067	133-10-010	NEW	83-10-041
132G-120-110	AMD	83-07-020	132L-112-921	REP-P	83-03-072	133-10-020	NEW-P	83-03-061
132H-105-030	AMD	83-05-051	132L-112-921	REP	83-07-067	133-10-020	NEW	83-10-041
132H-120-200	AMD-P	83-07-040	132L-112-922	REP-P	83-03-072	133-10-030	NEW-P	83-03-061
132H-120-200	AMD	83-12-012	132L-112-922	REP	83-07-067	133-10-030	NEW	83-10-041
132H-200-010	AMD-P	83-13-074	132L-112-923	REP-P	83-03-072	133-20	NEW-C	83-07-003
132H-200-020	AMD-P	83-13-074	132L-112-923	REP	83-07-067	133-20	NEW	83-10-041
132H-200-100	AMD-P	83-13-074	132L-116-010	REP-P	83-03-072	133-20-010	NEW-P	83-03-061
132L-112-010	REP-P	83-03-072	132L-116-010	REP	83-07-067	133-20-010	NEW	83-10-041
132L-112-010	REP	83-07-067	132L-116-020	REP-P	83-03-072	133-20-020	NEW-P	83-03-061
132L-112-020	REP-P	83-03-072	132L-116-020	REP	83-07-067	133-20-020	NEW	83-10-041
132L-112-020	REP	83-07-067	132L-116-030	REP-P	83-03-072	133-20-030	NEW-P	83-03-061
132L-112-030	REP-P	83-03-072	132L-116-030	REP	83-07-067	133-20-030	NEW	83-10-041
132L-112-030	REP	83-07-067	132L-116-040	REP-P	83-03-072	133-20-040	NEW-P	83-03-061
132L-112-040	REP-P	83-03-072	132L-116-040	REP	83-07-067	133-20-040	NEW	83-10-041
132L-112-040	REP	83-07-067	132L-116-050	REP-P	83-03-072	133-20-050	NEW-P	83-03-061
132L-112-200	REP-P	83-03-072	132L-116-050	REP	83-07-067	133-20-050	NEW	83-10-041
132L-112-200	REP	83-07-067	132L-128-010	REP-P	83-03-072	133-20-060	NEW-P	83-03-061
132L-112-205	REP-P	83-03-072	132L-128-010	REP	83-07-067	133-20-060	NEW	83-10-041
132L-112-205	REP	83-07-067	132L-128-025	REP-P	83-03-072	133-20-070	NEW-P	83-03-061
132L-112-210	REP-P	83-03-072	132L-128-025	REP	83-07-067	133-20-070	NEW	83-10-041
132L-112-210	REP	83-07-067	132L-128-030	REP-P	83-03-072	133-20-080	NEW-P	83-03-061
132L-112-220	REP-P	83-03-072	132L-128-030	REP	83-07-067	133-20-080	NEW	83-10-041
132L-112-220	REP	83-07-067	132L-128-040	REP-P	83-03-072	133-20-090	NEW-P	83-03-061
132L-112-230	REP-P	83-03-072	132L-128-040	REP	83-07-067	133-20-090	NEW	83-10-041
132L-112-230	REP	83-07-067	132L-128-050	REP-P	83-03-072	133-20-100	NEW-P	83-03-061
132L-112-240	REP-P	83-03-072	132L-128-050	REP	83-07-067	133-20-100	NEW	83-10-041
132L-112-240	REP	83-07-067	132L-128-060	REP-P	83-03-072	133-20-110	NEW-P	83-03-061
132L-112-250	REP-P	83-03-072	132L-128-060	REP	83-07-067	133-20-110	NEW	83-10-041
132L-112-250	REP	83-07-067	132L-128-070	REP-P	83-03-072	133-20-120	NEW-P	83-03-061
132L-112-270	REP-P	83-03-072	132L-128-070	REP	83-07-067	133-20-120	NEW	83-10-041

Table of WAC Sections Affected

WAC #	WSR #	WAC #	WSR #	WAC #	WSR #			
133-30	NEW-C	83-07-003	137-36-060	NEW-E	83-15-004	137-56-250	AMD-P	83-07-049
133-30	NEW	83-10-041	137-36-070	NEW-P	83-02-049	137-56-250	AMD	83-10-042
133-30-010	NEW-P	83-03-061	137-36-070	NEW-E	83-02-051	139-14-010	AMD-C	83-04-009
133-30-010	NEW	83-10-041	137-36-070	NEW-W	83-08-007	139-14-010	AMD-E	83-04-014
133-30-020	NEW-P	83-03-061	137-36-070	NEW-E	83-08-063	139-14-010	AMD	83-07-046
133-30-020	NEW	83-10-041	137-36-070	NEW-E	83-15-004	139-20-010	REP-C	83-04-008
133-30-030	NEW-P	83-03-061	137-37	NEW-C	83-11-021	139-20-010	REP-E	83-04-012
133-30-030	NEW	83-10-041	137-37-010	NEW-P	83-08-006	139-20-010	REP	83-07-044
133-30-040	NEW-P	83-03-061	137-37-010	NEW-W	83-16-017	139-20-020	NEW-C	83-04-007
133-30-040	NEW	83-10-041	137-37-020	NEW-P	83-08-006	139-20-020	NEW-E	83-04-013
133-30-050	NEW-P	83-03-061	137-37-020	NEW-W	83-16-017	139-20-020	NEW	83-07-045
133-30-050	NEW	83-10-041	137-37-030	NEW-P	83-08-006	140-08-010	NEW-P	83-02-053
133-30-060	NEW-P	83-03-061	137-37-030	NEW-W	83-16-017	140-08-010	NEW	83-06-034
133-30-060	NEW	83-10-041	137-37-040	NEW-P	83-08-006	140-08-020	NEW-P	83-02-053
133-30-070	NEW-P	83-03-061	137-37-040	NEW-W	83-16-017	140-08-020	NEW	83-06-034
133-30-070	NEW	83-10-041	137-37-050	NEW-P	83-08-006	140-08-030	NEW-P	83-02-053
133-30-080	NEW-P	83-03-061	137-37-050	NEW-W	83-16-017	140-08-030	NEW	83-06-034
133-30-080	NEW	83-10-041	137-37-060	NEW-P	83-08-006	140-08-040	NEW-P	83-02-053
133-40	NEW-C	83-07-003	137-37-060	NEW-W	83-16-017	140-08-040	NEW	83-06-034
133-40	NEW	83-10-041	137-48	NEW-C	83-06-011	140-08-050	NEW-P	83-02-053
133-40-010	NEW-P	83-03-061	137-48	NEW-W	83-08-007	140-08-050	NEW	83-06-034
133-40-010	NEW	83-10-041	137-48	NEW-E	83-08-063	140-08-060	NEW-P	83-02-053
133-40-020	NEW-P	83-03-061	137-48-010	NEW-P	83-02-048	140-08-060	NEW	83-06-034
133-40-020	NEW	83-10-041	137-48-010	NEW-E	83-02-050	140-08-070	NEW-P	83-02-053
133-40-030	NEW-P	83-03-061	137-48-010	NEW-W	83-08-007	140-08-070	NEW	83-06-034
133-40-030	NEW	83-10-041	137-48-010	NEW-E	83-08-063	140-08-080	NEW-P	83-02-053
133-40-040	NEW-P	83-03-061	137-48-010	NEW-E	83-15-004	140-08-080	NEW	83-06-034
133-40-040	NEW	83-10-041	137-48-020	NEW-P	83-02-048	140-08-090	NEW-P	83-02-053
133-40-050	NEW-P	83-03-061	137-48-020	NEW-E	83-02-050	140-08-090	NEW	83-06-034
133-40-050	NEW	83-10-041	137-48-020	NEW-W	83-08-007	140-08-100	NEW-P	83-02-053
133-40-060	NEW-P	83-03-061	137-48-020	NEW-E	83-08-063	140-08-100	NEW	83-06-034
133-40-060	NEW	83-10-041	137-48-020	NEW-E	83-15-004	140-08-110	NEW-P	83-02-053
133-50	NEW-C	83-07-003	137-48-030	NEW-P	83-02-048	140-08-110	NEW	83-06-034
133-50	NEW	83-10-041	137-48-030	NEW-E	83-02-050	140-12-010	NEW-P	83-02-054
133-50-010	NEW-P	83-03-061	137-48-030	NEW-W	83-08-007	140-12-010	NEW	83-06-035
133-50-010	NEW	83-10-041	137-48-030	NEW-E	83-08-063	140-12-020	NEW-P	83-02-054
133-50-020	NEW-P	83-03-061	137-48-030	NEW-E	83-15-004	140-12-020	NEW	83-06-035
133-50-020	NEW	83-10-041	137-48-040	NEW-P	83-02-048	140-12-030	NEW-P	83-02-054
136-150-010	NEW-E	83-15-039	137-48-040	NEW-E	83-02-050	140-12-030	NEW	83-06-035
136-150-020	NEW-E	83-15-039	137-48-040	NEW-W	83-08-007	140-12-040	NEW-P	83-02-054
136-150-030	NEW-E	83-15-039	137-48-040	NEW-E	83-08-063	140-12-040	NEW	83-06-035
136-150-040	NEW-E	83-15-039	137-48-040	NEW-E	83-15-004	140-12-050	NEW-P	83-02-054
136-150-050	NEW-E	83-15-039	137-48-050	NEW-P	83-02-048	140-12-050	NEW	83-06-035
136-150-090	NEW-E	83-15-039	137-48-050	NEW-E	83-02-050	140-12-060	NEW-P	83-02-054
136-150-100	NEW-E	83-15-039	137-48-050	NEW-W	83-08-007	140-12-060	NEW	83-06-035
137-36	NEW-C	83-06-011	137-48-050	NEW-E	83-08-063	140-12-070	NEW-P	83-02-054
137-36	NEW-W	83-08-007	137-48-050	NEW-E	83-15-004	140-12-070	NEW	83-06-035
137-36	NEW-E	83-08-063	137-48-060	NEW-P	83-02-048	140-12-080	NEW-P	83-02-054
137-36-010	NEW-P	83-02-049	137-48-060	NEW-E	83-02-050	140-12-080	NEW	83-06-035
137-36-010	NEW-E	83-02-051	137-48-060	NEW-W	83-08-007	140-12-090	NEW-P	83-02-054
137-36-010	NEW-W	83-08-007	137-48-060	NEW-E	83-08-063	140-12-090	NEW	83-06-035
137-36-010	NEW-E	83-08-063	137-48-060	NEW-E	83-15-004	140-12-100	NEW-P	83-02-054
137-36-010	NEW-E	83-15-004	137-48-070	NEW-P	83-02-048	140-12-100	NEW	83-06-035
137-36-020	NEW-P	83-02-049	137-48-070	NEW-E	83-02-050	140-12-110	NEW-P	83-02-054
137-36-020	NEW-E	83-02-051	137-48-070	NEW-W	83-08-007	140-12-110	NEW	83-06-035
137-36-020	NEW-W	83-08-007	137-48-070	NEW-E	83-08-063	142-30-010	AMD-P	83-04-048
137-36-020	NEW-E	83-08-063	137-48-070	NEW-E	83-15-004	142-30-010	AMD-E	83-08-018
137-36-020	NEW-E	83-15-004	137-48-080	NEW-P	83-02-048	142-30-010	AMD	83-08-019
137-36-030	NEW-P	83-02-049	137-48-080	NEW-E	83-02-050	154-04-010	AMD-E	83-09-020
137-36-030	NEW-E	83-02-051	137-48-080	NEW-W	83-08-007	154-04-010	AMD-P	83-09-021
137-36-030	NEW-W	83-08-007	137-48-080	NEW-E	83-08-063	154-04-010	AMD-C	83-10-050
137-36-030	NEW-E	83-08-063	137-48-080	NEW-E	83-15-004	154-04-010	AMD	83-13-044
137-36-030	NEW-E	83-15-004	137-48-090	NEW-E	83-08-063	154-04-035	NEW-E	83-09-020
137-36-040	NEW-P	83-02-049	137-48-090	NEW-E	83-15-004	154-04-035	NEW-P	83-09-021
137-36-040	NEW-E	83-02-051	137-49-010	REP-E	83-07-006	154-04-035	NEW-C	83-10-050
137-36-040	NEW-W	83-08-007	137-49-010	NEW-W	83-07-007	154-04-035	NEW	83-13-044
137-36-040	NEW-E	83-08-063	137-50	NEW-C	83-06-011	154-04-040	AMD-E	83-09-020
137-36-040	NEW-E	83-15-004	137-50	NEW-W	83-08-007	154-04-040	AMD-P	83-09-021
137-36-050	NEW-P	83-02-049	137-50-010	NEW-W	83-08-007	154-04-040	AMD-C	83-10-050
137-36-050	NEW-E	83-02-051	137-54-010	NEW-E	83-13-015	154-04-040	AMD	83-13-044
137-36-050	NEW-W	83-08-007	137-54-020	NEW-E	83-13-015	154-04-050	AMD-E	83-09-020
137-36-050	NEW-E	83-08-063	137-54-030	NEW-E	83-13-015	154-04-050	AMD-P	83-09-021
137-36-050	NEW-E	83-15-004	137-54-040	NEW-E	83-13-015	154-04-050	AMD-C	83-10-050
137-36-060	NEW-P	83-02-049	137-54-050	NEW-E	83-13-015	154-04-050	AMD	83-13-044
137-36-060	NEW-E	83-02-051	137-54-060	NEW-E	83-13-015	154-04-070	AMD-E	83-09-020
137-36-060	NEW-W	83-08-007	137-54-070	NEW-E	83-13-015	154-04-070	AMD-P	83-09-021
137-36-060	NEW-E	83-08-063	137-56-190	AMD	83-05-009	154-04-070	AMD-C	83-10-050

Table of WAC Sections Affected

WAC #	WSR #	WAC #	WSR #	WAC #	WSR #
154-04-070	AMD 83-13-044	172-129-030	REP-P 83-14-021	173-134-080	REP 83-12-060
154-04-075	NEW-E 83-09-020	172-129-031	REP-P 83-14-021	173-134-085	REP-P 83-07-079
154-04-075	NEW-P 83-09-021	172-129-035	REP-P 83-14-021	173-134-085	REP 83-12-060
154-04-075	NEW-C 83-10-050	172-129-036	REP-P 83-14-021	173-134-090	REP-P 83-07-079
154-04-075	NEW 83-13-044	172-129-037	REP-P 83-14-021	173-134-090	REP 83-12-060
154-04-090	AMD-E 83-09-020	172-129-040	REP-P 83-14-021	173-134-100	REP-P 83-07-079
154-04-090	AMD-P 83-09-021	172-129-050	REP-P 83-14-021	173-134-100	REP 83-12-060
154-04-090	AMD-C 83-10-050	172-129-060	REP-P 83-14-021	173-134-110	REP-P 83-07-079
154-04-090	AMD 83-13-044	172-129-070	REP-P 83-14-021	173-134-110	REP 83-12-060
154-04-100	AMD-E 83-09-020	172-129-080	REP-P 83-14-021	173-134-120	REP-P 83-07-079
154-04-100	AMD-P 83-09-021	172-129-090	REP-P 83-14-021	173-134-120	REP 83-12-060
154-04-100	AMD-C 83-10-050	172-129-100	REP-P 83-14-021	173-134-130	REP-P 83-07-079
154-04-100	AMD 83-13-044	172-129-110	REP-P 83-14-021	173-134-130	REP 83-12-060
154-12-010	AMD-E 83-09-020	172-129-120	REP-P 83-14-021	173-134-140	REP-P 83-07-079
154-12-010	AMD-P 83-09-021	172-129-130	REP-P 83-14-021	173-134-140	REP 83-12-060
154-12-010	AMD-C 83-10-050	172-129-140	REP-P 83-14-021	173-134-160	REP-P 83-07-079
154-12-010	AMD 83-13-044	172-129-145	REP-P 83-14-021	173-134-160	REP 83-12-060
154-12-015	NEW-E 83-09-020	172-129-150	REP-P 83-14-021	173-134A-010	NEW-P 83-07-079
154-12-015	NEW-P 83-09-021	172-129-160	REP-P 83-14-021	173-134A-010	NEW 83-12-060
154-12-015	NEW-C 83-10-050	173-19-1104	AMD-P 83-10-061	173-134A-020	NEW-P 83-07-079
154-12-015	NEW 83-13-044	173-19-1104	AMD 83-14-003	173-134A-020	NEW 83-12-060
154-12-020	AMD-E 83-09-020	173-19-130	AMD 83-02-066	173-134A-030	NEW-P 83-07-079
154-12-020	AMD-P 83-09-021	173-19-190	AMD-P 83-10-061	173-134A-030	NEW 83-12-060
154-12-020	AMD-C 83-10-050	173-19-190	AMD-C 83-14-010	173-134A-040	NEW-P 83-07-079
154-12-020	AMD 83-13-044	173-19-2208	AMD-P 83-14-085	173-134A-040	NEW 83-12-060
154-12-030	AMD-E 83-09-020	173-19-240	AMD-P 83-11-048	173-134A-050	NEW-P 83-07-079
154-12-030	AMD-P 83-09-021	173-19-240	AMD 83-14-086	173-134A-050	NEW 83-12-060
154-12-030	AMD-C 83-10-050	173-19-2503	AMD-P 83-02-065	173-134A-060	NEW-P 83-07-079
154-12-030	AMD 83-13-044	173-19-2503	AMD 83-07-080	173-134A-060	NEW 83-12-060
154-12-090	AMD-E 83-09-020	173-19-2505	AMD-P 83-02-064	173-134A-070	NEW-P 83-07-079
154-12-090	AMD-P 83-09-021	173-19-2505	AMD-P 83-03-069	173-134A-070	NEW 83-12-060
154-12-090	AMD-C 83-10-050	173-19-2505	AMD 83-07-019	173-134A-080	NEW-P 83-07-079
154-12-090	AMD 83-13-044	173-19-2521	AMD-P 83-02-065	173-134A-080	NEW 83-12-060
154-12-100	AMD-E 83-09-020	173-19-2521	AMD 83-07-081	173-134A-090	NEW-P 83-07-079
154-12-100	AMD-P 83-09-021	173-19-2521	AMD-P 83-09-052	173-134A-090	NEW 83-12-060
154-12-100	AMD-C 83-10-050	173-19-2521	AMD-P 83-11-047	173-134A-100	NEW-P 83-07-079
154-12-100	AMD 83-13-044	173-19-2521	AMD-C 83-12-016	173-134A-100	NEW 83-12-060
154-12-105	NEW-E 83-09-020	173-19-2521	AMD 83-13-029	173-134A-110	NEW-P 83-07-079
154-12-105	NEW-P 83-09-021	173-19-2521	AMD-C 83-14-011	173-134A-110	NEW 83-12-060
154-12-105	NEW-C 83-10-050	173-19-2521	AMD 83-15-014	173-134A-120	NEW-P 83-07-079
154-12-105	NEW 83-13-044	173-19-260	AMD-C 83-03-067	173-134A-120	NEW 83-12-060
154-12-110	AMD-E 83-09-020	173-19-260	AMD 83-08-002	173-134A-130	NEW-P 83-07-079
154-12-110	AMD-P 83-09-021	173-19-3508	AMD-P 83-08-072	173-134A-130	NEW 83-12-060
154-12-110	AMD-C 83-10-050	173-19-3508	AMD 83-12-017	173-134A-140	NEW-P 83-07-079
154-12-110	AMD 83-13-044	173-19-3514	AMD-P 83-08-072	173-134A-140	NEW 83-12-060
154-16-010	AMD-E 83-09-020	173-19-3514	AMD 83-12-018	173-134A-150	NEW-P 83-07-079
154-16-010	AMD-P 83-09-021	173-19-370	AMD-P 83-02-065	173-134A-150	NEW 83-12-060
154-16-010	AMD-C 83-10-050	173-19-370	AMD 83-07-082	173-134A-160	NEW-P 83-07-079
154-16-010	AMD 83-13-044	173-19-390	AMD-P 83-13-119	173-134A-160	NEW 83-12-060
154-16-020	AMD-E 83-09-020	173-19-4005	AMD-P 83-02-065	173-134A-170	NEW-P 83-07-079
154-16-020	AMD-P 83-09-021	173-19-4005	AMD 83-07-083	173-134A-170	NEW 83-12-060
154-16-020	AMD-C 83-10-050	173-44-010	NEW-P 83-15-044	173-202-020	AMD 83-15-045
154-16-020	AMD 83-13-044	173-44-020	NEW-P 83-15-044	173-220	REVIEW 83-13-028
154-20-010	AMD-E 83-09-020	173-44-030	NEW-P 83-15-044	173-220-090	AMD-P 83-07-078
154-20-010	AMD-P 83-09-021	173-44-040	NEW-P 83-15-044	173-220-090	AMD 83-10-063
154-20-010	AMD-C 83-10-050	173-44-050	NEW-P 83-15-044	173-301	AMD-C 83-03-068
154-20-010	AMD 83-13-044	173-44-060	NEW-P 83-15-044	173-301	AMD 83-09-017
154-20-020	AMD-E 83-09-020	173-44-070	NEW-P 83-15-044	173-301	REVIEW 83-13-028
154-20-020	AMD-P 83-09-021	173-60-020	AMD 83-15-046	173-301-110	AMD 83-09-017
154-20-020	AMD-C 83-10-050	173-60-050	AMD 83-15-046	173-301-180	AMD 83-09-017
154-20-020	AMD 83-13-044	173-134-010	REP-P 83-07-079	173-301-181	AMD 83-09-017
154-48-010	AMD-E 83-09-020	173-134-010	REP 83-12-060	173-301-320	NEW 83-09-017
154-48-010	AMD-P 83-09-021	173-134-020	REP-P 83-07-079	173-303	REVIEW 83-13-028
154-48-010	AMD-C 83-10-050	173-134-020	REP 83-12-060	173-310	REVIEW 83-13-028
154-48-010	AMD 83-13-044	173-134-030	REP-P 83-07-079	173-320-010	NEW 83-12-062
154-68-020	AMD-E 83-09-020	173-134-030	REP 83-12-060	173-320-020	NEW 83-12-062
154-68-020	AMD-P 83-09-021	173-134-040	REP-P 83-07-079	173-320-030	NEW 83-12-062
154-68-020	AMD-C 83-10-050	173-134-040	REP 83-12-060	173-320-040	NEW 83-12-062
154-68-020	AMD 83-13-044	173-134-050	REP-P 83-07-079	173-320-050	NEW 83-12-062
167-04-010	REP 83-06-052	173-134-050	REP 83-12-060	173-320-060	NEW 83-12-062
167-04-030	REP 83-06-052	173-134-055	REP-P 83-07-079	173-320-070	NEW 83-12-062
167-04-050	REP 83-06-052	173-134-055	REP 83-12-060	173-320-080	NEW 83-12-062
167-06-010	REP 83-06-052	173-134-060	REP-P 83-07-079	173-400	REVIEW 83-13-028
167-06-020	REP 83-06-052	173-134-060	REP 83-12-060	173-400-010	AMD-P 83-03-070
167-08-010	REP 83-06-052	173-134-070	REP-P 83-07-079	173-400-010	AMD 83-09-036
172-129-010	REP-P 83-14-021	173-134-070	REP 83-12-060	173-400-020	AMD-P 83-03-070
172-129-020	REP-P 83-14-021	173-134-080	REP-P 83-07-079	173-400-020	AMD 83-09-036

Table of WAC Sections Affected

WAC #	WSR #	WAC #	WSR #	WAC #	WSR #			
173-400-030	AMD-P	83-03-070	173-405-021	AMD-P	83-03-070	173-563	REVIEW	83-13-028
173-400-030	AMD	83-09-036	173-405-021	AMD	83-09-036	173-801	REVIEW	83-13-028
173-400-040	AMD-P	83-03-070	173-405-033	AMD-P	83-03-070	174-107-100	NEW-P	83-11-018
173-400-040	AMD	83-09-036	173-405-033	AMD	83-09-036	174-107-100	NEW	83-16-009
173-400-050	AMD-P	83-03-070	173-405-035	NEW-P	83-13-118	174-107-110	NEW-P	83-11-018
173-400-050	AMD	83-09-036	173-405-040	AMD-P	83-03-070	174-107-110	NEW	83-16-009
173-400-060	AMD-P	83-03-070	173-405-040	AMD	83-09-036	174-107-120	NEW-P	83-11-018
173-400-060	AMD	83-09-036	173-405-061	AMD-P	83-03-070	174-107-120	NEW	83-16-009
173-400-070	AMD-P	83-03-070	173-405-061	AMD	83-09-036	174-107-130	NEW-P	83-11-018
173-400-070	AMD	83-09-036	173-405-077	AMD-P	83-03-070	174-107-130	NEW	83-16-009
173-400-075	AMD-P	83-03-070	173-405-077	AMD	83-09-036	174-107-140	NEW-P	83-11-018
173-400-075	AMD	83-09-036	173-405-078	AMD-P	83-03-070	174-107-140	NEW	83-16-009
173-400-080	REP-P	83-03-070	173-405-078	AMD	83-09-036	174-107-150	NEW-P	83-11-018
173-400-080	REP	83-09-036	173-405-086	AMD-P	83-03-070	174-107-150	NEW	83-16-009
173-400-090	REP-P	83-03-070	173-405-086	AMD	83-09-036	174-107-160	NEW-P	83-11-018
173-400-090	REP	83-09-036	173-405-090	REP-P	83-03-070	174-107-160	NEW	83-16-009
173-400-100	AMD-P	83-03-070	173-405-090	REP	83-09-036	174-107-170	NEW-P	83-11-018
173-400-100	AMD	83-09-036	173-405-101	REP-P	83-03-070	174-107-170	NEW	83-16-009
173-400-110	AMD-P	83-03-070	173-405-101	REP	83-09-036	174-107-180	NEW-P	83-11-018
173-400-110	AMD	83-09-036	173-410	REVIEW	83-13-028	174-107-180	NEW	83-16-009
173-400-115	AMD-P	83-03-070	173-410	AMD-C	83-16-020	174-107-190	NEW-P	83-11-018
173-400-115	AMD	83-09-036	173-410-021	AMD-P	83-03-070	174-107-190	NEW	83-16-009
173-400-120	AMD-P	83-03-070	173-410-021	AMD	83-09-036	174-107-200	NEW-P	83-11-018
173-400-120	AMD	83-09-036	173-410-035	NEW-P	83-13-118	174-107-200	NEW	83-16-009
173-400-130	REP-P	83-03-070	173-410-040	AMD-P	83-03-070	174-107-210	NEW-P	83-11-018
173-400-130	REP	83-09-036	173-410-040	AMD	83-09-036	174-107-210	NEW	83-16-009
173-400-135	REP-P	83-03-070	173-410-067	AMD-P	83-03-070	174-107-220	NEW-P	83-11-018
173-400-135	REP	83-09-036	173-410-067	AMD	83-09-036	174-107-220	NEW	83-16-009
173-400-140	REP-P	83-03-070	173-410-071	AMD-P	83-03-070	174-107-230	NEW-P	83-11-018
173-400-140	REP	83-09-036	173-410-071	AMD	83-09-036	174-107-230	NEW	83-16-009
173-400-150	REP-P	83-03-070	173-410-086	AMD-P	83-03-070	174-107-240	NEW-P	83-11-018
173-400-150	REP	83-09-036	173-410-086	AMD	83-09-036	174-107-240	NEW	83-16-009
173-400-160	REP-P	83-03-070	173-410-090	REP-P	83-03-070	174-107-250	NEW-P	83-11-018
173-400-160	REP	83-09-036	173-410-090	REP	83-09-036	174-107-250	NEW	83-16-009
173-400-170	REP-P	83-03-070	173-410-091	REP-P	83-03-070	174-107-260	NEW-P	83-11-018
173-400-170	REP	83-09-036	173-410-091	REP	83-09-036	174-107-260	NEW	83-16-009
173-402	REVIEW	83-13-028	173-415	REVIEW	83-13-028	174-107-270	NEW-P	83-11-018
173-403	REVIEW	83-13-028	173-415-020	AMD-P	83-03-070	174-107-270	NEW	83-16-009
173-403	AMD-C	83-16-020	173-415-020	AMD	83-09-036	174-107-280	NEW-P	83-11-018
173-403-010	NEW-P	83-03-070	173-415-030	AMD-P	83-03-070	174-107-280	NEW	83-16-009
173-403-010	NEW	83-09-013	173-415-030	AMD	83-09-036	174-107-290	NEW-P	83-11-018
173-403-020	NEW-P	83-03-070	173-415-050	AMD-P	83-03-070	174-107-290	NEW	83-16-009
173-403-020	NEW	83-09-013	173-415-050	AMD	83-09-036	174-107-300	NEW-P	83-11-018
173-403-030	NEW-P	83-03-070	173-415-070	AMD-P	83-03-070	174-107-300	NEW	83-16-009
173-403-030	NEW	83-09-013	173-415-070	AMD	83-09-036	174-107-310	NEW-P	83-11-018
173-403-030	AMD-P	83-13-118	173-415-080	AMD-P	83-03-070	174-107-310	NEW	83-16-009
173-403-050	NEW-P	83-03-070	173-415-080	AMD	83-09-036	174-107-320	NEW-P	83-11-018
173-403-050	NEW	83-09-013	173-415-090	REP-P	83-03-070	174-107-320	NEW	83-16-009
173-403-050	AMD-P	83-13-118	173-415-090	REP	83-09-036	174-107-330	NEW-P	83-11-018
173-403-060	NEW-P	83-13-118	173-490	REVIEW	83-13-028	174-107-330	NEW	83-16-009
173-403-070	NEW-P	83-13-118	173-508	REVIEW	83-13-028	174-107-340	NEW-P	83-11-018
173-403-075	NEW-P	83-13-118	173-509	REVIEW	83-13-028	174-107-340	NEW	83-16-009
173-403-080	NEW-P	83-13-118	173-510	REVIEW	83-13-028	174-107-350	NEW-P	83-11-018
173-403-090	NEW-P	83-13-118	173-512	REVIEW	83-13-028	174-107-350	NEW	83-16-009
173-403-100	NEW-P	83-03-070	173-513	REVIEW	83-13-028	174-107-360	NEW-P	83-11-018
173-403-100	NEW	83-09-013	173-531A	REVIEW	83-13-028	174-107-360	NEW	83-16-009
173-403-110	NEW-P	83-03-070	173-545	NEW-C	83-10-062	174-107-370	NEW-P	83-11-018
173-403-110	NEW	83-09-013	173-545-010	NEW-P	83-09-053	174-107-370	NEW	83-16-009
173-403-110	AMD-P	83-13-118	173-545-010	NEW	83-13-016	174-107-380	NEW-P	83-11-018
173-403-120	NEW-P	83-03-070	173-545-020	NEW-P	83-09-053	174-107-380	NEW	83-16-009
173-403-120	NEW	83-09-013	173-545-020	NEW	83-13-016	174-107-400	NEW-P	83-11-018
173-403-130	NEW-P	83-03-070	173-545-030	NEW-P	83-09-053	174-107-400	NEW	83-16-009
173-403-130	NEW	83-09-013	173-545-030	NEW	83-13-016	174-107-410	NEW-P	83-11-018
173-403-140	NEW-P	83-03-070	173-545-040	NEW-P	83-09-053	174-107-410	NEW	83-16-009
173-403-140	NEW	83-09-013	173-545-040	NEW	83-13-016	174-107-420	NEW-P	83-11-018
173-403-150	NEW-P	83-03-070	173-545-050	NEW-P	83-09-053	174-107-420	NEW	83-16-009
173-403-150	NEW	83-09-013	173-545-050	NEW	83-13-016	174-107-430	NEW-P	83-11-018
173-403-160	NEW-P	83-03-070	173-545-060	NEW-P	83-09-053	174-107-430	NEW	83-16-009
173-403-160	NEW	83-09-013	173-545-060	NEW	83-13-016	174-107-440	NEW-P	83-11-018
173-403-170	NEW-P	83-03-070	173-545-070	NEW-P	83-09-053	174-107-440	NEW	83-16-009
173-403-170	NEW	83-09-013	173-545-070	NEW	83-13-016	174-107-450	NEW-P	83-11-018
173-403-180	NEW-P	83-03-070	173-545-080	NEW-P	83-09-053	174-107-450	NEW	83-16-009
173-403-180	NEW	83-09-013	173-545-080	NEW	83-13-016	174-107-460	NEW-P	83-11-018
173-403-190	NEW-P	83-03-070	173-545-090	NEW-P	83-09-053	174-107-460	NEW	83-16-009
173-403-190	NEW	83-09-013	173-545-090	NEW	83-13-016	174-107-470	NEW-P	83-11-018
173-405	REVIEW	83-13-028	173-545-100	NEW-P	83-09-053	174-107-470	NEW	83-16-009
173-405	AMD-C	83-16-020	173-545-100	NEW	83-13-016	174-107-500	NEW-P	83-11-018

Table of WAC Sections Affected

WAC #		WSR #	WAC #		WSR #	WAC #		WSR #
174-107-500	NEW	83-16-009	180-16-166	REP-C	83-08-042	204-66-140	AMD	83-11-028
174-107-510	NEW-P	83-11-018	180-16-166	REP	83-13-004	204-90	NEW-C	83-05-001
174-107-510	NEW	83-16-009	180-16-195	AMD-P	83-08-043	204-90-010	NEW	83-11-028
174-107-520	NEW-P	83-11-018	180-16-195	AMD	83-13-002	204-90-020	NEW	83-11-028
174-107-520	NEW	83-16-009	180-16-225	AMD-P	83-08-043	204-90-030	NEW	83-11-028
174-107-530	NEW-P	83-11-018	180-16-225	AMD	83-13-002	204-90-040	NEW	83-11-028
174-107-530	NEW	83-16-009	180-22-250	AMD-P	83-13-097	204-90-050	NEW	83-11-028
174-107-540	NEW-P	83-11-018	180-22-255	AMD-P	83-13-097	204-90-060	NEW	83-11-028
174-107-540	NEW	83-16-009	180-22-265	AMD-P	83-13-097	204-90-070	NEW	83-11-028
174-107-550	NEW-P	83-11-018	180-22-270	AMD-P	83-13-097	204-90-080	NEW	83-11-028
174-107-550	NEW	83-16-009	180-22-275	AMD-P	83-13-097	204-90-090	NEW	83-11-028
174-108-010	REP-P	83-16-022	180-22-285	AMD-P	83-13-097	204-90-100	NEW	83-11-028
174-108-020	REP-P	83-16-022	180-22-290	AMD-P	83-13-097	204-90-110	NEW	83-11-028
174-108-030	REP-P	83-16-022	180-22-295	AMD-P	83-13-097	204-90-120	NEW	83-11-028
174-108-041	REP-P	83-16-022	180-36-005	AMD-P	83-08-044	204-90-130	NEW	83-11-028
174-108-051	REP-P	83-16-022	180-36-005	AMD	83-13-001	204-90-140	NEW	83-11-028
174-108-06001	REP-P	83-16-022	180-39-005	NEW	83-13-004	212-43-001	NEW	83-03-028
174-108-06003	REP-P	83-16-022	180-39-010	NEW	83-13-004	212-43-005	NEW	83-03-028
174-108-06005	REP-P	83-16-022	180-39-015	NEW	83-13-004	212-43-010	NEW	83-03-028
174-108-06007	REP-P	83-16-022	180-39-020	NEW	83-13-004	212-43-015	NEW	83-03-028
174-108-06009	REP-P	83-16-022	180-39-025	NEW	83-13-004	212-43-020	NEW	83-03-028
174-108-06011	REP-P	83-16-022	180-39-030	NEW	83-13-004	212-43-025	NEW	83-03-028
174-108-07001	REP-P	83-16-022	180-39-035	NEW	83-13-004	212-43-030	NEW	83-03-028
174-116	AMD-P	83-16-083	180-42	NEW-C	83-05-023	212-43-035	NEW	83-03-028
174-116-010	AMD-P	83-16-083	180-42	NEW-C	83-08-042	212-43-040	NEW	83-03-028
174-116-011	NEW-P	83-16-083	180-42-005	NEW-C	83-08-042	212-43-045	NEW	83-03-028
174-116-020	AMD-P	83-16-083	180-42-010	NEW-C	83-08-042	212-43-050	NEW	83-03-028
174-116-030	AMD-P	83-16-083	180-42-015	NEW-C	83-08-042	212-43-055	NEW	83-03-028
174-116-040	AMD-P	83-16-083	180-42-020	NEW-C	83-08-042	212-43-060	NEW	83-03-028
174-116-041	NEW-P	83-16-083	180-42-025	NEW-C	83-08-042	212-43-065	NEW	83-03-028
174-116-042	NEW-P	83-16-083	180-42-030	NEW-C	83-08-042	212-43-070	NEW	83-03-028
174-116-043	NEW-P	83-16-083	180-42-035	NEW-C	83-08-042	212-43-075	NEW	83-03-028
174-116-044	NEW-P	83-16-083	180-52-015	AMD-P	83-13-096	212-43-080	NEW	83-03-028
174-116-045	NEW-P	83-16-083	180-52-015	AMD	83-16-049	212-43-085	NEW	83-03-028
174-116-046	NEW-P	83-16-083	180-52-040	AMD-P	83-13-096	212-43-090	NEW	83-03-028
174-116-050	AMD-P	83-16-083	180-52-040	AMD	83-16-049	212-43-095	NEW	83-03-028
174-116-060	AMD-P	83-16-083	180-52-050	AMD-P	83-13-096	212-43-100	NEW	83-03-028
174-116-070	AMD-P	83-16-083	180-52-050	AMD	83-16-049	212-43-105	NEW	83-03-028
174-116-071	NEW-P	83-16-083	180-52-060	AMD-P	83-13-096	212-43-110	NEW	83-03-028
174-116-072	NEW-P	83-16-083	180-52-060	AMD	83-16-049	212-43-115	NEW	83-03-028
174-116-080	AMD-P	83-16-083	180-52-065	AMD-P	83-13-096	212-43-120	NEW	83-03-028
174-116-090	REP-P	83-16-083	180-52-065	AMD	83-16-049	212-43-125	NEW	83-03-028
174-116-091	NEW-P	83-16-083	180-56-023	NEW-P	83-08-061	212-43-130	NEW	83-03-028
174-116-092	NEW-P	83-16-083	180-56-023	NEW	83-13-005	212-43-135	NEW	83-03-028
174-116-105	REP-P	83-16-083	180-100-020	REP-P	83-08-045	212-45-001	NEW-P	83-03-027
174-116-115	REP-P	83-16-083	180-100-020	REP	83-13-003	212-45-001	NEW	83-06-022
174-116-119	NEW-P	83-16-083	182-08-160	AMD-E	83-13-106	212-45-005	NEW-P	83-03-027
174-116-121	NEW-P	83-16-083	182-12-115	AMD-E	83-07-065	212-45-005	NEW	83-06-022
174-116-122	NEW-P	83-16-083	182-12-115	AMD-P	83-08-017	212-45-010	NEW-P	83-03-027
174-116-123	NEW-P	83-16-083	182-12-115	AMD	83-12-007	212-45-010	NEW	83-06-022
174-116-124	NEW-P	83-16-083	187-10-210	REP-P	83-06-054	212-45-015	NEW-P	83-03-027
174-116-125	AMD-P	83-16-083	187-10-220	REP-P	83-06-054	212-45-015	NEW	83-06-022
174-116-126	NEW-P	83-16-083	187-10-230	REP-P	83-06-054	212-45-020	NEW-P	83-03-027
174-116-127	NEW-P	83-16-083	187-10-240	REP-P	83-06-054	212-45-020	NEW	83-06-022
174-116-135	REP-P	83-16-083	187-10-250	REP-P	83-06-054	212-45-025	NEW-P	83-03-027
174-116-140	REP-P	83-16-083	187-10-260	REP-P	83-06-054	212-45-025	NEW	83-06-022
174-116-150	REP-P	83-16-083	187-10-270	REP-P	83-06-054	212-45-030	NEW-P	83-03-027
174-116-160	REP-P	83-16-083	187-10-280	REP-P	83-06-054	212-45-030	NEW	83-06-022
174-116-170	REP-P	83-16-083	187-10-290	REP-P	83-06-054	212-45-035	NEW-P	83-03-027
174-116-180	REP-P	83-16-083	187-10-300	REP-P	83-06-054	212-45-035	NEW	83-06-022
174-116-260	NEW-P	83-16-083	187-10-310	REP-P	83-06-054	212-45-040	NEW-P	83-03-027
174-124-020	REP-P	83-16-022	187-10-320	REP-P	83-06-054	212-45-040	NEW	83-06-022
174-124-030	REP-P	83-16-022	187-10-500	REP-P	83-06-054	212-45-045	NEW-P	83-03-027
174-124-040	REP-P	83-16-022	194-16-010	REP-P	83-15-044	212-45-045	NEW	83-06-022
174-124-050	REP-P	83-16-022	194-16-020	REP-P	83-15-044	212-45-050	NEW-P	83-03-027
174-124-120	REP-P	83-16-022	194-16-030	REP-P	83-15-044	212-45-050	NEW	83-06-022
174-136-015	AMD	83-05-034	194-16-040	REP-P	83-15-044	212-45-055	NEW-P	83-03-027
174-136-016	AMD	83-05-034	194-16-050	REP-P	83-15-044	212-45-055	NEW	83-06-022
174-136-018	AMD	83-05-034	194-16-060	REP-P	83-15-044	212-45-060	NEW-P	83-03-027
174-136-019	AMD	83-05-034	194-16-070	REP-P	83-15-044	212-45-060	NEW	83-06-022
174-162-300	AMD-P	83-08-004	204-10-020	AMD-P	83-07-013	212-45-065	NEW-P	83-03-027
174-162-300	AMD	83-12-001	204-10-020	AMD	83-11-028	212-45-065	NEW	83-06-022
174-162-305	AMD-P	83-08-004	204-24-030	AMD-E	83-03-014	212-45-070	NEW-P	83-03-027
174-162-305	AMD	83-12-001	204-24-040	AMD-E	83-03-014	212-45-070	NEW	83-06-022
180-10-003	AMD-P	83-05-038	204-24-050	AMD-E	83-03-014	212-45-075	NEW-P	83-03-027
180-10-003	AMD	83-08-016	204-24-070	AMD-E	83-03-014	212-45-075	NEW	83-06-022
180-16-166	REP-C	83-05-023	204-66-140	AMD-P	83-07-084	212-45-080	NEW-P	83-03-027

