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CITATION

Cite all material in the Washington State Register by its issue number and sequence within that issue, preceded by the acronym WSR. Example: The 37th item in the August 5, 1981, Register would be cited as WSR 81-15-037.

PUBLIC INSPECTION OF DOCUMENTS

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

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CERTIFICATE

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

DENNIS W. COOPER
Code Reviser

WASHINGTON STATE REGISTER

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The Washington State Register is an official publication of the state of Washington. It contains proposed, emergency, and permanently adopted administrative rules, as well as other documents filed with the code reviser's office pursuant to RCW 34.08.020 and 42.30.075. Publication of any material in the Washington State Register is deemed to be official notice of such information.

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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.

1984 – 1985

DATES FOR REGISTER CLOSING, DISTRIBUTION, AND FIRST AGENCY ACTION

Issue No.	Closing Dates ¹			Distribution Date	First Agency Action Date ³
	Non-OTS & 30 p. or more	Non-OTS & 11 to 29 p.	OTS ² or 10 p. max. Non-OTS		
For Inclusion in—	File no later than—			Count 20 days from—	For hearing/adoption on or after
85-01	Nov 21	Dec 5	Dec 19, 1984	Jan 2, 1985	Jan 22
85-02	Dec 5	Dec 19, 1984	Jan 2, 1985	Jan 16	Feb 5
85-03	Dec 26, 1984	Jan 9, 1985	Jan 23	Feb 6	Feb 26
85-04	Jan 9	Jan 23	Feb 6	Feb 20	Mar 12
85-05	Jan 23	Feb 6	Feb 20	Mar 6	Mar 26
85-06	Feb 6	Feb 20	Mar 6	Mar 20	Apr 9
85-07	Feb 20	Mar 6	Mar 20	Apr 3	Apr 23
85-08	Mar 6	Mar 20	Apr 3	Apr 17	May 7
85-09	Mar 20	Apr 3	Apr 17	May 1	May 21
85-10	Apr 3	Apr 17	May 1	May 15	Jun 4
85-11	Apr 24	May 8	May 22	Jun 5	Jun 25
85-12	May 8	May 22	Jun 5	Jun 19	Jul 9
85-13	May 22	Jun 5	Jun 19	Jul 3	Jul 23
85-14	Jun 5	Jun 19	Jul 3	Jul 17	Aug 6
85-15	Jun 26	Jul 10	Jul 24	Aug 7	Aug 27
85-16	Jul 10	Jul 24	Aug 7	Aug 21	Sep 10

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 proceeding may be held on any rule until twenty days have passed from the distribution date of the Register in which notice thereof was contained." RCW 28B.19.030(4) and 34.04.025(4). These dates represent the twentieth day after the distribution date of the applicable Register.

STATEMENT OF OWNERSHIP, MANAGEMENT, AND CIRCULATION (Required by 39 U.S.C. 3685)

The WASHINGTON STATE REGISTER (ISSN 0164-6389), is published twice each month by the Statute Law Committee, Office of the Code Reviser, Legislative Building, Olympia, Washington 98504. The filing date of this report was October 2, 1984. The 1984 annual subscription price is \$125 for 24 issues. The general business offices of the publisher are located in the Legislative Building, Olympia, Washington 98504.

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The extent and nature of the circulation is as follows:

	Average no. copies each issue during preceding 12 mos.	Actual no. copies of single issue published nearest to filing date
Total no. copies printed	800	800
Paid circulation		
Sales through dealers & carriers, street vendors, & counter sales	57	61
Mail subscriptions	341	370
Total paid circulation	398	431
Free distribution by mail, carrier, or other means; samples, complimentary, and other free copies	208	211
Total distribution	606	642
Copies not distributed		
Office use, left over, unaccounted, spoiled after printing	194	158
Returns from news agents	0	0
Total	800	800

I certify that the statements made by me are correct and complete.

Kerry Radcliff
Assistant Editor

WSR 84-24-029
ADOPTED RULES
DEPARTMENT OF
SOCIAL AND HEALTH SERVICES
(Institutions)

[Order 2171—Filed November 30, 1984—Eff. January 1, 1985]

I, David A. Hogan, director of the Division of Administration and Personnel, do promulgate and adopt at Olympia, Washington, the annexed rules relating to:

- Rep ch. 275-18 WAC Drug treatment centers.
- Amd ch. 275-19 WAC Alcoholism treatment centers.

This action is taken pursuant to Notice No. WSR 84-17-102 filed with the code reviser on August 21, 1984. These rules shall take effect at a later date, such date being January 1, 1985.

This rule is promulgated pursuant to RCW 70.96A-.090 and is intended to administratively implement that statute.

This rule is promulgated pursuant to RCW 69.54.040 which directs that the Department of Social and Health Services has authority to implement the provisions of chapter 60.54 [69.54] RCW.

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 November 30, 1984.

By David A. Hogan, Director
 Division of Administration and Personnel

REPEALER

The following sections of the Washington Administrative Code are repealed:

- (1) WAC 275-18-010 AUTHORITY.
- (2) WAC 275-18-020 DEFINITIONS.
- (3) WAC 275-18-030 CERTIFICATION OF APPROVAL.
- (4) WAC 275-18-040 TREATMENT CLINICAL REQUIREMENTS.
- (5) WAC 275-18-050 TREATMENT INTAKE REQUIREMENTS.
- (6) WAC 275-18-060 MEDICATION.
- (7) WAC 275-18-070 CLIENT CASELOAD.
- (8) WAC 275-18-080 INCARCERATED CLIENTS.
- (9) WAC 275-18-090 DISCHARGE AND FOLLOW-UP.
- (10) WAC 275-18-100 REPORTING.
- (11) WAC 275-18-110 INTERVENTION CLINICAL REQUIREMENTS.
- (12) WAC 275-18-120 CLINICAL RECORDS.
- (13) WAC 275-18-130 AVAILABILITY OF RECORDS FOR INSPECTION AND CONFIDENTIALITY OF CLINICAL RECORDS.
- (14) WAC 275-18-140 GOVERNANCE.
- (15) WAC 275-18-150 FISCAL MANAGEMENT.
- (16) WAC 275-18-160 PROGRAM EVALUATION.

- (17) WAC 275-18-170 STAFFING.
- (18) WAC 275-18-180 AVAILABILITY OF SERVICES.
- (19) WAC 275-18-190 REQUIRED SERVICES PROVIDED BY OTHER AGENCIES.
- (20) WAC 275-18-200 CLIENT RIGHTS.

AMENDATORY SECTION (Amending Order 1486, filed 2/1/80)

WAC 275-19-010 PURPOSE. Rules and regulations relating to alcoholism, alcohol abuse, drug addiction, and drug abuse treatment facilities are hereby adopted pursuant to chapters 69.54 and 70.96A RCW. The purpose is to provide standards and procedures for departmental approval of ((public and private)) alcoholism, alcohol abuse, drug addiction, and drug abuse treatment facilities, and to ((fix)) set fees to be charged by the department for inspection((s)) and accreditation of approved facilities or facilities seeking approval((, and to set forth rules for the acceptance of persons into approved public treatment programs)).

AMENDATORY SECTION (Amending Order 2044, filed 11/4/83)

WAC 275-19-020 FACILITY SERVICES. (1) The department shall approve and accredit alcoholism, alcohol abuse, drug addiction, and drug abuse treatment facilities pursuant to these rules and regulations to provide the following services:

(a) Alcoholism and alcohol abuse detoxification: Provides care and((/or)) treatment of persons intoxicated or incapacitated by alcohol during the period in which the person recovers from the transitory effects of acute intoxication.

(b) Drug addiction and drug abuse detoxification: Provides care and treatment of persons intoxicated or incapacitated by drugs during the period in which the person recovers from the transitory effects of acute intoxication or withdrawal.

(c) Alcoholism intensive inpatient treatment: ((Provided to the detoxified alcoholic in)) Provides a concentrated residential ((setting)) program consisting of a combination of education, individual therapy, group therapy, and related activities to detoxified alcoholics.

(d) Drug addiction intensive inpatient treatment: Provides a concentrated residential program consisting of a combination of education, individual therapy, group therapy, and related activities to detoxified addicts.

((((c))) (e) Alcoholism long-term treatment: ((Provided)) Provides care and treatment on a long-term basis (ninety days or more) in a residential ((care)) setting with personal care services for alcoholics with impaired self-maintenance capabilities needing personal guidance and assistance to maintain ((sobriety)) abstinence and good health.

(f) Drug addiction long-term treatment: Provides care and treatment on a long-term basis (ninety days or more) in a residential setting with personal care services for drug addicts with impaired self-maintenance capabilities needing personal guidance and assistance to maintain abstinence and good health.

~~((d))~~ (g) Alcoholism recovery house: Provides (an alcohol-free) care and treatment in a residential setting with social and recreational activities for detoxified alcoholics to aid their adjustment to (sobriety) abstinence and aid their engagement in occupational training, gainful employment, or other types of community (activities) service.

(h) Drug addiction recovery house: Provides care and treatment in a residential setting with social and recreational activities for detoxified addicts to aid their adjustment to abstinence and aid their engagement in occupational training, gainful employment, or other types of community activities.

(i) Alcoholism extended care recovery house: Provides care and treatment in a residential setting in excess of sixty days for clients needing prolonged treatment services.

(j) Drug addiction extended care recovery house: Provides care and treatment in a residential setting in excess of sixty days for clients needing prolonged treatment services.

~~((e))~~ (k) Alcoholism and alcohol abuse outpatient treatment: ((A variety of diagnostic and primary)) Provides alcoholism and alcohol abuse treatment services ((provided)) according to a prescribed plan in a nonresidential setting.

~~((f) Alcohol information and referral: A community-based resource for information concerning alcohol, alcohol abuse and alcoholism, assess the individual's and/or family's involvement with alcohol, assist the individual and/or family in designing a continuum of care, and coordinate referrals to and from the appropriate alcoholism treatment programs or other community resources:))~~

(l) Drug addiction and drug abuse outpatient treatment: Provides drug addiction and drug abuse treatment services according to a prescribed plan in a nonresidential setting.

(m) Alcoholism intensive outpatient treatment: Provides a concentrated, nonresidential program consisting of a combination of educational sessions, individual therapy, group therapy, and related activities to detoxified alcoholics and their families.

(n) Drug addiction intensive outpatient treatment: Provides a concentrated, nonresidential program consisting of a combination of educational sessions, individual therapy, group therapy, and related activities to detoxified addicts and their families.

(o) Crisis intervention facilities services: Provides services aimed at alleviating acute emotional, behavioral, and/or physical distress resulting from the individual's use of alcohol and/or drugs.

~~((g))~~ (p) DWI client assessment: A diagnostic service designed to evaluate and assess ((client's)) clients' involvement with alcohol and other drugs, and recommend an appropriate course of action. ((All persons arrested for a violation of driving while under the influence of intoxicating liquor or drugs (RCW 46.61.502), or actual physical control of a motor vehicle while under the influence of intoxicating liquor or drugs (RCW 46.61.504), or petitioning for a deferred prosecution (chapter 10.05 RCW) for those offenses shall be evaluated by this service.

~~((h))~~ (q) Alcohol information school: An educational program providing students with information regarding the use and abuse of alcohol. The goal of the school is to help students not currently presenting a significant alcohol problem to make informed decisions about the use of alcohol.

(r) Drug information school: An educational program providing students with information regarding the use and abuse of drugs. The goal of the school is to help students not currently presenting a significant drug problem to make informed decisions about the use of drugs.

~~((i))~~ (s) Emergency service patrol: ((Gives)) Provides assistance in the streets and in other public places to persons who are intoxicated.

(t) Methadone treatment: Provides methadone (or other drugs approved by the department) as a substitute for opiates, in addition to counseling and other types of psychological or social therapy.

(2) A facility may be approved for more than one service if the facility complies with the specific requirements for approval of each service provided.

AMENDATORY SECTION (Amending Order 2044, filed 11/4/83)

WAC 275-19-030 DEFINITIONS. For the purpose of these rules and regulations, the following words and phrases shall have the following meanings unless the context clearly indicates otherwise:

(1) "Accredited" means the approval of a treatment facility pursuant to chapters 69.54 and/or 70.96A RCW and these rules and regulations to provide one or more of the treatment services listed in WAC 275-19-020.

(2) "Acute detoxification" means detoxification service provided to individuals for whom the consequences of withdrawal from alcohol or other drugs are so severe as to merit assistance from medical and/or nursing personnel.

~~((2))~~ (3) "Administrator" means the individual appointed as the chief executive officer by the ((governing body)) operators of a facility to act in the facility's behalf in the overall management of the ((alcoholism)) treatment facility.

(4) "Alcohol abuse" means use of alcohol in amounts hazardous to individual health or safety.

~~((3))~~ (5) "Alcoholic" means a person with alcoholism.

~~((4))~~ (6) "Alcoholism" means an illness characterized by lack of control as to the consumption of alcoholic beverages or the consumption of alcoholic beverages to the extent a person's health is substantially impaired or endangered or his or her social and economic function is substantially disrupted.

~~((5))~~ "Alcoholism treatment facility" means a place where the primary function is the treatment of alcoholism and/or alcohol abuse.

~~((6))~~ (7) "Approved" means having met the standards of the department contained in these rules and regulations and having been ((certified)) accredited pursuant to chapter 69.54 RCW and/or RCW ((70.96A.090)) 70.96A.

~~((7)) "Approved public treatment facility" means a treatment facility operating under the direction and control of the department, or a treatment facility providing treatment for the department either through contract with the department or through a county subcontract, approved by the department pursuant to these rules and regulations and chapter 70.96A RCW.))~~

~~(8) "Approved treatment facility" means ((an alcoholism)) a treatment facility, either public or private, profit or nonprofit, ((having been)) approved by the department pursuant to these rules and regulations and chapters 69.54 and/or 70.96A RCW.~~

~~(9) "Authenticated" means written verification of any entry in a patient treatment record by means of a signature including minimally first initial and last name, or initials if the file includes an authentication record.~~

~~(10) "Authentication record" means a document which is part of each patient treatment record and includes identification of all individuals initialing entries in the treatment record: Full printed name, signature including minimally first initial and last name, and initials that may appear after entries in the treatment record.~~

~~(11) "Bureau" means the Washington state department of social and health services bureau of alcohol and substance abuse.~~

~~((10)) (12) "Bureau of alcohol and substance abuse" means the Washington state department of social and health services bureau of alcohol and substance abuse.~~

~~((11)) (13) "Cancel" means a ((permanent invalidation)) termination of the department's approval of ((an alcoholism)) a treatment service or facility.~~

~~(14) "Chemotherapy" means the use of prescribed medication to assist in client treatment for drug or alcohol dependency.~~

~~((12)) (15) "Department" means the Washington state department of social and health services.~~

~~((13)) (16) "Department of licensing" means the Washington state department of licensing.~~

~~((14)) (17) "Detoxification" means care and treatment of ((an intoxicated)) a person during the period in which the person recovers from the transitory effects of acute intoxication or withdrawal.~~

~~((15)) (18) "Detoxified" means withdrawn from the consumption of alcohol, or other drugs, and recovered from the transitory effects of intoxication, ((and)) or any associated acute physiological withdrawal reactions.~~

~~(19) "Drug abuse" means use of a drug in amounts hazardous to individual health or safety.~~

~~(20) "Drug addiction" means chronic, compulsive, or uncontrollable drug use to the extent a person cannot stop use of the drug. Drug addiction is usually characterized by a process including progressive use, development of tolerance, and a withdrawal syndrome if use of the drug is discontinued.~~

~~(21) "Face to face" means an individual or group therapeutic contact with a client not including educational sessions.~~

~~((16)) (22) "Facilities" means rooms, areas, and equipment ((to serve a specific function)).~~

~~((17)) "Governing body" means the individual or group legally responsible for the conduct of an alcoholism treatment facility.~~

~~((18)) (23) "Incapacitated by alcohol" means ((that)) a person, as a result of the use of alcohol, has his or her judgment so impaired he or she is incapable of realizing ((what his or her condition is)) and making a rational decision with respect to ((the)) his or her need for treatment and constitutes a danger to himself or herself, to any other person, or to property.~~

~~((19)) (24) "Intensive outpatient treatment" means a concentrated, nonresidential program consisting of a combination of education sessions, individual therapy, group therapy, and related activities provided to ((detoxified alcoholics)) clients and their families.~~

~~((20)) (25) "Intoxication" means acute alcohol and/or drug poisoning or temporary impairment of a person's mental or physical functioning caused by alcohol ((in his or her body)) and/or other drugs.~~

~~((21)) (26) "Licensed nurse" means either a registered nurse per chapter 18.88 RCW or a licensed practical nurse per chapter 18.78 RCW.~~

~~(27) "Operators" means the individual or group legally responsible for the treatment facility.~~

~~((22)) (28) "Physician" means a person duly licensed to practice medicine or osteopathic medicine in the state of Washington per chapters 18.57 or 18.71 RCW.~~

~~((23)) (29) "Probation alcohol assessment facility" means a qualified probation department for a district or municipal court within the state of Washington meeting the standards contained in these rules and regulations governing the operation of a DWI client assessment service as ((defined)) described in WAC 275-19-020(1)((tg))(p).~~

~~((24) "Qualified alcoholism counselor" means a person who has adequate education, experience, and knowledge regarding the nature and treatment of alcoholism, is knowledgeable about community resources providing services alcoholics may need, knows and understands the principles and techniques of alcoholism counseling, and is skilled in the application of these principles and techniques. A qualified alcoholism counselor shall:~~

~~(a) Have no history of alcohol or other drug misuse for a period of two years immediately prior to the time of employment as an alcoholism counselor, and no misuse of alcohol or other drugs while employed as an alcoholism counselor.~~

~~(b) Possess these professional attributes:~~

~~(i) Show evidence of a genuine interest in helping alcoholic persons, and of dedication to helping alcoholic persons help themselves as much as possible.~~

~~(ii) The ability to maintain confidentiality of all records, materials, and communications concerning the identity of clients.~~

~~(iii) The ability to work under supervision and to cooperate with other personnel, as well as to function effectively on one's own.~~

~~(iv) The ability to assess one's own personal and vocational strengths and limitations, biases, and effectiveness.~~

(v) The ability and willingness to recognize when it is in the client's best interest to refer or release him or her to another individual or program.

(vi) Show responsibility for self-evaluation and continued growth through further education or training.

(vii) Show respect for the client by avoidance of any intrusion into the client's personal life outside of a professional relationship.

(viii) Show respect for rights and reputation of other alcoholism workers and workers of other professions.

(ix) Show no discrimination among clients or professionals on the basis of race, color, creed, sex, or age.

(c) Possess these qualifications:

(i) A high school diploma or equivalent.

(ii) Satisfactory completion of a minimum twelve quarter credits or eight semester credits of course work in an accredited institution of higher learning (college or university), of which:

(A) At least six twelve quarter (four semester) credits must be specialized alcoholism courses, and

(B) The remaining six quarter (four semester) credits may be in either such courses or counseling, psychology, sociology, or social work.

NOTE: Effective January 1, 1984, this requirement, (ii), shall change to read: "Satisfactory completion of a minimum of twenty-four quarter (sixteen semester) credits, of course working in an accredited institution of higher learning (college or university) of which twelve quarter (eight semester) credits must be specialized alcoholism courses exclusive of field experience credit, and which must include distinct courses in: (A) Introduction to, or survey of alcoholism, (B) Physiological actions of alcohol and other drugs, and (C) Alcoholism counseling. The remaining twelve quarter (eight semester) credits may be in alcoholism, multi-drug abuse, counseling, psychology, social work, human services, or social services."

Grandfather clause

Persons who are qualified alcoholism counselors prior to January 1, 1984, will not be required to meet these new education standards.

(iii) Two thousand hours (approximately one year) of supervised work experience, in a counseling capacity, in an approved alcoholism agency or facility (may include hours spent in supervised field experience under academic supervision):

(d) Possess adequate knowledge and competence in the following areas:

(i) Communications:

(A) Demonstrated communication skills in writing and speaking.

(B) Demonstrated ability to maintain clinical records and write reports.

(C) Demonstrated ability to establish communication readily with incoming referrals in order to evaluate, screen and record pertinent information.

(ii) Knowledge of alcoholism:

(A) Physiological, e.g., ingestion, absorption, metabolism, effects of alcohol blood level, organic damage, acute alcoholism, long-range management of the illness.

(B) Psychological, e.g., dependency, patterns of progression (denial, projection, rationalization collapse), psychiatric complications, patterns of recovery, personal and social reconstruction.

(C) Social/cultural, e.g., history of alcohol use and abuse, family ramifications, value system of subcultures, spiritual, industrial, and legal aspects, including new legislation.

(iii) Evaluation and assessment:

(A) A thorough knowledge of the symptoms of early, middle, and late stages of alcoholism.

(B) Strategies for assessing the individual in regard to the degree of alcoholism.

(C) Ability to recognize other medical/behavioral problems.

(D) Case history method:

(E) Ability to assess the effectiveness of various treatment and program modalities.

(iv) Referral:

(A) Knowledge of appropriate referral resources, their eligibility requirements, treatment philosophy, admission and contact procedures.

(B) Skill in evaluating a client's problem, reporting the problem to him or her at the client's level of understanding, and making a referral to a suitable program. This includes ability to work with persons, groups, or agencies with different treatment philosophies.

(C) Ability to assist clients and families with alcohol-related problems, with referrals for public assistance, medical or health needs, pastoral counseling, etc.

(D) Demonstrate exposure to Alcoholics Anonymous, Alanon, and/or Alateen, as well as other community programs, through direct contact.

(v) Counseling principles and procedures, including:

(A) Crisis intervention:

(B) Establishing a working relationship with a variety of clients.

(C) Establishing treatment goals.

(D) Use of techniques designed to educate the client regarding alcoholism, elicit feelings, facilitate self-understanding in the client, and motivate the client for treatment.

(E) Knowledge of different counseling philosophies and theories.

(F) Skill in individual and group counseling appropriate to alcoholism.

(G) Appropriate termination of session.

(H) An understanding and adherence to the ethics of counseling.

(vi) Treatment:

(A) A knowledge of various inpatient and outpatient methods and their rationale, their relation to other methods, and their limitations.

(B) Skill in managing the transition between detoxification and treatment, and the transition between intensive treatment and rehabilitation.

~~(C) Understanding of the steps and traditions of Alcoholics Anonymous, Alanon, and Alateen, their relations to various treatments, and their functions and limitations.~~

~~(D) Knowledge of long-range rehabilitative processes, including awareness of the need for medical care, post-treatment crisis, relapse, and new problems arising from sobriety.~~

~~(e) Maintain the qualified counselor status by completing the following requirements within each two years of service.~~

~~(i) Sixty clock hours of continuing education, including at least fifteen clock hours in which alcoholism or counseling alcoholic people or families is the primary part of the course content, as evidenced by the course description and/or syllabus. The remaining forty-five clock hours may be in subject areas that will increase the counselor's knowledge and skills in counseling and aiding the alcoholic person or family to recover.~~

~~(ii) For any portion of these sixty clock hours of continuing education, college credit-bearing courses will have the value of one and one-half, i.e., one college credit contact hour will equal one and one-half hours of continuing education.~~

~~(iii) No course or workshop previously taken may be repeated to meet these requirements.~~

~~(iv) An acceptable workshop must be conducted by an instructor who is either qualified as an alcoholism counselor or has state approval as a trainer.~~

~~(v) In-service training does not satisfy this requirement, but short courses, retreats, or workshops meeting the conditions in subsection (24)(c) of this section may be used.~~

~~(25)) (30) "Residential facilities" means facilities providing board and room as part of ((their)) the treatment program.~~

~~((26)) (31) "Revoke" means a ((permanent invalidation)) termination of the department's approval of ((an alcoholism)) a treatment facility.~~

~~((27)) (32) "Secretary" means the secretary of the Washington state department of social and health services or his or her designee.~~

~~((28)) (33) "Shall" means compliance is mandatory.~~

~~((29)) (34) "Subacute detoxification" means detoxification service provided to individuals in a supportive, homelike environment ((within which)) where a person can recover from the effects of intoxication. Prescription medication is not provided for the management of withdrawal discomfort.~~

~~((30)) (35) "Substantial compliance" means being in conformity with the requirements of the major components of each section of chapter 275-19 WAC applying to the class or classes of ((alcoholism)) treatment services for which ((an alcoholism)) a treatment facility is approved or has applied for approval.~~

~~((31)) (36) "Suspend" means ((invalidation)) termination of the department's approval of ((an alcoholism)) a treatment facility for ((any)) a specified period of less than one calendar year or until specific conditions have been met and the agency ((is)) has been notified of reinstatement.~~

AMENDATORY SECTION (Amending Order 1727, filed 12/2/81)

WAC 275-19-040 DEPARTMENT APPROVAL AND ACCREDITING PROCEDURES. (1) ~~((Alcoholism))~~ Treatment facilities seeking department approval and accreditation of one or more of the services listed in WAC 275-19-020 shall submit a written application to the ~~((office on alcoholism))~~ bureau of alcohol and substance abuse on a form provided by the ~~((office))~~ bureau.

(a) Such application shall ~~((document the need for the requested services and))~~ provide evidence that the agency meets the requirements of these rules and regulations, chapters 69.54 and/or 70.96A RCW.

(b) The applicant shall send a copy of the application to the county ~~((alcoholism administrative board))~~ coordinator in each county where services are to be provided. ~~((The county alcoholism administrative board may review the application and send written comments to the office on alcoholism with a copy to the applicant. County administrative board comments should address the issue of the county's need for this new service. If the office on alcoholism does not receive a response from the county alcoholism administrative board within a sixty-day period, the office shall proceed in processing the application without said response.))~~

(c) After processing the application, the ~~((office))~~ bureau shall send written notification of approval or denial of approval to the applicant ~~((with a copy))~~ and if approved to the appropriate county ~~((alcoholism administrative board))~~ coordinator.

(2) The department may grant provisional approval to ~~((alcoholism))~~ treatment facilities when ~~((office on alcoholism))~~ the bureau staff are unable to determine whether the facility, without a period of operation, will comply with chapters 69.54 and/or 70.96A RCW, and these rules and regulations. Provisional approval shall be granted for a maximum period of six months and may not be renewed more than once.

(3) If an approved ~~((alcoholism))~~ treatment facility plans to move ~~((its program))~~ to a different location, open a branch office, or change ownership, ~~((it))~~ the facility shall submit a written application to the ~~((office on alcoholism))~~ bureau thirty days in advance of the change, and the bureau shall respond to the application within thirty days. Such application shall be submitted in accordance with WAC 275-19-040(1).

(4) The secretary or ~~((his/her))~~ his or her designees may ~~((, at his/her discretion,))~~ exempt ~~((an alcoholism))~~ a treatment facility from compliance with parts of these regulations when it has been found, after thorough investigation and consideration, that such exemption may be made in an individual case without jeopardizing the safety ~~((or)),~~ health, or treatment of the clients in the particular ~~((alcoholism))~~ treatment facility, or jeopardize the functioning of other service providers.

~~((5))~~ All exemptions granted ~~((pursuant to the foregoing provisions))~~ shall be in writing and filed with the department and the ~~((alcoholism))~~ treatment facility.

~~((6))~~ (5) The ~~((office on alcoholism))~~ bureau shall issue a certificate of approval, valid for not more than

~~((two years))~~ one year, to ~~((those))~~ approved ~~((alcoholism))~~ treatment facilities ~~((which remain))~~ in substantial compliance with these rules and regulations and chapters 69.54 and/or 70.96A RCW. This certificate shall be ~~((framed and))~~ displayed in a conspicuous place in the facility.

~~((7))~~ (6) Fees shall be set and charged by the ~~((office on alcoholism))~~ bureau of alcohol and substance abuse for inspections and certification of ~~((each applicant organization))~~ approved treatment facilities. Such fees shall be reasonably based upon the cost to the ~~((office on alcoholism))~~ bureau of the inspections and maintenance of certification and shall not exceed the actual costs. Only one such fee shall be charged to ~~((an agency))~~ a treatment facility during any twelve-month period, regardless of the number of inspections ~~((which may be))~~ made.

AMENDATORY SECTION (Amending Order 1486, filed 2/1/80)

WAC 275-19-050 SUSPENSION, CANCELLATION, OR REVOCATION OF APPROVAL. (1) ~~((Each approved public or private treatment facility shall file with the department within thirty days of request, data, statistics, schedules, and information the department reasonably requires.~~

(2)) Failure to be in substantial compliance with the requirements of chapters 69.54 and/or 70.96A RCW or these rules and regulations shall constitute grounds for the suspension or revocation of the approval in accordance with RCW 34.04.170.

~~((3))~~ (2) The department may cancel approval if ~~((an agency))~~ a facility ceases to provide the ~~((class or classes of))~~ services for which ~~((it))~~ the facility has been approved.

(3) The department may cancel approval if a facility fails to pay the required certification fee within thirty days after a certificate of approval is issued.

(4) Disqualified applicants.

(a) Each and every individual named in an application for treatment facility approval shall be considered separately and jointly as applicants and, if anyone be deemed unqualified by the department in accordance with the law or these rules and regulations, the approval may be denied, suspended, or revoked.

(b) Approval may be denied, suspended, or revoked for any of the following:

(i) Obtaining or attempting to obtain approval by fraudulent means or misrepresentation;

(ii) Knowingly permitting, aiding, or abetting the commission of any illegal act on the premises of the treatment facility;

(iii) Misappropriation of the property of the patients.

(5) When the department intends to suspend, revoke, or cancel approval, the chief of the office on alcoholism and/or the chief of the office of drug abuse or ~~((his/her))~~ their designees shall have served upon the approved treatment facility a notice of intent to suspend, revoke, or cancel their approval. Such notice shall provide for an administrative hearing and meet the requirements of RCW 34.04.090. The subsequent hearing and judicial review shall follow administrative procedures as

specified in the Administrative Procedure Act, chapter 34.04 RCW and the rules and regulations promulgated thereunder.

AMENDATORY SECTION (Amending Order 1727, filed 12/2/81)

WAC 275-19-060 INSPECTIONS. (1) Any approved ~~((public or private))~~ treatment facility ~~((and))~~ or any facility seeking departmental approval shall be open to departmental inspection during any time the facility is serving clients, provided such inspection does not unduly disrupt client activity. The facility, ~~((its))~~ the facility's programs~~((, all))~~ (except for individual ((and group)) counseling sessions), and general records of operation shall be open for inspection in accordance with federal and state confidentiality laws. Such records shall include all policy and procedure documents required herein, personnel records, clinical records, fiscal records, ~~((meeting minutes))~~ and such other documents as may be needed to verify the provision of services and compliance with these regulations, and chapters 69.54 and/or 70.96A RCW. ~~((Department inspection may be made during any time in which the facility is serving clients, provided, that such inspection shall not unduly disrupt client activity. Inspection fees shall be set and charged in accordance with office on alcoholism policy. These fees shall not exceed the actual cost of the inspection.))~~

(2) The facility administrator shall ensure a notice of the inspection is posted in a conspicuous place in the facility when the bureau gives an advance notice of the inspection.

AMENDATORY SECTION (Amending Order 1486, filed 2/1/80)

WAC 275-19-070 ALL FACILITIES—AVAILABILITY OF SERVICES. (1) Approved ~~((alcoholism))~~ treatment facilities shall provide services to ~~((persons with alcohol and alcohol-related problems))~~ clients or to their families without regard to race, color, creed, national origin, religion, sex, sexual preference, age, or handicap consistent with WAC 275-19-075(1)(c).

(2) Services for men and women shall reflect an awareness of the special needs of each gender. All residential facilities shall provide equivalent, clearly defined, and well-supervised sleeping quarters, toilet, and bath accommodations for the male and female clients.

AMENDATORY SECTION (Amending Order 1727, filed 12/2/81)

WAC 275-19-075 ALL FACILITIES—CLIENTS' RIGHTS. (1) All approved ~~((alcoholism))~~ treatment facilities shall take reasonable efforts to assure each client:

~~((1))~~ (a) Be treated in a manner ~~((that promotes))~~ promoting dignity and self-respect.

~~((2))~~ (b) Be treated without regard to race, color, creed, national origin, religion, sex, sexual preference, or age.

~~((3))~~ (c) Be treated without regard to disability, unless such disability makes treatment afforded by the facility nonbeneficial or hazardous. Reasonable actions

shall be taken to accommodate disabled persons within the treatment program.

~~((4))~~ (d) Be protected from invasion of privacy: PROVIDED, That ~~(;)~~ reasonable searches may be conducted or other means used to detect and prevent contraband from being ~~(brought in or)~~ possessed or used on the premises.

~~((5))~~ (e) Have all clinical and personal information treated confidentially in communications with individuals not directly associated with the approved ~~(alcoholism)~~ treatment ~~(center)~~ facility.

~~((6))~~ (f) Have the opportunity to review his or her own treatment ~~(record with a treatment)~~ records in the presence of a staff person upon request.

~~((7))~~ (g) Be fully informed regarding fees to be charged and methods of payment available.

~~((8))~~ (h) Be provided reasonable opportunity to practice the religion of his or her choice, alone and in private, insofar as such religious practice does not infringe on the rights and treatment of others, or the treatment program. The client ~~(also)~~ has the right to ~~(be excused from)~~ refuse participation in any religious practice.

~~((9))~~ (i) Not be denied communication with significant others in emergency situations.

~~((10))~~ (j) Not be subjected by facility staff to physical abuse, corporal punishment, or other forms of abuse administered against their will including being denied food, clothing, or other basic necessities.

(2) A copy of these rights shall be posted in a conspicuous place in the facility.

AMENDATORY SECTION (Amending Order 1727, filed 12/2/81)

WAC 275-19-080 ALL FACILITIES—FACILITIES STANDARDS. (1) ~~(Alcoholism)~~ All treatment facilities shall meet ~~(aH)~~ applicable state and county requirements.

(2) Room for ~~(group and subgroup)~~ therapeutic activities will be provided which will meet the facility's treatment goals, objectives, and program needs.

(3) There shall be private space for personal consultation.

(4) Adequate heating, ventilation, and access to emergency exits shall be provided to assure the health and safety of clients.

(5) The physical plant, premises, and equipment shall be maintained in a clean and sanitary condition, free of hazards, and in good repair. The facility shall be located in an area free from hazardous conditions and accessible to other resources necessary to carry out the program.

(6) Facilities shall comply with applicable state and local building, fire, and health codes.

AMENDATORY SECTION (Amending Order 1486, filed 2/1/80)

WAC 275-19-100 ALL RESIDENTIAL FACILITIES—~~(PURPOSE)~~ ROOM AND ~~(APPLICABILITY)~~ BOARD STANDARDS. (1) ~~(The purpose of WAC 275-19-100 through 275-19-199 is to provide~~

~~standards for administrative procedures, personnel, records, and case management for all approved alcoholism treatment facilities)~~ Residential treatment facilities shall provide room, board, and client sundries if the client is not able to provide sundries for himself or herself.

(2) ~~(All approved alcoholism treatment facilities shall meet the provisions of WAC 275-19-110 through 275-19-199)~~ Sundries shall include items reasonably needed for good grooming and personal hygiene, and clothing that is neat, clean, and seasonable. Clients may be allowed a personal and incidental expense account in lieu of providing sundries. Goods and services sold to clients by the treatment center as sundries and charged to personal and incidental expense accounts shall be charged at cost.

(3) All food services and practices shall comply with chapter 248-84 WAC governing food storage, preparation, and service.

(4) Sleeping arrangements shall provide for clean bedding and separation of sleeping areas from cooking, eating, therapy, and administrative activities.

AMENDATORY SECTION (Amending Order 1727, filed 12/2/81)

WAC 275-19-110 ALL FACILITIES—~~(GOVERNING BODY)~~ OPERATORS. (1) Treatment facilities shall be operated by a profit or nonprofit corporation, a partnership, an individual proprietor, an Indian tribe, or a unit of city, county, state, or federal government.

(2) A facility providing ~~(alcoholism)~~ treatment services shall have ~~(a governing body which is)~~ an operator or operators legally responsible for the conduct of the ~~(alcoholism)~~ service or services provided. The legally responsible operator or operators shall as a minimum:

~~((2) The governing body shall:)~~

(a) ~~(Adopt bylaws which establish a mechanism for selection of officers and members of the governing body)~~ Obtain all required state, county, and city licenses, permits, and approvals.

(b) Maintain a current job description for the position of administrator ~~(which delineates the qualifications for and the responsibilities of the position)~~ meeting the requirements set forth in WAC 275-19-140(4)(b).

(c) Establish the philosophy and overall objectives for the ~~(alcoholism)~~ treatment facility and each distinct part thereof.

(d) Provide for the personnel, facilities, equipment, and supplies necessary for the care of clients and the maintenance and operation of the facility in accordance with applicable laws and regulations.

(e) Review and approve written personnel policies.

(f) Ensure ~~(that)~~ the administration and operation of the facility is in compliance with ~~(aH)~~ these rules and applicable federal, state, and local laws and regulations.

(3) The owners of a partnership shall have a written partnership agreement outlining all of the business elements of the partnership. The partnership agreement shall be signed and dated by each partner.

AMENDATORY SECTION (Amending Order 1727, filed 12/2/81)

WAC 275-19-130 ALL FACILITIES—ADMINISTRATOR. (1) There shall be ~~((a chief))~~ an administrator ~~((at least twenty-one years of age who is))~~ directly responsible for the operation of the ~~((alcoholism))~~ treatment facility.

(2) The administrator shall ~~((possess))~~ demonstrate the knowledge and skills in fiscal accounting, personnel management, and other administrative functions necessary to provide adequate supervision to the facility.

(3) At any time the administrator is not on duty or on call, there shall be a person on duty or on call to whom the administrator has delegated the authority and responsibility to act in ~~((his/her))~~ his or her stead. ~~((Any person to whom))~~ The administrator's authority and responsibility ~~((are))~~ shall not be delegated ~~((shall be a competent))~~ to a person ~~((at least twenty-one years of age who is not))~~ currently a client of the facility.

(4) The administrator shall ensure ~~((that there is a free flow of))~~ staff receive managerial and clinical information necessary to facilitate the delivery of services.

(5) The administrator shall ensure ~~((that))~~ a written program manual ~~((s))~~ meeting the requirements of WAC 275-19-135 is developed and adhered to. This manual shall be reviewed and revised as necessary, but no less than once each year. ~~((This annual review shall be evidenced by a cover sheet which notes the date of the last review and update and shall be signed by the person(s) making the review. The manual shall be readily available to the governing body and the staff of the facility. The program manual(s) shall include:~~

~~(a) A plan of organization which includes all positions and delineates the functions, authority, and relationships of all positions, including volunteers, within the facility.~~

~~(b) Policies and procedures to govern the following:~~

~~(i) Personnel.~~

~~(ii) Care of clients in the facility and every distinct part thereof. These policies and procedures shall govern the screening and admission of clients, the type and scope of services, the length of treatment, the transfer or discharge of clients and the continuing evaluation of the program.~~

~~(iii) Client's rights and client grievances. A copy of these documents shall be posted in a conspicuous place in the facility.~~

~~(iv) Case file management.~~

~~(v) Implementation of the federal confidentiality of alcohol and drug abuse patient records regulations (42 CFR part 2).~~

~~(vi) Provision of client transportation in accordance with RCW 70.96A.110(4).~~

~~(vii) Coordination with ancillary services which include hospital, medical, and psychological back-up services.~~

~~(c) A written description of each modality of treatment within the treatment program. These descriptions shall include a current outline for all educational sessions.~~

~~(d) A copy of the organization's bylaws as required by WAC 275-19-110(2)(a).~~

~~(e) A copy of the philosophy and overall objectives of the organization as required by WAC 275-19-110(2)(c).)~~

(6) The administrator shall ~~((ensure that a fiscal accounting system is developed which reflects the fiscal experience and current financial position of the facility))~~ file with the department within thirty days of request, data, statistics, schedules, and other information the department reasonably requires.

NEW SECTION

WAC 275-19-135 ALL FACILITIES—PROGRAM MANUAL. All treatment facilities shall have a written program manual containing at a minimum:

(1) A cover sheet noting the date of the last review and update of the manual, signed by the person or persons making the review.

(2) A copy of the organization's articles of incorporation showing the state seal if the operator is a corporation, or a copy of the partnership agreement if the operator is a partnership.

(3) A copy of the facility's bylaws, if the operator is a corporation.

(4) A current copy of all city and state business licenses required by WAC 275-19-040, 275-19-080, and 275-19-110.

(5) The facility's philosophy on alcoholism and/or drug addiction.

(6) A list of the overall objectives of the organization.

(7) An organizational chart including all positions and specifying the functions of all the positions, including volunteers, within the facility.

(8) A delegation of authority policy meeting the requirements of WAC 275-19-130(3).

(9) Written personnel policies and procedures governing the qualifications of staff, job descriptions, hours of work, personnel benefits, hiring practices, termination procedures, promotional requirements, leave days, employee evaluations, employee grievance procedures, and staff ethical standards.

(10) A written plan describing how volunteers will be utilized per WAC 275-19-160.

(11) A written description of each treatment and educational program offered by the facility. Descriptions of each program shall include:

(a) Policies and procedures sufficient to describe how the service meets the applicable requirements of WAC 275-19-100 through 275-19-930.

(b) Client admission criteria.

(c) The objectives of the program.

(d) The number of hours of service and length of treatment or educational program.

(e) The criteria for client transfer and discharge from the program.

(f) An outline of each lecture and educational session included in the program. The outline shall be sufficient in detail for another trained staff person to deliver the educational session or lecture in the absence of the regular instructor. These outlines may be kept separate from the program manual.

(12) Follow-up policies and procedures providing for contact to be attempted after discharge with each client completing treatment.

(13) A procedure for the continuing evaluation of the services provided by the facility.

(14) Written policies and procedures governing implementation of the case management and case file maintenance requirements of WAC 275-19-170 and 275-19-180.

(15) Written policies and procedures governing the implementation of federal regulations on confidentiality of alcohol and drug abuse patient records (42 C.F.R., Part 2).

(16) A copy of the facility's client rights required in WAC 275-19-075.

(17) A copy of the facility's client grievance procedures.

(18) Written policies and procedures governing implementation of the physical and laboratory examination requirements of WAC 275-19-165(2).

(19) A copy of the facility's policies regarding the use of self-help groups (i.e., AA, NA, Alanon, and Naranon).

(20) Copies of all other policies relating to client care.

AMENDATORY SECTION (Amending Order 1727, filed 12/2/81)

WAC 275-19-140 ALL FACILITIES—PERSONNEL. (1) There shall be sufficient qualified (~~(alcoholism)~~) counselors, clerical, and other support staff (~~((who are))~~) not (~~((of the present client population;))~~) currently clients to ensure the attainment of program service objectives and to properly maintain the ((alcoholism)) treatment facility. ((This shall not preclude the assignment of work to a client when the assignment is part of the client's treatment program, the client's work assignment has therapeutic value, and the client works under the immediate supervision of a member of the staff;))

(2) Qualified counselors carrying a caseload shall not exceed one hundred hours of face-to-face client contact per full-time equivalent counselor per month. Residential treatment, excluding detoxification, shall in addition maintain a client to staff ratio not to exceed fifteen clients for each counselor.

(3) Personnel employed as ((alcoholism)) counselors shall be qualified ((alcoholism)) counselors ((as defined in WAC 275-19-030, or there shall be an individualized training and educational plan developed for any person employed as an alcoholism counselor who is not a qualified alcoholism counselor as defined in WAC 275-19-030. This training and educational plan shall be designed to bring the individual up to the required standards within two years from the date of employment as an alcoholism counselor. This plan shall be placed in the individual's personnel file.

(b) Counselor trainees and counselor aides working in counselor staff roles shall have no history of alcohol or other drug misuse for a period of one year immediately prior to the time of employment and no misuse of alcohol or other drugs while employed or in training)) or counselor trainees as described in WAC 275-19-145.

~~((2) All noncounselor staff members who, as part of their job assignment, have frequent contact with clients and the public shall have adequate training regarding alcoholism and alcohol abuse.~~

~~(3))~~ (4) For each employee there shall be a current personnel file which includes the following:

(a) ~~((An application which includes or is supplemented by a resume and))~~ Verification (transcripts, certificates, licenses, resumes, etc.) ((that documents)) of the employee's qualifications for the assigned position.

(b) A copy of the employee's current job description, signed and dated by the employee, which includes: The job title, a summary of the duties and responsibilities, the minimum qualifications, and the title of the immediate supervisor.

(c) A record of ~~((a planned, supervised;))~~ an orientation acquainting the person with the ((organization of the facility, the physical plant layout, his or her particular duties and responsibilities, the policies, procedures and equipment which are pertinent to his or her work, the staff ethical standards, and)) contents of the program manual, the disaster plan for the facility, and the confidentiality of client information.

(d) Written performance evaluations ~~((for the initial six months of employment and))~~ for each year of employment ((thereafter)). The completed evaluation form shall be signed and dated by the evaluator and the employee.

(e) Evidence of a tuberculin skin test or chest x-ray, as specified in chapter 248-26 WAC, and a record of any accidents occurring on duty.

(f) ~~((A current record of all training and education which the employee has completed since the date of employment;))~~ There shall be sufficient evidence in the ((counselors)) records of the qualified counselors, assessment officers, and information school instructors to determine whether ((or not the counselor has)) they have received the training and education necessary to meet and maintain the qualified status ((required by WAC 275-19-030)). The record shall include the date the person became a qualified counselor, assessment officer, or information school instructor.

(g) ~~((An assurance of confidentiality certification which has been))~~ A signed and dated ((by the employee)) commitment to maintain confidentiality.

(h) Evidence employees providing client care in a detoxification center in the absence of licensed physicians or nurses have a valid and current red cross card or certificate for first aid (or its equivalent) and annual training in cardiopulmonary resuscitation.

~~((4))~~ (5) Employees with a communicable disease in an infectious stage shall not be on duty.

(6) All approved treatment facilities shall adhere to written personnel policies covering the qualifications of staff, job descriptions, hours of work, personnel benefits, hiring practices, termination procedures, promotional requirements, leave days, employee evaluations, grievance procedures, and staff ethical standards.

(7) Approved treatment facilities shall comply with state statutory and regulatory provisions regarding non-discrimination and affirmative action in employment and client services.

(8) Employees who are or were clients of the approved treatment facility shall have personnel records separate from clinical records. No indication of current or previous client status or client activity, including urinalysis results, may be entered in the personnel record of such an employee.

(9) Work may be assigned to the client when the assignment is part of the client's treatment program, the client's work assignment has therapeutic value, and the client works under the immediate supervision of a member of the staff.

(10) Exclusion from employment shall not be based on former alcohol or drug use, former mental dysfunction, or former criminal convictions except as provided in chapters 9.96A and 49.60 RCW.

AMENDATORY SECTION (Amending Order 2044, filed 11/4/83)

WAC 275-19-145 ALL FACILITIES—QUALIFIED COUNSELORS, INSTRUCTORS, AND ASSESSMENT OFFICERS. (1) A "qualified alcoholism counselor" is a person (~~(meeting the requirements outlined in WAC 275-19-030(24))~~) having adequate education, experience, and knowledge regarding the nature and treatment of alcoholism, is knowledgeable about community resources providing services alcoholics may need, knows and understands the principles and techniques of alcoholism counseling, and is skilled in the application of these principles and techniques. A qualified alcoholism counselor shall:

(a) Have no history of alcohol or other drug misuse for a period of two years immediately prior to the time of employment as an alcoholism counselor and no misuse of alcohol or other drugs while employed as an alcoholism counselor.

(b) Possess these qualifications:

(i) Satisfactory completion of a minimum twenty-four quarter (sixteen semester) credits of course work in an accredited institution of higher learning (college or university). Twelve quarter (eight semester) credits must be in specialized alcoholism courses exclusive of field experience credits. These twelve credits must include distinct courses in:

- (A) Introduction to or survey of alcoholism,
- (B) Physiological actions of alcohol and other drugs,
- (C) Alcoholism counseling.

The remaining twelve quarter (eight semester) credits may be in alcoholism, polydrug abuse, counseling, psychology, social work, human service, or social services.

(ii) Persons qualified as alcoholism counselors prior to January 1, 1984, shall have satisfactorily completed a minimum of twelve quarter credits (eight semester credits) of course work in an accredited institution of higher learning (college or university). Six quarter (four semester) credits must be in specialized alcoholism courses. The remaining six quarter (four semester) credits may be in alcoholism, counseling, psychology, sociology, or social work.

(iii) Shall have completed two thousand hours (approximately one year) of work experience supervised by

a qualified alcoholism counselor in a counseling capacity in an approved alcoholism agency or facility. Work experience may include hours spent in supervised field experience under academic supervision.

(c) Shall maintain the qualified counselor status by completing the following requirements within each two years of service.

(i) Sixty clock hours of continuing education, including at least fifteen clock hours in which alcoholism or counseling alcoholic people or families is the primary part of the course content, as evidenced by the course description and/or syllabus. The remaining forty-five clock hours may be in such alcoholism specific subject areas, in subject areas that will increase the counselor's knowledge and skills in counseling, and aiding the alcoholic person or family to recover, or in the management of treatment services.

(ii) For any portion of these sixty clock hours of continuing education, each college quarter credit shall be equivalent to fifteen clock hours of continuing education, each college semester credit shall be equivalent to twenty-two and one-half hours of continuing education.

(iii) In-service training does not satisfy this requirement, but short courses or workshops meeting the conditions in this section may be used.

(iv) Workshops and trainers must be approved by the bureau of alcohol and substance abuse.

(2) A "qualified (~~(alcohol information school instructor)~~) drug abuse counselor" is a person (~~(possessing a certificate of completion of the alcohol information school instructor's training course offered or authorized by the bureau of alcohol and substance abuse)~~) capable of assessing the emotional, social, and behavioral background and status of a client, determining an appropriate treatment plan, and providing and supervising the counseling services necessary to carry out the plan. Two years of full-time equivalent experience as a drug treatment staff person under the supervision of a qualified drug abuse counselor or a masters or doctoral degree in the behavioral sciences and one year of such experience shall be sufficient to establish a person to be a qualified drug abuse counselor. A qualified drug abuse counselor shall:

(a) Have no history of alcohol or other drug misuse for a period of two years immediately prior to the time of employment as a drug abuse counselor and no misuse of alcohol or other drugs while employed as a drug abuse counselor.

(b) Qualification may also be gained by demonstrating and documenting he or she:

(i) Has earned a high school diploma or has received the equivalent;

(ii) Has at least one year of full-time experience as a drug abuse treatment trainee in an approved drug abuse treatment center under the supervision of a qualified drug abuse counselor;

(iii) Has demonstrated competency as a substance abuse counselor as measured by a competency evaluation approved by the department. The competency evaluation shall consist of an assessment of his or her knowledge and skill in the areas of referral, crisis intervention,

treatment planning, intake and evaluation, communications, treatment modalities and methods, confidentiality, professional integrity, and the nature of substance abuse.

(c) Qualifying experience for purposes of this subsection shall not include experience gained while a client in a drug abuse treatment facility. Part-time experience may be accumulated to meet the experience requirements.

(d) Subsequent to initial qualification, a person will remain qualified as a drug abuse counselor as long as he or she has taken at least fifty hours per year of continuing education and training in subject matter relevant to the duties and responsibilities of a qualified, drug abuse counselor exclusive of case staffing, case conferences, and supervisory meetings. A maximum of twenty-five hours of this requirement may be in training sponsored by his or her employer.

(e) The qualified drug abuse counselor shall attest to and document at least once every two years these conditions are met.

(f) A drug abuse counselor failing to remain qualified may requalify in the manner prescribed for initial qualification.

(3) Counselor trainees may be employed by an approved treatment facility, provided the following conditions are met:

(a) The trainee has no history of alcohol or other drug misuse for a period of one year immediately prior to the time of employment as a counselor trainee and no misuse of alcohol or other drugs while employed as a counselor trainee.

(b) Each trainee must be directly supervised and tutored by a qualified counselor who shall be responsible for the professional conduct of that trainee. The qualified counselor must:

(i) Observe the trainee in the various clinical activities.

(ii) Instruct the trainee in counseling techniques, attitudes, and theories.

(iii) Assign and review all intake histories, assessments, and treatment plans prepared by the trainee.

(iv) Review client files and serve as case manager for all cases assigned to trainee. A note giving the results of the review must be placed in each client file.

(v) Instruct the trainee in the preparation and maintenance of case files and client confidentiality.

(vi) Instruct the trainee on the accepted standards of professional ethics for counselors.

(c) An individualized training and education plan shall be prepared by the treatment facility administrator for each person employed as a counselor trainee. The training and education plan shall be designed to bring the trainee up to the qualified counselor status within two years of the date the person is employed as a counselor trainee.

(4) A "qualified ((alcohol)) assessment officer" is a person who:

(a) Is employed as a probation officer for a district or municipal court within the state of Washington;

(b) Meets the requirements of a qualified alcoholism counselor as defined in WAC ((275-19-030(24))) 275-

19-145(1), except ((that)) the two thousand hours of supervised work may be satisfied by completing an equivalent number of hours of supervised work doing ((alcohol)) assessments within a probation department.

((4) Alcohol) (5) Assessment officer ((interns)) trainees((?)) may be employed by an approved probation ((alcohol)) assessment facility provided the following conditions are met:

(a) The ((intern)) trainee has no history of alcohol or other drug misuse for a period of one year immediately prior to the time of employment as an ((alcohol)) assessment officer ((intern)) trainee and no misuse of alcohol or other drugs while employed as an assessment officer trainee.

(b) Each ((intern)) trainee must be directly supervised and tutored by a qualified ((alcohol)) assessment officer. The qualified ((alcohol)) assessment officer must:

(i) Observe the ((intern)) trainee in conducting ((alcohol)) assessments.

(ii) Instruct the ((intern)) trainee in ((alcohol)) assessment techniques, attitudes, and theories.

(iii) Assign and review all ((alcohol)) assessments prepared by the ((intern)) trainee.

(iv) Review all client files prepared by the ((intern)) trainee. A note giving the results of the review must be placed in each client file.

(c) An individualized training and education plan shall be prepared by the probation ((alcohol)) assessment facility administrator for each person employed as an ((alcohol)) assessment officer ((intern)) trainee. The training and education plan shall be designed to bring the ((intern)) trainee up to the qualified ((alcohol)) assessment officer status within two years of the date the person is employed as an ((alcohol)) assessment officer ((intern)) trainee.

(6) A "qualified alcohol or drug information school instructor" is a person possessing a certificate of completion of the alcohol or drug information school instructor's training course offered or authorized by the bureau of alcohol and substance abuse.

AMENDATORY SECTION (Amending Order 1486, filed 2/1/80)

WAC 275-19-150 ALL FACILITIES—STUDENT PRACTICE. (1) If ((an alcoholism)) a treatment facility provides a setting for student practice in a formal educational or training program, there shall be a written agreement with the educational agency or institution concerned. ((This)) The agreement shall define the nature and scope of student activities within the facility((:)) and ensure supervision of student activities in the interest of clients' welfare.

(2) Student interns may provide counseling services provided the requirements set forth in WAC 275-19-145(3)(a) and (b) are met.

(3) Each student shall sign a confidentiality statement which shall be kept on file at the treatment facility.

AMENDATORY SECTION (Amending Order 1727, filed 12/2/81)

WAC 275-19-160 ALL FACILITIES—VOLUNTEERS. (1) Volunteers working in counselor staff roles shall be directly supervised by a qualified ((alcoholism)) counselor.

(2) ~~Volunteers ((working in counselor staff roles (counselors, counselor aides, co-therapists, etc.)) shall have at least one year of continuous freedom from the abuse of alcohol or other substances)) shall meet the qualifications of the position they are assigned.~~

(3) Programs using volunteers shall have a written plan describing how volunteers will be utilized and a written job description for each position filled by a volunteer.

(4) Each volunteer shall sign ((an assurance of)) and date a commitment to maintain confidentiality ((certification)) which shall be kept on file by the agency.

NEW SECTION

WAC 275-19-165 ALL FACILITIES—OUTPATIENT AND RESIDENTIAL INTAKE AND CLINICAL REQUIREMENTS. (1) Approved outpatient and residential treatment facilities except detoxification facilities shall provide the following:

(a) An intake interview, conducted by a qualified counselor or other qualified staff working under the direct supervision of a qualified counselor. The interview shall include a social history, a medical history, a history of alcohol abuse and/or drug abuse, and previous alcohol and/or drug treatment. This interview must be completed within twenty-four hours of admission.

(b) An evaluation and assessment of the client's involvement with alcohol and/or drugs supported by a list of the signs and symptoms observed. The evaluation and assessment must be completed within twenty-one days of admission or by the third visit, whichever comes earlier, in an outpatient facility and within five days of admission in a residential facility.

(c) An individual treatment plan designed to help the person understand his or her alcohol or drug problem, taking into account all case history and diagnostic information. The plan shall include the specific problems to be addressed, the objectives to be accomplished in treating the problems, the time-linked means to be used in achieving the objectives, and the anticipated length of treatment. The initial treatment plan must be prepared within twenty-one days of admission or by the third visit, whichever comes earlier, in an outpatient facility and within five days of admission in a residential facility.

(d) A copy of the program rules governing the client will be provided to the applicant prior to signing any treatment consent forms.

(2) All facilities shall have written policies and procedures specifying the program's physical and laboratory examination requirements. The policies shall include at least the following basic requirements:

(a) Residential drug addiction or drug abuse treatment clients must have a complete physical and laboratory examination.

(b) All methadone treatment clients must have physical and laboratory examinations performed in accordance with federal regulations governing the use of methadone for treating narcotic addicts.

(c) All clients showing current intravenous drug use must have a physical examination.

(d) All clients showing current dependence of barbiturates or benzodiazepines must be examined by a physician to determine if they should be referred to a program or hospital capable of providing gradual withdrawal.

(3) Physical examinations, if required, must be completed and the report placed in the client's file no later than twenty-one days following admission. Physical examinations completed by a private physician ninety days or less prior to intake may be accepted.

(4) There shall be at least one face-to-face group or individual session for each client every month in outpatient programs, and at least one such session every week in residential programs.

(5) All approved treatment facilities shall have a documented review of each case by a qualified counselor. These reviews shall assess the adequacy of the treatment plan in light of the client's current status and progress. The reviews shall be conducted according to the following minimum schedule:

- (a) Once every two weeks in recovery houses,
- (b) Once each month in extended care recovery houses,
- (c) Once every two weeks in long-term,
- (d) Once each week in intensive inpatient,
- (e) Once each month in outpatient,
- (f) Once every twenty hours of client services in intensive outpatient.

(6) All treatment services using chemotherapy shall provide the following medication services:

(a) Medication evaluation by a medical practitioner at least once every ninety days except for medications prescribed by the client's own physician.

(b) A medication dispensary if the program is providing methadone treatment.

(7) Medications shall be secured and disbursed in accordance with the requirements of chapter 248-26 WAC.

(8) Clients using disulfiram must be participating in a counseling program.

(9) Upon completion of the course of treatment, except in detoxification facilities, an aftercare plan shall be developed assisting the client in maintaining treatment goals. The client shall be assisted in identifying and making contact with any agencies or services as may be necessary.

(10) When referring a client to another approved treatment facility, the following documentation shall be sent to that facility prior to the arrival of the client, or accompany the client to the facility, provided a release of confidential information has been authorized by the client:

- (a) A copy of the client intake form.
- (b) A record of the assessment.
- (c) A record of the client's treatment history.

(d) The reason for the referral (self, family, court order).

(e) Court mandated or agency recommended follow-up treatment.

(f) A copy of the discharge summary.

AMENDATORY SECTION (Amending Order 2044, filed 11/4/83)

WAC 275-19-170 ALL FACILITIES—RECORDS. (1) All ((alcoholism)) treatment facilities shall have an accurate and complete record system:

(a) Providing for maintenance of a current and complete record for each client((-);

(b) Providing a systematic method of identifying and filing client's records so each record can be located readily((-);

(c) Ensuring confidentiality of patients' case records by storing and handling the records under conditions meeting all pertinent federal, state, and local regulations governing such records((-);

(d) Including all required state and county data((-); and

(e) Reflecting all financial transactions of the facility. ((~~The accounting system shall meet all federal, state, and county requirements.~~))

(2) Client file records required in this section shall be retained by the treatment facility for a minimum of five years following the discharge or transfer of the client.

In the event an approved ((alcoholism)) treatment facility is closed, clinical records may be forwarded to any other approved ((alcoholism)) treatment center with the client's consent. Clinical records still subject to minimum retention requirements, where client consent is not obtained, shall be sealed and labeled as follows: "Records of (insert name of approved ((alcoholism)) treatment facility) required to be maintained pursuant to WAC 275-19-170, until a date not later than December 31, (insert year)." Sealed records shall be forwarded to the department, and shall be disclosed only under such circumstances and to such extent as would be permissible for the program in which they originated. ((~~The department shall destroy the records as soon as possible after the date specified on the label.~~))

(3) Residential and outpatient facilities shall have individual case records ((~~which include~~)) including the following:

(a) An intake form including the client's full name; sex; birthdate; home address; date of admission; name, address, and telephone number of the client's next of kin or other responsible person; name and city of the client's personal physician, if any.

(b) A record of the ((~~evaluation and~~)) assessment ((~~diagnostic impression~~)) of the client's involvement with alcohol and/or drugs including the signs and symptoms.

(c) An individualized treatment plan ((~~designed to help the person understand his or her alcohol problem taking into account all case history and diagnostic information. The plan shall include the specific problems to be addressed, the objectives to be accomplished in treating the problems, and the time-linked means to be used~~

~~in achieving the objectives~~)) as prescribed in WAC 275-19-165(1)(c). Doctor's standing orders shall be considered as a treatment plan in inpatient detoxification facilities.

(d) Progress notes on the client's response to treatment relating to the treatment plan and noting all significant events occurring during treatment. At least one progress note every work shift must be entered in inpatient detoxification client's file.

(e) A record of the treatment plan review required by WAC 275-19-165(5).

((~~(f)~~)) (f) Each entry in a client's record shall be ((~~dated and shall be signed by the person making the entry~~)) authenticated.

(g) A copy of any program rules signed and dated by the client.

((~~(f)~~ The client's signed)) (h) A voluntary consent to treatment form, signed and dated by the client.

((~~(g)~~)) (i) A properly completed authorization for release of information form((~~which meets all federal and state requirements, for each disclosure of information~~)).

(j) A copy of the client's aftercare plan.

((~~(h)~~)) (k) At completion of treatment, a discharge summary including the date of discharge, and a summary of the client's progress in meeting the objectives outlined in the treatment plan. In detoxification facilities, the summary shall outline the client's physical condition relating to detoxification or withdrawal.

((~~(i)~~)) (l) Medical records in accordance with chapter ((248-22)) 248-26 WAC.

(4) ((~~Information and referral facilities shall have individual case records including:~~

(a) ~~Identifying sociological data including the client's full name, sex, birthdate, and home address.~~

(b) ~~The date of contact or contacts.~~

(c) ~~A record of the client's problem statement.~~

(d) ~~A record of the evaluation and assessment (diagnostic impression).~~

(e) ~~A record of any referral.~~

(f) ~~A properly completed authorization for release of information form, which meets all federal and state requirements, for each disclosure of information concerning the client.~~

(g) ~~Each entry in a client's record shall be dated and signed by the person making the entry.~~

((~~5~~)) DWI client assessment service facilities including probation ((~~alcohol~~)) assessment facilities shall have individual case records including at a minimum:

(a) An intake form including the client's full name, sex, birthdate, and home address.

(b) The dates of contacts.

(c) A copy of the completed Washington alcohol screening inventory showing the client's score.

(d) A copy of the client's driving record obtained from the department of licensing files.

(e) ((~~When available,~~)) A record of the client's blood alcohol level at the time of arrest ((~~on any alcohol-related offense, driving record, alcoholism treatment history, and drug treatment history~~)) or documentation the information was not available.

(f) A record of the client's alcoholism and/or drug treatment history.

~~((e))~~ (g) The name of the court referring the client for assessment, including the name of the ~~((specific court and the presiding))~~ sentencing judge.

~~((f))~~ (h) A record of the evaluation and assessment of the client's involvement with alcohol and other drugs as required by WAC 275-19-185.

~~((g))~~ A record of the referral of the client to an alcoholism or drug abuse treatment center or alcohol information school.

~~((h))~~ (i) A properly completed authorization for the release of ~~((confidential))~~ information form ~~((, which meets all federal and state requirements, for each disclosure of information)).~~

~~((i))~~ (j) Copies of any assessment reports sent to the department of licensing, referring court, the client's attorney, or other person or agency.

~~((j))~~ (k) Copies of all correspondence relating to the client.

~~((k))~~ (l) Each entry in a client's record shall be ~~((dated and signed by the person making the entry))~~ authenticated.

~~((6))~~ (5) Alcohol information schools or drug information schools shall have individual case records including:

(a) ~~((Identifying sociological data))~~ An intake form, including the client's full name, sex, birthdate, and home address~~((:));~~

(b) Dates in attendance~~((:));~~

(c) Source of referral~~((:));~~

(d) Copies of all reports, letters, certificates, and other correspondence sent to attorneys, courts, department of licensing, or any other agency~~((:));~~

(e) A record of any referral~~((:))~~ of the client to other services;

(f) A properly completed authorization for release of information form ~~((, which meets all federal and state requirements, for each disclosure of information concerning the client:));~~

(g) A copy of the completed post-test as written in An Instructor's Guide to Alcohol Information School, published January 1980, as now or hereafter amended.

(h) Each entry in a client's record shall be ~~((dated and signed by the person making the entry))~~ authenticated.

~~((7))~~ (6) Emergency service patrols shall maintain a log including:

(a) The time and origin of the call received~~((:));~~

(b) The time of arrival at the scene~~((:));~~

(c) The location of the pickup~~((:));~~

(d) The name and sex of the person transported~~((:));~~

(e) The destination of transport (either home or ~~((detox))~~ inpatient detoxification facility)~~((:));~~ and

(f) The time of transport completion.

(g) In nonpickup cases, notation shall be made of the reason why said pickup was not made.

(h) Each entry in the log shall be dated and signed by the person making the entry.

(7) All residential treatment facilities shall have a permanent, current register of all persons admitted for care or treatment. This shall include at a minimum the date of admission, the client's name, and the date of discharge or transfer.

AMENDATORY SECTION (Amending Order 1727, filed 12/2/81)

WAC 275-19-180 RESIDENTIAL AND OUTPATIENT FACILITIES—CASE MANAGEMENT.

(1) The treatment rationale shall be designed to achieve total abstinence for all diagnosed alcoholics and drug addicts.

(2) Concurrent drug ~~((abuse patterns or tendencies toward other drug abuse))~~ and alcohol use shall be explored with each client. ~~((The client shall be warned of the danger of mixing drugs and alcohol and be warned of the tendency to cross-addiction.))~~

(3) ~~((Medications shall be secured and disbursed in accordance with the requirements of chapter 248-22 WAC. In addition, any treatment that includes the use of disulfiram shall be directly supervised by a qualified alcoholism counselor.~~

~~((4))~~ For each client there shall be a case manager ~~((who will be))~~ responsible for completeness of records and documentation of progress toward an attainment of the treatment objectives.

~~((5))~~ (4) Case managers shall be:

(a) Qualified ~~((alcoholism))~~ counselors in all intensive inpatient, long-term treatment, recovery house, ~~((and))~~ extended care recovery house, outpatient, and intensive outpatient facilities.

(b) Qualified ~~((alcoholism))~~ counselors or licensed nurses in detoxification facilities. Only qualified counselors shall conduct the assessments of the client's involvement with alcohol or drugs and provide counseling services in a detoxification facility.

(5) Case managers shall conduct the client evaluation and assessment, develop the individualized treatment plan, conduct the treatment plan reviews required by WAC 275-19-165(1)(b) and (c) and 275-19-165(5), and develop aftercare plans and discharge summaries.

(6) ~~((The case manager shall review each active case in his or her caseload regularly to ensure that the treatment plan is valid and that there is movement toward treatment goals. This review shall be evidenced in the individual case files by a progress note. Case managers shall review each active case at least:~~

(a) Once each shift in detoxification facilities.

(b) Once each week in intensive inpatient facilities.

(c) Once each month in long-term, recovery house and outpatient alcoholism treatment facilities.

~~((7))~~ Case managers shall be responsible to follow up on clients ~~((who have missed))~~ missing appointments and to pursue all opportunities to keep the client in treatment. In the event a client, who has been court ordered to a treatment program aborts the treatment program, that fact shall be promptly reported to the committing authority provided an authorization for the release of confidential information is on file.

~~((8))~~ Upon completion of the course of treatment, the client shall be counseled to establish contact with such services or agencies as the staff has determined will assist in maintaining sobriety. The client shall be assisted in identifying and making contact with any agencies as may be necessary. ~~If the facility is discharging a client to another agency for after care services, a copy of the~~

discharge summary shall be forwarded, with the client's permission, to the said agency.)

(7) There shall be a documented quarterly review of the adequacy of at least four case files of each counselor by the clinical supervisor.

AMENDATORY SECTION (Amending Order 2044, filed 11/4/83)

WAC 275-19-185 ASSESSMENT PROCEDURES. (1) The procedures for assessing DWI client's involvement with alcohol and other drugs shall include as a minimum the following:

(a) ~~((A diagnostic interview with each client which gathers as a minimum:~~

~~(i) A history of the client's involvement with alcohol and drugs, including frequency of use, volume, and type of substance used.~~

~~(ii) The client's statement concerning his or her current physical condition.~~

~~(iii) Sociological data describing the client's most recent living situation (e.g., family, environment, employment, and school).~~

(b) When available, the client's blood alcohol level at the time of arrest on any alcohol-related offense, previous criminal record, driving record, alcoholism treatment history, and drug treatment history.

(c)) A written test of each client, using as a minimum, the Washington alcohol screening inventory.

(b) A review of the following:

(i) When available, the client's blood alcohol level at the time of arrest for any alcohol-related offense;

(ii) A copy of the client's driving record.

(c) A diagnostic interview with each client which gathers as a minimum:

(i) A history of the client's involvement with alcohol and drugs, including frequency of use, volume, and type of substance used.

(ii) The client's statement concerning his or her current physical condition.

(iii) Sociological data describing the client's most recent living situation (e.g., family, environment, employment, and school).

(2) A written assessment, based upon the information collected per WAC 275-19-185(1), shall be completed. It shall include as a minimum the following:

(a) The client's raw score and percentile score from the Washington alcohol screening inventory.

(b) The client's own assessment of his or her involvement with alcohol or other drugs.

(c) The qualified ~~((alcoholism))~~ counselor's or the qualified ~~((alcoholism))~~ assessment officer's evaluation of the information required by WAC 275-19-185(2)(a) and (b), a diagnostic statement specifically describing the client's involvement with alcohol or other drugs, and the signs and symptoms leading to that assessment.

(3) Inform the client of the results of the assessment. If the assessment concludes the person has an alcohol or drug problem requiring treatment, the person shall be ~~((referred))~~ advised to ~~((an))~~ seek appropriate, approved alcoholism ~~((treatment facility))~~ or ~~((approved))~~ drug treatment ~~((center))~~. If the assessment concludes the

person requires only alcohol or drug education, the person shall be ~~((referred))~~ advised to attend an approved alcohol or drug information school.

(4) All reports required by the courts and the department of licensing shall be properly completed and shall be submitted in a timely manner.

AMENDATORY SECTION (Amending Order 1486, filed 2/1/80)

WAC 275-19-200 ALL DETOXIFICATION SERVICES—PURPOSE. The purpose of WAC 275-19-200 through 275-19-299 is to provide program standards and procedures for residential facilities offering detoxification services to individuals incapacitated and/or intoxicated by alcohol and/or drugs as described in WAC 275-19-020. To be approved as ~~((an alcoholism))~~ a treatment facility to provide ~~((alcoholism))~~ detoxification services, the facility must comply with the requirements of WAC 275-19-010 through 275-19-299 and chapters 69.54 and/or 70.96A RCW.

AMENDATORY SECTION (Amending Order 1727, filed 12/2/81)

WAC 275-19-210 ALL DETOXIFICATION ~~((SERVICES))~~ FACILITIES—CLIENTS. ~~((+))~~ Admission of clients to ~~((an alcoholism))~~ a detoxification facility shall be limited to persons ~~((who need))~~ needing detoxification services and ~~((do))~~ not ~~((manifest))~~ manifesting signs and symptoms of a condition ~~((which warrants))~~ warranting medical treatment ~~((in a hospital.~~

~~(2) Public))~~ not provided at the facility. Detoxification facilities shall provide services to ~~((an))~~ incapacitated persons unless uncontrollable because of violent behavior.

AMENDATORY SECTION (Amending Order 1727, filed 12/2/81)

WAC 275-19-220 ALL DETOXIFICATION SERVICES—GENERAL. There shall be an organized treatment program and staff which shall provide the following services:

(1) Screening of each person prior to admission to determine whether he or she manifests signs or symptoms of serious illnesses or severe trauma ~~((which warrant))~~ warranting treatment in a hospital and whether he or she needs detoxification~~((:));~~

(2) Detoxification of intoxicated persons~~((:))~~ or persons in withdrawal;

(3) Counseling of ~~((alcoholics))~~ clients regarding their illness~~((:))~~ by a qualified counselor;

(4) Referral of ~~((detoxified alcoholics))~~ clients to other appropriate ~~((alcoholism))~~ treatment ~~((programs))~~ services.

AMENDATORY SECTION (Amending Order 1727, filed 12/2/81)

WAC 275-19-230 ALL DETOXIFICATION ~~((SERVICES))~~ FACILITIES—ADMISSION SCREENING. All clients shall be screened prior to

((admittance)) admission by a person ((who is)) knowledgeable about alcoholism and/or drug addiction, skilled in observation and in eliciting information pertinent to assessment of a health problem, and competent to recognize significant signs and symptoms of illness or trauma.

AMENDATORY SECTION (Amending Order 1486, filed 2/1/80)

WAC 275-19-240 ALL DETOXIFICATION ((SERVICES)) FACILITIES—COUNSELING. (1) There shall be on staff at least one qualified ((alcoholism)) counselor and such additional qualified counselors as necessary to provide the ((alcoholism)) counseling services needed by the clients. The ((alcoholism)) treatment facility may meet this requirement by having in effect a written agreement with another approved ((alcoholism)) treatment facility.

(2) Counseling services shall be designed to facilitate motivation of the person to accept referral into a continuum of care for alcoholism and/or drug addiction.

AMENDATORY SECTION (Amending Order 1486, filed 2/1/80)

WAC 275-19-250 ALL DETOXIFICATION ((SERVICES)) FACILITIES—SOCIAL AND RECREATIONAL ACTIVITIES. There shall be ((definite provision)) a specific area designated for the provision of social ((and recreational)) activities ((to promote and assist a client's engagement in normal activities in accordance with his or her interests, needs and potential. Such service may be provided by a day room or lounge in which persons can watch television, participate in games, or engage in social and recreational activities)) for clients.

AMENDATORY SECTION (Amending Order 1486, filed 2/1/80)

WAC 275-19-260 ALL DETOXIFICATION ((SERVICES)) FACILITIES—DISCHARGE AND REFERRAL. Clients discharged shall be referred to an approved ((alcoholism)) treatment facility when appropriate and/or other health care facility when necessary. ((The client should be assisted to these agencies or to his or her home when necessary:))

AMENDATORY SECTION (Amending Order 1727, filed 12/2/81)

WAC 275-19-270 ACUTE DETOXIFICATION—ADDITIONAL REQUIREMENTS. Any ((alcoholism)) treatment facility ((which provides)) providing acute detoxification services shall comply with the following additional requirements:

(1) The client's physical and health care needs shall be met by practices ((that meet)) meeting the standards set forth in chapter ((248-22)) 248-26 WAC. The facility may provide juices, snack foods, and other like foods capable of being ingested by a person undergoing detoxification in lieu of formal menus as specified in chapter ((248-22)) 248-26 WAC.

(2) All personnel ((other than physicians and licensed nurses who are)) providing client care in the absence of licensed physicians or nurses in the facility shall possess:

(a) A valid and current red cross card or certificate for first aid((:)); and

(b) Cardiopulmonary resuscitation or the equivalent annually.

AMENDATORY SECTION (Amending Order 1727, filed 12/2/81)

WAC 275-19-280 SUBACUTE DETOXIFICATION—ADDITIONAL REQUIREMENTS. ((Alcoholism)) Treatment facilities ((which provide subacute)) providing subacute detoxification services shall comply with the following additional requirements:

(1) ((Sub-acute)) Subacute detoxification facilities shall meet the requirements set forth in chapter ((248-22)) 248-26 WAC.

(2) No more than twenty clients shall be served in any one facility or separate units within a facility.

(3) The facility shall be located within five miles driving distance of a hospital or shall have physician-trained, mobile-intensive-care paramedic services as defined in chapter 248-15 WAC available within ten minutes.

(4) Prescription medication shall not be provided for management of withdrawal discomfort.

(5) If a client admitted to the facility has in ((his/her)) his or her possession any prescription medications, the staff shall attempt to contact the prescribing physician to check on the accuracy of the prescription, its recommended usage and document the attempts in the client file.

(6) All personnel providing client care ((shall have completed, prior to employment, standard first aid class and a class on)) in the absence of licensed physicians or nurses in the facility shall possess:

(a) A valid and current red cross card or certificate for first aid; and

(b) ((cardio-pulmonary)) Cardiopulmonary resuscitation or the equivalent annually.

(7) All personnel except licensed physicians providing client care shall have completed a minimum of forty hours of ((classroom)) documented training in alcoholism and/or drug addiction prior to or within six months of the date of employment.

((7)) (8) All furnishings and the general decor shall reflect a ((home-like)) homelike environment. Each of the following areas shall be provided and structured as stated:

(a) The dining area shall have provisions for family-type eating arrangements.

(b) Sleeping areas shall be arranged so as to permit observation of residents and encourage resident communication.

(c) A lounge shall have adequate space for relaxation, group discussion, and peer group interaction.

(d) The reception area shall be separate from living areas in order to maintain the comfort and privacy of residents. There shall be a client reception desk and a comfortable chair for use by those seeking entry.

AMENDATORY SECTION (Amending Order 1486, filed 2/1/80)

WAC 275-19-300 INTENSIVE INPATIENT TREATMENT FACILITIES—PURPOSE. The purpose of WAC 275-19-300 through 275-19-399 is to provide specific program standards for facilities providing intensive inpatient (~~(alcoholism)~~) treatment services as defined in WAC 275-19-020. To be approved as ~~((an alcoholism))~~ a treatment facility to provide intensive ~~((alcoholism))~~ treatment services, the facility must comply with the applicable requirements of WAC 275-19-010 through 275-19-199, ~~((chapter 248-22))~~ WAC ~~((the rules and regulations in this section))~~ 275-19-300 through 275-19-399, chapter 248-26 WAC, and chapters 69.54 and/or 70.96A RCW.

AMENDATORY SECTION (Amending Order 1486, filed 2/1/80)

WAC 275-19-310 INTENSIVE INPATIENT TREATMENT FACILITIES—CLIENTS. Persons needing detoxification or withdrawal shall not be admitted or retained but shall be referred or transferred to ~~((an alcoholism))~~ a detoxification facility unless they manifest signs and symptoms of a condition ~~((that warrants))~~ warranting acute care and treatment in a hospital.

AMENDATORY SECTION (Amending Order 1727, filed 12/2/81)

WAC 275-19-320 INTENSIVE INPATIENT TREATMENT FACILITIES—REQUIRED SERVICES. There shall be an organized ~~((treatment))~~ program and staff sufficient to provide the following services by qualified counselors:

- (1) Education of clients regarding alcohol ~~((and)),~~ alcoholism, drugs, and drug addiction;
- (2) Intensive individual and group counseling;
- (3) A minimum of twenty hours of counseling services per week for each client;
- (4) Social and recreational activities;
- (5) Aftercare planning;
- ~~((4))~~ (6) Discharge and referral to necessary supportive organizations and agencies; and
- ~~((5))~~ (7) A client follow-up program that provides for periodic supportive and evaluative contact for a period of one year following discharge;
- (6)) (7) An invitation and encouragement to family members to participate in their own treatment program and in the treatment of the ~~((alcoholic))~~ client. Family members shall be informed of the desirability of participation in family counseling, Alanon, Naranon, Alateen, and other self-help or specific group or individual resources, and be encouraged to pursue these ~~((upon return to their home communities in those instances when the))~~ subsequent to treatment ~~((staff or family member determines a need for those services)).~~

AMENDATORY SECTION (Amending Order 1486, filed 2/1/80)

WAC 275-19-400 ~~((ALCOHOLISM))~~ LONG-TERM TREATMENT FACILITIES—PURPOSE. The purpose of WAC 275-19-400 through 275-19-499 is to provide specific operational program standards for facilities providing ~~((alcoholism))~~ long-term treatment services as described in WAC 275-19-020. To be approved as ~~((an alcoholism))~~ a treatment facility to provide ~~((alcoholism))~~ long-term treatment services, the facility must comply with the ~~((specific))~~ applicable requirements of WAC 275-19-010 through 275-19-199, ~~((chapter 248-22 WAC, the rules and regulations in this section))~~ 275-19-400 through 275-19-499, chapter 248-26 WAC, and chapters 69.54 and/or 70.96A RCW.

AMENDATORY SECTION (Amending Order 1486, filed 2/1/80)

WAC 275-19-410 ~~((ALCOHOLISM))~~ LONG-TERM TREATMENT FACILITIES—CLIENTS. Persons needing detoxification or withdrawal shall not be admitted or retained but shall be referred or transferred to ~~((an alcoholism))~~ a detoxification ~~((treatment))~~ facility unless they manifest signs and symptoms of a condition ~~((that warrants))~~ warranting acute care and treatment in a hospital.

AMENDATORY SECTION (Amending Order 1727, filed 12/2/81)

WAC 275-19-430 ~~((ALCOHOLISM))~~ LONG-TERM TREATMENT FACILITIES—REQUIRED SERVICES. There shall be an organized program and staff sufficient to provide the following services by qualified counselors:

- (1) Education of clients regarding alcohol and alcoholism, drugs, and drug addiction;
- (2) Individual and group counseling;
- (3) Education concerning social and life-coping skills;
- (4) Social and recreational activities;
- (5) ~~((Occupational training through cooperation with government and/or private occupational training programs for those clients who need this assistance))~~ When appropriate, assistance in finding employment;
- (6) Aftercare planning; and
- (7) Discharge referral to necessary supportive organizations and agencies(;
- ~~((7))~~ (7) A client follow-up program that provides periodic supportive and evaluative contact after discharge for a period of one year).

AMENDATORY SECTION (Amending Order 1486, filed 2/1/80)

WAC 275-19-500 ~~((ALCOHOLISM))~~ RECOVERY HOUSE FACILITIES—PURPOSE. The purpose of WAC 275-19-500 through ~~((275-19-599))~~ 275-19-549 is to provide specific operational program standards for facilities providing ~~((alcoholism))~~ recovery house services as described in WAC 275-19-020. To be approved as ~~((an alcoholism))~~ a treatment facility to provide ~~((alcoholism))~~ recovery house services, the facility

must comply with the ~~((specific))~~ applicable requirements of WAC 275-19-010 through 275-19-199, ~~((chapter 248-22 WAC, the requirements of this section))~~ WAC 275-19-500 through 275-19-549, chapter 248-26 WAC, and chapters 69.54 and/or 70.96A RCW.

AMENDATORY SECTION (Amending Order 1486, filed 2/1/80)

WAC 275-19-510 ~~((ALCOHOLISM))~~ RECOVERY HOUSE FACILITIES—CLIENTS. Persons needing detoxification shall not be admitted or retained but shall be referred or transferred to ~~((an alcoholism))~~ a detoxification facility unless they manifest signs and symptoms of a condition ~~((that warrants))~~ warranting acute care and treatment in a hospital.

AMENDATORY SECTION (Amending Order 1727, filed 12/2/81)

WAC 275-19-530 ~~((ALCOHOLISM))~~ RECOVERY HOUSE FACILITIES—REQUIRED SERVICES. There shall be an organized program and staff sufficient to provide the following services by qualified counselors:

(1) ~~((Education of clients regarding alcohol and alcoholism))~~ A minimum of four and one-half hours of counseling services per week for each client. If group counseling services are provided, not more than fifteen clients may be in a group;

(2) ~~((Individual and group counseling;~~

~~(3) Social and recreational activities;~~

(4) ~~Assistance in registering and participating in educational and/or occupational training programs when appropriate for clients;~~

(5) ~~))~~ When appropriate, assistance((, when needed, to clients)) in ((seeking and obtaining gainful)) finding employment;

~~((6))~~ (3) Referral to necessary supportive organizations and agencies((;

(7) ~~A client follow-up program that provides periodic supportive evaluative contact after discharge for a period of one year).~~

AMENDATORY SECTION (Amending Order 2017, filed 8/31/83)

WAC 275-19-550 ~~((ALCOHOLISM))~~ EXTENDED CARE RECOVERY HOUSE FACILITIES—~~((EXTENDED CARE SERVICES))~~ PURPOSE. ~~((To be approved as an extended care alcoholism recovery house facility, the treatment program shall meet the following additional requirements:~~

(1) ~~The program shall be designed to provide treatment services to alcoholics meeting one of the following admissions criteria:~~

(a) ~~Received detoxification services three or more times within the last three months prior to the referral agency's current client evaluation date. Detoxification services must have been received in a licensed hospital or in a state-approved detoxification facility.~~

(b) ~~Received intensive inpatient alcoholism treatment in a state-approved treatment facility for a period of~~

~~seven days or more within six months prior to the referral agency's current client evaluation date.~~

(c) ~~Received long term or recovery house extended care alcoholism treatment in a state-approved treatment facility for a period of seven days or more within six months prior to the referral agency's current client evaluation date.~~

(d) ~~Accepted voluntary treatment in lieu of being involuntarily committed to recovery house extended care alcoholism treatment. A copy of the signed, dated, and completed involuntary commitment petition having been filed with the superior court, the client's signed voluntary admission to treatment, and any other supporting information must accompany these clients sent to a recovery house extended care treatment facility. These documents must be placed in the client's file at the recovery house extended care facility.~~

(e) ~~Has been involuntarily committed to an alcoholism recovery house extended care treatment facility per RCW 70.96A.140.~~

(2) ~~The program shall be designed to provide client care and treatment for a period of ninety days or more))~~ The purpose of WAC 275-19-550 through 275-19-599 is to provide specific operational program standards for facilities providing extended care recovery house services as described in WAC 275-19-020. To be approved as a treatment facility to provide extended care recovery house services, the facility must comply with the applicable requirements of WAC 275-19-010 through 275-19-199, WAC 275-19-550 through 275-19-599, chapter 248-26 WAC, and chapters 69.54 and/or 70.96A RCW.

NEW SECTION

WAC 275-19-560 EXTENDED CARE RECOVERY HOUSE FACILITIES—CLIENTS. Persons needing detoxification shall not be admitted or retained but shall be referred or transferred to a detoxification facility unless they manifest signs and symptoms of a condition warranting acute care and treatment in a hospital.

NEW SECTION

WAC 275-19-570 EXTENDED CARE RECOVERY HOUSE FACILITIES—REQUIRED SERVICES. There shall be an organized program and staff sufficient to provide the following services:

(1) A minimum of four and one-half hours of treatment services per week by qualified counselors to include the following:

(a) Education regarding living sober and drug-free;

(b) Individual and/or group counseling conducted by qualified counselors. If group counseling services are provided, not more than fifteen clients may be in a group.

(2) When appropriate, assistance in finding employment.

(3) Referral to necessary supportive organizations and agencies.

(4) A program designed to provide treatment services to alcoholics or drug addicts meeting one of the following admissions criteria:

(a) Received detoxification services three or more times within three months prior to the referral agency's current client evaluation date. Detoxification or withdrawal services must have been received in a licensed hospital or in a state-approved detoxification facility.

(b) Received intensive inpatient treatment in a state-approved treatment facility for a period of seven days or more within six months prior to the referral agency's current client evaluation date.

(c) Received long-term, recovery house, or extended care recovery house treatment in a state-approved treatment facility for a period of seven days or more within six months prior to the referral agency's current client evaluation date.

(d) Accepted voluntary treatment in lieu of being involuntarily committed to extended care recovery house treatment. A copy of the signed, dated, and completed involuntary commitment petition having been filed with the superior court; the client's signed voluntary admission to treatment, and any other supporting information must accompany clients sent to an extended care recovery house treatment facility. These documents must be placed in the client's file at the extended care recovery house facility.

(e) Has been involuntarily committed to an extended care recovery house treatment facility per RCW 70.96A.140.

(5) The program shall be designed to provide client care and treatment for a period in excess of sixty days.

AMENDATORY SECTION (Amending Order 1486, filed 2/1/80)

WAC 275-19-600 (~~ALCOHOLISM~~) OUTPATIENT TREATMENT FACILITIES—PURPOSE. The purpose of WAC 275-19-600 through (~~275-19-699~~) 275-19-649 is to provide specific program standards and objectives for approval of facilities providing (~~alcoholism~~) outpatient treatment services as described in WAC 275-19-020. To be approved as (~~an alcoholism~~) a treatment facility to provide (~~alcoholism~~) outpatient treatment services, the facility must comply with the applicable requirements of WAC 275-19-010 through 275-19-199 (~~and the rules and regulations in this section~~), WAC 275-19-600 through 275-19-649, and chapters 69.54 and/or 70.96A RCW.

AMENDATORY SECTION (Amending Order 2044, filed 11/4/83)

WAC 275-19-610 (~~ALCOHOLISM~~) OUTPATIENT TREATMENT FACILITIES—REQUIRED SERVICES. There shall be an organized program and staff sufficient to provide the following services by qualified counselors:

(1) Assessment of each client's needs regarding specific alcohol-related and/or drug-related problems as perceived by the client, center staff, and, if possible, involved others(~~(:)~~);

(2) Immediate evaluation for persons in a crisis(~~(:)~~);

(3) Individual(~~(:)~~) and group counseling(~~(: and educational services)~~) on a scheduled basis (~~conducted by a qualified alcoholism counselor or other treatment staff person under the direct supervision of a qualified alcoholism counselor~~);

(4) (~~Referral of clients for ancillary services as necessary and follow-up efforts to ensure the efficacy of such referrals~~) Education on alcohol and drugs; and

(5) (~~A client follow-up program for those completing treatment that maintains periodic supportive and evaluative contact for a period of one year following discharge~~) Discharge and referral to necessary supportive organizations and agencies.

NEW SECTION

WAC 275-19-650 INTENSIVE OUTPATIENT FACILITIES—PURPOSE. The purpose of WAC 275-19-650 through 275-19-699 is to provide specific operational program standards for facilities providing intensive outpatient services as described in WAC 275-19-020. To be approved as a treatment facility to provide intensive outpatient treatment services, the facility must comply with the applicable requirements of WAC 275-19-010 through 275-19-199, WAC 275-19-650 through 275-19-699, chapter 248-26 WAC, and chapters 69.54 and/or 70.96A RCW.

NEW SECTION

WAC 275-19-660 INTENSIVE OUTPATIENT FACILITIES—REQUIRED SERVICES. There shall be an organized program and staff sufficient to provide the following services by qualified counselors:

(1) Assessment of each client's needs regarding specific alcohol and/or drug-related problems as perceived by the client, facility staff, and if possible involved others.

(2) Screening criteria shall be developed and applied including such diagnostic techniques as needed to assure the appropriateness of placement in this treatment modality. The diagnosis shall, at a minimum, include an assessment of the client's:

(a) Progression in the disease of alcoholism and/or drug addiction;

(b) Motivation for recovery and the ability to attain and maintain abstinence on an outpatient basis;

(c) Social support systems, including family or significant others, financial condition, and employment status; and

(d) Physical health and general mental status.

(3) Program requirements. The following services shall be provided to clients and their families:

(a) The program shall deliver a minimum of seventy-two hours of treatment services within a maximum of twelve weeks. The first four weeks of treatment must consist of a minimum of three sessions of at least one hour each on three separate days of each week.

(b) A review of each active case by the client's case manager not less than once in every twenty hours of treatment. This review shall be noted in the client's case file.

(c) Individual counseling sessions with each client every twenty hours of treatment and additionally as needed.

(d) Education of clients regarding alcohol, alcoholism, and/or drugs and drug addiction;

(e) No more than twenty percent of treatment time shall consist of film presentations.

(f) Group therapy sessions. Sessions shall be limited in attendance to no more than twelve clients per counselor.

(g) Whenever possible, the client's family or other social support system shall be substantially involved in the treatment program.

(h) Upon completion of intensive outpatient treatment, the client shall be referred to a structured after-care program.

(i) All clients and their families shall be encouraged to participate in Alcoholics Anonymous, Alanon, Alateen, Narcotics Anonymous, and Naranon as appropriate.

AMENDATORY SECTION (Amending Order 2044, filed 11/4/83)

WAC 275-19-700 ~~((INFORMATION AND REFERRAL SERVICES))~~ CRISIS INTERVENTION FACILITIES—PURPOSE. The purpose of WAC 275-19-700 through 275-19-749 is to provide specific program operational standards ~~((and objectives))~~ for ~~((approval of))~~ facilities providing ~~((alcoholism information and referral))~~ crisis intervention services as ~~((described))~~ defined in WAC 275-19-020. To be approved as ~~((an alcoholism treatment))~~ a facility to provide ~~((alcoholism information and referral))~~ crisis intervention services, the facility must comply with the applicable requirements of WAC ~~((275-19-010 through 275-19-199,))~~ 275-19-700 through 275-19-749, and chapters 69.54 and/or 70.96A RCW.

AMENDATORY SECTION (Amending Order 1486, filed 2/1/80)

WAC 275-19-710 ~~((INFORMATION AND REFERRAL SERVICES))~~ CRISIS INTERVENTION FACILITIES—REQUIRED SERVICES. ~~((+))~~ Approved facilities providing ~~((alcohol information and referral))~~ crisis intervention services ~~((shall provide for))~~ must meet the following ~~((direct services to clients and their families))~~ requirements:

~~((a))~~ Interview and assess client's involvement with alcohol;

~~((b))~~ Determine which agency might best serve his or her needs;

~~((c))~~ Assist the client in designing a continuum of care;

~~((d))~~ Coordinate the referral of persons experiencing problems with the excessive use of alcohol and his or her family to and from appropriate treatment resources)

(1) Have and maintain a current list of all approved alcohol and drug treatment facilities in the state.

(2) ((The treatment rationale shall be designed to achieve total abstinence from alcohol for all alcoholics)) Have a current list of local services, if any, for legal, employment, education, training, mental health and physical health problems.

(3) Have services available twenty-four hours per day, seven days a week.

(4) All personnel providing client services must have completed a minimum of forty hours of training in crisis intervention techniques, alcoholism, and drug abuse.

(5) Crisis intervention facilities shall maintain records of each client contact including the problem presented, the outcome of the case, a record of any referral made, the signature of the person handling the case, and, where known, the name, age, sex, and race of the client.

AMENDATORY SECTION (Amending Order 2044, filed 11/4/83)

WAC 275-19-750 DWI CLIENT ASSESSMENT SERVICES—PURPOSE. The purpose of WAC 275-19-750 through 275-19-799 is to provide specific program standards for approval of facilities providing DWI client assessment services as described in WAC 275-19-020. To be approved as ~~((an alcoholism))~~ a treatment facility to provide DWI client assessment services, the facility must comply with the applicable requirements of WAC 275-19-010 through 275-19-199, 275-19-750 through 275-19-799, and chapters 69.54 and/or 70.96A RCW.

AMENDATORY SECTION (Amending Order 2044, filed 11/4/83)

WAC 275-19-770 DWI CLIENT ASSESSMENT SERVICES—REQUIRED SERVICES. ~~((The following direct services shall be provided to clients by))~~ (1) Qualified ((alcoholism)) counselors or qualified ((alcohol)) assessment officers as defined in WAC 275-19-145 shall provide the following services:

~~((+))~~ (a) Assess ((the)) client's involvement with alcohol and other drugs using, as a minimum, ((a diagnostic interview and)) the Washington alcohol screening inventory ((as described in)) and a diagnostic interview as required by WAC 275-19-185.

~~((2))~~ Provide a written report of the diagnostic evaluation and a recommended education or treatment program to the court of jurisdiction and forward a copy of the report to the department of licensing) (b) Prepare a written assessment statement of each client's involvement with alcohol and other drugs which includes all of the information required by WAC 275-19-185.

~~((3))~~ Provide the) (c) Inform each client ((with appropriate referral information)) of the right to select and be referred to an approved alcohol or drug treatment facility for services which are consistent with the assessment.

(2) Provide any requested reports of the assessment, in the format required, to the court of jurisdiction, the department of licensing, and any other authorized agency or person.

AMENDATORY SECTION (Amending Order 1486, filed 2/1/80)

WAC 275-19-800 ~~((ALCOHOL))~~ INFORMATION SCHOOL—PURPOSE. The purpose of WAC 275-19-800 through 275-19-899 is to provide specific

program standards and objectives for approval of facilities providing ~~((alcohol))~~ information school services, as described in WAC 275-19-020. To be approved as ~~((an alcoholism))~~ a treatment facility to provide ~~((alcohol))~~ information school services, the facility must comply with the requirements of WAC 275-19-010 through 275-19-199, ~~((the rules and regulations in this section))~~ WAC 275-19-800 through 275-19-899, and chapters 69.54 and/or 70.96A RCW.

AMENDATORY SECTION (Amending Order 2044, filed 11/4/83)

WAC 275-19-810 ~~((ALCOHOL))~~ INFORMATION SCHOOL—SCHOOL REQUIREMENTS. (1) The course shall be taught by a qualified ~~((alcohol))~~ information school instructor as defined in WAC 275-19-145. This requirement shall become effective July 1, 1984.

(2) Prior to beginning the first lesson, the instructor shall:

- (a) Advise the students the course:
 - (i) Does not assume they are all alcoholics or drug addicts.
 - (ii) Is not a therapy session.
- (b) Clearly identify and share the class rules with the students.
- (c) Share the course objectives with the students.
- (3) Seating shall be adequate and comfortable.
- (4) Rooms shall be well-lit and well-ventilated.
- (5) All reports required by the courts and the department of licensing shall be properly completed and shall be submitted in a timely manner.

AMENDATORY SECTION (Amending Order 2044, filed 11/4/83)

WAC 275-19-820 ~~((ALCOHOL))~~ INFORMATION SCHOOL—CURRICULUM. (1) The information course must be taught following the content and objectives outlined in An Instructor's Guide to Alcohol Information School, published January 1980, as now or hereafter amended.

(2) The alcohol information school curriculum shall include the following:

- (a) Adequate information regarding alcohol, alcohol abuse, and alcoholism.
- (b) Information on the current laws addressing drinking alcoholic beverages and driving a motor vehicle.
- (c) Information on the effect of the use of alcohol on driving ability.
- (d) Information regarding the availability of alcoholism treatment resources, for the primary alcoholic and his or her family.
- (e) Information on the dangers of the use of alcohol in combination with other drugs.
- (f) Information on the impact of alcohol abuse and alcoholism on the family.
- (3) The curriculum shall consist of not less than eight nor more than twelve hours of classroom instruction.
- (4) Not more than three hours of instruction shall be conducted in any one day.

(5) The post-test as written in An Instructor's Guide to Alcohol Information School, published January 1980, as now or hereafter amended, shall be administered to each enrolled student after the instruction sessions are completed.

AMENDATORY SECTION (Amending Order 2044, filed 11/4/83)

WAC 275-19-830 ~~((ALCOHOL))~~ INFORMATION SCHOOL—FEES. All students shall be advised of the designated fees at the time of enrollment for the school.

AMENDATORY SECTION (Amending Order 1486, filed 2/1/80)

WAC 275-19-900 EMERGENCY SERVICE PATROL—PURPOSE. The purpose of WAC 275-19-900 through 275-19-999 is to provide the specific standards and objectives for approval of facilities providing emergency service patrol services, as described in WAC 275-19-020. To be approved as ~~((an alcoholism))~~ a treatment facility to provide emergency service patrol services, the facility must comply with the applicable requirements of WAC 275-19-010 through 275-19-199, ((the rules and regulations in this section)) WAC 275-19-900 through 275-19-999, and chapters 69.54 and/or 70.96A RCW.

AMENDATORY SECTION (Amending Order 1486, filed 2/1/80)

WAC 275-19-910 EMERGENCY SERVICE PATROL—CLIENTS. Services shall be limited to those persons in the state of intoxication and/or incapacitated by alcohol or drugs.

AMENDATORY SECTION (Amending Order 1486, filed 2/1/80)

WAC 275-19-920 EMERGENCY SERVICE PATROL—REQUIRED SERVICES. There shall be an organized program and staff which shall provide the following services:

- (1) Respond to calls from police, merchants, and other interested persons for assistance with intoxicated persons ~~((who are))~~ in a public place.
- (2) Patrol an assigned area and give direct assistance to those ~~((who are))~~ intoxicated in a public place.
- (3) A general assessment of the client's condition with regard to ~~((his/her))~~ his or her state of inebriation, and the presence of a physical condition requiring medical attention.
 - (a) If a person is intoxicated but subdued and is willing to accept this service, transport ~~((him/her))~~ him or her to ((his/her)) his or her home, approved ((alcoholism)) treatment facility, or other health facility.
 - (b) If the person appears to be incapacitated, unconscious, or ~~((who))~~ has threatened(;) or inflicted physical harm on another, every reasonable effort shall be made to take the person into protective custody and transport the person to an approved ~~((alcoholism))~~ treatment facility or other health facility.

REPEALER

The following sections of the Washington Administrative Code are repealed:

WAC 275-19-190 TREATMENT REGISTER—RESIDENTIAL FACILITIES.

WAC 275-19-630 ALCOHOLISM OUTPATIENT—INTENSIVE OUTPATIENT TREATMENT.

WAC 275-19-720 INFORMATION AND REFERRAL SERVICES—COMMUNITY SERVICES.

WSR 85-01-001**EMERGENCY RULES****DEPARTMENT OF REVENUE**

[Order 84-4—Filed December 6, 1984]

I, Donald R. Burrows, director of the Department of Revenue, do promulgate and adopt at Olympia, Washington, the annexed rules relating to trade-ins, selling price, sellers' tax measures, new section WAC 458-20-247.

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 to administratively implement the change in law required by Initiative Measure No. 464 which takes effect on December 6, 1984.

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 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 December 6, 1984.

By DeLoss H. Brown
Acting Assistant Director

NEW SECTION

WAC 458-20-247 TRADE-INS, SELLING PRICE, SELLERS' TAX MEASURES. Initiative Measure No. 464, approved November 6, 1984 amended RCW 82.08.010(1), the statutory definition of "selling price," by excluding from that term the value of "trade-in property of like kind." The effective date of this exclusion is December 6, 1984. As a result, the retail sales tax measure on trade-in sales is reduced by the value of the property traded in. Thus, on and after the effective date, the value of "trade-in property" may be excluded from the measure of retail sales tax to be collected and reported by the seller who accepts the trade-in property as partial payment for new or used property sold. Actual delivery of the property to the buyer determines when the sale is made (see WAC 458-20-103). The Initiative

applies only to sales where the property is delivered to the purchaser on or after December 6, 1984.

Under RCW 82.08.010, as amended by the Initiative, "the term 'selling price' means the consideration, whether money, credits, rights, or other property except trade-in property of like kind, expressed in terms of money, paid or delivered by a buyer to a seller, all without any deduction, on account of the cost of tangible property sold, the cost of materials used, labor costs, interest, discounts, delivery costs, taxes or any other expense whatsoever paid or accrued and without any deduction on account of losses." (Amendatory language underscored.)

Definitions

Unless otherwise stated, the terms "tax," "taxable," and "nontaxable," as used in this rule, refer to retail sales tax only.

The terms, "trade-in," "traded-in," and "property traded-in" have their ordinary and common meaning. They mean property of like kind to that acquired in a retail sale which is applied, in whole or in part, toward the selling price.

The term "property of like kind" means articles of tangible property of the same generic classification. It refers to the class and kind of property, not to its grade or quality. The term includes all property within a general classification rather than within a specific category in the classification. Thus, as examples, it means furniture for furniture, motor vehicles for motor vehicles, appliances for appliances, auto parts for auto parts, audio-video equipment for audio-video equipment, and the like.

Under these definitions it is not required that a car be traded-in exclusively on another car in order to get the trade-in reduction of the tax measure. It could, as well, be traded-in as part payment for a truck, motorcycle, motor home, or any other qualifying motor vehicle. Similarly, a sofa for a recliner chair, a pistol for a rifle, a sailboat for a motorboat, or a gold chain for a wrist watch are the kinds of generic trade-in transfers which would qualify. However, the exclusion of the value of property traded-in does not include such things as a motorcycle for a boat, a diamond ring for a television set, a battery for lumber, or farm machinery (including tractors and self propelled combines) for a car.

Value of Property Traded-In — The seller and buyer establish the value of property traded-in. However, the parties may not overstate the value of the property traded-in in order to artificially lower the amount of sales of use tax due. Absent proof of a higher value, the property traded-in must be determined by the fair market value of similar property of like quality, quantity, and age, sold or traded under comparable conditions.

Record Keeping — RCW 82.32.070 requires every person liable for any tax to keep and preserve records from which true tax liability can be determined. Before any exclusion from the selling price for the value of property traded-in will be allowed, the property traded-in must be specifically identified and clearly indicated as "trade-in," by model, serial number and year of manufacture where applicable, and the full trade-in value must be shown on the sales agreement or invoice given

to the purchaser, with a copy retained in the seller's permanent sales records.

For example:

Less "trade-in" - 1983 G.E. Refrigerator/
Freezer
Model No. GE-RF0001, Serial No. 0001,
\$300.

Encumbered Property Traded-In — Sellers are allowed to consider as nontaxable the value of property traded-in even though ownership of the property may be encumbered by a conditional sale, retail installment contract, or security interest; provided that, the property traded-in must be actually transferred to the seller of the new or used property for which it is traded-in as part payment.

Casual or Isolated Sales — The retail sales tax applies to all casual or isolated retail sales made by any person who is engaged in business activity, that is, a person required to be registered and reporting tax to the state. Persons who are not engaged in business activity, i.e., private persons, are not required to be registered and are not required to collect sales tax on their casual or isolated sales (see WAC 458-20-106). Registered persons who make casual or isolated sales (e.g., a law firm which sells its law books) may reduce the taxable selling price by the value of the property traded-in. The same record keeping requirements apply as explained earlier in this rule.

Retail Services — The exclusion of the value of property traded-in from the selling price tax measure applies only to sales involving tangible property traded-in for tangible property sold. It does not apply to any transactions involving services which have been statutorily included as "sales at retail" (see RCW 82.04.050). Thus, for example, a construction contractor may not accept part payment in tangible property to thereby reduce the sales tax measure of the construction contract selling price. Similarly, a seller of tangible personal property may not accept retail services as part payment to thereby reduce the selling price tax measure. Such transfers neither qualify as trade-in transfers of tangible property nor "in-kind" transfers.

Trade-In for Rental Property — Under RCW 82.04-.050, rentals or leases of tangible personal property are "retail sales." The term "selling price" as amended by Initiative 464 is also the tax measure for such rentals and leases. Thus, where tangible property is traded-in as part payment for the rental or lease of property of like kind (e.g., a used computer against the rental of a new one) the sales tax will apply to all payments after the value of the property traded-in has been depleted or consumed and the lessor of the property actually begins making charges for the lease or rental of tangible property.

When tangible personal property is rented or leased, the "selling price" includes all charges to the renter or lessee for the use of the property rented or leased, including charges designated as insurance, interest and other costs recovered stated separately from the regular rental fee. When tangible personal property is rented or

leased under circumstances that the consideration paid does not represent a reasonable rental for the use of the articles so rented or leased, the "selling price" must be determined as nearly as possible according to the value of such use at the places of use of similar products of like quality and character. In cases of doubt, all of the pertinent facts should be submitted to the department of revenue for an advisory determination.

Real Property Transfers — The trade-in exclusion does not apply to sales of real property. It also does not apply where real property is traded-in for tangible personal property.

Business and Occupation Tax

The trade-in exclusion affects only the measure of retail sales tax to be collected and paid. There is no trade-in exclusion for business and occupation tax. Thus, the gross receipts to be reported under the Retailing classification of business and occupation tax continues to be the total value proceeding or accruing from the sale, including the value of property traded-in.

RCW 82.04.070 provides, "The term 'gross proceeds of sales' means the value proceeding or accruing from the sale of tangible personal property . . . without any deduction on account of the cost of property sold, the cost of materials used, labor costs, interest, discount paid, delivery costs, taxes or any other expense whatsoever paid or accrued and without any deduction on account of losses."

Also, the terms "selling price" and "gross proceeds of sales" include items of cost which are the direct obligation of the seller but which the seller may invoice separately to the purchaser. Examples of such costs are the cost of the contractor's performance bond, the cost of city or state business and Occupation taxes of public utility taxes, the cost of insurance protecting the seller and the cost of freight in. The selling price can be payable in money or otherwise. If it is payable in whole or in part in property, each party is a seller of the property being transferred.

Use Tax

RCW 82.12.010 defines the measure of the use tax as the "value of the article used." Under certain circumstances that value is determined by the "selling price" of the article or property used. Also, this use tax statute provides that the meaning of words in chapter 82.08 RCW (Retail Sales Tax) shall have full force as well with respect to the use tax chapter. Thus, the Initiative 464 amendment of the definition of "selling price" will apply equally for use tax purposes. Therefore, the measure of the use tax for tangible property upon which no retail sales tax has been paid (e.g., if it were purchased in another state with no sales tax) is the same "selling price" as defined for retail sales tax purposes. In such cases the value of the property traded-in will be excluded from the use tax measure.

The consumer-user, or any out-of-state seller who is registered in this state and collects this state's use tax, must retain the sales records reflecting property "traded-in," as explained earlier in this rule.

Preparing Tax Returns

The gross amounts reported under Column 2 on the Combined Excise Tax Return should be the same amounts under the retailing business and occupation tax (Line 18) and the retail sales tax (Line 19). The reduction of the "selling price" tax measure for property traded-in should be reflected as a deduction only under the retail sales tax (Column 3, Line 19). Until return forms are amended, this sales tax deduction should be shown on the back side of the form (Line 19) under "Other Deductions" and explained as "traded-in sales."