Table of WAC Sections Affected

WAC #		WSR #	WAC #		WSR #	WAC #		WSR #
212-45-080	NEW	83-06-022	220-40-024	AMD	83-13-054	220-56-195	AMD-P	83-03-071
212-45-085	NEW-P	83-03-027	220-44-040	AMD-P	83-07-069	220-56-195	AMD	83-07-043
212-45-085	NEW	83-06-022	220-44-040	AMD	83-10-016	220-56-195	REP-E	83-08-040
212-45-090	NEW-P	83-03-027	220-44-04000A	REP-E	83-03-007	220-56-19500B	NEW-E	83-08-040
212-45-090	NEW	83-06-022	220-44-04000B	REP-E	83-03-007	220-56-196	NEW-P	83-03-071
212-45-095	NEW-P	83-03-027	220-44-04000C	NEW-E	83-03-007	220-56-196	NEW	83-07-043
212-45-095	NEW	83-06-022	220-44-04000C	REP-E	83-06-032	220-56-198	NEW-P	83-03-071
212-45-100	NEW-P	83-03-027	220-44-04000D	NEW-E	83-06-032	220-56-198	NEW	83-07-043
212-45-100	NEW	83-06-022	220-44-050	NEW-P	83-07-069	220-56-235	AMD-P	83-03-071
212-45-105	NEW-P	83-03-027	220-44-050	NEW	83-10-016	220-56-235	AMD	83-07-043
212-45-105	NEW	83-06-022	220-44-050	AMD-P	83-14-093	220-56-23500A	NEW-E	83-08-040
212-45-110	NEW-P	83-03-027	220-44-05000A	NEW-E	83-13-048	220-56-250	AMD-P	83-03-071
212-45-110	NEW	83-06-022	220-47-307	AMD-P	83-11-039	220-56-250	AMD	83-07-043
212-45-115	NEW-P	83-03-027	220-47-307	AMD	83-14-020	220-56-25000B	NEW-E	83-08-040
212-45-115	NEW	83-06-022	220-47-311	AMD-P	83-11-039	220-56-25000C	NEW-E	83-13-045
220-20-01000I	NEW-E	83-13-027	220-47-311	AMD	83-14-020	220-56-261	NEW-P	83-03-071
220-24-02000T	NEW-E	83-10-022	220-47-312	AMD-P	83-11-039	220-56-285	AMD-P	83-03-071
220-24-02000T	REP-E	83-10-040	220-47-312	AMD	83-14-020	220-56-285	AMD	83-07-043
220-24-02000U	NEW-E	83-10-040	220-47-313	AMD-P	83-11-039	220-56-300	REP-P	83-03-071
220-24-02000U	REP-E	83-14-037	220-47-313	AMD	83-14-020	220-56-300	REP	83-07-043
220-24-02000V	NEW-E	83-14-037	220-47-411	AMD-P	83-11-039	220-56-310	AMD	83-04-027
220-28-003G0G	NEW-E	83-15-027	220-47-411	AMD	83-14-020	220-56-32500E	NEW-E	83-10-019
220-28-073E0F	NEW-E	83-07-070	220-47-412	AMD-P	83-11-039	220-56-350	AMD-P	83-03-071
220-28-073E0F	REP-E	83-11-015	220-47-412	AMD	83-14-020	220-56-350	AMD	83-07-043
220-28-301	NEW-E	83-09-035	220-47-413	AMD-P	83-11-039	220-56-35000A	NEW-E	83-08-040
220-28-301	REP-E	83-10-007	220-47-413	AMD	83-14-020	220-56-360	AMD-P	83-03-071
220-28-302	NEW-E	83-10-007	220-47-414	AMD-P	83-11-039	220-56-360	AMD	83-04-026
220-28-302	REP-E	83-13-008	220-47-414	AMD	83-14-020	220-56-360	AMD	83-07-043
220-28-303	NEW-E	83-13-008	220-47-800	NEW-E	83-15-029	220-56-36000F	NEW-E	83-05-011
220-28-303	REP-E	83-14-064	220-47-800	REP-E	83-16-013	220-56-36000F	REP-E	83-13-022
220-28-304	NEW-E	83-14-064	220-47-801	NEW-E	83-16-013	220-56-36000G	NEW-E	83-08-040
220-28-304	REP-E	83-15-028	220-47-801	REP-E	83-16-043	220-56-36000G	NEW-E	83-13-022
220-28-305	NEW-E	83-15-028	220-47-802	NEW-E	83-16-043	220-56-372	AMD-P	83-03-071
220-28-305	REP-E	83-16-012	220-48-015	AMD	83-04-025	220-56-372	AMD	83-07-043
220-28-306	NEW-E	83-16-012	220-48-01500A	NEW-E	83-06-024	220-56-390	AMD-P	83-03-071
220-28-306	REP-E	83-16-027	220-48-01500A	REP-E	83-07-071	220-56-390	AMD	83-07-043
220-28-307	NEW-E	83-16-027	220-48-01500B	NEW-E	83-07-071	220-57-130	AMD-P	83-03-071
220-28-307	REP-E	83-16-044	220-48-01500C	NEW-E	83-10-014	220-57-130	AMD	83-07-043
220-28-308	NEW-E	83-16-044	220-49-020	AMD	83-04-025	220-57-13000D	NEW-E	83-16-002
220-32-02200I	NEW-E	83-04-005	220-49-02000L	REP-E	83-04-036	220-57-135	AMD-P	83-03-071
220-32-03000G	NEW-E	83-05-025	220-49-02000M	NEW-E	83-04-036	220-57-135	AMD	83-07-043
220-32-04000Q	NEW-E	83-03-030	220-49-02000N	NEW-E	83-09-008	220-57-13500C	NEW-E	83-16-002
220-32-04000Q	REP-E	83-04-053	220-49-056	AMD	83-04-025	220-57-138	AMD-P	83-03-071
220-32-04000R	NEW-E	83-04-053	220-52-050	AMD	83-04-025	220-57-138	AMD	83-07-043
220-32-04100F	NEW-E	83-11-035	220-52-053	AMD-P	83-06-044	220-57-140	AMD-P	83-03-071
220-32-05100U	NEW-E	83-05-008	220-52-053	AMD	83-09-014	220-57-140	AMD	83-07-043
220-32-05100U	NEW-E	83-15-008	220-52-05300M	NEW-E	83-10-019	220-57-155	AMD-P	83-03-071
220-32-05100U	REP-E	83-15-016	220-52-06600A	NEW-E	83-14-015	220-57-155	AMD	83-07-043
220-32-05100V	NEW-E	83-15-016	220-52-073	AMD	83-04-025	220-57-160	AMD-P	83-03-071
220-32-05100V	REP-E	83-15-026	220-52-07300A	NEW-E	83-09-027	220-57-160	AMD	83-07-043
220-32-05100W	NEW-E	83-15-026	220-52-074	AMD	83-04-025	220-57-16000Y	NEW-E	83-06-045
220-32-05500G	NEW-E	83-11-013	220-52-075	AMD-P	83-06-044	220-57-16000Z	NEW-E	83-08-041
220-32-05700P	NEW-E	83-03-030	220-52-075	AMD	83-09-014	220-57-175	AMD-P	83-03-071
220-32-05700P	REP-E	83-04-053	220-52-07500F	NEW-E	83-14-015	220-57-175	AMD	83-07-043
220-32-05700Q	NEW-E	83-04-053	220-56-11500C	NEW-E	83-15-019	220-57-17500L	NEW-E	83-11-014
220-32-05700Q	REP-E	83-06-023	220-56-116	AMD-P	83-03-071	220-57-181	NEW-P	83-03-071
220-32-05700R	NEW-E	83-06-023	220-56-116	AMD	83-07-043	220-57-181	NEW	83-07-043
220-32-05900D	NEW-E	83-10-020	220-56-145	AMD-P	83-03-071	220-57-215	AMD-P	83-03-071
220-32-05900D	REP-E	83-13-072	220-56-145	AMD	83-07-043	220-57-215	AMD	83-07-043
220-32-05900E	NEW-E	83-13-035	220-56-180	AMD-P	83-03-071	220-57-220	AMD-P	83-03-071
220-32-05900E	REP-E	83-13-072	220-56-180	AMD	83-07-043	220-57-220	AMD	83-07-043
220-32-05900F	NEW-E	83-13-072	220-56-18000I	NEW-E	83-08-040	220-57-230	AMD-P	83-03-071
220-36-021	AMD-P	83-10-080	220-56-18000J	NEW-E	83-08-046	220-57-230	AMD	83-07-043
220-36-021	AMD	83-13-054	220-56-18000K	NEW-E	83-16-035	220-57-235	AMD-P	83-03-071
220-36-022	AMD-P	83-10-080	220-56-190	AMD-P	83-03-071	220-57-235	AMD	83-07-043
220-36-022	AMD	83-13-054	220-56-190	AMD	83-07-043	220-57-260	AMD-P	83-03-071
220-36-024	AMD-P	83-10-080	220-56-19000T	NEW-E	83-12-030	220-57-260	AMD	83-07-043
220-36-024	AMD	83-13-054	220-56-19000T	REP-E	83-13-104	220-57-270	AMD-P	83-03-071
220-36-025	AMD-P	83-07-055	220-56-19000U	NEW-E	83-13-104	220-57-270	AMD	83-07-043
220-36-025	AMD	83-10-015	220-56-19000U	REP-E	83-14-042	220-57-27000K	NEW-E	83-13-009
220-36-02500A	NEW-E	83-07-041	220-56-19000V	NEW-E	83-14-042	220-57-27000K	REP-E	83-16-016
220-36-02500B	NEW-E	83-14-094	220-56-19000V	REP-E	83-15-015	220-57-27000L	NEW-E	83-16-016
220-40-021	AMD-P	83-10-080	220-56-19000W	NEW-E	83-15-015	220-57-280	AMD-P	83-03-071
220-40-021	AMD	83-13-054	220-56-19000W	REP-E	83-16-042	220-57-280	AMD	83-07-043
220-40-022	AMD-P	83-10-080	220-56-19000X	NEW-E	83-15-019	220-57-285	AMD-P	83-03-071
220-40-022	AMD	83-13-054	220-56-19000Y	NEW-E	83-16-042	220-57-285	AMD	83-07-043
220-40-024	AMD-P	83-10-080	220-56-191	NEW-P	83-03-071	220-57-290	AMD-P	83-03-071

### Table of WAC Sections Affected

WAC #	WSR #	WAC #	WSR #	WAC #	WSR #			
220-57-290	AMD	83-07-043	220-110-030	NEW	83-09-019	230-08-020	REP-P	83-06-072
220-57-29000D	NEW-E	83-12-056	220-110-040	NEW-P	83-06-062	230-08-020	REP	83-10-002
220-57-29000D	REP-E	83-13-049	220-110-040	NEW	83-09-019	230-08-025	NEW-P	83-06-072
220-57-29000E	NEW-E	83-13-049	220-110-050	NEW-P	83-06-062	230-08-025	NEW	83-10-002
220-57-300	AMD-P	83-03-071	220-110-050	NEW	83-09-019	230-08-030	REP-P	83-06-072
220-57-300	AMD	83-07-043	220-110-060	NEW-P	83-06-062	230-08-030	REP	83-10-002
220-57-315	AMD-P	83-03-071	220-110-060	NEW	83-09-019	230-08-070	NEW-P	83-08-048
220-57-315	AMD	83-07-043	220-110-070	NEW-P	83-06-062	230-08-070	NEW	83-11-034
220-57-319	AMD-P	83-03-071	220-110-070	NEW	83-09-019	230-08-080	AMD-P	83-10-001
220-57-319	AMD	83-07-043	220-110-080	NEW-P	83-06-062	230-08-080	AMD	83-13-050
220-57-320	REP-P	83-03-071	220-110-080	NEW	83-09-019	230-08-120	AMD	83-06-077
220-57-320	REP	83-10-023	220-110-090	NEW-P	83-06-062	230-08-125	NEW	83-06-077
220-57-327	NEW-P	83-03-071	220-110-090	NEW	83-09-019	230-08-160	AMD	83-06-077
220-57-327	NEW	83-07-043	220-110-100	NEW-P	83-06-062	230-12-020	NEW-P	83-04-067
220-57-330	AMD-P	83-03-071	220-110-100	NEW	83-09-019	230-12-020	NEW	83-08-051
220-57-330	AMD	83-07-043	220-110-110	NEW-P	83-06-062	230-12-050	AMD-P	83-10-001
220-57-340	AMD-P	83-03-071	220-110-110	NEW	83-09-019	230-20-010	AMD-P	83-08-048
220-57-340	AMD	83-07-043	220-110-120	NEW-P	83-06-062	230-20-010	AMD	83-11-034
220-57-350	AMD-P	83-03-071	220-110-120	NEW	83-09-019	230-20-015	NEW-P	83-06-072
220-57-350	AMD	83-07-043	220-110-130	NEW-P	83-06-062	230-20-015	NEW-E	83-06-078
220-57-38500F	NEW-E	83-16-002	220-110-130	NEW	83-09-019	230-20-015	NEW	83-10-002
220-57-390	AMD-P	83-03-071	220-110-140	NEW-P	83-06-062	230-20-060	NEW-P	83-08-049
220-57-390	AMD	83-07-043	220-110-140	NEW	83-09-019	230-20-060	NEW-E	83-08-050
220-57-415	AMD-P	83-03-071	220-110-150	NEW-P	83-06-062	230-20-060	AMD-E	83-09-033
220-57-415	AMD	83-07-043	220-110-150	NEW	83-09-019	230-20-060	AMD-E	83-15-022
220-57-460	AMD-P	83-03-071	220-110-160	NEW-P	83-06-062	230-20-061	NEW-P	83-16-082
220-57-460	AMD	83-07-043	220-110-160	NEW	83-09-019	230-20-100	AMD-P	83-10-001
220-57-46000K	NEW-E	83-16-002	220-110-170	NEW-P	83-06-062	230-20-100	AMD	83-13-050
220-57-485	AMD-P	83-03-071	220-110-170	NEW	83-09-019	230-20-125	NEW-P	83-10-001
220-57-485	AMD	83-07-043	220-110-180	NEW-P	83-06-062	230-20-150	REP-P	83-04-067
220-57-495	AMD-P	83-03-071	220-110-180	NEW	83-09-019	230-20-150	REP	83-08-051
220-57-495	AMD	83-07-043	220-110-190	NEW-P	83-06-062	230-20-170	AMD-P	83-10-001
220-57-50500H	NEW-E	83-12-029	220-110-190	NEW	83-09-019	230-20-170	AMD	83-13-050
220-57-50500H	REP-E	83-13-023	220-110-200	NEW-P	83-06-062	230-20-180	REP-P	83-16-008
220-57-515	AMD-P	83-03-071	220-110-200	NEW	83-09-019	230-20-200	REP-P	83-16-008
220-57-515	AMD	83-07-043	220-110-210	NEW-P	83-06-062	230-20-205	REP-P	83-16-008
220-57-520	AMD-P	83-03-071	220-110-210	NEW	83-09-019	230-20-240	NEW-P	83-10-001
220-57-520	AMD	83-07-043	220-110-220	NEW-P	83-06-062	230-20-245	REP-P	83-16-008
220-57-525	AMD-P	83-03-071	220-110-220	NEW	83-09-019	230-20-246	NEW-P	83-16-008
220-57-525	AMD	83-07-043	220-110-230	NEW-P	83-06-062	230-20-240	NEW	83-13-050
220-57A-012	AMD-P	83-03-071	220-110-230	NEW	83-09-019	230-20-310	REP-P	83-08-048
220-57A-012	AMD	83-07-043	220-110-240	NEW-P	83-06-062	230-20-310	REP	83-11-034
220-57A-015	AMD-P	83-03-071	220-110-240	NEW	83-09-019	230-20-320	REP-P	83-08-048
220-57A-015	AMD	83-07-043	220-110-250	NEW-P	83-06-062	230-20-320	REP	83-11-034
220-57A-015	REP-E	83-08-040	220-110-250	NEW	83-09-019	230-20-325	NEW-P	83-08-048
220-57A-01500A	NEW-E	83-08-040	220-110-260	NEW-P	83-06-062	230-20-325	NEW	83-11-034
220-57A-040	AMD-P	83-03-071	220-110-260	NEW	83-09-019	230-20-330	REP-P	83-08-048
220-57A-040	AMD	83-07-043	220-110-270	NEW-P	83-06-062	230-20-330	REP	83-11-034
220-57A-070	AMD-P	83-03-071	220-110-270	NEW	83-09-019	230-20-340	REP-P	83-08-048
220-57A-070	AMD	83-07-043	220-110-280	NEW-P	83-06-062	230-20-340	REP	83-11-034
220-57A-082	AMD-P	83-03-071	220-110-280	NEW	83-09-019	230-20-605	AMD	83-06-077
220-57A-082	AMD	83-07-043	220-110-290	NEW-P	83-06-062	230-30-080	AMD-P	83-16-008
220-57A-08200B	NEW-E	83-08-040	220-110-290	NEW	83-09-019	230-40-062	REP-P	83-08-048
220-57A-085	AMD-P	83-03-071	220-110-300	NEW-P	83-06-062	230-40-062	REP	83-11-034
220-57A-085	AMD	83-07-043	220-110-300	NEW	83-09-019	230-40-063	NEW-P	83-08-048
220-57A-105	AMD-P	83-03-071	220-110-310	NEW-P	83-06-062	230-40-063	NEW	83-11-034
220-57A-105	AMD	83-07-043	220-110-310	NEW	83-09-019	230-40-450	NEW	83-06-077
220-57A-112	AMD-P	83-03-071	220-110-320	NEW-P	83-06-062	230-60-070	REP-P	83-16-008
220-57A-112	AMD	83-07-043	220-110-320	NEW	83-09-019	232-12-019	AMD-P	83-14-082
220-57A-120	AMD-P	83-03-071	220-110-330	NEW-P	83-06-062	232-12-044	AMD-E	83-08-055
220-57A-120	AMD	83-07-043	220-110-330	NEW	83-09-019	232-12-044	AMD-P	83-08-076
220-57A-152	AMD-P	83-03-071	220-110-340	NEW-P	83-06-062	232-12-044	AMD	83-12-055
220-57A-152	AMD	83-07-043	220-110-340	NEW	83-09-019	232-12-04501	NEW-E	83-03-017
220-57A-165	AMD-P	83-03-071	220-110-350	NEW-P	83-06-062	232-12-047	AMD-P	83-08-077
220-57A-165	AMD	83-07-043	220-110-350	NEW	83-09-019	232-12-051	AMD-P	83-12-004
220-57A-17500G	NEW-E	83-16-003	222-08	REVIEW	83-13-098	232-12-137	AMD-P	83-12-053
220-57A-17500G	REP-E	83-16-036	223-08-020	AMD	83-03-005	232-12-137	AMD	83-15-060
220-57A-17500H	NEW-E	83-16-036	230-02-030	AMD-P	83-16-008	232-12-157	AMD-P	83-14-082
220-57A-180	AMD-P	83-03-071	230-02-250	AMD-P	83-10-001	232-12-181	AMD-P	83-08-075
220-57A-180	AMD	83-07-043	230-02-250	AMD	83-13-050	232-12-24401	NEW-P	83-06-056
220-57A-190	AMD-P	83-03-071	230-04-065	AMD	83-06-077	232-12-24401	NEW	83-09-022
220-57A-190	AMD	83-07-043	230-04-075	AMD-P	83-16-008	232-12-294	REP-P	83-06-060
220-110-010	NEW-P	83-06-062	230-04-340	AMD-P	83-16-008	232-12-294	REP	83-09-026
220-110-010	NEW	83-09-019	230-04-452	REP	83-06-077	232-14	NEW-W	83-04-040
220-110-020	NEW-P	83-06-062	230-08-010	AMD-P	83-10-001	232-14-010	NEW-P	83-06-060
220-110-020	NEW	83-09-019	230-08-010	AMD	83-13-050	232-14-010	NEW	83-09-026
220-110-030	NEW-P	83-06-062	230-08-015	AMD	83-06-077	232-16-150	REP-P	83-12-051

Table of WAC Sections Affected

WAC #	WSR #	WAC #	WSR #	WAC #	WSR #			
232-16-150	REP	83-15-059	232-32-149	NEW-E	83-05-026	248-16-140	AMD-P	83-09-001
232-16-170	REP-P	83-12-051	232-32-150	NEW-E	83-06-003	248-16-140	AMD	83-13-068
232-16-170	REP	83-15-059	232-32-151	NEW-E	83-06-007	248-16-150	AMD-P	83-09-001
232-16-190	REP-P	83-12-051	232-32-152	NEW-E	83-06-037	248-16-150	AMD	83-13-068
232-16-190	REP	83-15-059	236-12-011	AMD-P	83-13-108	248-16-160	AMD-P	83-09-001
232-16-230	REP-P	83-12-051	236-12-011	AMD-E	83-13-109	248-16-160	AMD	83-13-068
232-16-230	REP	83-15-059	236-12-011	AMD	83-16-026	248-16-162	REP-P	83-09-001
232-16-240	REP-P	83-12-051	236-12-014	NEW-P	83-13-108	248-16-162	REP	83-13-068
232-16-240	REP	83-15-059	236-12-014	NEW-E	83-13-109	248-16-170	AMD-P	83-09-001
232-16-260	REP-P	83-12-051	236-12-014	NEW	83-16-026	248-16-170	AMD	83-13-068
232-16-260	REP	83-15-059	236-48-004	AMD-P	83-15-053	248-16-180	AMD-P	83-09-001
232-16-350	REP-P	83-12-051	236-48-005	AMD-P	83-15-053	248-16-180	AMD	83-13-068
232-16-350	REP	83-15-059	236-48-011	AMD-P	83-15-053	248-16-190	AMD-P	83-09-001
232-16-390	REP-P	83-12-051	236-48-012	AMD-P	83-15-053	248-16-190	AMD	83-13-068
232-16-390	REP	83-15-059	236-48-022	REP-P	83-15-053	248-16-202	AMD-P	83-09-001
232-16-500	REP-P	83-12-051	236-48-024	AMD-P	83-15-053	248-16-202	AMD	83-13-068
232-16-500	REP	83-15-059	236-48-041	AMD-P	83-15-053	248-16-213	AMD-P	83-09-001
232-16-510	REP-P	83-12-051	236-48-051	AMD-P	83-15-053	248-16-213	AMD	83-13-068
232-16-510	REP	83-15-059	236-48-071	AMD-P	83-15-053	248-16-215	AMD-P	83-09-001
232-16-630	NEW-P	83-14-079	236-48-079	AMD-P	83-15-053	248-16-215	AMD	83-13-068
232-16-640	NEW-P	83-14-079	236-48-082	AMD-P	83-15-053	248-16-222	AMD-P	83-09-001
232-16-650	NEW-P	83-14-079	236-48-085	NEW-P	83-15-053	248-16-222	AMD	83-13-068
232-16-660	NEW-P	83-14-079	236-48-093	AMD-P	83-15-053	248-16-223	AMD-P	83-09-001
232-16-670	NEW-P	83-14-079	236-48-096	AMD-P	83-15-053	248-16-223	AMD	83-13-068
232-16-680	NEW-P	83-14-079	236-48-097	AMD-P	83-15-053	248-16-226	AMD-P	83-09-001
232-16-690	NEW-P	83-14-079	236-48-098	AMD-P	83-15-053	248-16-226	AMD	83-13-068
232-28-105	REP-P	83-12-052	236-48-099	AMD-P	83-15-053	248-16-227	AMD-P	83-09-001
232-28-106	NEW-P	83-12-052	236-48-123	AMD-P	83-15-053	248-16-227	AMD	83-13-068
232-28-205	REP-P	83-08-078	236-48-124	NEW-P	83-15-053	248-16-228	AMD-P	83-09-001
232-28-205	REP	83-15-058	236-48-131	AMD-P	83-15-053	248-16-228	AMD	83-13-068
232-28-20502	NEW-E	83-06-030	236-48-166	AMD-P	83-15-053	248-16-230	AMD-P	83-09-001
232-28-206	NEW-P	83-06-058	236-48-167	AMD-P	83-15-053	248-16-230	AMD	83-13-068
232-28-206	NEW-P	83-08-078	236-48-192	AMD-P	83-15-053	248-16-235	NEW-P	83-09-001
232-28-206	NEW	83-09-023	236-48-197	AMD-P	83-15-053	248-16-235	NEW	83-13-068
232-28-207	NEW	83-15-058	236-48-198	AMD-P	83-15-053	248-18-001	AMD-P	83-14-022
232-28-405	REP-P	83-14-080	236-48-240	AMD-P	83-15-053	248-18-180	AMD-P	83-04-059
232-28-406	NEW-P	83-14-080	236-48-250	NEW-P	83-15-053	248-18-180	AMD	83-07-048
232-28-505	REP-P	83-12-050	236-48-251	NEW-P	83-15-053	248-18-215	AMD-P	83-14-022
232-28-506	NEW-P	83-12-050	236-48-252	NEW-P	83-15-053	248-18-220	AMD-P	83-14-022
232-28-60416	REP-P	83-14-081	236-48-253	NEW-P	83-15-053	248-18-222	AMD-P	83-14-022
232-28-60420	NEW-E	83-15-018	236-48-254	NEW-P	83-15-053	248-18-223	AMD-P	83-14-022
232-28-60421	NEW-P	83-14-081	236-49-060	NEW-P	83-15-053	248-18-240	AMD-P	83-14-022
232-28-605	AMD-E	83-06-038	236-49-061	NEW-P	83-15-053	248-18-330	AMD-P	83-10-056
232-28-605	AMD-P	83-06-057	248-16-001	AMD-P	83-09-001	248-18-335	NEW-P	83-10-058
232-28-605	AMD-P	83-08-088	248-16-001	AMD	83-13-068	248-18-335	NEW	83-13-061
232-28-605	AMD-E	83-09-024	248-16-035	AMD-P	83-09-001	248-18-336	NEW-P	83-10-058
232-28-605	AMD	83-09-025	248-16-035	AMD	83-13-068	248-18-336	NEW	83-13-061
232-28-605	AMD	83-12-005	248-16-040	AMD-P	83-09-001	248-18-500	AMD-P	83-14-022
232-28-605	AMD-E	83-12-006	248-16-040	AMD	83-13-068	248-18-520	AMD-P	83-14-022
232-28-605	AMD-E	83-12-039	248-16-045	AMD-P	83-09-001	248-18-525	AMD-P	83-14-022
232-28-60501	NEW-E	83-02-043	248-16-045	AMD	83-13-068	248-18-539	AMD-P	83-14-022
232-28-60503	NEW-E	83-04-039	248-16-050	AMD-P	83-09-001	248-18-555	AMD-P	83-16-021
232-28-60504	NEW-E	83-07-001	248-16-050	AMD	83-13-068	248-18-560	AMD-P	83-14-022
232-28-60505	NEW-E	83-07-005	248-16-052	REP-P	83-09-001	248-18-565	AMD-P	83-14-022
232-28-60506	NEW-E	83-08-053	248-16-052	REP	83-13-068	248-18-600	AMD-P	83-14-022
232-28-60507	NEW-E	83-08-054	248-16-055	AMD-P	83-09-001	248-18-605	AMD-P	83-14-022
232-28-60508	NEW-P	83-12-054	248-16-055	AMD	83-13-068	248-18-607	AMD-P	83-14-022
232-28-60508	NEW	83-15-056	248-16-056	AMD-P	83-09-001	248-18-615	AMD-P	83-14-022
232-28-60509	NEW-E	83-16-048	248-16-056	AMD	83-13-068	248-18-636	AMD-P	83-14-022
232-28-606	NEW-P	83-14-083	248-16-058	REP-P	83-09-001	248-18-640	AMD-P	83-14-022
232-28-607	NEW-P	83-14-083	248-16-058	REP	83-13-068	248-18-645	AMD-P	83-14-022
232-28-608	NEW-P	83-14-083	248-16-060	AMD-P	83-09-001	248-18-650	AMD-P	83-14-022
232-28-609	NEW-P	83-14-083	248-16-060	AMD	83-13-068	248-18-655	AMD-P	83-14-022
232-28-610	NEW-P	83-14-083	248-16-070	AMD-P	83-09-001	248-18-660	AMD-P	83-14-022
232-28-611	NEW-P	83-14-083	248-16-070	AMD	83-13-068	248-18-670	AMD-P	83-10-057
232-28-612	NEW-P	83-14-083	248-16-090	AMD-P	83-09-001	248-18-670	AMD	83-13-067
232-28-613	NEW-P	83-14-083	248-16-090	AMD	83-13-068	248-18-675	AMD-P	83-14-022
232-28-704	REP	83-06-061	248-16-105	NEW-P	83-09-001	248-18-680	AMD-P	83-14-022
232-28-705	NEW	83-06-061	248-16-105	NEW	83-13-068	248-18-685	AMD-P	83-04-059
232-28-804	REP-P	83-06-059	248-16-110	AMD-P	83-09-001	248-18-685	AMD	83-07-048
232-28-804	REP	83-15-057	248-16-110	AMD	83-13-068	248-18-690	AMD-P	83-14-022
232-28-805	NEW-P	83-06-059	248-16-115	NEW-P	83-09-001	248-18-695	AMD-P	83-14-022
232-28-805	NEW	83-15-057	248-16-115	NEW	83-13-068	248-18-718	AMD	83-03-026
232-32-145	NEW-E	83-03-048	248-16-120	AMD-P	83-09-001	248-21-035	AMD-P	83-03-042
232-32-146	NEW-E	83-03-049	248-16-120	AMD	83-13-068	248-21-035	AMD	83-07-015
232-32-147	NEW-E	83-03-057	248-16-130	AMD-P	83-09-001	248-22-036	AMD-P	83-06-010
232-32-148	NEW-E	83-04-024	248-16-130	AMD	83-13-068	248-22-036	AMD	83-10-079

### Table of WAC Sections Affected

WAC #		WSR #	WAC #		WSR #	WAC #		WSR #
248-23-050	AMD-P	83-06-010	248-96-015	REP-P	83-07-061	251-04-020	AMD-P	83-04-065
248-23-050	AMD	83-10-079	248-96-015	REP	83-13-014	251-04-020	AMD-C	83-04-066
248-29-020	AMD-P	83-03-043	248-96-016	REP-P	83-07-061	251-04-020	AMD	83-07-056
248-29-020	AMD	83-07-016	248-96-016	REP	83-13-014	251-04-020	AMD	83-10-029
248-29-050	AMD-P	83-03-044	248-96-018	AMD-P	83-07-061	251-08-100	AMD-P	83-04-065
248-29-050	AMD	83-07-017	248-96-018	AMD	83-13-014	251-08-100	AMD	83-10-029
248-30-080	AMD-P	83-13-102	248-96-020	AMD-P	83-07-061	251-09-020	AMD-E	83-14-058
248-30-100	AMD-P	83-13-102	248-96-020	AMD	83-13-014	251-09-020	AMD-P	83-16-077
248-30-110	AMD-P	83-13-102	248-96-025	NEW-P	83-07-061	251-09-090	AMD-P	83-16-077
248-30-130	NEW-P	83-13-102	248-96-025	NEW	83-13-014	251-10-060	AMD-P	83-16-077
248-54	AMD-C	83-13-101	248-96-040	AMD-P	83-07-061	251-10-120	AMD-C	83-06-079
248-54-005	NEW-P	83-07-060	248-96-040	AMD	83-13-014	251-10-120	AMD	83-10-029
248-54-015	NEW-P	83-07-060	248-96-045	REP-P	83-07-061	251-10-140	AMD-P	83-16-077
248-54-025	NEW-P	83-07-060	248-96-045	REP	83-13-014	251-12-100	AMD-C	83-06-079
248-54-035	NEW-P	83-07-060	248-96-046	AMD-P	83-07-061	251-12-100	AMD	83-10-029
248-54-045	NEW-P	83-07-060	248-96-046	AMD	83-13-014	251-12-260	AMD-P	83-16-077
248-54-055	NEW-P	83-07-060	248-96-047	NEW-P	83-07-061	251-12-285	REP-C	83-06-079
248-54-065	NEW-P	83-07-060	248-96-047	NEW	83-13-014	251-12-285	REP	83-10-029
248-54-085	NEW-P	83-07-060	248-96-050	AMD-P	83-07-061	251-18-380	REP-P	83-04-065
248-54-095	NEW-P	83-07-060	248-96-050	AMD	83-13-014	251-18-380	REP-C	83-06-079
248-54-105	NEW-P	83-07-060	248-96-060	AMD-P	83-07-061	251-18-380	REP	83-10-029
248-54-115	NEW-P	83-07-060	248-96-060	AMD	83-13-014	251-18-381	NEW-P	83-04-065
248-54-125	NEW-P	83-07-060	248-96-070	REP-P	83-07-061	251-18-381	NEW-C	83-06-079
248-54-135	NEW-P	83-07-060	248-96-070	REP	83-13-014	251-18-381	NEW	83-10-029
248-54-145	NEW-P	83-07-060	248-96-075	AMD-P	83-07-061	251-18-381	AMD-P	83-16-077
248-54-155	NEW-P	83-07-060	248-96-075	AMD	83-13-014	251-18-420	AMD-P	83-16-077
248-54-165	NEW-P	83-07-060	248-96-080	AMD-P	83-07-061	251-22-040	AMD-P	83-04-065
248-54-175	NEW-P	83-07-060	248-96-080	AMD	83-13-014	251-22-040	AMD	83-10-029
248-54-185	NEW-P	83-07-060	248-96-090	AMD-P	83-07-061	251-22-040	AMD-P	83-16-077
248-54-195	NEW-P	83-07-060	248-96-090	AMD	83-13-014	251-22-045	AMD-P	83-16-077
248-54-205	NEW-P	83-07-060	248-96-094	NEW-P	83-07-061	251-22-056	AMD-P	83-16-077
248-54-215	NEW-P	83-07-060	248-96-094	NEW	83-13-014	251-22-059	AMD-P	83-16-077
248-54-225	NEW-P	83-07-060	248-96-095	AMD-P	83-07-061	251-22-060	AMD-P	83-04-065
248-54-235	NEW-P	83-07-060	248-96-095	AMD	83-13-014	251-22-060	AMD	83-10-029
248-54-245	NEW-P	83-07-060	248-96-096	AMD-P	83-07-061	251-22-060	AMD-P	83-16-077
248-54-255	NEW-P	83-07-060	248-96-096	AMD	83-13-014	251-22-070	AMD-P	83-16-077
248-54-265	NEW-P	83-07-060	248-96-100	AMD-P	83-07-061	251-22-080	AMD-E	83-16-019
248-54-275	NEW-P	83-07-060	248-96-100	AMD	83-13-014	251-22-080	AMD-P	83-16-077
248-54-285	NEW-P	83-07-060	248-96-110	AMD-P	83-07-061	251-22-090	AMD-P	83-16-077
248-54-550	REP-P	83-07-060	248-96-110	AMD	83-13-014	251-22-091	AMD-P	83-16-077
248-54-560	REP-P	83-07-060	248-96-130	AMD-P	83-07-061	251-22-165	AMD-P	83-16-077
248-54-570	REP-P	83-07-060	248-96-130	AMD	83-13-014	251-22-170	AMD-P	83-16-077
248-54-575	REP-P	83-07-060	248-96-140	AMD-P	83-07-061	251-22-200	AMD-P	83-04-065
248-54-580	REP-P	83-07-060	248-96-140	AMD	83-13-014	251-22-200	AMD	83-10-029
248-54-590	REP-P	83-07-060	248-96-150	NEW-P	83-07-061	251-22-200	AMD-P	83-16-077
248-54-600	REP-P	83-07-060	248-96-150	NEW	83-13-014	251-22-240	AMD-P	83-16-077
248-54-610	REP-P	83-07-060	248-96-160	AMD-P	83-07-061	251-22-245	AMD-P	83-16-077
248-54-620	REP-P	83-07-060	248-96-160	AMD	83-13-014	260-14-010	AMD-P	83-16-074
248-54-630	REP-P	83-07-060	248-96-175	AMD-P	83-07-061	260-32-360	AMD-P	83-05-027
248-54-640	REP-P	83-07-060	248-96-175	AMD	83-13-014	260-32-360	AMD	83-08-057
248-54-650	REP-P	83-07-060	248-96-180	AMD-P	83-07-061	260-40-200	AMD-P	83-13-115
248-54-660	REP-P	83-07-060	248-96-180	AMD	83-13-014	260-40-200	AMD	83-16-075
248-54-670	REP-P	83-07-060	248-160-010	NEW-P	83-07-073	260-48-110	AMD-P	83-13-115
248-54-680	REP-P	83-07-060	248-160-010	NEW	83-12-049	260-70-100	AMD-P	83-13-115
248-54-690	REP-P	83-07-060	248-160-020	NEW-P	83-07-061	260-70-100	AMD-P	83-16-073
248-54-700	REP-P	83-07-060	248-160-020	NEW	83-12-049	261-02-010	AMD	83-06-036
248-54-710	REP-P	83-07-060	248-160-030	NEW-P	83-07-073	261-02-020	AMD	83-06-036
248-54-720	REP-P	83-07-060	248-160-030	NEW	83-12-049	261-02-040	AMD	83-06-036
248-54-730	REP-P	83-07-060	248-160-040	NEW-P	83-07-073	261-06-020	AMD	83-06-036
248-54-740	REP-P	83-07-060	248-160-040	NEW	83-12-049	261-06-030	AMD	83-06-036
248-54-750	REP-P	83-07-060	248-990-990	AMD	83-04-011	261-06-050	AMD	83-06-036
248-54-760	REP-P	83-07-060	248-990-990	AMD-P	83-16-084	261-06-060	AMD	83-06-036
248-54-770	REP-P	83-07-060	250-18-020	AMD-P	83-10-065	261-06-070	AMD	83-06-036
248-54-780	REP-P	83-07-060	250-18-020	AMD	83-13-092	261-06-080	AMD	83-06-036
248-54-790	REP-P	83-07-060	250-18-025	AMD-P	83-10-065	261-06-090	AMD	83-06-036
248-54-800	REP-P	83-07-060	250-18-025	AMD	83-13-092	261-06-100	AMD	83-06-036
248-54-810	REP-P	83-07-060	250-18-030	AMD-E	83-09-010	261-08-010	REP	83-06-036
248-54-820	REP-P	83-07-060	250-18-030	AMD-P	83-09-043	261-10-020	AMD	83-06-036
248-54-830	REP-P	83-07-060	250-18-030	AMD	83-13-092	261-10-030	AMD	83-06-036
248-54-840	REP-P	83-07-060	250-44-050	AMD-P	83-10-064	261-10-040	AMD	83-06-036
248-54-850	REP-P	83-07-060	250-44-050	AMD	83-14-041	261-10-060	AMD	83-06-036
248-96-010	AMD-P	83-07-061	250-44-110	AMD-P	83-10-064	261-10-070	REP	83-06-036
248-96-010	AMD	83-13-014	250-44-110	AMD	83-14-041	261-12	AMD	83-06-036
248-96-011	AMD-P	83-07-061	250-44-130	AMD	83-14-041	261-12-030	REP	83-06-036
248-96-011	AMD	83-13-014	250-44-150	AMD-P	83-10-064	261-12-040	AMD	83-06-036
248-96-012	REP-P	83-07-061	250-55-030	AMD-P	83-16-080	261-12-050	AMD	83-06-036
248-96-012	REP	83-13-014	251-04-020	AMD-E	83-04-016	261-12-055	AMD	83-06-036

Table of WAC Sections Affected

WAC #		WSR #	WAC #		WSR #	WAC #		WSR #
261-20	AMD	83-04-032	275-19-550	NEW-E	83-15-002	275-36-300	NEW	83-06-013
261-20	AMD	83-06-036	275-19-550	NEW-P	83-15-006	275-36-305	NEW	83-06-013
261-20	AMD-P	83-15-009	275-20-030	AMD-E	83-15-010	275-36-310	NEW	83-06-013
261-20-010	AMD	83-06-036	275-20-030	AMD-P	83-15-011	275-38-630	REP-P	83-14-044
261-20-020	AMD	83-06-036	275-25-010	AMD	83-03-011	275-38-630	REP-E	83-14-057
261-20-030	AMD	83-06-036	275-25-020	AMD	83-03-011	275-38-635	REP-P	83-14-044
261-20-040	AMD	83-06-036	275-25-030	AMD	83-03-011	275-38-635	REP-E	83-14-057
261-20-045	NEW	83-06-036	275-25-340	AMD	83-03-011	275-38-640	REP-P	83-14-044
261-20-050	AMD	83-06-036	275-25-530	AMD	83-03-011	275-38-640	REP-E	83-14-057
261-20-060	AMD	83-06-036	275-25-700	REP	83-03-011	275-38-642	REP-P	83-14-044
261-20-065	REP	83-06-036	275-25-710	REP	83-03-011	275-38-642	REP-E	83-14-057
261-20-070	AMD	83-06-036	275-25-720	REP	83-03-011	275-38-830	REP-P	83-14-044
261-20-074	NEW	83-06-036	275-25-730	REP	83-03-011	275-38-830	REP-E	83-14-057
261-20-080	AMD	83-06-036	275-25-740	REP	83-03-011	275-38-831	NEW-P	83-14-044
261-20-090	NEW	83-06-036	275-25-750	REP	83-03-011	275-38-831	NEW-E	83-14-057
261-30-010	REP	83-06-036	275-25-760	REP	83-03-011	275-38-845	AMD-P	83-14-044
261-30-020	REP	83-06-036	275-25-770	REP	83-03-011	275-38-845	AMD-E	83-14-057
261-30-030	REP	83-06-036	275-25-810	AMD	83-03-011	275-38-846	NEW-P	83-14-044
261-30-040	REP	83-06-036	275-25-820	REP	83-03-011	275-38-846	NEW-E	83-14-057
261-30-042	REP	83-06-036	275-25-830	REP	83-03-011	275-38-855	REP-P	83-14-044
261-30-050	REP	83-06-036	275-25-840	AMD	83-03-011	275-38-855	REP-E	83-14-057
261-30-060	REP	83-06-036	275-26-005	NEW	83-05-017	275-38-860	AMD-P	83-14-044
261-30-070	REP	83-06-036	275-26-010	NEW	83-05-017	275-38-860	AMD-E	83-14-057
261-30-072	REP	83-06-036	275-26-012	NEW	83-05-017	275-38-865	AMD-P	83-14-044
261-30-074	REP	83-06-036	275-26-015	NEW	83-05-017	275-38-865	AMD-E	83-14-057
261-30-080	REP	83-06-036	275-26-020	NEW	83-05-017	275-38-870	AMD-P	83-14-044
261-30-090	REP	83-06-036	275-26-022	NEW	83-05-017	275-38-870	AMD-E	83-14-057
261-30-100	REP	83-06-036	275-26-025	NEW	83-05-017	275-38-875	AMD-P	83-14-044
261-30-110	REP	83-06-036	275-26-030	NEW	83-05-017	275-38-875	AMD-E	83-14-057
261-40-015	AMD	83-06-036	275-26-032	NEW	83-05-017	275-38-880	AMD-P	83-14-044
261-40-020	AMD	83-06-036	275-26-050	NEW	83-05-017	275-38-880	AMD-E	83-14-057
261-40-025	REP	83-06-036	275-26-055	NEW	83-05-017	275-38-886	NEW-P	83-14-044
261-40-030	AMD	83-06-036	275-26-060	NEW	83-05-017	275-38-886	NEW-E	83-14-057
261-40-100	AMD	83-06-036	275-26-065	NEW	83-05-017	275-55-293	AMD	83-03-010
261-40-115	AMD	83-06-036	275-26-070	NEW	83-05-017	275-56-005	NEW-P	83-03-065
261-40-120	AMD	83-06-036	275-26-075	NEW	83-05-017	275-56-005	NEW-E	83-03-066
261-40-125	AMD	83-06-036	275-26-080	NEW	83-05-017	275-56-005	NEW	83-09-002
261-40-130	AMD	83-06-036	275-26-085	NEW	83-05-017	275-56-010	NEW-P	83-03-065
261-40-135	AMD	83-06-036	275-26-090	NEW	83-05-017	275-56-010	NEW-E	83-03-066
261-40-140	AMD	83-06-036	275-26-095	NEW	83-05-017	275-56-010	NEW	83-09-002
261-40-145	AMD	83-06-036	275-26-097	NEW	83-05-017	275-56-015	NEW-P	83-03-065
261-40-150	AMD	83-06-036	275-26-500	NEW	83-05-017	275-56-015	NEW-E	83-03-066
261-40-160	AMD	83-06-036	275-26-520	NEW	83-05-017	275-56-015	NEW	83-09-002
261-40-165	REP	83-06-036	275-26-530	NEW	83-05-017	275-56-020	NEW-P	83-03-065
261-40-200	AMD	83-06-036	275-26-540	NEW	83-05-017	275-56-020	NEW-E	83-03-066
261-40-201	NEW	83-06-036	275-26-550	NEW	83-05-017	275-56-020	NEW	83-09-002
261-40-202	NEW	83-06-036	275-26-560	NEW	83-05-017	275-56-025	NEW-P	83-03-065
261-40-203	NEW	83-06-036	275-26-570	NEW	83-05-017	275-56-025	NEW-E	83-03-066
261-40-210	AMD	83-06-036	275-36-010	AMD	83-06-013	275-56-025	NEW	83-09-002
261-40-220	AMD	83-06-036	275-36-020	AMD	83-06-013	275-56-030	NEW-P	83-03-065
261-40-225	AMD	83-06-036	275-36-030	AMD	83-06-013	275-56-030	NEW-E	83-03-066
261-40-230	AMD	83-06-036	275-36-040	AMD	83-06-013	275-56-030	NEW	83-09-002
261-40-300	AMD	83-06-036	275-36-061	AMD	83-06-013	275-56-035	NEW-P	83-03-065
261-40-310	AMD	83-06-036	275-36-065	NEW	83-06-013	275-56-035	NEW-E	83-03-066
261-40-400	AMD	83-06-036	275-36-071	AMD	83-06-013	275-56-035	NEW	83-09-002
261-40-405	AMD	83-06-036	275-36-081	AMD	83-06-013	275-56-040	NEW-P	83-03-065
261-40-415	REP	83-06-036	275-36-091	AMD	83-06-013	275-56-040	NEW-E	83-03-066
261-40-420	REP	83-06-036	275-36-101	AMD	83-06-013	275-56-040	NEW	83-09-002
261-40-425	REP	83-06-036	275-36-110	AMD	83-06-013	275-56-050	NEW-P	83-03-065
261-40-430	AMD	83-06-036	275-36-120	AMD	83-06-013	275-56-050	NEW-E	83-03-066
261-40-440	REP	83-06-036	275-36-130	AMD	83-06-013	275-56-050	NEW	83-09-002
261-40-445	REP	83-06-036	275-36-140	AMD	83-06-013	275-56-055	NEW-P	83-03-065
261-40-450	AMD	83-06-036	275-36-150	AMD	83-06-013	275-56-055	NEW-E	83-03-066
261-40-455	REP	83-06-036	275-36-153	NEW	83-06-013	275-56-055	NEW	83-09-002
261-40-460	AMD	83-06-036	275-36-160	AMD	83-06-013	275-56-060	NEW-P	83-03-065
261-40-465	REP	83-06-036	275-36-170	AMD	83-06-013	275-56-060	NEW-E	83-03-066
261-40-475	AMD	83-06-036	275-36-180	AMD	83-06-013	275-56-060	NEW	83-09-002
261-40-485	AMD	83-06-036	275-36-190	AMD	83-06-013	275-56-065	NEW-P	83-03-065
262-01-010	NEW-E	83-14-069	275-36-210	REP	83-06-013	275-56-065	NEW-E	83-03-066
262-01-020	NEW-E	83-14-069	275-36-211	NEW	83-06-013	275-56-065	NEW	83-09-002
262-01-030	NEW-E	83-14-069	275-36-260	NEW	83-06-013	275-56-070	NEW-P	83-03-065
262-01-040	NEW-E	83-14-069	275-36-270	NEW	83-06-013	275-56-070	NEW-E	83-03-066
262-01-050	NEW-E	83-14-069	275-36-275	NEW	83-06-013	275-56-070	NEW	83-09-002
262-01-060	NEW-E	83-14-069	275-36-280	NEW	83-06-013	275-56-075	NEW-P	83-03-065
263-12-160	NEW-E	83-16-014	275-36-285	NEW	83-06-013	275-56-075	NEW-E	83-03-066
275-16-030	AMD-E	83-15-001	275-36-290	NEW	83-06-013	275-56-075	NEW	83-09-002
275-16-030	AMD-P	83-15-007	275-36-295	NEW	83-06-013	275-56-080	NEW-P	83-03-065



Table of WAC Sections Affected

WAC #	WSR #	WAC #	WSR #	WAC #	WSR #			
275-87-005	REP-E	83-15-004	275-96-060	REP-E	83-08-063	296-18-210	AMD-P	83-15-065
275-87-010	REP-P	83-02-049	275-96-060	REP-E	83-15-004	296-18-310	AMD-E	83-13-033
275-87-010	REP-E	83-02-051	275-96-065	REP-P	83-02-048	296-18-310	AMD-P	83-13-110
275-87-010	REP-W	83-08-007	275-96-065	REP-E	83-02-050	296-18-310	AMD-C	83-16-061
275-87-010	REP-E	83-08-063	275-96-065	REP-W	83-08-007	296-20-010	AMD-P	83-13-121
275-87-010	REP-E	83-15-004	275-96-065	REP-E	83-08-063	296-20-010	AMD	83-16-066
275-87-015	REP-P	83-02-049	275-96-065	REP-E	83-15-004	296-20-01002	AMD-P	83-13-121
275-87-015	REP-E	83-02-051	275-96-070	REP-P	83-02-048	296-20-01002	AMD	83-16-066
275-87-015	REP-W	83-08-007	275-96-070	REP-E	83-02-050	296-20-03001	AMD-P	83-13-121
275-87-015	REP-E	83-08-063	275-96-070	REP-W	83-08-007	296-20-03001	AMD	83-16-066
275-87-015	REP-E	83-15-004	275-96-070	REP-E	83-08-063	296-20-03002	AMD-E	83-06-012
275-87-020	REP-P	83-02-049	275-96-070	REP-E	83-15-004	296-20-03002	AMD-E	83-12-013
275-87-020	REP-E	83-02-051	284-40-010	REP-P	83-11-005	296-20-03002	AMD-P	83-13-121
275-87-020	REP-W	83-08-007	284-40-010	REP	83-14-001	296-20-03002	AMD	83-16-066
275-87-020	REP-E	83-08-063	284-40-020	REP-P	83-11-005	296-20-03003	AMD-P	83-13-121
275-87-020	REP-E	83-15-004	284-40-020	REP	83-14-001	296-20-03003	AMD	83-16-066
275-87-025	REP-P	83-02-049	284-40-030	REP-P	83-11-005	296-20-03004	NEW-E	83-06-012
275-87-025	REP-E	83-02-051	284-40-030	REP	83-14-001	296-20-03004	NEW-E	83-12-013
275-87-025	REP-W	83-08-007	284-40-040	REP-P	83-11-005	296-20-03004	NEW-P	83-13-121
275-87-025	REP-E	83-08-063	284-40-040	REP	83-14-001	296-20-03004	NEW	83-16-066
275-87-025	REP-E	83-15-004	284-40-050	REP-P	83-11-005	296-20-1102	AMD-P	83-13-121
275-96	REP-C	83-06-011	284-40-050	REP	83-14-001	296-20-1102	AMD	83-16-066
275-96	REP-W	83-08-007	284-40-060	REP-P	83-11-005	296-20-1103	AMD-P	83-13-121
275-96	REP-E	83-08-063	284-40-060	REP	83-14-001	296-20-1103	AMD	83-16-066
275-96-005	REP-P	83-02-048	284-40-070	REP-P	83-11-005	296-20-125	AMD-P	83-13-121
275-96-005	REP-E	83-02-050	284-40-070	REP	83-14-001	296-20-125	AMD	83-16-066
275-96-005	REP-W	83-08-007	284-40-080	REP-P	83-11-005	296-20-280	AMD-P	83-13-121
275-96-005	REP-E	83-08-063	284-40-080	REP	83-14-001	296-20-280	AMD	83-16-066
275-96-005	REP-E	83-15-004	284-60-010	NEW-P	83-10-060	296-20-400	AMD-P	83-13-121
275-96-010	REP-P	83-02-048	284-60-010	NEW	83-14-002	296-20-400	AMD	83-16-066
275-96-010	REP-E	83-02-050	284-60-020	NEW-P	83-10-060	296-21-011	AMD-P	83-13-121
275-96-010	REP-W	83-08-007	284-60-020	NEW	83-14-002	296-21-011	AMD	83-16-066
275-96-010	REP-E	83-08-063	284-60-030	NEW-P	83-10-060	296-21-013	AMD-P	83-13-121
275-96-010	REP-E	83-15-004	284-60-030	NEW	83-14-002	296-21-013	AMD	83-16-066
275-96-015	REP-P	83-02-048	284-60-040	NEW-P	83-10-060	296-21-046	NEW-P	83-13-121
275-96-015	REP-E	83-02-050	284-60-040	NEW	83-14-002	296-21-046	NEW	83-16-066
275-96-015	REP-W	83-08-007	284-60-050	NEW-P	83-10-060	296-21-047	AMD-P	83-13-121
275-96-015	REP-E	83-08-063	284-60-050	NEW	83-14-002	296-21-047	AMD	83-16-066
275-96-015	REP-E	83-15-004	284-60-060	NEW-P	83-10-060	296-21-057	AMD-P	83-13-121
275-96-021	REP-P	83-02-048	284-60-060	NEW	83-14-002	296-21-057	AMD	83-16-066
275-96-021	REP-E	83-02-050	284-60-070	NEW-P	83-10-060	296-21-062	AMD-P	83-13-121
275-96-021	REP-W	83-08-007	284-60-070	NEW	83-14-002	296-21-062	AMD	83-16-066
275-96-021	REP-E	83-08-063	284-60-080	NEW-P	83-10-060	296-21-066	AMD-P	83-13-121
275-96-021	REP-E	83-15-004	284-60-080	NEW	83-14-002	296-21-066	AMD	83-16-066
275-96-022	REP-P	83-02-048	284-60-090	NEW-P	83-10-060	296-21-070	AMD-P	83-13-121
275-96-022	REP-E	83-02-050	284-60-090	NEW	83-14-002	296-21-070	AMD	83-16-066
275-96-022	REP-W	83-08-007	284-60-100	NEW-P	83-10-060	296-21-080	AMD-P	83-13-121
275-96-022	REP-E	83-08-063	284-60-100	NEW	83-14-002	296-21-080	AMD	83-16-066
275-96-022	REP-E	83-15-004	289-13-235	NEW-C	83-04-003	296-21-086	NEW-P	83-13-121
275-96-025	REP-P	83-02-048	289-13-235	NEW	83-07-059	296-21-086	NEW	83-16-066
275-96-025	REP-E	83-02-050	289-15-225	AMD	83-04-004	296-21-095	AMD-P	83-13-121
275-96-025	REP-W	83-08-007	289-15-225	AMD-P	83-11-046	296-21-095	AMD	83-16-066
275-96-025	REP-E	83-08-063	289-15-225	AMD-P	83-16-081	296-21-125	AMD-P	83-13-121
275-96-025	REP-E	83-15-004	296-15-044	REP-P	83-04-057	296-21-125	AMD	83-16-066
275-96-030	REP-P	83-02-048	296-15-044	REP	83-07-075	296-22-010	AMD-P	83-13-121
275-96-030	REP-E	83-02-050	296-15-045	NEW-P	83-04-057	296-22-010	AMD	83-16-066
275-96-030	REP-W	83-08-007	296-15-045	NEW	83-07-075	296-22-017	AMD-P	83-13-121
275-96-030	REP-E	83-08-063	296-15-200	AMD-E	83-04-002	296-22-017	AMD	83-16-066
275-96-030	REP-E	83-15-004	296-15-200	AMD-P	83-04-058	296-22-021	AMD-P	83-13-121
275-96-045	REP-P	83-02-048	296-15-200	AMD	83-07-009	296-22-021	AMD	83-16-066
275-96-045	REP-E	83-02-050	296-15-250	AMD-P	83-15-050	296-22-025	AMD-P	83-13-121
275-96-045	REP-W	83-08-007	296-17-345	NEW-E	83-04-038	296-22-025	AMD	83-16-066
275-96-045	REP-E	83-08-063	296-17-345	NEW-E	83-10-038	296-22-030	AMD-P	83-13-121
275-96-045	REP-E	83-15-004	296-17-345	REP-E	83-13-018	296-22-030	AMD	83-16-066
275-96-050	REP-P	83-02-048	296-17-346	NEW-E	296-22-037	296-22-037	AMD-P	83-13-121
275-96-050	REP-E	83-02-050	296-17-411	NEW	83-05-019	296-22-037	AMD	83-16-066
275-96-050	REP-W	83-08-007	296-17-470	NEW	83-05-019	296-22-038	AMD-P	83-13-121
275-96-050	REP-E	83-08-063	296-17-480	NEW	83-05-019	296-22-038	AMD	83-16-066
275-96-050	REP-E	83-15-004	296-17-612	AMD	83-05-019	296-22-040	AMD-P	83-13-121
275-96-055	REP-P	83-02-048	296-17-911	AMD	83-05-018	296-22-040	AMD	83-16-066
275-96-055	REP-E	83-02-050	296-17-914	AMD	83-05-018	296-22-042	AMD-P	83-13-121
275-96-055	REP-W	83-08-007	296-17-915	AMD	83-05-018	296-22-042	AMD	83-16-066
275-96-055	REP-E	83-08-063	296-17-916	AMD	83-05-018	296-22-053	AMD-P	83-13-121
275-96-055	REP-E	83-15-004	296-17-917	AMD	83-05-018	296-22-053	AMD	83-16-066
275-96-060	REP-P	83-02-048	296-17-919	AMD	83-05-018	296-22-061	AMD-P	83-13-121
275-96-060	REP-E	83-02-050	296-17-91901	AMD	83-05-018	296-22-061	AMD	83-16-066
275-96-060	REP-W	83-08-007	296-17-91902	AMD	83-05-018	296-22-063	AMD-P	83-13-121



Table of WAC Sections Affected

WAC #	WSR #	WAC #	WSR #	WAC #	WSR #			
296-155-220	AMD-P	83-05-024	308-16-211	REP	83-15-013	308-42-075	NEW-P	83-13-116
296-155-220	AMD-C	83-13-007	308-16-212	REP-E	83-11-025	308-42-100	REP-P	83-13-116
296-155-220	AMD	83-15-017	308-16-212	REP-P	83-11-045	308-48-010	AMD	83-04-020
296-200-025	AMD-P	83-12-020	308-16-212	REP-C	83-14-031	308-48-020	REP	83-04-021
296-200-025	AMD	83-16-059	308-16-212	REP	83-15-013	308-48-030	AMD	83-04-020
296-200-050	AMD-P	83-12-020	308-16-213	AMD-E	83-11-011	308-48-090	REP	83-04-021
296-200-050	AMD	83-16-059	308-16-213	AMD-P	83-11-045	308-48-110	AMD	83-04-020
296-200-900	AMD-P	83-12-020	308-16-213	AMD-C	83-14-031	308-48-115	REP	83-04-021
296-200-900	AMD	83-16-059	308-16-213	AMD	83-15-013	308-48-165	NEW	83-04-020
296-306-200	AMD-P	83-05-024	308-16-214	NEW-E	83-11-011	308-48-170	REP	83-04-021
296-306-200	AMD-C	83-13-007	308-16-214	NEW-P	83-11-045	308-48-175	REP	83-04-021
296-306-200	AMD	83-15-017	308-16-214	NEW-C	83-14-031	308-48-190	AMD	83-04-020
296-350-400	AMD-P	83-05-024	308-16-214	NEW	83-15-013	308-48-19001	REP	83-04-021
296-350-400	AMD-C	83-13-007	308-16-217	REP-E	83-11-025	308-48-200	AMD	83-04-020
296-400-010	REP-P	83-14-018	308-16-217	REP-P	83-11-045	308-48-250	NEW-P	83-13-116
296-400-010	REP-E	83-14-019	308-16-217	REP-C	83-14-031	308-48-310	REP-P	83-13-116
296-400-030	AMD-P	83-14-018	308-16-217	REP	83-15-013	308-49-100	NEW	83-04-021
296-400-030	AMD-E	83-14-019	308-16-220	REP-E	83-11-025	308-49-120	NEW	83-04-021
296-400-045	NEW-P	83-14-018	308-16-220	REP-P	83-11-045	308-49-130	NEW	83-04-021
296-400-045	NEW-E	83-14-019	308-16-220	REP-C	83-14-031	308-49-140	NEW	83-04-021
296-401-070	AMD-C	83-03-039	308-16-220	REP	83-15-013	308-49-150	NEW	83-04-021
296-401-080	AMD-C	83-03-039	308-16-240	AMD-E	83-11-011	308-49-160	NEW	83-04-021
296-401-130	AMD-P	83-07-074	308-16-240	AMD-P	83-11-045	308-49-170	NEW	83-04-021
296-401-130	AMD-C	83-12-011	308-16-240	AMD-C	83-14-031	308-49-180	NEW	83-04-021
296-401-130	AMD	83-12-021	308-16-240	AMD	83-15-013	308-50-340	REP-P	83-13-116
304-12-270	REP-P	83-10-066	308-16-280	REP-P	83-11-045	308-50-375	NEW-P	83-13-116
304-12-270	REP	83-13-075	308-16-280	REP-C	83-14-031	308-51-030	REP-P	83-13-116
304-12-275	AMD-P	83-10-066	308-16-280	REP	83-15-013	308-51-200	NEW-P	83-13-116
304-12-275	AMD	83-13-075	308-16-310	AMD-E	83-11-011	308-52-135	AMD-P	83-03-045
304-12-290	AMD-P	83-10-066	308-16-310	AMD-P	83-11-045	308-52-135	AMD	83-07-014
304-12-290	AMD	83-13-075	308-16-310	AMD-C	83-14-031	308-52-138	AMD	83-03-031
304-12-360	AMD-P	83-10-066	308-16-310	AMD	83-15-013	308-52-140	AMD-P	83-03-045
304-12-360	AMD	83-13-075	308-16-370	REP-E	83-11-025	308-52-140	AMD	83-07-014
304-12-370	AMD-P	83-10-066	308-16-370	REP-P	83-11-045	308-52-150	NEW	83-03-031
304-12-370	AMD	83-13-075	308-16-370	REP-C	83-14-031	308-52-310	REP-P	83-13-116
304-20-060	AMD-P	83-03-074	308-16-370	REP	83-15-013	308-52-315	NEW-P	83-13-116
304-20-060	AMD	83-07-076	308-16-420	REP-P	83-13-116	308-52-500	AMD-P	83-03-045
304-25-560	AMD-P	83-03-073	308-16-500	NEW-P	83-13-116	308-52-500	AMD	83-07-014
304-25-560	AMD	83-07-077	308-24-485	NEW-P	83-13-116	308-52-502	NEW-P	83-03-045
306-16-21001	REP-E	83-11-011	308-24-490	REP-P	83-13-116	308-52-502	NEW	83-07-014
306-16-211	REP-E	83-11-011	308-25-020	AMD-P	83-04-070	308-52-504	AMD-P	83-03-045
306-16-212	REP-E	83-11-011	308-25-020	AMD	83-07-051	308-52-504	AMD	83-07-014
306-16-213	REP-E	83-11-011	308-25-060	REP-P	83-13-116	308-52-520	REP-P	83-03-045
306-16-217	REP-E	83-11-011	308-25-065	NEW-P	83-13-116	308-52-520	REP	83-07-014
306-16-220	REP-E	83-11-011	308-26-020	REP-P	83-13-116	308-52-550	REP-P	83-03-045
306-16-370	REP-E	83-11-011	308-26-040	NEW-P	83-13-116	308-52-550	REP	83-07-014
308-08-030	REP-P	83-06-028	308-29-040	REP-P	83-13-116	308-52-560	REP-P	83-03-045
308-08-030	REP	83-09-050	308-29-045	NEW-P	83-13-116	308-52-560	REP	83-07-014
308-11-001	REP-P	83-13-116	308-31-010	AMD	83-03-032	308-53-020	NEW-P	83-13-116
308-11-030	NEW-P	83-13-116	308-31-030	NEW	83-03-032	308-53-080	AMD-P	83-06-073
308-12-010	AMD	83-04-071	308-31-040	NEW	83-03-032	308-53-080	AMD	83-10-052
308-12-030	REP	83-04-071	308-31-050	NEW	83-03-032	308-53-085	AMD-P	83-06-073
308-12-031	NEW	83-04-071	308-31-055	NEW-P	83-13-116	308-53-085	AMD	83-10-052
308-12-040	AMD	83-04-071	308-31-060	NEW	83-03-032	308-53-310	REP-P	83-13-116
308-12-050	AMD	83-04-071	308-31-310	REP-P	83-13-116	308-54-310	REP-P	83-13-116
308-12-080	AMD	83-04-071	308-32-090	NEW-P	83-13-116	308-54-315	NEW-P	83-13-116
308-12-081	NEW	83-04-071	308-32-310	REP-P	83-13-116	308-55-010	REP-P	83-13-116
308-12-082	NEW	83-04-071	308-33-100	REP-P	83-13-116	308-55-025	NEW-P	83-13-116
308-12-110	AMD	83-04-071	308-33-105	NEW-P	83-13-116	308-90-010	NEW-E	83-10-051
308-12-120	AMD	83-04-071	308-36-080	REP-P	83-13-116	308-90-010	NEW-P	83-11-044
308-12-130	AMD	83-04-071	308-37-115	NEW-P	83-08-020	308-90-010	NEW	83-14-061
308-12-311	REP	83-05-006	308-37-130	AMD	83-04-050	308-90-020	NEW-E	83-10-051
308-12-312	NEW	83-05-006	308-37-135	NEW	83-04-050	308-90-020	NEW-P	83-11-044
308-12-320	AMD	83-04-071	308-40-102	AMD-P	83-04-049	308-90-020	NEW	83-14-061
308-13-120	REP-P	83-13-116	308-40-102	AMD	83-08-021	308-90-030	NEW-E	83-10-051
308-13-150	NEW-P	83-13-116	308-40-110	AMD-P	83-04-049	308-90-030	NEW-P	83-11-044
308-16-205	NEW-E	83-11-011	308-40-110	AMD	83-08-021	308-90-030	NEW	83-14-061
308-16-205	NEW-P	83-11-045	308-40-120	REP-P	83-13-116	308-90-040	NEW-E	83-10-051
308-16-205	NEW-C	83-14-031	308-40-125	NEW-P	83-13-116	308-90-040	NEW-P	83-11-044
308-16-205	NEW	83-15-013	308-41-020	REP-P	83-13-116	308-90-040	NEW	83-14-061
308-16-21001	REP-E	83-11-025	308-41-025	NEW-P	83-13-116	308-90-050	NEW-E	83-10-051
308-16-21001	REP-P	83-11-045	308-42-025	REP	83-05-032	308-90-050	NEW-P	83-11-044
308-16-21001	REP-C	83-14-031	308-42-030	AMD	83-05-032	308-90-050	NEW	83-14-061
308-16-21001	REP	83-15-013	308-42-040	AMD	83-05-032	308-90-060	NEW-E	83-10-051
308-16-211	REP-E	83-11-025	308-42-045	AMD	83-05-032	308-90-060	NEW-P	83-11-044
308-16-211	REP-P	83-11-045	308-42-060	AMD	83-05-032	308-90-060	NEW	83-14-061
308-16-211	REP-C	83-14-031	308-42-070	NEW	83-05-032	308-90-070	NEW-E	83-10-051

Table of WAC Sections Affected

WAC #	WSR #	WAC #	WSR #	WAC #	WSR #			
308-90-070	NEW-P	83-11-044	308-99-020	NEW-P	83-15-064	314-16-196	NEW-P	83-07-066
308-90-070	NEW	83-14-061	308-99-030	NEW-P	83-15-064	314-16-196	NEW-P	83-10-031
308-90-080	NEW-E	83-10-051	308-99-040	NEW-P	83-15-064	314-16-196	NEW-W	83-10-046
308-90-080	NEW-P	83-11-044	308-115-400	REP-P	83-13-116	314-16-196	NEW	83-13-056
308-90-080	NEW	83-14-061	308-115-405	NEW-P	83-13-116	314-20	REVIEW	83-11-026
308-90-090	NEW-E	83-10-051	308-116-295	AMD-P	83-02-062	314-24	REVIEW	83-11-026
308-90-090	NEW-P	83-11-044	308-116-295	AMD	83-05-033	314-26	REVIEW	83-11-026
308-90-090	NEW	83-14-061	308-116-310	REP-P	83-13-116	314-27	REVIEW	83-11-026
308-90-100	NEW-E	83-10-051	308-116-325	NEW-P	83-13-116	314-28	REVIEW	83-11-026
308-90-100	NEW-P	83-11-044	308-120-180	AMD-P	83-12-031	314-32	REVIEW	83-11-026
308-90-100	NEW	83-14-061	308-120-260	REP-P	83-13-116	314-36	REVIEW	83-11-026
308-90-110	NEW-E	83-10-051	308-120-270	NEW-P	83-08-073	314-37-010	NEW	83-04-017
308-90-110	NEW-P	83-11-044	308-120-270	NEW	83-12-026	314-37-010	AMD-P	83-15-062
308-90-110	NEW	83-14-061	308-120-275	NEW-P	83-13-116	314-40	REVIEW	83-11-026
308-93-010	NEW-E	83-10-021	308-120-345	NEW	83-04-051	314-44	REVIEW	83-11-026
308-93-010	NEW-P	83-11-043	308-120-400	AMD-P	83-12-031	314-45	REVIEW	83-11-026
308-93-010	NEW-W	83-13-105	308-120-400	AMD	83-16-065	314-48	REVIEW	83-11-026
308-93-020	NEW-E	83-10-021	308-120-600	NEW-P	83-12-031	314-52	REVIEW	83-11-026
308-93-020	NEW-P	83-11-043	308-120-601	NEW-P	83-12-031	314-52-110	AMD-P	83-03-013
308-93-020	NEW-W	83-13-105	308-120-602	NEW-P	83-12-031	314-52-110	AMD-C	83-06-025
308-93-030	NEW-E	83-10-021	308-120-603	NEW-P	83-12-031	314-56	REVIEW	83-11-026
308-93-030	NEW-P	83-11-043	308-120-604	NEW-P	83-12-031	314-60	REVIEW	83-11-026
308-93-030	NEW-W	83-13-105	308-120-605	NEW-P	83-12-031	314-62	REVIEW	83-11-026
308-93-040	NEW-E	83-10-021	308-120-606	NEW-P	83-12-031	314-64	REVIEW	83-11-026
308-93-040	NEW-P	83-11-043	308-120-607	NEW-P	83-12-031	314-68	REVIEW	83-11-026
308-93-040	NEW-W	83-13-105	308-120-608	NEW-P	83-12-031	314-72	REVIEW	83-11-026
308-93-050	NEW-E	83-10-021	308-120-609	NEW-P	83-12-031	314-76	REVIEW	83-11-026
308-93-050	NEW-P	83-11-043	308-122-275	NEW-P	83-13-116	315-02-020	AMD-P	83-12-057
308-93-050	NEW-W	83-13-105	308-122-460	REP-P	83-13-116	315-02-020	AMD-P	83-16-079
308-93-060	NEW-E	83-10-021	308-122-500	AMD-P	83-11-042	315-02-210	REP-P	83-08-047
308-93-060	NEW-P	83-11-043	308-122-505	AMD-P	83-11-042	315-02-210	REP-C	83-10-069
308-93-060	NEW-W	83-13-105	308-138-060	REP-P	83-13-116	315-02-210	REP	83-13-082
308-93-070	NEW-E	83-10-021	308-138-080	NEW-P	83-13-116	315-04-040	AMD	83-05-029
308-93-070	NEW-P	83-11-043	308-138A-020	AMD-P	83-12-048	315-04-050	REP-P	83-08-047
308-93-070	NEW-W	83-13-105	308-138A-020	AMD	83-16-024	315-04-050	REP-C	83-10-069
308-93-080	NEW-E	83-10-021	308-138A-025	AMD-P	83-12-048	315-04-050	REP	83-13-082
308-93-080	NEW-P	83-11-043	308-138A-025	AMD	83-16-024	315-04-070	AMD-P	83-16-079
308-93-080	NEW-W	83-13-105	308-138B-100	AMD-P	83-12-048	315-04-090	AMD-E	83-03-041
308-93-090	NEW-E	83-10-021	308-138B-100	AMD	83-16-024	315-04-090	AMD	83-05-029
308-93-090	NEW-P	83-11-043	308-138B-105	NEW-P	83-12-048	315-04-180	AMD-P	83-16-079
308-93-090	NEW-W	83-13-105	308-138B-105	NEW	83-16-024	315-04-190	AMD-E	83-03-041
308-93-100	NEW-E	83-10-021	308-138B-165	NEW-P	83-12-048	315-04-190	AMD	83-05-029
308-93-100	NEW-P	83-11-043	308-138B-170	AMD-P	83-12-048	315-04-200	AMD-P	83-03-046
308-93-100	NEW-W	83-13-105	308-138B-170	AMD	83-16-024	315-04-200	AMD	83-07-022
308-93-110	NEW-E	83-10-021	308-151-080	AMD-P	83-04-029	315-04-220	NEW-E	83-03-041
308-93-110	NEW-P	83-11-043	308-151-080	AMD	83-07-050	315-04-220	NEW	83-05-029
308-93-110	NEW-W	83-13-105	308-151-100	AMD-P	83-04-029	315-06-020	AMD	83-03-034
308-93-120	NEW-E	83-10-021	308-151-100	AMD	83-07-050	315-06-050	AMD-E	83-03-041
308-93-120	NEW-P	83-11-043	308-152-010	REP-P	83-13-116	315-06-050	AMD	83-05-029
308-93-120	NEW-W	83-13-105	308-152-015	NEW-P	83-13-116	315-06-060	NEW	83-03-034
308-93-130	NEW-E	83-10-021	308-156-010	AMD-P	83-16-063	315-06-060	NEW-E	83-04-019
308-93-130	NEW-P	83-11-043	308-156-020	AMD-P	83-16-063	315-06-080	AMD	83-03-033
308-93-130	NEW-W	83-13-105	308-156-030	AMD-P	83-16-063	315-06-080	NEW-E	83-04-019
308-93-140	NEW-E	83-10-021	308-156-040	REP-P	83-16-063	315-06-120	NEW-E	83-03-041
308-93-140	NEW-P	83-11-043	308-156-045	NEW-P	83-16-063	315-06-120	NEW	83-05-029
308-93-140	NEW-W	83-13-105	308-156-050	NEW-P	83-16-063	315-06-160	AMD	83-05-029
308-93-150	NEW-E	83-10-021	308-156-055	NEW-P	83-16-063	315-06-180	AMD-P	83-16-079
308-93-150	NEW-P	83-11-043	308-156-060	AMD-P	83-16-063	315-10-020	AMD-E	83-03-041
308-93-150	NEW-W	83-13-105	308-156-070	AMD-P	83-16-063	315-10-020	AMD	83-05-029
308-93-160	NEW-E	83-10-021	308-156-080	AMD-P	83-16-063	315-10-030	AMD	83-03-034
308-93-160	NEW-P	83-11-043	308-156-090	AMD-P	83-16-063	315-10-030	AMD-E	83-08-083
308-93-160	NEW-W	83-13-105	308-156-100	AMD-P	83-16-063	315-10-030	AMD-P	83-12-057
308-93-170	NEW-E	83-10-021	314-04	REVIEW	83-11-026	315-10-030	AMD-E	83-13-086
308-93-170	NEW-P	83-11-043	314-08	REVIEW	83-11-026	315-10-030	AMD	83-16-029
308-93-170	NEW-W	83-13-105	314-12	REVIEW	83-11-026	315-11-010	NEW	83-03-034
308-95-010	NEW-P	83-04-068	314-12-020	AMD-P	83-16-071	315-11-010	NEW-E	83-04-019
308-95-010	NEW-E	83-06-029	314-12-125	NEW-P	83-03-012	315-11-020	NEW	83-03-034
308-95-010	NEW	83-12-025	314-12-125	NEW-P	83-06-027	315-11-020	NEW-E	83-04-019
308-95-020	NEW-P	83-04-068	314-12-125	NEW-P	83-10-032	315-11-030	NEW	83-03-034
308-95-020	NEW-E	83-06-029	314-12-125	NEW-W	83-10-045	315-11-030	NEW-E	83-04-019
308-95-020	NEW	83-12-025	314-16	REVIEW	83-11-026	315-11-040	NEW-E	83-03-040
308-95-030	NEW-P	83-04-068	314-16-120	AMD-P	83-03-013	315-11-040	NEW	83-05-030
308-95-030	NEW-E	83-06-029	314-16-120	AMD	83-06-026	315-11-041	NEW-E	83-03-040
308-95-030	NEW	83-12-025	314-16-122	AMD-P	83-10-059	315-11-041	NEW-P	83-04-069
308-96A-400	NEW-P	83-05-055	314-16-122	AMD	83-13-055	315-11-041	NEW	83-07-023
308-96A-400	NEW	83-08-052	314-16-145	NEW-P	83-09-016	315-11-041	NEW-E	83-08-084
308-99-010	NEW-P	83-15-064	314-16-145	NEW	83-12-022	315-11-042	NEW-E	83-03-040