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

WSR 85-01-002

ATTORNEY GENERAL OPINION

Cite as: AGO 1984 No. 29

[December 5, 1984]

CHILDREN—MOTOR VEHICLES—MOTORCYCLES—CHILDREN AS PASSENGERS ON MOTORCYCLES

(1) The provisions of RCW 46.61.687, relating to the transportation of young children as passengers in motor vehicles operated by the child's parent or legal guardian and requiring that the child be properly secured in a manner approved by the State Commission on Equipment, is applicable to the transportation of a child less than five years old on a motorcycle operated by his or her parent or guardian.

(2) Until adequate child restraint devices for motorcycles are at some time developed, and then approved for use in this state by the State Commission on Equipment, it is, therefore, illegal for the parent or legal guardian of a child under five years of age to transport that child on his or her motorcycle, just as it would be illegal for them to transport their child in their automobile without an approved device.

Requested by:

Honorable George Walk
State Representative, 25th District
11607 - 98th Avenue East
Puyallup, Washington 98373

WSR 85-01-003

ADOPTED RULES

DEPARTMENT OF

SOCIAL AND HEALTH SERVICES

(Health)

[Order 2173—Filed December 6, 1984]

I, David A. Hogan, director of the Division of Administration and Personnel, do promulgate and adopt at Olympia, Washington, the annexed rules relating to State Environmental Policy Act (SEPA), amending chapter 248-06 WAC.

This action is taken pursuant to Notice No. WSR 84-21-024 filed with the code reviser on October 8, 1984. 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 43.21C-.120 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 December 5, 1984.

By David A. Hogan, Director
Division of Administration and Personnel

AMENDATORY SECTION (Amending Order 1148, filed 8/26/76)

~~WAC 248-06-001 PURPOSE. ((Pursuant to the requirements of chapter 43.21C RCW and chapter 197-10 WAC, the department of social and health services adopts the rules contained in this chapter of the Washington Administrative Code to govern, along with chapter 197-10 WAC, the applicability of the State Environmental Policy Act (SEPA) to its functions)) This chapter implements the state-wide rules in chapter 197-11 WAC as they apply to the department of social and health services.~~

NEW SECTION

WAC 248-06-010 AUTHORITY. These rules are promulgated under RCW 43.21C.120 (the State Environmental Policy Act) and chapter 197-11 WAC (SEPA rules).

NEW SECTION

WAC 248-06-020 ADOPTION BY REFERENCE. The department of social and health services adopts the following sections or subsections of chapter 197-11 WAC by reference:

WAC

- 197-11-010 Authority.
- 197-11-020 Purpose.
- 197-11-030 Policy.
- 197-11-040 Definitions.
- 197-11-050 Lead agency.
- 197-11-055 Timing of the SEPA process.
- 197-11-060 Content of environmental review.
- 197-11-070 Limitations on actions during SEPA process.
- 197-11-080 Incomplete or unavailable information.
- 197-11-090 Supporting documents.
- 197-11-100 Information required of applicants.
- 197-11-300 Purpose of this part.
- 197-11-305 Categorical exemptions.
- 197-11-310 Threshold determination required.
- 197-11-315 Environmental checklist.
- 197-11-330 Threshold determination process.
- 197-11-335 Additional information.
- 197-11-340 Determination of nonsignificance (DNS).
- 197-11-350 Mitigated DNS.
- 197-11-360 Determination of significance (DS)/initiation of scoping.
- 197-11-390 Effect of threshold determination.
- 197-11-400 Purpose of EIS.

- 197-11-402 General requirements.
 197-11-405 EIS types.
 197-11-406 EIS timing.
 197-11-408 Scoping.
 197-11-410 Expanded scoping. (Optional)
 197-11-420 EIS preparation.
 197-11-425 Style and size.
 197-11-430 Format.
 197-11-435 Cover letter or memo.
 197-11-440 EIS contents.
 197-11-442 Contents of EIS on nonproject proposals.
 197-11-443 EIS contents when prior nonproject EIS.
 197-11-444 Elements of the environment.
 197-11-448 Relationship of EIS to other considerations.
 197-11-450 Cost-benefit analysis.
 197-11-455 Issuance of DEIS.
 197-11-460 Issuance of FEIS.
 197-11-500 Purpose of this part.
 197-11-502 Inviting comment.
 197-11-504 Availability and cost of environmental documents.
 197-11-508 SEPA register.
 197-11-510 Public notice.
 197-11-535 Public hearings and meetings.
 197-11-545 Effect of no comment.
 197-11-550 Specificity of comments.
 197-11-560 FEIS response to comments.
 197-11-570 Consulted agency costs to assist lead agency.
 197-11-600 When to use existing environmental documents.
 197-11-610 Use of NEPA documents.
 197-11-620 Supplemental environmental impact statement—
 Procedures.
 197-11-625 Addenda—Procedures.
 197-11-630 Adoption—Procedures.
 197-11-635 Incorporation by reference—Procedures.
 197-11-640 Combining documents.
 197-11-650 Purpose of this part.
 197-11-655 Implementation.
 197-11-660 Substantive authority and mitigation.
 197-11-680 Appeals.
 197-11-700 Definitions.
 197-11-702 Act.
 197-11-704 Action.
 197-11-706 Addendum.
 197-11-708 Adoption.
 197-11-710 Affected tribe.
 197-11-712 Affecting.
 197-11-714 Agency.
 197-11-716 Applicant.
 197-11-718 Built environment.
 197-11-720 Categorical exemption.
 197-11-722 Consolidated appeal.
 197-11-724 Consulted agency.
 197-11-726 Cost-benefit analysis.
 197-11-728 County/city.
 197-11-730 Decision maker.
 197-11-732 Department.
 197-11-734 Determination of nonsignificance (DNS).
 197-11-736 Determination of significance (DS).
 197-11-738 EIS.
 197-11-740 Environment.
 197-11-742 Environmental checklist.
 197-11-744 Environmental document.
 197-11-746 Environmental review.
 197-11-748 Environmentally sensitive area.
 197-11-750 Expanded scoping.
 197-11-752 Impacts.
 197-11-754 Incorporation by reference.
 197-11-756 Lands covered by water.
 197-11-758 Lead agency.
 197-11-760 License.
 197-11-762 Local agency.
 197-11-764 Major action.
 197-11-766 Mitigated DNS.
 197-11-768 Mitigation.
 197-11-770 Natural environment.
 197-11-772 NEPA.
 197-11-774 Nonproject.
 197-11-776 Phased review.
 197-11-778 Preparation.
 197-11-780 Private project.
 197-11-782 Probable.
 197-11-784 Proposal.
 197-11-786 Reasonable alternative.
 197-11-788 Responsible official.
 197-11-790 SEPA.
 197-11-792 Scope.
 197-11-793 Scoping.
 197-11-794 Significant.
 197-11-796 State agency.
 197-11-797 Threshold determination.
 197-11-799 Underlying governmental action.
 197-11-800 Categorical exemptions.
 197-11-810 Exemptions and nonexemptions applicable to specific
 state agencies.
 197-11-845 Department of social and health services.
 197-11-880 Emergencies.
 197-11-890 Petitioning DOE to change exemptions.
 197-11-900 Purpose of this part.
 197-11-902 Agency SEPA policies.
 197-11-904 Agency SEPA procedures.
 197-11-906 Content and consistency of agency procedures.
 197-11-908 Environmentally sensitive areas.
 197-11-910 Designation of responsible official.
 197-11-912 Procedures on consulted agencies.
 197-11-914 SEPA fees and costs.
 197-11-916 Application to ongoing actions.
 197-11-917 Relationship to chapter 197-10 WAC.
 197-11-918 Lack of agency procedures.
 197-11-920 Agencies with environmental expertise.
 197-11-922 Lead agency rules.
 197-11-924 Determining the lead agency.
 197-11-926 Lead agency for governmental proposals.
 197-11-928 Lead agency for public and private proposals.
 197-11-930 Lead agency for private projects with one agency with
 jurisdiction.
 197-11-932 Lead agency for private projects requiring licenses from
 more than one agency, when one of the agencies is a
 county/city.
 197-11-934 Lead agency for private projects requiring licenses from
 a local agency, not a county/city, and one or more state
 agencies.
 197-11-936 Lead agency for private projects requiring licenses from
 more than one state agency.
 197-11-938 Lead agencies for specific proposals.
 197-11-940 Transfer of lead agency status to a state agency.
 197-11-942 Agreements on lead agency status.
 197-11-944 Agreements on division of lead agency duties.
 197-11-946 DOE resolution of lead agency disputes.
 197-11-948 Assumption of lead agency status.
 197-11-950 Severability.
 197-11-955 Effective date.
 197-11-960 Environmental checklist.
 197-11-965 Adoption notice.
 197-11-970 Determination of nonsignificance (DNS).
 197-11-980 Determination of significance and scoping notice (DS).
 197-11-985 Notice of assumption of lead agency status.
 197-11-990 Notice of action.

AMENDATORY SECTION (Amending Order 1315, filed 7/11/78)

WAC 248-06-040 DEFINITIONS. In addition to the definitions contained in WAC 197-11-700 through 197-11-799, the following ((~~words and~~)) terms shall have the ((~~following~~)) listed meanings ((~~for purposes of this chapter, unless the context indicates otherwise~~)):

(1) Acting agency means an agency with jurisdiction which has received an application for a license, or which is proposing an action.

(2) ((~~Action means an activity potentially subject to the environmental impact statement requirements of RCW 43.21C.030 (2)(c) and (2)(d). (See WAC 197-~~

~~10-170, 197-10-175 and 197-10-180 for activities that are exempted from the threshold determination and environmental impact statement requirements of SEPA and these guidelines.) All actions fall within one of the following subcategories:~~

~~(a) Governmental licensing of activities involving modification of the physical environment.~~

~~(b) Governmental action of a project nature. This includes and is limited to:~~

~~(i) The decision by an agency to undertake any activity which will directly modify the physical environment, whether such activity will be undertaken directly by the agency or through contract with another, and~~

~~(ii) The decision to purchase, sell, lease, transfer or exchange natural resources, including publicly owned land, whether or not the environment is directly modified.~~

~~(c) Governmental action of a nonproject nature. This includes and is limited to:~~

~~(i) The adoption or amendment of legislation, ordinances, rules or regulations which contain standards controlling use or modification of the physical environment;~~

~~(ii) The adoption or amendment of comprehensive land use plans or zoning ordinances;~~

~~(iii) The adoption of any policy, plan or program which will govern the development of a series of functionally related major actions, but not including any policy, plan or program for which approval must be obtained from any federal agency prior to implementation;~~

~~(iv) Creation of, or annexations to, any city, town or district;~~

~~(v) Adoptions or approvals of utility, transportation and solid waste disposal rates;~~

~~(vi) Capital budgets; and~~

~~(vii) Road, street and highway plans.~~

~~(3) Agency with expertise means an agency listed in WAC 197-10-465, unless it is also an agency with jurisdiction.~~

~~(4) Agency with jurisdiction means an agency from which a nonexempt license is required for a proposal or any part thereof, which will act upon an application for a grant or loan for a proposal, or which proposes or initiates any governmental action of a project or nonproject nature. The term does not include an agency authorized to adopt rules or standards of general applicability which govern the proposal in question, when no license or approval is required for a specific proposal. The term also does not include an agency, involved in approving a grant or loan, which serves only as a conduit between the primary administering agency and the recipient of the grant or loan. Federal agencies with jurisdiction are agencies of the federal government from which a license is required, or which will receive an application for a grant or loan for a proposal.~~

~~(5) Agency or agencies means all state agencies and local agencies as defined in this section. The term does not include any agency or division of the federal government. Whenever a specific agency has been named in these guidelines and the functions of that agency have been transferred to another agency, then the term shall mean the successor agency.~~

~~(6)) Agency guidelines shall mean chapter 248-06 WAC.~~

~~((7) CEP means the council on environmental policy. As directed by the legislature, the council on environmental policy ceased to exist on July 1, 1976, and its duties were transferred to the department of ecology (DOE). All references to CEP in these guidelines should now be read to mean department of ecology.~~

~~(8) Consulted agency means any agency with jurisdiction or with expertise which is requested by the lead agency to provide information during a threshold determination or predraft consultation or which receives a draft environmental impact statement. An agency shall not be considered a consulted agency merely because it receives a proposed declaration of nonsignificance.~~

~~(9) County/city means a county, city or town. In this chapter, duties and powers are assigned to a county, city or town as a unit. The delegation of responsibilities among the various departments of a county, city or town is left to the legislative or charter authority of the individual counties, cities or towns.~~

~~(10) Declaration of nonsignificance means the written decision by the responsible official of the lead agency that a proposal will not have a significant adverse environmental impact and that therefore no environmental impact statement is required. A form substantially consistent with that in WAC 197-10-355 shall be used for this declaration.~~

~~(11) Declaration of significance means the written decision by the responsible official of the lead agency that a proposal will or could have a significant adverse environmental impact and that therefore an environmental impact statement is required. A form substantially consistent with that in WAC 197-10-355 shall be used for this declaration.~~

~~(12)) (3) Department shall mean the department of social and health services.~~

~~((13) Draft EIS means an environmental impact statement prepared prior to the final detailed statement.~~

~~(14) EIS means the detailed statement required by RCW 43.21C.030 (2)(c). This term may refer to either a draft or final environmental impact statement, or both, depending upon context.~~

~~(15) Environment means, and is limited to, those areas listed in WAC 197-10-444.~~

~~(16) Environmental checklist means the form contained in WAC 197-10-365.~~

~~(17) Environmental document means every written public document prepared or utilized as a result of the requirements of this chapter.~~

~~(18) Environmentally sensitive area means an area designated and mapped by a county/city pursuant to WAC 197-10-177. Certain categorical exemptions do not apply within environmentally sensitive areas.~~

~~(19) Final EIS means an environmental impact statement prepared to reflect comments to the draft EIS. It may be a new document, or the draft EIS supplemented by material prepared pursuant to WAC 197-10-570, 197-10-580 or 197-10-695.~~

~~(20) Lands covered by water means lands underlying the water areas of the state below the ordinary high water mark, including salt water, tidal waters, estuarine~~

waters, natural water courses, lakes, ponds, artificially impounded waters, marshes and swamps. Certain categorical exemptions do not apply to lands covered by water.

~~(21) Lead agency means the agency designated by WAC 197-10-200 through 197-10-270 or 197-10-345. The lead agency is responsible for making the threshold determination and preparing or supervising preparation of the draft and final environmental impact statements.~~

~~(22) License means any form of written permission given to any person, organization or agency to engage in any activity, as required by law or agency rule. A license includes all or part of any agency permit, certificate, approval, registration, charter, or plat approvals or rezones to facilitate a particular project. The term does not include a license required solely for revenue purposes.~~

~~(23)) (4) Environmental report shall mean a document prepared by the applicant, when required by the department, for use in the preparation of a draft EIS.~~

~~(5) Licensing means the agency process in granting, renewing or modifying a license.~~

~~((24) List of elements of the environment means the list in WAC 197-10-444 which must be attached to every environmental impact statement.~~

~~(25) Local agency means any political subdivision, regional governmental unit, district, municipal or public corporation including cities, towns and counties. The term does not include the departments of a city or county.~~

~~(26) Major action means any "action" as defined in this section which is not exempted by WAC 197-10-170, 197-10-175 and 197-10-180.~~

~~(27) Nonproject EIS means an environmental impact statement prepared for a proposal for any governmental action of a nonproject nature as defined under "action" in this section.~~

~~(28) Physical environment means, and is limited to, those elements of the environment listed under "physical environment" in WAC 197-10-444(2).~~

~~(29)) (6) Private applicant means any person or entity, other than an agency as defined in this section, applying for a license from an agency.~~

~~((30) Private project means any proposal primarily initiated or sponsored by an individual or entity other than an "agency" as defined in this section.~~

~~(31) Proposal means a specific request to undertake any activity submitted to, and seriously considered by, an agency or a decision-maker within an agency, as well as any action or activity which may result from approval of any such request. The scope of a proposal for the purposes of lead agency determination, the threshold determination, and impact statement preparation is further defined in WAC 197-10-060.~~

~~(32) Responsible official means that officer or officers, committee, department or section of the lead agency designated by the lead agency's guidelines to undertake its responsibilities as lead agency (see WAC 197-10-820).~~

~~(33)) (7) Secretary shall mean the secretary of the department of social and health services.~~

~~((34) SEPA means the State Environmental Policy Act of 1971, chapter 43.21C RCW, as amended.~~

~~(35)) (8) SEPA committee means the departmental committee which oversees the department's SEPA activities. The committee's composition and responsibilities are outlined in WAC 248-06-815.~~

~~((36)) (9) SEPA guidelines shall mean chapter ((197-10)) 197-11 WAC.~~

~~((37) State agency means any state board, commission or department, except those in the legislative or judicial branches. The term includes the office of the governor and the various divisions thereof, state universities, colleges and community colleges.~~

~~(38) Threshold determination means the decision by a lead agency whether or not an environmental impact statement is required for a proposal.))~~

AMENDATORY SECTION (Amending Order 1315, filed 7/11/78)

WAC 248-06-174 TIMING AND PROCEDURES FOR SPECIFIED MAJOR ACTIONS. ((As of December 12, 1975, the only actions of the department which are major actions are those specified in WAC 197-10-174. It should however be noted that programs entered into by the department after this date could constitute major actions even though not appearing in WAC 197-10-174 (refer to WAC 248-06-176 and 248-06-815). It should also be noted that the department is not necessarily the lead agency for all of the major actions listed in WAC 197-10-174. Furthermore, aspects of the major actions listed in WAC 197-10-174 may be exempt from SEPA requirements because of their emergency nature (refer to WAC 248-06-180).

The material which follows in this section describes the timing and procedures to be observed by the appropriate department section for each of the major actions specified in WAC 197-10-174.))

(1) Regulations and licenses relating to radioactive material.

(a) Scope of major action.

(i) Regulations relating to radioactive material shall include the adoption or amendment by the department of any regulations incorporating general standards for issuance of licenses authorizing the possession, use and transfer of radioactive material pursuant to RCW 70.98.080, and 70.121.030.

(ii) The issuance, revocation or suspension of individual licenses under RCW 70.98.080 shall be exempt. However, the following licenses shall not be exempt: Licenses to operate low level waste burial facilities or licenses to operate or expand beyond design capacity mineral processing facilities, or their tailings areas, whose products, or by-products, have concentrations of naturally occurring radioactive materials in excess of exempt concentrations as specified in WAC ((402-20-250)) 402-19-190.

(b) ((Lead agency. The department shall be lead agency for proposals to construct, operate, or expand any uranium or thorium mills, any tailings areas generated by uranium or thorium milling or any low level waste burial facility. Lead agency determination for other mineral processing proposals should be made in accordance with WAC 197-10-203 through 197-10-

270. The department shall also be lead agency for adoption of the regulations described in WAC 248-06-174 (1)(a)(i).

(c) Responsible official. The responsible official for administering SEPA guidelines as they apply to WAC 248-06-174 (1)(a) shall be the occupational health section, office of environmental health programs, health services division.

(d)) Timing of SEPA requirements for regulations for radioactive material.

(i) A final EIS or ((final declaration)) determination of nonsignificance, whichever is determined appropriate by the lead agency's responsible official, shall be completed for proposed regulations relating to radioactive material prior to the hearing preceding final adoption of such regulations.

(ii) The responsible official shall mail to the department of ecology headquarters office in Olympia for listing in the "SEPA register" (see WAC ((248-06-831)) 197-11-508) a copy of any ((final declaration)) determination of nonsignificance ((for which a proposed declaration of significance has been circulated per WAC 197-10-340(7))), a copy of the draft EIS, and a copy of the final EIS. Copies of the draft EIS shall also be mailed to those agencies identified in WAC ((197-10-460)) 197-11-455, and of the final EIS to those agencies identified in WAC ((197-10-600)) 197-11-460. The responsible official shall also give public notice in the form and manner specified in RCW 43.21C.080 of the ((final declaration)) determination of nonsignificance or final EIS.

((e)) (c) Timing of SEPA requirements for licenses for uranium or thorium mills or radioactive waste burial facilities.

(i) The applicant shall be responsible for completing an environmental checklist, furnishing additional information needed by the department to make the threshold determination, and preparing ((the draft and final EIS under the direction of the responsible official as early as possible but in no case later than the submission to the department of an application for a radioactive materials license made in accordance with chapter 402-20 WAC)) an environmental report regarding the environmental impact of proposed activities for independent evaluation by the department, prior to issuance of a draft EIS by the responsible official. The environmental report shall be submitted within ninety days following determination of significance. The following material presents a more detailed description of the responsibilities of the private applicant as well as of the responsible official.

(ii) The applicant shall be responsible for contacting the responsible official during the early stages of the applicants planning activities to obtain an outline of SEPA requirements.

(iii) Thereafter the private applicant shall be responsible for preparation of an environmental checklist. The responsible official shall review each environmental checklist and, within fifteen days of the responsible official's receipt of the checklist, shall prepare and issue either ((A)) a ((written proposed declaration)) determination of nonsignificance ((when there are other agencies with jurisdiction over the proposal or the other

circumstances identified in WAC 197-10-340(3) are present and the responsible official determines that the proposed license will not have a significant adverse environmental impact, or (B) a written final declaration of nonsignificance when there are no other agencies with jurisdiction over the proposal and where the other circumstances identified in WAC 197-10-340(3) are not present and the responsible official determines that the proposed license will not have a significant adverse environmental impact, or (C) a written declaration of significance when the responsible official determines that the proposed license will have a significant adverse environmental impact, or (D) a written request for further information)) as per WAC 197-11-340 or a determination of significance as per WAC 197-11-360.

(iv) When the responsible official has issued a ((proposed declaration)) determination of nonsignificance, ((he)) the official shall send the ((proposed declaration)) determination and environmental checklist to the applicant and to all agencies with jurisdiction for review and comment as per WAC 197-11-340. ((When fifteen days have elapsed the responsible official shall either issue a final declaration of nonsignificance or a declaration of significance:

(v) When the responsible official has issued a final declaration of nonsignificance, he shall send it to the applicant and to the department of ecology for listing in the "SEPA register" (see WAC 248-06-831) and shall give public notice thereof in the form and manner specified in RCW 43.21C.080. When the responsible official has issued a declaration of significance, he shall send it to the applicant.

(vi)) (v) When the responsible official makes a ((declaration)) determination of significance, the preparation of ((a draft and final EIS)) an environmental report shall be ((in compliance with WAC 197-10-410 through 197-10-695)) completed in a manner consistent with the requirements for a draft EIS and shall be the responsibility of the private applicant. If the applicant desires, he may contract with an outside consultant for the preparation of the ((draft or final EIS)) environmental report. The department may also contract with an outside consultant for the preparation of a draft or final EIS. The department or the department's contracted consultant will independently evaluate the environmental report and be responsible for the reliability of any information used in the draft or final EIS. Unless the scope or complexity of the proposal indicates otherwise, the final EIS shall be ((completed within seventy-five days of the issuance of the draft EIS. (See WAC 248-06-550)) issued as described in WAC 197-11-460(6).(

(vii)) (vi) The responsible official shall request review of the draft EIS from the agencies listed in WAC ((197-10-460)) 197-11-455 and from such other agencies as he determines.

((viii)) (vii) The responsible official shall mail a copy of the draft EIS to the department of ecology headquarters in Olympia for listing in the "SEPA register" (see WAC ((248-06-831)) 197-11-508) and also to those agencies listed in WAC ((197-10-460)) 197-11-455.

~~((ix))~~ (viii) When the responsible official determines that substantial changes are needed or that new information has become available, the preparation of an amended or new ~~((draft EIS))~~ environmental report is the responsibility of the private applicant.

~~((x))~~ (ix) The responsible official shall mail a copy of the final EIS to the department of ecology headquarters office in Olympia for listing in the "SEPA register" (see WAC ~~((248-06-831))~~ 197-11-508). The responsible official shall also mail copies of the final EIS to those agencies specified in WAC ~~((197-10-600))~~ 197-11-460 and shall give public notice of the completion of the final EIS in the form and manner specified in RCW 43.21C.080.

(2) Water system plans for public water systems as per WAC 248-54-065 and RCW 70.116.050.

(a) Scope of major action. Water system~~((s))~~ plans ~~((for water system supplies))~~ are plans developed and submitted to the department for review and approval pursuant to WAC ~~((248-54-580))~~ 248-54-065 and RCW 70.116.050.

(b) ~~((Lead agency. When an agency develops such water system plans, that lead agency shall assume lead agency status as required by WAC 197-10-205. When water system plans are developed by a private applicant, the department shall be the lead agency unless indicated otherwise by WAC 197-10-205 through 197-10-225.~~

~~((c) Responsible official. When the department is the lead agency for a water system plan, the responsible official within the department shall be the water supply and waste section, office of environmental health programs, health services division.~~

~~((d))~~ Timing and procedures for water system plans prepared by private applicants.

(i) In general, when a private applicant has prepared a water system plan for review and approval by the department, the private applicant shall be responsible for completing an environmental checklist, furnishing additional information needed by the department to make the threshold determination, and preparing the draft and final EIS under the direction of the responsible official. The following material presents a more detailed description of the responsibilities of the private applicant as well as the responsible official.

(ii) ~~((The private applicant shall be responsible for contacting the responsible official during the early stages of the applicant's planning activities to obtain an outline of the SEPA requirements.~~

~~((iii) Thereafter the private applicant shall be responsible for preparation of an environmental checklist. The responsible official shall review each environmental checklist and within fifteen days of the responsible official's receipt of the checklist shall prepare either (A) a written proposed declaration of nonsignificance when there are other agencies with jurisdiction over the proposal or when the circumstances set forth in WAC 197-10-340(3) are present and the responsible official determines that the proposed water system plan will not have a significant adverse environmental impact, or (B) a written final declaration of nonsignificance when there are no other agencies with jurisdiction over the proposal and where the other circumstances set forth in WAC~~

~~197-10-340(3) are not present and the responsible official determines that the proposed water system plan will not have a significant adverse environmental impact, or (C) a written declaration of significance when the responsible official determines that the proposed water system plan will have a significant adverse environmental impact, or (D) a written request for further information.~~

~~((iv) When the responsible official has issued a proposed declaration of nonsignificance he shall send the proposed declaration and the environmental checklist to the applicant and to all agencies with jurisdiction for review and comment. When fifteen days have elapsed the responsible official shall either issue a final declaration of nonsignificance or a declaration of significance.~~

~~((v) When the responsible official has issued a final declaration of nonsignificance, he shall send the declaration to the applicant and to the department of ecology for listing in the "SEPA register" (see WAC 248-06-831) and shall give public notice thereof in the form and manner specified in RCW 43.21C.080. When the responsible official has issued a declaration of significance, he shall send it to the applicant.~~

~~((vi))~~ Follow steps outlined in WAC 248-06-174 (1)(c)(ii) through (iv).

~~((iii) When the responsible official makes a ((declaration)) determination of significance, the preparation of a draft and final EIS shall be in compliance with WAC ((197-10-410)) 197-11-400 through ((197-10-695)) 197-11-620 and shall be the responsibility of the private applicant. If the applicant desires, he may contract with an outside consultant for preparation of the draft or final EIS. Unless the scope or complexity of the proposal indicates otherwise, the final EIS shall be completed within ((seventy-five)) sixty days of the ((issuance of)) end of the comment period for the draft EIS ((see WAC 248-06-550)).~~

~~((vii) The responsible official shall request review of the draft EIS from the agencies listed in WAC 197-10-460 and from such other agencies as he determines.~~

~~((viii) The responsible official shall mail copies of the draft EIS to the department of ecology for listing in the "SEPA register" (see WAC 248-06-831) and to such other agencies as are specified in WAC 197-10-460.~~

~~((ix))~~ (iv) See WAC 248-06-174 (1)(c)(vi) and (vii).

~~((v) When the responsible official determines that substantial changes are needed or that new information has become available, the preparation of an amended or a new draft EIS is the responsibility of the private applicant.~~

~~((x) The responsible official shall mail the final EIS to the department of ecology for listing in the "SEPA register" (see WAC 248-06-831) and to such other agencies as are listed in WAC 197-10-600. The responsible official shall also give public notice of the final EIS in the form and manner specified in RCW 43.21C.080.~~

~~((xi))~~ (vi) See WAC 248-06-174 (1)(c)(ix).

~~((vii) Every water system plan submitted by a private applicant to the department for review and approval shall be accompanied by either a ((final declaration)) determination of nonsignificance or a final EIS.~~

~~((c))~~ (c) Timing and procedure for water system plans prepared by agencies. Every water system plan submitted by an agency to the department for review and approval shall be accompanied by either a ~~((final declaration))~~ determination of nonsignificance or a final EIS.

(3) New public water supply systems and major extensions of existing public water supply systems.

(a) Scope of major action. The approval of engineering reports or plans and specifications pursuant to WAC ~~((248-54-590))~~ 248-54-085 and ~~((248-54-600))~~ 248-54-095 for all surface water source development, all water system storage facilities greater than one-half million gallons, new transmission lines longer than one thousand feet and larger than eight inches in diameter located in new rights of way and major extensions to existing water distribution systems involving use of pipes greater than eight inches in diameter, which are designed to increase the existing service area by more than one square mile.

(b) ~~((Lead agency. When an agency constructs a new public water supply system or a major extension to an existing public water supply system, that agency shall assume lead agency status pursuant to WAC 197-10-205. When a private applicant constructs a new public water supply system or a major extension to an existing public water supply system, the department shall be the lead agency unless indicated otherwise by WAC 197-10-220 and 197-10-225.~~

(c) Responsible official. When the department is the lead agency for a new public water supply system or a major extension to an existing public water supply system, the responsible official within the department shall be the water supply and waste section, office of environmental health programs, health services division.

(d)) Timing and procedures for projects proposed by private applicants.

(i) In general, when a private applicant seeks the approval of the department for a new public water supply or a major extension to an existing public water supply, the private applicant shall be responsible for completing an environmental checklist, furnishing additional information needed by the department to make the threshold determination, and preparing the draft and final EIS under the direction of the responsible official. The following material presents a more detailed description of the responsibilities of the private applicant as well as of the responsible official.

(ii) ~~((The private applicant shall be responsible for contacting the responsible official during the early stages of the applicant's planning activities to obtain an outline of SEPA requirements.~~

(iii) Thereafter the private applicant shall be responsible for preparation of an environmental checklist. The responsible official shall review each environmental checklist and within fifteen days of the responsible official's receipt of the checklist shall prepare either (A) a written proposed declaration of nonsignificance when there are other agencies with jurisdiction over the proposal or when the other circumstances indicated in WAC 197-10-340(3) are present and the responsible

official determines that the proposal will not have a significant adverse environmental impact, or (B) a written final declaration of nonsignificance when there are no other agencies with jurisdiction over the proposal and when the other circumstances indicated in WAC 197-10-340(3) are not present and the responsible official determines that the proposal will not have a significant adverse environmental impact, or (C) a written declaration of significance when the responsible official determines that the proposal will have a significant adverse environmental impact, or (D) a written request for further information:

(iv) When the responsible official has issued a proposed declaration of nonsignificance he shall send the proposed declaration and environmental checklist to the applicant and to all agencies with jurisdiction for review and comment. When fifteen days have elapsed the responsible official shall either issue a final declaration of nonsignificance or a declaration of significance.

(v) When the responsible official has issued a final declaration of nonsignificance, he shall send the declaration to the applicant and to the department of ecology for listing in the "SEPA register" (see WAC 248-06-831) and shall give public notice thereof in the form and manner specified in RCW 43.21C.080. When the responsible official has issued a declaration of significance, he shall send it to the applicant:

(vi) When the responsible official makes a declaration of significance, the preparation of the draft and final EIS shall be in compliance with WAC 197-10-410 through 197-10-695 and shall be the responsibility of the private applicant. If the applicant desires he may contract with an outside consultant for the preparation of the draft or final EIS. Unless the scope or complexity of the proposal indicates otherwise, the final EIS shall be completed within seventy-five days of the issuance of the draft EIS (see WAC 248-06-550).

(vii) The responsible official shall request review of the draft EIS from the agencies listed in WAC 197-10-460 and from such other agencies as he determines.

(viii) The responsible official shall mail a copy of the draft EIS to the department of ecology for listing in the "SEPA register" (see WAC 248-06-831) and to those other agencies indicated in WAC 197-10-460.

(ix) When the responsible official determines that substantial changes are needed or that new information has become available, the preparation of an amended or new draft EIS is the responsibility of the private applicant:

(x) The responsible official shall mail a copy of the final EIS to the department of ecology for listing in the "SEPA register" (see WAC 248-06-831) and to those other agencies indicated in WAC 197-10-600. The responsible official shall also give public notice of the final EIS in the form and manner specified in RCW 43.21C.080:

(xi)) Follow steps outlined in WAC 248-06-174 (1)(c)(i) through (iv).

(ii) See WAC 248-06-174 (2)(b)(iii).

(iv) See WAC 248-06-174 (1)(c)(vi) and (vii).

(v) See WAC 248-06-174 (2)(b)(v).

(vi) See WAC 248-06-174 (1)(c)(ix).

(vii) Whenever preliminary engineering reports, or plans and specifications for a new public water supply system or a major extension to an existing public water supply system are submitted by a private applicant to the secretary for his review and approval pursuant to WAC ~~((248-54-590))~~ 248-54-085 and ~~((248-54-600))~~ 248-54-095, these reports, plans and specifications shall be accompanied by a ~~((final declaration))~~ determination of nonsignificance or a final EIS.

~~((c))~~ (c) Timing and procedures for projects proposed by an agency. Whenever preliminary engineering reports, plans and specifications for a new public water supply system or a major extension to an existing public water supply system are submitted by an agency to the secretary for his review and approval pursuant to WAC ~~((248-54-590))~~ 248-54-085 and ~~((248-54-600))~~ 248-54-095, these reports, plans and specifications shall be accompanied by a ~~((final declaration))~~ determination of nonsignificance or a final EIS.

(4) Certificates of need.

(a) Scope of major action. Certificate of need applications are subject to SEPA requirements whenever the applicant proposes to construct a new hospital or to construct major additions to the existing service capacity of such an institution: PROVIDED, That such applications are not subject to SEPA requirements when the proposed construction consists of ~~((remodeling, equipment acquisition or))~~ additions which provide less than ~~((four))~~ twelve thousand square feet of floor area and with associated parking facilities designed for ~~((twenty))~~ forty automobiles or less: PROVIDED FURTHER, That certificate of need applications for "substantial acquisitions" are not subject to SEPA requirements.

(b) ~~((Lead agency:~~

~~((i) Where construction of a hospital is undertaken by a private applicant, the lead agency for that construction shall be determined in accordance with WAC 197-10-220, i.e., the lead agency shall be the city or county within which the hospital is located:~~

~~((ii) Where construction of a hospital is undertaken by a state agency or local agency other than the department, that state or local agency shall be the lead agency in accordance with WAC 197-10-205:~~

~~((iii) Where construction of a hospital is undertaken by the department, the department shall be the lead agency. See WAC 248-06-174(7):~~

~~((c))~~ Timing and procedures for hospital certificates of need. Where a state or local agency other than the department is lead agency for hospital construction, the department shall not issue a certificate of need approving this hospital construction until the applicant has supplied it with a ~~((final declaration))~~ determination of nonsignificance or a final EIS, and until seven days after the issuance by the lead agency of any final EIS. Nothing in this subsection shall preclude the department from making a commitment to issue a certificate of need to an applicant subject to the timely receipt of an appropriate environmental impact statement or ~~((declaration))~~ determination of ~~((insignificance))~~ nonsignificance.

(5) Approval of sewerage general plans and/or water general plans described in RCW 36.94.010.

(a) Scope of major action. Sewerage general plans and water general plans shall mean and include those described in RCW 36.94.010.

~~((b) ((Sewerage lead agency. The department is not the lead agency for approval of sewerage general plans. Applicants for approval of sewerage general plans should contact the Washington state department of ecology for information on lead agency determination:~~

~~((c) Water lead agency. The department is not the lead agency for approval of water general plans. The county developing the water general plan shall be the lead agency as required by WAC 197-10-205:~~

~~((d))~~ Timing and procedures for water general plans. Every water general plan submitted by a county to the department for review and approval shall be accompanied by either a ~~((final declaration))~~ determination of nonsignificance or a final EIS.

(6) Plans and specifications for new sewage treatment works or for major extensions to existing sewage treatment works pursuant to WAC 248-92-010.

~~((fa))~~ Scope of major action. Plans and specifications for new sewage treatment works or for major extensions to existing sewage treatment works are those which are reviewed and approved by the department pursuant to WAC 248-92-040.

~~((fb) Lead agency. The department is not the lead agency for approval of such plans and specifications. Applicants for such approval should contact the Washington state department of ecology for information on lead agency determination:))~~

(7) Construction of any building, facility or other installation for the purpose of housing department personnel or for prisons or for fulfilling other statutorily directed or authorized functions.

(a) Scope of major action. The construction of buildings, facilities or other installations for the purpose of housing department personnel or for other authorized functions shall be subject to SEPA requirements, but such construction shall not be subject to SEPA requirements when it consists of ~~((remodeling, equipment acquisition or))~~ additions which provide less than ~~((four))~~ twelve thousand square feet of floor area and with associated parking facilities designed for ~~((twenty))~~ forty automobiles or less ~~((or when it consists of one of the other categories exempted by WAC 197-10-170(1))).~~

(b) ~~((Lead agency. The lead agency for construction of the type described in WAC 248-06-174 (7)(a) is the department:~~

~~((c) Responsible official. The responsible official who shall oversee the department's lead agency duties for construction of the type described is the capital programs section, office of staff services, administrative services division:~~

~~((d))~~ Timing and procedures.

(i) The responsible official shall, prior to the request for construction bids, prepare an environmental checklist for each construction project of the type described in WAC 248-06-174 (7)(a).

(ii) Within fifteen days of the request for construction bids, the responsible official shall make (A) a written declaration of nonsignificance where he determines that

the proposed construction will not have a significant adverse environmental impact or (B) a written declaration of significance where he determines that the proposed construction will have a significant adverse environmental impact.

(iii) Where the responsible official has made a ((~~declaration~~)) determination of significance, ((he shall proceed to prepare)) the preparation of the draft and final EIS shall be in compliance with WAC 197-11-400 through 197-11-620, and shall be the responsibility of the responsible official. ((The organization, style, and content of the draft and final EIS shall conform to the requirements of WAC 197-10-425 through 197-10-446.)) Unless the scope or complexity of the proposal indicates otherwise, the final EIS shall be completed within ((~~seventy-five~~)) sixty days of the ((~~draft EIS (see WAC 248-06-550))~~) end of the comment period for the draft EIS.

(iv) ((~~The responsible official shall request review of the draft EIS from the agencies listed in WAC 197-10-460 and from such other agencies as he determines~~)) See WAC 248-06-174 (1)(c)(vi).

(v) The responsible official shall mail to the department of ecology headquarters office in Olympia for listing in the "SEPA register" ((~~see WAC 248-06-831~~)) a copy of any ((~~final declaration~~)) determination of non-significance ((for which a proposed declaration of significance has been circulated per WAC 197-10-340(7)), a copy of the draft EIS, and a copy of the final EIS. Copies of the draft EIS shall also be mailed to those agencies identified in WAC ((197-10-460)) 197-11-455, and of the final EIS to those agencies identified in WAC ((197-10-600)) 197-11-460. The responsible official shall also give public notice in the form and manner specified in RCW 43.21C.080 of the ((final declaration)) determination of nonsignificance or final EIS.

(8) Approval of final plans for construction of a nursing home pursuant to WAC 248-14-100, construction of a private psychiatric hospital pursuant to WAC ((248-22-015)) 248-22-005, or construction of an alcoholism treatment center pursuant to WAC ((248-22-510)) 248-26-020.

(a) Scope of major action. The approval of final plans for construction of a nursing home pursuant to WAC 248-14-100, construction of a private psychiatric hospital pursuant to WAC ((248-22-015)) 248-22-005, or construction of an alcoholism treatment center pursuant to WAC ((248-22-510)) 248-26-020 shall be subject to SEPA requirements: PROVIDED, That such construction shall not be subject to SEPA requirements when it consists of ((~~remodeling, equipment acquisition or~~)) additions which provide less than ((four)) twelve thousand square feet of floor area and with associated parking facilities designed for ((twenty)) forty automobiles or less.

(b) ((~~Lead agency.~~

(i) Where construction of the type described in WAC 248-06-174 (8)(a) is undertaken by a private applicant, the lead agency for that project shall be determined in accordance with WAC 197-10-220, that is, the lead agency shall be the city or county within which the hospital is located.

((ii) Where construction of the type described in WAC 248-06-174 (8)(a) is undertaken by a state agency or local agency other than the department, that state or local agency shall be the lead agency in accordance with WAC 197-10-205.

((iii) Where construction of the type described in WAC 248-06-174 (8)(a) is undertaken by the department, the department shall be the lead agency. See WAC 248-06-174(7).

(c)) Timing and procedures for construction of the type described. Where a state or local agency other than the department is lead agency for construction of the type described in WAC 248-06-174 (8)(a), the department shall not approve final plans for construction of a nursing home, private psychiatric hospital, or alcoholism treatment center until the applicant for such approval has supplied the department with a final declaration of nonsignificance or a final EIS for the construction in question, and until seven days after the issuance by the lead agency of any final EIS.

AMENDATORY SECTION (Amending Order 1315, filed 7/11/78)

WAC 248-06-203 DETERMINATION OF LEAD AGENCY AND RESPONSIBLE OFFICIAL.

(1) The department shall be the lead agency for the following actions:

(a) Adoption or amendment of regulations relating to radioactive source materials; proposals to construct, operate, or expand any uranium or thorium mill, or any tailings areas generated by uranium or thorium milling, or any low level radioactive waste burial facilities. The responsible official would be the section head, radiation control section, office of environmental health programs, division of health. Lead agency determination for other mineral processing proposals should be made in accordance with WAC 197-11-924 through 197-11-948;

(b) Approval of comprehensive plans for public water supply systems when such plans are developed by private applicants and unless indicated otherwise by WAC ((197-10-220 and 197-10-225);

(c)) 197-11-932, 197-11-934 and 197-11-936, and approval of new public water supply systems or major extensions of existing public water supply systems when such ((public water supply)) systems are being proposed by a private applicant unless indicated otherwise by WAC ((197-10-220 and 197-10-225)) 197-11-932, 197-11-934, and 197-11-936. The responsible official would be the section head, water supply and waste section, office of environmental health programs, division of health;

((~~(d)~~)) (c) Construction of any building, facility, or other installation for the purpose of housing department personnel ((or for prisons)) or for fulfilling other statutorily directed or authorized functions. The responsible official would be the chief, capital programs, comptroller division;

((~~(e)~~)) Approval pursuant to WAC 173-590-060 of coordinated water system plans developed by private applicants unless indicated otherwise by WAC 197-10-220 and 197-10-225.))

(2) Determination of the lead agency for department major actions not listed above shall be made in accordance with the procedures and requirements of WAC 248-06-815 ~~((3))~~ (4)(c) ~~(, 248-06-176, and 197-10-203)~~ and 197-11-922 through ~~((197-10-270))~~ 197-11-948.

AMENDATORY SECTION (Amending Order 1315, filed 7/11/78)

WAC 248-06-305 RECOMMENDED TIMING FOR THRESHOLD DETERMINATION. In most cases the time required to complete a threshold determination should not exceed fifteen days. ~~((The initial review of a completed environmental checklist can usually be completed in a matter of hours. If further information is required to make the threshold determination, the time required will vary, depending upon the nature of the proposal and the information required. The time required for the threshold determination may also exceed fifteen days when an intra-agency review of the threshold determination has been requested. When a private applicant requests notification of the date when a threshold determination will be made, the lead agency shall so notify the private applicant in writing))~~ (WAC 197-11-310).

AMENDATORY SECTION (Amending Order 1315, filed 7/11/78)

WAC 248-06-340 ~~((NEGATIVE))~~ THRESHOLD DETERMINATION(S) PROCESS. ~~((+))~~ When the department as lead agency determines that a proposal will not have a significant adverse environmental impact, the department shall prepare a proposed or final declaration of nonsignificance, as appropriate, substantially in the form provided in WAC 197-10-355.

(2) The department shall prepare a final declaration of nonsignificance for all proposals except for those listed in subsection (3) of this section.

(3) When the department has made a threshold determination of nonsignificance for any of the following proposals, it shall prepare a proposed declaration of nonsignificance and comply with the requirements of subsection (4) of this section prior to taking any further action on the proposal:

(a) Proposals which have another agency with jurisdiction:

(b) Proposals involving demolition of any structure or facility not exempted by WAC 197-10-170 (1)(n) or 197-10-180.

(c) Proposals involving issuance of clearing or grading permits not exempted by WAC 197-10-170, 197-10-175 or 197-10-180.

(4) The department shall issue all proposed declarations of nonsignificance by sending the proposed declaration and the environmental checklist to other agencies with jurisdiction. Any person or agency may submit written comments on the proposed declaration of nonsignificance to the department within fifteen days from the date of issuance of the proposed declaration. The department shall take no further action on the proposal

for fifteen days from the date of issuance of the proposed declaration. After the fifteen days have elapsed and after considering any comments, the department shall adopt the proposed declaration as a "final declaration of nonsignificance," or determine that the proposal is significant, or utilize additional information gathering mechanisms. When a final declaration of nonsignificance results from a proposed declaration of nonsignificance, that final declaration of nonsignificance shall be sent to the department of ecology headquarters office in Olympia for listing on the "SEPA register.") In making a threshold determination, the responsible official shall follow the process outlined in WAC 197-11-330 through 197-11-390.

NEW SECTION

WAC 248-06-385 HEARINGS. Any person has the right to appeal the department's final threshold determination that an EIS is or is not necessary and/or the sufficiency of the final EIS. The hearings are governed by the Administrative Procedure Act, the rules in this chapter, and by chapters 10-08 and 388-08 WAC. In case of conflict between this section and chapter 388-08 WAC, the provisions in this chapter take precedence over the rules in chapter 388-08 WAC.

(1) The request for a hearing must be in writing and filed with the DSHS Office of Hearings, P.O. Box 2465, Olympia, Washington 98504 within thirty days of the department's official notice of issuance of a final threshold determination or final EIS.

(2) The initial decision should be made within sixty days of the department's receipt of the request for a hearing. When a party files a petition for administrative review, the review decision should be made within sixty days of the department's receipt of the petition. The decision-rendering time is extended by as many days as the hearing is continued on motion by any party to the hearing.

(3)(a) If the hearing decision is that an EIS should be filed, the administrative law judge or review judge shall remand the matter to DSHS to file an EIS.

(b) If the hearing decision is that the final EIS is not sufficient, the administrative law judge or review judge shall remand the matter to DSHS to correct the insufficiency.

AMENDATORY SECTION (Amending Order 1315, filed 7/11/78)

WAC 248-06-410 ~~((PREDRAFT CONSULTATION))~~ SCOPING. When the department ~~((is consulted by a lead agency during predraft consultation, the department shall respond in writing to the lead agency within forty-five days of the department's receipt of the consultation request and packet. Refer to WAC 248-06-510))~~ receives a scoping notice from a lead agency, the department shall submit any comments to the lead agency within twenty-one days from the date of issuance of the determination of significance. When the department is lead agency the steps in WAC 197-11-408 and 197-11-410 shall be followed.

AMENDATORY SECTION (Amending Order 1315, filed 7/11/78)

WAC 248-06-460 ISSUANCE OF DRAFT EIS. When the department is lead agency, it shall issue the draft EIS ((by sending copies to:

(1) ~~The department of ecology;~~

(2) ~~Each federal agency having jurisdiction by law over a proposed action;~~

(3) ~~Each agency having jurisdiction by law over, or environmental expertise pertaining to a proposed action, as defined by WAC 197-10-040 and 197-10-465;~~

(4) ~~Each city/county in which adverse environmental effects identified in the draft EIS may occur if the proposed action is implemented. (This subsection does not apply to draft EISs for nonproject actions.)~~

(5) ~~Each local agency or political subdivision which will be required to furnish additional public services as a result of implementation of the proposed action;~~

(6) ~~The applicable regional planning commission, regional clearing house, state-wide clearing house, or area-wide council of government which has been designated to review and coordinate local governmental planning under the A-95 review process and other federal regulations and programs. (See RCW 36.64.080, 35.63-070 and 36.70.070.)) in accordance with WAC 197-11-455.~~

NEW SECTION

WAC 248-06-470 POLICIES AND PROCEDURES FOR CONDITIONING OR DENYING PERMITS OR OTHER APPROVALS. (1) The policies and goals in this section are supplementary to existing authorities of the department.

(2) It is the policy of the department to avoid or mitigate adverse environmental impacts which may result from the department's decisions.

(3) The department shall use all practical means, consistent with other essential considerations of state policy, to improve and coordinate plans, functions, programs, and resources to the end that the state and its citizens may:

(a) Fulfill the responsibilities of each generation as trustee of the environment for succeeding generations;

(b) Assure for all people of Washington safe, healthful, productive, and aesthetically and culturally pleasing surroundings;

(c) Attain the widest range of beneficial uses of the environment without degradation, risk to health or safety, or other undesirable and unintended consequences;

(d) Preserve important historic, cultural, and natural aspects of our national heritage;

(e) Maintain, wherever possible, an environment which supports diversity and variety of individual choice;

(f) Achieve a balance between population and resource use which will permit high standards of living and a wide sharing of life's amenities; and

(g) Enhance the quality of renewable resources and approach the maximum attainable recycling of depletable resources.

(4) The department recognizes that each person has a fundamental and inalienable right to a healthful environment and that each person has a responsibility to contribute to the preservation and enhancement of the environment.

(5) The department shall ensure that presently unquantified environmental amenities and values will be given appropriate consideration in decision-making along with economic and technical considerations.

(6)(a) When the environmental document for a proposal shows it will cause significant adverse impacts, the responsible official shall consider whether:

(i) The environmental document identified mitigation measures that are reasonable and capable of being accomplished;

(ii) Other local, state, or federal requirements and enforcement would mitigate the significant adverse environmental impacts; and

(iii) Reasonable mitigation measures are sufficient to mitigate the significant adverse impacts.

(b) The responsible official may:

(i) Condition the approval for a proposal if mitigation measures are reasonable and capable of being accomplished and the proposal is inconsistent with the policies in this section; or

(ii) Deny the permit or approval for a proposal if reasonable mitigation measures are insufficient to mitigate significant adverse environmental impacts and the proposal is inconsistent with the policies in this section.

(c) The procedures in WAC 197-11-660 must also be followed when conditioning or denying permits or other approvals.

AMENDATORY SECTION (Amending Order 1315, filed 7/11/78)

WAC 248-06-480 PUBLIC HEARINGS. (1) A public hearing on the environmental impact of a proposal shall be held ((whenever one or more of the following situations occur:

(a) ~~The lead agency determines, in its sole discretion, that a public hearing would assist it in meeting its responsibility to implement SEPA, the state SEPA guidelines, and these agency guidelines; or,~~

(b) ~~When fifty or more persons who reside within the state of Washington or who would be adversely affected by the environmental impact of the proposal make written request to the department for such a hearing within thirty-five days of issuance of the draft EIS; or,~~

(c) ~~When two or more agencies with jurisdiction over a proposal make written request to the lead agency for hearing within thirty-five days of the issuance of the draft EIS;~~

(2) ~~Whenever a public hearing is held under this section, it shall occur no later than fifty-one days and no earlier than fifteen days from the date of issuance of the draft EIS)) as specified in WAC 197-11-535.~~

AMENDATORY SECTION (Amending Order 1315, filed 7/11/78)

WAC 248-06-510 RESPONSIBILITIES OF THE DEPARTMENT AS A CONSULTED AGENCY.

Other lead agencies may request the department for consultation during ~~((a threshold determination, predraft consultation, or review of a draft EIS))~~ the SEPA process. The department shall then provide consultation in accordance with the requirements of WAC ~~((197-10-530 through 197-10-545 and the requirements of either WAC 197-10-510 or 197-10-520 as appropriate. The department shall respond to the lead agency either with written comments or with a written "no comment" within the time frames set out in WAC 248-06-410 and 248-06-455))~~ 197-11-502, 197-11-545 and 197-11-570.

AMENDATORY SECTION (Amending Order 1315, filed 7/11/78)

WAC 248-06-815 SEPA COMMITTEE. (1) There is hereby created a SEPA committee to oversee the department's SEPA activities.

(2) The SEPA committee shall be composed of:

(a) One representative from the water supply and waste section, office of environmental health programs, ((health services)) division of health;

(b) One representative from the ((health)) facility ((development)) licensing and certification section, office of ((state)) health ((planning)) facilities and ((development)) services, ((health services)) division of health;

(c) One representative from ((the)) capital programs ((section, office of staff services, administrative services)) comptroller division; and

(d) One representative from the radiation control section, office of environmental health programs, division of health.

(3) A representative from the office of the attorney general will provide legal support to the committee.

~~((3))~~ (4) The SEPA committee shall:

(a) Oversee the department's SEPA activities to ensure compliance with these agency guidelines, the state SEPA guidelines, and the policies and goals set forth in the state environmental policy act;

(b) Oversee the future revision of these agency guidelines so as to reflect:

(i) Future amendment of SEPA or the state SEPA guidelines;

(ii) The creation of new department programs ~~((not covered by WAC 197-10-175(7) and by 248-06-174. (When such new programs constitute major actions, the committee shall oversee the appropriate revision of WAC 248-06-176 and 248-06-203.))~~

(c) Designate the responsible official for any major action for which the department is lead agency when such designation has not occurred elsewhere in these agency guidelines.

AMENDATORY SECTION (Amending Order 1315, filed 7/11/78)

WAC 248-06-831 SEPA PUBLIC INFORMATION. (1) When the department is lead agency, the responsible official shall retain SEPA documents required by this chapter and shall make them available to the public in accordance with chapter 42.17 RCW.

(2) When the department is lead agency, the responsible official shall transmit copies of the following documents to the department of ecology headquarters office in Olympia:

(a) All draft and final EISs. (See WAC ~~((197-10-460))~~ 197-11-455 and ~~((197-10-600))~~ 197-11-460.)

(b) All ~~((final declarations))~~ determinations of non-significance ((for which a proposed declaration of non-significance has been circulated. (See WAC 197-10-340(7))) (See WAC 197-11-340.)

NEW SECTION

WAC 248-06-835 SEVERABILITY. If any provision of this chapter or its application to any person or circumstances is held invalid, the remainder of this chapter, or the application of the provision to other persons or circumstances, shall not be affected.

REPEALER

The following sections of the Washington Administrative Code are repealed:

WAC 248-06-003 LIMITED SCOPE OF THESE AGENCY GUIDELINES.

WAC 248-06-005 INCORPORATION OF REQUIREMENTS OF SEPA GUIDELINES.

WAC 248-06-055 TIMING.

WAC 248-06-100 INFORMATION WHICH MAY BE REQUIRED OF A PRIVATE APPLICANT.

WAC 248-06-175 EXEMPTIONS AND NON-EXEMPTIONS APPLICABLE TO DSHS.

WAC 248-06-176 TIMING AND PROCEDURES FOR NEW DEPARTMENT PROGRAMS.

WAC 248-06-350 AFFIRMATIVE THRESHOLD DETERMINATION.

WAC 248-06-380 INTRA-AGENCY REVIEW OF THRESHOLD DETERMINATIONS.

WAC 248-06-420 PREPARATION OF EIS BY PERSONS OUTSIDE THE LEAD AGENCY.

WAC 248-06-455 DRAFT EIS CONSULTATION.

WAC 248-06-520 RESPONSIBILITIES OF THE DEPARTMENT AS AN AGENCY WITH ENVIRONMENTAL EXPERTISE.