Table of WAC Sections Affected

WAC #	WSR #	WAC #	WSR #	WAC #	WSR #			
315-11-042	NEW	83-05-030	315-12-070	NEW-C	83-08-081	315-20-140	NEW-C	83-10-073
315-11-050	NEW-E	83-05-031	315-12-070	NEW-C	83-10-068	315-20-140	NEW	83-13-081
315-11-050	NEW-P	83-05-052	315-12-070	NEW	83-13-080	315-20-150	NEW-P	83-08-074
315-11-050	NEW-E	83-08-085	315-12-080	NEW-C	83-05-028	315-20-150	NEW-C	83-10-073
315-11-050	NEW-C	83-08-079	315-12-080	NEW-C	83-08-081	315-20-150	NEW	83-13-081
315-11-050	NEW-C	83-10-072	315-12-080	NEW-C	83-10-068	332-12-310	AMD-C	83-05-004
315-11-050	NEW-C	83-13-077	315-12-080	NEW	83-13-080	332-12-310	AMD-C	83-06-040
315-11-050	NEW-E	83-13-083	315-12-090	NEW-C	83-05-028	332-12-310	AMD	83-07-039
315-11-051	NEW-E	83-05-031	315-12-090	NEW-C	83-08-081	332-18	REVIEW	83-13-098
315-11-051	NEW-P	83-05-052	315-12-090	NEW-C	83-10-068	332-20-010	AMD-P	83-15-038
315-11-051	NEW-E	83-08-085	315-12-090	NEW	83-13-080	332-20-020	AMD-P	83-15-038
315-11-051	NEW-C	83-08-079	315-12-100	NEW-C	83-05-028	332-20-030	AMD-P	83-15-038
315-11-051	NEW-C	83-10-072	315-12-100	NEW-P	83-05-054	332-20-040	REP-P	83-15-038
315-11-051	NEW-C	83-13-077	315-12-100	NEW-C	83-08-081	332-20-050	AMD-P	83-15-038
315-11-051	NEW-E	83-13-083	315-12-100	NEW-C	83-08-082	332-20-060	REP-P	83-15-038
315-11-052	NEW-E	83-05-031	315-12-100	NEW-C	83-10-068	332-20-070	REP-P	83-15-038
315-11-052	NEW-P	83-05-052	315-12-100	NEW-C	83-10-071	332-20-080	REP-P	83-15-038
315-11-052	NEW-E	83-08-085	315-12-100	NEW	83-13-080	332-20-090	REP-P	83-15-038
315-11-052	NEW-C	83-08-079	315-12-110	NEW-C	83-05-028	332-20-100	REP-P	83-15-038
315-11-052	NEW-C	83-10-072	315-12-110	NEW-C	83-08-081	332-20-110	REP-P	83-15-038
315-11-052	NEW-C	83-13-077	315-12-110	NEW-C	83-10-068	332-20-120	REP-P	83-15-038
315-11-052	NEW-E	83-13-083	315-12-110	NEW	83-13-080	332-20-130	REP-P	83-15-038
315-11-060	NEW-P	83-05-053	315-12-120	NEW-C	83-05-028	332-20-140	REP-P	83-15-038
315-11-060	NEW-C	83-08-080	315-12-120	NEW-C	83-08-081	332-20-150	REP-P	83-15-038
315-11-060	NEW-E	83-08-086	315-12-120	NEW-C	83-10-068	332-20-160	AMD-P	83-15-038
315-11-060	NEW-C	83-10-070	315-12-120	NEW	83-13-080	332-20-170	AMD-P	83-15-038
315-11-060	NEW-C	83-13-078	315-12-130	NEW-C	83-05-028	332-20-180	AMD-P	83-15-038
315-11-060	NEW-E	83-13-084	315-12-130	NEW-C	83-08-081	332-20-190	REP-P	83-15-038
315-11-061	NEW-P	83-05-053	315-12-130	NEW-C	83-10-068	332-20-191	NEW-P	83-15-038
315-11-061	NEW-C	83-08-080	315-12-130	NEW	83-13-080	332-20-200	AMD-P	83-15-038
315-11-061	NEW-E	83-08-086	315-12-140	NEW-C	83-05-028	332-20-210	AMD-P	83-15-038
315-11-061	NEW-C	83-10-070	315-12-140	NEW-C	83-08-081	332-20-215	NEW-P	83-15-038
315-11-061	NEW-C	83-13-078	315-12-140	NEW-C	83-10-068	332-20-220	AMD-P	83-15-038
315-11-061	NEW-E	83-13-084	315-12-140	NEW	83-13-080	332-20-230	AMD-P	83-15-038
315-11-062	NEW-P	83-05-053	315-12-150	NEW-C	83-05-028	332-20-240	REP-P	83-15-038
315-11-062	NEW-C	83-08-080	315-12-150	NEW-C	83-08-081	332-20-250	AMD-P	83-15-038
315-11-062	NEW-E	83-08-086	315-12-150	NEW-C	83-10-068	332-20-260	AMD-P	83-15-038
315-11-062	NEW-C	83-10-070	315-12-150	NEW	83-13-080	332-20-270	AMD-P	83-15-038
315-11-062	NEW-C	83-13-078	315-20-010	NEW-P	83-08-074	332-20-280	REP-P	83-15-038
315-11-062	NEW-E	83-13-084	315-20-010	NEW-C	83-10-073	332-20-290	AMD-P	83-15-038
315-11-070	NEW-P	83-10-067	315-20-010	NEW	83-13-081	332-20-300	AMD-P	83-15-038
315-11-070	NEW-C	83-13-079	315-20-020	NEW-P	83-08-074	332-20-310	REP-P	83-15-038
315-11-070	NEW-E	83-13-085	315-20-020	NEW-C	83-10-073	332-20-320	AMD-P	83-15-038
315-11-071	NEW-P	83-10-067	315-20-020	NEW	83-13-081	332-20-330	AMD-P	83-15-038
315-11-071	NEW-C	83-13-079	315-20-030	NEW-P	83-08-074	332-24	REVIEW	83-13-098
315-11-071	NEW-E	83-13-085	315-20-030	NEW-C	83-10-073	332-24-056	AMD-P	83-07-068
315-11-072	NEW-P	83-10-067	315-20-040	NEW-P	83-08-074	332-24-056	AMD	83-10-036
315-11-072	NEW-C	83-13-079	315-20-040	NEW-C	83-10-073	332-24-060	AMD-P	83-07-068
315-11-072	NEW-E	83-13-085	315-20-040	NEW	83-13-081	332-24-060	AMD	83-10-036
315-11-080	NEW-P	83-16-078	315-20-050	NEW-P	83-08-074	332-24-063	AMD-P	83-07-068
315-11-081	NEW-P	83-16-078	315-20-050	NEW-C	83-10-073	332-24-063	AMD	83-10-036
315-11-082	NEW-P	83-16-078	315-20-050	NEW	83-13-081	332-24-065	REP-P	83-07-068
315-12-010	NEW-C	83-05-028	315-20-060	NEW-P	83-08-074	332-24-065	REP	83-10-036
315-12-010	NEW-C	83-08-081	315-20-060	NEW-C	83-10-073	332-24-070	AMD-P	83-07-068
315-12-010	NEW-C	83-10-068	315-20-060	NEW	83-13-081	332-24-070	AMD	83-10-036
315-12-010	NEW	83-13-080	315-20-070	NEW-P	83-08-074	332-24-080	REP-P	83-07-068
315-12-020	NEW-C	83-05-028	315-20-070	NEW-C	83-10-073	332-24-080	REP	83-10-036
315-12-020	NEW-C	83-08-081	315-20-070	NEW	83-13-081	332-24-090	AMD-E	83-07-021
315-12-020	NEW-C	83-10-068	315-20-080	NEW-P	83-08-074	332-24-090	AMD-P	83-07-068
315-12-020	NEW	83-13-080	315-20-080	NEW-C	83-10-073	332-24-090	AMD-E	83-09-015
315-12-030	NEW-C	83-05-028	315-20-080	NEW	83-13-081	332-24-090	AMD	83-10-036
315-12-030	NEW-C	83-08-081	315-20-090	NEW-P	83-08-074	332-24-090	AMD-E	83-11-001
315-12-030	NEW-C	83-10-068	315-20-090	NEW-C	83-10-073	332-24-095	NEW-P	83-07-068
315-12-030	NEW	83-13-080	315-20-090	NEW	83-13-081	332-24-095	NEW	83-10-036
315-12-040	NEW-C	83-05-028	315-20-100	NEW-P	83-08-074	332-24-250	REP-P	83-07-068
315-12-040	NEW-C	83-08-081	315-20-100	NEW-C	83-10-073	332-24-250	REP	83-10-036
315-12-040	NEW-C	83-10-068	315-20-100	NEW	83-13-081	332-24-260	REP-P	83-07-068
315-12-040	NEW	83-13-080	315-20-110	NEW-P	83-08-074	332-24-260	REP	83-10-036
315-12-050	NEW-C	83-05-028	315-20-110	NEW-C	83-10-073	332-24-270	REP-P	83-07-068
315-12-050	NEW-C	83-08-081	315-20-110	NEW	83-13-081	332-24-270	REP	83-10-036
315-12-050	NEW-C	83-10-068	315-20-120	NEW-P	83-08-074	332-24-280	REP-P	83-07-068
315-12-050	NEW	83-13-080	315-20-120	NEW-C	83-10-073	332-24-280	REP	83-10-036
315-12-060	NEW-C	83-05-028	315-20-120	NEW	83-13-081	332-24-290	REP-P	83-07-068
315-12-060	NEW-C	83-08-081	315-20-130	NEW-P	83-08-074	332-24-290	REP	83-10-036
315-12-060	NEW-C	83-10-068	315-20-130	NEW-C	83-10-073	332-24-300	REP-P	83-07-068
315-12-060	NEW	83-13-080	315-20-130	NEW	83-13-081	332-24-300	REP	83-10-036
315-12-070	NEW-C	83-05-028	315-20-140	NEW-P	83-08-074	332-26-020	NEW-E	83-14-065

Table of WAC Sections Affected

WAC #		WSR #	WAC #		WSR #	WAC #		WSR #
332-26-030	NEW-E	83-14-065	352-56-080	NEW-P	83-10-054	360-18-020	AMD-P	83-14-084
332-26-040	NEW-E	83-14-065	352-56-080	NEW	83-13-088	360-18-030	REP-P	83-14-084
332-26-050	NEW-E	83-14-065	356-06-055	AMD-P	83-06-043	360-19-010	NEW-P	83-12-047
332-26-084	NEW-E	83-09-015	356-06-055	AMD	83-09-030	360-19-010	NEW-P	83-16-064
332-30-109	AMD-P	83-16-076	356-06-080	AMD-C	83-05-047	360-19-020	NEW-P	83-12-047
332-30-115	AMD-P	83-16-076	356-06-080	AMD-E	83-07-064	360-19-020	NEW-P	83-16-064
332-30-116	NEW-P	83-16-076	356-06-080	AMD-P	83-08-009	360-19-030	NEW-P	83-12-047
332-30-142	AMD	83-02-055	356-06-080	AMD-C	83-11-027	360-19-030	NEW-P	83-16-064
332-32	REVIEW	83-13-098	356-06-080	AMD-E	83-13-073	360-19-040	NEW-P	83-12-047
332-44-100	NEW-E	83-03-029	356-06-080	AMD	83-13-091	360-19-040	NEW-P	83-16-064
332-44-110	NEW-E	83-03-029	356-14-085	AMD-C	83-03-035	360-19-050	NEW-P	83-12-047
332-100-040	AMD-P	83-07-037	356-14-085	AMD	83-06-005	360-19-050	NEW-P	83-16-064
332-100-040	AMD-E	83-07-038	356-14-250	AMD-P	83-12-035	360-19-060	NEW-P	83-12-047
332-100-040	AMD-E	83-11-007	356-14-250	AMD	83-15-047	360-19-060	NEW-P	83-16-064
332-100-040	AMD	83-11-008	356-14-260	AMD-P	83-08-009	360-19-070	NEW-P	83-12-047
332-140-200	NEW-P	83-15-051	356-14-260	AMD	83-12-002	360-19-070	NEW-P	83-16-064
332-140-210	NEW-P	83-15-051	356-15-020	AMD-P	83-14-013	360-19-080	NEW-P	83-12-047
332-140-220	NEW-P	83-15-051	356-15-030	AMD-P	83-14-013	360-19-080	NEW-P	83-16-064
332-140-230	NEW-P	83-15-051	356-15-090	AMD-P	83-12-035	360-19-090	NEW-P	83-12-047
344-12	REVIEW	83-13-098	356-15-090	AMD-C	83-15-048	360-19-090	NEW-P	83-16-064
352-12-010	AMD-P	83-02-057	356-15-130	AMD-P	83-04-035	360-23-040	REP-P	83-06-074
352-12-010	AMD	83-06-051	356-15-130	AMD	83-08-010	360-23-040	REP	83-10-013
352-12-020	REP-W	83-02-058	356-18-050	AMD-P	83-08-009	360-32-050	AMD-P	83-16-085
352-12-030	REP-W	83-02-058	356-18-050	AMD	83-12-002	360-33-050	NEW-P	83-06-074
352-12-040	REP-W	83-02-058	356-18-060	AMD-P	83-10-047	360-33-050	NEW	83-10-013
352-12-050	REP-W	83-02-058	356-18-060	AMD-C	83-13-090	365-55-010	REP	83-06-066
352-32-030	AMD-P	83-04-073	356-18-060	AMD-C	83-15-048	365-55-020	REP	83-06-066
352-32-030	AMD	83-09-031	356-18-070	AMD-P	83-14-013	365-55-030	REP	83-06-066
352-32-037	AMD-P	83-04-073	356-18-095	NEW-P	83-14-013	365-55-040	REP	83-06-066
352-32-037	AMD	83-09-031	356-18-095	NEW-E	83-16-011	365-55-050	REP	83-06-066
352-32-045	AMD-P	83-04-073	356-18-105	AMD-E	83-13-094	365-55-060	REP	83-06-066
352-32-045	AMD	83-09-031	356-18-105	AMD-P	83-14-013	365-55-070	REP	83-06-066
352-32-160	REP-C	83-06-004	356-26-020	AMD-C	83-05-047	365-55-080	REP	83-06-066
352-32-160	REP	83-08-032	356-26-020	AMD-C	83-07-036	365-70-010	NEW-P	83-13-113
352-32-165	NEW-C	83-06-004	356-26-070	AMD-P	83-06-043	365-70-010	NEW-E	83-13-114
352-32-165	NEW	83-08-032	356-26-070	AMD	83-09-030	365-70-020	NEW-P	83-13-113
352-32-190	REP-C	83-06-004	356-26-100	AMD-P	83-04-035	365-70-020	NEW-E	83-13-114
352-32-190	AMD	83-08-032	356-26-100	AMD	83-08-010	365-70-030	NEW-P	83-13-113
352-32-190	REP-P	83-10-055	356-30-030	AMD-P	83-08-009	365-70-030	NEW-E	83-13-114
352-32-190	REP	83-13-089	356-30-030	AMD	83-12-002	365-70-040	NEW-P	83-13-113
352-32-195	NEW-P	83-10-055	356-30-190	AMD-C	83-05-047	365-70-040	NEW-E	83-13-114
352-32-195	NEW	83-13-089	356-30-190	AMD-C	83-07-036	365-70-050	NEW-P	83-13-113
352-32-250	AMD-P	83-04-073	356-30-200	AMD-C	83-05-047	365-70-050	NEW-E	83-13-114
352-32-250	AMD	83-09-031	356-30-200	AMD-C	83-07-036	365-70-060	NEW-P	83-13-113
352-44	REVIEW	83-11-024	356-30-210	AMD-C	83-05-047	365-70-060	NEW-E	83-13-114
352-44	REVIEW	83-16-062	356-30-210	AMD-C	83-07-036	365-70-070	NEW-P	83-13-113
352-48	AMD-P	83-10-053	356-30-230	AMD-C	83-05-047	365-70-070	NEW-E	83-13-114
352-48-010	AMD-P	83-10-053	356-30-230	AMD-C	83-07-036	365-80-010	NEW-P	83-16-086
352-48-010	AMD	83-13-087	356-30-240	AMD-C	83-05-047A	365-80-020	NEW-P	83-16-086
352-48-020	AMD-P	83-10-053	356-30-240	AMD-C	83-07-036	365-80-030	NEW-P	83-16-086
352-48-020	AMD	83-13-087	356-30-270	AMD-P	83-12-035	365-80-040	NEW-P	83-16-086
352-48-030	AMD-P	83-10-053	356-30-270	AMD-C	83-15-048	365-80-050	NEW-P	83-16-086
352-48-030	AMD	83-13-087	356-30-300	AMD-P	83-14-035	365-80-060	NEW-P	83-16-086
352-48-040	AMD-P	83-10-053	356-30-330	AMD-C	83-03-035	365-80-070	NEW-P	83-16-086
352-48-040	AMD	83-13-087	356-30-330	AMD-C	83-05-047A	365-80-080	NEW-P	83-16-086
352-48-050	AMD-P	83-10-053	356-30-330	AMD-P	83-08-009	365-80-090	NEW-P	83-16-086
352-48-050	AMD	83-13-087	356-30-330	AMD	83-08-010	371-08-255	NEW-P	83-07-031
352-48-060	AMD-P	83-10-053	356-30-330	AMD-C	83-11-027	371-08-255	NEW-P	83-11-006
352-48-060	AMD	83-13-087	356-30-330	AMD	83-13-091	371-08-255	NEW-W	83-14-073
352-48-070	AMD-P	83-10-053	356-34-020	AMD-P	83-10-047	371-08-255	NEW	83-14-074
352-48-070	AMD	83-13-087	356-34-020	AMD	83-13-091	372-24	REVIEW	83-13-028
352-48-080	AMD-P	83-10-053	356-34-030	AMD-P	83-10-047	372-36	REVIEW	83-13-028
352-48-080	AMD	83-13-087	356-34-030	AMD	83-13-091	381	NEW	83-03-036
352-56-010	NEW-P	83-10-054	356-34-040	AMD-P	83-10-047	383-06-010	NEW-P	83-06-053
352-56-010	NEW	83-13-088	356-34-040	AMD	83-13-091	383-06-010	NEW-E	83-06-055
352-56-020	NEW-P	83-10-054	356-34-060	AMD-P	83-10-047	383-06-010	NEW-C	83-10-030
352-56-020	NEW	83-13-088	356-34-060	AMD	83-13-091	383-06-010	NEW	83-15-063
352-56-030	NEW-P	83-10-054	360-10-020	AMD-P	83-14-084	383-06-020	NEW-P	83-06-053
352-56-030	NEW	83-13-088	360-12-150	NEW-P	83-06-074	383-06-020	NEW-E	83-06-055
352-56-040	NEW-P	83-10-054	360-12-150	NEW	83-10-013	383-06-020	NEW-C	83-10-030
352-56-040	NEW	83-13-088	360-12-150	AMD-P	83-16-085	383-06-020	NEW	83-15-063
352-56-050	NEW-P	83-10-054	360-13-100	NEW-P	83-06-074	383-06-030	NEW-P	83-06-053
352-56-050	NEW	83-13-088	360-13-100	NEW-E	83-10-012	383-06-030	NEW-E	83-06-055
352-56-060	NEW-P	83-10-054	360-13-100	NEW	83-10-013	383-06-030	NEW-C	83-10-030
352-56-060	NEW	83-13-088	360-16-230	AMD-P	83-16-085	383-06-030	NEW	83-15-063
352-56-070	NEW-P	83-10-054	360-16-300	NEW-P	83-06-074	383-06-040	NEW-P	83-06-053
352-56-070	NEW	83-13-088	360-16-300	NEW	83-10-013	383-06-040	NEW-E	83-06-055

Table of WAC Sections Affected

WAC #	WSR #	WAC #	WSR #	WAC #	WSR #			
383-06-040	NEW-C	83-10-030	388-28-475	AMD	83-04-033	388-44-125	AMD	83-05-046
383-06-040	NEW	83-15-063	388-28-480	AMD	83-04-033	388-44-127	AMD	83-05-046
383-06-050	NEW-P	83-06-053	388-28-481	AMD	83-04-033	388-44-130	AMD	83-05-046
383-06-050	NEW-E	83-06-055	388-28-482	AMD	83-04-033	388-44-145	AMD	83-05-046
383-06-050	NEW-C	83-10-030	388-28-483	NEW	83-04-033	388-44-150	AMD	83-05-046
383-06-050	NEW	83-15-063	388-28-484	AMD	83-04-033	388-54-615	AMD-E	83-04-042
383-06-060	NEW-P	83-06-053	388-28-500	AMD	83-04-033	388-54-615	AMD-P	83-04-043
383-06-060	NEW-E	83-06-055	388-28-530	AMD-P	83-14-008	388-54-615	AMD	83-08-071
383-06-060	NEW-C	83-10-030	388-28-530	AMD-E	83-14-049	388-54-630	AMD-E	83-04-042
383-06-060	NEW	83-15-063	388-28-535	AMD	83-04-033	388-54-630	AMD-P	83-04-043
383-06-070	NEW-P	83-06-053	388-28-560	AMD	83-04-033	388-54-630	AMD	83-08-071
383-06-070	NEW-E	83-06-055	388-28-590	AMD	83-04-060	388-54-640	AMD-E	83-04-042
383-06-070	NEW-C	83-10-030	388-28-600	AMD	83-04-033	388-54-640	AMD-P	83-04-043
383-06-070	NEW	83-15-063	388-29	AMD-C	83-05-015	388-54-640	AMD	83-08-071
383-06-080	NEW-P	83-06-053	388-29-010	AMD	83-11-010	388-54-645	AMD-E	83-04-042
383-06-080	NEW-E	83-06-055	388-29-080	AMD	83-11-010	388-54-645	AMD-P	83-04-043
383-06-080	NEW-C	83-10-030	388-29-100	AMD-P	83-14-008	388-54-645	AMD	83-08-071
383-06-080	NEW	83-15-063	388-29-100	AMD-E	83-14-049	388-54-650	AMD-E	83-04-042
383-06-090	NEW-P	83-06-053	388-29-110	AMD-P	83-14-008	388-54-650	AMD-P	83-04-043
383-06-090	NEW-E	83-06-055	388-29-110	AMD-E	83-14-049	388-54-650	AMD	83-08-071
383-06-090	NEW-C	83-10-030	388-29-112	AMD	83-11-010	388-54-655	AMD-E	83-04-042
383-06-090	NEW	83-15-063	388-29-112	AMD-P	83-14-008	388-54-655	AMD-P	83-04-043
383-06-100	NEW-P	83-06-053	388-29-112	AMD-E	83-14-049	388-54-655	AMD	83-08-071
383-06-100	NEW-E	83-06-055	388-29-125	AMD-P	83-14-008	388-54-660	AMD-P	83-07-010
383-06-100	NEW-C	83-10-030	388-29-125	AMD-E	83-14-049	388-54-660	AMD	83-10-078
383-06-100	NEW	83-15-063	388-29-130	AMD-P	83-14-008	388-54-665	AMD-E	83-04-042
383-06-110	NEW-P	83-06-053	388-29-130	AMD-E	83-14-049	388-54-665	AMD-P	83-04-043
383-06-110	NEW-E	83-06-055	388-29-135	AMD-P	83-14-008	388-54-665	AMD	83-08-071
383-06-110	NEW-C	83-10-030	388-29-135	AMD-E	83-14-049	388-54-670	AMD	83-03-015
383-06-110	NEW	83-15-063	388-29-145	AMD-P	83-14-008	388-54-670	AMD-E	83-04-042
383-06-120	NEW-P	83-06-053	388-29-145	AMD-E	83-14-049	388-54-670	AMD-P	83-04-043
383-06-120	NEW-E	83-06-055	388-29-160	AMD-P	83-14-008	388-54-670	AMD	83-08-071
383-06-120	NEW-C	83-10-030	388-29-160	AMD-E	83-14-049	388-54-675	AMD-E	83-04-042
383-06-120	NEW	83-15-063	388-29-200	AMD-P	83-14-008	388-54-675	AMD-P	83-04-043
383-06-130	NEW-P	83-06-053	388-29-200	AMD-E	83-14-049	388-54-675	AMD	83-08-071
383-06-130	NEW-E	83-06-055	388-29-220	AMD-P	83-14-008	388-54-680	AMD-P	83-07-010
383-06-130	NEW-C	83-10-030	388-29-220	AMD-E	83-14-049	388-54-680	AMD	83-10-078
383-06-130	NEW	83-15-063	388-29-260	AMD-P	83-14-008	388-54-687	AMD-E	83-04-042
383-06-140	NEW-P	83-06-053	388-29-260	AMD-E	83-14-049	388-54-687	AMD-P	83-04-043
383-06-140	NEW-E	83-06-055	388-29-280	AMD-P	83-14-008	388-54-687	AMD	83-08-071
383-06-140	NEW-C	83-10-030	388-29-280	AMD-E	83-14-049	388-54-695	AMD-E	83-04-042
383-06-140	NEW	83-15-063	388-29-295	AMD-P	83-14-008	388-54-695	AMD-P	83-04-043
388-08-435	NEW	83-03-021	388-29-295	AMD-E	83-14-049	388-54-695	AMD	83-08-071
388-11-045	AMD-P	83-13-012	388-33-135	AMD	83-04-033	388-54-715	AMD-E	83-04-042
388-11-045	AMD-E	83-13-013	388-33-140	AMD	83-04-033	388-54-715	AMD-P	83-04-043
388-15-208	AMD-P	83-11-012	388-33-140	AMD-P	83-13-059	388-54-715	AMD	83-08-071
388-15-208	AMD	83-14-029	388-33-140	AMD-E	83-13-060	388-54-730	AMD-E	83-04-042
388-15-213	AMD-P	83-11-012	388-33-595	AMD-P	83-13-059	388-54-730	AMD-P	83-04-043
388-15-600	NEW-P	83-05-042	388-33-595	AMD-E	83-13-060	388-54-730	AMD	83-08-071
388-15-600	NEW-E	83-05-043	388-34-160	AMD-P	83-07-053	388-54-730	AMD-P	83-14-025
388-15-600	NEW	83-08-024	388-34-160	AMD	83-10-077	388-54-730	AMD-E	83-14-050
388-15-610	NEW-P	83-05-042	388-37-010	AMD-P	83-05-002	388-54-740	AMD	83-03-015
388-15-610	NEW-E	83-05-043	388-37-010	AMD	83-08-025	388-54-740	AMD-E	83-04-042
388-15-610	NEW	83-08-024	388-37-030	AMD-P	83-05-002	388-54-740	AMD-P	83-04-043
388-15-620	NEW-P	83-05-042	388-37-030	AMD	83-08-025	388-54-740	AMD	83-08-071
388-15-620	NEW-E	83-05-043	388-37-032	AMD-P	83-05-002	388-54-740	AMD-P	83-16-046
388-15-620	NEW	83-08-024	388-37-032	AMD	83-08-025	388-54-740	AMD-E	83-16-047
388-15-630	NEW-P	83-05-042	388-37-035	AMD-P	83-05-002	388-54-750	AMD-E	83-04-042
388-15-630	NEW-E	83-05-043	388-37-035	AMD	83-08-025	388-54-750	AMD-P	83-04-043
388-15-630	NEW	83-08-024	388-37-036	AMD-P	83-05-002	388-54-750	AMD	83-08-071
388-17-100	AMD-P	83-10-074	388-37-036	AMD	83-08-025	388-54-760	AMD-E	83-04-042
388-17-160	AMD-P	83-10-074	388-37-037	AMD-P	83-05-002	388-54-760	AMD-P	83-04-043
388-17-180	AMD-P	83-10-074	388-37-037	AMD	83-08-025	388-54-760	AMD	83-08-071
388-17-100	AMD	83-13-070	388-37-038	AMD-P	83-05-002	388-54-780	AMD-E	83-04-042
388-17-160	AMD	83-13-070	388-37-038	AMD	83-08-025	388-54-780	AMD-P	83-04-043
388-17-180	AMD	83-13-070	388-37-050	AMD-P	83-05-002	388-54-780	AMD	83-08-071
388-20-010	AMD-P	83-11-009	388-37-050	AMD	83-08-025	388-54-785	AMD	83-03-015
388-20-010	AMD	83-14-028	388-37-060	AMD-P	83-05-002	388-54-785	AMD-E	83-04-042
388-20-020	REP-P	83-11-009	388-37-060	AMD	83-08-025	388-54-785	AMD-P	83-04-043
388-20-020	REP	83-14-028	388-38-200	AMD-P	83-10-018	388-54-785	AMD	83-08-071
388-24-044	AMD-P	83-13-031	388-38-200	AMD	83-13-095	388-54-800	AMD-P	83-08-012
388-24-044	AMD-E	83-13-032	388-44-010	AMD	83-05-046	388-54-800	AMD-E	83-08-013
388-28-005	AMD	83-04-033	388-44-020	AMD	83-05-046	388-54-800	AMD	83-12-003
388-28-355	AMD	83-04-033	388-44-025	NEW	83-05-046	388-54-810	REP	83-03-015
388-28-400	AMD	83-04-033	388-44-035	AMD	83-05-046	388-55-010	AMD-P	83-10-075
388-28-415	AMD	83-04-033	388-44-110	AMD	83-05-046	388-55-010	AMD	83-13-069
388-28-473	AMD	83-04-033	388-44-115	AMD	83-05-046	388-55-020	NEW-P	83-10-075

Table of WAC Sections Affected

WAC #		WSR #	WAC #		WSR #	WAC #		WSR #
388-55-020	NEW	83-13-069	388-72-250	REP	83-08-023	388-72-620	REP-P	83-05-003
388-55-030	NEW-P	83-10-075	388-72-255	REP-P	83-05-003	388-72-620	REP	83-08-023
388-55-030	NEW	83-13-069	388-72-255	REP	83-08-023	388-72-625	REP-P	83-05-003
388-55-040	NEW-P	83-10-075	388-72-260	REP-P	83-05-003	388-72-625	REP	83-08-023
388-55-040	NEW	83-13-069	388-72-260	REP	83-08-023	388-72-630	REP-P	83-05-003
388-70-068	AMD	83-04-061	388-72-265	REP-P	83-05-003	388-72-630	REP	83-08-023
388-70-069	AMD	83-04-061	388-72-265	REP	83-08-023	388-72-635	REP-P	83-05-003
388-70-080	AMD-P	83-13-011	388-72-270	REP-P	83-05-003	388-72-635	REP	83-08-023
388-72-020	REP-P	83-05-003	388-72-270	REP	83-08-023	388-73	AMD-C	83-13-065
388-72-020	REP	83-08-023	388-72-275	REP-P	83-05-003	388-73	AMD-C	83-16-006
388-72-025	REP-P	83-05-003	388-72-275	REP	83-08-023	388-73-012	AMD-P	83-09-047
388-72-025	REP	83-08-023	388-72-280	REP-P	83-05-003	388-73-014	AMD	83-02-060
388-72-030	REP-P	83-05-003	388-72-280	REP	83-08-023	388-73-014	AMD-P	83-09-047
388-72-030	REP	83-08-023	388-72-285	REP-P	83-05-003	388-73-01950	NEW	83-02-060
388-72-035	REP-P	83-05-003	388-72-285	REP	83-08-023	388-73-020	AMD	83-02-060
388-72-035	REP	83-08-023	388-72-300	REP-P	83-05-003	388-73-024	AMD	83-02-060
388-72-040	REP-P	83-05-003	388-72-300	REP	83-08-023	388-73-042	AMD	83-02-060
388-72-040	REP	83-08-023	388-72-305	REP-P	83-05-003	388-73-050	AMD	83-02-060
388-72-045	REP-P	83-05-003	388-72-305	REP	83-08-023	388-73-054	AMD-P	83-09-047
388-72-045	REP	83-08-023	388-72-310	REP-P	83-05-003	388-73-058	AMD	83-02-060
388-72-050	REP-P	83-05-003	388-72-310	REP	83-08-023	388-73-058	AMD-P	83-09-047
388-72-050	REP	83-08-023	388-72-315	REP-P	83-05-003	388-73-060	AMD	83-02-060
388-72-060	REP-P	83-05-003	388-72-315	REP	83-08-023	388-73-062	AMD	83-02-060
388-72-060	REP	83-08-023	388-72-350	REP-P	83-05-003	388-73-068	AMD	83-02-060
388-72-070	REP-P	83-05-003	388-72-350	REP	83-08-023	388-73-072	AMD-P	83-09-047
388-72-070	REP	83-08-023	388-72-355	REP-P	83-05-003	388-73-076	AMD	83-02-060
388-72-080	REP-P	83-05-003	388-72-355	REP	83-08-023	388-73-077	NEW-P	83-09-047
388-72-080	REP	83-08-023	388-72-400	REP-P	83-05-003	388-73-102	AMD	83-02-060
388-72-090	REP-P	83-05-003	388-72-400	REP	83-08-023	388-73-103	NEW	83-02-060
388-72-090	REP	83-08-023	388-72-405	REP-P	83-05-003	388-73-108	AMD	83-02-060
388-72-100	REP-P	83-05-003	388-72-405	REP	83-08-023	388-73-108	AMD-P	83-09-047
388-72-100	REP	83-08-023	388-72-410	REP-P	83-05-003	388-73-118	AMD	83-02-060
388-72-105	REP-P	83-05-003	388-72-410	REP	83-08-023	388-73-118	AMD-P	83-09-047
388-72-105	REP	83-08-023	388-72-415	REP-P	83-05-003	388-73-132	AMD	83-02-060
388-72-110	REP-P	83-05-003	388-72-415	REP	83-08-023	388-73-134	AMD	83-02-060
388-72-110	REP	83-08-023	388-72-425	REP-P	83-05-003	388-73-136	AMD	83-02-060
388-72-115	REP-P	83-05-003	388-72-425	REP	83-08-023	388-73-140	AMD	83-02-060
388-72-115	REP	83-08-023	388-72-435	REP-P	83-05-003	388-73-140	AMD-P	83-09-047
388-72-120	REP-P	83-05-003	388-72-435	REP	83-08-023	388-73-142	AMD	83-02-060
388-72-120	REP	83-08-023	388-72-445	REP-P	83-05-003	388-73-142	AMD-P	83-09-047
388-72-125	REP-P	83-05-003	388-72-445	REP	83-08-023	388-73-144	AMD	83-02-060
388-72-125	REP	83-08-023	388-72-500	REP-P	83-05-003	388-73-144	AMD-P	83-09-047
388-72-150	REP-P	83-05-003	388-72-500	REP	83-08-023	388-73-146	AMD	83-02-060
388-72-150	REP	83-08-023	388-72-505	REP-P	83-05-003	388-73-146	AMD-P	83-09-047
388-72-155	REP-P	83-05-003	388-72-505	REP	83-08-023	388-73-304	AMD	83-02-060
388-72-155	REP	83-08-023	388-72-510	REP-P	83-05-003	388-73-310	AMD	83-02-060
388-72-160	REP-P	83-05-003	388-72-510	REP	83-08-023	388-73-504	AMD	83-02-060
388-72-160	REP	83-08-023	388-72-515	REP-P	83-05-003	388-73-602	AMD-P	83-09-047
388-72-165	REP-P	83-05-003	388-72-515	REP	83-08-023	388-73-604	AMD	83-02-060
388-72-165	REP	83-08-023	388-72-520	REP-P	83-05-003	388-73-606	AMD-P	83-09-047
388-72-170	REP-P	83-05-003	388-72-520	REP	83-08-023	388-73-610	AMD-P	83-09-047
388-72-170	REP	83-08-023	388-72-550	REP-P	83-05-003	388-73-708	AMD	83-02-060
388-72-175	REP-P	83-05-003	388-72-550	REP	83-08-023	388-73-714	AMD	83-02-060
388-72-175	REP	83-08-023	388-72-555	REP-P	83-05-003	388-73-900	NEW-P	83-09-047
388-72-180	REP-P	83-05-003	388-72-555	REP	83-08-023	388-73-902	NEW-P	83-09-047
388-72-180	REP	83-08-023	388-72-560	REP-P	83-05-003	388-73-904	NEW-P	83-09-047
388-72-200	REP-P	83-05-003	388-72-560	REP	83-08-023	388-80-005	AMD-P	83-13-066
388-72-200	REP	83-08-023	388-72-565	REP-P	83-05-003	388-80-005	AMD-E	83-14-047
388-72-205	REP-P	83-05-003	388-72-565	REP	83-08-023	388-82-115	AMD-P	83-13-103
388-72-205	REP	83-08-023	388-72-570	REP-P	83-05-003	388-82-125	AMD-P	83-09-046
388-72-207	REP-P	83-05-003	388-72-570	REP	83-08-023	388-82-125	REP	83-12-059
388-72-207	REP	83-08-023	388-72-575	REP-P	83-05-003	388-82-126	AMD-P	83-13-066
388-72-210	REP-P	83-05-003	388-72-575	REP	83-08-023	388-82-126	AMD-E	83-14-047
388-72-210	REP	83-08-023	388-72-580	REP-P	83-05-003	388-83-006	AMD-P	83-13-066
388-72-215	REP-P	83-05-003	388-72-580	REP	83-08-023	388-83-006	AMD-E	83-14-047
388-72-215	REP	83-08-023	388-72-585	REP-P	83-05-003	388-83-028	AMD-P	83-13-103
388-72-220	REP-P	83-05-003	388-72-585	REP	83-08-023	388-83-135	AMD-P	83-09-046
388-72-220	REP	83-08-023	388-72-590	REP-P	83-05-003	388-83-135	REP	83-12-059
388-72-225	REP-P	83-05-003	388-72-590	REP	83-08-023	388-83-140	AMD-P	83-09-046
388-72-225	REP	83-08-023	388-72-600	REP-P	83-05-003	388-83-140	REP	83-12-059
388-72-230	REP-P	83-05-003	388-72-600	REP	83-08-023	388-83-200	NEW-P	83-05-042
388-72-230	REP	83-08-023	388-72-605	REP-P	83-05-003	388-83-200	NEW-E	83-05-043
388-72-235	REP-P	83-05-003	388-72-605	REP	83-08-023	388-83-200	NEW	83-08-024
388-72-235	REP	83-08-023	388-72-610	REP-P	83-05-003	388-83-200	AMD-P	83-15-020
388-72-240	REP-P	83-05-003	388-72-610	REP	83-08-023	388-84-120	AMD-P	83-13-066
388-72-240	REP	83-08-023	388-72-615	REP-P	83-05-003	388-84-120	AMD-E	83-14-047
388-72-250	REP-P	83-05-003	388-72-615	REP	83-08-023	388-86-005	AMD-E	83-12-036