WAC 248-06-550 DEADLINE FOR FINAL EIS.

WAC 248-06-600 ISSUANCE OF THE FINAL EIS.

WAC 248-06-700 NO ACTION FOR SEVEN DAYS AFTER PUBLICATION OF THE FINAL EIS.

WAC 248-06-805 AGENCY GUIDELINES CONSISTENT WITH SEPA GUIDELINES.

WAC 248-06-810 FUTURE AMENDMENTS TO SEPA GUIDELINES.

WAC 248-06-820 DESIGNATION OF RESPONSIBLE OFFICIAL.

WAC 248-06-825 RESPONSIBILITIES OF THE DEPARTMENT AS A CONSULTED AGENCY.

WAC 248-06-833 SUBSTANTIVE EFFECT OF SEPA.

WSR 85-01-004
ADOPTED RULES
DEPARTMENT OF
SOCIAL AND HEALTH SERVICES
(Public Assistance)

[Order 2174—Filed December 6, 1984]

I, David A. Hogan, director of the Division of Administration and Personnel, do promulgate and adopt at Olympia, Washington, the annexed rules relating to support enforcement, amending chapter 388-14 WAC.

This action is taken pursuant to Notice No. WSR 84-21-034 filed with the code reviser on October 11, 1984. 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 Social and Health Services as authorized in RCW 74.08.090.

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 December 5, 1984.

By David A. Hogan, Director
 Division of Administration and Personnel

AMENDATORY SECTION (Amending Order 1465, filed 12/14/79)

WAC 388-14-270 DISTRIBUTION OF SUPPORT PAYMENTS—PUBLIC ASSISTANCE. All payments collected as support on behalf of persons receiving public assistance in the state of Washington for whom an assignment is made under WAC 388-24-108 and 388-14-200 shall be distributed under the following conditions:

(1) The following provisions apply to this section:

(a) All payments will be reported in exact amounts without rounding.

(b) The date of collection shall be the date on which the payment is received by the office of support enforcement or the political subdivision making the collection under agreement and on behalf of the office of support enforcement. For interstate collections, the date of collection shall be the date on which the payment is received by the IV-D agency of the state in which the family is receiving aid.

(c) The amounts collected as support during periods of time when aid is being provided, shall, for the purposes of this distribution section only, be treated first as payment on the required support obligation for the month in which support was collected.

(d) Amounts collected which are paid more frequently than once a month shall be converted to an amount which represents payment on the required support obligation for the current month. The office of support enforcement is directed to distribute payments periodically to give effect to efficient administration.

(e) Any amounts distributed to the family will be reported to the community service office identifying whether or not the payment is available to meet the

need. This requirement shall not relieve the recipient of the duty to report receipt of any support moneys.

(f) Any amounts collected which represent support shall be used to reduce dollar for dollar the amount of the support obligation as defined in WAC 388-14-100.

(g) No distribution may be made under ~~((subdivision (2)(a)))~~ subsection (2)(b) of this section unless a new assignment has been made pursuant to WAC 388-24-108 and 388-14-200.

(2) The amounts collected as support by the IV-D agency pursuant to the state plan for children who are current recipients of aid under the state's Title IV-A plan by the office of support enforcement and for whom assignment under WAC 388-24-108 and 388-14-200 is effective shall be distributed as follows:

(a) The first fifty dollars of any amount that is collected in a month which represents payment of the required support obligation for that month shall be paid to the family. This payment may not be used in determining the amount paid, if any, to the family in (c) of this subsection. If the amount collected includes payment of the required support obligation for a previous month or months, the family shall only receive the first fifty dollars of the amount which represents the required support obligation for the month in which support was collected. If amounts are collected for one family which represents support payments from two or more absent parents, only the first fifty dollars of the amount collected which represents the total required support obligation for the month in which the support was collected shall be paid to the family under this subsection. No payment shall be made to a family under this subsection for a month in which there is no child support collection. The requirements of this subsection shall be applicable commencing October 1, 1984.

(b) Any amount that is collected in a month which represents payment on the required support obligation for that month and is in excess of the amount paid to the family under (a) of this subsection shall be retained by the state to reimburse, in whole or in part, the assistance payment for the month in which the child support was collected or the next month. Of the amount retained by the state as reimbursement for that month's assistance payment, the office of support enforcement shall determine the federal government's share of the amount so retained so the IV-A agency may reimburse the federal government to the extent of its participation in the financing of the assistance payment. From the federal government's share, the office of support enforcement shall deduct and pay the incentive payments, if any, prescribed in WAC 388-14-370.

~~((b))~~ (c) If the amount collected is in excess of the amount required to be distributed under ~~((subdivision (2)))~~ (a) and (b) of this subsection, the family shall be paid such excess up to the difference between the assistance payment for the month in which the amount of the collection was used to redetermine eligibility for an assistance payment under the state's Title IV-A plan and the court ordered amount for that month. This payment shall be made in the month following the month in which the amount of the collection was used to redetermine eligibility for an assistance payment under the

state's Title IV-A plan. If such court ordered amount is less than such assistance payment, no amount shall be paid to the family under this ~~((subdivision))~~ subsection. In cases in which there is no court order, the family shall not be paid any amount under this ~~((subdivision))~~ subsection.

~~((c))~~ (d) If the amount collected is in excess of the amounts required to be distributed under ~~((subdivisions (2)(a) and (2)(b)))~~ (a), (b), and (c) of this subsection, any such excess shall be retained by the state as reimbursement for past assistance payments made to the family for which the state has not been reimbursed. The state may apply the amount retained to any sequence of months for which it has not yet been reimbursed. Of the amount retained by the state as reimbursement of past assistance payments, the office of support enforcement shall determine the federal government's share of the amount so retained so the IV-A agency may reimburse the federal government to the extent of its participation in the financing of the assistance payments. From the federal government's share, the office of support enforcement shall deduct and pay the incentive payment, if any, prescribed in WAC 388-14-370. If past assistance payments are greater than the total support obligation owed, the maximum amount the state may retain as reimbursement for such assistance payments is the amount of such obligation, unless amounts are collected which represent the required support obligation for periods prior to the first month in which the family received assistance under the state's Title IV-A plan, in which case such amounts shall be retained by the state to reimburse the difference between such support obligation and such assistance payments.

~~((d))~~ (e) If the amount collected is in excess of the amounts required to be distributed under ~~((subdivisions (2)))(a)~~, ~~((2))~~ (b) ~~((and (2)))~~, (c), and (d) of this subsection such excess shall be paid to the family. This payment shall be made in the month following the month in which the amount of the collection was used to redetermine eligibility for an assistance payment under the state's Title IV-A plan.

(3) If an amount collected as child support represents payment on the required support obligation for future months, the amount shall be applied to such future months. However, no such amounts shall be applied to future months unless amounts have been collected which fully satisfy the support obligation assigned under WAC 388-24-108 and 388-14-200 for the current month and all past months.

(4) Any amount paid under ~~((subdivisions (2)(b) and (2)(d)))~~ subsection (2) (a), (c), or (e) of this section shall be identified as not being an assistance payment.

(5) Whenever the office of support enforcement is making collections on delinquent support assigned to the department pursuant to WAC 388-24-108 and 388-14-200, the office of support enforcement may pay to the family pursuant to WAC 388-14-250 from said collections an amount equal to the monthly amount owed for current support as established by either the superior court order for support or the administrative order or final determination entered pursuant to chapter 388-11 WAC:

(a) Payments to the family pursuant to this subsection may be made only during the four months following the last month in which aid was paid and thereafter for months subsequent to the submission and acceptance of a nonassistance support enforcement application pursuant to WAC 388-14-300 through 388-14-315;

(b) Payments may not be made for months in which no collections have been made on the delinquent support assigned and payments may not be made for a person from collections on the delinquent support assigned by a different person;

(c) Payments may only be made to a person if the person is owed an unpaid current support obligation for the month in which the payment is made;

(d) The department has, upon making any such payment, an additional assignment by operation of law of the unpaid current support obligation owed to the person for whom the payment is made for the month in which the payment is made. The office of support enforcement shall take action to collect this assigned unpaid obligation to reimburse the department and/or the federal government for the payment made.

AMENDATORY SECTION (Amending Order 2123, filed 7/18/84)

WAC 388-14-302 NONASSISTANCE SUPPORT ENFORCEMENT—PERSONS ELIGIBLE.

(1) Any resident of the state of Washington who is a physical and legal custodian or guardian of a person who is a resident of the state of Washington and who is not a recipient of public assistance for whom a support obligation is owed and who is not receiving adequate support (as defined by WAC 388-14-100) from persons owing a duty to pay support may apply for nonassistance support enforcement services to establish or enforce or collect an obligation for support including accrued arrears: PROVIDED, That the office of support enforcement may also act to establish paternity where it is a necessary part of establishing support obligations for nonassistance clients. When the person(s) owing the duty to pay support is deceased or is eligible for or receiving social security benefits, public assistance moneys, supplemental security income, or is participating in any other governmental, private charity or other rehabilitation program providing benefits at less than the standards in WAC 388-29-100, the application cannot be accepted.

(2) Any person who has been provided support enforcement services as a result of an approved application for public assistance may also apply for nonassistance support enforcement services effective with the date of termination of public assistance. An application made prior to termination shall not be effective until the first of the month following termination from assistance. Support enforcement services may be continued by the office of support enforcement for a period of time not to exceed four months following last month in which public assistance was paid as a continuation of actions maintained as a result of an assignment pursuant to WAC 388-24-108 and 388-14-200. ~~((During such four month period,))~~ If support enforcement services on behalf of a public assistance recipient have resulted in the collection of support payments, the office of support enforcement

shall continue, if appropriate, to provide support enforcement services during this four-month period, and thereafter, if authorized to do so by the former recipient. All support moneys collected, during the four-month period, except those collected to satisfy arrears assigned to the department under sections 17 and 22, chapter 171, Laws of 1979 ex. sess. RCW 74.20.330, 42 U.S.C. 602 (a)(26)(A), RCW 74.20A.250 and/or 74.20A.030 shall be remitted to the children's custodian.

WSR 85-01-005
EMERGENCY RULES
DEPARTMENT OF FISHERIES
 [Order 84-212—Filed December 6, 1984]

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 opening in Area 13A provides opportunity for harvest of non-Indian allocation of late timed chum. All other marine and freshwater areas are 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 December 6, 1984.

By Russell W. Cahill
for William R. Wilkerson
Director

NEW SECTION

WAC 220-47-929 PUGET SOUND ALL-CITIZEN COMMERCIAL SALMON FISHERY. *Notwithstanding the provisions of Chapter 220-47 WAC, effective December 8, 1984, until further notice, it is unlawful to take, fish for, or possess salmon for commercial purposes taken from the following Puget Sound Salmon Management and Catch Reporting Areas except in accordance with the following restrictions:*

**Area 13A (excluding the following portions: (1) Burley Lagoon north of State Route 302; (2) waters within a 100-yard radius from the outer oyster stakes off Minter Creek and all of Minter Creek Bay; and (3) waters westerly of a line drawn true north from Thompson Spit at the mouth of*

Glen Cove and all of Glen Cove) – Closed except gill nets using 6-inch minimum mesh may fish from 3:00 PM to 9:00 AM nightly, Monday through Thursday nights, December 10 through the morning of December 14, and purse seines using the 5-inch strip may fish from 5:00 AM to 8:00 PM daily Monday through Thursday, December 10 through December 13.

**Areas 4B, 5, 6, 6A, 6B, 6C, 6D, 7, 7A, 7B, 7C, 7D, 8, 8A, 9, 9A, 10, 10A, 10C, 10D, 10E, 10F, 10G, 11, 11A, 12, 12A, 12B, 12C, 12D, 13, 13C, 13D, 13E, 13F, 13G, 13H, 13I, 13J, and 13K and all freshwater areas – closed.*

REPEALER

The following section of the Washington Administrative Code is repealed effective December 8, 1984.

WAC 220-47-928 PUGET SOUND COMMERCIAL FISHERY RESTRICTIONS (84-208)

WSR 85-01-006
NOTICE OF PUBLIC MEETINGS
FRUIT COMMISSION
 [Memorandum—December 5, 1984]

The Washington State Fruit Commission will hold their annual, regular meeting on Wednesday, May 8, 1985, in Yakima, Washington. This meeting will begin between 9:00 and 10:00 a.m. and last until approximately 4:00 p.m.

WSR 85-01-007
ADOPTED RULES
HOSPITAL COMMISSION

[Order 84-07, Resolution No. 84-07—Filed December 7, 1984]

Be it resolved by the Washington State Hospital Commission, acting at the Vance Airport Inn, Seattle, Washington, that it does adopt the annexed rules relating to this order adds new chapter 261-14 WAC to Title 261 WAC: Washington State Hospital Commission, regarding rules for hospital charity care.

This action is taken pursuant to Notice No. WSR 84-21-128 filed with the code reviser on October 24, 1984. 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 70.39 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 December 5, 1984.
By Maurice A. Click
Executive Director

CHAPTER 261-14

RULES FOR HOSPITAL CHARITY CARE

- 261-14-010 Purpose.
- 261-14-020 Definitions.
- 261-14-030 Standards for acceptability of hospital policies for charity care and residual bad debts.
- 261-14-040 Reporting requirements.
- 261-14-050 Charity care measurement

NEW SECTION

WAC 261-14-010 PURPOSE. This chapter is adopted by the Washington State Hospital Commission pursuant to RCW 70.39 as amended by laws of 1984, Chapter 288, Sections 14, 15, and 18. These sections relate to hospital policies for charity care and bad debt, including admissions practices, and the compilation and measurement of the level of charity care services provided by each hospital. The purpose of such policies and measurements is:

- (1) To assure that no hospital or its medical staff either adopts or maintains practices or policies which result in a significant reduction in the proportion of patients who have no third-party coverage and who are unable to pay for all or part of hospital services.
- (2) To assure that uniform procedures and criteria for identifying care to be classified as charity care are observed by all hospitals.

NEW SECTION

WAC 261-14-020 DEFINITIONS. As used in this chapter, unless the context requires otherwise,

- (1) "Commission" means the Washington State Hospital Commission created by Chapter 70.39 RCW;
- (2) "Hospital" means any health care institution which is required to qualify for a license under RCW 70.41.020(2); or as a psychiatric hospital under Chapter 71.12 RCW, but shall not include beds utilized by a comprehensive cancer center for cancer research, or any health care institution conducted for those who rely primarily upon treatment by prayer or spiritual means in accordance with the creed or tenets of any church or denomination;
- (3) "Manual" means the Washington State Hospital Commission's Accounting and Reporting Manual for Hospitals, adopted under WAC 261-20-030.
- (4) "Indigent Persons" shall mean those patients who have exhausted any third-party sources, including Medicare and Medicaid, and whose gross income is below 200% of the Federal poverty standards, adjusted for family size.
- (5) "Charity Care" means necessary hospital health care rendered to indigent persons, as defined in WAC 261-14-020(4).
- (6) "Bad Debts" shall mean uncollectible amounts, excluding contractual adjustments, arising from failure

to pay by patients whose care has not been classified as charity care.

(7) "Region" means one of the health service areas established pursuant to RCW 70.38.085, except that King County shall be considered as a separate region.

(8) "Regional Average" shall be the arithmetic mean.

NEW SECTION

WAC 261-14-030 STANDARDS FOR ACCEPTABILITY OF HOSPITAL POLICIES FOR CHARITY CARE AND BAD DEBTS. (1) Each hospital shall develop a charity care policy for indigent persons which considers the guidelines and criteria for determining charity care found in Appendix G of the Manual, "HFMA Principles and Practices Board Statement 2 Defining Charity Service as Contrasted to Bad Debts".

(2) Each hospital shall develop policies and procedures, including reasonable and uniform standards for collection of the unpaid portions of hospital charges that are the patient's responsibility by March 31, 1985. These standards are to be part of each hospital's system of accounts receivable management manuals, which support hospital collection policies. Manuals should cover procedures for preadmission, admission, discharge, outpatient registration and discharge, billing, and credit and collections. Manuals shall be available for inspection by the Commission.

NEW SECTION

WAC 261-14-040 REPORTING REQUIREMENTS. (1) Each hospital shall submit a copy of its charity care policy by March 31, 1985. All modifications to such policies shall be submitted to the Commission within thirty days after adoption.

(2) Each hospital shall submit a copy of its policies on reasonable and uniform standards for procedures to collect the unpaid portions of hospital charges that are the patient's responsibility. All modifications to such policies shall be submitted to the Hospital Commission within thirty days after adoption.

(3) Each hospital shall compile data on charity care provided, as defined by this chapter, beginning April 1, 1985. Data shall be transmitted to the Commission by August 15, 1985, covering the period of April 1, 1985 through June 30, 1985. Thereafter, quarterly data transmissions, due 45 days following each quarter, shall be sent to the Commission. Report formats will be prescribed by the Commission.

NEW SECTION

WAC 261-14-050 CHARITY CARE MEASUREMENT. A hospital Certificate of Need application shall be evaluated by comparing the level of charity care provided by that hospital to the regional average. The formula to measure charity care is:

Charity Care/(Total Rate Setting Revenue - (Medicare + Medicaid Revenues)) * 100

WSR 85-01-008**ADOPTED RULES****HOSPITAL COMMISSION**

[Order 84-08, Resolution No. 84-08—Filed December 7, 1984]

Be it resolved by the Washington State Hospital Commission, acting at the Vance Airport Inn, Seattle, Washington, that it does adopt the annexed rules relating to this order amends the text of the commission's *Accounting and Reporting Manual for Hospitals*, second edition, filed with the code reviser on June 8, 1984, as Order No. 84-01, but not published as part of the Washington Administrative Code. The specific portions of the manual amended by this action are as follows:

(1) Addition of Appendix G, *HFMA Principles and Practices Board Statement 2* defining charity service as contrasted to bad debt.

(2) Revising the appendices table of contents to add Appendix G.

This action is taken pursuant to Notice No. WSR 84-21-127 filed with the code reviser on October 24, 1984. 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 70.39 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 December 5, 1984.

By Maurice A. Click
Executive Director

Reviser's note: The text of the adopted amendments to the Washington State Hospital Commission's *Accounting and Reporting Manual*, second edition, has been omitted from publication in the Register under the authority of RCW 34.04.050(3) as being unduly cumbersome to publish. Copies of the adopted Washington State Hospital Commission's *Accounting and Reporting Manual*, second edition, can be obtained by writing to the Washington State Hospital Commission, Mailstop FJ-21, Olympia, WA 98504.

WSR 85-01-009**EMERGENCY RULES****DEPARTMENT OF FISHERIES**

[Order 84-213—Filed December 7, 1984]

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 7 and 7A

provide protection for Canadian origin chum. Restrictions in Areas 10C and 10D and the Cedar River provide protection for local sockeye stocks. Restrictions in the Samish River protect natural Samish origin chum. Restrictions in the Skagit River provide protection for Skagit River origin chum and coho. Restrictions in the Stillaguamish River and Snohomish River protect natural Stillaguamish and Snohomish chum. Restrictions in Areas 13E, 13I, 13J and 13K are required to protect south sound normal chum stocks. Restrictions in Areas 8, 12A and 12D, Minter Creek and the lower Skagit River no longer required.

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 December 7, 1984.

By Russell W. Cahill
for William R. Wilkerson
Director

NEW SECTION

WAC 220-28-438 PUGET SOUND COMMERCIAL FISHERY RESTRICTIONS. *Effective December 9, 1984, it is unlawful for treaty Indian fishermen to take, fish for, or possess salmon for commercial purposes taken from the following Puget Sound Salmon Management and Catch Reporting Areas except in accordance with the following restrictions:*

**Areas 7 and 7A - Effective through December 22, closed to all commercial fishing.*

**Skagit River upstream of Mt. Vernon - Closed to all commercial net gear except dip bag nets and beach seines, and all chinook greater than 24 inches, all coho greater than 20 inches in length and all chum must be released, when open.*

Snohomish River and Stillaguamish River - Closed to all commercial fishing.

**Areas 13E, 13I, 13J, and 13K - Effective through December 31, closed to all commercial fishing.*

Area 10C - Effective through December 31, closed to all commercial fishing.

Area 10D - Effective through December 31, (1) All gear other than gill net gear must release all sockeye when open. (2) 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.

**Samish River - Effective through December 22, closed to all commercial fishing.*

**Cedar River – Effective through December 31, closed to all commercial fishing.*

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.

REPEALER

The following section of the Washington Administrative Code is repealed effective December 9, 1984.

WAC 220-28-437 PUGET SOUND COMMERCIAL FISHERY RESTRICTIONS (84-209)

**WSR 85-01-010
ADOPTED RULES
DEPARTMENT OF FISHERIES
[Order 84-214—Filed December 7, 1984]**

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.

This action is taken pursuant to Notice No. WSR 84-21-134 filed with the code reviser on October 24, 1984. 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 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 December 7, 1984.

By Russell W. Cahill
for William R. Wilkerson
Director

AMENDATORY SECTION (Amending Order 83-200, filed 11/30/83, effective 1/1/84)

WAC 220-12-020 SHELLFISH—CLASSIFICATION. The following species are classified as shellfish under RCW 75.08.080 and are subject to the provisions of this title:

Abalone	
Red abalone	Haliotis refescens
Kamschatka	Haliotis kamschatkana
Clams	
Bent nose clam	Macoma secta
Butter clam	Saxidomus giganteus
Common cockle	Clinocardium nuttalli
Geoduck	Panope generosa
Horse clam	Schizothaerus nuttalli,
	Schizothaerus capax
Mud or soft shell clam	Mya arenaria
Manila clam	Venerupis japonica
Piddock	Zirfaea pilsbryi
Razor clam	Siliqua patula
Rock or native little neck clam	Protothaca staminea
Mussel	
Blue mussel	Mytilis edulis

California mussel	Mytilis californianus
Crab	
Dungeness or Pacific	Cancer magister
Red Crab	Cancer productus
Tanner Crab	Chionoecetes tanneri
Crawfish	
Crawfish	Astacus leniusculus
Crawfish	Astacus trowbridgii
Crawfish	Astacus klamathensis
Octopus	Octopus hongkongensis
Squid	
Pacific Coast squid	Loligo opalescens
Squid	Onychoteuthis borealijaponica
Squid	Ommastrephes bartramai
All other squid	(Decapoda)
Oysters	
Eastern oyster	Crassostrea virginica
Olympia or native oyster	Ostrea lurida
Pacific oyster	Crassostrea gigas
Kumamoto oyster	Crassostrea gigas kumamoto
European oyster	Ostrea edulis
All other oysters	(Ostreidae)
Scallops	
Pacific pink scallop	Chlamys hastata hericia
Sea scallop	Pecten caurinus
Rock scallop	Hinnites multirugosus
Hinds' scallop	Chlamys hindsii
Shrimp	
Dock shrimp	Pandalus danae
Coonstripe shrimp	Pandalus goniurus
Coonstripe shrimp	Pandalus hypsinotus
Ocean Pink shrimp	Pandalus jordani
Pink shrimp	Pandalus borealis
Sidestripe shrimp	Pandalopsis dispar
Spot shrimp	Pandalus platyceros
(Pacific Coast squid	Loligo opalescens))
Sea cucumber	Stichopus californicus
	Cucumaria miniata
Sea urchin	
Green urchin	Strongylocentrotus droebachiensis
Red urchin	Strongylocentrotus franciscanus
Purple urchin	Strongylocentrotus purpuratus

AMENDATORY SECTION (Amending Order 84-24, filed 3/27/84)

WAC 220-52-040 CRAB FISHERY—LAWFUL AND UNLAWFUL. (1) It is unlawful for any vessel geared or equipped with commercial net fishing gear to have aboard any quantity of crab while fishing with said gear or having commercially caught food fish or other species of shellfish aboard.

(2) Unless otherwise provided, it is unlawful to set, maintain, or operate any baited or unbaited shellfish pots or ring nets for taking crabs, for commercial purposes, in any area at any time when it is unlawful to take or fish for crabs for commercial purposes therein.

(3) It is unlawful to have in the water any baited or unbaited shellfish pots or ring nets for taking crabs for commercial purposes, in any area at any time when it is unlawful to take or fish for crabs for commercial purposes therein: PROVIDED, That following the close of a commercial crab season, permission may be granted by the director on a case-by-case basis for fishermen to recover shellfish pots that have become irretrievable due to extreme weather conditions. Fishermen must apply to fisheries patrol for such permission within twenty-four hours prior to the close of season.

(4) It is unlawful for any person to take, or possess for commercial purposes female Dungeness crabs, or male Dungeness crabs measuring less than 6-1/4 inches, cali-

per measurement, across the back immediately in front of the tips.

(5) It is unlawful for any person to take or fish for crabs for commercial purposes in the Puget Sound licensing district with more than 100 shellfish pots or ring nets in the aggregate, and it shall be unlawful for any group of persons using the same vessel to take or fish for crabs for commercial purposes in Puget Sound with more than 100 shellfish pots or ring nets in the aggregate, provided it shall be unlawful for any person, or group of persons using the same vessel, to take or fish for crabs for commercial purposes with more than 20 shellfish pots or ring nets in the aggregate within the waters of Dungeness Bay lying west of a line projected from the new Dungeness Light southward to the outermost end of the abandoned dock at the Three Crabs restaurant on the southern shore of Dungeness Bay.

(6) It is unlawful for any fisherman or wholesale dealer or buyer to land or purchase Dungeness crab taken from Grays Harbor, Willapa Bay, Columbia River, Washington coastal or adjacent waters of the Pacific Ocean during the first thirty days following the opening of a coastal crab season from any vessel which has not been issued a Washington crab vessel inspection certificate. The certificate will be issued to vessels made available for inspection in a Washington coastal port and properly licensed for commercial crab fishing if no Dungeness crabs are aboard. Inspections will be performed by authorized department of fisheries personnel not earlier than twelve hours prior to the opening of the coastal crab season and during the following thirty-day period.

(7) It is unlawful for any licensed fisherman to fish for or possess Dungeness crab taken for commercial purposes with shellfish pot gear from Puget Sound waters unless the fisherman has on his person a current Puget Sound crab pot/buoy brand certificate. The certificate shall contain space for: Vessel name; name of vessel operator(s); buoy brand(s) to be used; number of pots to be fished; Puget Sound endorsement number. The certificate may be obtained at a time and place specified by the director prior to the season opening upon inspection of all pots and buoys to be fished. It is unlawful for a fisherman to have aboard the fishing vessel or in the water more pots than the number shown on the certificate or to have buoys aboard the vessel with numbers other than those shown on the certificate. Upon inspection of gear, the certificate may be amended during the fishing season.

(8) It is unlawful for any person to take or possess for commercial purposes red rock crabs in the Puget Sound licensing district without having first obtained a license and permit to fish for red rock crabs for commercial purposes authorized by the director of the department of fisheries. The permit must accompany the fisherman at all times while fishing for red rock crabs for commercial purposes and must be made available for inspection by any authorized representative of the department of fisheries.

(9) It is unlawful to take or possess tanner crab taken for commercial purposes from Marine Fish-Shellfish Management and Catch Reporting Areas 58B, 59, or

60A without having in possession a permit issued by the director authorizing fishing activity for tanner crab.

AMENDATORY SECTION (Amending Order 84-24, filed 3/27/84)

WAC 220-52-046 CRAB FISHERY—SEASONS AND AREAS. ~~((+))~~ It is unlawful to take, fish for, land or possess Dungeness crabs for commercial purposes except during the lawful open seasons and areas as follows:

~~((a))~~ (1) All Puget Sound Marine Fish-Shellfish Areas except 27A, 27B, and 27C, open October 1 through April 15, provided that it shall be unlawful to set any crab gear prior to 9:00 a.m. on the opening day of the season.

~~((b))~~ (2) Coastal, Pacific Ocean, Grays Harbor, Willapa Harbor and Columbia River waters – open December 1 through September 15 except that it shall be lawful to set baited crab gear beginning at 8:00 a.m. November 27.

~~((2) It is unlawful for any person to take or possess for commercial purposes red rock crabs in the Puget Sound licensing district without having first obtained a license and permit to fish for red rock crabs for commercial purposes authorized by the director of the department of fisheries. The permit must accompany the fisherman at all times while fishing for red rock crabs for commercial purposes and must be made available for inspection by any authorized representative of the department of fisheries.))~~

AMENDATORY SECTION (Amending Order 83-04, filed 1/27/83)

WAC 220-52-073 SEA URCHINS. (1) It shall be unlawful to take, fish for or possess sea urchins for commercial purposes except using dip bag net gear.

(2) It shall be unlawful to take, fish for or possess sea urchins for commercial purposes except by divers using hand-operated equipment that does not penetrate the shell.

(3) It shall be unlawful to take sea urchins for commercial purposes in waters shallower than 10 feet below mean lower low water.

(4) It shall be unlawful to take, fish for or possess for commercial purposes, purple urchins at any time.

(5) It shall be unlawful to take~~(, fish for)~~ or possess red sea urchins ~~((except between the minimum and maximum sizes;))~~ taken for commercial purposes greater than 4.50 inches or less than 3.0 inches in diameter measured ((caliper measure)) at the largest diameter of the shell, exclusive of the spines(, as follows:

(a) In Coastal Marine Fish-Shellfish Areas 58 and 59 and Puget Sound Marine Fish-Shellfish Areas 23C and 29, minimum 3.75 inches – maximum 5.5 inches:

(b) All other areas, minimum 4.5 inches – maximum 5.5 inches)).

(6) It shall be unlawful to take~~(, fish for)~~ or possess sea urchins for commercial purposes ~~((at any time in the))~~ from all Puget Sound waters except it is lawful to take red sea urchins:

(a) From waters of Marine Fish-Shellfish Manage-

ment and Catch Reporting Areas 20B and 22A outside of the following closed areas:

~~((f)) (i)~~ San Juan Channel and Upright Channel within the following lines: North of a line from Cattle Point on San Juan Island to Davis Point on Lopez Island; south of a line projected from Flat Point true west to Shaw Island; west of a line from Neck Point on Shaw Island to Steep Point on Orcas Island and south of a line from Steep Point to Limestone Point on San Juan Island.

~~((b) Within one-quarter mile north and)) (ii)~~ Haro Strait north of a line projected east-west one-half mile south of Eagle Point on San Juan Island and south of a line projected east-west one-quarter mile north of Lime Kiln Light on San Juan Island.

~~((c)) (iii)~~ Within one-quarter mile in any direction of Green Point on the East end of Spieden Island.

~~((d)) (iv)~~ Within one-quarter mile of Gull Reef located between Johns Island and Spieden Island.

~~((e) Within one-half mile of Portage Head in Marine Fish-Shellfish Area 59.~~

~~(f)) (b)~~ From those waters of Marine Fish-Shellfish Management and Catch Reporting Area 23C west of a line projected true north of the Hoko River and all waters of Area 29 except those waters within one-quarter mile of Tatoosh Island.

~~((g) Within one-quarter mile in any direction of Lime Kiln Light on the west shore of San Juan Island.~~

~~(h) The area that lies southerly of a line projected true west from a point one-fourth mile north of Pile Point on the west shore of San Juan Island and northerly of a line projected true west from the boundary marker located approximately one-half mile southerly of the east headland of False Bay on San Juan Island.~~

~~(i) Within one-quarter mile in any direction of the boundary marker located on the west shore of San Juan Island at a latitude of 48° 29.8' north and longitude of 123° 07.6' west. (Located approximately 1.5 miles south of Lime Kiln Light, locally known as Edwards Reef.))~~

(7) It shall be unlawful to take, fish for or possess sea urchins for commercial purposes without having a number, which has been assigned by the department of fisheries, placed in a visible location on each side of each vessel and on the top in a manner to be clearly visible from the side or from the air. The letters and numbers shall be black on white and shall be not less than 18 inches high and of proportionate width.

(8) It shall be unlawful to harvest sea urchins for commercial purposes from one-half hour after sunset to one-half hour before sunrise.

(9) No processing of sea urchins is permitted aboard the harvest vessel.

(10) It shall be unlawful to take, fish for, or possess sea urchins for commercial purposes except for use as human food unless a written permit is obtained from the director of fisheries.

AMENDATORY SECTION (Amending Order 83-04, filed 1/27/83)

WAC 220-52-074 SEA URCHIN—AREAS AND SEASONS. It shall be unlawful to take, fish for or possess sea urchins for commercial purposes except during

the following times and in the following areas:

(1) ~~((September 1 through September 30:~~

~~That portion of Puget Sound Marine Fish-Shellfish Area 20B east of a line projected true north from the point of land on Stuart Island that lies at the most northerly end of Johns Pass, easterly of a line projected from the most southerly point of Stuart Island to the most westerly end of Spieden Island; and west of a line projected true north from Green Point on the eastern end of Spieden Island to the International Boundary except for those portions closed in WAC 220-52-073(6).~~

~~(2)) October 1 ((of even-numbered years)), 1984, through April 30 ((of the following year)), 1985:~~

~~That portion of Puget Sound Marine Fish-Shellfish Area 23C lying west of a line projected true north ((and south from the navigation bell buoy number one in central Clallam Bay and)) of the Hoko River, Marine Fish-Shellfish Area 29, except for those portions closed in WAC 220-52-073(6):~~

~~(3) October 1 of odd-numbered years through April 30 of the following year:~~

~~That portion of Puget Sound Marine Fish-Shellfish Area 23C lying east of a line projected true north and south from the navigation bell buoy number one in central Clallam Bay;) and Puget Sound Marine Fish-Shellfish Areas 20B and 22A, except for those portions closed in WAC 220-52-073(6).~~

~~((4)) (2) Coastal Marine Fish-Shellfish Areas 58 and 59, except those portions closed in WAC 220-52-073, open the entire year.~~

AMENDATORY SECTION (Amending Order 84-24, filed 3/27/84)

WAC 220-69-250 REQUIRED INFORMATION ON NONTREATY FISH RECEIVING TICKETS.

(1) Entries (a) through (m) and entry (p) of subsection (1) of WAC 220-69-230 shall be required on each completed nontreaty fish receiving ticket.

(2) A valid license card or duplicate license card issued by the department of fisheries shall be used in conjunction with an approved mechanical imprinter in lieu of entries (a) through (e) of subsection (1) of WAC 220-69-230 except as provided in WAC 220-69-273.

(3) A valid dealer or buyer card issued by the department of fisheries shall be used in conjunction with an approved mechanical imprinter in lieu of entries (h) and (i) of subsection (1) of WAC 220-69-230 except as provided in WAC 220-69-273.

(4) During the period December 1 through December 30, the crab inspection certificate number is a required entry on all Shellfish Receiving Tickets documenting landings and sale of Dungeness crab from Pacific Ocean, Coastal Washington, Grays Harbor, Willapa Harbor, and Columbia River waters. The crab inspection certificate number must be entered legibly on the left hand side of the ticket in the space indicated for dealer's use.

(5) The Puget Sound crab pot/buoy brand certification number is a required entry on all shellfish receiving tickets documenting landings and sale of Dungeness crab taken with shellfish pot gear from Puget Sound waters. The Puget Sound crab pot/buoy brand certification number must be entered legibly on the left hand side of

the ticket in the space indicated for dealer's use.

WSR 85-01-011
NOTICE OF PUBLIC MEETINGS
SEATTLE COMMUNITY
COLLEGE DISTRICT

[Memorandum—December 7, 1984]

This is the 1985 meeting schedule for the Seattle Community College District VI board of trustees:

January 7	6:30 p.m.	Seattle Central Community College
February 4	6:30 p.m.	North Seattle Community College
March 4	6:30 p.m.	South Seattle Community College
April 1	6:30 p.m.	Seattle Central Community College
May 6	6:30 p.m.	North Seattle Community College
June 3	6:30 p.m.	South Seattle Community College
July–August 5	6:30 p.m.	Seattle Central Community College
September 9*	6:30 p.m.	North Seattle Community College
October 7	6:30 p.m.	South Seattle Community College
November 4	6:30 p.m.	Seattle Central Community College
December 2	6:30 p.m.	North Seattle Community College

*Schedule changed due to holidays.

WSR 85-01-012
PROPOSED RULES
DEPARTMENT OF FISHERIES

[Filed December 10, 1984]

Notice is hereby given in accordance with the provisions of RCW 34.04.025, that the Washington State Department of Fisheries intends to adopt, amend, or repeal rules concerning program to purchase fishing vessels and licenses.

The formal decision regarding adoption, amendment, or repeal of the rules will take place on December 10, 1984.

The authority under which these rules are proposed is RCW 75.08.080.

The specific statute these rules are intended to implement is RCW 75.44.110.

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency before December 10, 1984.

This notice is connected to and continues the matter in Notice No. WSR 84-21-136 filed with the code reviser's office on October 24, 1984.

Dated: December 10, 1984

By: Russell W. Cahill
 for William R. Wilkerson
 Director

WSR 85-01-013
ADOPTED RULES
DEPARTMENT OF FISHERIES

[Order 84-215—Filed December 10, 1984]

I, William R. Wilkerson, director of the Department of Fisheries, do promulgate and adopt at Olympia, Washington, the annexed rules relating to program to purchase fishing vessels and licenses.

This action is taken pursuant to Notice No. WSR 84-21-136 filed with the code reviser on October 24, 1984. 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 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 December 10, 1984.

By Russell W. Cahill
 for William R. Wilkerson
 Director

AMENDATORY SECTION (Amending Order 82-141, filed 9/21/82)

WAC 220-95-016 RANKING OF APPLICATIONS. (1) The department shall separate applicants into one of the following license categories:

- (a) Troll and vessel delivery permit;
- (b) Purse seine;
- (c) Puget Sound gill net;
- (d) Willapa and Grays Harbor gill net;
- (e) Charter;
- (f) Reef net.

(2) The department shall establish priority rankings within each category. The department shall use license and catch records maintained by the department and may, for charters, use other license and catch records as the director finds appropriate to establish the rankings. Within a category, the department shall rank applicants beginning with applicants who have held a license the greatest cumulative number of years. For applicants other than charters with the same number of years, the department shall rank applicants beginning with the largest average poundage catch within the state for the years 1973-1977. For charters with the same number of years, the department shall rank applicants beginning with the highest average income generated by the license for sale in ~~((1978, 1979, and 1980))~~ 1981, 1982, and 1983. The department shall accept only federal income tax records to document income.

(3) A marginal fisherman is a fisherman having an average catch for 1973-1977 ranked in the bottom five percent of all catches in that respective license category or a charter boat owner who cannot document at least four thousand dollars of income derived in Washington state from charter fishing generated by the license for sale in ~~((1978, 1979, or 1980))~~ 1981, 1982, or 1983. The department shall accept only federal income tax records to document required income.

AMENDATORY SECTION (Amending Order 84-11, filed 2/21/84)

WAC 220-95-021 PROGRAM OPTIONS. (1) The department may purchase either an applicant's license(s) or an applicant's license(s) and a restriction on

the vessel prohibiting the vessel's use as a commercial or charter salmon fishing vessel or salmon delivery vessel.

(2) The department may purchase license(s) or vessel restriction if the applicant's vessel is currently licensed to fish for or deliver salmon within the state and the applicant is qualified pursuant to RCW 75.44.110.

(3) Each vessel use restriction shall be purchased for thirty percent of the fair market value of the vessel not to exceed a total of \$45,000, being thirty percent of \$150,000 limit set by director under RCW 75.44.120. Purchase offers will be made in order of priority ranking established for each category of applicants pursuant to WAC 220-95-016.

(4) The department shall not purchase vessel use restrictions from marginal applicants as defined in WAC 220-95-016.

(5) License and vessel values shall be established as provided in WAC 220-95-026. After the value of the vessel has been established and the applicant has provided paid receipts for the first two surveys, the department may communicate a purchase offer to the applicant. If the applicant accepts the offer, the applicant shall sign and return the offer within ten calendar days of the date of the offer.

(6) The department may not purchase more than one vessel restriction or license from an applicant until all applicants have had an opportunity to sell.

(7) A person who previously sold either a vessel or license to the program may sell only other licenses and restrictions on other vessels owned at the time the person first sold to the program.

WSR 85-01-014

EMERGENCY RULES

DEPARTMENT OF FISHERIES

[Order 84-216—Filed December 10, 1984]

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 spawning escapement needs of late run coho salmon have not been met.

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 December 10, 1984.

By Russell W. Cahill
for William R. Wilkerson
Director

NEW SECTION

WAC 220-36-02500M CLOSED AREAS - GRAYS HARBOR AND TRIBUTARIES. *Notwithstanding the provisions of WAC 220-36-025, effective immediately until further notice:*

(1) *It is unlawful for any fisherman, including treaty Indian fishermen, to fish for or possess salmon taken for commercial purposes from Grays Harbor Salmon Management and Catch Reporting Areas 2A, 2B, or 2D, or from the waters of the Chehalis River downstream from the Porter Bridge.*

(2) *It is unlawful for any fisherman, including treaty Indian fishermen, to fish for or possess foodfish taken for any purpose from the waters of the Chehalis River upstream from the Porter Bridge.*

WSR 85-01-015

ADOPTED RULES

STATE BOARD OF EDUCATION

[Order 16-84—Filed December 10, 1984]

Be it resolved by the State Board of Education, acting at the Seattle Hilton, Seattle, Washington, that it does adopt the annexed rules relating to general certification provisions, chapter 180-75 WAC.

This action is taken pursuant to Notice No. WSR 84-21-139 filed with the code reviser on October 24, 1984. 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 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 November 30, 1984.

By Monica Schmidt
Secretary

AMENDATORY SECTION (Amending Order 8-80, filed 6/2/80)

WAC 180-75-065 FEE FOR CERTIFICATION. (1) In accordance with provisions of RCW 28A.70.110 and 28A.71.100, the fee for ~~((any))~~ certificates which ~~((is))~~ are valid for more than one year, ~~((or for renewal or reinstatement of such certificate, or for an additional endorsement to such certificate,))~~ issued by authority of the state of Washington and authorizing the holder to serve in the common schools of the state, shall be ~~((fifteen dollars))~~ as follows:

(a) The initial certificate, valid for four years is twen-

ty dollars;

(b) A renewal, reinstatement, or additional endorsement on the initial certificate, valid for three years, is fifteen dollars;

(c) The provisional certificate, valid for three years is fifteen dollars;

(d) A renewal or reinstatement of the provisional certificate, valid for three years, is fifteen dollars;

(e) A substitute certificate, valid for three years, is fifteen dollars;

(f) The continuing certificate is seventy dollars;

(g) The reinstatement or additional endorsement on the continuing certificate is fifteen dollars; and

(h) Emergency and consultant special certificates, valid for one year, are five dollars;

(i) PROVIDED, That the fee for all vocational certificates shall be one dollar.

(2) The fee for any other certificate/credential, or for any renewal thereof, issued by the authority of the state of Washington and authorizing the holder to serve in the common schools of the state, shall be one dollar.

(3) Officials authorized to collect certification fees are educational service district superintendents, local school district superintendents, deans and directors of education at colleges and universities, and designees of program units. The fee must accompany the application for a certificate and shall be transmitted by the receiving district, college or university, or program unit designee at least quarterly to the educational service district within which the application is filed for disposition in accordance with provisions of RCW 28A.70.110. The fee shall not be refunded unless the application is withdrawn before it is finally considered by the superintendent of public instruction or his or her designee. Moneys accrued from certification fees within the boundaries of an educational service district shall be divided in the following manner:

(a) Local school districts employing more than one hundred teachers and other professional staff and collecting certification fees may retain one dollar of each fee in order to hold a professional training institute. If such district does not hold an institute all such moneys shall be placed to the credit of the educational service district.

(b) No less than fifty percent of the funds accruing within the boundaries of an educational service district shall be used to support program activities related to state-wide precertification professional preparation and evaluation.

(c) The remaining funds shall be used to support professional inservice training programs and evaluations thereof.

WSR 85-01-016

ADOPTED RULES

STATE BOARD OF EDUCATION

[Order 17-84—Filed December 10, 1984]

Be it resolved by the State Board of Education, acting at the Seattle Hilton, Seattle, Washington, that it does

adopt the annexed rules relating to professional preparation certification requirements, chapter 180-79 WAC.

This action is taken pursuant to Notice No. WSR 84-21-141 filed with the code reviser on October 24, 1984. 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 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 November 30, 1984.

By Monica Schmidt
Secretary

NEW SECTION

WAC 180-79-013 NOTICE TO PROSPECTIVE CANDIDATES FOR CERTIFICATION. Notice is hereby given to prospective candidates for certification that the state board of education has adopted as public policy certain fundamental changes to its current rules and regulations for professional certification. The state board of education intends to modify its current rules prior to September 1, 1985, to reflect these new policies. Each Washington state college and university which has a training program of preparation for professional certification shall provide each student within such program a copy of this section of chapter 180-79 WAC. The following public policy shall affect professional certification:

(1) Each person issued a continuing certificate—i.e., teacher, administrator, and education staff associate—shall be required as a condition to the validity of such certification to complete during a five-year period one hundred fifty clock hours of continuing education which shall be in the form of inservice and/or college or university credit. Each college or university quarter credit shall be the equivalent of ten clock hours and each semester credit shall be the equivalent of fifteen clock hours. This requirement shall be effective for continuing certificates issued on or after July 1, 1986.

(2) Each person receiving a continuing education certificate shall be restricted to professional practice only in areas in which an endorsement has been received. The current requirements for obtaining an endorsement and the areas of endorsement shall be modified. Exceptions to the restrictive practice shall be limited to emergency circumstances and unusual situations. This requirement shall be effective to continuing certificates issued on or after July 1, 1986.

NEW SECTION

WAC 180-79-014 WASHINGTON STATE PROFESSIONAL CERTIFICATION EXAMINATION—SPI DEVELOPMENT. The superintendent of public instruction is hereby directed to develop and

present to the state board of education, no later than January 1987, a prototype Washington state professional certification examination which, if adopted by the state board of education, shall be administered to future applicants for professional certification and the passage of which shall be a condition to receipt of an initial professional certification.

AMENDATORY SECTION (Amending Order 6-78, filed 5/26/78)

WAC 180-79-130 MINIMUM GENERIC STANDARDS—GENERAL. (1) Initial level certification. A candidate for an initial certificate as a teacher, administrator, or educational staff associate must demonstrate, while completing an approved preparation program, knowledge and skill in the following areas:

(a) Socio-cultural-economic differences and human relations. The candidate has knowledge of and appreciation for the history, contributions, and traditions of various ethnic, sex, age, socio-economic, cultural, and minority groups; recognizes dehumanizing biases; creates educational environments which contribute to the self-esteem of all persons and to positive human relationships; and facilitates understanding the beliefs, values and life styles of individuals from diverse groups and cultures.

(b) Communication and consultation. The candidate has the knowledge and skill necessary to develop and present organized oral, written, and visual materials which convey ideas and feelings to pupils, parents, colleagues, school directors and others as appropriate.

(c) Exceptionality. The candidate has knowledge about the needs and characteristics of exceptional students, including handicapped and gifted. Said knowledge regarding the gifted shall include characteristics of highly capable students and curriculum development and instruction for these students. Said knowledge regarding the handicapped shall include:

(i) Federal and state laws dealing with the education of the handicapped;

(ii) Responsibility of the regular classroom teacher who is working with handicapped students in regular classrooms;

(iii) Assessment of learning problems;

(iv) Behavioral modification techniques; and

(v) Collection and interpretation of educational data.

(d) School law. The candidate has knowledge about those federal, state, and local laws, regulations, and policies which directly affect his or her role(s) and rights and responsibilities in the K-12 educational setting.

(e) Professionalism. The candidate has knowledge about relevant professional organizations and practices in a manner consistent with the profession's code of ethics.

(f) Knowledge of K-12 educational setting. The candidate has general knowledge about the nature and foundation of the educational program and system, grades K-12.

(g) Parental involvement. The candidate has knowledge about:

(i) Techniques for involving parents in support of the learning processes that affect the parents own children;

(ii) Techniques for communicating with parents concerning the importance of such support; and

(iii) Methods that can be conveyed to parents they can use to strengthen greater achievement for the parents' own children:

(h) PROVIDED, That the 1984 amendments to this subsection shall become effective commencing with the beginning of the 1986-87 academic year at colleges at universities offering a professional preparation program and each such college or university shall submit to the superintendent of public instruction prior to such year documentation of compliance with this subsection, including the 1984 amendments.

(2) Continuing level certification. In addition to demonstrating in their professional roles those minimum generic standards required for initial certification, the candidate for continuing level certificate must demonstrate knowledge and skill in the following areas:

(a) Staff development and supervision. The candidate has the knowledge and skill to initiate, develop, and present instructional and informational programs for staff, board members, and parents and to supervise and evaluate personnel who report directly to him or her.

(b) Professional development and scholarship. The candidate has depth of knowledge and demonstrates a wider range of skills which enable him or her to be increasingly more effective in his or her subject matter field or specialization; participates in continuing education and professional development activities; contributes to the preparation of others who are entering the field; and recognizes his/her own limitations and strengths

(c) Research and evaluation. The candidate has the knowledge of research/evaluation techniques and skill to read and interpret research related to his or her field; to design and implement evaluation strategies; to use results of research and/or evaluation to improve programs.

(d) Referral agencies and resource personnel. The candidate has knowledge of personnel and agencies inside and outside the educational setting which may assist the teacher, pupils, and/or parents.

(e) Knowledge of alternate grade level. The candidate has knowledge about organizational patterns, special strategies, curriculum, materials, growth and development, and staff and student personnel management essential to a school building/unit at the alternate grade level from that for which his/her initial certificate may have been endorsed.

AMENDATORY SECTION (Amending Order 6-78, filed 5/26/78)

WAC 180-79-135 MINIMUM GENERIC STANDARDS—TEACHERS. Initial level certification. To qualify for initial certification the candidate must demonstrate knowledge and skill in the following areas in addition to those set forth in WAC 180-79-130(1).

(1) Instructional skill. The candidate has knowledge and skill to design and conduct instructional experiences. Specifically the candidate has:

(a) Sufficient knowledge and skill to assess a student's reading level and to assist that student in meeting content area reading requirements;

(b) Sufficient knowledge about the needs of students

requiring remedial instruction, assessment of learning problems, appropriate remedial methods and materials, and ways of adapting the regular curriculum for these students; and

(c) Knowledge about and an understanding of the potential instructional uses of the computer and other technological developments:

(d) PROVIDED, That the 1984 amendments to this subsection shall become effective commencing with the beginning of the 1986-87 academic year at colleges and universities offering a professional preparation program and each such college or university shall submit to the superintendent of public instruction prior to such year documentation of compliance with this subsection, including the 1984 amendments.

(2) Classroom management. The candidate has knowledge and skill necessary to organize the physical and human elements in the educational setting to foster maximum student learning.

(3) Subject matter. The candidate has breadth of knowledge of theory and content in general education and pedagogy and depth of knowledge in one or more subject matters or teaching specializations appropriate to the elementary and/or secondary levels.

(4) Pupil/student personnel. The candidate has knowledge of normal and exceptional growth and development; the unique needs, characteristics, and developmental tasks of pupils of differing ages; and normative characteristics of age groups and has the skill to use this knowledge in working with pupils individually and in groups and in designing learning experiences.

(5) Pupil discipline. The candidate has knowledge and skill necessary to manage the human dynamics of the classroom.

WSR 85-01-017
ADOPTED RULES
STATE BOARD OF EDUCATION
 [Order 18-84—Filed December 10, 1984]

Be it resolved by the State Board of Education, acting at the Seattle Hilton, Seattle, Washington, that it does adopt the annexed rules relating to Secondary education—Standardized high school transcript, chapter 180-57 WAC.

This action is taken pursuant to Notice No. WSR 84-21-137 filed with the code reviser on October 24, 1984. 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-.155 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 November 30, 1984.
 By Monica Schmidt
 Secretary

Chapter 180-57 WAC
**SECONDARY EDUCATION—STANDARDIZED
 HIGH SCHOOL TRANSCRIPT**

WAC	
180-57-005	Authority.
180-57-010	Purposes.
180-57-020	Definition—High school.
180-57-030	Definition—Standardized high school transcript.
180-57-040	Definitions—Credits and hours.
180-57-050	Definition—Marking system.
180-57-055	Definition—Grade point average.
180-57-060	Use at district level.
180-57-065	School of record.
180-57-070	Mandatory high school transcript contents—Items.
180-57-080	School profile.
180-57-090	Requirement to inform students.
180-57-100	Transcript release procedures.
180-57-110	Standardized transcript forms.

NEW SECTION

WAC 180-57-005 AUTHORITY. The authority for this chapter is RCW 28A.04.155 which authorizes the state board of education to develop a standardized high school transcript and to establish definitions for credits and hours for use by all common school districts.

NEW SECTION

WAC 180-57-010 PURPOSES. The purposes of this chapter are:

- (1) To establish standardized criteria for high school transcripts issued by all common school districts; and
- (2) To establish definitions for credits, hours, and marking system so that common school district high school transcripts are standardized.

NEW SECTION

WAC 180-57-020 DEFINITION—HIGH SCHOOL. As used in this chapter, the term "high school" shall mean all courses taken in the common school commencing with grade nine.

NEW SECTION

WAC 180-57-030 DEFINITION—STANDARDIZED HIGH SCHOOL TRANSCRIPT. As used in this chapter, "standardized high school transcript" shall mean the standardized content specified in WAC 180-57-070. Such transcript usually is completed by the student's graduation from the twelfth grade but may extend for some students through the school year in which the student becomes twenty-one years of age.

NEW SECTION

WAC 180-57-040 DEFINITIONS—CREDITS AND HOURS. As used in this chapter, "credit" and

"hour" shall mean the same as defined in WAC 180-51-050.

NEW SECTION

WAC 180-57-050 DEFINITION—MARKING SYSTEM. The standardized high school transcript shall be based on a marking/grading system that reports the marks/grades earned by students in courses as follows:

- (1) A = 4.0
- (2) A- = 3.7
- (3) B+ = 3.3
- (4) B = 3.0
- (5) B- = 2.7
- (6) C+ = 2.3
- (7) C = 2.0
- (8) C- = 1.7
- (9) D+ = 1.3
- (10) D = 1.0
- (11) E or F = 0.0

The minimal passing mark/grade is D = 1.0. Pass/fail, credit/no credit, and satisfactory/unsatisfactory marks may also be used; however, notwithstanding the provisions of WAC 180-57-055, these nonnumerical marks/grades shall be clearly identified and excluded from the calculation of grade point average.

NEW SECTION

WAC 180-57-055 DEFINITION—GRADE POINT AVERAGE. Each student's "grade point average" shall be the sum of the point values, as defined in WAC 180-57-050, of all the marks/grades received for all courses attempted divided by the sum of the credits for all courses attempted. The grade point value shall be calculated by multiplying the numerical value of the mark/grade earned by the number of credits assigned to the course. Except as provided in WAC 180-57-050, all marks/grades for all courses taken shall be included in the calculation of grade point averages. Grade point averages shall be calculated to two decimal places and reported for each trimester/semester or other term and for the cumulative credits earned for all courses attempted in high school.

NEW SECTION

WAC 180-57-060 USE AT DISTRICT LEVEL. All common school districts shall use the standardized high school transcript and the definitions of "credits," "hours," and "marking system" as specified in this chapter. The standardized high school transcript shall be used as an official record for students who commence grade nine subsequent to July 1, 1986.

NEW SECTION

WAC 180-57-065 SCHOOL OF RECORD. The school of record shall be that school in which the student was most recently enrolled or is currently enrolled whichever is applicable. The school of record shall be responsible for incorporating into the student's standardized transcript the information specified in WAC 180-57-070(8) from all previous high schools in which the

student was enrolled.

NEW SECTION

WAC 180-57-070 MANDATORY HIGH SCHOOL TRANSCRIPT CONTENTS—ITEMS. The standardized high school transcript shall contain only the following information:

- (1) The student's name (last name, first name, and middle names or middle initials);
- (2) The student's current address, address at graduation, or address at withdrawal from school (street, city, state, zip code);
- (3) The student's birth date and sex;
- (4) The student's identification number (if applicable);
- (5) The school's name;
- (6) The school's address (street, city, state, zip code, and telephone number);
- (7) The dates of the student's entry, reentry, withdrawal, and graduation (if applicable) related to the school issuing the transcript;
- (8) The student's academic history for high school (grade level and date of course completion, course titles, marks/grades earned as defined in WAC 180-57-050, credits attempted as defined in WAC 180-57-040, and grade point average as defined in WAC 180-57-055);
- (9) The name and address of parent(s) or guardian(s) (street, city, state, zip code) if such information is available;
- (10) A list of previous high schools attended (school name, address, city, state, and month and year of entrance and exit); and
- (11) The signature and/or seal of the authorized school official (name, title, and date).

NEW SECTION

WAC 180-57-080 SCHOOL PROFILE. Each school may develop a school profile to be distributed with the standardized transcript. This profile may include school characteristics such as accreditation status, school motto, school size, grades served, staff size and training, school graduation requirements, special curriculum features, and community information. The school profile may be distributed without the student's consent.

NEW SECTION

WAC 180-57-090 REQUIREMENT TO INFORM STUDENTS. Common school districts shall inform annually all high school students that prospective employers may request to see transcripts and that the student's decision to release transcripts can be an important part of the process of applying for employment.

NEW SECTION

WAC 180-57-100 TRANSCRIPT RELEASE PROCEDURES. All common school districts shall adopt written procedures for the release of official student transcripts. Such procedures shall recognize the limited exception to the release of transcripts provided in RCW 28A.87.120 and shall provide that student tran-

scripts are released to persons other than the student or the student's parents or guardians only upon the written authorization of the student or the student's parents or guardians, whichever is applicable, or as set forth in the Family Educational Rights and Privacy Act of 1974 and subsequent amendments. Except as provided in RCW 28A.87.120, all common school districts shall provide or make available to students upon request complete copies of their high school transcripts, with graduation noted thereon, within forty-five calendar days following the student's graduation from high school.

NEW SECTION

WAC 180-57-110 STANDARDIZED TRANSCRIPT FORMS. The superintendent of public instruction shall make available to school districts standardized transcript forms that include the content specified in WAC 180-57-070.

WSR 85-01-018

ADOPTED RULES

DEPARTMENT OF LICENSING

[Order PL 500—Filed December 10, 1984]

I, John Gonzalez, director of the Department of Licensing, do promulgate and adopt at Olympia, Washington, the annexed rules relating to the amending of WAC 308-34-080.

This action is taken pursuant to Notice No. WSR 84-20-076 filed with the code reviser on October 2, 1984. 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 18.36.040 and is intended to administratively implement that statute.

This rule is promulgated under the general rule-making authority of the director of the Department of Licensing as authorized in RCW 43.24.020.

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 December 5, 1984.

By John Gonzalez
Director

AMENDATORY SECTION (Amending Order PL 396, filed 4/14/82)

WAC 308-34-080 REVIEW PROCEDURES. The director may send a representative or an examining or evaluation committee to inspect any institution requesting approval. Such inspection may be at any reasonable time during the normal operating hours of the institution. The report of the representative or committee and the institution's response shall be submitted as part of the documentation necessary for the director's action on the institution's application. Expenses incurred for the site review shall be the responsibility of the program re-

questing approval.

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 85-01-019

EMERGENCY RULES

PUBLIC DISCLOSURE COMMISSION

[Order 84-05—Filed December 10, 1984]

Be it resolved by the Public Disclosure Commission, acting at 403 Evergreen Plaza Building, FJ-42, Olympia, WA 98504, that it does adopt the annexed rules relating to political advertising, new WAC 390-18-010.

We, the Public Disclosure 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 House Bill 1133 took effect on June 8, 1984. This is a major election year. Numerous inquiries are being received from candidates and political committees for the guidance this rule will provide.

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

This rule is promulgated pursuant to RCW 42.17.370(1) which directs that the Public Disclosure Commission has authority to implement the provisions of the Open Government Act.

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 November 20, 1984.

By Graham E. Johnson
Administrator

NEW SECTION

WAC 390-18-010 POLITICAL ADVERTISING. *Identification of Sponsor.* (1) For the purpose of chapter 216, laws of 1984 and this rule, "sponsor" means the candidate, political committee or other person paying for the advertising. If a person acts as an agent for another or is reimbursed by another for the payment, the original source of the payment is the sponsor.

(2) Printed advertising shall clearly state that it has been paid for by the sponsor (Example: (1) Paid for by the XYZ Committee, mailing address, city, state, zip code; (2) Vote For John Doe, paid for by John Doe, mailing address, city, state, zip code). Broadcast advertising shall conform to the requirements of the Federal Communications Commission.

(3) If more than one person sponsors advertising, the identity of each sponsor must be shown. However, if a

person contributes in cash or in-kind to a candidate or political committee to assist in paying the cost of the advertising, it is unnecessary to include that contributor's name as a sponsor provided the contribution is reported in accordance with applicable provisions of chapter 42.17 RCW.

(4)(a) Political advertising consisting of more than one page but intended to be presented as a single item (i.e. 3-page letter with return envelope) need not contain the sponsor's identification on more than one page. Identification on an envelope alone is not sufficient.

(b) Political advertising which is a collection of several items and distributed simultaneously must show the respective sponsor on the respective items.

(5) The following forms of political advertising need not include the sponsor's name and address because such identification is impractical: ashtrays, badges and badge holders, balloons, bingo chips, brushes, bumper stickers (4" x 15" or smaller), buttons, cigarette lighters, clothes pins, clothing, coasters, combs, cups, earrings, emery boards, envelopes, erasers, frisbees, glasses, golf balls, golf tees, hand-held signs, hats, horns, ice scrapers, inscriptions, key rings, knives, labels, letter openers, magnifying glasses, matchbooks, nail clippers, nail files, newspaper ads (1/2 col. inch or less), noisemakers, paper and plastic cups, paper and plastic plates, paper weights, pencils, pendants, pennants, pens, pinwheels, plastic tableware, pocket protectors, pot holders, reader boards where message is affixed in moveable letters, ribbons, 12-inch (or shorter) rulers, shoe horns, skywriting, staple removers, stickers (2-3/4" x 1" or smaller), sunglasses, sunvisors, swizzle sticks, water towers, whistles, yard signs, yo-yos, and all other similar items.

(6) The commission shall publish a suggested list of abbreviations or symbols which may be used by candidates and political committees which the commission finds will clearly identify political party affiliation.

WSR 85-01-020

ADOPTED RULES

DEPARTMENT OF FISHERIES

[Order 84-217—Filed December 10, 1984]

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

This action is taken pursuant to Notice No. WSR 84-21-135 filed with the code reviser on October 24, 1984. 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 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 December 10, 1984.

By Russell W. Cahill
for William R. Wilkerson
Director

Chapter 220-120 WAC STREAM OBSTRUCTION HEARINGS PROCEDURE

NEW SECTION

WAC 220-120-010 APPLICATION. In accordance with chapter 34.04 RCW, this chapter is applicable to and governs decisions by the director under RCW 75.20.060 and 75.20.061.

NEW SECTION

WAC 220-120-020 PURPOSE. The purpose of this chapter is to provide for an administrative hearing after the department has alleged that an obstruction exists and has proposed a method for removing the obstruction. The hearing officer is directed to find all relevant facts, draw appropriate conclusions of law, and set forth an administrative decision in the form of a proposed order. This order shall set forth whether an obstruction within the meaning of these rules exists, and, if so, shall set forth means to insure free passage of fish. Such fish passage shall be accomplished by installation of a fishway or removal of the obstruction as provided for in RCW 75.20.060.

NEW SECTION

WAC 220-120-030 INVESTIGATION AND DETERMINATION. (1) Upon receiving a report of a violation of RCW 75.20.060, the department shall investigate the alleged obstruction.

(2) An "obstruction" is defined, for the purposes of RCW 75.20.060, as a dam or other obstacle in or across a waterway that denies free passage of fish at any time. An obstruction results from any of the following:

(a) The inability of fish to expeditiously discover the entrance to a fishway or other device installed to assist their passage.

(b) The inability of fish to freely pass through a fishway or other device provided to assist their passage.

(c) The absence of a fishway or other device to assist the passage of fish.

(3) If the department determines that an obstruction exists, a means for providing free passage of fish shall be proposed.

(4) After the department determines that an obstruction exists and has proposed a means for providing fish passage, notice shall be served as set forth in WAC 220-120-050.

(5) No sooner than thirty days from first public notice a hearing shall be held as set forth in WAC 220-120-070.

NEW SECTION

WAC 220-120-040 CONTESTED DETERMINATION. (1) Any person who wishes to contest the department's determination that an obstruction exists, to

contest the means for providing fish passage proposed by the department, or to contest any matter related to the removal of the obstruction, shall do so at the administrative hearing provided for by this chapter.

(2) All contested facts and disputed points of law shall be made a matter of record at the administrative hearing.

NEW SECTION

WAC 220-120-050 NOTICE. If an obstruction, as defined in WAC 220-120-030, is determined by the department to exist, notice of the existence of the alleged obstruction, the proposed means for providing fish passage, and notice of the date, time, and place of hearing required to be held under WAC 220-120-020 shall be served as follows:

(1) To all persons with real property interest of record in the land upon which the alleged obstruction is located, notice shall be served in the manner of a summons and complaint in a civil proceeding or by certified mail, return receipt requested, and shall contain the following:

(a) A simple, plain statement of the existence of an obstruction and the department's proposed means for providing fish passage.

(b) The general location of the obstruction and the legal description of the property upon which the obstruction exists.

(c) A statement of the time, place, and nature of the hearing.

(d) A statement of the legal authority and jurisdiction under which the hearing is being held.

(e) The following statement: "Any person who wishes to contest whether an obstruction exists as above-described, the department's proposed means for providing fish passage, or any related matter may do so at the administrative hearing above scheduled. Any person desiring to testify or present any matters at the above hearing must notify the department in writing at least ten days prior to the hearing date. The written notice shall include the name and address of the party testifying or presenting material together with a short, plain statement of the matters that they intend to present. Written notice shall be delivered to the following address: Washington State Department of Fisheries, Habitat Management Division, 115 General Administration Building, Olympia, Washington, 98504."

(2) Public notice shall also be required by publication of the sum and substance of the notice set forth in subsection (1) of this section at least once a week for two consecutive weeks in a newspaper of general circulation in the county in which the obstruction exists.

(3) Notice consisting of the sum and substance of the notice as set forth in subsection (1) of this section shall also be posted at the site of the obstruction.

NEW SECTION

WAC 220-120-060 VENUE. The hearing shall be held in the county where the alleged obstruction exists or in Thurston county, as determined by the department.

NEW SECTION

WAC 220-120-070 HEARING PROCEDURE. Unless otherwise set forth in this chapter, the hearing procedures set forth in chapter 1-08 WAC shall govern administrative hearing held under this chapter. Where no provision of chapter 1-08 WAC applies, the civil rules promulgated for use by the superior courts of the state of Washington shall govern.

NEW SECTION

WAC 220-120-080 RULES OF EVIDENCE. (1) **Rulings.** The hearings officer, on objection or sua sponte, shall exclude all irrelevant or unduly repetitious evidence. All rulings upon objections to the admissibility of evidence shall be made in accordance with the rules set forth in this chapter.

(2) **Objections and motions to strike.** Objections to the admission or exclusion of evidence shall be in short form, stating the legal grounds of objection relied upon, and the hearing transcript shall not include extended argument or debate.

(3) **Tentative admission/exclusion—Discontinuance—Objections.** When objection is made to admissibility of evidence, such evidence may be received subject to a later ruling. The hearings officer conducting the hearing may, either with or without objection, exclude inadmissible evidence or order cumulative evidence discontinued. The parties objecting to the introduction of evidence shall state the precise grounds of such objection at the time such evidence is offered.

(4) **Admissibility criteria.** Subject to the other provisions of this chapter, all relevant evidence is admissible which, in the opinion of the officer conducting the hearing, is the best evidence reasonably obtainable, having due regard for its necessity, availability, and trustworthiness. In passing upon the admissibility of evidence, the officer conducting the hearing shall give consideration to, but shall not be bound to follow, the rules of evidence governing civil proceedings in matters not involving trial by jury in the superior courts of the state of Washington.

(5) **Material facts.** In the absence of contravening evidence, the hearings officer, upon request made before or during the hearing or in a proposed decision may officially notice:

(a) **Hearings proceedings.** The pendency of, the issues and positions of the parties therein, and the disposition of any proceeding then pending before or theretofore concluded by the hearings officer with regard to the present or other alleged obstructions.

(b) **Business customs.** General customs and practices followed in the transaction of business.

(c) **Notorious facts.** Facts so generally and widely known to all well informed persons as not to be subject to reasonable dispute, or specific facts which are capable of immediate and accurate demonstration by resort to accessible sources of generally accepted authority, including but not exclusively, facts stated in any publication authorized or permitted by law to be made by any federal or state agency.

(d) **Requests or suggestions.** Any party may request,

or the hearings officer may suggest, that official notice be taken of a material fact, which shall be clearly and precisely stated orally on the record at any prehearing conference or oral hearing, or argument, or may make such request or suggestion by written notice, and pleading, motion, memorandum, or brief served upon all parties at any time prior to a final decision.

(e) Statement. Where an initial or final decision of the hearings officer rests in whole or in part upon official notice of a material fact, such fact shall be clearly and precisely stated in such decision. In determining whether to take official notice of material facts, the hearings officer may consult any source of pertinent information, whether or not furnished as it may be by any party, and whether or not admissible under the rules of evidence.

(f) Controversy. Any party may contravert a request or a suggestion that official notice of a material fact be taken. The controversy must be raised at the time official notice is requested if the request is made orally. If the request is made in pleadings the controversy shall appear in response to the pleading, or in the brief or notice in which the request is made or suggested. If any decision is stated to rest in whole or in part upon official notice of a material fact which the parties have not had prior opportunity to contest, any party may contest such fact by appropriate exceptions if such notice is taken in an initial or intermediate decision or by petitioning for reconsideration if the notice of such fact be taken in a final report. Such contraversion shall concisely and clearly set forth the sources, authority, and other data relied upon to show the existence or nonexistence of the material fact assumed or denied in the decision.

NEW SECTION

WAC 220-120-090 DISPOSITION OF CONTESTED CASES—PRESENTATION OF ADDITIONAL EVIDENCE. (1) After the parties have rested, or upon review of the record, the hearings officer may on his own motion, or at the request of the department, reopen the hearing to take further testimony, evidence, or argument. Any such additional evidence, testimony, or argument shall be received subject to full opportunity for cross examination or rebuttal by all parties.

(2) The hearings officer shall provide copies of the findings of fact, conclusions of law, and proposed order to any person requesting a copy of same.

(3) Within ten days after the hearings officer has issued his findings of fact, conclusions of law, and proposed order, any party may take written exception to them. Such exception shall be taken by delivering a written copy of such exception to the director.

(4) No final decision shall be made until the director reviews all matters of record and all timely exceptions offered. The director may adopt the proposed order, modify the proposed order, or reopen the hearing for the purpose of taking additional evidence.

(5) The director's final decision and order shall be the final decision of the department for purposes of judicial review.

NEW SECTION

WAC 220-120-100 APPEALS TO THE COURT—NOTICE AND CERTIFICATION. (1) Any person aggrieved by final decision of the director may institute a proceeding for review under RCW 34.04.130. The appealing party shall serve the hearings officer and all parties of record with a copy of the notice of appeal to superior court as provided in RCW 34.04.130.

(2) Within thirty days of the service of the petition for review upon the hearings officer, or within such further time as the court may allow, the hearings officer shall certify and transmit to the reviewing court the record of the proceedings as set forth in RCW 34.04.130(4).

**WSR 85-01-021
PROPOSED RULES
DEPARTMENT OF ECOLOGY
[Filed December 11, 1984]**

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 Winthrop, town of, WAC 173-19-3210;

that the agency will at 2:00 p.m., Tuesday, January 15, 1985, in the Winthrop Town Hall, Riverside Avenue, Winthrop, Washington, conduct a public hearing on the proposed rules.

The formal decision regarding adoption, amendment, or repeal of the rules will take place on January 31, 1985.

The authority under which these rules are proposed is RCW 90.58.120 and 90.58.200.

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency before January 18, 1985.

This notice is connected to and continues the matter in Notice No. WSR 84-22-057 filed with the code reviser's office on November 7, 1984.

Dated: December 11, 1984
By: Glen H. Fiedler
Deputy Director

**WSR 85-01-022
ADOPTED RULES
DEPARTMENT OF
LABOR AND INDUSTRIES
[Order 84-24—Filed December 11, 1984]**

I, Sam Kinville, director of the Department of Labor and Industries, do promulgate and adopt at Room 334, General Administration Building, Olympia, Washington, the annexed rules relating to the amending of WAC 296-24-073 safe place standard; specifically subsection (6)(e) with regard to the use of intoxicating beverages and narcotics in or around the work site. Chapter 296-52 WAC, safety standards for the possession and handling of explosives is amended to clarify certain sections of the code and to update the standard to current levels

of nationally recognized safe practices. Chapter 296-56 WAC, longshore, stevedore and related waterfront activities is amended following changes published in the Federal Register Vol. 48, No. 129 on Tuesday, July 5, 1983. WAC 296-62-07353 ethylene oxide is promulgated as a new standard mirroring federal regulations published in the Federal Register on Friday, June 22, 1984, in Vol. 49, No. 122. WAC 296-62-07515 control of chemical agents is amended to include ethylene oxide on Table 1, permissible exposure limits (PEL). WAC 296-62-09004 ionizing radiation is amended to update the current standard to federal regulation levels. WAC 296-62-09005 nonionizing radiation is amended to update current standard to ANSI C95.1-1982 levels. WAC 296-155-145 occupational noise exposure is amended to reference the requirements of chapter 296-62 WAC which is currently enforceable. WAC 296-155-155 nonionizing radiation is amended to update the standard to ANSI C95.1-1982 levels. WAC 296-155-215 eye and face protection is amended to update the laser protection section to current ANSI C95.1-1982 levels.

This action is taken pursuant to Notice Nos. WSR 84-20-060 and 84-20-107 filed with the code reviser on October 1, 1984, and October 3, 1984. 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 49.17.040 and 49.17.050 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 December 11, 1984.

By Sam Kinville
Director

AMENDATORY SECTION (Amending Order 74-27, filed 5/7/74)

WAC 296-24-073 SAFE PLACE STANDARDS.

(1) Each employer shall furnish to each of his employees a place of employment free from recognized hazards that are causing or likely to cause serious injury or death to his employees.

(2) Every employer shall furnish and use safety devices and safeguards, and shall adopt and use practices, means, methods, operations, and processes which are reasonably adequate to render such employment and place of employment safe. Every employer shall do every other thing reasonably necessary to protect the life and safety of employees.

(3) No employer shall require any employee to go or be in any employment or place of employment which is not safe.

(4) No employer shall fail or neglect:

(a) To provide and use safety devices and safeguards.

(b) To adopt and use methods and processes reasonably adequate to render the employment and place of employment safe.

(c) To do every other thing reasonably necessary to protect the life and safety of employees.

(5) No employer, owner, or lessee of any real property shall construct or cause to be constructed any place of employment that is not safe.

(6) No person shall do any of the following:

(a) Remove, displace, damage, destroy or carry off any safety device, safeguard, notice, or warning, furnished for use in any employment or place of employment.

(b) Interfere in any way with the use thereof by any other person.

(c) Interfere with the use of any method or process adopted for the protection of any employee, including himself, in such employment, or place of employment.

(d) Fail or neglect to do every other thing reasonably necessary to protect the life and safety of employees.

(e) Intoxicating beverages and narcotics shall not be permitted (~~or used~~) in or around work sites except in industries and business engaged in the production, distribution, and sale of intoxicating beverages and drugs. Workers under the influence of alcohol or narcotics shall not be permitted on the work site. This rule does not apply to persons taking prescription drugs and (~~or~~) narcotics as directed by a physician or dentist providing such use shall not endanger the worker or others.

AMENDATORY SECTION (Amending Order 84-1 [81-4], filed 3/17/81)

WAC 296-52-030 DEFINITIONS. Definitions as used in this chapter, unless a different meaning is plainly required by the context:

(1) "Attend" shall mean the physical presence of an authorized person within the field of vision of explosives. The said attendant shall be awake, alert and not engaged in activities which may divert his attention so that in case of an emergency he can get to the explosives quickly and without interference, except for brief periods of necessary absence, during which absence simple theft of explosives is not ordinarily possible.

(2) "Authorized," "approved" or "approval" shall be held to mean authorized, approved, or approval by the department of labor and industries or other approving agency or individual as specified by the provisions of this chapter.

(3) "Blaster" shall be held to mean that qualified person in charge of and responsible for the loading and firing of a blast.

(4) "Blasting agent" shall be held to mean and include any material or mixture consisting of a fuel and oxidizer, intended for blasting, not otherwise classified as an explosive, and in which none of the ingredients are classified as an explosive, provided that the finished product, as mixed and packaged for use or shipment, cannot be detonated when unconfined by means of a No. 8 test blasting cap.

(5) "Day box" shall denote a box which is not approved as a magazine for unattended storage of explosives. Such box may be used for storage of explosives during working hours on a job site, provided that it shall always be guarded against theft, particularly in inhabited areas, and shall either be attended, locked or secured against outright lifting, as the risk demands. Caps shall be safely separated from other explosives. Such day

boxes shall be marked with the word "explosives."

(6) "Dealer" shall be held to mean and include any person who purchases explosives or blasting agents for the sole purpose of resale, and not for use or consumption.

(7) "Department" shall denote the department of labor and industries.

(8) "Detonating cord" (fuse) shall mean a round, flexible cord containing a center core of high explosive.

(9) "Detonator" shall mean a blasting cap, an electric blasting cap or a delay electric blasting cap.

(10) "Director" shall denote the director of the department of labor and industries, or his designated representative.

(11) "Division" shall denote the division of industrial safety and health of the department.

(12) "Efficient artificial barricade" shall be held to mean an artificial mound or properly revetted wall of earth of a minimum thickness of not less than three feet or such other artificial barricade as approved by the department of labor and industries.

(13) "Explosive" or "explosives" whenever used in this chapter shall be held to mean and include any chemical compound or mechanical mixture that is commonly used or intended for the purpose of producing an explosion, that contains any oxidizing and combustible units, or other ingredients, in such proportions, quantities or packing, that an ignition by fire, by friction, by concussion, by percussion, or by detonation of any part of the compound or mixture may cause such a sudden generation of highly heated gases that the resultant gaseous pressures are capable of producing destructive effects on contiguous objects or of destroying life or limb. In addition, the term "explosives" shall include all material which is classified as Class A, Class B, and Class C explosives by the federal Department of Transportation: PROVIDED, That for the purposes of this chapter small arms ammunition, small arms ammunition primers, smokeless powder not exceeding fifty pounds, and black powder not exceeding five pounds shall not be defined as explosives: PROVIDED, That such black powder is intended to be used solely for sporting, recreational, or cultural purposes in antique firearms. Classification of explosives shall include but not be limited to the following:

NOTE: Classification of explosives is described by the U.S. Department of Transportation as follows (see 49 CFR Chapter I):

- (a) Class A explosives: (Possessing detonating hazard) dynamite, nitroglycerin, picric acid, lead azide, fulminate of mercury, black powder exceeding five pounds, blasting caps in quantities of 1001 or more, and detonating primers.
- (b) Class B explosives: (Possessing flammable hazard) propellant explosives, including smokeless propellants exceeding fifty pounds.
- (c) Class C explosives: (Including certain types of manufactured articles which contain Class A or Class B explosives, or both, as compo-

nents but in restricted quantities) blasting caps in quantities of 1000 or less.

(14) "Explosive-actuated power devices" shall be held to mean any tool or special mechanized device which is actuated by explosives, but not to include propellant-actuated power devices.

(15) "Explosives manufacturing building" shall be held to mean and include any building or other structure (excepting magazines) containing explosives, in which the manufacture of explosives, or any processing involving explosives, is carried on, and any building where explosives are used as a component part or ingredient in the manufacture of any article or device.

(16) "Explosives manufacturing plant" shall be held to mean and include all lands, with the buildings situated thereon, used in connection with the manufacturing or processing of explosives or in which any process involving explosives is carried on, or the storage of explosives thereat, as well as any premises where explosives are used as a component part or ingredient in the manufacture of any article or device.

(17) "Factory building" shall denote the same as "manufacturing building."

(18) "Forbidden or not acceptable explosives" shall be held to mean and include explosives which are forbidden or not acceptable for transportation by common carriers by rail freight, rail express, highway, or water in accordance with the regulations of the federal Department of Transportation.

(19) "Fuel" shall be held to mean and include a substance which may react with the oxygen in the air or with the oxygen yielded by an oxidizer to produce combustion.

(20) "Handling" shall denote any one or more of manufacturing, buying, selling, transporting, storing or using of explosives.

(21) "Handloader" shall be held to mean and include any person who engages in the noncommercial assembling of small arms ammunition for his own use, specifically the operation of installing new primers, powder, and projectiles into cartridge cases.

(22) "Handloader components" means small arms ammunition, small arms ammunition primers, smokeless powder not exceeding fifty pounds, and black powder as used in muzzle loading firearms not exceeding five pounds.

(23) "Highway" shall be held to mean and include any public street, public alley, or public road.

(24) "Inhabited building" shall be held to mean and include only a building regularly occupied in whole or in part as a habitation for human beings, or any church, schoolhouse, railroad station, store, or other building where people are accustomed to assemble, other than any building or structure occupied in connection with the manufacture, transportation, storage, or use of explosives.

The magazine for indoor storage is not required to be a cubic yard in size as long as it is constructed as stated in WAC 296-52-090(3).

The interpretation of an uninhabited building as defined by the "Bureau of Alcohol, Tobacco, and Fire

Arms" Department of the Treasury, which is the federal regulatory agency of explosives, allows 50 pounds of high explosives or 5,000 caps in a warehouse, wholesale, or retail establishments. It also states: "No indoor facilities for storage of high explosive shall be located in a residence or dwelling."

We only allow 1,000 caps, which is computed to 1-1/2 pounds of explosives and is much less than the Bureau of Alcohol, Tobacco, and Fire Arms allows. Therefore, we will allow indoor storage to include shops and maintenance buildings.

(25) "Magazine" shall be held to mean and include any building or other structure, other than a factory building, used for the storage of explosives.

(26) "Motor vehicle" shall be held to mean and include any self-propelled automobile, truck, tractor, semi-trailer or full trailer, or other conveyance used for the transportation of freight.

(27) "Mudcap" shall be held to mean covering the required number of cartridges that have been laid on top of a boulder with a three or four inch layer of mud (free from rocks or other material which might constitute a missile hazard). Mudcapping is also commonly known as "bulldozing" and "dobyng."

(28) "Natural barricade" shall be held to mean and include any natural hill, mound, wall, or barrier composed of earth or rock or other solid material of a minimum thickness of not less than three feet.

(29) "Oxidizer" shall be held to mean a substance that yields oxygen readily to stimulate the combustion of organic matter or other fuel.

(30) "Permanent magazines" shall denote magazines that are permanently fastened to a foundation and that are left unattended. The capacity of said permanent magazines shall not exceed the limits stated in RCW 70.74.040. Permanent magazines shall be approved and licensed.

(31) "Person" shall be held to mean and include any individual, firm, copartnership, corporation, company, association, joint stock association, and including any trustee, receiver, assignee, or personal representative thereof.

(32) "Person responsible," for an explosives magazine, shall mean the legal person who actually operates the magazine and who is responsible for the proper storage, protection and removal of the explosives. The responsible person may be the owner or the lessee or the authorized operator of the magazine.

(33) "Portable magazines" also called "field" magazines shall denote magazines that are designed to be unattended and that are not permanently fastened to a foundation. Said magazines shall be so constructed or secured that they can not be readily lifted and carried away by unauthorized persons. The capacity of said portable magazines shall be limited to the amount of explosives required for efficient operation. Portable magazines shall be approved and licensed.

(34) "Possess" shall denote in this code the physical possession of explosives in one's hand, vehicle, magazine or building.

(35) "Primer" shall be held to mean a cartridge or container of explosives into which a detonator or deto-

nating cord is inserted or attached and whose purpose is to initiate the main explosive charge.

(36) "Propellant-actuated power device" shall be held to mean and include any tool or special mechanized device or gas generator system which is actuated by a propellant or which releases and directs work through a propellant charge.

(37) "Public conveyance" shall be held to mean and include any railroad car, streetcar, ferry, cab, bus, airplane, or other vehicle which is carrying passengers for hire.

(38) "Public utility transmission system" shall mean power transmission lines over 10 KV, telephone cables, or microwave transmission systems, or buried or exposed pipelines carrying water, natural gas, petroleum, or crude oil, or refined products and chemicals, whose services are regulated by the utilities and transportation commission, municipal, or other publicly owned systems.

(39) "Purchaser" shall be held to mean any person who buys, accepts, or receives any explosives or blasting agents.

(40) "Pyrotechnics" shall be held to mean and include any combustible or explosive compositions or manufactured articles designed and prepared for the purpose of producing audible or visible effects which are commonly referred to as fireworks.

(41) "Railroad" shall be held to mean and include any steam, electric, or other railroad which carries passengers for hire.

(42) "Railroad freight car" shall denote cars that are built for and loaded with explosives and operated in accordance with DOT rules.

(43) "Semiconductive hose" means a hose with an electrical resistance high enough to limit flow of stray electric currents to safe levels, yet not so high as to prevent drainage of static electric charges to ground; hose of not more than 2 megohms resistance over its entire length and of not less than 5,000 ohms per foot meets the requirement.

(44) "Shall" means that the rule establishes a minimum standard which is mandatory. The department welcomes better or higher standards than the minimums. If extenuating circumstances make even the minimum standard impractical, supporting evidence shall be submitted in writing to the department for review and granting of a variance in accordance with WAC 296-52-025.

(45) "Small arms ammunition" shall be held to mean and include any shotgun, rifle, pistol, or revolver cartridge, and cartridges for propellant-actuated power devices and industrial guns. Military-type ammunition containing explosive bursting charges, incendiary, tracer, spotting, or pyrotechnic projectiles is excluded from this definition.

(46) "Small arms ammunition primers" shall be held to mean small percussion-sensitive explosive charges encased in a cup, used to ignite propellant powder and shall include percussion caps as used in muzzle loaders.

(47) "Smokeless propellants" shall be held to mean and include solid chemicals or solid chemical mixtures in excess of fifty pounds which function by rapid combustion.

(48) "Special industrial explosive devices" means explosive-actuated power devices and propellant-actuated power devices.

(49) "Special industrial explosives materials" means shaped materials and sheet forms and various other extrusions, pellets, and packages of high explosives, which include dynamite, trinitrotoluene (TNT), pentaerythritol tetranitrate (PETN), hexahydro-1, 3, 5-trinitro-s-triazine (RDX), and other similar compounds used for high-energy-rate forming, expanding, and shaping in metal fabrication, and for dismemberment and quick reduction of scrap metal.

(50) "Sprung holes" shall mean to spring or chamber the bottom of the drilled hole to allow room for additional explosives as a bottom load.

(51) "Trailer" shall denote semi-trailers or full trailers as defined by DOT, that are built for and loaded with explosives and operated in accordance with DOT rules.

(52) "Unclassified explosives" shall be held to mean any two components which, when mixed become capable of detonation by a No. 6 test blasting cap.

(53) "User" shall be held to mean and include any natural person, manufacturer, or blaster who acquires, purchases, or uses explosives as an ultimate consumer or who supervises such use.

(54) "Water gels or slurry explosives" comprise a wide variety of materials used for blasting. They all contain substantial proportions of water and high proportions of ammonium nitrate, some of which is in solution in the water. Two broad classes of water gels are:

(a) Those which are sensitized by a material classed as an explosive, such as TNT or smokeless powder,

(b) Those which contain no ingredient classified as an explosive; these are sensitized with metals such as aluminum or with other fuels. Water gels may be premixed at an explosives plant or mixed at the site immediately before delivery into the bore hole.

(55) "DOT specification" are regulations of the department of transportation published in 49 CFR Chapter I.

Reviser's note: The bracketed material preceding the section above was supplied by the code reviser's office.

AMENDATORY SECTION (Amending Order 81-32, filed 12/24/81)

WAC 296-52-040 USER'S (BLASTER'S) LICENSE. RCW 70.74.020, applies.

(1) The application for a user's (blaster's) license to use, blast or dispose explosives and blasting agents shall be made by means of ~~((a form substantially similar to that shown in Fig. 1, of this code. (See Appendix)~~

~~Application forms may be obtained at any of the department district offices, or from explosives dealers))~~ an application form which is available at any of the department's district offices or from explosives' dealers.

A "hand loader" as defined in RCW 70.74.010, does not require a user's license.

~~((An applicant shall submit to the department either a certification from another state; or a certification by a public agency, corporation or blaster's school; or a~~

~~resume of successful blasting experience, properly witnessed. If said certifications are not satisfactory, the department may establish an examination board which shall prepare an examination procedure for certification.))~~ In addition to the submission of the application form, all new applicants and all applicants requesting change in classification of their license will be required to submit a resume of successful blasting experience, properly witnessed, and to pass a written examination prepared and administered by the department.

The department will issue a user's license card which shall state the limitations imposed on the licensee and shall be presented by the user to authorized persons, upon request, together with valid personal identification.

The user's license shall be valid for one year.

Request for renewal application may be made at any of the department district offices, or from explosives dealers.

(2) The request for an inspection of compounds, mixtures or materials that may become explosive due to drying out or undergoing other physical changes within the definition of RCW 70.74.020, shall be made by any possessor of suspect compounds to the chief explosives inspector by means of a form similar to that shown in Fig. 2, of this code. (See Appendix)

(3) The safety rules on using, blasting or disposing explosives in specific industries are stated in chapters listed under WAC 296-52-010.

AMENDATORY SECTION (Amending Order 82-10, filed 3/30/82)

WAC 296-52-043 USE OF EXPLOSIVES AND BLASTING AGENTS. (1) General provisions.

(a) While explosives are being handled or used, smoking, matches, or any other source of fire or flame shall not be allowed within 100 feet of the blast area. No person shall be allowed to handle explosives while under the influence of intoxicating liquors, narcotics, or other dangerous drugs. This rule does not apply to persons taking prescription drugs and/or narcotics as directed by a physician providing such use shall not endanger the worker or others.

(b) Original containers or ~~((Class H))~~ day box magazines shall be used for taking detonators and other explosives from storage magazines to the blasting area.

(c) When blasting is done in congested areas or in close proximity to a structure, railway, or highway or any other installation that may be damaged, the blast shall be covered before firing with a mat or material that is capable of preventing fragments from being thrown.

(d) Persons authorized to prepare explosive charges or conduct blasting operations shall use every reasonable precaution, including but not limited to warning signals, flags and barricades.

(e) Blasting operations shall be conducted during daylight hours whenever possible.

(f) Whenever blasting is being conducted in the vicinity of gas, electric, water, fire alarm, telephone, telegraph, and steam utilities, the user (blaster) shall notify the appropriate representatives of such utilities at least 24 hours in advance of blasting, specifying the location and intended item of such blasting. Verbal notice shall

be confirmed with written notice.

(g) Due precautions shall be taken to prevent accidental discharge of electric blasting caps from current induced by radar, radio transmitters, lightning, adjacent powerlines, dust storms, or other sources of extraneous electricity. These precautions shall include:

(i) The suspension of all blasting operations and removal of persons from the blasting area during the approach and progress of an electric storm.

(ii) The posting of signs, warning against the use of mobile radio transmitters, on all roads shall be in accordance with the applicable provisions of the American National Standards Institute D6.1-1971, Manual on Uniform Traffic Control Devices for Streets and Highways, as amended by Washington State Department of Highways Manual M24-01 (HT), (February 22, 1972).

(iii) Ensuring that mobile radio transmitters which are less than 100 feet away from electric blasting caps, when the caps are in other than original containers, shall be deenergized and effectively locked.

(iv) Compliance with the recommendations of The Institute of the Makers of Explosives (IME) with regard to blasting in the vicinity of radio transmitters as stipulated in Radio Frequency Energy—A Potential Hazard in the Use of Electric Blasting Caps, IME Publication No. 20, March 1971.

(v) When electric blasting caps are being used in blasting operations in the proximity of fixed radio transmitters, the following table of distances must be observed, unless it is determined by designated test procedures that there is not sufficient radio frequency energy present to create a hazard. The test procedure shall be to attach a No. 47 Radio Pilot Lamp in place of the cap in the blasting circuit progressively as the circuit is connected, starting with the initial hole. In the event the lamp glows, the length of the wires connecting the circuit shall be altered by adding or cutting off wire until the lamp does not glow. A radio frequency field strength meter may be used in lieu of the test lamp.

Electromagnetic radiation. Blasting operations or storage of electrical detonators shall be prohibited in vicinity of operating radio frequency (RF) transmitter stations except where the clearances given below can be observed.

Transmitter Power Except FM Mobile (Watts)	Minimum Distance (Feet)
5 - 25	100
25 - 50	150
50 - 100	220
100 - 250	350
250 - 500	450
500 - 1,000	650
1,000 - 2,500	1,000
2,500 - 5,000	1,500
5,000 - 10,000	2,200
10,000 - 25,000	3,500
25,000 - 50,000	5,000
50,000 - 100,000	7,000

Transmitter Power FM Mobile (Watts)	Minimum Distance (Feet)
1 - 10	5
10 - 30	10
30 - 60	15
60 - 250	30

(vi) When necessary to perform blasting operations at distances less than those shown in table, detonating type fuse or other approved type systems shall be used.

~~(h) ((All loading and firing shall be directed and supervised by a licensed blaster thoroughly experienced in this field. The employer shall permit only licensed persons to prepare explosives at the blasting site.~~

~~(i))~~ All explosives shall be accounted for at all times. Explosives not being used shall be kept in a locked magazine, unavailable to persons not authorized to handle them. The employer shall maintain an inventory and use record of all explosives. Appropriate authorities shall be notified of any loss, theft, or unauthorized entry into a magazine.

~~((fj))~~ (i) No fire shall be fought where the fire is in imminent danger of contact with explosives. All employees shall be removed to a safe area and the fire area guarded against intruders.

~~((k))~~ (j) Electric detonators shall be shunted until wired into the blasting circuit.

~~((H))~~ (k) Explosives shall not be handled near open flames, uncontrolled sparks or open electric circuits.

~~((m))~~ (l) Delivery and issue of explosives shall only be made by and to authorized persons and into authorized magazines or approved temporary storage or handling area.

~~((n))~~ (m) All loading and firing shall be directed and supervised by licensed persons thoroughly experienced in this field.

(n) The employer shall permit only persons having proof of valid safety explosive training to handle explosives at the blasting site.

(o) User (blaster) qualifications:

(i) A user (blaster) shall be able to understand given written and oral orders.

(ii) A user (blaster) shall be in good physical condition and not be addicted to narcotics, intoxicants, or similar types of drugs. This rule does not apply to persons taking prescription drugs and/or narcotics as directed by a physician providing such use shall not endanger the worker or others.

(iii) A user (blaster) shall be qualified by reason of training, knowledge, or experience, in the field of transporting, storing, handling, and use of explosives, and have a working knowledge of state and local laws and regulations which pertain to explosives.

(iv) User (blaster) shall be required to furnish satisfactory evidence of competency in handling explosives and performing in a safe manner the type of blasting that will be required.

(v) The user (blaster) shall be knowledgeable and competent in the use of each type of blasting method used.

(2) Storage at use sites.

(a) Empty boxes and paper and fiber packing materials which have previously contained high explosives shall not be used again for any purpose, but shall be destroyed by burning at an approved isolated location out of doors, and no person shall be nearer than 100 feet after the burning has started.

(b) Containers of explosives shall not be opened in any magazine or within 50 feet of any magazine. In opening kegs or wooden cases, no sparking metal tools shall be used; wooden wedges and either wood, fiber or rubber mallets shall be used. Nonsparking metallic slitters may be used for opening fiberboard cases.

(c) Should cartridges or packages of explosives show signs of discoloration or deterioration, the manufacturer or the department shall be notified. Such explosives must be carefully set aside and must not be used.

(3) Loading of explosives or blasting agents.

(a) Procedures that permit safe and efficient loading shall be established before loading is started.

(b) All drill holes shall be sufficiently large to admit freely the insertion of the cartridges of explosives.

(c) Tamping shall be done only with wood rods or with approved plastic tamping poles without exposed metal parts, but nonsparking metal connectors may be used for jointed poles. Violent tamping shall be avoided. The primer shall never be tamped.

(d) No holes shall be loaded except those to be fired in the next round of blasting. After loading, all remaining explosives and detonators shall be immediately returned to an authorized magazine.

(e) Drilling shall not be started until all remaining butts of old holes are examined for unexploded charges, and if any are found, they shall be refired before work proceeds.

(f) When a charge of explosives has been exploded in a bore hole to enlarge or "spring" it, an interval of at least two hours must be allowed to pass before an additional charge of explosives can be loaded into the hole.

NOTE: Where it is necessary to clear obstacles for the moving of equipment there may be an exception made to this rule provided the sprung hole is thoroughly wet down with water before it is loaded.

(g) No person shall be allowed to deepen drill holes which have contained explosives or blasting agents.

(h) No explosives or blasting agents shall be left unattended at the blast site, unless properly stored.

(i) Users (blasters) shall not load, store or use explosives closer than the length of the steel being used for drilling and in no event nearer than fifty feet of drilling operations.

(j) Machines and all tools not used for loading explosives into bore holes shall be removed from the immediate location of holes being loaded with explosives. Equipment shall not be operated within 50 feet of loaded holes except when equipment is needed to add burden, mats or tracking of drills out of the loading area.

(k) Powerlines and portable electric cables for equipment being used shall be kept a safe distance from explosives or blasting agents being loaded into drill holes. Cables in the proximity of the blast area shall be deen-

ergized and locked out.

(l) Holes shall not be drilled where there is danger of intersecting a charged or misfired hole.

(m) No explosives for underground operations other than those in Fume Class 1, as set forth by the Institute of Makers of Explosives, shall be used; however, explosives complying with the requirements of Fume Class 2 and Fume Class 3 may be used if adequate ventilation has been provided.

(n) Warning signs, indicating a blast area, shall be maintained at all approaches to the blast area. The warning sign lettering shall not be less than 4 inches in height on a contrasting background. All loaded stumps must be marked for identification on logging sites.

(o) A bore hole shall never be sprung when it is adjacent to or near a hole which has been loaded.

(p) No loaded holes shall be left unattended.

(q) The user (blaster) shall keep an accurate, up-to-date record of explosives, blasting agents, and blasting supplies used in a blast and shall keep an accurate running inventory of all explosives and blasting agents stored on the operation.

(r) When loading blasting agents pneumatically over electric blasting caps, semiconductive delivery hose shall be used and the equipment shall be bonded and grounded.

(4) Initiation of explosive charges – electric blasting.

(a) Only electric blasting caps shall be used for blasting operations in congested districts, or on highways, or adjacent to highways open to traffic, except where sources of extraneous electricity make such use dangerous. Blasting cap leg wires shall be kept short-circuited (shunted) until they are connected into the circuit for firing.

(b) Before adopting any system of electrical firing, the user (blaster) shall conduct a thorough survey for extraneous currents, and all dangerous currents shall be eliminated before any holes are loaded.

(c) In any single blast using electric blasting caps, all caps shall be of the same manufacture.

(d) Electric blasting shall be carried out by using blasting circuits or power circuits in accordance with the electric blasting cap manufacturer's recommendations.

(e) The firing line shall be checked with an approved testing device at the terminals before being connected to the blasting machine or other power source.

(f) The circuit including all caps shall be tested with an approved testing device before being connected to the firing line.

(g) When firing a circuit of electric blasting caps, care shall be exercised to ensure that an adequate quantity of delivered current is available, in accordance with the manufacturer's recommendations.

(h) Connecting wires and lead wires shall be insulated single solid wires of sufficient current-carrying capacity, and shall not be less than twenty gauge (American wire gauge) solid core insulated wire.

(i) Firing line or leading wires shall be solid single wires of sufficient current-carrying capacity, and shall be not less than fourteen gauge (American wire gauge) solid core insulated wire. Bus wires – depends on the size of the blast, fourteen gauge (American wire gauge) cop-

per is recommended.

(j) The ends of lead wires which are to be connected to a firing device shall be shorted by twisting them together or otherwise connecting them before they are connected to the leg wires or connecting wires, and they shall be kept in the possession of the person who is doing the loading until loading is completed and the leg wires attached. Lead wires shall not be attached to the firing device until the blaster is ready to fire the shot and must be attached by the user (blaster) themselves.

(k) The ends of the leg wires on electric detonators shall be shorted in a similar manner and not separated until all holes are loaded and the loader is ready to connect the leg wires to the connecting wires or lead wires.

(l) When firing electrically, the insulation on all firing lines shall be adequate and in good condition.

(m) A power circuit used for firing electric blasting caps shall not be grounded.

(n) In underground operations when firing from a power circuit, a safety switch shall be placed at intervals in the permanent firing line. This switch shall be made so it can be locked only in the "off" position and shall be provided with a short-circuiting arrangement of the firing lines to the cap circuit.

(o) In underground operations there shall be a "lightning" gap of at least 5 feet in the firing system ahead of the main firing switch; that is, between this switch and the source of power. This gap shall be bridged by a flexible jumper cord just before firing the blast.

(p) When firing from a power circuit, the firing switch shall be locked in the open or "Off" position at all times, except when firing. It shall be so designed that the firing lines to the cap circuit are automatically short-circuited when the switch is in the "off" position. Keys to this switch shall be entrusted only to the user (blaster).

(q) Blasting machines shall be in good condition and the efficiency of the machine shall be tested periodically to make certain that it can deliver power at its rated capacity.

(r) When firing with blasting machines, the connections shall be made as recommended by the manufacturer of the electric blasting caps used.

(s) The number of electric blasting caps connected to a blasting machine shall not be in excess of its rated capacity. Furthermore, in primary blasting, a series circuit shall contain no more caps than the limits recommended by the manufacturer of the electric blasting caps in use.

(t) The user (blaster) shall be in charge of the blasting machines, and no other person shall connect the leading wires to the machine.

(u) Users (blasters), when testing circuits to charged holes, shall use only blasting testers especially designed for this purpose.

(v) Whenever the possibility exists that a leading line or blasting wire might be thrown over a live powerline by the force of an explosion, care shall be taken to see that the total length of wires are kept too short to hit the lines, or that the wires are securely anchored to the ground. If neither of these requirements can be satisfied, a nonelectric system shall be used.

(w) In electrical firing, only the person making leading wire connections shall fire the shot. All connections

shall be made from the bore hole back to the source of firing current, and the leading wires shall remain shorted and not be connected to the blasting machine or other source of current until the charge is to be fired.

(x) After firing an electric blast from a blasting machine, the leading wires shall be immediately disconnected from the machine and short-circuited.

(y) When electric blasting caps have been used, workers shall not return to misfired holes for at least thirty minutes.

(5) Use of safety fuse.

(a) A fuse that is deteriorated or damaged in any way shall not be used.

(b) The hanging of fuse on nails or other projections which will cause a sharp bend to be formed in the fuse is prohibited.

(c) Before capping safety fuse, a short length shall be cut from the end of the supply reel so as to assure a fresh cut end in each blasting cap.

(d) Only a cap crimper of approved design shall be used for attaching blasting caps to safety fuse. Crimpers shall be kept in good repair and accessible for use.

(e) No unused cap or short capped fuse shall be placed in any hole to be blasted; such unused detonators shall be removed from the working place and disposed of or properly stored.

(f) No fuse shall be capped, or primers made up, in any magazine or near any possible source of ignition.

(g) Capping of fuse and making of primers shall only be done in a place selected for this purpose and at least one hundred feet distant from any storage magazine.

(h) Fuse must be cut long enough to reach beyond the collar of the bore hole and in no case less than three feet. When shooting choker holes, not less than three feet of fuse shall be used.

(i) At least two persons shall be present when multiple cap and fuse blasting is done by hand lighting methods.

(j) Not more than 12 fuses shall be lighted by each blaster when hand lighting devices are used. However, when two or more safety fuses in a group are lighted as one by means of igniter cord, or other similar fuse-lighting devices, they may be considered as one fuse.

(k) The so-called "drop fuse" method of dropping or pushing a primer or any explosive with a lighted fuse attached is prohibited.

(l) Cap and fuse shall not be used for firing mudcap charges unless charges are separated sufficiently to prevent one charge from dislodging other shots in the blast.

(m) When blasting with safety fuses, consideration shall be given to the length and burning rate of the fuse. Sufficient time, with a margin of safety, shall always be provided for the blaster to reach a place of safety.

(n) The burning rate of the safety fuse in use at any time shall be measured, posted in conspicuous locations, and brought to the attention of all workers concerned with blasting. No fuse shall be used that burns faster than one foot in forty seconds or slower than one foot in fifty-five seconds.

(o) For use in wet places the joint between the cap and fuse shall be waterproofed with a compound prepared for this purpose.

(p) In making up primers only nonsparking skewers

shall be used for punching the hole in the cartridge to insert the capped fuse.

(q) Only sufficient primers for one day's use shall be made up at one time. They shall be stored in a box type magazine in which no other explosives are stored.

(r) Any loose cartridges of explosives, detonators, primers and capped fuse unused at the end of the shift shall be returned to their respective magazines and locked up.

(6) Use of detonating cord.

(a) Care shall be taken to select a detonating cord consistent with the type and physical condition of the bore hole and stemming and the type of explosives used.

(b) Detonating cord shall be handled and used with the same respect and care given other explosives.

(c) For quantity and distance purposes detonating fuse up to 60 grains per foot should be calculated as equivalent to 9 lbs. of high explosives per 1,000 feet. Heavier cord loads should be rated proportionately.

(d) If using a detonating type cord for blasting the double-trunk-line or loop systems shall be used.

(e) Trunk lines in multiple-row blasts shall make one or more complete loops, with cross-ties between loops at intervals of not over two hundred feet.

(f) All detonating cord knots shall be tight and all connections shall be kept at right angles to the trunk lines.

(g) The line of detonating cord extending out of a bore hole or from a charge shall be cut from the supply spool before loading the remainder of the bore hole or placing additional charges.

(h) Detonating cord shall be handled and used with care to avoid damaging or severing the cord during and after loading and hooking-up.

(i) Detonating cord connections shall be competent and positive in accordance with approved and recommended methods. Knot-type or other cord-to-cord connections shall be made only with detonating cord in which the explosive core is dry.

(j) All detonating cord trunklines and branchlines shall be free of loops, sharp kinks, or angles that direct the cord back toward the oncoming line of detonation.

(k) All detonating cord connections shall be inspected before firing the blast.

(l) When detonating cord millisecond-delay connectors or short-interval-delay electric blasting caps are used with detonating cord, the practice shall conform strictly to the manufacturer's recommendations.

(m) When connecting a blasting cap or an electric blasting cap to detonating cord, the cap shall be taped or otherwise attached securely along the side or the end of the detonating cord, with the end of the cap containing the explosive charge pointed in the direction in which the detonation is to proceed.

(n) Detonators for firing the trunkline shall not be brought to the loading area nor attached to the detonating cord until everything else is in readiness for the blast.

(7) Firing the blast.

(a) A code of blasting signals equivalent to Table T-1 shall be posted on one or more conspicuous places at the operation, and all employees shall be required to famil-

iarize themselves with the code and conform to it. Danger signs shall be placed at suitable locations.

(b) All charges shall be covered with blasting mats before firing, where blasting may cause injury or damage by flying rock or debris.

(c) Before a blast is fired, a loud warning signal shall be given by the blaster in charge, who has made certain that all surplus explosives are in a safe place and all employees, vehicles, and equipment are at a safe distance, or under sufficient cover.

(d) Flagmen shall be safely stationed on highways which pass through the danger zone so as to stop traffic during blasting operations.

(e) It shall be the duty of the blaster to fix the time of blasting.

(f) Before firing an underground blast, warning shall be given, and all possible entries into the blasting area, and any entrances to any working place where a drift, raise, or other opening is about to hole through, shall be carefully guarded. The blaster shall make sure that all employees are out of the blast area before firing a blast.

TABLE T-1

WARNING SIGNAL	— A 1-minute series of long blasts 5 minutes prior to blast signal.
BLAST SIGNAL	— A series of short blasts 1 minute prior to the shot.
ALL CLEAR SIGNAL	— A prolonged blast following the inspection of blast area.

(8) Inspection after blasting.

(a) Immediately after the blast has been fired, the firing line shall be disconnected from the blasting machine, or where power switches are used, they shall be locked open or in the off position.

(b) Sufficient time shall be allowed, for the smoke and fumes to leave the blasted area before returning to the shot. An inspection of the area and the surrounding rubble shall be made by the user (blaster) to determine if all charges have been exploded before employees are allowed to return to the operation, and in tunnels, after the muck pile has been wetted down.

(9) Misfires.

(a) If a misfire is found, the user (blaster) shall provide proper safeguards for excluding all employees from the danger zone.

(b) No other work shall be done except that necessary to remove the hazard of the misfire and only those employees necessary to do the work shall remain in the danger zone.

(c) No attempt shall be made to extract explosives from any charged or misfired hole; a new primer shall be put in and the hole reblasted. If refiring of the misfired hole presents a hazard, the explosives may be removed by washing out with water or, where the misfire is under water, blown out with air.

(d) If there are any misfires while using cap and fuse, all employees shall remain away from the charge for at least one hour. Misfires shall be handled under the direction of the person in charge of the blasting.

(e) When electric blasting caps have been used, work-

ers shall not return to misfired holes for at least thirty minutes. All wires shall be carefully traced and a search made for unexploded charges.

(f) If explosives are suspected of burning in a hole, all persons in the endangered area shall move to a safe location and no one shall return to the hole until the danger has passed, but in no case within one hour.

(g) No drilling, digging, or picking shall be permitted until all missed holes have been detonated or the authorized representative has approved that work can proceed.

(10) Underwater blasting.

(a) A user (blaster) shall conduct all blasting operations.

(b) Loading tubes and casings of dissimilar metals shall not be used because of possible electric transient currents from galvanic action of the metals and water.

(c) Only water-resistant blasting caps and detonating cords shall be used for all underwater blasting. Loading shall be done through a nonsparking metal loading tube when tube is necessary.

(d) No blast shall be fired while any vessel under way is closer than 1,500 feet to the blasting area. Those on board vessels or craft moored or anchored within 1,500 feet shall be notified before a blast is fired.

(e) No blast shall be fired while any swimming or diving operations are in progress in the vicinity of the blasting area. If such operations are in progress, signals and arrangements shall be agreed upon to assure that no blast shall be fired while any persons are in the water.

(f) Blasting flags shall be displayed.