### Table of WAC Sections Affected

WAC #		WSR #	WAC #		WSR #	WAC #		WSR #
388-86-005	AMD-P	83-12-037	388-95-210	REP	83-12-059	388-96-216	AMD-P	83-14-046
388-86-005	AMD-P	83-14-024	388-95-215	REP-P	83-09-046	388-96-216	AMD-E	83-14-056
388-86-005	AMD-E	83-14-052	388-95-215	REP	83-12-059	388-96-219	REP-P	83-14-046
388-86-02301	NEW-P	83-14-024	388-95-225	REP-P	83-09-046	388-96-219	REP-E	83-14-056
388-86-02301	NEW-E	83-14-052	388-95-225	REP	83-12-059	388-96-220	NEW-P	83-14-046
388-86-040	AMD-P	83-07-053	388-95-235	REP-P	83-09-046	388-96-220	NEW-E	83-14-056
388-86-040	AMD	83-10-077	388-95-235	REP	83-12-059	388-96-221	NEW-P	83-14-046
388-86-050	AMD-E	83-02-046	388-95-255	REP-P	83-09-046	388-96-221	NEW-E	83-14-056
388-86-050	AMD	83-05-050	388-95-255	REP	83-12-059	388-96-222	AMD	83-05-007
388-86-050	AMD-E	83-12-036	388-95-260	REP-P	83-09-046	388-96-222	REP-P	83-14-046
388-86-050	AMD-P	83-12-037	388-95-260	REP	83-12-059	388-96-222	REP-E	83-14-056
388-86-050	AMD-P	83-14-024	388-95-265	REP-P	83-09-046	388-96-223	REP-P	83-14-046
388-86-050	AMD-E	83-14-052	388-95-265	REP	83-12-059	388-96-223	REP-E	83-14-056
388-86-075	AMD	83-03-016	388-95-270	REP-P	83-09-046	388-96-224	NEW-P	83-14-046
388-86-120	AMD-P	83-13-066	388-95-270	REP	83-12-059	388-96-224	NEW-E	83-14-056
388-86-120	AMD-E	83-14-047	388-95-280	REP-P	83-09-046	388-96-225	AMD	83-05-007
388-87-005	AMD-P	83-14-024	388-95-280	REP	83-12-059	388-96-225	REP-P	83-14-046
388-87-005	AMD-E	83-14-052	388-95-300	NEW-P	83-09-046	388-96-225	REP-E	83-14-056
388-87-007	AMD-P	83-07-053	388-95-300	NEW	83-12-059	388-96-226	NEW-P	83-14-046
388-87-007	AMD	83-10-077	388-95-320	NEW-P	83-09-046	388-96-226	NEW-E	83-14-056
388-87-007	AMD-P	83-14-027	388-95-320	NEW	83-12-059	388-96-227	AMD	83-05-007
388-87-008	NEW-P	83-07-053	388-95-340	NEW-P	83-09-046	388-96-227	REP-P	83-14-046
388-87-008	NEW	83-10-077	388-95-340	NEW	83-12-059	388-96-227	REP-E	83-14-056
388-87-010	AMD-P	83-13-066	388-95-360	NEW-P	83-09-046	388-96-228	NEW-P	83-14-046
388-87-010	AMD-E	83-14-047	388-95-360	NEW	83-12-059	388-96-228	NEW-E	83-14-056
388-87-011	AMD-P	83-10-081	388-95-360	AMD-P	83-14-062	388-96-229	NEW-P	83-14-046
388-87-011	AMD	83-13-071	388-95-360	AMD-E	83-14-063	388-96-229	NEW-E	83-14-056
388-87-013	AMD	83-03-016	388-95-380	NEW-P	83-09-046	388-96-310	NEW-P	83-14-046
388-87-04701	NEW-P	83-14-024	388-95-380	NEW	83-12-059	388-96-310	NEW-E	83-14-056
388-87-04701	NEW-E	83-14-052	388-95-390	NEW-P	83-09-046	388-96-369	AMD-P	83-14-046
388-87-070	AMD	83-03-016	388-95-390	NEW	83-12-059	388-96-369	AMD-E	83-14-056
388-87-070	AMD-P	83-05-040	388-95-400	NEW-P	83-09-046	388-96-372	AMD-P	83-14-046
388-87-070	AMD-E	83-05-041	388-95-400	NEW	83-12-059	388-96-372	AMD-E	83-14-056
388-87-070	AMD	83-08-022	388-96-010	AMD-P	83-14-046	388-96-521	AMD-P	83-14-046
388-87-070	AMD-P	83-14-043	388-96-010	AMD-E	83-14-056	388-96-521	AMD-E	83-14-056
388-87-070	AMD-E	83-14-054	388-96-020	AMD-P	83-14-046	388-96-523	AMD-P	83-14-046
388-92-030	AMD-P	83-09-046	388-96-020	AMD-E	83-14-056	388-96-523	AMD-E	83-14-056
388-92-030	AMD	83-12-059	388-96-023	AMD-P	83-14-046	388-96-529	AMD-P	83-14-046
388-92-045	AMD-P	83-07-053	388-96-023	AMD-E	83-14-056	388-96-529	AMD-E	83-14-056
388-92-045	AMD	83-10-077	388-96-026	AMD-P	83-14-046	388-96-531	AMD-P	83-14-046
388-93-015	AMD-P	83-07-053	388-96-026	AMD-E	83-14-056	388-96-531	AMD-E	83-14-056
388-93-015	AMD	83-10-077	388-96-029	AMD-P	83-14-046	388-96-533	AMD-P	83-14-046
388-93-035	AMD-P	83-07-053	388-96-029	AMD-E	83-14-056	388-96-533	AMD-E	83-14-056
388-93-035	AMD	83-10-077	388-96-032	AMD-P	83-14-046	388-96-534	AMD-P	83-14-046
388-93-060	AMD-P	83-07-053	388-96-032	AMD-E	83-14-056	388-96-534	AMD-E	83-14-056
388-93-060	AMD	83-10-077	388-96-101	AMD-P	83-14-046	388-96-535	AMD-P	83-14-046
388-93-080	AMD-P	83-07-053	388-96-101	AMD-E	83-14-056	388-96-535	AMD-E	83-14-056
388-93-080	AMD	83-10-077	388-96-104	AMD-P	83-14-046	388-96-539	AMD	83-05-007
388-95	AMD-P	83-09-046	388-96-104	AMD-E	83-14-056	388-96-539	AMD-P	83-14-046
388-95	AMD	83-12-059	388-96-107	AMD-P	83-14-046	388-96-539	AMD-E	83-14-056
388-95-005	REP-P	83-09-046	388-96-107	AMD-E	83-14-056	388-96-543	AMD-P	83-14-046
388-95-005	REP	83-12-059	388-96-108	AMD-P	83-14-046	388-96-543	AMD-E	83-14-056
388-95-010	REP-P	83-09-046	388-96-108	AMD-E	83-14-056	388-96-553	AMD	83-05-007
388-95-010	REP	83-12-059	388-96-110	AMD-P	83-14-046	388-96-553	AMD-P	83-14-046
388-95-025	REP-P	83-09-046	388-96-110	AMD-E	83-14-056	388-96-553	AMD-E	83-14-056
388-95-025	REP	83-12-059	388-96-113	AMD	83-05-007	388-96-554	NEW	83-05-007
388-95-030	REP-P	83-09-046	388-96-113	AMD-P	83-14-046	388-96-554	AMD-P	83-14-046
388-95-030	REP	83-12-059	388-96-113	AMD-E	83-14-056	388-96-554	AMD-E	83-14-056
388-95-035	REP-P	83-09-046	388-96-125	REP-P	83-14-046	388-96-557	AMD-P	83-14-046
388-95-035	REP	83-12-059	388-96-125	REP-E	83-14-056	388-96-557	AMD-E	83-14-056
388-95-040	REP-P	83-09-046	388-96-128	AMD-P	83-14-046	388-96-561	AMD-P	83-14-046
388-95-040	REP	83-12-059	388-96-128	AMD-E	83-14-056	388-96-561	AMD-E	83-14-056
388-95-045	REP-P	83-09-046	388-96-131	AMD-P	83-14-046	388-96-565	AMD-P	83-14-046
388-95-045	REP	83-12-059	388-96-131	AMD-E	83-14-056	388-96-565	AMD-E	83-14-056
388-95-055	REP-P	83-09-046	388-96-134	AMD-P	83-14-046	388-96-572	AMD-P	83-14-046
388-95-055	REP	83-12-059	388-96-134	AMD-E	83-14-056	388-96-572	AMD-E	83-14-056
388-95-060	REP-P	83-09-046	388-96-201	REP-P	83-14-046	388-96-573	AMD	83-05-007
388-95-060	REP	83-12-059	388-96-201	REP-E	83-14-056	388-96-585	AMD-P	83-14-046
388-95-065	REP-P	83-09-046	388-96-202	NEW-E	83-14-055	388-96-585	AMD-E	83-14-056
388-95-065	REP	83-12-059	388-96-204	AMD-P	83-14-046	388-96-710	AMD-P	83-14-046
388-95-070	REP-P	83-09-046	388-96-204	AMD-E	83-14-056	388-96-710	AMD-E	83-14-056
388-95-070	REP	83-12-059	388-96-207	AMD-P	83-14-046	388-96-713	AMD-P	83-14-046
388-95-075	REP-P	83-09-046	388-96-207	AMD-E	83-14-056	388-96-713	AMD-E	83-14-056
388-95-075	REP	83-12-059	388-96-210	AMD-P	83-14-046	388-96-716	AMD-P	83-14-046
388-95-080	REP-P	83-09-046	388-96-210	AMD-E	83-14-056	388-96-716	AMD-E	83-14-056
388-95-080	REP	83-12-059	388-96-213	AMD-P	83-14-046	388-96-717	NEW-P	83-14-046
388-95-210	REP-P	83-09-046	388-96-213	AMD-E	83-14-056	388-96-717	NEW-E	83-14-056

### Table of WAC Sections Affected

WAC #	WSR #	WAC #	WSR #	WAC #	WSR #			
388-96-719	AMD-P	83-14-046	392-138-030	AMD-P	83-14-089	392-163-185	NEW	83-08-030
388-96-719	AMD-E	83-14-056	392-138-035	AMD-P	83-14-089	392-163-190	NEW-P	83-04-054
388-96-720	REP-P	83-14-046	392-138-047	NEW-P	83-14-089	392-163-190	NEW	83-08-030
388-96-720	REP-E	83-14-056	392-138-050	AMD-P	83-14-089	392-163-195	NEW-P	83-04-054
388-96-722	AMD-P	83-14-046	392-138-071	NEW-P	83-14-089	392-163-195	NEW	83-08-030
388-96-722	AMD-E	83-14-056	392-138-075	AMD-P	83-14-089	392-163-200	NEW-P	83-04-054
388-96-727	AMD-P	83-14-046	392-138-100	NEW-P	83-14-089	392-163-200	NEW	83-08-030
388-96-727	AMD-E	83-14-056	392-139-001	NEW-P	83-14-090	392-163-205	NEW-P	83-04-054
388-96-735	AMD-P	83-14-046	392-139-005	AMD-P	83-14-090	392-163-205	NEW	83-08-030
388-96-735	AMD-E	83-14-056	392-139-016	AMD-P	83-14-090	392-163-210	NEW-P	83-04-054
388-96-743	AMD-P	83-14-046	392-139-019	NEW-P	83-14-090	392-163-210	NEW	83-08-030
388-96-743	AMD-E	83-14-056	392-139-021	AMD-P	83-14-090	392-163-215	NEW-P	83-04-054
388-96-750	AMD-P	83-14-046	392-139-022	NEW-P	83-14-090	392-163-215	NEW	83-08-030
388-96-750	AMD-E	83-14-056	392-139-036	AMD-P	83-14-090	392-163-220	NEW-P	83-04-054
388-96-760	AMD-P	83-14-046	392-140-010	AMD-E	83-13-052	392-163-220	NEW	83-08-030
388-96-760	AMD-E	83-14-056	392-140-010	AMD-P	83-14-009	392-163-225	NEW-P	83-04-054
388-96-772	REP-P	83-14-046	392-140-011	AMD-E	83-13-052	392-163-225	NEW	83-08-030
388-96-772	REP-E	83-14-056	392-140-011	AMD-P	83-14-009	392-163-230	NEW-P	83-04-054
388-96-773	NEW-P	83-14-046	392-140-013	AMD-E	83-13-052	392-163-230	NEW	83-08-030
388-96-773	NEW-E	83-14-056	392-140-013	AMD-P	83-14-009	392-163-235	NEW-P	83-04-054
388-96-807	AMD-P	83-14-046	392-140-014	AMD-E	83-13-052	392-163-235	NEW	83-08-030
388-96-807	AMD-E	83-14-056	392-140-014	AMD-P	83-14-009	392-163-240	NEW-P	83-04-054
388-96-813	AMD-P	83-14-046	392-140-015	AMD-E	83-13-052	392-163-240	NEW	83-08-030
388-96-813	AMD-E	83-14-056	392-140-015	AMD-P	83-14-009	392-163-245	NEW-P	83-04-054
388-96-816	AMD-P	83-14-046	392-140-016	AMD-E	83-13-052	392-163-245	NEW	83-08-030
388-96-816	AMD-E	83-14-056	392-140-016	AMD-P	83-14-009	392-163-250	NEW-P	83-04-054
388-99-020	AMD-P	83-14-045	392-140-017	AMD-E	83-13-052	392-163-250	NEW	83-08-030
388-99-020	AMD-E	83-14-053	392-140-017	AMD-P	83-14-009	392-163-255	NEW-P	83-04-054
388-99-035	AMD-P	83-10-081	392-140-018	AMD-E	83-13-052	392-163-255	NEW	83-08-030
388-99-035	AMD	83-13-071	392-140-018	AMD-P	83-14-009	392-163-255	AMD-P	83-14-091
388-99-045	AMD-P	83-09-046	392-140-019	AMD-E	83-13-052	392-163-260	NEW-P	83-04-054
388-99-045	REP	83-12-059	392-140-019	AMD-P	83-14-009	392-163-260	NEW	83-08-030
388-99-060	AMD	83-03-016	392-140-020	AMD-E	83-13-052	392-163-300	NEW-P	83-04-054
388-100-005	AMD-P	83-10-081	392-140-020	AMD-P	83-14-009	392-163-300	NEW	83-08-030
388-100-005	AMD	83-13-071	392-140-021	AMD-E	83-13-052	392-163-305	NEW-P	83-04-054
388-100-025	AMD-P	83-10-081	392-140-021	AMD-P	83-14-009	392-163-305	NEW	83-08-030
388-100-025	AMD	83-13-071	392-140-022	AMD-E	83-13-052	392-163-310	NEW-P	83-04-054
388-100-030	AMD-P	83-14-026	392-140-022	AMD-P	83-14-009	392-163-310	NEW	83-08-030
388-100-030	AMD-E	83-14-051	392-140-023	AMD-E	83-13-052	392-163-315	NEW-P	83-04-054
388-100-035	AMD-P	83-14-026	392-140-023	AMD-P	83-14-009	392-163-315	NEW	83-08-030
388-100-035	AMD-E	83-14-051	392-163	NEW-C	83-07-058	392-163-320	NEW-P	83-04-054
388-320-220	AMD	83-03-021	392-163	NEW	83-08-030	392-163-320	NEW	83-08-030
389-12-010	AMD-E	83-13-017	392-163	AMD-P	83-14-091	392-163-322	NEW-P	83-04-054
389-12-020	AMD-E	83-13-017	392-163-005	REP-P	83-04-054	392-163-322	NEW	83-08-030
389-12-030	AMD-E	83-13-017	392-163-005	REP-P	83-14-091	392-163-325	NEW-P	83-04-054
389-12-040	AMD-E	83-13-017	392-163-100	NEW-P	83-04-054	392-163-325	NEW	83-08-030
389-12-050	AMD-E	83-13-017	392-163-100	NEW	83-08-030	392-163-330	NEW-P	83-04-054
389-12-080	AMD-E	83-13-017	392-163-105	NEW-P	83-04-054	392-163-330	NEW	83-08-030
389-12-100	AMD-E	83-13-017	392-163-105	NEW	83-08-030	392-163-335	NEW-P	83-04-054
389-12-130	AMD-E	83-13-017	392-163-110	NEW-P	83-04-054	392-163-335	NEW	83-08-030
389-12-230	AMD-E	83-13-017	392-163-110	NEW	83-08-030	392-163-340	NEW-P	83-04-054
389-12-270	AMD-E	83-13-017	392-163-115	NEW-P	83-04-054	392-163-340	NEW	83-08-030
390-13-010	NEW-P	83-06-033	392-163-115	NEW	83-08-030	392-163-345	NEW-P	83-04-054
390-13-010	NEW	83-11-004	392-163-120	NEW-P	83-04-054	392-163-345	NEW	83-08-030
390-13-100	NEW-P	83-14-036	392-163-120	NEW	83-08-030	392-163-350	NEW-P	83-04-054
390-20-145	AMD-P	83-13-046	392-163-125	NEW-P	83-04-054	392-163-350	NEW	83-08-030
390-20-146	NEW-P	83-13-046	392-163-125	NEW	83-08-030	392-163-355	NEW-P	83-04-054
392-101-001	NEW-P	83-14-087	392-163-130	NEW-P	83-04-054	392-163-355	NEW	83-08-030
392-101-005	AMD-P	83-14-087	392-163-130	NEW	83-08-030	392-163-360	NEW-P	83-04-054
392-137-010	AMD-P	83-14-088	392-163-135	NEW-P	83-04-054	392-163-360	NEW	83-08-030
392-137-020	AMD-P	83-14-088	392-163-135	NEW	83-08-030	392-163-365	NEW-P	83-04-054
392-137-040	AMD-P	83-14-088	392-163-140	NEW-P	83-04-054	392-163-365	NEW	83-08-030
392-137-045	AMD-P	83-14-088	392-163-140	NEW	83-08-030	392-163-370	NEW-P	83-04-054
392-137-055	AMD-P	83-14-088	392-163-140	AMD-P	83-14-091	392-163-370	NEW	83-08-030
392-137-060	AMD-P	83-14-088	392-163-142	NEW-P	83-04-054	392-163-375	NEW-P	83-04-054
392-137-065	AMD-P	83-14-088	392-163-142	NEW	83-08-030	392-163-375	NEW	83-08-030
392-137-070	NEW-P	83-14-088	392-163-142	AMD-P	83-14-091	392-163-385	NEW-P	83-04-054
392-138	AMD-C	83-03-004	392-163-145	NEW-P	83-04-054	392-163-385	NEW	83-08-030
392-138-003	NEW-P	83-14-089	392-163-145	NEW	83-08-030	392-163-385	AMD-P	83-14-091
392-138-010	AMD-P	83-14-089	392-163-170	NEW-P	83-04-054	392-163-390	NEW-P	83-04-054
392-138-012	NEW-P	83-14-089	392-163-170	NEW	83-08-030	392-163-390	NEW	83-08-030
392-138-014	NEW-P	83-14-089	392-163-175	NEW-P	83-04-054	392-163-400	NEW-P	83-04-054
392-138-015	REP-P	83-14-089	392-163-175	NEW	83-08-030	392-163-400	NEW	83-08-030
392-138-016	NEW-P	83-14-089	392-163-180	NEW-P	83-04-054	392-163-405	NEW-P	83-04-054
392-138-017	NEW-P	83-14-089	392-163-180	NEW	83-08-030	392-163-405	NEW	83-08-030
392-138-020	REP-P	83-14-089	392-163-180	AMD-P	83-14-091	392-163-410	NEW-P	83-04-054
392-138-025	REP-P	83-14-089	392-163-185	NEW-P	83-04-054	392-163-410	NEW	83-08-030

Table of WAC Sections Affected

WAC #	WSR #	WAC #	WSR #	WAC #	WSR #
392-163-415	NEW-P	83-04-054	402-24-120	AMD-P	83-15-061
392-163-415	NEW	83-08-030	402-24-125	AMD-P	83-15-061
392-163-420	NEW-P	83-04-054	402-24-140	AMD-P	83-15-061
392-163-420	NEW	83-08-030	402-24-165	NEW-P	83-15-061
392-163-425	NEW-P	83-04-054	402-24-170	AMD-P	83-15-061
392-163-425	NEW	83-08-030	402-24-180	AMD-P	83-15-061
392-163-425	AMD-E	83-13-053	402-24-190	AMD-P	83-15-061
392-163-425	AMD-P	83-14-091	402-24-230	AMD-P	83-15-061
392-163-430	NEW-P	83-04-054	402-28-020	AMD-P	83-15-061
392-163-430	NEW	83-08-030	402-28-031	AMD-P	83-15-061
392-163-440	NEW-P	83-04-054	402-28-032	AMD-P	83-15-061
392-163-440	NEW	83-08-030	402-28-035	AMD-P	83-15-061
392-163-445	NEW-P	83-04-054	402-28-040	AMD-P	83-15-061
392-163-445	NEW	83-08-030	402-28-051	AMD-P	83-15-061
392-163-450	NEW-P	83-04-054	402-28-052	AMD-P	83-15-061
392-163-450	NEW	83-08-030	402-28-053	AMD-P	83-15-061
392-163-455	NEW-P	83-04-054	402-28-054	AMD-P	83-15-061
392-163-455	NEW	83-08-030	402-28-080	AMD-P	83-15-061
392-163-460	NEW-P	83-04-054	402-28-091	AMD-P	83-15-061
392-163-460	NEW	83-08-030	402-28-110	AMD-P	83-15-061
392-163-465	NEW-P	83-04-054	402-28-120	REP-P	83-15-061
392-163-465	NEW	83-08-030	402-28-130	REP-P	83-15-061
392-163-500	NEW-P	83-14-091	402-28-990	AMD-P	83-15-061
392-171	AMD-C	83-07-057	402-28-99001	AMD-P	83-15-061
392-171	AMD	83-08-029	402-28-99002	REP-P	83-15-061
392-171-386	AMD-P	83-04-072	402-28-99003	AMD-P	83-15-061
392-171-386	AMD	83-08-029	402-28-99004	AMD-P	83-15-061
392-171-401	AMD-P	83-04-072	402-32-020	AMD-P	83-15-061
392-171-401	AMD	83-08-029	402-32-030	AMD-P	83-15-061
392-171-631	AMD-P	83-04-072	402-32-100	AMD-P	83-15-061
392-171-631	AMD	83-08-029	402-34-010	NEW-P	83-15-061
392-171-661	AMD-P	83-04-072	402-34-030	NEW-P	83-15-061
392-171-661	AMD	83-08-029	402-34-050	NEW-P	83-15-061
392-171-691	AMD-P	83-04-072	402-34-090	NEW-P	83-15-061
392-171-691	AMD	83-08-029	402-34-100	NEW-P	83-15-061
392-171-761	AMD-P	83-04-072	402-34-120	NEW-P	83-15-061
392-171-761	AMD	83-08-029	402-34-140	NEW-P	83-15-061
392-171-766	AMD-P	83-04-072	402-34-150	NEW-P	83-15-061
392-171-766	AMD	83-08-029	402-34-170	NEW-P	83-15-061
392-171-771	AMD-P	83-04-072	402-34-190	NEW-P	83-15-061
392-171-771	AMD	83-08-029	402-34-210	NEW-P	83-15-061
392-171-776	AMD-P	83-04-072	402-36-025	AMD-P	83-15-061
392-171-776	AMD	83-08-029	402-36-027	NEW-P	83-15-061
392-171-781	AMD-P	83-04-072	402-36-035	NEW-P	83-15-061
392-171-781	AMD	83-08-029	402-36-060	AMD-P	83-15-061
402-12-050	AMD-P	83-15-061	402-36-070	AMD-P	83-15-061
402-12-090	AMD-P	83-15-061	402-36-080	AMD-P	83-15-061
402-12-160	AMD-P	83-15-061	402-36-095	AMD-P	83-15-061
402-12-200	REP-P	83-15-061	402-36-100	AMD-P	83-15-061
402-12-210	REP-P	83-15-061	402-36-110	AMD-P	83-15-061
402-16-230	AMD-P	83-15-061	402-36-120	AMD-P	83-15-061
402-16-232	AMD-P	83-15-061	402-36-125	AMD-P	83-15-061
402-16-234	AMD-P	83-15-061	402-36-150	AMD-P	83-15-061
402-16-238	AMD-P	83-15-061	402-36-155	AMD-P	83-15-061
402-16-240	AMD-P	83-15-061	402-36-157	AMD-P	83-15-061
402-16-250	AMD-P	83-15-061	402-36-165	NEW-P	83-15-061
402-16-270	AMD-P	83-15-061	402-48-030	AMD-P	83-15-061
402-19-010	AMD-P	83-15-061	402-48-040	AMD-P	83-15-061
402-19-190	AMD-P	83-15-061	410-20-010	REP-P	83-15-064
402-19-250	AMD-P	83-15-061	410-20-020	REP-P	83-15-064
402-19-300	AMD-P	83-15-061	410-20-030	REP-P	83-15-064
402-19-330	NEW-P	83-15-061	410-20-040	REP-P	83-15-064
402-19-350	AMD-P	83-15-061	410-20-050	REP-P	83-15-064
402-19-370	AMD-P	83-15-061	410-20-060	REP-P	83-15-064
402-19-500	AMD-P	83-15-061	410-20-070	REP-P	83-15-064
402-19-530	AMD-P	83-15-061	419-14-020	AMD-P	83-13-040
402-19-550	AMD-P	83-15-061	419-14-020	AMD-E	83-13-043
402-19-580	AMD-P	83-15-061	419-14-020	AMD-P	83-16-067
402-19-590	NEW-P	83-15-061	419-14-090	NEW-P	83-13-040
402-21-050	AMD-P	83-15-061	419-14-090	NEW-E	83-13-043
402-22-060	AMD-P	83-15-061	419-14-090	NEW-P	83-16-067
402-22-070	AMD-P	83-15-061	419-14-100	NEW-P	83-13-040
402-22-240	NEW-P	83-15-061	419-14-100	NEW-E	83-13-043
402-24-060	AMD-P	83-15-061	419-14-100	NEW-P	83-16-067
402-24-085	AMD-P	83-15-061	419-14-110	NEW-P	83-13-040
402-24-095	AMD-P	83-15-061	419-14-110	NEW-E	83-13-043
402-24-110	AMD-P	83-15-061	419-14-110	NEW-P	83-16-067
419-18-020	AMD-P	83-13-041	419-18-020	AMD-P	83-13-041
419-18-020	AMD-E	83-13-042	419-18-020	AMD-E	83-13-042
419-18-020	AMD-P	83-16-068	419-18-040	AMD-P	83-13-041
419-18-040	AMD-P	83-13-041	419-18-040	AMD-E	83-13-042
419-18-040	AMD-E	83-16-068	419-18-040	AMD-P	83-16-068
419-18-050	NEW-P	83-13-041	419-18-050	NEW-P	83-13-041
419-18-050	NEW-E	83-13-042	419-18-050	NEW-E	83-13-042
419-18-050	NEW-P	83-16-068	419-18-050	NEW-P	83-16-068
419-18-060	NEW-P	83-13-041	419-18-060	NEW-P	83-13-041
419-18-060	NEW-E	83-13-042	419-18-060	NEW-E	83-13-042
419-18-060	NEW-P	83-16-068	419-18-060	NEW-P	83-16-068
419-18-070	NEW-E	83-13-042	419-18-070	NEW-P	83-13-041
419-18-070	NEW-P	83-16-068	419-18-070	NEW-E	83-13-042
419-28	REVIEW	83-14-077	419-28	NEW-P	83-16-068
419-28-060	NEW	83-05-022	419-28-060	REVIEW	83-14-077
419-36	REVIEW	83-14-077	419-36	NEW	83-05-022
419-40	REVIEW	83-14-077	419-40	REVIEW	83-14-077
419-44-010	NEW	83-05-022	419-44-010	NEW	83-05-022
419-44-020	NEW-W	83-05-021	419-44-020	NEW-W	83-05-021
419-52	REVIEW	83-14-077	419-52	REVIEW	83-14-077
419-56-010	NEW-P	83-14-078	419-56-010	NEW-P	83-14-078
440-44-035	AMD-P	83-09-048	440-44-035	AMD-P	83-09-048
440-44-035	AMD	83-12-058	440-44-035	AMD	83-12-058
440-44-040	AMD-P	83-08-005	440-44-040	AMD-P	83-08-005
440-44-040	AMD-P	83-09-048	440-44-040	AMD-P	83-09-048
440-44-040	AMD	83-12-058	440-44-040	AMD	83-12-058
440-44-048	NEW-P	83-10-076	440-44-048	NEW-P	83-10-076
440-44-048	NEW	83-14-038	440-44-048	NEW	83-14-038
440-44-050	AMD-P	83-09-048	440-44-050	AMD-P	83-09-048
440-44-050	AMD	83-12-058	440-44-050	AMD	83-12-058
440-44-057	AMD-P	83-09-048	440-44-057	AMD-P	83-09-048
440-44-057	AMD	83-12-058	440-44-057	AMD	83-12-058
440-44-060	NEW-P	83-09-048	440-44-060	NEW-P	83-09-048
440-44-060	NEW	83-12-058	440-44-060	NEW	83-12-058
440-44-065	AMD-P	83-12-015	440-44-065	AMD-P	83-12-015
440-44-065	AMD	83-15-021	440-44-065	AMD	83-15-021
446-50-080	AMD	83-03-008	446-50-080	AMD	83-03-008
458-14-040	AMD-E	83-10-017	458-14-040	AMD-E	83-10-017
458-16-010	AMD-P	83-16-070	458-16-010	AMD-P	83-16-070
458-16-012	AMD-P	83-16-070	458-16-012	AMD-P	83-16-070
458-16-013	AMD-P	83-16-070	458-16-013	AMD-P	83-16-070
458-16-020	AMD-P	83-16-070	458-16-020	AMD-P	83-16-070
458-16-030	AMD-P	83-16-070	458-16-030	AMD-P	83-16-070
458-16-050	AMD-P	83-16-070	458-16-050	AMD-P	83-16-070
458-16-100	AMD-P	83-16-070	458-16-100	AMD-P	83-16-070
458-16-130	AMD-P	83-16-070	458-16-130	AMD-P	83-16-070
458-16-150	AMD-P	83-16-070	458-16-150	AMD-P	83-16-070
458-16-210	AMD-P	83-16-070	458-16-210	AMD-P	83-16-070
458-16-260	AMD-P	83-16-070	458-16-260	AMD-P	83-16-070
458-16-270	AMD-P	83-16-070	458-16-270	AMD-P	83-16-070
458-20	AMD-C	83-08-015	458-20	AMD-C	83-08-015
458-20-100	AMD-P	83-04-062	458-20-100	AMD-P	83-04-062
458-20-100	AMD	83-07-032	458-20-100	AMD	83-07-032
458-20-101	AMD-P	83-04-062	458-20-101	AMD-P	83-04-062
458-20-101	AMD	83-07-032	458-20-101	AMD	83-07-032
458-20-102	AMD-P	83-04-063	458-20-102	AMD-P	83-04-063
458-20-102	AMD	83-07-034	458-20-102	AMD	83-07-034
458-20-104	AMD-P	83-04-063	458-20-104	AMD-P	83-04-063
458-20-104	AMD	83-07-034	458-20-104	AMD	83-07-034
458-20-106	AMD-P	83-04-063	458-20-106	AMD-P	83-04-063
458-20-106	AMD	83-07-034	458-20-106	AMD	83-07-034
458-20-107	AMD-P	83-04-063	458-20-107	AMD-P	83-04-063
458-20-107	AMD	83-07-034	458-20-107	AMD	83-07-034
458-20-108	AMD-P	83-04-063	458-20-108	AMD-P	83-04-063
458-20-108	AMD	83-07-034	458-20-108	AMD	83-07-034
458-20-112	AMD-P	83-04-063	458-20-112	AMD-P	83-04-063
458-20-113	AMD-P	83-04-063	458-20-113	AMD-P	83-04-063
458-20-113	AMD-C	83-07-035	458-20-113	AMD-C	83-07-035
458-20-114	AMD-P	83-04-062	458-20-114	AMD-P	83-04-062
458-20-116	AMD-P	83-04-063	458-20-116	AMD-P	83-04-063
458-20-116	AMD	83-07-034	458-20-116	AMD	83-07-034
458-20-118	AMD-P	83-04-063	458-20-118	AMD-P	83-04-063
458-20-118	AMD	83-07-034	458-20-118	AMD	83-07-034
458-20-121	AMD-P	83-04-063	458-20-121	AMD-P	83-04-063
458-20-121	AMD	83-07-034	458-20-121	AMD	83-07-034