(g) The storage and handling of explosives aboard vessels used in underwater blasting operations shall be according to provisions outlined herein on handling and storing explosives.

(h) When more than one charge is placed under water, a float device shall be attached to an element of each charge in such manner that it will be released by the firing. Misfires shall be handled in accordance with the requirements of WAC 296-52-043(9).

(11) Blasting in excavation work in pressurized air locks.

(a) Detonators and explosives shall not be stored or kept in tunnels, shafts, or caissons. Detonators and explosives for each round shall be taken directly from the magazines to the blasting zone and immediately loaded. Detonators and explosives left over after loading a round shall be removed from the working chamber before the connecting wires are connected up.

(b) When detonators or explosives are brought into an air lock, no employee except the powderman, user (blaster), lock tender and the employees necessary for carrying, shall be permitted to enter the air lock. No material, supplies, or equipment shall be brought through with the explosives.

(c) Primers, detonators and explosives shall be taken separately into pressure working chambers.

(d) The user (blaster) or powderman shall be responsible for the receipt, unloading, storage, and on-site transportation of explosives and detonators.

(e) All metal pipes, rails, air locks, and steel tunnel

lining shall be electrically bonded together and grounded at or near the portal or shaft, and such pipes and rails shall be cross-bonded together at not less than 1,000-foot intervals throughout the length of the tunnel. In addition, each air supply pipe shall be grounded at its delivery end.

(f) The explosives suitable for use in wet holes shall be water-resistant and shall be Fume Class 1, or other approved explosives.

(g) When tunnel excavation in rock face is approaching mixed face, and when tunnel excavation is in mixed face, blasting shall be performed with light charges and with light burden on each hole. Advance drilling shall be performed as tunnel excavation in rock face approaches mixed face, to determine the general nature and extent of rock cover and the remaining distance ahead to soft ground as excavation advances.

(12) Vibration and damage control. Blasting operations in or adjacent to cofferdams, piers, underwater structures, buildings, structures, or other facilities shall be carefully planned with full consideration for all forces and conditions involved.

(13) Black blasting powder shall not be used for blasting except when a desired result cannot be obtained with another type of explosive such as in quarrying certain types of dimension stone.

(14) In the use of black blasting powder:

(a) Containers shall not be opened in, or within fifty feet of any magazine; within any building in which a fuel-fired or exposed-element electric heater is in operation; where electrical or incandescent-particle sparks could result in powder ignition; or within fifty feet of any open flame.

(b) Granular powder shall be transferred from containers only by pouring.

(c) Spills of granular powder shall be cleaned up promptly with nonsparking equipment, contaminated powder shall be put into a container of water and its content disposed of promptly after the granules have disintegrated, or the spill area shall be flushed with a copious amount of water to completely disintegrate the granules.

(d) Containers of powder shall be kept securely closed at all times other than when the powder is being transferred from or into a container.

(e) Containers of powder transported by vehicles shall be in a wholly enclosed cargo space.

(f) Misfires shall be disposed of by:

(i) Washing the stemming and powder charge from the bore hole, and

(ii) Removal and disposal of the initiator as a damaged explosive.

(iii) Bore holes of shots that fire but fail to break, or fail to break promptly, shall not be recharged for at least twelve hours.

(15) No person shall store, handle, or transport explosives or blasting agents when such storage, handling, and transportation of explosives or blasting agents constitutes an undue hazard to life.

(16) It shall be unlawful for any person to abandon explosives or explosive substances.

AMENDATORY SECTION (Amending Order 82-10, filed 3/30/82)

WAC 296-52-090 CONSTRUCTION OF MAGAZINES. (1) Construction of permanent storage facilities.

(a) Definition. A Class 1 storage facility shall be a permanent structure; a building, an igloo or army-type structure, a tunnel, or a dugout. It shall be bullet-resistant, fire-resistant, weather-resistant, theft-resistant, and well ventilated.

(b) Buildings. All building type storage facilities shall be constructed of masonry, wood, metal, or a combination of these materials and shall have no openings except for entrances and ventilation. Ground around such storage facilities shall slope away for drainage.

(c) Masonry wall construction. Masonry wall construction shall consist of brick, concrete, tile, cement block, or cinder block and shall be not less than 6 inches in thickness. Hollow masonry units used in construction shall have all hollow spaces filled with well tamped coarse dry sand or weak concrete (a mixture of one part cement and eight parts of sand with enough water to dampen the mixture while tamping in place). Interior wall shall be covered with a nonsparking material.

(d) Fabricated metal wall construction. Metal wall construction shall consist of sectional sheets of steel or aluminum not less than number 14 gauge, securely fastened to a metal framework. Such metal wall construction shall be either lined inside with brick, solid cement blocks, hardwood not less than 4 inches in thickness or material of equivalent strength, or shall have at least a 6 inch sand fill between interior and exterior walls. Interior walls shall be constructed of or covered with a nonsparking material.

(e) Wood frame wall construction. The exterior of outer wood walls shall be covered with iron or aluminum not less than number 26 gauge. An inner wall of nonsparking materials shall be constructed so as to provide a space of not less than 6 inches between the outer and inner walls, which space shall be filled with coarse dry sand or weak concrete.

(f) Floors. Floors shall be constructed of a nonsparking material and shall be strong enough to bear the weight of the maximum quantity to be stored.

(g) Foundations. Foundations shall be constructed of brick, concrete, cement block, stone, or wood posts. If piers or posts are used, in lieu of a continuous foundation, the space under the buildings shall be enclosed with metal.

(h) Roof.

(i) Except for buildings with fabricated metal roofs, the outer roof shall be covered with no less than number 26-gauge iron or aluminum fastened to a 7/8 inch sheathing.

(ii) Where it is possible for a bullet to be fired directly through the roof and into the storage facility at such an angle that the bullet would strike a point below the top of inner walls, storage facilities shall be protected by one of the following methods:

(A) A sand tray shall be located at the tops of inner walls covering the entire ceiling area, except that neces-

sary for ventilation, lined with a layer of building paper, and filled with not less than 4 inches of coarse dry sand.

(B) A fabricated metal roof shall be constructed of 3/16 inch plate steel lined with 4 inches of hardwood or material of equivalent strength (for each additional 1/16 inch of plate steel, the hardwood or material of equivalent strength lining may be decreased one inch).

(i) Doors. All doors shall be constructed of 1/4 inch plate steel and lined with 2 inches of hardwood or material of equivalent strength. Hinges and hasps shall be attached to the doors by welding, riveting or bolting (nuts on inside of door). They shall be installed in such a manner that the hinges and hasps cannot be removed when the doors are closed and locked.

(j) Locks. Each door shall be equipped with two mortise locks; or with two padlocks fastened in separate hasps and staples; or with a combination of mortise lock and a padlock, or with a mortise lock that requires two keys to open; or a three-point lock. Locks shall be five-tumbler proof. All padlocks shall be protected with 1/4 inch steel caps constructed so as to prevent sawing or lever action on the locks or hasps.

(k) Ventilation. Except at doorways, a 2 inch air space shall be left around ceilings and the perimeter of floors. Foundation ventilators shall be not less than 4 by 6 inches. Vents in the foundation, roof, or gables shall be screened and offset.

(l) Exposed metal. No sparking metal construction shall be exposed below the top of walls in the interior of storage facilities, and all nails therein shall be blind-nailed or countersunk.

(m) Igloos, army-type structures, tunnels and dugouts. Storage facilities shall be constructed of reinforced concrete, masonry, metal or a combination of these materials. They shall have an earthmound covering of not less than 24 inches on the top, sides and rear. Interior walls and floors shall be covered with a nonsparking material. Storage facilities of this type shall also be constructed in conformity with the requirements of subsection (1), subdivisions (a), (b), (f), (i), (j), (k) and (l) of this section.

(2) Construction of portable (field) storage facilities.

(a) Definition. A Class 2 storage facility shall be a box, a trailer, a semitrailer or other mobile facility. It shall be bullet-resistant, fire-resistant, weather-resistant, theft-resistant, and well ventilated. Except as provided in subsection (3) of this section, hinges and hasps shall be attached to the covers or doors in the manner prescribed in subsection (1), subdivision (i) and the locking system shall be that prescribed in subsection (1) subdivision (j).

(b) Outdoor storage facilities. Outdoor storage facilities shall be at least one cubic yard in size and supported in such a manner so as to prevent direct contact with the ground. The sides, bottoms, tops and covers or doors shall be constructed of 1/4 inch steel and shall be lined with two inches of hardwood or material of equivalent strength. Edges of metal covers shall overlap sides at least one inch. The ground around such storage facilities shall slope away for drainage. When unattended, vehicular storage facilities shall have wheels removed or shall be otherwise effectively immobilized by kingpin locking

devices or other methods approved by the division of industrial safety and health.

NOTE: The following alternatives may be used. (All steel and wood dimensions indicated are actual thicknesses. To meet the concrete block and brick dimensions indicated, the manufacturer's represented thicknesses may be used.)

(i) Exterior of 5/8-inch steel, lined with an interior of any type of nonsparking material.

(ii) Exterior of 1/2-inch steel, lined with an interior of not less than 3/8-inch plywood.

(iii) Exterior of 3/8-inch steel, lined with an interior of two inches of hardwood.

(iv) Exterior of 3/8-inch steel, lined with an interior of three inches of softwood [of] [or] 2-1/4-inches of plywood.

(v) Exterior of 1/4-inch steel, lined with an interior of five inches of softwood or 5-1/4-inches of plywood.

(vi) Exterior of 3/16-inch steel, lined with an interior of four inches of hardwood.

(vii) Exterior of 3/16-inch steel, lined with an interior of seven inches of softwood or 6-3/4-inches of plywood.

(viii) Exterior of 3/16-inch steel, lined with an intermediate layer of three inches of hardwood and an interior lining of 3/4-inch plywood.

(ix) Exterior of 1/8-inch steel, lined with an interior of five inches of hardwood.

(x) Exterior of 1/8-inch steel, lined with an interior of nine inches of softwood.

(xi) Exterior of 1/8-inch steel, lined with an intermediate layer of four inches of hardwood and an interior lining of 3/4-inch plywood.

(xii) Exterior of any type of fire-resistant material which is structurally sound, lined with an intermediate layer of four inches solid concrete block or four inches solid brick or four inches of solid concrete, and an interior lining of 1/2-inch plywood placed securely against the masonry lining.

(xiii) Standard eight-inch concrete block with voids filled with well-tamped sand/cement mixture.

(xiv) Standard eight-inch solid brick.

(xv) Exterior of any type of fire-resistant material which is structurally sound, lined with an intermediate six-inch space filled with well-tamped dry sand or well-tamped sand/cement mixture.

(xvi) Exterior of 1/8-inch steel, lined with a first intermediate layer of 3/4-inch plywood, a second intermediate layer of 3-5/8 inches well-tamped dry sand or sand/cement mixture and an interior lining of 3/4-inch plywood.

(xvii) Exterior of any type of fire-resistant material, lined with a first intermediate layer of 3/4-inch plywood, a second intermediate layer of 3-5/8-inch well-tamped dry sand or sand/cement mixture, a third intermediate layer of 3/4-inch plywood, and a fourth intermediate layer of two inches of hardwood or 14-gauge steel and an interior lining of 3/4-inch plywood.

(xviii) Eight-inch thick solid concrete.

(3) Class 3 storage for 1,000 or less blasting caps in a locked uninhabited building. Storage facilities for blasting caps in quantities of 1,000 or less shall have sides,

bottoms, and covers constructed of number 12 gauge metal and lined with a nonsparking material. Hinges and hasps shall be attached thereto by welding. A single five-tumble proof lock shall be sufficient for locking purposes.

(4) Construction of blasting agent storage facilities.

(a) A Class 4 storage facility may be a building, an igloo, or army-type structure, a tunnel, a dugout, a box, a trailer, or a semi-trailer or other mobile facility and shall be fire-resistant, weather-resistant, theft-resistant, and ventilated. They shall be constructed of masonry, metal-covered wood, fabricated metal, or a combination of these materials. The walls and floors of such storage facilities shall be lined with a nonsparking material. The doors or covers shall be metal or solid wood covered with metal. The foundations, (~~(locks, lock protection,)~~) hinges, hasps, and interior shall be in conformity with the requirements of subsection (1)(~~(-subdivisions)~~) (g), (i), (~~(j),~~) (k), and (l) of this section. Locks and lock protection shall be in conformity with the requirements of subsection (1)(j) of this section except that only one lock is required on each door of trailers, semi-trailers and other mobile equipment.

(b) Outdoor storage facilities. The ground around such storage facilities shall slope away for drainage. When unattended, vehicular storage facilities shall have wheels removed or otherwise effectively immobilized by kingpin locking devices or other methods approved by the division of industrial safety and health.

(5) Smoking and open flames.

Smoking, matches, open flames, and spark-producing devices shall not be permitted in, or within 50 feet of, any outdoor storage facility.

(6) Quantity and storage restrictions.

General. Explosive materials in excess of 300,000 pounds and blasting caps in excess of (~~(20)~~) 200 million shall not be stored in one storage facility. Blasting caps shall not be stored with other explosive materials in the same storage facility.

(7) Construction of day box storage facilities.

(a) A temporary storage facility shall be a "day-box" or other portable magazine. It must be fire-resistant, weather-resistant, and theft-resistant. A magazine is to be constructed of not less than number 12-gauge (.1046 inches) steel, lined with at least either 1/2-inch plywood or 1/2-inch Masonite-type hardboard. Doors must overlap sides by at least one inch. Hinges and hasps are to be attached by welding, riveting or bolting (nuts on inside). One steel padlock (which need not be protected by a steel hood) having at least five tumblers and a case-hardened shackle of at least 3/8-inch diameter is sufficient for locking purposes. Explosive materials are not to be left unattended in magazines and must be removed to class 1 or 2 magazines for unattended storage.

(b) The ground around such storage facilities shall slope away for drainage.

(c) No explosive materials shall be left in such facilities if unattended. The explosive materials contained therein must be removed to licensed storage facilities for unattended storage.

(d) When used for temporary storage at a site for blasting operations, magazines shall be located away

from neighboring inhabited buildings, railways, highways, and other magazines. A distance of at least one hundred and fifty feet shall be maintained between magazines and the work in progress when the quantity of explosives kept therein is in excess of 25 pounds, and at least 50 feet when the quantity of explosives is 25 pounds, or less.

(8) Cap day box.

(a) Temporary storage facilities for blasting caps in quantities of 100 or less shall have sides, bottoms and covers constructed of number 12 gauge metal and lined with a nonsparking material. Hinges and hasps shall be attached thereto by welding. A single five-tumbler proof lock shall be sufficient for locking purposes.

(b) No explosive materials shall be left in such facilities if unattended. The explosive materials contained therein must be removed to licensed storage facilities for unattended storage.

(9) Storage within magazines.

(a) Packages of explosives shall be laid flat with top side up. Black powder when stored in magazines with other explosives shall be stored separately. Black powder stored in kegs shall be stored on ends, bungs down, or on side, seams down. Corresponding grades and brands shall be stored together in such a manner that brands and grade marks show. All stocks shall be stored so as to be easily counted and checked. Packages of explosives shall be piled in a stable manner. When any kind of explosive is removed from a magazine for use, the oldest explosive of that particular kind shall always be taken first.

(b) Packages of explosives shall not be unpacked or repacked in a magazine nor within 50 feet of a magazine or in close proximity to other explosives. Tools used for opening packages of explosives shall be constructed of nonsparking materials, except that metal slitters may be used for opening fiberboard boxes. A wood wedge and a fiber, rubber, or wood mallet shall be used for opening or closing wood packages of explosives. Opened packages of explosives shall be securely closed before being returned to a magazine.

(c) Magazines shall not be used for the storage of any metal tools nor any commodity except explosives, but this restriction shall not apply to the storage of blasting agents and blasting supplies.

(d) Magazine floors shall be regularly swept, kept clean, dry, free of grit, paper, empty used packages, and rubbish. Brooms and other cleaning utensils shall not have any spark-producing metal parts. Sweepings from floors of magazines shall be properly disposed of. Magazine floors stained with nitroglycerin shall be cleaned according to instructions by the manufacturer.

(e) When any explosive has deteriorated to an extent that it is in an unstable or dangerous condition, or if nitroglycerin leaks from any explosives, then the person in possession of such explosive shall immediately proceed to destroy such explosive in accordance with the instructions of the manufacturer. Only experienced persons shall be allowed to do the work of destroying explosives.

(f) When magazines need inside repairs, all explosives shall be removed therefrom and the floors cleaned. In making outside repairs, if there is a possibility of causing

sparks or fire the explosives shall be removed from the magazine. Explosives removed from a magazine under repair shall either be placed in another magazine or placed a safe distance from the magazine where they shall be properly guarded and protected until repairs have been completed, when they shall be returned to the magazine.

(g) Smoking, matches, open flames, spark-producing devices, and firearms (except firearms carried by guards) shall not be permitted inside of or within 50 feet of magazines. The land surrounding a magazine shall be kept clear of all combustible materials for a distance of at least 25 feet. Combustible materials shall not be stored within 50 feet of magazines.

(h) Magazines shall be in the charge of a competent person at all times who shall be at least 21 years of age, and who shall be held responsible for the enforcement of all safety precautions.

(i) Explosives recovered from blasting misfires shall be placed in a separate magazine until competent personnel has determined from the manufacturer the method of disposal. Caps recovered from blasting misfires shall not be reused. Such explosives and caps shall then be disposed of in the manner recommended by the manufacturer.

(10) Magazine heating systems requirements, NFPA Code No. 495, "Manufacture, Transportation, Storage and Use of Explosive Materials, 1973." The following will apply:

(a) Magazines requiring heat shall be heated by either hot water radiant heating within the magazine building; or air directed into the magazine building over either hot water or low pressure steam (15 psig) coils located outside the magazine building.

(b) The magazine heating systems shall meet the following requirements:

(i) The radiant heating coils within the building shall be installed in such a manner that the explosive materials or their containers cannot contact the coils and air is free to circulate between the coils and the explosive materials or their containers.

(ii) The heating ducts shall be installed in such a manner that the hot air discharge from the duct is not directed against the explosive materials or their containers.

(iii) The heating device used in connection with a magazine shall have controls which prevent the ambient building temperature from exceeding 130°F.

(iv) The electric fan or pump used in the heating system for a magazine shall be mounted outside and separate from the wall of the magazine and shall be grounded.

(v) The electric fan motor and the controls for electrical heating devices used in heating water or steam shall have overloads and disconnects, which comply with the National Electrical Code, (National Fire Protection Association, NFPA No. 70-1971). All electrical switch gear shall be located a minimum distance of 25 feet from the magazine.

(vi) The heating source for water or steam shall be separated from the magazine by a distance of not less than 25 feet when electrical and 50 feet when fuel-fired.

The area between the heating unit and the magazine shall be cleared of all combustible materials.

(vii) The storage of explosive materials and their containers in the magazine shall allow uniform air circulation so temperature uniformity can be maintained throughout the explosive materials.

(11) Lighting. No lighting shall be placed or used in a storage facility of Class 1, 2, 3 or 4 except battery-activated safety lanterns.

(12) Underground storage.

(a) Explosives and related materials shall be stored in approved facilities required under the applicable provisions of WAC 296-61-280(7), (8), safety standard metal and nonmetallic mines, quarries, pits, and crushing operations.

(b) No explosives or blasting agents shall be permanently stored in any underground operation until the operation has been developed to the point where at least two modes of exit have been developed.

(c) Permanent underground storage magazines shall be at least 300 feet from any shaft, adit, or active underground working area.

(d) Permanent underground magazines containing detonators shall not be located closer than 50 feet to any magazine containing other explosives or blasting agents.

(e) Upon the approach of an electrical storm, unless a greater hazard would be created thereby, explosives at the adit or the top of any shaft leading to where persons are working shall be moved away from such location a distance equal to that required for inhabited buildings, as listed in the American table of distances for storage of explosive materials.

AMENDATORY SECTION (Amending Order 81-4, filed 3/17/81)

WAC 296-52-095 STORAGE OF EXPLOSIVES. General provisions. (1) All Class A, Class B, Class C explosives, and special industrial explosives, and any newly developed and unclassified explosives, shall be kept in magazines which meet the requirements of this section as defined in RCW 70.74.030, 70.74.040, 70.74.050, 70.74.061, 70.74.100 and the following shall apply.

NOTE: RCW 70.74.297 Separate storage of components capable of detonation when mixed. Any two components which, when mixed, become capable of detonation by a number 6 cap must be stored in separate locked containers or in a licensed, approved magazine. [1972 1st ex.s. c 88 § 4.]

(2) Blasting caps, electric blasting caps, detonating primers and primed cartridges shall not be stored in the same magazine with other explosives.

(3) Ground around magazines shall slope away for drainage. The land surrounding magazines shall be kept clear of brush, dried grass, leaves, and other materials for a distance of at least 25 feet.

(4) Magazines as required by this chapter shall be of four classes as defined in WAC 296-52-090.

(5) All explosive manufacturing buildings and maga-

zines in which explosives or blasting agents, except small arms ammunition and smokeless powder are had, kept, or stored, must be located at distances from inhabited buildings, railroads, highways, and public utility transmission systems in conformity with the following quantity and distance tables, and these tables shall be the basis on which applications for license for storage shall be made and license for storage issued, as provided in RCW 70.74.110 and 70.74.120. All distances prescribed in the following quantity and distance tables are unbaricaded, and, if there is an efficient artificial barricade or natural barricade between the explosives manufacturing building or magazine and another explosives manufacturing building or magazine, building, railroad, highway, or public utility transmission system, the distance prescribed in the following quantity and distance tables may be reduced by one-half. Blasting and electric blasting caps in strength through number 8 should be rated as one and one-half pounds of explosives per one thousand caps. Blasting and electric blasting caps of strength higher than number 8 should be computed on the combined weight of explosives.

(6) When two or more storage magazines are located on the same property, each magazine must comply with the minimum distances specified from inhabited buildings, railways, and highways, and in addition, they should be separated from each other by not less than the distances shown for "separation of magazines," except that the quantity of explosives contained in cap magazines shall govern in regard to the spacing of said cap magazines from magazines containing other explosives. If any two or more magazines are separated from each other by less than the specified "separation of magazines" distances, then such two or more magazines, as a group, must be considered as one magazine, and the total quantity of explosives stored in such group must be treated as if stored in a single magazine located on the site of any magazine of the group, and must comply with the minimum of distances specified from other magazines, inhabited buildings, railways and highways.

~~((7) Magazine locations and access roads shall be posted with signs reading "explosives — keep off" — so placed that a bullet passing through any sign will not strike the magazine.))~~

AMENDATORY SECTION (Amending Order 70-4, filed 4/29/70)

WAC 296-52-160 LICENSE FOR MANUFACTURING. RCW 70.74.110, applies.

The application for license for manufacturing explosives and/or blasting agents shall be made on a form substantially similar to that shown in Fig. 3, of this code.

The manufacturer's license shall be valid for one year. Request for renewal may be made at any of the department district offices.

A copy of the plan of the plant submitted with said application and approved by the department shall be kept in the plant open to inspection by the department.

The manufacturing of explosives is covered by chapter((s)) 296-50 ((and 296-51)) WAC.

AMENDATORY SECTION (Amending Order 70-4, filed 4/29/70)

WAC 296-52-400 ENFORCEMENT. The department of labor and industries, through the division of industrial safety and health, shall enforce the entire code, particularly all items affecting persons covered under Title 51 RCW, the transportation and storage of explosives not exempted under RCW 70.74.191, and the licensing required under this code.

Other law enforcement agencies, city, municipal, county, Washington state, other states and federal are obliged, under their own laws, codes, and ordinances, to enforce specific aspects of the possession and handling of explosives (RCW 70.74.201).

The division of industrial safety and health shall cooperate with all other law enforcement agencies in carrying out the intent of the Explosives Code and the Explosives Act.

REPEALER

The following sections of the Washington Administrative Code are repealed:

WAC 296-52-9001 APPENDIX FIGURE 1—APPLICATION FOR USER'S (BLASTER'S) LICENSE.

WAC 296-52-9002 APPENDIX FIGURE 2—REQUEST FOR INSPECTION.

WAC 296-52-9003 APPENDIX FIGURE 3—APPLICATION FOR LICENSE TO MANUFACTURE EXPLOSIVES.

WAC 296-52-9004 APPENDIX FIGURE 4—APPLICATION FOR LICENSE TO OPERATE A STORAGE MAGAZINE FOR EXPLOSIVES.

WAC 296-52-9005 APPENDIX FIGURE 5—APPLICATION FOR DEALER'S LICENSE.

WAC 296-52-9006 APPENDIX FIGURE 6—APPLICATION FOR LICENSE TO PURCHASE EXPLOSIVES.

WAC 296-52-9007 APPENDIX FIGURE 7—DEALER'S RECORD.

NEW SECTION

WAC 296-56-600 MARINE TERMINALS.

NEW SECTION

WAC 296-56-60001 SCOPE AND APPLICABILITY. (1) The rules included in this chapter apply throughout the state of Washington, to any and all waterfront operations under the jurisdiction of the department of labor and industries, division of industrial safety and health.

(2) These minimum requirements are promulgated to augment the general safety and health standards, and any other safety and health standards promulgated by the department of labor and industries which are applicable to all places of employment under the jurisdiction of the department of labor and industries. The rules of this chapter, and the rules of chapters 296-24 and 296-62 WAC are applicable to all longshore, stevedore and related waterfront operations: PROVIDED, That such

rules shall not be applicable to those operations under the exclusive safety jurisdiction of the federal government.

(3) The provisions of this chapter shall prevail in the event of a conflict with, or duplication of, provisions contained in chapters 296-24 and 296-62 WAC.

(a) Electrical—WAC 296-24-956.

(b) Toxic and hazardous substances. Chapter 296-62 WAC applies where specifically referenced in this standard, except that the requirements of chapter 296-62 WAC do not apply when a substance or cargo is contained within a sealed, intact means of packaging or containment complying with department of transportation or International Maritime Organization requirements.

(c) Noise—WAC 296-62-09015.

(d) Commercial diving operations—Chapter 296-37 WAC.

(e) Safety requirements for scaffolding—WAC 296-24-825.

(f) Abrasive blasting—WAC 296-24-675.

(g) Access to employee exposure and medical records—WAC 296-62-052.

(h) Respiratory protection—WAC 296-62-071.

(i) Grain elevators—Chapter 296-88 WAC.

(4) These standards are consolidated with the intent that they will meet or exceed all mandatory requirements included in 29 CFR Part 1917.

(5) The provisions of WAC 296-56-600 through 296-56-60255 do not apply to the following:

(a) Fully automated bulk coal handling facilities contiguous to electrical power generating plants.

(b) Facilities subject to the regulations of the office of pipeline safety regulation of the materials transportation bureau, department of transportation, to the extent such regulations apply.

NEW SECTION

WAC 296-56-60003 VARIANCE AND PROCEDURE. Any employer may apply to the director for an order for a variance from any rule or regulation establishing a safety and health standard promulgated under this chapter. Affected employees shall be given notice of each such application and in the manner prescribed by this chapter shall be informed of their right to request a hearing on any such application. The director shall issue such order granting a variance, after opportunity for an inspection, if he determines or decides after a hearing has been held, if request for hearing has been made, that the applicant for the variance has demonstrated by a preponderance of the evidence that the conditions, practices, means, methods, operations, or processes used or proposed to be used by such applicant employer will provide employment and places of employment to his employees which are as safe and healthful as those which would prevail if he complied with the safety and health standard or standards from which the variance is sought. The order so issued shall prescribe the conditions the employer must maintain, and the practices, means, methods, operations, and processes which he must adopt and utilize to the extent they differ from the standard in question. At any time after six months has elapsed from

the date of the issuance of the order granting a variance upon application of an employer, employee or the director on his own motion, after notice has been given in the manner prescribed for the issuance of such order may modify or revoke the order granting the variance from any standard promulgated under the authority of this chapter.

NEW SECTION

WAC 296-56-60005 DEFINITIONS. (1) "Apron" means that open portion of a marine terminal immediately adjacent to a vessel berth and used in the direct transfer of cargo between the terminal and vessel.

(2) "Assistant director of industrial safety and health" means the assistant director of industrial safety and health, department of labor and industries or his authorized representative.

"Authorized," in reference to an employee's assignment, means selected by the employer for that purpose.

(3) "Cargo door" (transit shed door) means a door designed to permit transfer of cargo to and from a marine terminal structure.

(4) "Cargo packaging" means any method of containment for shipment, including cases, cartons, crates and sacks, but excluding large units such as intermodal containers, vans or similar devices.

(5) "Confined space" means a space having all of the following characteristics:

- (a) Small size;
- (b) Severely limited natural ventilation;
- (c) Capability to accumulate or contain a hazardous atmosphere;
- (d) Exits that are not readily accessible; and
- (e) A design not meant for continuous human occupancy.

Examples of confined spaces are intermodal tank containers, brailwater tanks and portable tanks.

(6) "Conveyor" means a device designed exclusively for transporting bulk materials, packages or objects in a predetermined path and having fixed or selective points of loading or discharge.

(7) "Danger zone" means any place in or about a machine or piece of equipment where an employee may be struck by or caught between moving parts, caught between moving and stationary objects or parts of the machine, caught between the material and a moving part of the machine, burned by hot surfaces or exposed to electric shock. Examples of danger zones are nip and shear points, shear lines, drive mechanisms, and areas beneath counterweights.

(8) "Designated person" means a person who possesses specialized abilities in a specific area and is assigned by the employer to perform a specific task in that area.

(9) "Dock" means any wharf, pier, terminal, warehouse, or any other place where cargo is stored, assembled, received, or prepared for transfer to or from a vessel, railway car or truck.

(10) "Dock facilities" means all piers, wharves, sheds, aprons, dolphins, cranes, or other gear or equipment owned or controlled by the dock or facility owner, where cargo or materials are loaded, moved, or handled to or from a vessel.

(11) "Dockboard" (bridge plate or car plate) means a device utilized to span the gap between railroad cars, or between railroad cars or highway vehicles and the loading dock or platform. A car plate may be fixed, adjustable, portable, powered, or unpowered.

(12) "Enclosed space" means an indoor space, other than a confined space, that may contain or accumulate a hazardous atmosphere due to inadequate natural ventilation. Examples of enclosed spaces are trailers, railcars, and storage rooms.

(13) "Examination," as applied to material handling devices required by this section to be certificated, means a comprehensive survey consisting of the criteria outlined in WAC 296-56-60093 as applicable to the type of gear or device. The examination is supplemented by a unit proof test in the case of annual survey.

(14) "Flammable atmosphere" means an atmosphere containing more than ten percent of the lower flammable limit of a flammable or combustible vapor or dust mixed with air.

(15) "Front-end attachments."

(a) As applied to power-operated industrial trucks, means the various devices, such as roll clamps, rotating and sideshifting carriages, magnets, rams, crane arms or booms, load stabilizers, scoops, buckets, and dumping bins, attached to the load end for handling lifts as single or multiple units.

(b) As applied to cranes, means various attachments applied to the basic machine for the performance of functions such as lifting, clamshell or magnet services.

(16) "Fumigant" is a substance or mixture of substances, used to kill pests or prevent infestation, which is a gas or is rapidly or progressively transformed to the gaseous state, even though some nongaseous or particulate matter may remain and be dispersed in the treatment space.

(17) "Hazardous cargo, material, substance or atmosphere" means:

(a) Any substance listed in chapter 296-62 WAC;

(b) Any material in the hazardous materials table and hazardous materials communications regulations of the department of transportation, 49 CFR Part 172;

(c) Any article not properly described by a name in the hazardous materials table and hazardous materials communications regulations of the department of transportation, 49 CFR Part 172 but which is properly classified under the definition of those categories of dangerous articles given in 49 CFR Part 173; or

(d) Any atmosphere with an oxygen content of less than nineteen and one-half percent.

(18) "House falls" means spans and supporting members, winches, blocks, and standing and running rigging forming part of a marine terminal and used with a vessel's cargo gear to load or unload by means of married falls.

(19) "Inspection," as applied to material handling devices required by this part to be certificated, means a complete visual examination of all visible parts of the device.

(20) "Intermodal container" means a reusable cargo container of rigid construction and rectangular configuration, intended to contain one or more articles of cargo

or bulk commodities for transportation by water and one or more other transport modes without intermediate cargo handling. The term includes completely enclosed units, open top units, fractional height units, units incorporating liquid or gas tanks and other variations fitting into the container system, demountable or with attached wheels. It does not include cylinders, drums, crates, cases, cartons, packages, sacks, unitized loads or any other form of packaging.

(21) "Loose gear" means removable and replaceable components of equipment or devices which may be used with or as a part of assembled material handling units for purposes such as making connections, changing line direction and multiplying mechanical advantage. Examples are shackles and snatch blocks.

(22) "Marina" means a small harbor or boat basin providing dockage, supplies, and services for small craft.

(23) "Marine terminal" means wharves, bulkheads, quays, piers, docks and other berthing locations and adjacent storage or contiguous areas and structures associated with the primary movements of cargo or materials from vessel to shore or shore to vessel including structures which are devoted to receiving, handling, holding, consolidation, and loading or delivery of waterborne shipments and passengers, including areas devoted to the maintenance of the terminal or equipment. The term does not include production or manufacturing areas having their own docking facilities and located at a marine terminal nor does the term include storage facilities directly associated with those production or manufacturing areas.

NEW SECTION

WAC 296-56-60007 HOUSEKEEPING. (1) Active work areas shall be kept free of equipment and materials not in use, and clear of debris, projecting nails, strapping and other sharp objects not necessary for the work in progress.

(2) Hatch beams, covers, and pontoons placed in terminal working areas shall be stowed in stable piles with beams secured against tipping or falling. Alternatively, beams may be laid on their sides. When beams and pontoons are stowed in tiers more than one high, dunnage or other suitable material shall be used under and between tiers.

(3) Cargo and material shall not obstruct access to vessels, cranes, vehicles, or buildings. Means of access and egress within buildings shall be similarly unobstructed.

(4) The employer shall eliminate, to the extent possible, conditions causing slippery working and walking surfaces in immediate work areas used by employees.

NEW SECTION

WAC 296-56-60009 ACCIDENT PREVENTION PROGRAM. (1) An accident prevention program, wherein there is equitable management-employee participation, shall be established in all establishments, industrial plants, or operations.

(2) It shall be the responsibility of the employer to initiate and maintain such accident prevention programs

as may be necessary to comply with this section. The division of industrial safety and health may be contacted for assistance in initiating and maintaining an effective accident prevention program.

(3) All accident prevention programs shall be tailored to the needs of the particular operation.

(4) Employer and employee representatives, as elected, delegated or appointed, shall attend and actively take part in frequent and regular safety committee meetings.

(5) Accident prevention programs shall provide for employer-employee safety meetings and frequent and regular safety inspections of job sites, materials, equipment, and operating procedures.

(6) A record of safety activities, such as inspections and meetings, shall be maintained by the employer for a period covering the previous twelve months and shall be made available, upon request, to noncompliance personnel of the department of labor and industries.

(7) The employees shall individually comply with all safety rules and cooperate with management in carrying out the accident prevention program.

(8) To make effective the preceding statement and promote on-the-job accident prevention, committees shall be established in each port. These committees shall consist of an equal number of port or stevedore company and longshoremen representatives at the job level with the industry or company safety supervisor serving as secretary and coordinator. A function of this committee is to obtain the interest of the workers in accident prevention by providing for their actual participation in the program, to direct their attention to the real causes of accidents, and provide a means for making practical use of their intimate knowledge of working conditions and practices.

(9) It is further intended that this program will produce mutually practical and effective recommendations regarding correction of accident-producing circumstances and conditions.

NEW SECTION

WAC 296-56-60011 SLINGING. (1) Drafts shall be safely slung before being hoisted. Loose dunnage or debris hanging or protruding from loads shall be removed.

(2) Bales of cotton, wool, cork, wood pulp, gunny bags, or similar articles shall be hoisted only by straps strong enough to support the weight of the bale. At least two hooks, each in a separate strap, shall be used.

(3) Unitized loads bound by bands or straps may be hoisted by the banding or strapping only if the banding or strapping is suitable for hoisting and is strong enough to support the weight of the load.

(4) Additional means of hoisting shall be employed to ensure safe lifting of unitized loads having damaged banding or strapping.

(5) Case hooks shall be used only with cases designed to be hoisted by these hooks.

(6) Loads requiring continuous manual guidance during handling shall be guided by guide ropes (tag lines) that are long enough to control the load.

(7) Intermodal containers shall be handled in accord-

ance with WAC 296-56-60103(5).

(8) Cargo handling bridles, such as pallet bridles, which are to remain attached to the hoisting gear while hoisting successive drafts, shall be attached by shackles, or other positive means shall be taken to prevent them from becoming accidentally disengaged from the cargo hook.

(9) Drafts of lumber, pipe, dunnage and other pieces, the top layer of which is not bound by the sling, shall be slung in such a manner as to prevent sliders. Double slings shall be used on unstrapped dunnage, except when, due to the size of hatch or deep tank openings, it is impractical to use them.

(10) Hand loaded buckets, tubs, bins and baskets used in handling bulk cargo shall not be loaded above their rim.

NEW SECTION

WAC 296-56-60013 **STACKING OF CARGO AND PALLETS.** Cargo, pallets, and other material stored in tiers shall be stacked in such a manner as to provide stability against sliding and collapse.

NEW SECTION

WAC 296-56-60015 **COOPERING.** Repair and reconditioning of damaged or leaking cargo packaging (coopering) shall be performed so as not to endanger employees.

NEW SECTION

WAC 296-56-60017 **LINE HANDLING.** (1) In order to provide safe access for handling lines while mooring and unmooring vessels, cargo or material shall not be stowed or vehicles placed where they obstruct the work surface to be used.

(2) When stringpiece or apron width is insufficient for safe footing, grab lines on rails shall be installed on the sides of permanent structures. ("Stringpiece" means a narrow walkway between the water edge of a berth and a shed or other structure.)

(3) Areas around bitts or cleats where workers perform their duties as line handlers shall be lighted as required in this section and have a nonslip surface around each bitt or cleat.

(4) Walkways on which mooring hausers must be moved may have the handrail omitted on the line handling side provided a six-inch toeboard is installed.

NEW SECTION

WAC 296-56-60019 **STANDARD GAUGE RAILROAD OPERATIONS.** All sections of this chapter which include WAC 296-56-60019 through 296-56-60041 apply to standard gauge railroad operations.

(1) Work shall be performed in railcars only if floors of the railcars are in visibly safe condition for the work activity being conducted and equipment being used.

(2) A route shall be established to allow employees to pass to and from places of employment without passing

under, over or through railcars, or between cars less than ten feet (3 m) apart on the same track.

(3) The employer shall direct that no employees remain in railcars after work is concluded.

(4) Railcars shall be chocked or otherwise prevented from moving:

(a) While dockboards or carplates are in position; or

(b) While employees are working within, on or under the railcars or near the tracks at the ends of the cars.

(5) When employees are working in, on, or under a railcar, positive means shall be taken to protect them from exposure to impact from moving railcars.

(6) Work being carried on, in, or under cars which subjects employees to the hazard of moving railroad equipment shall be protected by flags and derails set a minimum of fifty feet from one or both ends of the worksite. Where the spur track switch is less than fifty feet from the work location, the switch padlocked in the open position will take the place of the derail and the blue flag shall be placed at that point.

(7) Before cars are moved, unsecured and overhanging stakes, wire straps, banding, and similar objects shall be removed or placed so as not to create hazards.

(8) The employer shall institute all necessary controls during railcar movement to safeguard personnel. If winches or capstans are employed for movement, employees shall stand clear of the hauling rope and shall not stand between the rope and the cars.

(9) Before being opened fully, doors shall be opened slightly to ensure that the load has not shifted during transit. Special precautions shall be taken if the doors being opened are visibly damaged.

(10) If power industrial trucks are used to open freight car doors, the trucks or the railcar doors shall be equipped with door opening attachments. Employees shall stand clear of the railcar doors while they are being opened and closed.

(11) Only railcar door openers or power trucks equipped with door opening attachments shall be used to open jammed doors.

(12) Employees shall not remain in or on gondolas or flat cars when drafts that create overhead, caught-in, caught-between or stuck-by hazards are being landed in or on the railcar; end gates, if raised, shall be secured.

(13) Operators of railcar dumps shall have an unrestricted view of dumping operations and shall have emergency means of stopping movement.

(14) Recessed railroad switches shall be enclosed to provide a level surface.

(15) Warning signs shall be posted where doorways open onto tracks, at blind corners and at similar places where vision may be restricted.

(16) Warning signs shall be posted if insufficient clearance for personnel exists between railcars and structures.

NEW SECTION

WAC 296-56-60021 **SIGNALS DISPLAYED BY EACH MAINTENANCE CREW.** Each maintenance crew shall display and remove its own set of blue signals.

NEW SECTION

WAC 296-56-60023 **WARNING FLAGS OR LIGHTS.** A blue flag, bright colored flag or blue light shall be displayed at one or both ends of an engine, car(s), or train, to indicate that workers are under or about the railway equipment. When such warning devices are displayed, the equipment shall not be coupled to, or moved. On a deadend spur, a blue light or flag may be displayed adjacent to the switch opening while cars are being loaded or unloaded.

NEW SECTION

WAC 296-56-60025 **SIGNALS UNOBSCURED.** Equipment which would obscure signals shall not be placed on the track.

NEW SECTION

WAC 296-56-60027 **AUDIBLE WARNING SYSTEM.** A clearly audible warning system shall be employed when cars are being moved in areas where workers are in the vicinity of the tracks. When the audible warning signal may not be heard above the surrounding noises, a person shall be delegated and stationed close enough to the track crew to warn them, by contact, of the oncoming equipment.

NEW SECTION

WAC 296-56-60029 **SAFETY OBSERVER ON RAILROAD SWITCHING.** When persons are required to work between railway cars, underneath railway cars or in areas where switching is done, there shall be a person who shall be charged with the responsibility to warn of an approaching switch of the railway car or cars, unless other reasonable and practical safeguards are provided.

NEW SECTION

WAC 296-56-60031 **WARNING AT ROAD CROSSING.** An audible whistle, horn or bell shall be sounded by the locomotive engineer to give adequate warning prior to switching across any road crossing. In the case of pushing cars with a locomotive, a signalman shall be located at the crossing to give signals in conjunction with other warnings by the engineer.

NEW SECTION

WAC 296-56-60033 **FLYING SWITCHES.** Flying switches shall not be used when switching railroad equipment in congested areas or across roadways or walkways.

NEW SECTION

WAC 296-56-60035 **CLEARANCE FROM RAILROAD TRACKS.** Materials shall not be stacked or piled closer than eight and one-half feet from the center line of the railroad tracks.

NEW SECTION

WAC 296-56-60037 **CAR PLATES.** Whenever workers are required to move cargo into or out of a railway car, a railway car plate shall be used which shall meet the following specifications:

(1) All car plates shall be strong enough to carry maximum loads with a safety factor of three.

(2) All car plates shall be provided with positive stops to prevent shifting of plates. One set of these stops shall be adjustable to take care of different spaces between car door and platform.

(3) Car plates shall be so shaped that edges will always bear on floor of car and platform to prevent "teetering" or rocking.

(4) All car plates shall have skid resistant surfaces.

(5) All car plates are to be provided with toe or guard plates at the sides with a minimum height of four inches.

(6) All car plates must bear no less than six inches back from edge of platform.

(7) Maximum capacity of car plates shall be marked in a conspicuous place.

(8) Car plates shall be provided with an appropriate fixture to enable the plates to be lifted and moved by fork trucks.

NEW SECTION

WAC 296-56-60039 **DOCKBOARDS (BRIDGE PLATES).** (1) Portable and powered dockboards shall be strong enough to carry the load imposed on them.

(2) Portable dockboards shall be secured in position, either by being anchored or equipped with devices which will prevent their slipping.

(3) Powered dockboards shall be designed and constructed in accordance with commercial standards CS202-56 (1956) "Industrial Lifts and Hinged Loading Ramps" published by the United States Department of Commerce.

(4) Handholds or other effective means, shall be provided on portable dockboards to permit safe handling.

(5) Positive protection shall be provided to prevent railroad cars from being moved while dockboards or bridge plates are in position.

NEW SECTION

WAC 296-56-60041 **LOG HANDLING.** (1) The employer shall ensure that structures (bunks) used to contain logs have rounded corners and rounded structural parts to avoid sling damage.

(2) Two or more binders or equivalently safe means of containment shall remain on logging trucks and railcars to secure logs during movement of the truck or car within the terminal. During unloading, logs shall be prevented from moving while binders are being removed.

(3) Logs shall be hoisted by two slings or by other gear designed for safe hoisting.

(4) Logs placed adjacent to vehicle curbs on the dock shall not be over one tier high unless placed in bunks or so stacked as not to roll or otherwise create a hazard to employees.

(5) Before logs are slung up from the dock, they shall be stably supported to prevent spreading and to allow

passage of slings beneath the load. When bunks or similar retaining devices are used, no log shall be higher than the stanchions or retaining members of the device.

(6) Draft of logs for hoisting aboard ship shall not vary in length more than twenty percent.

(7) Audible alarms.

(a) All bidirectional machines, shall be equipped with a horn, distinguishable from the surrounding noise level, which shall be operated as needed when the machine is moving in either direction. The horn shall be maintained in an operative condition.

(b) Automatic back-up alarms shall be installed on bidirectional equipment used to handle logs or containers and shall be maintained in an operative condition.

NEW SECTION

WAC 296-56-60043 MOVEMENT OF BARGES AND RAILCARS. Barges and railcars shall not be moved by cargo runners (running rigging) from vessel cargo booms, cranes or other equipment not suitable for the purpose.

NEW SECTION

WAC 296-56-60045 COMMUNICATION. (1) Radio. When practical and safe, crane operators shall be provided with a radio or telephone to be in contact with the signalman or crane chaser in those cases where a signalman or crane chaser is required.

(2) Interference. Cargo handling operations shall not be carried on when noise-producing maintenance, construction or repairs work interferes with communication of warnings or instructions.

NEW SECTION

WAC 296-56-60047 OPEN FIRES. Open fires and fires in drums or similar containers are prohibited.

NEW SECTION

WAC 296-56-60049 HAZARDOUS CARGO. (1) Before cargo handling operations begin, the employer shall ascertain whether any hazardous cargo is to be handled and shall determine the nature of the hazard. The employer shall inform employees of the nature of any hazard and any special precautions to be taken to prevent employee exposure, and shall instruct employees to notify him of any leaks or spills.

(2) All hazardous cargo shall be slung and secured so that neither the draft nor individual packages can fall as a result of tipping the draft or slacking of the supporting gear.

(3) If hazardous cargo is spilled or if its packaging leaks, employees shall be removed from the affected area until the employer has ascertained the specific hazards, provided any equipment, clothing and ventilation and fire protection equipment necessary to eliminate or protect against the hazard, and has instructed cleanup employees in a safe method of cleaning up and disposing of a spill and handling and disposing of leaking containers. Actual cleanup or disposal work shall be conducted under the supervision of a designated person.

(4) The department of transportation and the United States coast guard apply requirements related to handling, storing and transportation of hazardous cargo (see 33 CFR Part 126, 46 CFR, 49 CFR).

NEW SECTION

WAC 296-56-60051 HANDLING EXPLOSIVES OR HAZARDOUS MATERIALS. (1) Dangerous or explosive nature to be made known. All workers handling explosive or other hazardous material which is properly labeled pursuant to the Washington state labeling code promulgated by the department of labor and industries, or the Explosive Act, or the Federal and Washington State Food, Drug and Cosmetic Acts, the Federal Insecticide, Fungicide and Rodenticide Act, the Washington Pesticide Act, the Federal Hazardous Substances Labeling Act, the Interstate Commerce Commission and Foreign Commerce regulations, or explosives or other dangerous cargo which is reasonably known by the employers to be mislabeled or to be lacking a required label, shall be thoroughly informed by the employer of the explosive or dangerous nature of the cargo.

(2) Preparation and handling of explosive or hazardous materials. In all shipping operations including, but not limited to, handling, storing, and preparation, compliance with the standards of the Interstate Commerce Commission, the United States Coast Guard, or the safety rules developed by the Institute of Makers of Explosives shall be deemed proper and safe methods of operation.

(3) Handling of breakage. If breakage should occur while handling explosives or other hazardous materials, the foreman shall order the work in the immediate area to cease until the hazard has been removed. It shall be the responsibility of the employer to use a safe method of handling such breakage and placing the same in a location safety remote from the work area.

(4) No smoking. All workers supervising or engaged in the handling, hoisting, stowing of explosives, combustible oxidizing materials or flammable materials shall smoke only in designated areas.

(5) Loading chute. In chuting packaged explosives, care must be exercised to make sure that one package shall have been taken from the mat before starting another. Each package shall have been completely removed from the mat before another is placed on the chute.

(6) Specifications for chutes. In the loading of explosive merchandise in package form where chutes are used, the chutes shall be constructed only of wood. All fastenings thereon shall be of wooden pins, dowelings, or pegs. Metal fastenings may be used, provided they are countersunk.

(7) Mattress landing buffer. The bottoms of the chutes shall be provided with a stuffed mattress not less than four inches thick and of sufficient width and length to allow for safe landing of packages.

(8) Drafts of cargo ascertained by the employer to be hazardous shall be so slung and secured that neither the draft nor individual packages can fall as a result of tipping the draft or slacking the supporting gear.

NEW SECTION

WAC 296-56-60053 HAZARDOUS ATMOSPHERES AND SUBSTANCES. (1) Purpose and scope. This section covers areas in which the employer is aware that a hazardous atmosphere or substance may exist, except where one or more of the following sections apply: WAC 296-56-60049 Hazardous cargo; 296-56-60055 Carbon monoxide; 296-56-60057 Fumigants, pesticides, insecticides and hazardous preservatives; 296-56-60107 Menhaden terminals; 296-56-60235 Welding, cutting, and heating (hot work); and 296-56-60237 Spray painting.

(2) Determination of hazard.

(a) When the employer is aware that a room, building, vehicle, railcar or other space contains or has contained a hazardous atmosphere, a designated and appropriately equipped person shall test the atmosphere before employee entry to determine whether a hazardous atmosphere exists.

(b) Records of results of any tests required by this section shall be maintained for at least thirty days.

(3) Testing during ventilation. When mechanical ventilation is used to maintain a safe atmosphere, tests shall be made by a designated person to ensure that the atmosphere is not hazardous.

(4) Entry into hazardous atmospheres. Only designated persons shall enter hazardous atmospheres, in which case the following provisions shall apply:

(a) Persons entering a space containing a hazardous atmosphere shall be protected by respiratory and emergency protective equipment meeting the requirements of WAC 296-62-071;

(b) Persons entering a space containing a hazardous atmosphere shall be instructed in the nature of the hazard, precautions to be taken, and the use of protective and emergency equipment. Standby observers, similarly equipped and instructed, shall continuously monitor the activity of employees within such space;

(c) Except for emergency or rescue operations, employees shall not enter into any atmosphere which has been identified as flammable or oxygen deficient (less than nineteen and one-half percent oxygen). Persons who may be required to enter flammable or oxygen deficient atmospheres in emergency operations shall be instructed in the dangers attendant to those atmospheres and instructed in the use of self-contained breathing apparatus, which shall be utilized.

(d) To prevent inadvertent employee entry into spaces that have been identified as having hazardous, flammable or oxygen deficient atmospheres, appropriate warning signs or equivalent means shall be posted at all means of access to those spaces.

(5) When the packaging of asbestos cargo leaks, spillage shall be cleaned up by designated employees protected from the harmful effects of asbestos as required by WAC 296-62-07517.

NEW SECTION

WAC 296-56-60055 CARBON MONOXIDE. (1) Exposure limits. The carbon monoxide content of the atmosphere in a room, building, vehicle, railcar or any en-

closed space shall be maintained at not more than fifty parts per million (0.005%) as an eight-hour time-weighted average and employees shall be removed from the enclosed space if the carbon monoxide concentration exceeds one hundred parts per million (0.01%).

(2) Testing. Tests to determine carbon monoxide concentration shall be made when necessary to ensure that employee exposure does not exceed the limits specified in subsection (1) of this section.

(3) Instrumentation. Tests for carbon monoxide concentration shall be made by designated persons using gas detector tube units certified by NIOSH under 30 CFR Part 11 or other measuring instruments whose accuracy is as great or greater.

(4) Records. A record of the date, time, location and results of carbon monoxide tests shall be available for at least thirty days.

NEW SECTION

WAC 296-56-60057 FUMIGANTS, PESTICIDES, INSECTICIDES AND HAZARDOUS PRESERVATIVES. (1) When the employer is aware that cargo in a space is or has been stowed, handled, or treated with a fumigant, pesticide, insecticide, or hazardous preservative, a determination shall be made as to whether a hazardous atmosphere is present in the space, and only employees protected as required in subsection (5) of this section shall enter the space if it is hazardous.

(2) Tests to determine the atmospheric concentration of chemicals used to treat cargo shall be:

(a) Appropriate for the hazard involved;

(b) Conducted by designated persons; and

(c) Performed at the intervals necessary to ensure that employee exposure does not exceed the permissible exposure limit for the chemical involved.

(3) Results of any tests shall be available for at least thirty days.

(4) Chemicals shall only be applied to cargoes by designated persons.

(5) Only designated persons shall enter hazardous atmospheres, in which case the following provisions apply.

(a) Persons entering a space containing a hazardous atmosphere shall be protected by respiratory and emergency protective equipment meeting the requirements of WAC 296-62-071; and

(b) Persons entering a space containing a hazardous atmosphere shall be instructed in the nature of the hazard, precautions to be taken, and the use of protective and emergency equipment. Standby observers, similarly equipped and instructed, shall continuously monitor the activity of employees within such a space.

(6) Signs shall be clearly posted where fumigants, pesticides or hazardous preservatives have created a hazardous atmosphere. These signs shall note the danger, identify specific chemical hazards, and give appropriate information and precautions, including instructions for the emergency treatment of employees affected by any chemical in use.

NEW SECTION

WAC 296-56-60059 FIRST-AID AND LIFE-SAVING FACILITIES. (1) Employers shall instruct employees to report every injury, regardless of severity, to the employer.

(2) A first-aid kit shall be available at the terminal, and at least one person holding a valid first-aid certificate shall be at the terminal when work is in progress.

(3) First-aid kits shall be weatherproof and contain individual sealed packages for each item that must be kept sterile. Each kit shall include at least the following items: Gauze roller bandages, 1 inch and 2 inch (25.4 mm and 50.8 mm); gauze compress bandages, 4 inch (101.6 mm); adhesive bandages, 1 inch (25.4 mm); triangular bandage, 40 inch (101.6 cm); ammonia inhalants and ampules; antiseptic applicators or swabs; eye dressing; wire or thin board splints; forceps and tourniquet; and first-aid dressing.

(4) Stretchers permanently equipped with bridles for hoisting shall be readily accessible. A blanket or other suitable covering shall be available.

(5) Telephone or equivalent means of communication shall be readily available.

(6) It shall be the duty of every employer to comply with such standards and systems of education for safety as shall be, from time to time, prescribed for such employer by the director of labor and industries through the division of industrial safety and health or by statute.

(7) Employees working on any bridge or structure leading to a detached vessel berthing installation shall wear United States Coast Guard approved personal flotation devices except where protected by railings, nets, or safety belts and lifelines.