Table of WAC Sections Affected

WAC #	WSR #	WAC #	WSR #	WAC #	WSR #
458-20-123	AMD-P 83-04-063	458-20-173	AMD-P 83-04-064	458-20-226	AMD 83-08-026
458-20-123	AMD 83-07-034	458-20-173	AMD 83-07-033	458-20-227	AMD-P 83-05-048
458-20-124	AMD-P 83-04-063	458-20-174	AMD-P 83-04-064	458-20-227	AMD 83-08-026
458-20-124	AMD 83-07-034	458-20-174	AMD 83-07-033	458-20-228	AMD-E 83-13-024
458-20-125	AMD-P 83-04-063	458-20-175	AMD-P 83-04-064	458-20-228	AMD-P 83-13-025
458-20-125	AMD 83-07-034	458-20-175	AMD 83-07-033	458-20-228	AMD 83-16-052
458-20-126	AMD-P 83-04-063	458-20-176	AMD-P 83-04-064	458-20-229	AMD-P 83-05-048
458-20-126	AMD 83-07-034	458-20-176	AMD 83-07-033	458-20-229	AMD 83-08-026
458-20-126	AMD-P 83-14-059	458-20-177	AMD-P 83-05-048	458-20-231	AMD-P 83-05-048
458-20-126	AMD-E 83-14-060	458-20-177	AMD 83-08-026	458-20-231	AMD 83-08-026
458-20-127	AMD-P 83-04-063	458-20-178	AMD-P 83-04-064	458-20-232	AMD-P 83-05-048
458-20-127	AMD 83-07-034	458-20-178	AMD 83-07-033	458-20-232	AMD 83-08-026
458-20-128	AMD-P 83-04-063	458-20-180	AMD-P 83-04-064	458-20-234	AMD-P 83-05-048
458-20-128	AMD 83-07-034	458-20-180	AMD 83-07-033	458-20-234	AMD 83-08-026
458-20-130	AMD-P 83-04-063	458-20-181	AMD-P 83-04-064	458-20-235	AMD-P 83-04-062
458-20-130	AMD 83-07-034	458-20-181	AMD 83-07-033	458-20-235	AMD 83-07-032
458-20-131	AMD-P 83-04-063	458-20-184	AMD-P 83-04-064	458-20-236	AMD-P 83-05-048
458-20-131	AMD 83-07-034	458-20-184	AMD 83-07-033	458-20-237	AMD-P 83-06-046
458-20-132	AMD-P 83-04-063	458-20-185	AMD-P 83-04-062	458-20-237	AMD-E 83-06-047
458-20-132	AMD 83-07-034	458-20-185	AMD 83-07-032	458-20-237	AMD 83-09-028
458-20-134	AMD-P 83-04-062	458-20-186	AMD-P 83-04-062	458-20-238	AMD-P 83-05-048
458-20-134	AMD 83-07-032	458-20-186	AMD 83-07-032	458-20-238	AMD 83-08-026
458-20-135	AMD-P 83-04-063	458-20-18801	AMD-P 83-04-062	458-20-239	AMD-P 83-05-048
458-20-135	AMD 83-07-034	458-20-18801	AMD 83-07-032	458-20-239	AMD 83-08-026
458-20-136	AMD-P 83-04-062	458-20-189	AMD-P 83-04-064	458-20-240	AMD-P 83-05-048
458-20-136	AMD 83-07-032	458-20-189	AMD 83-07-033	458-20-240	AMD 83-08-026
458-20-137	AMD-P 83-04-063	458-20-190	AMD-P 83-04-064	458-20-241	AMD-P 83-05-048
458-20-137	AMD 83-07-034	458-20-190	AMD 83-07-033	458-20-241	AMD 83-08-026
458-20-140	AMD-P 83-04-063	458-20-191	AMD-P 83-04-064	458-20-242A	AMD-P 83-05-048
458-20-140	AMD 83-07-034	458-20-191	AMD 83-07-033	458-20-242A	AMD 83-08-026
458-20-141	AMD-P 83-04-063	458-20-193A	AMD-P 83-04-064	458-20-243	AMD-P 83-05-048
458-20-141	AMD 83-07-034	458-20-193A	AMD 83-07-033	458-20-243	AMD 83-08-026
458-20-142	AMD-P 83-04-063	458-20-193B	AMD-P 83-04-064	458-20-244	AMD-P 83-14-059
458-20-142	AMD 83-07-034	458-20-193B	AMD 83-07-033	458-20-244	AMD-E 83-14-060
458-20-143	AMD-P 83-04-063	458-20-193C	AMD-P 83-04-064	458-20-245	NEW-P 83-14-059
458-20-143	AMD 83-07-034	458-20-193C	AMD 83-07-033	458-20-245	NEW-E 83-14-060
458-20-143	AMD-P 83-13-026	458-20-193D	AMD-P 83-04-064	458-40-18600	AMD-P 83-11-037
458-20-143	AMD 83-16-053	458-20-193D	AMD 83-07-033	458-40-18600	AMD-E 83-14-039
458-20-145	AMD-P 83-04-062	458-20-194	AMD-P 83-05-048	458-40-18600	AMD 83-14-040
458-20-145	AMD 83-07-032	458-20-194	AMD 83-08-026	458-40-18688	NEW-P 83-11-037
458-20-146	AMD-P 83-04-062	458-20-195	AMD-P 83-05-048	458-40-18688	NEW-E 83-14-039
458-20-146	AMD 83-07-032	458-20-195	AMD 83-08-026	458-40-18688	NEW 83-14-040
458-20-148	AMD-P 83-04-063	458-20-196	AMD-P 83-04-062	458-40-18689	NEW-P 83-11-037
458-20-148	AMD 83-07-034	458-20-196	AMD 83-07-032	458-40-18689	NEW-E 83-14-039
458-20-150	AMD-P 83-04-063	458-20-198	AMD-P 83-04-062	458-40-18689	NEW 83-14-040
458-20-150	AMD 83-07-034	458-20-198	AMD 83-07-032	458-40-18690	NEW-P 83-11-037
458-20-151	AMD-P 83-04-062	458-20-199	AMD-P 83-04-062	458-40-18690	NEW-E 83-14-039
458-20-151	AMD 83-07-032	458-20-199	AMD 83-07-032	458-40-18690	NEW 83-14-040
458-20-153	AMD-P 83-04-064	458-20-201	AMD-P 83-05-048	458-40-18691	NEW-P 83-11-037
458-20-153	AMD 83-07-033	458-20-201	AMD 83-08-026	458-40-18691	NEW-E 83-14-039
458-20-156	AMD-P 83-04-064	458-20-206	AMD-P 83-05-048	458-40-18691	NEW 83-14-040
458-20-156	AMD 83-07-033	458-20-206	AMD 83-08-026	458-40-18692	NEW-P 83-11-037
458-20-159	AMD-P 83-04-064	458-20-209	AMD-P 83-05-048	458-40-18692	NEW-E 83-14-039
458-20-159	AMD 83-07-033	458-20-209	AMD 83-08-026	458-40-18692	NEW 83-14-040
458-20-161	AMD-P 83-04-064	458-20-210	AMD-P 83-05-048	458-40-18693	NEW-P 83-11-037
458-20-161	AMD 83-07-033	458-20-210	AMD 83-08-026	458-40-18693	NEW-E 83-14-039
458-20-162	AMD-P 83-04-064	458-20-211	AMD-P 83-05-048	458-40-18693	NEW 83-14-040
458-20-162	AMD 83-07-033	458-20-211	AMD 83-08-026	458-40-18694	NEW-P 83-11-037
458-20-163	AMD-P 83-04-064	458-20-214	AMD-P 83-05-048	458-40-18694	NEW-E 83-14-039
458-20-163	AMD 83-07-033	458-20-214	AMD 83-08-026	458-40-18694	NEW 83-14-040
458-20-164	AMD-P 83-14-059	458-20-215	AMD-P 83-05-048	458-40-18695	NEW-P 83-11-037
458-20-164	AMD-E 83-14-060	458-20-215	AMD 83-08-026	458-40-18695	NEW-E 83-14-039
458-20-165	AMD-P 83-04-064	458-20-218	AMD-P 83-05-048	458-40-18695	NEW 83-14-040
458-20-165	AMD 83-07-033	458-20-218	AMD 83-08-026	458-40-18696	NEW-P 83-11-037
458-20-166	AMD-P 83-04-064	458-20-219	AMD-P 83-05-048	458-40-18696	NEW-E 83-14-039
458-20-166	AMD 83-07-033	458-20-219	AMD 83-08-026	458-40-18696	NEW 83-14-040
458-20-167	AMD-P 83-04-062	458-20-221	AMD-P 83-05-048	458-40-19000	AMD-P 83-11-037
458-20-167	AMD 83-07-032	458-20-221	AMD 83-08-026	458-40-19000	AMD-E 83-14-039
458-20-168	AMD-P 83-04-064	458-20-222	AMD-P 83-05-048	458-40-19000	AMD 83-14-040
458-20-168	AMD 83-07-033	458-20-222	AMD 83-08-026	458-40-19001	AMD-P 83-11-037
458-20-169	AMD-P 83-04-064	458-20-223	AMD-P 83-05-048	458-40-19001	AMD-E 83-14-039
458-20-169	AMD 83-07-033	458-20-223	AMD 83-08-026	458-40-19001	AMD 83-14-040
458-20-170	AMD-P 83-04-064	458-20-224	AMD-P 83-04-062	458-40-19002	AMD-P 83-11-037
458-20-170	AMD 83-07-033	458-20-224	AMD 83-07-032	458-40-19002	AMD-E 83-14-039
458-20-171	AMD-P 83-04-064	458-20-224	AMD-P 83-14-059	458-40-19002	AMD 83-14-040
458-20-172	AMD-P 83-04-064	458-20-224	AMD-E 83-14-060	458-40-19003	AMD-P 83-11-037
458-20-172	AMD 83-07-033	458-20-226	AMD-P 83-05-048	458-40-19003	AMD-E 83-14-039



Table of WAC Sections Affected

WAC #	WSR #	WAC #	WSR #	WAC #	WSR #			
460-33A-010	NEW	83-03-025	460-36A-150	NEW-P	83-15-041	460-90-440	REP	83-06-076
460-33A-015	NEW	83-03-025	460-36A-155	NEW-P	83-15-041	460-90-450	REP-P	83-03-056
460-33A-015	AMD-E	83-09-034	460-36A-160	NEW-P	83-15-041	460-90-450	REP	83-06-076
460-33A-015	AMD-P	83-11-023	460-36A-165	NEW-P	83-15-041	460-90-460	REP-P	83-03-056
460-33A-015	AMD	83-15-043	460-36A-170	NEW-P	83-15-041	460-90-460	REP	83-06-076
460-33A-016	NEW	83-03-025	460-36A-175	NEW-P	83-15-041	460-90-470	REP-P	83-03-056
460-33A-017	NEW	83-03-025	460-36A-180	NEW-P	83-15-041	460-90-470	REP	83-06-076
460-33A-020	NEW	83-03-025	460-36A-185	NEW-P	83-15-041	460-90-480	REP-P	83-03-056
460-33A-025	NEW	83-03-025	460-36A-190	NEW-P	83-15-041	460-90-480	REP	83-06-076
460-33A-030	NEW	83-03-025	460-36A-195	NEW-P	83-15-041	460-90-490	REP-P	83-03-056
460-33A-035	NEW	83-03-025	460-46A-020	AMD-P	83-12-038	460-90-490	REP	83-06-076
460-33A-040	NEW	83-03-025	460-46A-020	AMD	83-15-025	460-90-500	REP-P	83-03-056
460-33A-050	NEW	83-03-025	460-46A-040	AMD-P	83-12-038	460-90-500	REP	83-06-076
460-33A-055	NEW	83-03-025	460-46A-080	AMD-P	83-12-038	460-90-510	REP-P	83-03-056
460-33A-060	NEW	83-03-025	460-46A-080	AMD	83-15-025	460-90-510	REP	83-06-076
460-33A-065	NEW	83-03-025	460-46A-085	AMD-P	83-12-038	460-90-900	REP-P	83-03-056
460-33A-070	NEW	83-03-025	460-46A-085	AMD	83-15-025	460-90-900	REP	83-06-076
460-33A-075	NEW	83-03-025	460-46A-090	AMD-P	83-12-038	460-90A-010	NEW-P	83-03-056
460-33A-080	NEW	83-03-025	460-46A-090	AMD	83-15-025	460-90A-010	NEW	83-06-076
460-33A-085	NEW	83-03-025	460-46A-091	NEW-P	83-12-038	460-90A-020	NEW-P	83-03-056
460-33A-090	NEW	83-03-025	460-46A-091	NEW	83-15-025	460-90A-020	NEW	83-06-076
460-33A-100	NEW	83-03-025	460-46A-095	AMD-P	83-12-038	460-90A-030	NEW-P	83-03-056
460-33A-105	NEW	83-03-025	460-46A-095	AMD	83-15-025	460-90A-030	NEW	83-06-076
460-33A-110	NEW	83-03-025	460-46A-155	AMD-P	83-12-038	460-90A-040	NEW-P	83-03-056
460-34A-010	NEW-P	83-15-042	460-46A-155	AMD	83-15-025	460-90A-040	NEW	83-06-076
460-34A-015	NEW-P	83-15-042	460-65A-010	NEW	83-03-024	460-90A-050	NEW-P	83-03-056
460-34A-020	NEW-P	83-15-042	460-65A-020	NEW	83-03-024	460-90A-050	NEW	83-06-076
460-34A-025	NEW-P	83-15-042	460-65A-030	NEW	83-03-024	460-90A-060	NEW-P	83-03-056
460-34A-030	NEW-P	83-15-042	460-65A-040	NEW	83-03-024	460-90A-060	NEW	83-06-076
460-34A-035	NEW-P	83-15-042	460-65A-100	NEW	83-03-024	460-90A-070	NEW-P	83-03-056
460-34A-037	NEW-P	83-15-042	460-65A-105	NEW	83-03-024	460-90A-070	NEW	83-06-076
460-34A-040	NEW-P	83-15-042	460-65A-110	NEW	83-03-024	460-90A-080	NEW-P	83-03-056
460-34A-045	NEW-P	83-15-042	460-65A-115	NEW	83-03-024	460-90A-080	NEW	83-06-076
460-34A-050	NEW-P	83-15-042	460-65A-125	NEW	83-03-024	460-90A-090	NEW-P	83-03-056
460-34A-055	NEW-P	83-15-042	460-90-100	REP-P	83-03-056	460-90A-090	NEW	83-06-076
460-34A-060	NEW-P	83-15-042	460-90-100	REP	83-06-076	460-90A-100	NEW-P	83-03-056
460-34A-065	NEW-P	83-15-042	460-90-110	REP-P	83-03-056	460-90A-100	NEW	83-06-076
460-34A-070	NEW-P	83-15-042	460-90-110	REP	83-06-076	460-90A-105	NEW-P	83-03-056
460-34A-075	NEW-P	83-15-042	460-90-120	REP-P	83-03-056	460-90A-105	NEW	83-06-076
460-34A-080	NEW-P	83-15-042	460-90-120	REP	83-06-076	460-90A-110	NEW-P	83-03-056
460-34A-085	NEW-P	83-15-042	460-90-122	REP-P	83-03-056	460-90A-110	NEW	83-06-076
460-34A-090	NEW-P	83-15-042	460-90-122	REP	83-06-076	460-90A-120	NEW-P	83-03-056
460-34A-095	NEW-P	83-15-042	460-90-125	REP-P	83-03-056	460-90A-120	NEW	83-06-076
460-34A-100	NEW-P	83-15-042	460-90-125	REP	83-06-076	460-90A-130	NEW-P	83-03-056
460-34A-105	NEW-P	83-15-042	460-90-130	REP-P	83-03-056	460-90A-130	NEW	83-06-076
460-34A-110	NEW-P	83-15-042	460-90-130	REP	83-06-076	460-90A-140	NEW-P	83-03-056
460-34A-112	NEW-P	83-15-042	460-90-140	REP-P	83-03-056	460-90A-140	NEW	83-06-076
460-34A-115	NEW-P	83-15-042	460-90-140	REP	83-06-076	460-90A-150	NEW-P	83-03-056
460-34A-120	NEW-P	83-15-042	460-90-150	REP-P	83-03-056	460-90A-150	NEW	83-06-076
460-34A-125	NEW-P	83-15-042	460-90-150	REP	83-06-076	461-08-180	AMD-C	83-04-037
460-34A-130	NEW-P	83-15-042	460-90-160	REP-P	83-03-056	461-08-180	AMD	83-06-031
460-34A-135	NEW-P	83-15-042	460-90-160	REP	83-06-076	463-28-060	AMD-E	83-04-023
460-34A-200	NEW-P	83-15-042	460-90-170	REP-P	83-03-056	463-28-060	AMD-P	83-04-047
460-36A-010	REP-P	83-15-041	460-90-170	REP	83-06-076	463-28-060	AMD-C	83-08-014
460-36A-015	REP-P	83-15-041	460-90-180	REP-P	83-03-056	463-28-060	AMD	83-08-031
460-36A-020	REP-P	83-15-041	460-90-180	REP	83-06-076	468-10-232	NEW-P	83-16-015
460-36A-025	REP-P	83-15-041	460-90-190	REP-P	83-03-056	468-10-234	NEW-P	83-16-015
460-36A-030	REP-P	83-15-041	460-90-190	REP	83-06-076	468-18-080	AMD-E	83-10-009
460-36A-035	REP-P	83-15-041	460-90-200	REP-P	83-03-056	468-18-080	AMD-P	83-10-010
460-36A-040	REP-P	83-15-041	460-90-200	REP	83-06-076	468-18-080	AMD	83-13-099
460-36A-045	REP-P	83-15-041	460-90-300	REP-P	83-03-056	468-30-060	AMD-P	83-15-030
460-36A-050	REP-P	83-15-041	460-90-300	REP	83-06-076	468-38-010	AMD-P	83-12-009
460-36A-055	REP-P	83-15-041	460-90-310	REP-P	83-03-056	468-38-010	AMD-E	83-12-010
460-36A-060	REP-P	83-15-041	460-90-310	REP	83-06-076	468-38-010	AMD	83-16-018
460-36A-065	REP-P	83-15-041	460-90-320	REP-P	83-03-056	468-38-070	AMD-P	83-12-009
460-36A-070	REP-P	83-15-041	460-90-320	REP	83-06-076	468-38-070	AMD-E	83-12-010
460-36A-075	REP-P	83-15-041	460-90-330	REP-P	83-03-056	468-38-070	AMD	83-16-018
460-36A-100	NEW-P	83-15-041	460-90-330	REP	83-06-076	468-38-080	REP-P	83-11-032
460-36A-105	NEW-P	83-15-041	460-90-400	REP-P	83-03-056	468-38-090	REP-P	83-11-032
460-36A-110	NEW-P	83-15-041	460-90-400	REP	83-06-076	468-38-090	AMD-P	83-12-009
460-36A-115	NEW-P	83-15-041	460-90-410	REP-P	83-03-056	468-38-090	AMD-E	83-12-010
460-36A-120	NEW-P	83-15-041	460-90-410	REP	83-06-076	468-38-090	AMD	83-16-018
460-36A-125	NEW-P	83-15-041	460-90-420	REP-P	83-03-056	468-38-120	AMD-P	83-12-009
460-36A-130	NEW-P	83-15-041	460-90-420	REP	83-06-076	468-38-120	AMD-E	83-12-010
460-36A-135	NEW-P	83-15-041	460-90-430	REP-P	83-03-056	468-38-120	AMD	83-16-018
460-36A-140	NEW-P	83-15-041	460-90-430	REP	83-06-076	468-38-290	AMD-P	83-12-009
460-36A-145	NEW-P	83-15-041	460-90-440	REP-P	83-03-056	468-38-290	AMD-E	83-12-010

Table of WAC Sections Affected

WAC #	WSR #	WAC #	WSR #	WAC #	WSR #			
468-38-290	AMD	83-16-018	468-42-302	REP	83-09-038	468-310-070	NEW-P	83-15-023
468-38-440	REP-P	83-16-069	468-42-308	REP-P	83-06-070	468-310-070	NEW-E	83-15-024
468-42-002	REP-P	83-06-070	468-42-308	REP	83-09-038	468-310-080	NEW-P	83-15-023
468-42-002	REP	83-09-038	468-42-395	REP-P	83-06-070	468-310-080	NEW-E	83-15-024
468-42-003	REP-P	83-06-070	468-42-395	REP	83-09-038	468-310-090	NEW-P	83-15-023
468-42-003	REP	83-09-038	468-42-401	REP-P	83-06-070	468-310-090	NEW-E	83-15-024
468-42-004	REP-P	83-06-070	468-42-401	REP	83-09-038	468-310-100	NEW-P	83-15-023
468-42-004	REP	83-09-038	468-42-410	REP-P	83-06-070	468-310-100	NEW-E	83-15-024
468-42-005	REP-P	83-06-070	468-42-410	REP	83-09-038	480-10	REVIEW	83-11-003
468-42-005	REP	83-09-038	468-42-501	REP-P	83-06-070	480-12	REVIEW	83-11-003
468-42-006	REP-P	83-06-070	468-42-501	REP	83-09-038	480-12-180	AMD-P	83-03-054
468-42-006	REP	83-09-038	468-42-504	REP-P	83-06-070	480-12-180	AMD	83-06-017
468-42-007	REP-P	83-06-070	468-42-504	REP	83-09-038	480-12-190	AMD-P	83-03-054
468-42-007	REP	83-09-038	468-42-507	REP-P	83-06-070	480-12-190	AMD	83-06-017
468-42-009	REP-P	83-06-070	468-42-507	REP	83-09-038	480-12-322	NEW-P	83-15-072
468-42-009	REP	83-09-038	468-42-509	REP-P	83-06-070	480-12-322	NEW-C	83-10-028
468-42-011	REP-P	83-06-070	468-42-509	REP	83-09-038	480-12-322	NEW	83-12-028
468-42-011	REP	83-09-038	468-42-512	REP-P	83-06-070	480-12-350	AMD-P	83-16-030
468-42-012	REP-P	83-06-070	468-42-512	REP	83-09-038	480-12-350	AMD-E	83-16-031
468-42-012	REP	83-09-038	468-42-514	REP-P	83-06-070	480-30	REVIEW	83-11-003
468-42-014	REP-P	83-06-070	468-42-514	REP	83-09-038	480-30-095	AMD-P	83-03-053
468-42-014	REP	83-09-038	468-42-515	REP-P	83-06-070	480-30-095	AMD	83-06-018
468-42-020	REP-P	83-06-070	468-42-515	REP	83-09-038	480-30-100	AMD-P	83-03-053
468-42-020	REP	83-09-038	468-42-516	REP-P	83-06-070	480-30-100	AMD	83-06-018
468-42-022	REP-P	83-06-070	468-42-516	REP	83-09-038	480-40	REVIEW	83-11-003
468-42-022	REP	83-09-038	468-42-520	REP-P	83-06-070	480-40-070	AMD-P	83-03-052
468-42-023	REP-P	83-06-070	468-42-520	REP	83-09-038	480-40-070	AMD	83-06-019
468-42-023	REP	83-09-038	468-42-522	REP-P	83-06-070	480-40-075	AMD-P	83-03-052
468-42-024	REP-P	83-06-070	468-42-522	REP	83-09-038	480-40-075	AMD	83-06-019
468-42-024	REP	83-09-038	468-42-525	REP-P	83-06-070	480-50	REVIEW	83-11-003
468-42-027	REP-P	83-06-070	468-42-525	REP	83-09-038	480-60	REVIEW	83-11-003
468-42-027	REP	83-09-038	468-42-526	REP-P	83-06-070	480-62	REVIEW	83-11-003
468-42-028	REP-P	83-06-070	468-42-526	REP	83-09-038	480-62-100	AMD-P	83-06-075
468-42-028	REP	83-09-038	468-42-527	REP-P	83-06-070	480-62-100	AMD	83-09-004
468-42-031	REP-P	83-06-070	468-42-527	REP	83-09-038	480-62-110	NEW-P	83-06-020
468-42-031	REP	83-09-038	468-42-539	REP-P	83-06-070	480-62-110	NEW-W	83-09-005
468-42-090	REP-P	83-06-070	468-42-539	REP	83-09-038	480-62-120	NEW-P	83-06-021
468-42-090	REP	83-09-038	468-42-542	REP-P	83-06-070	480-62-120	NEW	83-09-003
468-42-097	REP-P	83-06-070	468-42-542	REP	83-09-038	480-63	REVIEW	83-11-003
468-42-097	REP	83-09-038	468-42-543	REP-P	83-06-070	480-66	REVIEW	83-11-003
468-42-099	REP-P	83-06-070	468-42-543	REP	83-09-038	480-69	REVIEW	83-11-003
468-42-099	REP	83-09-038	468-42-901	REP-P	83-06-070	480-70	REVIEW	83-11-003
468-42-101	REP-P	83-06-070	468-42-901	REP	83-09-038	480-70-330	AMD-P	83-03-055
468-42-101	REP	83-09-038	468-42-906	REP-P	83-06-070	480-70-330	AMD	83-06-015
468-42-104	REP-P	83-06-070	468-42-906	REP	83-09-038	480-70-400	AMD-P	83-03-055
468-42-104	REP	83-09-038	468-42-908	REP-P	83-06-070	480-70-400	AMD	83-06-015
468-42-106	REP-P	83-06-070	468-42-908	REP	83-09-038	480-80	REVIEW	83-11-003
468-42-106	REP	83-09-038	468-46-040	AMD-P	83-04-056	480-90	REVIEW	83-11-003
468-42-125	REP-P	83-06-070	468-46-040	AMD	83-07-025	480-93	REVIEW	83-11-003
468-42-125	REP	83-09-038	468-50-010	REP-P	83-06-069	480-100	REVIEW	83-11-003
468-42-129	REP-P	83-06-070	468-50-010	REP	83-09-039	480-105	REVIEW	83-11-003
468-42-129	REP	83-09-038	468-58-120	NEW-E	83-07-026	480-110	REVIEW	83-11-003
468-42-151	REP-P	83-06-070	468-300-010	AMD-P	83-04-052	480-120	REVIEW	83-11-003
468-42-151	REP	83-09-038	468-300-010	READOPT	83-07-062	480-120-046	AMD-P	83-08-087
468-42-153	REP-P	83-06-070	468-300-020	AMD-P	83-04-052	480-120-046	AMD	83-11-020
468-42-153	REP	83-09-038	468-300-020	READOPT	83-07-062	480-125-010	NEW-P	83-14-023
468-42-161	REP-P	83-06-070	468-300-030	AMD-P	83-04-052	480-125-020	NEW-P	83-14-023
468-42-161	REP	83-09-038	468-300-030	READOPT	83-07-062	480-125-030	NEW-P	83-14-023
468-42-164	REP-P	83-06-070	468-300-040	AMD-P	83-04-052	480-125-040	NEW-P	83-14-023
468-42-164	REP	83-09-038	468-300-040	READOPT	83-07-062	480-125-050	NEW-P	83-14-023
468-42-167	REP-P	83-06-070	468-300-070	AMD-P	83-04-052	480-125-060	NEW-P	83-14-023
468-42-167	REP	83-09-038	468-300-070	READOPT	83-07-062	480-125-070	NEW-P	83-14-023
468-42-169	REP-P	83-06-070	468-300-410	AMD-P	83-10-005	480-125-080	NEW-P	83-14-023
468-42-169	REP	83-09-038	468-300-410	AMD-E	83-10-006	480-125-090	NEW-P	83-14-023
468-42-202	REP-P	83-06-070	468-300-410	AMD	83-13-100	480-125-100	NEW-P	83-14-023
468-42-202	REP	83-09-038	468-310-010	NEW-P	83-15-023	480-125-110	NEW-P	83-14-023
468-42-224	REP-P	83-06-070	468-310-010	NEW-E	83-15-024	480-130	REVIEW	83-11-003
468-42-224	REP	83-09-038	468-310-020	NEW-P	83-15-023	480-140	REVIEW	83-11-003
468-42-270	REP-P	83-06-070	468-310-020	NEW-E	83-15-024	480-140-040	AMD-P	83-03-023
468-42-270	REP	83-09-038	468-310-030	NEW-P	83-15-023	480-140-040	AMD	83-06-016
468-42-272	REP-P	83-06-070	468-310-030	NEW-E	83-15-024	480-140-160	AMD-P	83-03-023
468-42-272	REP	83-09-038	468-310-040	NEW-P	83-15-023	480-140-160	AMD	83-06-016
468-42-290	REP-P	83-06-070	468-310-040	NEW-E	83-15-024	480-143	REVIEW	83-11-003
468-42-290	REP	83-09-038	468-310-050	NEW-P	83-15-023	480-146	REVIEW	83-11-003
468-42-291	REP-P	83-06-070	468-310-050	NEW-E	83-15-024	480-149-120	AMD-P	83-08-038
468-42-291	REP	83-09-038	468-310-060	NEW-P	83-15-023	480-149-120	AMD	83-11-019
468-42-302	REP-P	83-06-070	468-310-060	NEW-E	83-15-024	490-28A-003	NEW	83-10-003

**Table of WAC Sections Affected**

WAC #	WSR #	WAC #	WSR #	WAC #	WSR #			
490-36A-040	NEW	83-10-003	516-12-150	REP-P	83-09-040	516-14-030	REP	83-14-014
490-500-060	AMD-P	83-14-007	516-12-150	REP	83-14-014	516-14-040	REP-P	83-09-040
490-500-060	AMD-E	83-14-048	516-12-160	REP-P	83-09-040	516-14-040	REP	83-14-014
490-500-190	AMD-P	83-14-007	516-12-160	REP	83-14-014	516-14-050	REP-P	83-09-040
490-500-190	AMD-E	83-14-048	516-12-170	REP-P	83-09-040	516-14-050	REP	83-14-014
504-16	REP-C	83-04-010	516-12-170	REP	83-14-014	516-14-060	REP-P	83-09-040
504-16-100	REP	83-08-060	516-12-175	REP-P	83-09-040	516-14-060	REP	83-14-014
504-16-110	REP	83-08-060	516-12-175	REP	83-14-014	516-14-070	REP-P	83-09-040
504-16-115	REP	83-08-060	516-12-180	REP-P	83-09-040	516-14-070	REP	83-14-014
504-16-120	REP	83-08-060	516-12-180	REP	83-14-014	516-14-080	REP-P	83-09-040
504-16-140	REP	83-08-060	516-12-180	REP	83-14-014	516-14-080	REP	83-14-014
504-16-150	REP	83-08-060	516-12-190	REP-P	83-09-040	516-14-080	REP	83-14-014
504-16-160	REP	83-08-060	516-12-190	REP	83-14-014	516-14-090	REP-P	83-09-040
504-16-160	REP	83-08-060	516-12-200	REP-P	83-09-040	516-14-090	REP	83-14-014
504-16-170	REP	83-08-060	516-12-200	REP	83-14-014	516-14-100	REP-P	83-09-040
504-17	AMD-C	83-04-010	516-12-200	REP-P	83-09-040	516-14-100	REP	83-14-014
504-17-010	NEW	83-08-060	516-12-210	REP	83-14-014	516-14-110	REP-P	83-09-040
504-17-020	NEW	83-08-060	516-12-210	REP	83-14-014	516-14-110	REP	83-14-014
504-17-030	NEW	83-08-060	516-12-220	REP-P	83-09-040	516-14-200	NEW-P	83-09-040
504-17-040	NEW	83-08-060	516-12-220	REP	83-14-014	516-14-200	NEW	83-14-014
504-17-050	NEW	83-08-060	516-12-230	REP-P	83-09-040			
504-17-060	NEW	83-08-060	516-12-230	REP	83-14-014			
504-17-070	NEW	83-08-060	516-12-240	REP-P	83-09-040			
504-17-080	NEW	83-08-060	516-12-240	REP	83-14-014			
504-17-090	NEW	83-08-060	516-12-250	REP-P	83-09-040			
504-17-100	NEW	83-08-060	516-12-250	REP	83-14-014			
504-17-110	NEW	83-08-060	516-12-255	REP-P	83-09-040			
504-17-120	NEW	83-08-060	516-12-255	REP	83-14-014			
504-17-130	NEW	83-08-060	516-12-256	REP-P	83-09-040			
504-17-140	NEW	83-08-060	516-12-256	REP	83-14-014			
504-17-150	NEW	83-08-060	516-12-256	REP-P	83-09-040			
504-17-160	NEW	83-08-060	516-12-260	REP	83-14-014			
504-17-170	NEW	83-08-060	516-12-260	REP-P	83-09-040			
504-17-180	NEW	83-08-060	516-12-265	REP	83-14-014			
504-17-190	NEW	83-08-060	516-12-265	REP-P	83-09-040			
504-17-200	NEW	83-08-060	516-12-268	REP	83-14-014			
504-17-210	NEW	83-08-060	516-12-268	REP-P	83-09-040			
504-17-220	NEW	83-08-060	516-12-280	REP	83-14-014			
504-17-230	NEW	83-08-060	516-12-280	REP-P	83-09-040			
504-17-240	NEW	83-08-060	516-12-290	REP	83-14-014			
504-17-250	NEW	83-08-060	516-12-290	REP-P	83-09-040			
504-17-900	NEW	83-08-060	516-12-300	REP	83-14-014			
504-17-910	NEW	83-08-060	516-12-300	REP-P	83-09-040			
504-17-930	NEW	83-08-060	516-12-310	REP	83-14-014			
516-12-010	REP-P	83-09-040	516-12-310	REP-P	83-09-040			
516-12-010	REP	83-14-014	516-12-320	REP	83-14-014			
516-12-020	REP-P	83-09-040	516-12-320	REP-P	83-09-040			
516-12-020	REP	83-14-014	516-12-400	NEW-P	83-09-040			
516-12-030	REP-P	83-09-040	516-12-400	NEW	83-14-014			
516-12-030	REP	83-14-014	516-12-410	NEW-P	83-09-040			
516-12-040	REP-P	83-09-040	516-12-410	NEW	83-14-014			
516-12-040	REP	83-14-014	516-12-420	NEW-P	83-09-040			
516-12-050	REP-P	83-09-040	516-12-420	NEW	83-14-014			
516-12-050	REP	83-14-014	516-12-430	NEW-P	83-09-040			
516-12-060	REP-P	83-09-040	516-12-430	NEW	83-14-014			
516-12-060	REP	83-14-014	516-12-440	NEW-P	83-09-040			
516-12-070	REP-P	83-09-040	516-12-440	NEW	83-14-014			
516-12-070	REP	83-14-014	516-12-450	NEW-P	83-09-040			
516-12-073	REP-P	83-09-040	516-12-450	NEW	83-14-014			
516-12-073	REP	83-14-014	516-12-460	NEW-P	83-09-040			
516-12-076	REP-P	83-09-040	516-12-460	NEW	83-14-014			
516-12-076	REP	83-14-014	516-12-470	NEW-P	83-09-040			
516-12-080	REP-P	83-09-040	516-12-470	NEW	83-14-014			
516-12-080	REP	83-14-014	516-12-480	NEW-P	83-09-040			
516-12-090	REP-P	83-09-040	516-12-480	NEW	83-14-014			
516-12-090	REP	83-14-014	516-13-010	AMD-P	83-09-040			
516-12-100	REP-P	83-09-040	516-13-010	AMD	83-14-014			
516-12-100	REP	83-14-014	516-13-020	AMD-P	83-09-040			
516-12-110	REP-P	83-09-040	516-13-020	AMD	83-14-014			
516-12-110	REP	83-14-014	516-13-030	AMD-P	83-09-040			
516-12-120	REP-P	83-09-040	516-13-030	AMD	83-14-014			
516-12-120	REP	83-14-014	516-13-070	NEW-P	83-09-040			
516-12-130	REP-P	83-09-040	516-13-070	NEW	83-14-014			
516-12-130	REP	83-14-014	516-13-080	NEW-P	83-09-040			
516-12-140	REP-P	83-09-040	516-13-080	NEW	83-14-014			
516-12-140	REP	83-14-014	516-14-010	REP-P	83-09-040			
516-12-145	REP-P	83-09-040	516-14-010	REP	83-14-014			
516-12-145	REP	83-14-014	516-14-020	REP-P	83-09-040			
			516-14-020	REP	83-14-014			
			516-14-030	REP-P	83-09-040			



## Subject/Agency Index

(Citations in **bold type** refer to material in this issue)

<b>ATTORNEY GENERAL, OFFICE OF THE—cont.</b>		<b>SOCIAL AND HEALTH SERVICES, DEPARTMENT OF)</b>	
vocational education duties	83-01-070		
University of Washington open public meetings	83-07-011	<b>BOATS (See LICENSING, DEPARTMENT OF implementation of ch 7 Laws of 1983)</b>	
Vocational education commission		<b>BOTHELL</b>	
vocational education duties	83-01-070	Shoreline master program	83-02-064 83-03-069
Vocation rehabilitation			
retroactive/prospective	83-09-042	<b>BUILDING CODE ADVISORY COUNCIL</b>	
<b>ATTORNEYS (See also SUPREME COURT)</b>		Amendments	83-10-082
Disciplinary rules	83-04-045	Barrier free facilities	83-07-012 83-15-033
Limited practice rule, closing officers	83-02-044		
form approval	83-14-070	<b>CATTLE (See AGRICULTURE, DEPARTMENT OF)</b>	
<b>AVIATION (See TRANSPORTATION, DEPARTMENT OF, subtopic Aeronautics)</b>		<b>CEMETERY BOARD</b>	
<b>BANKS (See GENERAL ADMINISTRATION, DEPARTMENT OF)</b>		Development plan	83-02-063
<b>BARBERS (See LICENSING, DEPARTMENT OF)</b>		Endowment care fund records	83-02-063
<b>BEER (See LIQUOR CONTROL BOARD)</b>		Gross sales price defined	83-02-063
<b>BELLEVUE</b>		Prearrangement trust fund records	83-02-063
Shoreline master program	83-02-065	<b>CENTRAL WASHINGTON UNIVERSITY</b>	
<b>BELLEVUE COMMUNITY COLLEGE (District 8)</b>		College facilities use	
Alcohol and chemical dependency of employees	83-13-074	bookstore	83-07-024 83-08-070 83-11-033
Amendment to bylaws	83-01-043		
	83-05-051	Library policies	83-01-036
General operating policies	83-13-074	Meeting schedule	83-05-010
Meeting schedule	83-01-040		<b>83-16-010</b>
	83-01-043	Parking and traffic regulations	83-13-034
	83-05-051		
	83-08-058	<b>CENTRALIA COLLEGE AND OLYMPIA TECHNICAL COMMUNITY COLLEGE (District 12)</b>	
Student code	83-07-040	Environmental protection	83-12-043
	83-12-012	Meeting schedule	83-01-079 83-04-015 83-08-035 83-08-068 83-13-057 <b>83-16-033</b>
<b>BLIND</b>			
Prevention of blindness program		Personnel rules	
appeal and fair hearing	83-05-014	faculty tenure and probationary employment	83-07-067
	83-06-067	leave policies for professionals	83-03-072 83-07-067
	83-10-034	procedures for professional negotiations	83-03-072
	83-10-035	repeal administrative leave, tenure and probation	83-07-067
eye physicians advisory committee	83-01-068	work load for full-time faculty	83-03-072 83-07-067
	83-01-069		
financial eligibility	83-05-014	<b>CHILDBIRTH CENTERS (See HEALTH, STATE BOARD OF)</b>	
	83-06-067	<b>CHILDREN/JUVENILES</b>	
	83-10-034	Day care (See DAY CARE)	
	83-10-035	<b>CHIROPRACTIC EXAMINERS, BOARD OF</b>	
medical eligibility	83-05-014	Colleges	
	83-06-067	educational standards required for accreditation	83-01-028
	83-10-034	<b>CIVIL DEFENSE (See EMERGENCY SERVICES, DEPARTMENT OF)</b>	
	83-10-035	<b>CLALLAM COUNTY</b>	
ophthalmologist consultant	83-01-068	Shoreline management master program	83-02-008
	83-01-069		
purpose	83-01-068	<b>CLAMS (See FISHERIES, DEPARTMENT OF, subtopic Shellfish)</b>	
	83-01-069	<b>CLARK COLLEGE (District 14)</b>	
services	83-05-014	Meeting schedule	83-03-001 83-04-034
	83-06-067		
	83-10-034	<b>COCKTAIL LOUNGES (See LIQUOR CONTROL BOARD)</b>	
	83-10-035	<b>COLLEGES (See individual colleges)</b>	
social and health services cooperative agreement	83-01-068	<b>COMMON CARRIERS (See UTILITIES AND TRANSPORTATION COMMISSION)</b>	
	83-01-069	<b>COMMUNITY COLLEGE DISTRICT 1 (See PENINSULA COLLEGE)</b>	
Repeal of obsolete sections	83-05-003		
	83-08-023		
Vocational rehabilitation			
confidential information-disclosure	83-01-080		
definitions	83-01-080		
eligibility	83-10-033		
group services	83-01-080		
liability insurance	83-01-080		
program termination	83-01-080		
sheltered workshops	83-01-080		
training	83-01-080		
college and trade school	83-06-068		
	83-10-033		
vocational	83-06-068		
	83-10-033		
<b>BOARDING ROOMS (See HEALTH, STATE BOARD OF;</b>			