(8) Life ladders. On all docks spaced at intervals not to exceed four hundred feet, there shall be provided substantial built-in-place ladders to reach lowest water use. When portable ladders are to be used, ladder may be bolted to the bullrail or dock structure or ladder can be secured to an embedded eye bolt in a concrete dock surface. The immediate area where such ladders or fastenings are located shall be painted with a bright color or of a color which contrasts with the surrounding area. There shall be a ladder at each end of the dock.

(9) Life rings. On all docks, spaced at intervals not to exceed two hundred feet, and so located to be readily available in case of emergency, there shall be at least one life ring of an approved standard type with ninety feet of line attached.

NEW SECTION

WAC 296-56-60060 FIRST-AID TRAINING AND CERTIFICATION. The purpose of this section is to assure that all employees of this state can be afforded quick and effective first-aid attention in the event that an injury occurs on the job. The means of achieving this purpose is to assure the presence of personnel trained in first-aid procedures at or near those places where employees are working. Compliance with the provisions of this section may require the presence of more than one first-aid trained person.

(1) In addition to RCW 51.36.030, every employer

shall comply with the department's requirements for first-aid training and certification.

(2) There shall be present or available at all times, a person or persons holding a valid certificate of first-aid training. (A valid first-aid certificate is one which is less than three years old.)

(3) Compliance with the requirements of subsection (2) of this section may be achieved as follows:

(a) All foremen, supervisors, or persons in direct charge of crews working in physically dispersed operations, shall have a valid first-aid certificate: PROVIDED, That if the duties or work of the foreman, supervisor or person in direct charge of the crew requires an absence from the crew, another person holding a valid first-aid certificate shall be present. For the purposes of this section, a crew shall mean a group of two or more employees working at a work site separate and remote from the main office or fixed work place such as occurs in construction, logging, etc. If there is no foreman, supervisor or person in direct charge assigned to the crew, at least one employee shall have a valid first-aid certificate. In emergencies, foremen, supervisors and persons in direct charge of a crew will be permitted to work up to thirty days without having the required certificate, providing an employee in the crew or another foreman in the immediate work area has the necessary certificate.

(b) In fixed establishments, all foremen, supervisors, or persons in direct charge of a group or groups of employees shall have a valid first-aid certificate: PROVIDED, That in fixed establishments where the foreman, supervisor, or person in charge has duties which require his absence from the work site of the group, another person holding a valid first-aid certificate shall be present or available to the group.

NOTE: Foremen, supervisors or persons in direct charge of a group or groups of employees will be permitted to work up to thirty days without having the required certificate, providing an employee in the crew or another foreman in the immediate work area has the necessary certificate.

(c) In fixed establishments organized into distinct departments or equivalent organizational units such as department stores, large company offices, etc., a person or persons holding a valid first-aid certificate shall be present or available at all times employees are working within that department or organizational unit.

(d) In small businesses, offices or similar types of fixed workplaces, compliance may be achieved by having a number of such small businesses, offices, etc., combined into a single unit for the purpose of assuring the continued presence or availability of a person or persons holding a valid first-aid training certificate.

A plan for combining a number of small businesses etc., into such a group shall be submitted to the division of industrial safety and health, safety education section, for approval. That section is also available to assist employers who wish to develop such a plan. Criteria for approval by the division shall include:

(i) The businesses within the group must not be widely dispersed;

(ii) The name(s) of the person or persons holding the first-aid certificates, their usual places of work, their phone numbers, and other appropriate information shall be posted in each establishment which is a member of the group, in a place which can reasonably be expected to give notice to employees of that establishment;

(iii) First-aid kits must be available as required by WAC 296-56-60062.

(e) Valid certification shall be achieved by passing a course of first-aid instruction and participation in practical application of the following subject matter.

- Bleeding control and bandaging.
- Practical methods of artificial respiration, including mouth to mouth and mouth to nose resuscitation.
- Closed chest heart massage.
- Poisons.
- Shock, unconsciousness, stroke.
- Burns, scalds.
- Sunstroke, heat exhaustion.
- Frostbite, freezing, hypothermia.
- Strains, sprains, hernias.
- Fractures, dislocations.
- Proper transportation of the injured.
- Bites, stings.
- Subjects covering specific health hazards likely to be encountered by co-workers of first-aid students enrolled in the course.

(4) In physically dispersed operations, at least one member of each crew shall have a valid first-aid certificate. A crew shall mean a group of two or more employees working at a work site separate and remote from the main office or fixed workplace such as occurs in construction, logging, etc.

(5) Industrial first-aid course instructors will, upon request, be furnished by the division of industrial safety and health, department of labor and industries, either directly or through a program with the community colleges or vocational education.

(6) Employers of employees working in fixed establishments, meeting the following criteria, are exempt from the requirements of this section: PROVIDED

(a) They can submit written evidence to the department, upon request, that the worksite of their employees is within a two-minute time frame of response by an aid car, medic unit or established ambulance service with first-aid trained attendants.

(b) There is a back-up aid car, medic unit or established ambulance service within the two-minute response time; or that a first-aid trained person with readily available transportation is on the site of the posted emergency phone number for immediate dispatch in the event the primary unit is not available.

(c) There are no traffic impediments, such as draw bridges, railroad track; etc., along the normal route of travel of the aid car, medic unit or established ambulance service that would delay arrival beyond the required two minute time frame.

(d) Emergency telephone numbers are posted on all first-aid kits and at all telephones on the worksite.

(e) The above services are available or exist at all times when more than one employee is on the worksite.

NOTE: A construction site that will be of more than six months duration, such as a large building, shall be considered a fixed establishment for the purposes of this section. Doctor's offices and clinics are not to be considered as alternates due to the fact that very often doctor's schedules require them to be away from their offices.

NEW SECTION

WAC 296-56-60062 FIRST-AID KIT. (1) All employers who employ men and women covered by the Industrial Safety and Health Act shall furnish first-aid kits as required by the division of safety, department of labor and industries, (RCW 51.36.030).

(2) First-aid supplies shall be readily accessible when required.

(3) In the absence of readily accessible first-aid supplies such as first-aid kits, first-aid stations, first-aid rooms or their equivalent, all crew trucks, power shovels, cranes, locomotives, loaders, dozers, logging trucks, speeders, freight trucks, and similar equipment shall be equipped with not less than a ten package first-aid kit.

(4) All crew vehicles used for transporting workmen shall be equipped with not less than a ten package first-aid kit. When more than five employees are being transported on any one trip, the kit shall be increased in size to comply with a 16, 24, or 36-package kit depending upon the number of personnel normally being transported.

(5) At least one first-aid kit shall be available on construction jobs, line crews, and other transient or short duration jobs. The size and quantity of first-aid kits, required to be located at any site, shall be determined by the number of personnel normally dependent upon each kit as outlined in the following table:

NUMBER OF PERSONNEL NORMALLY ASSIGNED TO WORKSITE	MINIMUM FIRST-AID SUPPLIES REQUIRED AT WORKSITE
1 - 50 PERSONS	FIRST-AID KIT
1 - 5	10 package kit
6 - 15	16 package kit
16 - 30	24 package kit
31 - 50	36 package kit
51 - 200 PERSONS	FIRST-AID STATION
51 - 75	One 36 and one 10 package kit
76 - 100	One 36 and one 16 package kit
101 - 150	One 36 and one 24 package kit
151 - 200	Two 36 package kits
OVER 200 PERSONS	FIRST-AID ROOM
	Refer to WAC 296-24-070

(6) Employers shall establish a procedure to assure that first-aid kits and required contents are maintained in a serviceable condition.

(7) First-aid kits shall contain at least the following items:

10 Package Kit

- 1 Pkg. Adhesive bandages, 1" (16 per pkg.)
- 1 Pkg. Bandage compress, 4" (1 per pkg.)
- 1 Pkg. Scissors* and tweezers (1 each per pkg.)
- 1 Pkg. Triangular bandage, 40" (1 per pkg.)
- 1 Pkg. Antiseptic soap or pads (3 per pkg.)
- 5 Pkgs. of consulting physician's choice**

16 Package Kit

- 1 Pkg. Absorbent gauze, 24" x 72" (1 per pkg.)
- 1 Pkg. Adhesive bandages, 1" (16 per pkg.)
- 2 Pkgs. Bandage compresses, 4" (1 per pkg.)
- 1 Pkg. Eye dressing (1 per pkg.)
- 1 Pkg. Scissors* and tweezers (1 each per pkg.)
- 2 Pkgs. Triangular bandages, 40" (1 per pkg.)
- 1 Pkg. Antiseptic soap or pads (3 per pkg.)
- 7 Pkgs. of consulting physician's choice**

24 Package Kit

- 2 Pkgs. Absorbent gauze, 24" x 72" (1 per pkg.)
- 2 Pkgs. Adhesive bandages, 1" (16 per pkg.)
- 2 Pkgs. Bandage compresses, 4" (1 per pkg.)
- 1 Pkg. Eye dressing (1 per pkg.)
- 1 Pkg. Scissors* and tweezers (1 each per pkg.)
- 6 Pkgs. Triangular bandages (1 per pkg.)
- 1 Pkg. Antiseptic soap or pads (3 per pkg.)
- 9 Pkgs. of consulting physician's choice**

36 Package Kit

- 4 Pkgs. Absorbent gauze, 24" x 72" (1 per pkg.)
- 2 Pkgs. Adhesive bandages, 1" (16 per pkg.)
- 5 Pkgs. Bandage compresses, 4" (1 per pkg.)
- 2 Pkgs. Eye dressing (1 per pkg.)
- 1 Pkg. Scissors* and tweezers (1 each per pkg.)
- 8 Pkgs. Triangular bandages, 40" (1 per pkg.)
- 1 Pkg. Antiseptic soap or pads (3 per pkg.)
- 13 Pkgs. of consulting physician's choice**

*Scissors shall be capable of cutting two layers of fifteen ounce cotton cloth or its equivalent.

**First-aid kits shall be maintained at the ten, sixteen, twenty-four or thirty-six package level. In the event the consulting physician chooses not to recommend items, the department of labor and industries shall be contacted for recommended items to complete the kit.

(8) Where the eyes or body of any person may be exposed to injurious chemicals and/or materials, suitable facilities for quick drenching or flushing of the eyes and body shall be provided, within the work area, for immediate emergency use.

(9) When practical, a poster shall be fastened and maintained either on or in the cover of each first-aid kit and at or near all phones plainly stating, the phone numbers of available doctors, hospitals, and ambulance services within the district of the worksite.

(10) When required by the department, in addition to the first-aid kit which must be kept on the equipment or at the place of work, there shall be available within the closest practicable distance from the operations (not to exceed one-half mile) the following items:

- 1 set of arm and leg splints.
- 2 all wool blankets or blankets equal in strength and fire resistant (properly protected and marked).
- 1 stretcher.

NEW SECTION

WAC 296-56-60065 FIRST-AID STATION. (1) First-aid stations shall be located as close as practicable to the highest concentration of personnel.

(2) First-aid stations shall be well marked and available to personnel during all working hours.

(3) One person holding a valid first-aid certificate shall be responsible for the proper use and maintenance of the first-aid station.

(4) First-aid stations shall be equipped with a minimum of two first-aid kits, the size of which shall be dependent upon the number of personnel normally employed at the worksite. One first-aid kit may be a permanent wall-mounted kit, but in all cases the station shall be equipped with at least one portable first-aid kit.

(5) When required by the department, the station shall be equipped with two wool blankets and a stretcher in addition to first-aid kits.

(6) A roster, denoting the telephone numbers and addresses of doctors, hospitals and ambulance services available to the worksite, shall be posted at each first-aid station.

NEW SECTION

WAC 296-56-60067 FIRST-AID ROOM. (1) A first-aid room meeting the requirements of this section shall be required when:

(a) A fixed establishment employs more than two hundred employees at one central location,

EXCEPTION: The department may permit the employer to follow the requirements of WAC 296-56-60060, 296-56-60062 and 296-56-60065, as appropriate when employees would be better served for first-aid purposes and the following conditions are present:

(i) In low hazard occupations such as retail clothing stores, banks, or general office work where exposure to manufacturing processes or heavy materials handling does not exist, and

(ii) Where the two hundred or more employees have physically dispersed normal work stations which would result in excessive travel to the first-aid room. (Excessive travel shall mean travel of one quarter mile or more or three or more floors of vertical travel.)

(b) At construction sites which are expected to remain construction sites for six months or more.

(2) First-aid rooms shall be located as close as possible to the heaviest concentrated work area. They shall be identified in such a manner as to be easily recognizable as first-aid rooms.

(3) The first-aid room shall be well lighted and ventilated, kept clean and orderly, provided with hot and cold running water, and maintained in a fully-equipped condition.

(4) The first-aid room shall be manned and maintained by:

- (a) A licensed physician, or
- (b) A licensed or registered nurse, or
- (c) An employee who:

(i) Holds a valid advanced first-aid certificate as recognized by the department,

(ii) Works in the vicinity of the first-aid room, and

(iii) Does not perform other work of the nature that is likely to affect adversely her/his ability to administer first-aid.

(5) First-aid rooms shall be equipped with items recommended by the consulting physician or plant medical officer and, as a minimum, should contain an adequate supply of the following:

- Antiseptic soap
- 3/4" or 1" adhesive compresses
- Adhesive knuckle bands
- 2" Bandage compresses
- 4" Bandage compresses
- 3" x 3" gauze pads
- Assorted sizes of large gauze pads
- 2" roller bandages
- 3" roller bandages
- 4" roller bandages
- Assorted adhesive tape rolls
- Eye dressings
- Ammonia inhalants
- Burn ointment
- Triangular bandages
- Scissors, forceps, razor and blades, medicine droppers
- Safety pins
- Drinking cups
- Rubbing alcohol
- Absorbent cotton
- Arm and leg splints
- Antidotes for specific industrial poisons
- Pressure points chart
- Stretcher
- Wool blankets and clean linen
- Hot water bottles
- Quick colds or ice bag
- Emergency first-aid kit
- A method of sterilizing instruments

(6) A poster shall be maintained on, or in the cover of, each first-aid cabinet and near each first-aid room phone. Such poster will state phone numbers of available doctors, hospitals, and ambulance services within the employer's district.

NEW SECTION

WAC 296-56-60069 PERSONNEL. (1) Qualifications of machinery operators.

(a) Only those employees determined by the employer to be competent by reason of training or experience, and who understand the signs, notices and operating instructions and are familiar with the signal code in use shall be permitted to operate a crane, winch or other power-operated cargo handling apparatus, or any power-operated vehicle, or give signals to the operator of any hoisting apparatus. Exception: Employees being trained and supervised by a designated person may operate such machinery and give signals to operators during training.

(b) No employee known to have defective uncorrected eyesight or hearing, or to be suffering from heart disease, epilepsy, or similar ailments which may suddenly incapacitate him shall be permitted to operate a crane, winch or other power-operated vehicle.

(2) Supervisory accident prevention proficiency.

(a) After October 3, 1985, immediate supervisors of cargo-handling operations of more than five persons shall satisfactorily complete a course in accident prevention. Employees newly assigned to supervisory duties after that date shall be required to meet the provisions of this paragraph within ninety days of such assignment.

(b) The course shall consist of instruction suited to the particular operations involved.

(c) No minor under eighteen years of age shall be employed in occupations involving the operation of any power-operated hoisting apparatus or assisting in such operations by performing work such as hooking on or landing drafts, rigging gear, etc.

CARGO HANDLING GEAR AND EQUIPMENT

NEW SECTION

WAC 296-56-60071 HOUSE FALLS. (1) Span beams shall be secured to prevent accidental dislodgement.

(2) A safe means of access shall be provided for employees working with house fall blocks.

(3) Designated employees shall inspect chains, links, shackles, swivels, blocks and other loose gear used in house fall operations before each day's use. Defective gear shall not be used.

NEW SECTION

WAC 296-56-60073 MISCELLANEOUS AUXILIARY GEAR. (1) Routine inspection.

(a) At the completion of each use, loose gear such as slings, chains, bridles, blocks, and hooks shall be so placed as to avoid damage to the gear. Loose gear shall be inspected and any defects corrected before reuse.

(b) All loose gear shall be inspected by the employer or his authorized representative before each use and, when necessary, at intervals during its use, to ensure that it is safe. Any gear which is found upon such inspection to be visibly unsafe shall not be used until it is made safe.

(c) Defective gear shall not be used. Distorted hooks, shackles, or similar gear shall be discarded.

(d) Chains or other gear which have been lengthened, altered, or repaired by welding shall be properly heat treated where necessary, and, before again being put into use, shall be tested and reexamined in the manner set forth in WAC 296-56-60097 and 296-56-60098.

(2) The employer shall maintain a record of the dates and results of the tests with each unit of gear concerned clearly identifiable. The records shall be available for examination by representatives of the division of industrial safety and health personnel and the employee safety committee.

(3) Wire rope and wire rope slings.

(a) The employer shall ascertain and adhere to the manufacturer's recommended ratings for wire rope and wire rope slings and shall have such ratings available for inspection. When the manufacturer is unable to supply such ratings, the employer shall use the tables for wire rope and wire rope slings found in American National

Safety Standard for Slings, current ANSI B30.9. A design safety factor of at least five shall be maintained for the common sizes of running wire used as falls, in purchases or in such uses as light load slings. Wire rope with a safety factor of less than five may be used only:

(i) In specialized equipment, such as but not limited to cranes, designed to be used with lesser wire rope safety factors;

(ii) In accordance with design factors in standing rigging applications; or

(iii) For heavy lifts or other purposes for which a safety factor of five is impracticable and for which the employer can demonstrate that equivalent safety is ensured.

(b) Wire rope or wire rope slings having any of the following conditions shall not be used:

(i) Ten randomly distributed broken wires in one rope lay or three or more broken wires in one strand in one rope lay;

(ii) Kinking, crushing, bird caging, or other damage resulting in distortion of the wire rope structure;

(iii) Evidence of heat damage;

(iv) Excessive wear or corrosion, deformation or other defect in the wire or attachments, including cracks in attachments;

(v) Any indication of strand or wire slippage in end attachments; or

(vi) More than one broken wire in the close vicinity of a socket or swaged fitting.

(c) Protruding ends of strands in splices on slings and bridles shall be covered or blunted. Coverings shall be removable so that splices can be examined. Means used to cover or blunt ends shall not damage the wire.

(d) Where wire rope clips are used to form eyes, the employer shall adhere to the manufacturer's recommendations, which shall be available at the terminal. If "U" bolt clips are used and the manufacturer's recommendations are not available, Table C-1 shall be used to determine the number and spacing of clips. "U" bolts shall be applied with the "U" section in contact with the dead end of the rope.

Table C-1—Number and Spacing of U-Bolt Wire Rope Clips

Improved plow steel, rope diameter	Minimum number of clips		Minimum spacing
	Drop forged	Other material	
inches/(cm)			inches/(cm)
½ or less (1.3)	3	4	3(7.6)
¾(1.6)	3	4	3¾(9.5)
1(1.9)	4	5	4½(11.4)
1¼(2.2)	4	5	5½(13.3)
1½(2.5)	5	7	6(15.2)
1¾(2.7)	6	7	6¾(17.1)
2(3.2)	6	8	7½(18.1)
2¼(3.5)	7	8	8½(21.0)
2½(3.8)	7	9	9(22.9)

(e) Wire rope shall not be secured by knots.

(f) Eyes in wire rope bridles, slings, bull wires, or in single parts used for hoisting shall not be formed by wire rope clips or knots.

(g) Eye splices in wire ropes shall have at least three tucks with a whole strand of the rope and two tucks with one-half of the wire cut from each strand. Other forms of splices or connections which are shown to be equivalently safe may be used.

(h) Except for eye splices in the ends of wires and for endless rope slings, each wire rope used in hoisting or lowering, or in bulling cargo, shall consist of one continuous piece without knot or splice.

(4) Natural fiber rope.

(a) The employer shall ascertain the manufacturer's ratings for the specific natural fiber rope used and have such ratings available at the terminal. The manufacturer's ratings shall be adhered to and a minimum design safety factor of five maintained.

(b) Eye splices shall consist of at least three full tucks. Short splices shall consist of at least six full tucks, three on each side of the center line.

(5) Synthetic rope.

(a) The employer shall adhere to the manufacturer's ratings and use recommendations for the specific synthetic fiber rope used and shall have such ratings available at the terminal.

(b) Unless otherwise recommended by the manufacturer, when synthetic fiber ropes are substituted for manila ropes of less than three inches (7.62 cm) in circumference, the substitute shall be of equal size. Where substituted for manila rope of three inches or more in circumference, the size of the synthetic rope shall be determined from the formula:

$$C = \sqrt{0.6C_s^2 + 0.4C_m^2}$$

where C = the required circumference of the synthetic rope in inches, C_s = the circumference to the nearest one-quarter inch of a synthetic rope having a breaking strength not less than that of the size manila rope that would be required by subsection (4) of this section, and C_m = the circumference of manila rope in inches which would be required by subsection (4) of this section. In making such substitution, it shall be ascertained that the inherent characteristics of the synthetic fiber are suitable for hoisting.

(6) Removal of natural and synthetic rope from service. Natural and synthetic rope having any of the following defects shall be removed from service:

(a) Abnormal wear;

(b) Powdered fiber between strands;

(c) Sufficient cut or broken fibers to affect the capability of the rope;

(d) Variations in the size or roundness of strands;

(e) Discolorations other than stains not associated with rope damage;

(f) Rotting; or

(g) Distortion or other damage to attached hardware.

(7) Thimbles. Properly fitting thimbles shall be used where any rope is secured permanently to a ring, shackle or attachment, where practicable.

(8) Synthetic web slings.

(a) Slings and nets or other combinations of more than one piece of synthetic webbing assembled and used as a single unit (synthetic web slings) shall not be used to hoist loads in excess of the sling's rated capacity.

(b) Synthetic web slings shall be removed from service if they exhibit any of the following defects:

- (i) Acid or caustic burns;
- (ii) Melting or charring of any part of the sling surface;
- (iii) Snags, punctures, tears or cuts;
- (iv) Broken or worn stitches; or
- (v) Distortion or damage to fittings.

(c) Defective synthetic web slings removed from service shall not be returned to service unless repaired by a sling manufacturer or similar entity. Each repaired sling shall be proof tested by the repairer to twice the slings' rated capacity prior to its return to service. The employer shall retain a certificate of the proof test and make it available for examination.

(d) Synthetic web slings provided by the employer shall only be used in accordance with the manufacturer's use recommendations, which shall be available.

(e) Fittings shall have a breaking strength at least equal to that of the sling to which they are attached and shall be free of sharp edges.

(9) Chains and chain slings used for hoisting.

(a) The employer shall adhere to the manufacturer's recommended ratings for safe working loads for the sizes of alloy steel chains and chain slings used and shall have such ratings available. When the manufacturer is unable to provide such ratings, the employer shall use the tables for chains and chain slings found in American National Safety Standard for Slings, ANSI B30.9—current revision.

(b) Proof coil steel chain, also known as common or hardware chain, and other chain not recommended by the manufacturer for slinging or hoisting shall not be used for slinging or hoisting.

(c)(i) Sling chains, including end fastenings, shall be inspected for visible defects before each day's use and as often as necessary during use to ensure integrity of the sling.

(ii) Thorough inspections of chains in use shall be made quarterly to detect wear, defective welds, deformation or increase in length or stretch. The month of inspection shall be indicated on each chain by color of paint on a link or by other equally effective means.

(iii) Chains shall be removed from service when maximum allowable wear, as indicated in Table C-2, is reached at any point of link.

(iv) Chain slings shall be removed from service when stretch has increased the length of a measured section by more than five percent; when a link is bent, twisted or otherwise damaged; or when a link has a raised scarf or defective weld.

(v) Only designated persons shall inspect chains used for slinging and hoisting.

Table C-2.—Maximum Allowable Wear at Any Point of Link

Chain size		Maximum allowable wear	
Inches	(cm)	Inches	(cm)
$\frac{1}{4}$ ($\frac{1}{2}$)	(0.6)	$\frac{1}{16}$	(0.1)
$\frac{1}{2}$	(1.0)	$\frac{1}{8}$	(0.2)
$\frac{3}{4}$	(1.3)	$\frac{3}{16}$	(0.3)
$\frac{1}{2}$	(1.6)	$\frac{1}{8}$	(0.4)
$\frac{3}{4}$	(1.9)	$\frac{3}{16}$	(0.4)
$\frac{1}{2}$	(2.2)	$\frac{1}{8}$	(0.4)
1	(2.5)	$\frac{3}{16}$	(0.5)
$1\frac{1}{4}$	(2.9)	$\frac{1}{4}$	(0.6)
$1\frac{1}{2}$	(3.2)	$\frac{3}{16}$	(0.6)
$1\frac{3}{4}$	(3.5)	$\frac{1}{4}$	(0.7)
$1\frac{1}{2}$	(3.8)	$\frac{3}{16}$	(0.8)
$1\frac{3}{4}$	(4.4)	$\frac{1}{4}$	(0.9)

(d) Chains shall only be repaired under qualified supervision. Links or portions of chain defective under any of the criteria of WAC 296-56-60073(9)(c)(v) shall be replaced with properly dimensioned links or connections of material similar to that of the original chain. Before repaired chains are returned to service, they shall be tested to the proof test load recommended by the manufacturer for the original chain. Tests shall be performed by the manufacturer or shall be certified by an agency accredited for the purpose under WAC 296-56-60093. Test certificates shall be available at the terminal.

(e) Wrought iron chains in constant use shall be annealed or normalized at intervals not exceeding six months. Heat treatment certificates shall be available at the terminal. Alloy chains shall not be annealed.

(f) Kinked or knotted chains shall not be used for lifting. Chains shall not be shortened by bolting, wiring or knotting. Makeshift links or fasteners such as wire, bolts or rods shall not be used.

(g) Hooks, rings, links and attachments affixed to sling chains shall have rated capacities at least equal to that of the chains to which they are attached.

(h) Chain slings shall bear identification of size, grade and rated capacity.

(10) Shackles.

(a) If available, the manufacturer's recommended safe working loads for shackles shall not be exceeded. In the absence of manufacturer's recommendations, Table C-3 shall apply.

(b) Screw pin shackles used aloft in house fall or other gear, except in cargo hook assemblies, shall have their pins moused or otherwise effectively secured.

Table C-3.—Safe Working Loads for Shackles

Material size		Pin diameter		Safe working load in 2,000 lb tons
Inches	(cm)	Inches	(cm)	
1/4	(1.3)	1/4	(1.6)	1.4
1/2	(1.6)	1/2	(1.9)	2.2
3/8	(1.9)	3/8	(2.2)	3.2
1/2	(2.2)	1	(2.5)	4.3
3/4	(2.5)	1 1/4	(2.9)	5.6
1	(2.9)	1 1/2	(3.2)	6.7
1 1/4	(3.2)	1 3/4	(3.5)	8.2
1 1/2	(3.5)	1 3/4	(3.8)	10.0
1 3/4	(3.8)	1 3/4	(4.1)	11.9
1 3/4	(4.4)	2	(5.0)	16.2
2	(5.0)	2 1/4	(6.7)	21.2

(c) Tables G-2 through G-5 shall be used to determine the safe working loads of various sizes and classifications of improved plow steel wire rope slings with various types of terminals. For sizes, classifications and grades not included in these tables the safe working load recommended by the manufacturer for specific, identifiable products shall be followed: PROVIDED, That a safety factor of not less than five is maintained.

**TABLE G-2
RATED CAPACITIES FOR IMPROVED PLOW STEEL,
INDEPENDENT WIRE ROPE CORE,
WIRE ROPE AND WIRE ROPE SLINGS
(In tons of 2000 pounds)**

Rope Dia. Inches	SINGLE LEG					
	Vertical			Choker		
	A	B	C	A	B	C
6x19 CLASSIFICATION						
1/4"	.59	.56	.53	.44	.42	.40
3/8"	1.3	1.2	1.1	.98	.93	.86
1/2"	2.3	2.2	2.0	1.7	1.6	1.5
5/8"	3.6	3.4	3.0	2.7	2.5	2.2
3/4"	5.1	4.9	4.2	3.8	3.6	3.1
7/8"	6.9	6.6	5.5	5.2	4.9	4.1
1"	9.0	8.5	7.2	6.7	6.4	5.4
1-1/8"	11.	10.	9.0	8.5	7.8	6.8
6x37 CLASSIFICATION						
1-1/4"	13.	12.	10.	9.9	9.2	7.9
1-3/8"	16.	15.	13.	12.	11.	9.6
1-1/2"	19.	17.	15.	14.	13.	11.
1-3/4"	26.	24.	20.	19.	18.	15.
2"	33.	30.	26.	25.	23.	20.
2-1/4"	41.	38.	33.	31.	29.	25.

(A) - Socket or Swaged Terminal attachment.
(B) - Mechanical Sleeve attachment.
(C) - Hand Tucked Splice attachment.

**TABLE G-1
MANILA ROPE
(In pounds or tons of 2000 pounds)**

Circumference	Diameter in Inches	Single Leg	60°	45°	30°
3/4	1/4	120 lbs.	204 lbs.	170 lbs.	120 lbs.
1	5/16	200	346	282	200
1-1/8	3/8	270	467	380	270
1-1/4	7/16	350	605	493	350
1-3/8	15/32	450	775	635	450
1-1/2	1/2	530	915	798	530
1-3/4	9/16	690	1190	973	690
2	5/8	880	1520	1240	880
2-1/4	3/4	1080	1870	1520	1080
2-1/2	13/16	1300	2250	1830	1300
2-3/4	7/8	1540	2660	2170	1540
3	1	1800	3120	2540	1800
3-1/4	1-1/16	1.0 Tons	1.7 Tons	1.4 Tons	1.0 Tons
3-1/2	1-1/8	1.2	2.1	1.7	1.2
3-3/4	1-1/4	1.35	2.3	1.9	1.35
4	1-5/16	1.5	2.6	2.1	1.5
4-1/2	1-1/2	1.8	3.1	2.5	1.8
5	1-5/8	2.25	3.9	3.2	2.25
5-1/2	1-3/4	2.6	4.5	3.7	2.6
6	2	3.1	5.4	4.4	3.1
6-1/2	2-1/8	3.6	6.2	5.1	3.6

In making such a substitution it should be ascertained that the inherent characteristics of the synthetic fiber are suitable for the intended service of the rope.

**TABLE G-3
RATED CAPACITIES FOR IMPROVED PLOW STEEL, INDEPENDENT
WIRE ROPE CORE, WIRE ROPE SLINGS
(In tons of 2000 pounds)**

Rope Dia. Inches	TWO - LEG BRIDLE OR BASKET HITCH											
	Vertical			60°			45°			30°		
	A	B	C	A	B	C	A	B	C	A	B	C
6x19 CLASSIFICATION												
1/4"	1.2	1.1	1.0	1.0	.97	.92	1.0	.98	.93	.89	.86	.83
3/8"	2.6	2.5	2.3	2.3	2.2	2.0	2.4	2.3	2.1	2.0	1.9	1.8
1/2"	4.6	4.4	3.9	4.0	3.8	3.4	3.4	3.2	3.1	2.8	2.7	2.5
5/8"	7.2	6.8	6.0	6.2	5.9	5.2	5.1	4.8	4.2	3.6	3.4	3.0
3/4"	10.	9.7	8.4	8.9	8.4	7.3	7.2	6.9	5.9	5.1	4.9	4.2
7/8"	14.	13.	11.	12.	11.	9.4	9.4	8.8	7.8	6.9	6.6	5.5
1"	18.	17.	14.	15.	14.	12.	12.	11.	10.	9.0	8.5	7.2
1-1/8"	23.	21.	18.	19.	18.	16.	16.	15.	13.	11.	10.	9.0
6x37 CLASSIFICATION												
1-1/4"	28.	24.	21.	21.	18.	15.	17.	15.	11.	12.	10.	10.
1-3/8"	32.	29.	25.	28.	25.	22.	22.	21.	18.	16.	15.	13.
1-1/2"	38.	35.	30.	33.	30.	26.	27.	25.	21.	18.	17.	15.
1-3/4"	51.	47.	41.	44.	41.	35.	36.	33.	29.	26.	24.	20.
2"	66.	61.	52.	57.	53.	46.	47.	43.	37.	33.	30.	26.
2-1/4"	83.	76.	66.	72.	66.	57.	58.	54.	47.	41.	38.	33.

(A) - Socket or Swaged Terminal Attachment.
(B) - Mechanical Sleeve Attachment.
(C) - Hand Tucked Splice Attachment.

**TABLE G-4
RATED CAPACITIES FOR IMPROVED PLOW STEEL,
FIBER CORE, WIRE ROPE AND
WIRE ROPE SLINGS
(In tons of 2000 pounds)**

Rope Dia. Inches	SINGLE LEG					
	Vertical			Choker		
	A	B	C	A	B	C
6x19 CLASSIFICATION						
1/4	.55	.51	.49	.41	.38	.37
3/8	1.2	1.1	1.1	.91	.85	.80
1/2	2.1	2.0	1.8	1.6	1.5	1.4
5/8	3.3	3.1	2.8	2.5	2.3	2.1
3/4	4.8	4.4	3.9	3.6	3.3	2.9
7/8	6.4	5.9	5.1	4.8	4.5	3.9
1	8.4	7.7	6.7	6.3	5.8	5.0
1-1/8	10.	9.5	8.4	7.9	7.1	6.3
6x37 CLASSIFICATION						
1-1/4	12.	11.	9.8	9.2	8.3	7.4
1-3/8	15.	13.	12.	11.	10.	8.9
1-1/2	17.	16.	14.	13.	12.	10.
1-3/4	24.	23.	19.	18.	16.	14.
2	31.	28.	25.	23.	21.	18.

(A) - Socket or Swaged Terminal attachment.
(B) - Mechanical Sleeve attachment.
(C) - Hand Tucked Splice attachment.

TABLE C-5
RATED CAPACITIES FOR IMPROVED FLOW STEEL,
FIBER CORE, WIRE ROPE SLINGS
(In tons of 2000 pounds)

Rope Dia. Inches	TWO-LEG BRIDLE OR BASKET HITCH														
	Vertical			60°			45°			30°					
	A	B	C	A	B	C	A	B	C	A	B	C	A	B	C
1/4	1.1	1.0	.99	.95	.88	.85	.79	.72	.70	.55	.51	.49			
3/8	2.4	2.2	2.1	2.1	1.9	1.8	1.7	1.6	1.5	1.2	1.2	1.1			
1/2	4.3	3.9	3.7	3.7	3.4	3.2	3.0	2.8	2.6	2.1	2.0	1.8			
5/8	6.7	6.2	5.9	5.9	5.3	4.8	4.7	4.4	4.0	3.3	3.1	2.8			
3/4	9.5	8.8	8.4	8.2	7.4	6.8	6.7	6.2	5.5	4.8	4.4	3.8			
7/8	13.	12.	10.	11.	10.	9.9	9.1	8.4	7.3	6.4	5.9	5.1			
1	17.	15.	14.	14.	13.	11.	12.	11.	9.4	8.4	7.7	6.7			
1-1/8	21.	19.	17.	18.	16.	14.	15.	13.	12.	10.	9.5	8.4			
6x17 CLASSIFICATION															
1-1/4	25.	22.	20.	21.	19.	17.	19.	16.	14.	12.	11.	10.	8.8		
1-3/8	30.	27.	24.	26.	23.	20.	21.	19.	17.	15.	13.	12.	10.		
1-1/2	35.	32.	28.	30.	27.	24.	25.	22.	20.	17.	16.	14.	12.		
1-3/4	40.	37.	32.	34.	31.	27.	28.	24.	22.	19.	18.	15.	14.		
2	42.	39.	34.	36.	33.	29.	30.	26.	24.	21.	20.	17.	16.		

(A) - Socket or Swaged Terminal attachment.
(B) - Mechanical Sleeve attachment.
(C) - Hand Tucked Split attachment.

TABLE C-6
ALLOY STEEL CHAIN
(In tons of 2000 pounds)

Nominal Size Chain Stock Inch.	Single Leg	60°	45°	30°
1/4	1.62	2.82	2.27	1.62
3/8	3.30	5.70	4.65	3.30
1/2	5.62	9.75	7.90	5.62
5/8	8.25	14.25	11.65	8.25
3/4	11.5	19.9	16.2	11.5
7/8	14.3	24.9	20.3	14.3
1	19.3	33.5	27.3	19.8
1-1/8	22.2	38.5	31.5	22.2
1-1/4	28.7	49.7	40.5	28.7
1-3/8	33.5	58.0	47.0	33.5
1-1/2	39.7	68.5	56.0	39.7
1-5/8	42.5	73.5	59.5	42.5
1-3/4	47.0	81.5	62.0	47.0

(11) Hooks other than hand hooks.

(a) The manufacturer's recommendations shall be followed in determining the safe working loads of the various sizes and types of specific and identifiable hooks. All hooks for which no applicable manufacturer's recommendations are available shall be tested to twice the intended safe working load before they are initially put into use. The employers shall maintain a record of the dates and results of such tests.

(b) Loads shall be applied to the throat of the hook since loading the point overstresses and bends or springs the hook.

(c) Hooks shall be inspected once a month to see that they have not been bent by overloading. Bent or sprung hooks shall not be used.

(d) Crane hooks. Magnetic particle or other suitable crack detecting inspection shall be performed at least once each year. When testing by x-ray, the pertinent provisions of the Nuclear Regulatory Commission's standards for protection against radiation, relating to protection against occupational radiation exposure, shall apply.

(e) Any activity which involves the use of radioactive materials or x-rays, whether or not under license from the Nuclear Regulatory Commission, shall be performed by competent persons specially trained in the proper and safe operation of such equipment. In the case of materials used under commission license, only persons actually licensed, or competent persons under direction and supervision of the licensee, shall perform such work.

(f) Teeth of case hooks shall not be split, cracked, or deformed.

(g) Jaws of patent clamp type plate hooks shall be

kept in safe condition so that they will grip plates securely.

(12) Pallets.

(a) Pallets shall be made and maintained to safely support and carry loads being handled. Fastenings of reusable pallets used for hoisting shall be bolts and nuts, drive screws (helically threaded nails), annular threaded nails of fastenings, or equivalent holding strength.

(b) Damaged pallets shall be stored in designated areas and identified.

(c) Reusable wing or lip-type pallets shall be hoisted by bar bridles or other suitable gear and shall have an overhanging wing or lip of at least three inches (76.2 mm). They shall not be hoisted by wire slings alone.

(d) Loaded pallets that do not meet the requirements of this paragraph shall be hoisted only after being placed on pallets meeting such requirements or shall be handled by other means providing equivalent safety.

(e) Bridles for handling flush end or box-type pallets shall be designed to prevent disengagement from the pallet under load.

(f) Pallets shall be stacked or placed to prevent falling, collapsing or otherwise causing a hazard under standard operating conditions.

(g) Disposable pallets intended only for one use shall not be reused for hoisting.

NEW SECTION

WAC 296-56-60075 CARGO BOARDS AND OTHER TYPE PALLET BOARDS. (1) The term "cargo board" shall mean the typical wing or lip-type stevedore board hoisted to or from vessels by means of a bar bridle. "Other pallet boards" include all other platforms used to hold cargo for the purpose of transporting it from place to place.

(2) All pallets and cargo boards shall be of such material and construction as to safely support and carry loads being handled on them.

(3) All cargo boards shall be sheathed (decked) top and bottom with the top sheathing being of two-inch lumber and with the top sheathing extending at least six inches beyond the end stringers.

(4) The outer sheathing boards or boards adjacent thereto on cargo boards shall be fastened to the stringers by bolts and nuts. Other sheathing shall be fastened by bolts and nuts, drive screws (helically threaded nails), annular threaded nails, or fastenings of equivalent strength.

(5) Pallet boards, other than cargo boards, may be hoisted if safe means are provided for the type of board used.

(6) Loaded cargo or pallet boards which do not meet the requirements of this section shall be reboarded or placed on cargo boards meeting the requirements before being hoisted, provided weight of the load can be safely distributed on the cargo board.

(7) Cargo boards which are not loaded and secured so that the load will not tip or fall shall not be hoisted.

(8) Bridles used to handle flush-end or box-type pallets shall be of such a design as to prevent them from becoming disengaged from the pallet under load.

NOTE: In areas where the two lip cargo board is being used, that practice shall remain. The department of labor and industries recommends the use of the two lip cargo board.

NEW SECTION

WAC 296-56-60077 POWERED INDUSTRIAL TRUCKS. (1) Applicability. This section applies to every type of powered industrial truck used for material or equipment handling within a marine terminal. It does not apply to over-the-road vehicles.

(2) General.

(a) After October 3, 1983, modifications, such as adding counterweights, that might affect the vehicle's capacity or safety shall not be performed without either the manufacturer's prior written approval or the written approval of a professional engineer experienced with the equipment who has consulted with the manufacturer, if available. Capacity, operation and maintenance instruction plates, tags or decals shall be changed to conform to the equipment as modified.

(b) Unauthorized personnel shall not ride on powered industrial trucks. A safe place to ride shall be provided when riding is authorized.

(c) When a powered industrial truck is left unattended, load-engaging means shall be fully lowered, controls neutralized and brakes set. Unless the truck is in view and within twenty-five feet (7.6 m) of the operator, power shall be shut off. Wheels shall be blocked or curbed if the truck is on an incline.

(d) Powered industrial trucks shall not be operated inside highway vehicles or railcars having damage which could affect operational safety.

(e) Powered industrial trucks shall be marked with their rated capacities, which shall be visible to the operator.

(f) Only stable and safety arranged loads within the rated capacity of the truck shall be handled.

(g) The employer shall direct drivers to ascend and descend grades slowly.

(h) The employer shall direct drivers to slow down and sound the horn at crossaisles and other locations where visibility is obstructed.

(i) If the load obstructs the forward view, the employer shall direct drivers to travel with the load trailing.

(j) Steering knobs shall not be used unless the truck is equipped with power steering.

(k) When powered industrial trucks use cargo lifting devices that have a means of engagement hidden from the operator, a means shall be provided to enable the operator to determine that the cargo has been engaged.

(l) When cargo is being towed on pipe trucks or similar equipment, a safe means shall be provided to protect the driver from sliding loads.

(3) Maintenance.

(a) Only designated persons shall perform maintenance and repair.

(b) Batteries on all powered trucks shall be disconnected during repairs to the primary electrical system unless power is necessary for testing and repair. On trucks equipped with systems capable of storing residual energy, that energy shall be safely discharged before

work on the primary electrical system begins.

(c) Replacement parts whose function might affect operational safety shall be equivalent in strength and performance capability to the original parts which they replace.

(d) Braking systems or other mechanisms used for braking shall be operable and in safe condition.

(e) Powered industrial trucks shall be maintained in safe working order. Safety devices shall not be removed or made inoperative except as otherwise provided in this section. Trucks with a fuel system leak or any other safety defect shall not be operated.

(f) Those repairs to the fuel and ignition systems of industrial trucks which involve fire hazards shall be conducted only in locations designated as safe for such repairs.

(4) Approved trucks.

(a) "Approved power-operated industrial truck" means one listed or approved for the intended use by a nationally recognized testing laboratory.

(b) Approved trucks acquired and used after February 15, 1972, shall bear a label or other identification indicating testing laboratory approval.

(c) When the atmosphere in an area is hazardous and the provisions of United States Coast Guard regulations at 33 CFR 126.15(e) do not apply, only power-operated industrial trucks approved for such locations shall be used.

(5) Duties of operator.

(a) A power-driven vehicle operator's special duties are:

(i) To operate the vehicle in a safe manner.

(ii) To test brakes, steering gear, lights, horns, or other warning devices, clutches, etc., before starting work.

(iii) To have the vehicle at all times under control so that it can be brought to an emergency stop in the clear space in front of the vehicle.

(iv) To back down any incline of two percent or more when traveling with a load on the fork lift jitney.

(b) Unobstructed view. When traveling, power-propelled vehicles shall at all times be operated in a manner giving the operator a reasonably unobstructed view in the direction of travel, or where this is impractical, the operator shall be directed in travel, by a person designated to do so.

(c) Employee riding safety. Operators and authorized passengers shall not be permitted to ride with legs or arms extending outside any vehicle nor shall they be permitted to ride while standing unless the vehicle is designed to be operated from a standing position.

(d) Moving vehicles. Vehicles shall be controlled manually while being pushed or towed except when a tow bar is used. Special precautions shall be taken when pushing vehicles where view is obstructed. Vehicles shall not be pushed with blades of a forklift.

(e) Moving highway trailers. In all cargo operations involving the use of highway trailers, such trailers shall be moved in such a manner that at all times the moving trailer is completely under control. Special caution shall be exercised when such trailers are moving on inclines. Trailers shall be loaded in a manner which will prevent the cargo from shifting, and the load in the trailer shall

be evenly distributed so as not to cause the trailer to tip to one side.

(f) Prohibited forms of riding. Riding on tongue or handles of trailers or forks of power-propelled vehicles is prohibited.

(g) Regular seats for riders. No one except the operator shall ride on power-driven vehicles unless regular seats are provided to accommodate passengers.

(h) Jumping on or off moving vehicles. Employees shall not jump on or off moving vehicles.

(i) Reporting defects. If power-driven vehicle is at any time found to be in any way unsafe, the operator shall report same immediately to the person in charge and such vehicle shall not be used for production work until it has been made safe.

(6) Vehicle equipment and maintenance.

(a) Horns and lights. All power-propelled vehicles shall be provided with horns or other warning devices.

(b) Power-propelled vehicles used for night work, when required to travel away from an illuminated work area shall be equipped with a light or lights directed in the direction of travel as required to safely travel about the area.

(c) Guards on operator's platform. Every power truck operated from an end platform or standing position shall be equipped with a substantial guard securely attached to the platform or frame of the vehicle in such a manner as to protect the operator from falling objects and so designed that the operator can easily mount or dismount from the operating station.

(d) Seat cushions. All vehicles having a driver's seat shall be provided with resilient seat cushions fixed in place.

(e) Securing of counterbalances. Counterbalances of all power-driven vehicles shall be positively secured to prevent accidentally dislodging, but may be a removable type which may be removed, if desired, prior to hoisting.

(f) Exhaust pipes and mufflers. Exhaust pipes and mufflers of internal combustion engines, where workers are exposed to contact shall be isolated or insulated. Exhaust pipes shall be constructed to discharge not less than seventy-two inches above the floor on jitneys and eighty-four inches on forklifts or less than twenty inches from the floor.

(g) Ventilation where internal combustion-type vehicles are used. Internal combustion-type engines may be used only in areas where adequate ventilation is provided.

(h) Concentration levels of carbon monoxide gas created by powered industrial truck operations shall not exceed the levels specified in WAC 296-62-075 (General occupational health standards).

(i) When disputes arise concerning degree of concentration, methods of sampling to ascertain the conditions should be referred to a qualified industrial hygienist.

(j) Cargo truck couplings. Couplings installed on cargo trucks (four-wheelers) shall be of a type which will prevent accidental disengaging.

(k) Operating levers. Operating levers on power-driven vehicles shall be so placed as not to project toward the operator's body.

(l) Front axle assembly secure. The front axle assem-

bly on all trailers shall be securely fastened to the truck bed.

(m) Air line hook-up. Tractors hauling heavy duty highway trailers shall have an air line brake hook-up.

(n) Floor mats. On power-driven vehicles where the operator stands on a platform, resilient foot mats shall be securely attached.

(o) Cleaning vehicles. All power-propelled vehicles shall be cleaned at frequent intervals to remove any accumulation of dust and grease that may present a hazard.

(7) Forklift trucks.

(a) Overhead guards.

(i) When operators are exposed to overhead falling hazards, the employer shall ensure that forklift trucks are equipped with securely attached overhead guards. Guards shall be constructed to protect the operator from falling boxes, cartons, packages, or similar objects.

(ii) Overhead guards shall not obstruct the operator's view, and openings in the top of the guard shall not exceed six inches (15.2 cm) in one of the two directions, width or length. Larger openings are permitted if no opening allows the smallest unit of cargo being handled to fall through the guard.

(iii) Overhead guards shall be built so that failure of the vehicle's mast tilting mechanism will not displace the guard.

(iv) An overhead guard, otherwise required by this paragraph, may be removed only when it would prevent a truck from entering a work space and if the operator is not exposed to low overhead obstructions in the work space.

(v) Overhead guards shall be large enough to extend over the operator during all truck operations, including forward tilt.

(vi) Supplies to ship's rail. Cargo or supplies shall not be hoisted to or from ship's rail with a forklift. This does not apply to ramp or side port loading.

(vii) Position of forks. When standing, lift forklift forks shall be lowered to floor. When moving, lift forklift forks shall be kept as low as possible.

(viii) Forklift use in gangplank moving. Not less than two forklifts shall be used to place or remove gangplanks unless fork width prevents tipping and manufacturer's rated lifting capacity of the forklift is not exceeded.

(ix) Forklift seat covers. Seats on forklifts shall be provided with a removable waterproof cover when they are exposed to the weather.

(x) Raised equipment to be blocked. Workers shall not work below the raised bed of a dump truck, raised buckets of front end loaders, raised blades of tractors or in similar positions without blocking the equipment in a manner that will prevent it from falling. When working under equipment suspended by use of jacks, safety stands or blocking shall also be used in conjunction with the jack.

(xi) Maximum speed. The maximum speed for forklifts on all docks shall not exceed eight miles per hour. This speed limit shall be prominently posted on such docks.

(b) Load backrest extensions. Where necessary to protect the operator, forklift trucks shall be fitted with a

vertical load backrest extension to prevent the load from hitting the mast when the mast is positioned at maximum backward tilt. For this purpose, a "load backrest extension" means a device extending vertically from the fork carriage frame to prevent raised loads from falling backward.

(c) Forks. Forks, fork extensions and other attachments shall be secured so that they cannot be accidentally dislodged, and shall be used only in accordance with the manufacturer's recommendations.

(d) Counterweights. Counterweights shall be so affixed that they cannot be accidentally dislodged.

(e) Capacities and weights.

(i) Forklift truck rated capacities, with and without removable counterweights, shall not be exceeded. Rated capacities shall be marked on the vehicle and shall be visible to the operator. The vehicle weight, with and without counterweight, shall be similarly marked.

(ii) If loads are lifted by two or more trucks working in unison, the total weight of the load shall not exceed the combined rated lifting capacity of all trucks involved.

(f) Lifting of employees. Employees may be elevated by forklift trucks only when a platform is secured to the lifting carriage or forks. The platform shall meet the following requirements:

(i) The platform shall have a railing complying with WAC 296-56-60123(3).

(ii) The platform shall have toeboards complying with WAC 296-56-60123(4), if tools or other objects could fall on employees below.

(iii) When the truck has controls which are elevated with the lifting carriage, means shall be provided for employees on the platform to shut off power to the vehicle.

(iv) Employees on the platform shall be protected from exposure to moving truck parts.

(v) The platform floor shall be skid resistant.

(vi) A truck operator shall be at the truck's controls when employees are elevated unless the truck's controls are elevated with the lifting carriage.

(vii) While employees are elevated, the truck may be moved only to make minor placement adjustments.

(8) Bulk cargo-moving vehicles.

(a) Where a seated operator may come into contact with projecting overheads, crawler-type bulk-cargo-moving vehicles that are rider operated shall be equipped with operator's guards.

(b) Guards and their attachment points shall be so designed as to be able to withstand, without excessive deflection, a load applied horizontally at the operator's shoulder level equal to the drawbar pull of the machine.

(9) Straddle trucks.

(a) Accessibility. Straddle trucks shall have a permanent means of access to the operator's station, including any handholds necessary for safe ascent and descent.

(b) Guarding.

(i) Main sprockets and chains to the wheels shall be guarded as follows:

(A) The upper sprocket shall be enclosed;

(B) The upper half of the lower sprocket shall be enclosed; and

(C) The drive chain shall be enclosed to a height of eight feet (2.6 m) except for that portion at the lower half of the lower sprocket.

(ii) Gears shall be enclosed and revolving parts which may be contacted by the operator shall be guarded.

(iii) When straddle trucks are used in the vicinity of employees, personnel-deflecting guards shall be provided around leading edges of front and rear wheels.

(c) Visibility. Operator visibility shall be provided in all directions of movement.

(10) Trailer-spotting tractors.

(a) Trailer-spotting tractors (fifth wheels) shall be fitted with any hand grabs and footing necessary for safe access to the fifth wheel.

(b) Rear cab windows shall be of safety glass or of equivalent material.

NEW SECTION

WAC 296-56-60079 GENERAL RULES APPLICABLE TO VEHICLES. (1) The requirements of this section apply to general vehicle use within marine terminals except in cases where the provisions of subsections (3) and (13) of this section are preempted by applicable regulations of the department of transportation.

(2) Private vehicle parking in marine terminals shall be allowed only in designated areas.

(3) Trailers shall not be disconnected from tractors at loading docks until the road wheels have been immobilized. The road wheels shall be immobilized from the time the brake system is disconnected until braking is again provided. Supplementary front end support shall be employed as necessary to prevent tipping when a trailer is entered by a material handling vehicle. Rear end support shall be employed if rear wheels are so far forward as to allow tipping when the trailer is entered.

(4) The employer shall direct motor vehicle operators to comply with any posted speed limits and other traffic control signs or signals, and written traffic instructions.

(5) Stop signs shall be posted at main entrances and exits of structures where visibility is impaired, and at blind intersections, unless direct traffic control or warning mirror systems or other systems of equivalent safety are provided.

(6) Vehicular routes, traffic rules, and parking areas shall be established, identified, and used.

(7) The employer shall direct vehicle drivers to warn employees in traffic lanes of the vehicle's approach.

(8) Signs indicating pedestrian traffic shall be clearly posted at vehicular check-in and check-out lines and similar locations where employees may be working.

(9) A distance of not less than twenty feet (4.5 m) shall be maintained between the first two vehicles in a check-in, check-out roadability, or vessel loading/discharging line. This distance shall be maintained between any subsequent vehicles behind which employees are required to work.

(10) No unattended vehicle shall be left with its engine running unless secured against movement (see WAC 296-56-60077 for powered industrial trucks).

(11) When the rear of a vehicle is elevated to facilitate loading or discharging, a ramp shall be provided

and secured. The vehicle shall be secured against accidental movement during loading or discharging.

(12) Only highway vehicle floors in safe condition shall be used.

(13) When flatbed trucks, platform containers or similar conveyances are loaded or discharged and the cargo consists of pipe or other products which could spread or roll to endanger employees, the cargo shall be contained to prevent movement.

(14) Vehicles used to transport employees within a terminal shall be maintained in safe working order and safety devices shall not be removed or made inoperative.

NEW SECTION

WAC 296-56-60081 MULTIPIECE RIM WHEELS. (1) Scope. This section applies to the servicing of vehicle wheels containing tube-type tires mounted on multipiece rims.

(2) Definition. "Multipiece rim" means a vehicle wheel rim consisting of two or more parts, one of which is a (side) locking ring designed to hold the tire on the rim by tension on interlocking components when the tire is inflated, regardless of the relative sizes of the component parts.

(3) Employee training.

(a) The employee shall ensure that only employees trained in the procedures required in subsection ... of this section and who have demonstrated their ability to service multipiece rim wheels shall be assigned such duties.

(b) The employer shall ensure that each employee demonstrates his ability to service multipiece rim wheels, including performance of the following tasks:

(i) Tire demounting (including deflation);

(ii) Inspection of wheel components;

(iii) Mounting of tires;

(iv) Inflation of tires, including use of a restraining device;

(v) Handling of wheels;

(vi) Inflation of tires when a wheel is mounted on the vehicle; and

(vii) Installation and removal of wheels.