**Subject/Agency Index**  
(Citations in **bold type** refer to material in this issue)

<b>COMMUNITY COLLEGE DISTRICT 2</b> (See GRAYS HARBOR COMMUNITY COLLEGE)		<b>CONSERVATION COMMISSION</b> Meetings	83-13-117
<b>COMMUNITY COLLEGE DISTRICT 4</b> (See SKAGIT VALLEY COLLEGE)		<b>CONSUMER FINANCE ACT (See GENERAL ADMINISTRATION, DEPARTMENT OF)</b>	
<b>COMMUNITY COLLEGE DISTRICT 5</b> (See EDMONDS AND EVERETT COMMUNITY COLLEGES)		<b>CORRECTIONS, DEPARTMENT OF</b> Community residential programs	83-05-009
<b>COMMUNITY COLLEGE DISTRICT 6</b> (See SEATTLE COMMUNITY COLLEGE)		Facility review committee membership	83-01-084 83-05-009
<b>COMMUNITY COLLEGE DISTRICT 7</b> (See SHORELINE COMMUNITY COLLEGE)		Inmates mail	83-02-048 83-02-050 83-06-011 83-08-007 83-08-063 83-15-004
<b>COMMUNITY COLLEGE DISTRICT 8</b> (See BELLEVUE COMMUNITY COLLEGE)		marriages	83-13-015
<b>COMMUNITY COLLEGE DISTRICT 9</b> (See HIGHLINE COMMUNITY COLLEGE)		out-of-state transfer	83-01-138
<b>COMMUNITY COLLEGE DISTRICT 10</b> (See GREEN RIVER COMMUNITY COLLEGE)		personal property	83-02-049 83-02-051 83-06-011 83-08-007 83-08-063 83-15-004
<b>COMMUNITY COLLEGE DISTRICT 11</b> (See FORT STEILACOOM COMMUNITY COLLEGE)		stationary and postage	83-02-019 83-02-020 83-07-006 83-07-007 83-08-063 83-02-018 83-02-021 83-06-011 83-08-007 83-08-063 83-15-004 83-08-006 83-11-021 <b>83-16-017</b>
<b>COMMUNITY COLLEGE DISTRICT 12</b> (SEE CENTRALIA COLLEGE AND OLYMPIA TECHNICAL COMMUNITY COLLEGE)		telephone usage	83-02-018 83-02-021 83-06-011 83-08-007 83-08-063 83-15-004 83-08-006 83-11-021 <b>83-16-017</b>
<b>COMMUNITY COLLEGE DISTRICT 14</b> (See CLARK COLLEGE)		Legal services contracts	83-08-006 83-11-021 <b>83-16-017</b>
<b>COMMUNITY COLLEGE DISTRICT 17</b> (See SPOKANE COMMUNITY COLLEGES)		Probation and parole cost of supervision interstate compact Work/training release	83-01-137 83-01-139 83-07-049 83-10-042
<b>COMMUNITY COLLEGE DISTRICT 20</b> (See WALLA WALLA COMMUNITY COLLEGE)		<b>CORRECTIONS STANDARDS BOARD</b> Maximum capacity	<b>83-16-028</b> 83-01-070 <b>83-16-081</b>
<b>COMMUNITY COLLEGE DISTRICT 21</b> (See WHATCOM COMMUNITY COLLEGE)		<b>COUNCIL FOR POSTSECONDARY EDUCATION</b> Displaced homemaker program	83-10-064 83-14-041 <b>83-16-080</b> 83-09-010 83-09-043 83-10-065 83-13-092
<b>COMMUNITY COLLEGE EDUCATION, STATE BOARD FOR</b> (See also individual community colleges)		<b>COUNTIES</b> Alcoholism county plan	83-02-025 83-03-011
Annuity retirement system	<b>83-16-057</b>	Community mental health program (See MENTAL HEALTH/ILLNESS)	
Meetings	83-11-016	Developmental disabilities county plan	83-02-025 83-03-011
Vocational education duties	<b>83-16-028</b>	Drug abuse county plan	83-02-025 83-03-011
	83-01-070	Flooding emergency	83-02-025 83-03-011 83-01-020 83-01-021 83-01-095 83-01-096 83-03-009
<b>COMMUNITY ECONOMIC REVITALIZATION BOARD</b>		Health board on-site sewage disposal	83-01-125
General provisions	83-03-061	Home rule charter	83-01-035
Loans and grants	83-07-003	Probation and parole cost of supervision	83-01-137
	83-03-061		
	83-07-003		
Meeting schedule	83-10-041		
	83-01-086		
	83-03-062		
Practice and procedures	83-14-076		
	83-03-061		
Public records	83-07-003		
	83-03-061		
SEPA	83-07-003		
	83-03-061		
	83-07-003		
<b>COMMUNITY MENTAL HEALTH (See MENTAL HEALTH/ILLNESS)</b>			
<b>CONTRACTORS</b> Small works roster	83-02-024		
<b>CONVENTION AND TRADE CENTER</b> Corporate organization	83-06-035		
General procedures	83-02-054		
Meeting schedule	83-03-006		
Public records	83-02-054		
	83-06-035		
SEPA compliance	83-02-053		
	83-06-034		

**Subject/Agency Index**  
(Citations in bold type refer to material in this issue)

<b>COUNTIES—cont.</b>		<b>DEVELOPMENTALLY DISABLED AND HANDICAPPED—cont.</b>	
interstate compact	83-01-139	licensing	83-09-047
Salaries of county officers	83-01-035		83-13-065
<b>COUNTY ROAD ADMINISTRATION BOARD</b>		Developmentally disabled planning council	<b>83-16-006</b>
Road fund levy, diversion	83-15-039	Discrimination in public accommodations and real estate (See <b>HUMAN RIGHTS COMMISSION</b> )	83-01-033
<b>CRAB (See FISHERIES, DEPARTMENT OF, subtopic Shellfish)</b>		Education for handicapped children	83-04-072
<b>CREDIT UNIONS</b>			83-07-057
(See <b>GENERAL ADMINISTRATION, DEPARTMENT OF</b> )		Governor's committee on employment of the handicapped	83-13-021
<b>CRIME VICTIMS COMPENSATION (See LABOR AND INDUSTRIES, subtopic Industrial insurance)</b>		Group homes	
<b>CRIMINAL JUSTICE TRAINING COMMISSION</b>		mental/physical handicap	83-01-119
Basic law enforcement training	83-04-009		83-06-013
	83-04-014	Residential treatment facilities	
	83-04-007	infection control	83-10-079
	83-04-013	Schools - resident charges	83-15-010
	83-07-044	Severely handicapped	
	83-07-045	criteria	83-14-007
	83-07-046		83-14-048
	83-04-008	Special fuel tax	83-14-059
prior training	83-04-012	Vocational rehabilitation	
		economic need standard	83-14-007
<b>CRIPPLED CHILDREN'S SERVICES</b>			83-14-048
(See <b>HEALTH, STATE BOARD OF</b> )		<b>DRUGS (See PHARMACY, BOARD OF)</b>	
<b>DAIRY PRODUCTS COMMISSION</b>		<b>EASTERN WASHINGTON UNIVERSITY</b>	
Milk assessment	83-04-048	Appeals and grievance procedures	83-14-021
	83-08-018	Meeting schedules	83-07-002
	83-08-019		83-14-066
<b>DAY CARE</b>		<b>ECOLOGY, DEPARTMENT OF</b>	
Abuse, neglect, exploitation	83-02-060	Air pollution sources	83-03-070
Fire standards	83-02-060	general regulations	83-03-070
General and seasonal services described	83-02-028		83-09-013
Handicapped (see <b>DEVELOPMENTALLY DISABLED</b> )		implementation	83-09-036
Licensing			83-03-070
adult family homes	83-02-060		83-09-013
capacity	83-02-060		83-13-118
family day care homes	83-02-060		<b>83-16-020</b>
juvenile detention facilities	83-02-060	kraft pulping mills	83-03-070
Religious activities	83-02-060		83-09-036
Safety and maintenance	83-02-060		83-13-118
<b>DEFERRED COMPENSATION, COMMITTEE FOR</b>			<b>83-16-020</b>
Retirement rules		lead ambient air control plan	83-12-032
amendments	83-09-020	primary aluminum plants	83-03-070
	83-09-021		83-09-036
	83-10-050	sulfite pulping mills	83-03-070
	83-13-044		83-09-036
	83-09-020		83-13-118
new sections	83-09-021		<b>83-16-020</b>
	83-10-050	Beverage containers, pull tabs	83-12-062
	83-13-044	Dangerous wastes	83-01-127
<b>DENTAL DISCIPLINARY BOARD</b>		Environmental hearings office	
Identification of treating dentist	83-08-020	(See <b>ENVIRONMENTAL HEARINGS OFFICE</b> )	
Prescription drugs		Forest practices rules and regulations	83-15-045
inventory and recording	83-04-050	Groundwater	
Scheduled drugs		designation of areas; management policy	
recording	83-04-050	Quincy	83-07-079
<b>DENTAL EXAMINERS, BOARD OF</b>			83-12-060
Examination content	83-04-049	Walla Walla	83-02-039
	83-08-021	Instream resources	
	83-04-049	Wenatchee river basin	83-09-053
Foreign trained dentists	83-08-021		83-10-062
		Noise levels	83-13-016
<b>DEVELOPMENTALLY DISABLED AND HANDICAPPED</b>		NPDES	83-15-046
Barrier free facilities	83-07-012	public hearings	83-02-040
	83-15-033		83-07-078
Community training program	83-01-118	Radioactive waste management facilities	83-10-063
	83-05-017	Review of rules	83-15-044
County plan	83-02-025	Shorelines management programs	83-13-028
	83-03-011	Anacortes	
Day care/group homes		Bellevue	83-02-004
			83-02-065
			83-07-080

**Subject/Agency Index**  
(Citations in **bold type** refer to material in this issue)

**ECOLOGY, DEPARTMENT OF—cont.**

Bothell 83-02-064  
83-03-069  
83-07-019

Clallam county 83-02-008  
83-02-066

Elma 83-02-003  
Franklin county 83-10-061  
83-14-010

Jefferson county 83-11-048  
83-14-086

Kitsap county 83-02-010  
83-03-067  
83-08-002

Puyallup 83-08-072  
83-12-017

Richland 83-10-061  
83-14-003

Seattle 83-02-065  
83-07-081  
83-09-052  
83-11-047  
83-12-016  
83-13-029  
83-14-011  
83-15-014

Skagit county 83-02-007  
83-02-065  
83-07-082

Snohomish county 83-13-119

Spokane county 83-02-005  
83-02-065  
83-07-083

Tacoma 83-12-018  
Westport 83-14-085  
Whatcom county 83-02-006

Solid waste  
minimum standards for handling 83-02-009  
83-03-068  
83-09-017

State/EPA agreement 83-09-051  
State laboratory coordinating council 83-09-045  
Wastewater treatment works construction grants 83-12-061

**EDMONDS AND EVERETT COMMUNITY COLLEGES (District 5)**

Edmonds  
meeting schedule 83-08-069  
traffic rules **83-16-056**

Everett  
admission and registration 83-05-020  
83-05-037  
83-10-025  
83-10-026

meeting schedule 83-01-063  
83-07-027

**EDUCATION, STATE BOARD OF**

Academic excellence 83-08-061  
Central purchasing 83-08-044  
83-13-001

Educational service districts 83-13-097  
Public records 83-05-038  
83-08-016

Pupils  
tests and immunizations 83-13-096  
**83-16-049**

uniform entry qualifications 83-01-131  
83-05-023  
83-08-042  
83-13-004  
83-13-005

Secondary education  
State support of public schools  
annual reporting and review 83-13-002  
lack of classroom space 83-08-043  
83-13-002  
83-08-045

Teacher's retirement 83-13-003

**ELECTRIC ENERGY**

Public utility tax 83-01-059  
Weatherization assistance plan hearing 83-03-064

**ELMA**

Shoreline management master program 83-02-003

**EMERGENCY SERVICES, DEPARTMENT OF**

Aircraft rescue transmitters 83-01-039

Flooding  
Pend Oreille county 83-08-001  
tidal shorelines 83-01-095  
western Washington 83-01-020  
83-01-021  
83-01-096  
83-03-009  
83-03-019  
83-12-023

Mt. St. Helens restricted zone 83-13-112  
**83-16-025**

**EMPLOYMENT SECURITY, DEPARTMENT OF**

CETA phase-out 83-01-022  
Employment security advisory council 83-13-051

Job Training Partnership Act  
coordinating council created 83-01-022  
implementation 83-01-022  
labor market information system 83-01-022

**ENERGY FACILITY SITE EVALUATION COUNCIL**

Council purpose 83-01-127  
Definition of issues before hearing 83-01-126  
Dangerous wastes 83-01-127  
monitoring and enforcement 83-01-127

Energy facility applications  
legal descriptions and ownership 83-01-128  
transmission system criteria 83-01-128

Prehearing conferences  
attendance by members 83-01-126  
orders 83-01-126

Request for preemption  
contested case 83-04-023  
83-04-047  
83-08-014  
83-08-031

**ENVIRONMENTAL HEARINGS OFFICE**

Forest practices appeals board  
practice and procedure 83-03-005  
rules and regulations 83-15-045

Pollution control hearings board  
permit disposition 83-07-031  
83-11-006  
83-14-073  
83-14-074

Shorelines hearing board  
rules of practice 83-01-019  
83-04-037  
83-06-031

**EQUIPMENT COMMISSION**

Automotive engineers standard numbers 83-07-013  
83-11-028

Special motor vehicles, construction  
and equipment 83-05-001  
83-11-028  
83-07-084  
83-11-028  
83-03-014

Towing businesses

Traction devices

**EVERETT COMMUNITY COLLEGE**

(See **EDMONDS AND EVERETT COMMUNITY COLLEGES**)

**EVERGREEN STATE COLLEGE**

(See **THE EVERGREEN STATE COLLEGE**)

**EXAMINING COMMITTEE OF PHYSICAL THERAPISTS**

Annual report 83-01-116  
Chairman 83-05-032  
Examination

**Subject/Agency Index**  
(Citations in **bold type** refer to material in this issue)

**EXAMINING COMMITTEE OF PHYSICAL**

**THERAPISTS—cont.**

passing score 83-01-116  
83-05-032  
results may be withheld 83-01-116  
when held 83-05-032  
Reciprocity 83-01-116  
83-05-032  
Reinstatement 83-01-116  
83-05-032

**EXECUTIVE ORDERS (See GOVERNOR, OFFICE OF THE)**

**FINANCIAL MANAGEMENT, OFFICE OF**

General fund allotments  
expenditure reductions 83-01-101  
83-06-014  
Motor vehicle use 83-03-003  
Pay period, twice monthly 83-15-003  
83-15-049

**FIREARMS (See GUNS)**

**FIRE MARSHALL (See INSURANCE COMMISSIONER)**

**FISHERIES, DEPARTMENT OF**

Agency procedures

hydraulic project approval 83-06-062  
83-09-019  
83-09-026  
small works roster 83-02-024

Commercial fishing

bottomfish  
anchovy 83-04-036  
baitfish regulations 83-01-133  
83-04-025  
candle fish 83-04-036  
closed areas, trawl gear 83-01-133  
83-04-025  
coastal seasons 83-06-032  
83-07-069  
83-14-093  
herring 83-04-036  
roe herring 83-09-008  
zoo food 83-13-027  
pacific cod 83-10-014  
pacific hake 83-06-024  
83-07-071  
pacific ocean perch 83-06-032  
83-07-069  
83-10-016  
83-13-048  
pilchard 83-04-036  
rockfish 83-06-032  
83-07-069  
83-10-016  
83-13-048  
sablefish 83-07-069  
83-10-016  
83-13-048  
shad 83-11-035  
shortbelly rockfish 83-06-032  
83-10-016  
83-13-048  
widow rockfish 83-03-007  
83-06-032  
83-07-069  
83-10-016  
83-13-048  
salmon  
Chehalis river and tributaries 83-07-041  
83-07-055  
83-10-015  
Columbia river  
gill net season 83-05-025  
treaties 83-05-008  
troll fishery 83-10-040  
83-14-037

**FISHERIES, DEPARTMENT OF—cont.**

Grays Harbor and tributaries 83-07-055  
83-10-080  
83-13-054  
83-14-094  
Hoh river 83-07-070  
83-11-015  
Humptulips river 83-01-011  
83-01-017  
Puget Sound  
fishery restrictions 83-01-008  
83-01-012  
83-01-027  
83-01-044  
83-01-100  
83-09-035  
83-10-007  
83-11-039  
83-13-008  
83-14-020  
83-14-064  
83-15-028  
83-15-029  
**83-16-012**  
**83-16-013**  
**83-16-027**  
**83-16-043**  
**83-16-044**  
plan for chinook 83-03-071  
Quillayute 83-15-027  
troll fishery 83-10-022  
83-10-040  
83-14-037  
83-10-080  
83-13-054  
Willapa harbor  
shellfish  
crab  
dungeness 83-01-026  
harvest logs 83-09-014  
sea urchin etc. 83-01-133  
83-04-025  
83-09-027  
83-14-015  
shrimp 83-01-133  
83-04-025  
83-06-044  
83-09-014  
83-10-019  
smelt 83-01-133  
83-04-025  
83-14-015  
squid 83-14-015  
sturgeon  
Columbia river compact 83-06-023  
gear 83-04-005  
seasons 83-03-030  
83-04-053  
Indians (See INDIANS)  
Personal use and sport fishing rules  
bottomfish  
barbless hook rule 83-03-071  
lingcod areas and seasons 83-03-071  
83-07-043  
83-08-040  
83-13-045  
possession limits 83-03-071  
83-07-043  
83-08-040  
83-03-071  
general procedures for 1983-84 season  
possession of foodfish/shellfish  
in unlawful condition 83-07-043  
salmon and game fish  
Alta lake **83-16-048**  
bag limit codes 83-08-040  
83-08-046  
83-15-015  
Banks lake 83-08-040

**Subject/Agency Index**  
(Citations in **bold type** refer to material in this issue)

**FISHERIES, DEPARTMENT OF—cont.**

barbless hook rule 85-03-071  
83-07-043  
Camano Island area 83-15-019  
Carr inlet **83-16-035**  
closed areas 83-03-071  
83-07-043  
83-08-046  
**83-16-035**  
83-08-041  
Columbia river 83-11-014  
Cowlitz river 83-08-040  
Goose lake 83-13-009  
Hoh river **83-16-016**  
83-12-056  
Icicle river **83-16-036**  
Lake Washington 83-10-023  
Lewis river **83-16-035**  
Minter creek 83-03-071  
saltwater seasons and bag limits 83-07-043  
83-08-040  
83-08-046  
83-12-030  
83-13-104  
83-14-042  
83-15-015  
83-15-019  
**83-16-042**  
83-03-071  
size rule  
spring chinook  
Columbia river 83-06-045  
Icicle river 83-13-049  
Little White Salmon 83-12-029  
83-13-023  
83-15-019  
Whidbey Island area 83-15-019  
shad  
areas and seasons 83-03-071  
83-07-043  
shellfish  
clams  
possession limits 83-01-134  
83-04-027  
hardshells, cockles, mussels 83-03-071  
83-07-043  
83-08-040  
razor clams  
areas and seasons 83-01-025  
83-01-132  
83-03-026  
83-03-071  
83-07-043  
83-08-040  
83-13-022  
83-07-043  
sanctuaries 83-10-019  
shrimp 83-03-071  
squid or octopus 83-05-011  
83-07-043  
sturgeon  
areas and seasons 83-03-071  
83-07-043  
subsistence (See INDIANS)

**FISHING-GAME FISH (See GAME, DEPARTMENT OF)**

**FOODFISH (See FISHERIES, DEPARTMENT OF)**

**FOREST PRACTICES APPEALS BOARD (See ENVIRONMENTAL HEARINGS OFFICE)**

**FOOD STAMPS (See SOCIAL AND HEALTH SERVICES, DEPARTMENT OF)**

**FORESTS AND FOREST PRODUCTS**

Forest land values 83-02-056  
83-05-013  
Forest practices rules and regulations 83-15-045  
Timber tax

**FORESTS AND FOREST PRODUCTS—cont.**

conversion definitions and factors 83-02-032  
83-02-033  
83-11-037  
83-14-039  
83-14-040  
definitions 83-02-032  
83-02-033  
83-11-037  
83-14-039  
83-14-040  
83-14-040  
harvester adjustments 83-02-032  
83-02-033  
83-11-037  
83-14-039  
83-14-040  
hauling distance zones 83-02-032  
83-02-033  
83-11-037  
83-14-039  
83-14-040  
small harvester option 83-02-032  
83-02-033  
83-11-037  
83-14-039  
83-14-040  
stumpage rate adjustments 83-15-051  
stumpage value areas 83-02-032  
83-02-033  
83-11-037  
83-14-039  
83-14-040  
stumpage value tables 83-02-032  
83-02-033  
83-11-037  
83-14-039  
83-14-040  
taxable stumpage value 83-14-039  
83-14-040  
83-14-040  
timber piling volume 83-02-032  
83-02-033  
83-11-037  
83-14-039  
83-14-040  
timber pole volume 83-02-032  
83-02-033  
83-11-037  
83-14-039  
83-14-040  
timber quality code numbers 83-02-032  
83-02-033  
83-11-037  
83-14-039  
83-14-040

**FORT STEILACOOM COMMUNITY COLLEGE (District 11)**

Meeting schedule 83-09-007  
83-09-011  
83-09-018  
83-09-032

**FOSTER CARE**

Earnings of foster child 83-01-120  
83-04-061  
Licensing of homes 83-02-060  
Resources and income 83-01-120  
83-04-061  
Support enforcement child referral 83-13-011

**FRANKLIN COUNTY**

Shoreline management master program 83-10-061  
83-14-010

**FUNERAL DIRECTORS AND EMBALMERS (See LICENSING, DEPARTMENT OF)**

**GAMBLING COMMISSION (See also LOTTERY COMMISSION)**  
Amusement games



**Subject/Agency Index**  
(Citations in bold type refer to material in this issue)

**GAME, DEPARTMENT OF—cont.**

unlawful firearms 83-01-006  
83-08-077

land migratory game bird and migratory waterfowl 83-12-052  
83-14-080  
83-08-075

Livestock grazing 83-14-079

Reserves

Bayview 83-15-059

Flat point 83-14-079

Frenchmen hills 83-15-059

Gloyd Seep 83-15-059

Green lake 83-14-079

Harris lake 83-15-059

Lake Sixteen 83-15-059

Lake Stevens 83-14-079

Lenice lake 83-15-059

Lewisville 83-14-079

Lower crab creek 83-15-059

Mt. Baker 83-12-051

provisions repealed 83-14-079

Rocky ford springs 83-15-059

Snoqualmie falls 83-15-059

Wilson creek 83-14-079

Winchester wasteway 83-15-059

Wiser Lake 83-12-053

Trapping

baiting, unlawful use 83-15-060

Mt. St. Helens' closure 83-14-081  
83-15-018  
83-12-050

seasons and regulations 83-12-050

**GAS (See OIL AND GAS)**

**GENERAL ADMINISTRATION, DEPARTMENT OF**

Banking

asset charges **83-16-073**

commercial banks

excess fund transactions 83-02-015

examination costs **83-16-073**

holding company acquisitions 83-10-037  
**83-16-072**

special assessment for working capital 83-06-065  
83-09-037

take-over legislation, implementation 83-10-037  
**83-16-072**

U.S. government securities

purchase or sale 83-01-081  
83-01-082  
83-03-020

Capitol grounds defined **83-16-026**

Capitol grounds parking and traffic 83-13-108  
83-13-109

Consumer Finance Act 83-14-071

Credit card use by state personnel 83-15-053

Credit unions

audit and accounts 83-05-022  
83-01-064  
83-05-021

commercial business activities rule review 83-14-077

examination and supervision fees 83-13-041  
83-13-042  
**83-16-068**

generally 83-01-073

investment practice and approval rule review 83-14-077

loan limitation waiver 83-14-078

Minority and women's businesses 83-03-038

Purchasing

bids 83-15-053

cooperative purchasing program 83-15-053

preferences

in-state 83-15-053

institution industries 83-15-053

recycled paper 83-15-053

sheltered workshops 83-15-053

Savings and loan associations

examination and supervision fees 83-13-040  
83-13-043  
**83-16-067**

**GENERAL ADMINISTRATION, DEPARTMENT OF**  
—cont.

satellite/network system 83-01-064  
83-01-073  
**83-16-073**

application 83-01-065  
83-02-013  
83-05-022

definitions 83-01-065

forms and fees, rule review 83-14-077

modification 83-01-065

troubled associations, merger, rule review 83-14-077

Small works roster 83-02-024

**GLIDERS (See TRANSPORTATION, DEPARTMENT OF)**

**GOVERNOR, OFFICE OF THE**

CETA phase-out 83-01-022

Citizens utility and telecommunication advisory committee **83-16-054**

Developmental disabilities planning council 83-01-033

Emergency

Mt. St. Helens

hazard zone I, II and III 83-13-062

Pend Oreille county 83-08-001

tidal shorelines 83-01-095  
83-03-019  
83-01-020  
83-01-021  
83-01-096  
83-03-019  
83-03-009  
83-12-023  
83-03-009  
83-12-023

western Washington

Skagit county 83-03-009  
83-12-023

Whatcom county 83-03-009  
83-12-023

General fund allotments

expenditure reductions 83-01-052  
83-01-101  
83-06-014  
83-08-008

Governor's committee on employment

of the handicapped 83-13-021

Hazardous materials advisory board 83-14-075

Hazardous materials emergency preparedness 83-14-075

Hiring freeze 83-08-008

Job training coordinating council 83-01-022

Job Training Partnership Act 83-01-022

Laboratory location 83-09-045

Legislature extra session 83-10-024  
83-12-024  
83-13-019  
83-13-020

Minority and women's business enterprises 83-03-038

Radioactive waste management council 83-05-045

Recreation resource advisory committee 83-07-063

State laboratory coordinating council 83-09-045

Utility and telecommunication advisory committee **83-16-054**

**GRAYS HARBOR COLLEGE (District 2)**

Meeting schedule 83-01-102

**GREEN RIVER COMMUNITY COLLEGE (District 10)**

Meeting schedule 83-01-071

**GROUNDWATER (See ECOLOGY, DEPARTMENT OF)**

**GUNS**

Hunting

unlawful firearms 83-01-006

**HANDICAPPED (See DEVELOPMENTALLY DISABLED AND HANDICAPPED)**

**HARBOR AREAS (See NATURAL RESOURCES, DEPARTMENT OF)**

**HEALTH, STATE BOARD OF**

Abortions (See ABORTIONS)

Boarding homes 83-09-001  
83-13-068

## Subject/Agency Index

(Citations in **bold type** refer to material in this issue)

### HEALTH, STATE BOARD OF—cont.

Childbirth center	
license	83-03-043
	83-07-016
procedures	83-03-044
	83-07-017
Crippled children's services	
authorization of services	83-01-002
definitions	83-01-002
eligibility	83-01-002
fees	83-01-002
funding ceilings	83-01-002
hospital qualifications	83-01-002
third-party resources	83-01-002
Cytogenetic laboratory services	83-07-073
	83-12-049
Dietary department	83-04-059
	83-07-048
Food service	83-04-059
	83-07-048
Health districts	83-04-011
	<b>83-16-084</b>
Hospice care centers	
infection control	83-03-042
	83-07-015
Hospitals	
definitions	83-01-003
design requirements	83-03-026
intensive care units	<b>83-16-021</b>
intravenous administration	83-10-058
	83-13-061
intravenous preparation	83-10-058
	83-13-061
licensing manual amendments	83-14-022
Kidney centers	83-13-102
On-site sewage disposal	83-01-125
	83-07-061
	83-13-014
Pharmacy standards	
hospital construction	83-10-057
	83-13-067
hospital pharmacists	83-10-056
Public water supplies	83-07-060
	83-13-101

### HEALTH CARE FACILITIES AUTHORITY

Equipment financing applications	83-01-061
----------------------------------	-----------

### HIGHER EDUCATION PERSONNEL BOARD

Annual leave accrual	83-04-065
	83-10-029
Appointment, instructional year	83-10-029
Cyclic year position	83-06-079
	83-10-029
Definitions	
cyclic year	83-04-065
	83-10-029
instructional year	83-04-065
	83-10-029
lay off	83-01-122
	83-04-016
	83-04-066
	83-07-056
lay off seniority	83-04-065
	83-10-029
Dismissal notice	83-06-079
Hearings	83-06-079
	83-10-029
Holidays	83-04-065
	83-10-029
Leave of absence without pay	83-04-065
	83-10-029
Layoff lists	<b>83-16-077</b>
Periodic increment date	83-04-065
	83-10-029
Superior court appeals	83-10-029
Vacation leave, accumulation, excess	<b>83-16-017</b>
	<b>83-16-077</b>

### HIGHER EDUCATION PERSONNEL BOARD—cont.

Work period designations	83-14-058
	<b>83-16-077</b>

### HIGH LEVEL RADIOACTIVE WASTE MANAGEMENT ADVISORY COUNCIL

Membership increased	83-05-045
----------------------	-----------

### HIGHLINE COMMUNITY COLLEGE

Meeting schedule	<b>83-16-007</b>
------------------	------------------

### HIGHWAYS (See TRANSPORTATION, DEPARTMENT OF)

### HORSE RACING COMMISSION

Definitions	
commission employees	<b>83-16-074</b>
Double entries	83-13-115
	<b>83-16-075</b>
Jockey apprentice allowance and extensions	83-05-027
	83-08-057
Medication misuse	83-13-115
	<b>83-16-074</b>
Wagering	83-13-115

### HOSPICES (See HEALTH, STATE BOARD OF)

### HOSPITAL COMMISSION

Alcoholism and psychiatric	
infection control	83-06-010
Accounting and reporting manual	83-04-032
	83-15-009
Budget and rate requests	83-04-006
	83-12-041
	83-13-038
	83-14-034
Operations and procedures	83-06-036
meetings	83-06-036
	83-13-037
	83-14-004
records	83-06-036

### HOUSING FINANCE COMMISSION

Organization and procedures	83-14-069
-----------------------------	-----------

### HUMAN RIGHTS COMMISSION

Handicapped discrimination in public accommodation	
reasonable accommodation	83-02-012
structural barriers to accessibility	83-02-012
waiver of rights as condition unfair	83-02-012
Handicap discrimination in real estate transaction	
structural barriers to accessibility	83-02-012
Meeting schedule	83-01-078
	83-11-022
	83-13-036
	<b>83-16-034</b>

### INDIANS

Colville Indian reservation hunting closure	83-06-030
	83-06-056
	83-09-022
Liquor sales	83-01-060
	83-01-123
	83-04-017
Motor vehicle tax exemption	83-05-055
Salmon	
Chehalis river and tributaries	83-07-041
	83-07-055
	83-10-015
Columbia river	
ceremonial and subsistence	83-11-013
	83-15-008
	83-15-016
	83-15-026
Grays Harbor and tributaries	83-07-055
Hoh river closed	83-07-070
Humptulips river	83-01-011
	83-01-017
Klickitat river subsistence	83-10-020
	83-13-035
	83-13-072
plan for Puget Sound chinook	83-03-071

**Subject/Agency Index**  
(Citations in bold type refer to material in this issue)

<b>INDIANS—cont.</b>			
Puget Sound commercial fishing restrictions	83-01-008	<b>JEFFERSON COUNTY</b>	
	83-01-012	Shoreline management master program	83-11-048
	83-01-027		83-14-086
	83-01-044	<b>JOB TRAINING COORDINATING COUNCIL</b>	
	83-01-100	(See <b>EMPLOYMENT SECURITY, DEPARTMENT OF</b> )	
	83-09-035		
	83-13-008	<b>JUDGES</b>	
	83-15-028	Judicial qualification commission	
	83-15-029	jurisdiction	83-01-048
	<b>83-16-012</b>		
	<b>83-16-013</b>	<b>KITSAP COUNTY</b>	
	<b>83-16-027</b>	Shoreline management master program	83-02-010
	<b>83-16-043</b>		83-03-067
	<b>83-16-044</b>		83-08-002
Quillayute river	83-15-027	<b>LABOR AND INDUSTRIES, DEPARTMENT OF</b>	
Yakima Indian subsistence	83-10-020	Carnival equipment	83-12-008
Yakima, Warm Springs, Nez Perce, Umatilla treaties	83-05-008	Contractor registration	83-12-020
	83-15-008		<b>83-16-059</b>
	83-15-016	Electricians	
	83-15-026	inspection fees	83-12-019
			<b>83-16-058</b>
<b>Steelhead</b>		journeyman	83-03-039
certain rivers closed	83-04-024		83-07-074
Chehalis river closed	83-03-048		83-12-011
	83-03-057		83-12-021
Elwha river closed	83-06-037	specialty	83-03-039
Green river closed	83-05-026		83-07-074
Hoh river closed	83-05-026		83-12-011
Humptulips river closed	83-05-026		83-12-021
Lake Washington closed	83-05-026	trainee	83-07-074
Pysht bay, Morse creek, Sekiu river	83-03-049		83-12-011
Quillayute river closed	83-06-003		83-12-021
Samish river closed	83-06-007	<b>Industrial insurance</b>	
Sturgeon	83-03-030	(See also Workers' compensation this topic)	
	83-04-053	appeals board	
		administration and organization	83-01-001
		crime victims compensation	83-01-001
		hearing rules	83-01-001
		interest when prevail on appeal	<b>83-16-014</b>
		practice and procedures	83-01-001
		public records	83-01-001
		vocational rehabilitation appeals	83-01-001
		state fund deficit	83-04-057
			83-07-075
		<b>Industrial Safety and Health Act</b>	83-04-044
			83-15-017
		<b>Logging</b>	83-03-022
			83-05-024
			83-15-017
		<b>Mobile homes</b>	
		building requirements	83-01-018
		fees	83-01-018
		inspections	83-01-018
		installation permits	83-01-018
		installation requirements	83-01-018
		<b>Plumbers</b>	
		examinations	83-14-018
			83-14-019
		fees	83-14-018
			83-14-019
		<b>Recreational vehicles, reciprocal agreement</b>	83-06-041
			83-06-042
			83-12-014
		<b>Safety and health standards</b>	
		definitions amended	83-13-006
			83-15-017
		logging	83-13-007
		machines, alarms	83-05-024
		power tools	83-13-006
			83-15-017
		recordkeeping	83-13-007
		<b>Self-insurance</b>	
		appeals, representation	83-15-050
		chemonucleolysis	83-06-012
		claim log	83-04-002
			83-04-058
			83-07-009
<b>INDUSTRIAL INSURANCE (See LABOR AND INDUSTRIES)</b>			
<b>INSURANCE COMMISSIONER</b>			
Disability insurance			
loss ratio standards	83-10-060		
	83-14-002		
Fire protection standards			
adult residential treatment facilities	83-01-049		
	83-03-028		
private adult treatment homes	83-01-024		
	83-03-027		
	83-06-022		
Funeral regulations			
obsolete provisions repealed	83-11-005		
	83-14-001		
<b>INTERAGENCY COMMITTEE FOR OUTDOOR RECREATION</b>			
Applications	83-01-030		
Definitions	83-01-030		
Federal overlay	83-01-030		
Funds	83-01-030		
Goals and objectives	83-01-030		
Grant-in-aid policy	83-01-030		
Local agency requirements	83-01-030		
Meeting schedules	83-01-009		
	83-08-011		
	83-10-048		
Off-road vehicles	83-01-030		
Organization, operations and procedures	83-01-030		
Participation manuals	83-01-030		
Project contract	83-01-030		
Public records	83-01-030		
Restrictions of sponsors	83-01-030		
<b>JAIL COMMISSION</b>			
Maximum capacities	83-04-004		
	83-11-046		
New facilities certification	83-04-003		
	83-07-059		

**Subject/Agency Index**  
(Citations in bold type refer to material in this issue)

**LABOR AND INDUSTRIES, DEPARTMENT OF**

—cont.	
deficit assessment	83-04-057 83-07-075
groups	
admission of new members	83-01-023 83-01-075
application	83-01-023 83-01-075
funds	83-01-023 83-01-075
reports	83-01-023 83-01-075
reserves	83-01-023 83-01-075
surplus distribution	83-01-023 83-01-075
termination of individual members	83-01-023 83-01-075
trustee responsibilities	83-01-023 83-01-075 83-01-076
State laboratory coordinating council	83-09-045
Vocational rehabilitation	
counselor registration qualification	83-13-033 83-13-110 <b>83-16-061</b> 83-15-065
dispute resolution	
Workers' compensation	
chemonucleolysis	83-06-012 83-12-013
classifications, rates, rating system	
employees supporting separate operations	83-02-037
evaluation of incurred losses	83-01-129 83-05-018
group dividends	83-01-129 83-05-018
interstate, intrastate, or foreign carriers	83-02-038 83-04-038 83-08-056 83-10-038 83-13-018
medical aid and vocation rehabilitation rules and fee schedule	83-06-012 83-12-013 83-13-121 <b>83-16-066</b>
penalty assessments	83-01-130 83-05-019
qualifications for employer participation	83-01-129
retrospective rating formula	83-01-129 83-05-018
risk classification	83-01-130 83-05-019
employees supporting separate operations	83-02-037
state fund deficit	83-04-057 83-07-075

**LAWYERS (See ATTORNEYS)**

**LIBRARY, STATE**

Grants of federal funds for public library construction	83-13-075
Library network rules and regulations	83-03-073 83-07-077
Meetings	
reconsideration of proposals and grant awards	83-01-047
title II, fiscal 1983 construction funds	83-14-006
Public disclosure exemption	83-03-074 83-07-076
State library commission	
grants of federal funds for public library construction	83-10-066

**LICENSED PRACTICAL NURSES (See LICENSING, DEPARTMENT OF)**

**LICENSING, DEPARTMENT OF**

Appearance and practice before agency

**LICENSING, DEPARTMENT OF—cont.**

solicitation unethical	83-06-028 83-09-050
Architects	
corporate practice	83-04-071
examination	
fees	83-01-110 83-05-006
form—oral and written	83-04-071
licenses	83-04-071 83-05-006
meetings	83-04-071
reciprocity	83-04-071
registration	
fees	83-01-110
schools—approved	83-04-071
Barber examining committee	83-11-011 83-11-025 83-11-045 83-14-031 83-15-013
Boat registration (ch 7 Laws of 1983 implementation)	
vessel dealer	83-10-021 83-11-044 83-14-061 83-10-051 83-11-043 83-13-105
vessel registration	83-03-056 83-06-076
Camping clubs	
Charitable Solicitations Act	
definitions	83-01-112
exemption not transferable	83-01-112
percentage limitation waiver	83-01-112
Dental hygiene	
examination	83-04-070 83-07-051
Fees, numerous categories	83-13-116
Funeral directors and embalmers	
definitions	83-04-020
licenses	83-04-020
reciprocity applications	83-01-111
restrictions	83-04-020
Funeral services, prearrangement	83-04-021
Investment advisor	83-03-024
Licensed practical nurses	83-02-062 83-05-033
Motor vehicles	
excise tax, Indians exempt	83-05-055 83-08-052
impoundment	83-04-068 83-06-029 83-12-025
Professional licensing fees	83-13-116
Real estate	
closing officers	83-02-044
Real estate commission	
meeting schedule	83-02-042
Securities	
advertisements	83-15-025
cheap and promotional shares and option restrictions	83-15-025 83-09-034 83-11-023 83-15-043
definitions	83-15-025 83-03-024 83-12-038 83-15-025
disclosure document	83-15-025
investment advisor	83-03-024
limited offering exemption	83-12-038 83-15-025
mortgages, trust, contracts	83-03-025
oil and gas programs	83-15-042
price of shares	83-15-025
real estate investment trusts	83-15-041
real estate programs, implementation for uniformity	83-15-040
stock options	83-15-025

**Subject/Agency Index**  
(Citations in bold type refer to material in this issue)

<b>LICENSING, DEPARTMENT OF—cont.</b>		<b>LOTTERY COMMISSION (See also GAMBLING COMMISSION)—cont.</b>	
Vehicle reciprocity	83-15-064	criteria	83-05-031 83-05-052 83-08-079 83-08-085 83-10-072 83-13-077 83-13-083 83-05-031 83-05-052 83-08-079 83-08-085 83-10-072 83-13-077 83-13-083
<b>LIGHT AND POWER BUSINESSES (See ELECTRIC ENERGY)</b>		definitions	83-05-052 83-08-079 83-08-085 83-10-072 83-13-077 83-13-083
<b>LIQUOR CONTROL BOARD</b>		grand prize drawings	83-08-083
Advertising	83-03-013	ticket validation requirements	83-05-031 83-05-052 83-10-072 83-13-083
Identification card	83-09-016 83-12-022	<u>Instant game number 4</u>	
Indians		criteria	83-05-053 83-08-086 83-10-070 83-13-078 83-13-084 83-05-053 83-08-086 83-10-070 83-13-078 83-13-084
sales on reservations	83-01-060 83-01-123 83-04-017 83-15-062	definitions	83-05-053 83-08-086 83-10-070 83-13-078 83-13-084
Licenses		grand prize drawings	83-08-083
advertising	83-06-025	ticket validation	83-05-053 83-08-080 83-08-086 83-10-070 83-13-078 83-13-084
applicants		<u>Instant game number 5</u>	
agreements	<b>83-16-071</b>	criteria	83-10-067 83-13-079 83-13-085
continuing conditions	<b>83-16-071</b>	definitions	83-10-067 83-13-079 83-13-085
criminal history	<b>83-16-071</b>	ticket validation	83-10-067 83-13-079 83-13-085
finger printing	<b>83-16-071</b>	<u>Instant game number 6</u>	
reconsideration	<b>83-16-071</b>	criteria	<b>83-16-078</b>
class H		definitions	<b>83-16-078</b>
liquor purchases	83-01-029	ticket validation	<b>83-16-078</b>
premises without lounge	83-07-066 83-10-031 83-10-046 83-13-056	Licenses	83-08-079 83-08-085 83-10-072 83-13-077 83-01-117 83-03-041 83-05-029
conduct on premises	83-03-013 83-06-026	agent compensation	83-01-117 83-03-041 83-05-029
employees		agent eligibility	83-01-117 83-03-041 83-05-029
prohibited conduct with patrons	83-10-059 83-13-055	agent obligations regarding security	<b>83-16-079</b>
revocation	83-10-032	authority to sell	83-03-034
Rules review	83-11-026	definitions	83-03-041
Sales person must speak and read English	83-03-012 83-06-027 83-10-045	fees	<b>83-16-079</b>
		general license	83-01-117
		location of sale	83-01-117 83-03-041 83-05-029 83-03-046 83-07-022 83-01-117 83-03-041
		revocation, denial, suspension	
		off premises sales permit	
<b>LITTER (See ECOLOGY, DEPARTMENT OF)</b>			
<b>LOTTERY COMMISSION (See also GAMBLING COMMISSION)</b>			
Agent identification card	83-01-117 83-05-029		
Commission organization	83-01-108 83-05-028 83-08-081 83-10-068		
Definitions			
ticket bearer	83-01-117 83-05-029		
General instant game criteria	83-13-086 <b>83-16-029</b>		
<u>Instant game number 1</u>			
criteria	83-04-019		
definitions	83-03-034 83-04-019 83-05-030		
ticket validation requirements	83-04-019 83-05-030		
<u>Instant game number 2</u>			
criteria	83-01-109 83-03-034 83-03-040 83-04-069 83-07-023 83-08-084		
definitions	83-01-109 83-03-040		
grand prize drawings	83-08-083		
ticket validation requirements	83-01-109 83-03-034 83-03-040		
<u>Instant game number 3</u>			

## Subject/Agency Index

(Citations in bold type refer to material in this issue)

### LOTTERY COMMISSION (See also GAMBLING COMMISSION)—cont.

special licenses	83-08-047
	83-10-069
	83-13-082
Meeting schedule	83-01-050
	83-12-057
	<b>83-16-079</b>
Operations and procedure	83-01-108
	83-05-028
	83-08-081
appearance and practice	83-08-074
	83-10-073
	83-13-081
declaratory rulings	83-13-081
depositions in contested cases	83-13-081
ethical conduct	83-08-074
	83-10-073
	83-13-081
hearings	83-08-074
	83-10-073
	83-13-081
Prizes	
certain winners prohibited	83-04-019
grand prize procedures	83-12-057
payment	83-01-117
	83-05-029
Public records	83-01-108
	83-05-028
	83-05-054
	83-08-082
	83-10-071
	83-13-080
Tickets	
certain purchases prohibited	83-04-019
employees of commission	83-03-034
price	83-03-034
	83-04-019
	83-03-033
	<b>83-16-079</b>
<b>MATERNITY CENTERS (See DAY CARE)</b>	
<b>MEDICAL EXAMINERS</b>	
Physicians assistants	83-03-031
	83-03-045
	83-07-014
Physicians acupuncture assistants	83-03-045
	83-07-014
<b>MENTAL HEALTH/ILLNESS</b>	
Community mental health program	
county administration regulations	83-01-014
	83-03-065
	83-03-066
	83-09-002
definitions	83-01-014
	83-03-065
	83-03-066
	83-09-002
licensed service providers	83-01-014
	83-03-065
	83-03-066
	83-09-002
priorities	83-01-014
	83-03-065
	83-03-066
	83-09-002
County plan	83-02-025
	83-03-011
	83-03-065
	83-03-066
	83-09-002
Group homes	
infection control	83-10-079
mentally and physically handicapped	83-01-119
Institutional recipients	
medical care	83-09-046

### MENTAL HEALTH/ILLNESS—cont.

Psychiatric hospitals	83-06-010
infection control	83-10-079
	83-15-001
schedule of charges	83-15-007
	83-05-002
	83-08-025
	83-03-010
Public assistance	
Recertification of facilities	
<b>MEXICAN-AMERICAN AFFAIRS, COMMISSION ON</b>	
Meeting schedule	83-01-140
<b>MOBILE HOMES (See LABOR AND INDUSTRIES, DEPARTMENT OF)</b>	
<b>NATIONAL GUARD</b>	
Emergency	
flooding in tidal shorelines	83-01-095
flooding in western Washington	83-01-020
	83-01-021
	83-01-096
	83-03-009
	83-03-019
	83-12-023
<b>NATIONAL POLLUTANT DISCHARGE ELIMINATION SYSTEM</b>	
(See ECOLOGY, DEPARTMENT OF, subtopic NPDES)	
<b>NATURAL RESOURCES, DEPARTMENT OF</b>	
Aquatic lands	83-02-055
Board meetings	83-04-018
Forest fire advisory board meeting	83-05-035
	83-08-028
	83-10-011
	83-14-065
Forest fire danger closures	
Forest patrol, forest fire suppression account	
assessment procedures	83-01-099
Grazing permits	83-15-038
Harbor areas	<b>83-16-076</b>
Industrial fire tool requirements	83-09-015
Log patrol closure on Lake Whatcom	83-03-029
Log transportation	83-07-072
Oil and gas	
lease royalties	83-01-103
	83-05-004
	83-06-040
	83-07-039
	83-07-068
Outdoor burning	
winter burning	83-07-021
	83-09-015
	83-11-001
	83-02-055
	83-15-038
	83-13-098
Pier spacing rules	
Range land grazing permits	
Review of rules	
Timber tax	
(See FORESTS AND FORESTS PRODUCTS)	
Yacolt burn closure removed	83-07-068
	83-10-036
Trust lands	
deduction discontinuation	83-07-037
	83-07-038
	83-11-007
	83-11-008
<b>NOXIOUS WEED CONTROL BOARD</b>	
List of noxious weeds	83-04-055
	83-07-042
<b>NURSING, BOARD OF</b>	
Continuing education	83-12-031
CRN renewal	83-04-051
Legend drugs	83-12-031
	<b>83-16-065</b>
License renewal	83-12-031
Long-term care drug therapy	83-08-073
	83-12-026

**Subject/Agency Index**  
(Citations in bold type refer to material in this issue)

**NURSING HOMES**

Accounting and reimbursement system 83-01-074  
83-05-007  
83-14-044  
83-14-046  
83-14-056  
83-14-057  
Community option program entry system 83-05-042  
83-05-043  
83-08-024  
83-15-020  
Definitions 83-01-016  
IMR program and reimbursement system 83-14-044  
83-14-057  
Medicaid contractors  
final settlement 83-01-067  
Personnel 83-01-016  
Rate setting procedures 83-14-055  
Residents  
intermediate nursing care residents 83-01-016  
skilled nursing care residents 83-01-016

**OIL AND GAS**

Lease royalties 83-01-103

**OKANOGAN COUNTY**

Dog problem 83-03-017

**OLYMPIA TECHNICAL COMMUNITY COLLEGE**

(See CENTRALIA COLLEGE AND  
OLYMPIA TECHNICAL COMMUNITY COL-  
LEGE)

**OPTOMETRY BOARD**

Examination 83-06-073  
83-10-052

**OSTEOPATHIC MEDICINE AND SURGERY**

Acupuncture assistants 83-12-048  
**83-16-024**  
Acupuncture program approval **83-16-024**  
Physician assistants  
training 83-12-048  
**83-16-024**  
Prescriptive authority 83-12-048  
**83-16-024**  
Tests and techniques, prohibited **83-16-024**

**PARACHUTING (See TRANSPORTATION, DEPART-  
MENT OF)**

**PARKS AND RECREATION**

Environmental learning centers 83-04-073  
83-09-031  
Governor's recreation resource advisory  
committee established 83-07-063  
Marine facilities  
moorage and use 83-02-057  
83-02-058  
83-06-051  
Meeting schedule 83-01-113  
83-01-124  
83-14-030  
Public use of park area  
assemblies, meetings 83-02-041  
83-06-004  
83-08-032  
religious services 83-02-041  
83-06-004  
83-08-032  
solicitation 83-02-041  
83-06-004  
83-08-032  
83-10-055  
83-13-089  
Rule review  
recreational conveyances 83-11-024  
**83-16-062**  
Small works roster 83-02-024

**PARKS AND RECREATION—cont.**

Snowmobile grants and contracts 83-10-053  
83-13-087  
Winter recreation program 83-10-054  
83-13-088

**PENINSULA COLLEGE (District 1)**

Admission 83-09-041  
83-14-068  
Discipline 83-09-041  
83-14-068  
Drugs 83-09-041  
83-14-068  
Foreign students 83-09-041  
83-14-068  
Meeting schedule 83-14-067  
Scholastic standards 83-09-041  
83-14-068  
Trespass 83-09-041  
83-14-068  
Tuition refund 83-09-041  
83-14-068

**PERSONNEL, DEPARTMENT OF/PERSONNEL  
BOARD**

Abandonment of position 83-10-047  
83-13-091  
Appointments 83-08-009  
Board  
meeting schedule 83-03-018  
powers and duties 83-01-042  
83-05-047  
83-07-064  
83-08-009  
83-11-027  
83-13-073  
83-13-091  
Classified positions  
transfer from/to exempt 83-06-043  
83-09-030  
Compensation time  
liquidation 83-08-009  
83-12-002  
overtime accumulation 83-15-047  
Definitions  
exit leave 83-01-115  
seniority 83-01-115  
Demotion  
reduction in salary 83-10-047  
83-13-091  
subsequent elevation 83-01-093  
83-05-047A  
83-07-036  
voluntary 83-01-042  
83-05-047  
83-07-036  
83-10-047  
83-12-035  
83-13-091  
83-15-048  
Exit leave 83-01-094  
83-01-115  
83-13-094  
83-14-013  
Insurance board  
eligible employees and retirees 83-07-065  
83-08-017  
83-12-007  
group coverage when not in pay status 83-13-106  
Overtime provisions and compensation 83-14-013  
Performance evaluation 83-14-035  
Political activity 83-01-115  
Probationary periods 83-07-064  
83-12-035  
83-15-048  
Reduction in force



**Subject/Agency Index**  
(Citations in **bold type** refer to material in this issue)

<b>PRODUCTIVITY BOARD—cont.</b>		<b>REVENUE, DEPARTMENT OF—cont.</b>	
duties of program administrator	83-06-053	reconvening boards	83-10-017
	83-06-055	Boats, see LICENSING, DEPARTMENT OF	
	83-10-030	Border counties	83-06-046
	83-15-063	Business and occupation tax	
eligibility for awards	83-06-053	banks	83-04-062
	83-06-055		83-07-032
	83-10-030	casual or isolated sales	83-07-034
	83-15-063	CATV	83-05-048
eligibility to participate	83-06-053		83-08-015
	83-06-055		83-08-026
	83-10-030	conditional and installment sales	83-01-097
	83-15-063	credit losses, bad debts, recoveries	83-01-097
functions of the board	83-06-053	dishonored checks	83-04-062
	83-06-055		83-07-032
	83-10-030	exemptions—volume of business	83-07-034
	83-15-063	farming services	83-05-048
procedures for processing multi-agency suggestions	83-06-053		83-08-015
	83-06-055		83-08-026
	83-10-030	fees, dues, contributions, donations	83-04-062
	83-15-063		83-07-032
recognition of merit	83-06-053	gross amounts subject to retail sales tax	83-07-033
	83-06-055	hospitals dispensing drugs	83-04-062
	83-10-030		83-04-064
	83-15-063		83-07-032
responsibilities of evaluators	83-06-053		83-07-033
	83-06-055	insurance agents, brokers and solicitors	83-14-059
	83-10-030		83-14-060
	83-15-063	libraries	83-04-063
suggestion acceptability	83-06-053		83-07-034
	83-06-055	manufacturer, definition revised	83-04-062
	83-10-030		83-07-032
	83-15-063	radio and television	83-05-048
suggestion format	83-06-053		83-08-015
	83-06-055	service tax	83-08-026
	83-10-030		83-04-062
	83-15-063	sports	83-07-032
Repealers	83-06-054		83-05-048
		stay of collection	83-08-015
<b>PSYCHOLOGY EXAMINERS BOARD</b>		tax liability accounting method	83-08-026
Continuing education	83-11-042	telephone services	<b>83-16-052</b>
			83-01-097
<b>PUBLIC ASSISTANCE (See SOCIAL AND HEALTH SERVICES)</b>			83-14-059
<b>PUBLIC DEPOSIT PROTECTION COMMISSION</b>		various services described	83-14-060
Public depositories			83-04-064
practice and procedure	83-13-017	warehousing	83-07-033
			83-05-048
<b>PUBLIC DISCLOSURE COMMISSION</b>			83-08-015
Campaign finance reports		Conveyance tax	83-08-026
election officials duties	83-14-036	inventory tax credit application	83-13-024
Lobbyist			83-13-025
entertainment reporting	83-13-046		<b>83-16-052</b>
event reporting	83-13-046	Deductibility, generally	83-05-048
Meeting schedule	83-02-030		83-07-033
Optional format for requests for lists of individuals	83-11-004		83-08-015
Public records release	83-06-033		83-08-026
		Doing business, in and out-of-state	83-05-048
<b>PUBLIC UTILITIES</b>			83-08-015
(See also UTILITIES AND TRANSPORTATION COMMISSION)			83-08-026
Public utility tax	83-01-059	Estate and Transfer Tax Reform Act	83-13-120
		Food products	83-14-059
<b>PUYALLUP</b>			83-14-060
Shoreline management master program	83-08-072	Forest land values	
	83-12-017	(See FORESTS AND FOREST PRODUCTS)	
		Fuel sales	83-04-063
<b>QUINCY GROUNDWATER</b>			83-07-034
(See ECOLOGY, DEPARTMENT OF)		motor vehicle and special fuels	83-14-059
<b>RAFFLES (See GAMBLING COMMISSION)</b>			83-14-060
<b>REAL ESTATE (See LICENSING, DEPARTMENT OF)</b>		Grain	83-04-064
<b>REFUGEES (See SOCIAL AND HEALTH SERVICES, DEPARTMENT OF)</b>			83-07-033
<b>REVENUE, DEPARTMENT OF</b>		Ingredients or components	83-07-035
Appeal procedure		Inheritance tax—repeal	83-13-120
administrative law judge	83-01-097	Leasehold excise tax	83-05-048
in general	83-04-062		83-08-015
	83-07-032	Libraries	83-08-026
Board of equalization			83-07-034

## Subject/Agency Index

(Citations in **bold type** refer to material in this issue)

### REVENUE, DEPARTMENT OF—cont.

Nonprofit organizations	
excise tax exceptions	83-07-033
special fuels	83-14-059
Property tax annual ratio study	83-14-060
Public transportation	83-13-047
motor vehicle and special fuels	
sales and use tax	83-14-059
Public utility tax	83-14-060
common carrier special fuels	83-06-046
credit losses, bad debts, recoveries	83-01-059
exemptions—volume of business	83-14-059
heat as service	83-14-060
in—state, out-of—state	83-01-097
	83-07-034
	83-04-063
	83-07-034
	83-05-048
	83-08-015
	83-08-026
	83-14-059
	83-14-060
	83-04-062
	83-07-032
telephone services	
Rate of change	
Real estate excise tax	
assignments, purchasers, transfers	83-02-022
deferral	83-02-022
definitions	83-02-022
earnest money	83-02-022
escrow, abstract, title business	83-04-064
foreclosure	83-07-033
gifts	83-02-022
nominee	83-02-022
refunds	83-02-022
trustee sale	83-02-022
Real property	
cessation of use	<b>83-16-070</b>
day care centers	<b>83-16-070</b>
disabled persons	<b>83-16-070</b>
exemptions, rules of construction	<b>83-16-070</b>
nonprofit organizations	<b>83-16-070</b>
ratio determination	<b>83-16-050</b>
sales studies	<b>83-16-051</b>
	<b>83-16-050</b>
	<b>83-16-051</b>
schools and colleges	<b>83-16-070</b>
senior citizens	<b>83-16-070</b>
Resale certificates	83-04-063
	83-07-034
Sales tax	
alcohol	83-05-048
	83-07-034
	83-08-015
	83-08-026
amusement and recreation services	83-14-059
	83-14-060
animals sold for breeding purposes	83-07-034
collection schedules	83-06-047
	83-09-028
conditional and installment sales	83-04-062
	83-07-032
credit losses, bad debts, recoveries	83-01-097
farm	83-04-063
	83-05-048
	83-07-034
	83-08-015
	83-08-026
food products	83-14-059
	83-14-060
fuels, motor vehicle and special	83-14-059
	83-14-060
generally	83-07-033
lessees	83-05-048
	83-08-015
	83-08-026

### REVENUE, DEPARTMENT OF—cont.

local tax	83-04-062
	83-06-046
	83-07-032
motor vehicle and special fuels	83-14-059
	83-14-060
racing forms	83-13-026
	<b>83-16-053</b>
soda fountains	83-07-034
sports	83-05-048
	83-08-015
	83-08-026
state agency exemption	83-04-062
	83-07-032
telephone services	83-14-059
	83-14-060
Selling price	
returned goods	83-07-034
warranties	83-07-034
Senior citizen exemptions	
adjusted gross income	<b>83-16-070</b>
amount of exemption	<b>83-16-070</b>
claims	<b>83-16-070</b>
definitions	<b>83-16-070</b>
disposable income	<b>83-16-070</b>
qualifications	<b>83-16-070</b>
Stockbrokers	83-07-033
Timber tax (See FORESTS AND FOREST PRODUCTS)	
Tobacco	83-04-062
	83-04-063
	83-07-032
	83-07-034
Uniform Unclaimed Property Act	83-15-054
	83-15-055
Use tax (See also Sales tax, this topic)	
certificate of registration fee increased	83-04-062
	83-07-032
commercial or industrial	
pit run gravel	83-04-062
	83-07-032
conditional and installment sales	83-04-062
	83-07-032
exemptions	83-04-064
	83-07-033
bailees	83-05-048
	83-08-015
	83-08-026
insulin, oxygen, prosthetics	83-04-062
	83-07-032
orthotics	83-04-062
	83-07-032
ostomic	83-04-062
	83-07-032
state agencies	83-04-062
vessels, nonresident	83-05-048
	83-08-015
	83-08-026
<b>RICHLAND</b>	
Shoreline management master program	83-10-061
	83-14-003
<b>ROCKETS AND MISSILES (See TRANSPORTATION, DEPARTMENT OF)</b>	
<b>SALMON (See FISHERIES, DEPARTMENT OF)</b>	
<b>SAVINGS AND LOAN ASSOCIATIONS (See GENERAL ADMINISTRATION, DEPARTMENT OF)</b>	
<b>SCHOOLS</b>	
Chiropractic	
accreditation	83-01-028
Colleges (See individual colleges)	
Handicapped education	83-04-072
	83-07-057
Kindergarten/1st grade	
uniform entry qualifications	83-01-131
Public schools employee salaries	83-02-047

**Subject/Agency Index**  
(Citations in bold type refer to material in this issue)

<b>SCHOOLS—cont.</b>			
School bus transportation, prevailing wages		<b>83-16-023</b>	
Universities (See individual universities)			
<b>SEATTLE</b>			
Shoreline management master program		83-02-065	
		83-07-081	
		83-09-052	
		83-11-047	
		83-12-016	
		83-13-029	
		83-14-011	
		83-15-014	
<b>SEATTLE COMMUNITY COLLEGE (District 6)</b>			
Board of trustees			
appointing authority		83-09-044	
		83-13-058	
rules and regulations		83-09-044	
		83-13-058	
tenure		83-09-044	
		83-13-058	
Meeting schedule		83-01-032	
		83-01-051	
		83-02-011	
		83-03-002	
		83-04-001	
		83-04-046	
		83-05-012	
		83-10-027	
		83-11-017	
		83-13-111	
		83-14-033	
		83-15-005	
		83-15-031	
		<b>83-16-038</b>	
Student policies and procedures		83-01-114	
		83-06-001	
<b>SENTENCING GUIDELINES COMMISSION</b>			
Meeting schedule		83-01-054	
		83-09-006	
<b>SHELLFISH (See FISHERIES, DEPARTMENT OF)</b>			
<b>SHIPS (See LICENSING, DEPARTMENT OF, subtopic Boats)</b>			
<b>SHORELINE COMMUNITY COLLEGE (District 7)</b>			
Faculty and staff parking		83-01-077	
Fines and penalties		83-01-077	
Grievance proceedings		83-01-077	
Meeting schedule		83-01-092	
Mitigation and suspension		83-01-077	
Student conduct code		83-01-031	
		83-07-020	
Vice president for student services enforcement of determinations		83-01-077	
<b>SHORELINES HEARING BOARD (See ENVIRONMENTAL HEARINGS OFFICE)</b>			
<b>SHORELINE MANAGEMENT (See ECOLOGY, DEPARTMENT OF)</b>			
<b>SKAGIT COUNTY</b>			
Emergency		83-03-009	
		83-12-023	
Shoreline management master program		83-02-007	
<b>SKAGIT VALLEY COLLEGE (District 4)</b>			
Meeting schedule		83-01-062	
		83-12-034	
<b>SMALL WORKS ROSTER (See GENERAL ADMINISTRATION, DEPARTMENT OF)</b>			
<b>SOCIAL AND HEALTH SERVICES, DEPARTMENT OF</b>			
AFDC and continuing general assistance			
alien sponsorship		83-01-034	
income of sponsor		83-04-060	
<b>SOCIAL AND HEALTH SERVICES, DEPARTMENT OF—cont.</b>			
budgeting, prospective and retrospective		83-01-104	
		83-04-060	
copayments and deductibles, references removed		83-13-066	
eligibility			
alcoholism and drug abuse, incapacity		83-05-002	
		83-08-025	
date of change		83-01-104	
		83-13-060	
prospective		83-01-104	
WIN/employment and training		83-01-104	
grant income or decrease		83-01-057	
		83-01-104	
exemption		83-01-057	
mental, emotional, physical incapacity		83-05-002	
		83-08-025	
nonexempt resource and income		83-01-104	
mandatory monthly reporting		83-04-033	
		83-13-031	
		83-13-032	
residence sharing		83-01-121	
retroactive eligibility removed		83-13-066	
rules applicability		83-11-009	
		83-14-028	
standards of assistance		83-01-121	
		83-05-015	
		83-11-010	
after initial one or two payment months		83-13-059	
one-time grant		83-13-059	
		83-13-060	
transfer of property		83-01-104	
		83-04-033	
verifying		83-10-018	
		83-13-095	
financial need			
computing income		83-01-104	
		83-04-033	
effect of resources and income		83-01-104	
		83-04-033	
net income		83-01-104	
		83-04-033	
rules and procedures		83-01-104	
		83-04-033	
types of income		83-01-104	
food			
WIC program hearing		83-08-062	
hearing		83-03-021	
income defined		83-01-104	
institutionalized recipient			
allocation of income		83-14-062	
		83-14-063	
medical treatment policies		83-05-002	
monthly standards		83-14-049	
person in institution other than nursing home		83-07-053	
		83-10-077	
pilot project, medical criteria			
Spokane, Rainier, Pierce		83-10-049	
presumptive spouse		83-01-104	
		83-04-033	
Alcoholism hospitals			
infection control		83-06-010	
Blind (See BLIND)			
Boarding homes		83-08-005	
		83-14-008	
		83-14-049	
Child care (see DAY CARE)			
Chore services		83-11-012	
		83-14-029	
Community mental health program			
(See MENTAL HEALTH/ILLNESS)			
Community option program entry system		83-05-042	
		83-05-043	
		83-08-024	
		83-15-020	
Day care (See DAY CARE)			

**Subject/Agency Index**  
(Citations in **bold type** refer to material in this issue)

**SOCIAL AND HEALTH SERVICES, DEPARTMENT**

**OF—cont.**  
 Developmental disabilities  
 (See **DEVELOPMENTALLY DISABLED AND HANDICAPPED**)  
 Employment and training—work incentive  
 community work experience program 83-01-057  
 job search program duration 83-01-057  
 refusal of training or work 83-01-057  
 Fees 83-09-048  
 83-12-058  
 Food stamps  
 aliens 83-07-010  
 83-10-078  
 application and participation 83-04-042  
 83-04-043  
 83-08-071  
 certification periods 83-01-055  
 83-04-042  
 83-04-043  
 83-08-071  
 eligibility standards 83-14-025  
 83-14-050  
 hearing 83-03-021  
 household determination 83-04-042  
 83-04-043  
 83-08-071  
 income deductions 83-03-015  
 83-04-042  
 83-04-043  
 83-08-071  
 income eligibility 83-04-042  
 83-04-043  
 83-08-071  
 lost 83-08-012  
 83-08-013  
 monthly allotment 83-03-015  
 83-04-042  
 83-04-043  
 83-08-071  
 replacement 83-12-003  
 resources 83-04-042  
 83-04-043  
 83-08-071  
 social security number 83-08-071  
 student eligibility 83-03-015  
 83-04-042  
 83-04-043  
 83-08-071  
 utility standards **83-16-046**  
**83-16-047**  
 verification 83-08-071  
 WIC program 83-08-062  
 work registration 83-04-042  
 83-04-043  
 83-08-071  
 Foster care (See **FOSTER CARE**)  
 Group homes  
 mental/physical handicap 83-01-119  
 83-06-013  
 Handicapped (See **DEVELOPMENTALLY DISABLED AND HANDICAPPED**)  
 Hearings  
 WIC program 83-08-062  
 Juvenile rehabilitation  
 juvenile disposition sentencing standards **83-16-060**  
 Limited casualty program  
 deductibles, reference removed 83-13-066  
 hospital care, payment 83-03-016  
 medically indigent 83-13-071  
 83-14-026  
 83-14-051  
 medically needy in own home  
 certification 83-01-058

**SOCIAL AND HEALTH SERVICES, DEPARTMENT**

**OF—cont.**  
 eligibility determination 83-01-058  
 83-10-081  
 83-14-045  
 83-14-053  
 resource standards 83-13-071  
 medicare benefits 83-10-081  
 83-13-071  
 83-03-016  
 outpatient and emergency care  
 Medical care services  
 alcohol and drug abuse 83-05-002  
 83-08-025  
 83-14-047  
 definitions  
 eligibility  
 allocation of income 83-02-027  
 certification 83-02-027  
 83-09-046  
 institutional 83-12-059  
 83-07-053  
 grandfathered recipients 83-10-077  
 83-07-053  
 hearing aids 83-10-077  
 hospital care, payment 83-05-040  
 83-05-041  
 83-08-022  
 83-14-043  
 83-14-054  
 institutional recipients 83-09-046  
 83-12-059  
 allocation of income 83-09-046  
 83-12-059  
 medicare  
 deductible and coinsurance 83-13-071  
 scope 83-10-081  
 outpatient and emergency care  
 payment 83-03-016  
 83-10-077  
 83-14-024  
 83-14-052  
 private duty nursing services 83-01-056  
 provider agreement, refunds 83-14-027  
 providers—ownership disclosure 83-07-053  
 83-10-077  
 services provided 83-01-056  
 83-12-036  
 83-12-037  
 83-14-024  
 83-14-052  
 83-02-023  
 83-02-046  
 83-05-050  
 83-12-036  
 83-12-037  
 social security benefits  
 burial plots and contracts 83-07-053  
 83-10-077  
 eligibility determination 83-02-026  
 monthly standards 83-09-046  
 83-12-059  
 83-13-104  
 special categories  
 Mental health, see **MENTAL HEALTH**  
 Nursing homes (See **NURSING HOMES**)  
 Overpayment and repayment of assistance  
 definitions  
 intentional overpayment 83-02-016  
 83-02-017  
 83-05-046  
 overpayment 83-02-016  
 83-02-017  
 83-05-046  
 underpayment 83-02-016  
 83-02-017  
 83-05-046  
 effective dates 83-02-016  
 83-02-017  
 liability 83-02-016  
 83-02-017

**Subject/Agency Index**  
(Citations in bold type refer to material in this issue)

<b>SOCIAL AND HEALTH SERVICES, DEPARTMENT</b>		<b>SUPREME COURT—cont.</b>	
OF—cont.		form approval	83-14-070
mandatory grant reduction	83-02-016	RAP adoption	83-14-012
	83-02-017		
repayment	83-02-016	<b>SWINE (See AGRICULTURE, DEPARTMENT OF)</b>	
	83-02-017	<b>TACOMA</b>	
verification	83-02-016	Shoreline management master program	83-12-018
	83-02-017		
Psychiatric hospitals		<b>TAVERNS (See LIQUOR CONTROL BOARD)</b>	
infection control	83-06-010	<b>TAXATION (See REVENUE, DEPARTMENT OF)</b>	
schedule of charges	83-15-001	<b>THE EVERGREEN STATE COLLEGE</b>	
	83-15-007	Facilities usage policy	83-05-034
Public records	83-03-021	Governance and decision-making	83-11-018
Radiation control	83-15-061		<b>83-16-009</b>
Refugee assistance	83-01-034		<b>83-16-022</b>
	83-10-075		<b>83-16-083</b>
	83-13-069	Parking and traffic	<b>83-16-022</b>
Senior citizens' services program	83-10-074	Social contract	
	83-13-070	Students	
Shellfish program certification fees	83-12-015	accounts collection policy	83-08-004
Support enforcement			83-12-001
child referral	83-13-011		
fees	83-02-029	<b>TRAFFIC SAFETY COMMISSION</b>	
service requirements	83-13-012	Meeting	83-12-033
	83-13-013		83-15-032
Water service area conflicts	83-01-015	<b>TRANSPORTATION, DEPARTMENT OF</b>	
Water system project review	83-10-076	Aeronautics	
	83-14-038	operating airports	83-08-039
		state airport rules	83-11-041
		pilot registration and fees	83-01-038
		pilot seminars and clinics	83-01-038
		Federal and secondary road funds	83-10-009
			83-10-010
			83-13-099
<b>SOLID WASTE (See ECOLOGY, DEPARTMENT OF)</b>		Ferry	
<b>SNOHOMISH COUNTY</b>		prequalification of contractors	83-15-023
Shoreline management master program	83-13-119		83-15-024
		toll schedule	83-04-052
<b>SPOKANE COMMUNITY COLLEGES (District 17)</b>			83-07-062
Meeting schedule	83-04-041	Hood canal bridge	83-10-005
	83-06-071		83-10-006
	83-06-009		83-13-100
	83-07-004		83-11-032
	83-10-004		<b>83-16-069</b>
		HOV lanes	
<b>SPOKANE COUNTY</b>		Interstate 205	
Shoreline management master program	83-02-005	temporary closure for dedication	83-07-026
		temporary lane closure for transit buses	83-01-010
<b>STATE EMPLOYEES INSURANCE BOARD</b>		Meetings	83-05-005
(See PERSONNEL, DEPARTMENT OF)		Parking restriction inventory	83-06-070
			83-09-038
<b>STATE PATROL</b>		Practice and procedure	<b>83-16-015</b>
Hazardous materials	83-03-008	Rental of state highway lands and improvements	83-15-030
		Speed restrictions	
<b>STEELHEAD (See GAME, DEPARTMENT OF)</b>		auto stages	83-06-069
<b>SUPERINTENDENT OF PUBLIC INSTRUCTION</b>			83-09-039
Elementary and Secondary Education Act	83-04-054	Transit vehicle stop sign	83-04-056
Finance			83-07-025
ASB moneys	83-02-002	Use of airspace without pilots	
	83-03-004	gliders and models	83-01-039
	83-14-089	operating rules, Lake Washington	83-01-039
	83-14-090	parachuting	83-01-039
maintenance and operation levy limits	83-14-088	rescue transmitters	83-01-039
nonresident attendance		rockets and missiles	83-01-039
special allocations, instructions, and requirements	83-13-057	spraying and dusting	83-01-039
	83-14-009	Vehicle size	83-12-009
	83-04-054		83-12-010
	83-07-058		<b>83-16-018</b>
	83-08-030		
	83-13-053	<b>TRAPPING (See GAME, DEPARTMENT OF)</b>	
	83-14-091	<b>UNIVERSITIES (See individual universities)</b>	
Grants management	83-04-072	<b>UNIVERSITY OF WASHINGTON</b>	
	83-07-057	Meeting schedules	83-02-034
	83-08-029		83-05-036
	83-14-087		83-06-008
Practice and procedures	83-01-070		83-13-064
Vocational education duties			<b>83-16-005</b>
		Open public meetings	83-07-011
<b>SUPREME COURT</b>			
CJC's	83-14-017		
Disciplinary rules	83-04-045		
Ethics advisory committee	83-14-017		
GRIO	83-14-017		
Judicial qualifications commission			
jurisdiction	83-01-048		
Limited practice rule, closing officers	83-02-044		

**Subject/Agency Index**  
(Citations in **bold type** refer to material in this issue)

<b>URBAN ARTERIAL BOARD</b>			
Meeting schedule	83-02-052		
	83-09-029		
	83-14-092		
<b>UTILITIES (See PUBLIC UTILITIES)</b>			
<b>UTILITIES AND TRANSPORTATION COMMISSION</b>			
Auto stage vehicle speeds	83-06-069		
Carriers			
driver logs	83-03-054		
	83-06-015		
	83-06-017		
	83-06-018		
driver hours	83-03-054		
	83-06-015		
	83-06-017		
	83-06-018		
equipment safety	83-03-054		
	83-06-015		
	83-06-017		
	83-06-018		
household goods			
liability insurance	83-02-014		
written estimates	83-02-014		
insurance requirements	83-16-030		
	83-16-031		
Garbage companies	83-03-055		
Hazardous materials, insurance	83-16-030		
	83-16-031		
Log transportation	83-07-072		
	83-10-028		
	83-12-028		
Motor vehicles			
drivers logs	83-03-052		
	83-06-019		
drivers hours	83-03-052		
	83-06-019		
equipment safety	83-03-052		
	83-06-019		
Public utility tax	83-01-059		
Railroads			
bridge safety	83-06-075		
	83-09-004		
tariffs	83-08-038		
	83-11-019		
track equipment operations	83-06-020		
	83-09-005		
train operation, Tacoma	83-06-021		
	83-09-003		
Small business rules review	83-11-003		
Telephone companies	83-08-087		
	83-11-020		
access charges	83-14-023		
Utility company budgets	83-03-023		
reporting requirements	83-06-016		
<b>VESSELS (See LICENSING, DEPARTMENT OF, subtopic Boats, implementation of ch 7 Laws of 1983)</b>			
<b>VETERINARY BOARD OF GOVERNORS</b>			
Animal technicians	83-16-063		
Examination			
procedure	83-04-029		
	83-07-050		
results	83-04-029		
	83-07-050		
<b>VOCATIONAL EDUCATION</b>			
Advisory council			
meeting	83-11-002		
Commission			
duties regarding 1975 VOC-ED Act	83-01-070		
local annual applications	83-10-003		
meeting schedule	83-03-063		
trainers of personnel, standards	83-10-003		
<b>VOCATIONAL REHABILITATION (See LABOR AND INDUSTRIES)</b>			
		<b>VOLUNTEER FIREMEN</b>	
		Meetings	83-07-008
		<b>WALLA WALLA</b>	
		Ground water designation	83-02-039
		<b>WALLA WALLA COMMUNITY COLLEGE (District 20)</b>	
		Civil service rules	83-01-090
		Students	
		constitution and bylaws	83-01-089
		procedures of enforcement	83-01-087
		rules of conduct	83-01-087
		summary suspension procedures	83-01-088
		<b>WASHINGTON STATE UNIVERSITY</b>	
		Board of regents meeting schedule	83-01-013
			83-08-059
		Parking and traffic regulations	83-01-007
			83-04-010
			83-08-060
		<b>WATER ASSOCIATIONS, WATER COMPANIES (See PUBLIC UTILITIES)</b>	
		<b>WEATHERIZATION (See PLANNING AND COMMUNITY AFFAIRS AGENCY)</b>	
		<b>WENATCHEE</b>	
		River basin	83-09-053
			83-10-062
			83-13-016
		<b>WESTERN WASHINGTON UNIVERSITY</b>	
		Appeals from parking violations	83-14-014
		Bicycle impound fees	83-09-040
			83-14-014
		Bicycle traffic	83-14-016
		Citation appeal	83-09-040
		Form modification for easy reading	83-09-040
		Meeting schedules	83-01-072
			83-04-028
			83-06-039
			83-08-036
			83-08-037
			83-10-043
			83-12-042
			83-13-039
			83-13-063
			83-13-093
			83-16-055
		Parking and traffic	83-14-014
		Reduction in force	83-12-045
		<b>WESTPORT</b>	
		Shoreline management master program	83-14-085
		<b>WHATCOM COMMUNITY COLLEGE (District 21)</b>	
		Meetings	83-06-006
			83-07-018
			83-10-044
			83-14-016
		<b>WHATCOM COUNTY</b>	
		Emergency	83-03-009
			83-12-023
		Log patrol closure, Lake Whatcom	83-03-029
		Shoreline management master program	83-02-006
		<b>WORKERS' COMPENSATION (See LABOR AND INDUSTRIES)</b>	