(4) Servicing procedures. The employer shall ensure that the following procedures are followed:

(a) Tires shall be completely deflated before demounting by removal of the valve core;

(b) The valve core shall be removed before the wheel is removed from the axle when:

(i) The tire has been operated underinflated at eighty percent or less of its recommended pressure; or

(ii) There is discernible or suspected damage to the tire or wheel components;

(c) Mating surfaces shall be free of dirt, surface rust, scale and rubber build up before mounting;

(d) Rubber lubricant shall be applied to bead and rim mating surfaces upon wheel assembly and inflation of the tire;

(e) Air pressure shall not exceed 3 psig (0.21 kg/cm²) when seating the locking ring or rounding out the tube when a tire is being partially inflated without a restraining device;

(f) While the tire is pressurized, components shall not be struck or forced to correct the seating of side or lock

rings;

(g) There shall not be any contact between an employee or unit of equipment and a restraining device during tire inflation;

(h) After inflation, tires, rims, and rings shall be inspected while within the restraining device to ensure seating and locking. If adjustment is necessary the tire shall first be deflated by valve core removal; and

(i) Before assembly, wheel components shall be inspected, and damaged rim components shall not be reused.

(5) Charts and manuals.

(a) The employer shall provide a chart containing as a minimum the instructions and information provided in the United States Department of Transportation, National Highway Traffic Safety Administration (NHTSA) publication "Safety Precautions for Mounting and Demounting Tube-Type Truck/Bus Tires" and "Multipiece Rim Wheel Matching Chart," and pertinent to the type(s) of multipiece rim wheels being serviced. The chart shall be available in the terminal's service area.

(b) A current rim manual containing the manufacturer's instructions for mounting, demounting, maintenance and safety precautions relating to the multipiece rim wheels being serviced shall be available in the terminal's service area.

(6) Restraining devices.

(a) Except as otherwise noted, inflation shall be done within a restraining device such as a cage, rack or other device capable of withstanding the maximum force that would be transferred to it during an explosive wheel separation occurring at one hundred fifty percent of maximum tire specification pressure for the wheels being serviced. The restraining device shall be capable of preventing rim components from being thrown outside the frame of the device for any wheel position within the device. When the wheel assembly is mounted on a vehicle, tires may be inflated without a restraining device only if they have more than eighty percent of the recommended pressure and if remote control inflation equipment is used and employees are clear of the danger area.

(b) Restraining devices shall be kept in good repair and be capable of preventing rim components from being thrown outside the device.

(7) Inflation hoses. Inflation hoses shall have a manual clip-on chuck with sufficient hose to permit an employee to be clear of the danger zone. An in-line, manually operated valve with gauge or a preset pressure regulator shall be used to inflate tires.

(8) Other equipment.

(a) Only tools recommended in the rim manual for the type of wheel being serviced shall be used to service multipiece rim wheels.

(b) Wheel components shall not be interchanged except as provided in the applicable chart or manual.

NEW SECTION

WAC 296-56-60083 CRANES AND DERICKS. (1) Coverage.

(a) This section applies to every kind of crane and

derrick and to any other type of equipment performing the functions of a crane or derrick except as noted in (b) of this subsection.

(b) This section does not apply to small industrial truck-type cranes, container handling toploaders and sideloaders, chain hoists, and mobile straddle-type cranes incapable of straddling two or more intermodal containers (sixteen feet (4.88 m) in width).

(2) Ratings.

(a) Except for bridge cranes covered by subsection (7) of this section, cranes and derricks having ratings that vary with boom length, radius (outreach) or other variables shall have a durable rating chart visible to the operator, covering the complete range of the manufacturer's (or design) capacity ratings. The rating chart shall include all operating radii (outreach) for all permissible boom lengths and jib lengths as applicable, with and without outriggers, and alternate ratings for optional equipment affecting such ratings. Precautions or warnings specified by the owner or manufacturer shall be included along with the chart.

(b) The manufacturer's (or design) rated loads for the conditions of use shall not be exceeded.

(c) Designated working loads shall not be increased beyond the manufacturer's ratings or regional design limitations unless such increase receives the manufacturer's approval. When the manufacturer's services are not available or where the equipment is of foreign manufacture, engineering design analysis shall be performed or approved by a person accredited for certifying the equipment under WAC 296-56-60093. Cranes shall conform with the manufacturer's specifications and/or any current ANSI standards that apply. Engineering design analysis shall be performed by a registered professional engineer competent in the field of cranes and derricks. Any structural changes necessitated by the change in rating shall be carried out.

(3) Radius indicator. When the rated load varies with the boom radius, the crane or derrick shall be fitted with a boom angle or radius indicator visible to the operator.

(4) Prohibited usage.

(a) Equipment shall not be used in a manner that exerts sideloading stresses upon the crane or derrick boom.

(b) No crane or derrick having a visible or known defect that affects safe operation shall be used.

(5) Protective devices.

(a) When exposed moving parts such as gears, chains and chain sprockets present a hazard to employees during crane and derrick operations, those parts shall be securely guarded.

(b) Crane hooks shall be latched or otherwise secured to prevent accidental load disengagement.

(c) When hoisting personnel in an approved man basket, the hook shall have a positive safety latch to prevent rollouts.

(6) General.

(a) Operating controls.

(i) Crane and derrick operating controls shall be clearly marked, or a chart indicating their function shall be posted at the operator's position.

(ii) All crane controls shall operate in a uniform manner within a given port.

(iii) After October 3, 1984, overhead bridge and container gantry crane operating control levers shall be self-centering so that they will automatically move to the "off" position when the operator releases the control.

(b) Booms. Cranes with elevatable booms and without operable automatic limiting devices shall be provided with boom stops if boom elevation can exceed maximum design angles from the horizontal.

(c) Foot pedals. Foot pedals shall have a nonskid surface.

(d) Access. Ladders, stairways, stanchions, grab irons, foot steps or equivalent means shall be provided as necessary to ensure safe access to footwalks, cab platforms, the cab and any portion of the superstructure which employees must reach.

(i) Footwalks shall be of rigid construction, and shall be capable of supporting a load of one hundred pounds (4.79 kPa) per square foot.

(ii) If more than twenty feet (6.1 m) in height, vertical ladders shall comply with WAC 296-56-60209(4), (5)(a), (5)(b)(iii) and (5)(b)(iv).

(iii) Stairways on cranes shall be equipped with rigid handrails meeting the requirements of WAC 296-56-60123(5)(a).

(iv) If the top of a ladder or stairway or any position thereof is located where a moving part of a crane, such as a revolving house, could strike an employee ascending or descending the ladder or stairway, a prominent warning sign shall be posted at the foot of the ladder or stairway. A system of communication (such as a buzzer or bell) shall be established and maintained between the foot of the ladder or stairway and the operator's cab.

(e) Operator's station. The cab controls and mechanism of the equipment shall be so arranged that the operator has a clear view of the load or signalman, when one is used. Cab glass, when used, shall be safety plate glass or equivalent and good visibility shall be maintained through the glass. Clothing, tools and equipment shall be stored so as not to interfere with access.

(f) Counterweights or ballast. Cranes shall be operated only with the specified type and amount of ballast or counterweights. Ballast or counterweight shall be located and secured only as provided in the manufacturer's or design specifications, which shall be available.

(g) Outriggers. Outriggers shall be used according to the manufacturer's specifications or design data, which shall be available. Floats, when used, shall be securely attached to the outriggers. Wood blocks or other support shall be of sufficient size to support the outrigger, free of defects that may affect safety and of sufficient width and length to prevent the crane from shifting or toppling under load.

(h) Exhaust gases. Engine exhaust gases shall be discharged away from the normal position of crane operating personnel.

(i) Electrical equipment shall be so located or enclosed that live parts will not be exposed to accidental contact. Designated persons may work on energized equipment only if necessary during inspection, maintenance, or repair.

(j) Fire extinguisher.

(i) At least one portable fire extinguisher of at least

5-BC rating or equivalent shall be accessible in the cab of the crane or derrick.

(ii) No portable fire extinguisher using carbon tetrachloride or chlorobromomethane extinguishing agents shall be used.

(k) Rope on drums. At least three full turns of rope shall remain on ungrooved drums, and two turns on grooved drums, under all operating conditions. Wire rope shall be secured to drums by clamps. U-bolts, shackles or equivalent means. Fiber rope fastenings are prohibited.

(l) Assembly or disassembly of boom sections. Mobile crane booms being assembled or disassembled on the ground with or without the support of the boom harness shall be blocked to prevent dropping of the boom or boom sections.

(m) Brakes.

(i) Each independent hoisting unit of a crane shall be equipped with at least one holding brake, applied directly to the motor shaft or gear train.

(ii) Each independent hoisting unit of a crane, except worm geared hoists, the angle of whose worm is such as to prevent the load from accelerating in the lowering direction, shall, in addition to a holding brake, be equipped with a controlled braking means to control lowering speeds.

(iii) Holding brakes for hoist units shall have not less than the following percentage of the rated load hoisting torque at the point where the brake is applied:

(A) One hundred twenty-five percent when used with a controlled braking means.

(B) One hundred percent when used with a mechanically-controlled braking means.

(C) One hundred percent when two holding brakes are provided.

(iv) All power control braking means shall be capable of maintaining safe lowering speeds of rated loads.

(n) Each crane or derrick shall be equipped with sufficient lights to maintain five foot candles in the working area around the load hook. All crane ladders and machinery houses shall be illuminated at a minimum of two candle power.

(o) Light fixtures connected to the boom, gantry legs, or machinery house shall be provided with safety devices which will prevent the light fixture from falling in case of bracket failure.

(p) Electronic devices may be installed to prevent collision subject to approval of the accredited certification agency.

(q) On all rail gantry cranes, truck guards shall extend on the ends of the trucks, close to the top of the rail to prevent worker's feet from being caught between the rail and wheel. This subsection would not apply if rail sweeps are present.

(r) All hydraulic cylinders used to control crane booms or to provide crane stability (outriggers) shall be equipped with a pilot operated check valve or a device which will prevent the boom or outrigger from retracting in case of failure of a component of the hydraulic system.

(s) Gantry cranes shall be provided with automatic rail clamps or other devices to prevent the crane from

moving when not being used or when power is off.

(7) Rail-mounted cranes (excluding locomotive types).

(a) For the purposes of this section, rail-mounted cranes include bridge cranes and portal cranes.

(b) Rated load marking. The rated loads of bridge cranes shall be plainly marked on each side of the crane and in the cab. If there is more than one hoisting unit, each hoist shall have its rated load marked on it or on its load block. Marking shall be legible from the ground level.

(c) Wind-indicating devices.

(i) After October 3, 1983, each rail-mounted bridge and portal crane located outside of an enclosed structure shall be fitted with an operable wind-indicating device.

(ii) The wind indicating device shall provide a visible or audible warning to alert the operator of high wind conditions. That warning shall be transmitted whenever the following circumstances are present:

(A) When wind velocity reaches the warning speed, not exceeding the crane manufacturer's recommendations; and

(B) When wind velocity reaches the shutdown speed, not exceeding the crane manufacturer's recommendations, at which work is to be stopped and the crane secured.

(iii) Instructions. The employer shall post operating instructions for high wind conditions in the operator's cab of each crane. Operators shall be directed to comply with these instructions. The instructions shall include procedures for responding to high wind alerts and for any coordination necessary with other cranes.

(d) Securing of cranes in high winds.

(i) When the wind reaches the crane's warning speed:

(A) Gantry travel shall be stopped; and

(B) The crane shall be readied for shutdown.

(ii) When the wind reaches the crane's shutdown speed:

(A) Any portion of the crane spanning or partially spanning a vessel shall be moved clear of the vessel if safe to do so; and

(B) The crane shall be secured against travel, using all available means of securing.

(e) The employer shall monitor local weather conditions by subscribing to a weather service or using equally effective means.

(f) Stops and bumpers.

(i) The ends of all tracks shall be equipped with stops or bumpers. If a stop engages the tread of the wheel, it shall be of a height not less than the radius of the wheel.

(ii) When more than one crane operates on the same runway or more than one trolley on the same bridge, each crane or trolley shall be equipped with bumpers or equivalent devices at adjacent ends subject to impact.

(g) Employee exposure to crane movement. When employees may be in the vicinity of the tracks, crane trucks shall be equipped with personnel-deflecting guards.

(h) Pedestrian clearance. If the track area is used for employee passage or for work, a minimum clearance of three feet (0.9 m) shall be provided between trucks or the structures of rail-mounted cranes and any other

structure or obstruction. When the required clearance is not available on at least one side of the crane's trucks, the area shall not be used and shall be marked and identified.

(i) Warning devices. Rail-mounted cranes shall be equipped with an effective travel, audible and visual, warning device which shall be used to warn employees who may be in the path of the moving crane.

(j)(i) Communications. Means of communication shall be provided between the operator's cab and the base of the gantry of all rail-mounted cranes. This requirement may be met by telephone, radio, sound-signaling system or other effective methods, but not solely by hand-signaling.

(ii) All rail-mounted cranes thirty ton and above capacity will be equipped with a voice hailing device (PA systems) from the operator to the ground, audible within one hundred feet.

(k) Cranes and crane operations—Scope and application. The sections of this chapter, WAC 296-56-60083 through 296-56-60099, apply to cranes and crane operations.

(l) Signalmen. A signalman shall be required when a crane operator's visibility is obstructed. When a signalman is required to transmit hand signals, he shall be in such a position that the operator can plainly see the signals.

(m) Signals. All operators and signalmen shall use standard signals as illustrated for longshore crane operations. (See Appendix C and D, at the end of this chapter.)

(n) Signalman for power units. Where power units, such as cranes and winches are utilized and signaling is required, the operator shall have definite instructions as to who is authorized to give signals. The operator shall take signals only from such authorized person. In case of emergency, any worker shall be authorized to give a stop signal.

(i) No draft shall be hoisted unless the winch or crane operator(s) can clearly see the draft itself or see the signals of any signalman associated with the operation.

(ii) Loads requiring continuous manual guidance while in motion shall be provided with tag lines.

(o) Landing loads. Persons assisting in landing a load shall face the load and use caution to prevent themselves from getting in a position where they may be caught between the load and a fixed object.

(8) Stabilizing of locomotive cranes. Loads may be hoisted by locomotive cranes only if outriggers are in place, unless means are taken to prevent the load being carried by the truck springs of the crane.

(9) Operations.

(a) Use of cranes together. When two or more cranes hoist a load in unison, a designated person shall direct the operation and instruct personnel in positioning, rigging of the load and movements to be made.

(b) Guarding of swing radius. Accessible areas within the swing radius of the body of a revolving crane shall be physically guarded during operations to prevent an employee from being caught between the body of the crane and any fixed structure or between parts of the crane.

(c) Securing mobile crane components in transit. The

crane's superstructure and boom shall be secured against rotation and carried in line with the direction of travel except when negotiating turns with an operator in the cab or when the boom is supported on a dolly. The empty hook or other attachment shall be secured.

(d) Unattended cranes. The following steps shall be taken before leaving a crane unattended between work periods:

(i) Suspended loads, such as those hoisted by lifting magnets or clamshell buckets, shall be landed unless the storage position or maximum hoisting of the suspended device will provide equivalent safety;

(ii) Clutches shall be disengaged;

(iii) The power supply shall be shut off;

(iv) The crane shall be secured against accidental travel; and

(v) The boom shall be lowered or secured against movement.

(e) Operating near electric power lines.

(i) Clearance. Unless electrical distribution and transmitting lines are deenergized and visibly grounded at point of work, or unless insulating barriers not a part of or an attachment to the crane have been erected to prevent physical contact with lines, cranes may be operated near power lines only in accordance with following:

(A) For lines rated 50 kV or below, minimum clearance between the lines and any part of the crane or load shall be ten feet (3 m).

(B) For lines rated over 50 kV, minimum clearance between the lines any part of the crane or load shall be either 10 feet (3 m) plus 0.4 inch (10 mm) for each 1 kV over 50 kV, or twice the length of the line insulator, but never less than ten feet; and

(C) In transit with no load and boom lowered, the clearance shall be a minimum of four feet (1.2 m).

(ii) Boom guards. Cage-type boom guards, insulating links or proximity warning devices may be used on cranes, but they shall not be used in place of the clearances required by subsection (9)(e)(i) of this section.

(iii) Determination of energized lines. Any overhead line shall be presumed to be energized until the owner of the line indicates that it is not energized.

(10) Protection for employees being hoisted.

(a) No employee shall be hoisted by the load hoisting apparatus of a crane or derrick except:

(i) On intermodal container spreaders, equipped in accordance with subsection (10) of this section; or

(ii) In a boatswain's chair or other device rigged to prevent it from accidental disengagement from the hook or supporting member; or

(iii) On a platform meeting the following requirements:

(A) Enclosed by a railing or other means providing protection equivalent to that described in WAC 296-56-60123(3). If equipped with open railings, the platform shall be fitted with toe boards;

(B) Having a safety factor of four based on ultimate strength;

(C) Bearing a plate or permanent marking indicating maximum load rating, which shall not be exceeded, and the weight of the platform itself;

(D) Equipment with a device to prevent access doors,

when used, from opening accidentally;

(E) Equipped with overhead protection for employees on the platform if they are exposed to falling objects or overhead hazards;

(F) Secured to the load line by means other than wedge and socket attachments, unless the free (bitter) end of the line is secured back to itself by a clamp placed as close above the wedge as possible.

(b) Except in an emergency, the hoisting mechanism of all overhead and container gantry cranes used to hoist personnel shall operate in power up and power down, with automatic brake application when not hoisting or lowering.

(c) Variable radius booms of a crane or derrick used to hoist personnel shall be so constructed or secured as to prevent accidental boom movement.

(d) Platforms or devices used to hoist employees shall be inspected for defects before each day's use and shall be removed from service if defective.

(e) Employees being hoisted shall remain in continuous sight of and communication with the operator or signalman.

(f) Operators shall remain at the controls when employees are hoisted.

(g) Cranes shall not travel while employees are hoisted, except in emergency or in normal tier to tier transfer of employees during container operations.

(h) When intermodal container spreaders are used to transfer employees to or from the tops of containers, the spreaders shall be equipped with a personnel platform equipped with fixed railings, provided that the railings have one or more openings for access. The openings shall be fitted with a means of closure, such as chains with hooks. Existing railings shall be at least thirty-six inches (0.91 m) in height. New railings installed after October 3, 1983 shall be forty-two inches (1.07 m), plus or minus three inches (7.6 cm), in height. The provisions of (a)(iii)(C), (D), and (F) of this subsection also apply to personnel platforms when such container spreaders are used.

(i) Positive safety latch-type hook or moused hooks.

(11) Routine inspection.

(a) Designated persons shall visually inspect each crane and derrick on each day of use for defects in functional operating components and shall report any defect found to the employer. The employer shall inform the operator of the findings.

(b) A designated person shall thoroughly inspect all functional components and accessible structural features of each crane or device at monthly intervals.

(c) Any defects found during such inspections which may create a safety hazard shall be corrected before further equipment use. Repairs shall be performed only by designated persons.

(d) A record of monthly inspections shall be maintained for six months in or on the crane or derrick or at the terminal.

NEW SECTION

WAC 296-56-60085 CRANE LOAD AND LIMIT DEVICES. (1)(a) Except as provided in (a)(viii) of this subsection, every crane after October 3, 1984 shall

be fitted with a load indicating device or alternative device in proper working condition which shall meet the following criteria:

(i) The type or model or any load indicating or alternate device which is used shall provide:

(A) A direct indication in the cab of actual weight hoisted or a means of determining this by referencing a weight indication to crane ratings posted and visible to the operator, except that the use of a dynamometer or simple scale alone will not meet this requirement; or

(B) Indications in the cab according to the radius and load at the moment; or

(C) A direct means to prevent an overload from occurring.

(ii) Accuracy of the devices required by this section shall be such that any indicated load (or limit), including the sum of actual weight hoisted and additional equipment or "add ons" such as slings, sensors, blocks, etc., is within the range from no less than ninety-five percent of the actual true total load (five percent overload) to one hundred ten percent of the actual true total load (ten percent underload). Such accuracy shall be required over the range of the daily operating variables to be expected under the conditions of use.

(iii) The device shall permit the operator to determine, before making any lift, that the indicating or substitute system is operative. In the alternative, if a device is so mounted or attached to preclude such a determination, it may not be used unless it has been certified by the manufacturer to remain operable within the limits stated in (a)(ii) of this subsection for a specific period of use. Checks for accuracy, using known values of load, shall be performed at the time of every certification survey (see WAC 296-56-60093) and at such additional times as may be recommended by the manufacturer.

(iv) When a load indicating device or alternative system is so arranged in the supporting system (crane structure) that its failure could cause the load to be dropped, its strength shall not be the limiting factor of the supporting system (crane structure).

(v) Marking shall be conspicuously placed giving: Units of measure in pounds or both pounds and kilograms, capacity of the indicating system, accuracy of the indicating system, and operating instructions and precautions. In the case of systems utilizing indications other than actual weights, the marketing shall include data on: The means of measurement, capacity of the system, accuracy of the system, and operating instructions and precautions. If the system used provides no readout, but it is such as to automatically cease crane operation when the rated load limit under any specific condition of use is reached, marking shall be provided giving the make and model of the device installed, a description of what it does, how it is operated, and any necessary precautions regarding the system. All weight indications, other types of loading indications, and other data required shall be readily visible to the operator.

(vi) All load indicating devices shall be operative over the full operating radius. Overall accuracy shall be based on actual applied load and not on full scale (full capacity) load.

Explanatory note. For example, if accuracy of the

load indicating device is based on full scale load and the device is arbitrarily set at plus/minus ten percent, it would accept a reading between ninety thousand and one hundred ten thousand pounds, at full capacity of a machine with one hundred thousand pounds, maximum rating, but would also allow a reading between zero and twenty thousand pounds, at that outreach (radius) at which the rating would be ten thousand pounds, capacity—an unacceptable figure. If, however, accuracy is based on actual applied load under the same conditions, the acceptable range would remain the same with the one hundred thousand pound load but becomes a figure between nine thousand and eleven thousand pounds, a much different and acceptable condition, at the ten thousand pound load.

(vii) When the device uses the radius as a factor in its use or in its operating indications, the indicated radius (which may be in feet and/or meters, or degrees of boom angle, depending on the system used) shall be a figure which is within the range of a figure no greater than one hundred ten percent of the actual radius to a figure which is no less than ninety-seven percent of the actual (true) radius. A conversion chart shall be provided whenever it is necessary to convert between degrees of radius and feet or meters.

(viii) The load indicating device requirements of this item do not apply to a crane:

(A) Of trolley equipped bridge type while handling container known to be and identified as empty, or loaded, and in either case in compliance with the provisions of WAC 296-56-60103, or while hoisting other lifts by means of a lifting beam supplied by the crane manufacturer for the purpose, and in all cases within the crane rating;

(B) While handling bulk commodities or cargoes by means of clamshell bucket or magnet;

(C) While used to handle or hold hoses in connection with transfer of bulk liquids or other hose handled products; or

(D) While the crane is used exclusively to handle cargo or equipment the total actual gross weight of which is known by means of marking of the unit or units hoisted, when such total actual gross weight never exceeds eleven thousand two hundred pounds, and when eleven thousand two hundred pounds, is less than the rated capacity of the crane at the maximum outreach that is possible under the conditions of use at the time.

(ix) Limit switches shall be installed on the main line and whip line assemblies which will deactivate the hoisting power when a load reaches the upper limits of travel and at such other places as required by this chapter. Line limit switches shall be tested prior to or at the beginning of each shift to determine if they are functioning properly. Any malfunction shall be reported to the person in charge immediately and shall be repaired at the first reasonable opportunity.

NEW SECTION

WAC 296-56-60087 WINCHES. (1) Moving winch parts which present caught-in hazards to employees shall be guarded.

(2) Winches shall have clearly identifiable and readily

accessible stop controls.

(3) Portable winches shall be secured against accidental shifting while in use.

(4) Portable winches shall be fitted with limit switches if employees have access to areas from which it is possible to be drawn into the winch.

(5) The provisions of WAC 296-56-60083(6)(k) shall apply to winches.

NEW SECTION

WAC 296-56-60089 CONVEYORS. (1) Guards.

(a) Danger zones at or adjacent to conveyors shall be guarded to protect employees.

(b) An elevated walkway with guardrail or equivalent means of protection shall be provided where employees cross over moving conveyors, and suitable guarding shall be provided when employees pass under moving conveyors.

(2) Moving parts. Conveyor rollers and wheels shall be secured in position.

(3) Positioning. Gravity conveyor sections shall be firmly placed and secured to prevent them from falling.

(4) Braking.

(a) When necessary for safe operation, provisions shall be made for braking objects at the delivery end of the conveyor.

(b) Conveyor using electrically released brakes shall be constructed so that the brakes cannot be released until power is applied, and that the brakes are automatically engaged if the power fails or the operating control is returned to the "stop" position.

(5) Stability. Portable conveyors shall be stable within their operating ranges. When used at variable fixed levels, the unit shall be secured at the operating level.

(6) Emergency stop devices. Readily accessible stop controls shall be provided for use in an emergency, whenever employees are required to walk or work in the vicinity of the conveyor. The emergency stop must be accessible throughout the full length of the conveyors.

(7) Starting powered conveyors. Powered conveyors shall not be started until all employees are clear of the conveyor or have been warned that the conveyor is about to start.

(8) Loading and unloading. The area around conveyor loading and unloading points shall be kept clear of obstructions during conveyor operations.

(9) Lockout/tagout.

(a) Conveyors shall be stopped and their power sources locked out and tagged out during maintenance, repair, and servicing, unless power is necessary for testing.

(b) The starting device shall be locked out and tagged out in the stop position before an attempt is made to remove the cause of a jam or overload of the conveying medium, unless it is necessary to have the power on to remove the jam.

(10) Chutes, gravity conveyors and rollers.

(a) Chutes used in the manual handling of cargo shall be adequate for the use to which they are put and shall be kept free of splinters and sharp edges.

(b) Chutes shall be equipped with sideboards of sufficient height to prevent cargo from falling off.

(c) Chutes and gravity roller sections shall be firmly

placed or secured to prevent displacement.

(d) Gravity rollers shall be of sufficient strength for the weight of material which is placed upon them. Rollers shall be locked in position to prevent them from falling or jumping out of the frame.

(e) Frames shall be kept free of burrs and sharp edges.

(f) When necessary, provision shall be made for braking objects at the delivery end of the roller or chute.

(11) Safe practices.

(a) Only designated persons shall operate, repair or service powered conveyors.

(b) The employer shall direct employees to stay off operating conveyors.

(c) Conveyors shall be operated only with all overload devices, guards and safety devices in place and operable.

NEW SECTION

WAC 296-56-60091 SPOUTS, CHUTES, HOPPERS, BINS, AND ASSOCIATED EQUIPMENT. (1) Standing and running rigging and associated gear used as a permanent part of spouts, chutes or similar devices shall be inspected before each use and shall not be used if it has any functional defects. (See also WAC 296-56-60093(3)(b) for certification requirements.)

(2) Direct communication shall be provided between the discharge or shipboard control end of loading spouts and chutes and the point in the terminal from which the flow of cargo is controlled.

(3) Chute and hopper openings which present a hazard shall be guarded to prevent employees from falling through them.

(4) When employees are working on hoppers, the hopper shall be equipped with a safe walkway and means of access.

(5) When necessary for the safety of employees, chutes shall be equipped with sideboards to afford protection from falling objects.

(6) Chutes shall be firmly placed and secured to prevent them from falling.

(7) When necessary for the safety of employees, provisions shall be made for braking objects other than bulk commodities at the delivery end of the chute.

(8) Before an employee enters an empty bin:

(a) Personnel controlling the flow of cargo into the bin shall have been notified of the entry; and

(b) The power supply to the equipment carrying the cargo to the bin shall be turned off, locked out and tagged.

(9) Before an employee enters a bin containing a bulk commodity such as coal or sugar, the employer shall ensure that:

(a) Personnel controlling the flow of cargo into the bin have been notified of the entry;

(b) The power supply to the equipment carrying the cargo to the bin is turned off, locked out and tagged;

(c) The employee entering the bin wears a life-line and safety harness; and

(d) A standby attendant equipped to perform a rescue is continuously stationed outside the bin until the employee has left the bin.

(10) Bin top openings that present a hazard to em-

ployees shall be covered to prevent employees from falling into bins.

(11) Chutes and hoppers shall be repaired only by designated persons.

(12)(a) Before power shoveling operations begin, a designated person shall inspect the equipment to be used. The inspection shall include at least the eye bolts, wires, and sheaves.

(b) Power shovels and associated equipment with defects affecting safe operation shall not be used.

(c) Before adjustments are made to a power shovel, wire, or associated equipment, the power supply to the shovel shall be turned off, locked out, and tagged, the belt stopped, and the hopper closed.

NEW SECTION

WAC 296-56-60093 CERTIFICATION OF MARINE TERMINAL MATERIAL HANDLING DEVICES. (1) The employer shall not use any material handling device listed in subsection (3) of this section until he has ascertained that the device has been certified, as evidenced by current and valid documents attesting to compliance with the requirements of WAC 296-56-60098(21).

(2) Certification surveys are to be completed for the conditions of use found at the time such surveys are completed, with the understanding that equipment owners/users can change the configurations of the equipment according to the manufacturer's specifications without affecting the established certification status for the equipment.

(3) These rules apply to employment within a marine terminal including the loading, unloading, movement, or other handling of cargo, ship's stores, or gear within the terminal or into or out of any land carrier, holding or consolidation area, or any other activity within and associated with the overall operation and functions of the terminal, such as the use and routine maintenance of facilities and equipment.

(4) Inspection and test certificates shall be issued only for that equipment which meets or exceeds the requirements as specified in these rules. All inspection and test certificates shall be issued through the office of the assistant director of the division of industrial safety and health, department of labor and industries, and shall be valid for a period not to exceed one year from the date of issuance.

(5) Equipment requiring certification shall be inspected by representatives of the division of industrial safety and health; or individuals who have received a "certificate of competency" from the supervisor of industrial safety and health indicating that they are qualified and capable of performing such work.

(6) When deficiencies are found they shall be noted on forms provided for such purpose by the division of industrial safety and health. Copies shall be delivered to the owner of the equipment and the division of industrial safety and health at the Olympia office by the person conducting such tests and/or inspections.

(7) A certificate of unit test and/or examination of equipment shall not be issued for any equipment found not to be in compliance with the provisions of this

chapter.

(8) Persons desiring a "certificate of competency" shall demonstrate and document their capabilities and qualifications to the assistant director of the division of industrial safety and health, who will issue such certificates to those persons whom he considers qualified. The assistant director reserves the right to revoke such certificates at any time for cause. A "certificate of competency" shall be issued for a period of not more than three years. Applications for renewal may be made not more than sixty days prior to the expiration date shown on the certificate.

(9) The assistant director of industrial safety and health or his representative, reserves the right to inspect such equipment or to witness or attend any test or inspection in order to ascertain the adequacy of any certification activity performed.

(10) Unless otherwise exempted, all cranes or derricks required to be certificated by these regulations shall have a current test certificate posted in the operator's cab or station. No person shall be required to operate such crane or derrick unless a current valid certificate is posted.

NEW SECTION

WAC 296-56-60095 ADVISORY CRANE CERTIFICATION PANEL. (1) Any person desiring a certificate of competency for crane inspection or certification shall make application to the assistant director for industrial safety and health for the certificate of competency. The application shall include documentation of all qualifications. Including all past experience, education, training and any other factors deemed to be relevant to the application.

(2) The advisory crane certification panel shall assist the assistant director for industrial safety and health in his duties under this chapter. The panel shall consist of six members. Two members shall represent labor, two members shall represent management, and a crane expert. The sixth member shall be chairman of the panel, the assistant director of industrial safety and health or his designee. The panel shall be responsible for advising the assistant director as to the issuance of any certificate of competency. The panel shall review all applications for certificates of competency. Minutes of meetings shall be kept.

(3) In addition, the panel shall, upon request by the assistant director, render advice concerning any matter which is relevant to crane safety. The panel shall meet twice yearly or more often as deemed necessary by the chairman of the panel. Any panel member who is not an employee of the state of Washington shall serve voluntarily.

NEW SECTION

WAC 296-56-60097 UNIT PROOF LOAD TEST AND INSPECTION. Cranes and derricks shall be proof load tested, rated and certificated in tons (2,000 lbs. = 1 ton). Cranes and derricks shall be inspected and unit proof load tested prior to being put into use, after any significant modification or repairs of structural

parts, or when deemed necessary by the supervisor of industrial safety and health; however, each crane or derrick shall be unit proof load tested at least once during each twelve-month period. Unit proof load tests shall be carried out by the use of weights as a dead load. When use of weights for unit proof load tests is not possible or reasonable a dynamometer or other recording test equipment may be used. Such equipment shall be tested for accuracy with certified calibrating equipment within twelve months prior to being used and a copy of the certified calibration test shall have been made available to authorized representatives of the division of industrial safety and health upon request.

The weight of the objects used for a dead load weight test shall be certified and a record of the weight shall be made available upon request. Any replacements or repairs deemed necessary by the person conducting a test shall be carried out before application of the required proof load unit test.

(1) The proof load tests for derricks shall be conducted as follows:

Safe Working Load	Proof Load
to 20 tons	25% in excess
20-50 tons	5 tons in excess
over 50 tons	10% in excess of manufacturer's recommended lifting capacity.

Proof load shall be applied at the designed maximum and minimum boom angles or radii, or if this is impracticable, as close to these as practicable. The angles or radii of test shall be stated in the certificate of test. Proof loads shall be swung as far as possible in all directions. The weight of auxiliary handling devices such as spreader bars, robots, clams, magnets, or other gear shall be considered a part of the load. Brakes shall be tested by holding the proof load suspended without other mechanical assistance. After satisfactory completion of a unit proof load test the derrick and all component parts thereof shall be carefully examined and, if necessary, nondestructive tests may be conducted to assure that the equipment is safe for use and has not been damaged in the unit proof load testing process.

(2) Unit proof load tests for cranes shall be carried out where applicable with the boom in the least stable direction relative to the mounting, based on the manufacturer's specifications.

Unit proof load tests for cranes shall be based on the manufacturer's load ratings for the conditions of use and shall, except in the case of bridge type cranes utilizing a trolley, consist of application of a proof load of ten percent in excess of the load ratings at maximum and minimum radius, and at such intermediate radii as the certifying authority may deem necessary in the circumstances. (The manufacturer's load ratings are usually based upon percentage of tipping loads under some conditions and upon limitations of structural competence at others, as well as on other criteria such as type of crane mounting, whether or not outriggers are used, etc. Some cranes utilizing a trolley may have only one load rating assigned and applicable at any outreach. It is important that the manufacturer's ratings be used.) Trolley equipped cranes shall be subject to a proof load of twenty-five percent in excess of the manufacturer's load rat-

ing. In cases of foreign manufacture, the manufacturer's specifications shall be subject to approval by the certifying authority. The weight of all auxiliary handling devices such as, but not limited to, magnets, hooks, slings, and clamshell buckets shall be considered part of the load.

(3) In the event neither manufacturer's data nor design data on safe working loads (including any applicable limitations) are obtainable, the safe working load ratings assigned shall be based on the owner's information and warranty that those so assigned are correct. Unit test certificates shall state the basis for any such safe working load assignment.

(4) If the operation in which equipment is engaged never utilizes more than a fraction of the safe working load rating, the owner of such equipment may, at his option, have the crane or derrick certificated for and operated at a lesser maximum safe working load in keeping with the use and based on radius and other pertinent factors: PROVIDED, HOWEVER, That the equipment concerned is physically capable of operation at the original load rating and the load reduction is not for the purpose of avoiding correction of any deficiency.

(5) Safe working load ratings shall not be increased beyond the manufacturer's ratings or original design limitations without prior approval by the accredited certification agency. Such prior approval shall be based on the manufacturers' approval of such increase or documented engineering design analysis or both. All necessary structural changes shall be completed prior to approval by the accredited certification agency.

NEW SECTION

WAC 296-56-60098 EXAMINATION AND INSPECTION OF CRANES AND DERRICKS. An examination shall be carried out in conjunction with each annual unit proof load test. The accredited person, or his authorized representative, shall make a determination as to correction of deficiencies found. The examination shall cover the following points as applicable: (Refer to WAC 296-56-60093 for definition of accredited person.)

(1) All functional operating mechanisms shall be examined for improper function, maladjustment, and excessive component wear, with particular attention to sheaves, pins, and drums. The examinations shall include operation with partial load, in which all functions and movements, including, where applicable, maximum possible rotation in both directions, are performed.

(2) All safety devices shall be examined for malfunction.

(3) Lines, tanks, valves, drains, pumps, and other parts of air or hydraulic systems shall be examined for deterioration or leakage.

(4) Rope reeving shall comply with the manufacturer's recommendations.

(5) Deformed, cracked, or excessively corroded members in crane structure and boom shall be repaired or replaced as necessary.

(6) Loose bolts, rivets, or other connections shall be corrected.

(7) Worn, cracked, or distorted parts affecting safe

operation shall be corrected.

(8) All brakes, used to control the load, boom or travel of the crane, shall be tested. Air, hydraulic, or electrically operated brakes shall be of such design as to set and stop the load if the source of power fails.

(9) Brake and clutch system parts, linings, pawls, and ratchets shall be examined for excessive wear and free operation.

(10) Load, boom angle, or other indicators shall be checked over their full range. Defects in such indicators shall be immediately corrected.

(11) Where used, clamshell buckets or other similar equipment, such as magnets, etc., shall be carefully examined in all respects, with particular attention to closing line wires and sheaves. The accredited person may supplement such examination by requesting any operational tests as may be appropriate.

(12) Careful examination of the junction areas of removable boom sections, particularly for proper seating, cracks, deformities, or other defects in securing bolts and in the vicinity of such bolts, shall be made.

(13) All platforms, steps and footwalks located on cranes where workers are exposed to the hazard of slipping shall be of a nonslip material. Wire rope used for railings on cranes shall be kept taut at all times.

NOTE: In critical areas such as footwalks along booms, a grating material should be used.

(14) It shall be ascertained that no counterweights in excess weight of the manufacturer's specifications shall be fitted or used.

(15) Such other examination or supplemental functional tests shall be made as may be deemed necessary by the accredited person under the circumstances.

(16) Wire rope.

(a) All wire rope shall be inspected once a month, dependent upon conditions to which the wire ropes are subjected, and at intervals not exceeding a twelve-month period. Records of inspection of wire rope shall be kept and shall be available to the department of labor and industries representative. Records shall be kept for one year. Refer to the general safety and health standards, WAC 296-24-240.

(b) Wire rope shall not be used if in any length of eight diameters, the total number of visible broken wires exceeds ten percent of the total number of wires, or if the rope shows other signs of excessive wear, corrosion, or defect. Particular attention shall be given to the condition of those sections of wire rope adjacent to any terminal connections, those sections exposed to abnormal wear, and those sections not normally exposed for examination.

(c) Documentation, available for inspection, shall include wire rope test certificates relating to any replacements made since the last unit test or annual examination as required.

(d) Wire rope and replacement wire rope shall be of the same size, same or better grade, and same construction as originally furnished by the equipment manufacturer or contemplated in the design, unless otherwise recommended by the equipment or wire rope manufacturer due to actual working condition requirements. In the absence of specific requirements as noted, wire rope

shall be of a size and construction suitable for the purpose, and shall have the capacity to handle four times the heaviest expected load and verified by wire rope test certificate.

(e) Wire rope in use on equipment previously constructed and prior to initial certification of said equipment shall not be required to be tested but shall be subject to thorough examination at the time of initial certification of the equipment.

(17)(a) Accessory components, such as hooks. Container spreader bar twist locks shall be carefully examined periodically and at the time of annual examination and inspection. Cracked or deformed hooks shall be discarded immediately and not reused on any equipment subject to the provisions of this chapter.

(b) Crane hooks and container spreader bar twist lock. Magnetic particle or other suitable crack detecting inspection shall be performed at least once each year. When testing by x-ray, the pertinent provisions of the Nuclear Regulatory Commission's standards for protection against radiation, relating to protection against occupational radiation exposure, shall apply.

(18) In the event that heat treatment of any loose gear is recommended by the manufacturer, the latest heat treatment certificate, attesting to compliance with the manufacturer's specifications shall be part of the available documentation. Heat treatment shall be carried out in accordance with the specifications of the manufacturer by persons competent to perform such work.

(19) Replacement parts shall be of equal or better quality than the original equipment and suitable for the purpose. Repairs or modifications shall be such as to render the equipment equal to or better than the original construction or design.

(20) In cases of foreign manufactured cranes, there shall be an owner's warranty that the design is adequate for the intended use. The warranty shall be based on a thorough examination of the design specifications by a registered professional engineer familiar with the equipment.

(21) The certifications required by this section shall be performed:

(a) In accordance with WAC 296-56-60093 by persons then currently accredited by the occupational safety and health administration as provided in that section; or

(b) In accordance with standards established and enforced by the state in which the device is located or by a political subdivision thereof, which have been found by the secretary to be compatible with WAC 296-56-60093 by persons designated as competent to perform such certification by competent state authority and recognized as such by the secretary.

(22) The marine terminal material handling devices listed below shall be certificated in the following manner:

(a) Each crane and derrick shall be tested and examined as a unit annually. A copy of the certificate of tests and examinations shall be posted in the crane operators cab.

(b) Bulk cargo spouts and suckers, together with any portable extensions and rigging or outriggers supporting them vertically, shall be examined annually. Certificates

attesting to the required examination shall be made readily available for inspection.

(c) Vertical pocket or bucket conveyors such as banana, sugar, and grain marine legs (other than those with a grain elevator structure) used within a marine terminal facility shall be examined annually. The annual examination shall include all supporting structures, rigging and mechanical components and observation of all steps of operations. Certificates attesting to the required examinations shall be readily available for inspection.

(d)(i) House fall cargo-handling gear in use shall be proof load tested as a unit upon initial certification and every fourth year thereafter. An examination shall be carried out in conjunction with each unit proof load test and annually thereafter. The unit test shall consist of a proof load of twenty-five percent in excess of the rated safe working load. Examinations shall include all supporting structures and components. Certificates attesting to the required tests and examinations shall be readily available for inspection.

(ii) House fall span beams or other house fall block supports shall be marked with the safe working load, which shall not be exceeded.

(e) Special gear.

(i) Special stevedoring gear provided by the employer, the strength of which depends upon components other than commonly used stock items such as shackles, ropes or chains, shall be tested as a unit in accordance with the following table before initially being put into use.

Safe working load	Proof load
Up to 20 short tons.....	25 percent in excess
Over 20 to 50 short tons	5 short tons in excess
Over 50 short tons	10 percent in excess

(ii) Every spreader not a part of ship's gear and used for hoisting intermodal containers shall be tested to a proof load equal to twenty-five percent in excess of its rated capacity. Additionally, any spreader which suffers damage necessitating structural repair shall be retested after repair and before being returned to service.

(iii) Certificates attesting to the required tests shall be available for inspection.

(f) Wire rope and loose gear obtained after October 3, 1983, and used for material handling shall have been tested and certificated before being placed into use in accordance with the provisions of WAC 296-56-60097 as applicable. Certificates attesting to the required tests, inspections and examinations shall be available.

(23) Disassembly and reassembly of equipment does not require recertification of the equipment provided that the equipment is reassembled and used in a manner consistent with its certification.

(24) For equipment certificated in accordance with subsection (21)(b) of this section and transferred to a job site in another state, the current certification shall remain valid until the next inspection or examination becomes due.

(25) Certification procedures shall not be construed as a substitute for, or cause for elimination of, normal operational inspection and maintenance routine throughout

the year.

(26)(a) Every unit of equipment requiring annual certification shall have had such annual certification within the previous twelve months. Equipment requiring annual certification shall have had such annual certification within the previous twelve months, except that no annual certification is required within twelve months after any required certification. Annual examinations for certification may be accomplished up to one month early without effect on subsequent due dates.

(b) When certificated equipment is out of service for six months or more beyond the due date of a certification inspection, an examination equivalent to an initial certification, including unit proof load test, shall be performed before the equipment reenters service.

(27) Loose gear obtained after October 3, 1983, shall bear a legible mark indicating that it has been tested (see WAC 296-56-60097(22)(f)). Single sheave blocks shall be marked with safe working loads and proof test loads. Marks relating to testing shall be identifiable on the related certificates, which shall be available.

(28) The certification requirements of this section do not apply to the following equipment:

(a) Industrial trucks and small industrial crane trucks; and

(b) Any straddle truck not capable of straddling two or more intermodal containers sixteen feet (4.88 m) in width.

NEW SECTION

WAC 296-56-60099 HAND TOOLS. (1) Hand tools used by employees shall be maintained in safe operating condition.

(2)(a) Hand-held portable electric tools shall be equipped with switches that must be manually held in a closed position to operate the tool.

(b) Portable power-driven circular saws shall be equipped with guards above and below the base plate or shoe. The upper guard shall cover the saw to the depth of the teeth, except for the minimum arc needed to permit the base to be tilted for bevel cuts. The lower guard shall cover the saw to the depth of the teeth, except for the minimum arc needed to allow proper retraction and contact with the work. When the tool is withdrawn from the work, the lower guard shall automatically and instantly return the covering position.

(3) Only cutting tools shall be used to cut metal strapping or banding used to secure cargo.

SPECIALIZED TERMINALS

NEW SECTION

WAC 296-56-60101 GENERAL. The provisions of this section shall apply to specialized terminals in addition to any other applicable requirements of this part.

NEW SECTION

WAC 296-56-60103 TERMINALS HANDLING INTERMODAL CONTAINERS OR ROLL-ON ROLL-OFF OPERATIONS. (1) Every intermodal container shall be legibly and permanently marked with:

(a) The weight of the container when empty, in pounds;

(b) The maximum cargo weight the container is designed to carry, in pounds; and

(c) The sum of the weight of the container and the cargo, in pounds.

(2) No container shall be hoisted by any crane or derrick unless the following conditions have been met:

(a) The employer shall ascertain from the carrier whether a container to be hoisted is loaded or empty. Empty containers shall be identified before loading or discharge in such a manner as will inform every supervisor and foreman on the site and in charge of loading or discharging, or every crane or other hoisting equipment operator and signalman, if any, that such container is empty. Methods of identification may include cargo plans, manifests or markings on the container.

(b) In the case of a loaded container:

(i) The actual gross weight shall be plainly marked so as to be visible to the crane or other hoisting equipment operator or signalman, or to every supervisor and foreman on the site and in charge of the operation; or

(ii) The cargo stowage plan or equivalent permanently recorded display serving the same purpose, containing the actual gross weight and the serial number or other positive identification of that specific container, shall be provided to the crane or other hoisting equipment operator and signalman, if any, and to every supervisor and foreman on the site and in charge of the operation.

(c) Every outbound loaded container which is received at a marine terminal ready to load aboard a vessel without further consolidation or loading shall be weighed to obtain the actual gross weight, either at the terminal or elsewhere, before being hoisted.

(d)(i) When container weighing scales are located at a marine terminal, any outbound container with a load consolidated at that terminal shall be weighed to obtain an actual weight before being hoisted.

(ii) If the terminal has no scales, the actual gross weight may be calculated on the basis of the container's contents and the container's empty weight. The weights used in the calculation shall be posted conspicuously on the container, with the name of the person making the calculation and the date.

(e) Open type vehicle carrying containers and those built specifically and used solely for the carriage of compressed gases are excepted from subsection (2) (c) and (d) of this section.

(f) The weight of loaded inbound containers from foreign ports shall be determined by weighing or by the method of calculation described in (d)(ii) of this subsection or by shipping documents.

(g) Any scale used within the United States to weigh containers for the purpose of the requirements of this section shall meet the accuracy standards of the state or local public authority in which the scale is located.

(3) No container or containers shall be hoisted if its actual gross weight exceeds the weight marked as required in subsection (1)(c) of this section, or if it exceeds the capacity of the crane or other hoisting device intended to be used.

(4)(a) Marked or designated areas shall be set aside

within a container or roll-on roll-off terminal for passage of employees to and from active cargo transfer points, except where transportation to and from those points is provided by the employer.

(b) The employer shall direct employees to stay clear of the area beneath a suspended container.

(5) Employees working in the immediate area of container handling equipment or in the terminal's traffic lanes shall wear high visibility vests, decals, reflectors or equivalent protection.

(6) Containers shall be handled using lifting fittings or other arrangements suitable and intended for the purpose as set forth in (a) (i) through (iii) of this subsection, except when damage to an intermodal container makes special means of handling necessary.

(a) Loaded intermodal containers of twenty feet (6.1 m) or more in length shall be hoisted as follows:

(i) When hoisting by the top fittings, the lifting forces shall be applied vertically from at least four such fittings or by means which will safely do so without damage to the container, and using the lifting fittings provided.

(ii) If hoisted from bottom fittings, the hoisting connections shall bear on the fittings only, making no other contact with the container. The angles of the four bridle legs shall not be less than thirty degrees to the horizontal in the case of forty foot (12.2 m) containers, thirty-seven degrees in the case of thirty foot (9.1 m) containers, and forty-five degrees in the case of twenty foot (6.1 m) containers.

(iii) Lifting containers by fork lift trucks or by grappling arms from above or from one side may be done only if the container is designed for this type of handling.

(iv) Other means of hoisting may be used only if the containers and hoisting means are designed for such use.

(b)(i) When using intermodal container spreaders that employ lanyards for activation of load-disengagement, all possible precautions shall be taken to prevent accidental release of the load.

(ii) Intermodal container spreader twistlock systems shall be designed and used so that a suspended load cannot accidentally be released.

(c) Flat bed trucks or container chassis used to move intermodal containers shall be equipped with pins, flanges, or other means to prevent the container from shifting.

(7)(a) Intermodal containers shall be inspected for defects in structural members or fittings before handling.

(b) Any intermodal container found to be unsafe shall be identified as such, promptly removed from service and repaired before being returned to service.

(8) Containers shall not be hoisted unless all engaged chassis twist locks are released.

(9) Such list of contents may refer to cartons, cases, or other means of packaging but need not specifically identify the commodity or commodities involved except as otherwise required by law. Container weights so arrived at shall be subject to random sample weight checks at the nearest weighing facility. In cases where such weight checks or experience otherwise indicate consistently inaccurate weights arrived at by this means, the weight of containers so calculated at the source from which the inaccurate weights originated may no longer

be recognized as true gross weights, in which case such containers may not be loaded aboard a vessel unless actual gross weights have been obtained by weighing. This procedure shall be continued until the Washington state department of labor and industries, division of industrial safety and health is satisfied by reasonable experience thereunder that correct weights will be furnished.

(10) All loaded inbound containers from foreign ports shall be subject to random sample weight checks at a time satisfactory to the Washington state department of labor and industries, division of industrial safety and health, which may be at any time up to unloading the contents of the container at the terminal or until the container is delivered unopened to the land carrier. When such checks indicate a pattern of significant and continuing inaccuracy or when the provisions of this section are not met, such suitable means as are acceptable to the division of industrial safety and health to protect the safety of the workers involved shall be taken during discharge to assure safety and such means shall be continued until the division of industrial safety and health is satisfied by experience thereunder that correct weights will be furnished.

NEW SECTION

WAC 296-56-60105 GRAIN ELEVATOR TERMINALS. Reserved.

NEW SECTION

WAC 296-56-60107 TERMINAL FACILITIES HANDLING MENHADEN AND SIMILAR SPECIES OF FISH. (1)(a) Tanks in terminal areas used for receiving or storing brailwater for recirculating into vessel holds in discharging operations shall be opened or ventilated to minimize contamination of water circulated to the vessel. Brailwater tanks shall be thoroughly drained upon completion of each day's operations and shall be left open to the air. Drainage is unnecessary when brailwater has been treated to remove hydrogen sulfide-producing contaminants and the efficiency of such treatment has been established by the employer.

(b) Before employees enter a dock tank, it shall first be drained, rinsed and tested for hydrogen sulfide and oxygen deficiency. Employees shall not enter the tank when the hydrogen sulfide level exceeds twenty ppm or oxygen content is less than nineteen and one-half percent, except in emergencies.

(c) Tests shall be conducted by designated personnel with suitable test equipment and respiratory protective equipment complying with the provisions of this chapter.

(2) Pipelines and hoses on the dock or terminal used for receiving and circulating used brailwater shall be completely drained upon completion of each day's operation and left open to the air.

(3) At least four units of respiratory protective equipment consisting of supplied-air respirators or self-contained breathing apparatus complying with the requirements of chapter 296-62 WAC shall be available in a suitably labeled cabinet for immediate use in case of an emergency caused by oxygen deficiency or hydrogen sulfide. Any employee entering a tank in an emergency

shall, in addition to respiratory protective equipment, wear a lifeline and safety harness to facilitate rescue. At least two other employees, similarly equipped, shall be continuously stationed outside the tank to observe and to provide rescue services.

(4) The plant superintendent and foremen shall be trained and knowledgeable about the hazards of hydrogen sulfide and oxygen deficiency. They shall be trained in the use of appropriate respiratory and other protective equipment, and in rescue procedures. Other supervisory plant personnel shall be informed of these hazards and instructed in the necessary safety measures, including use of respiratory and rescue equipment.

(5) Supervisory personnel shall be on hand at dockside to supervise discharging of brailwater from vessels.

PERSONAL PROTECTION

NEW SECTION

WAC 296-56-60109 EYE PROTECTION. (1)(a) When employees perform work hazardous to the eyes, the employer shall provide eye protection equipment marked or labeled as meeting the manufacturing specifications of American National Standards Practice for Occupational and Educational Eye and Face Protection, current ANSI Z87.1, and shall direct that it be used.

(b) For employees wearing corrective spectacles, eye protection equipment required by (a) of this subsection must be of a type which can be worn over spectacles. Prescription ground safety lenses may be substituted if they provide equivalent protection.

(c) For additional requirements covering eye protection against radiant energy, see WAC 296-56-60235(8).

(2) Eye protection equipment shall be maintained in good condition.

(3) Used eye protection equipment shall be cleaned and disinfected before reissuance to another employee.

NEW SECTION

WAC 296-56-60110 RESPIRATORY PROTECTION. The respiratory protection requirements of the general occupational health standards, chapter 296-62 WAC, shall apply.

NEW SECTION

WAC 296-56-60111 HEAD PROTECTION. (1) The employer shall direct that employees exposed to impact, falling or flying objects, or electric shocks or burns wear protective hats.

(2) Protective hats shall bear identifying marks or labels indicating compliance with the manufacturing provisions of American National Standard Safety Requirements for Industrial Head Protection, current ANSI Z89.1.

(3) Protective hats previously worn shall be cleaned and disinfected before issuance by the employer to another employee.

NEW SECTION

WAC 296-56-60113 FOOT PROTECTION. (1) The employer shall direct that employees exposed to impact, falling objects, or puncture hazards wear safety shoes, or equivalent protection.

(2) Protective shoes shall bear identifying marks or labels indicating compliance with the manufacturing provisions of American National Standard for Men's Safety Toe Footwear, current ANSI Z41.1.

(3) The employer shall arrange through means, such as vendors or local stores, or otherwise, to make safety shoes readily available to all employees.

NEW SECTION

WAC 296-56-60115 OTHER PROTECTIVE MEASURES. (1) Protective clothing.

(a) Employees performing work that requires special protective clothing shall be directed by the employer to wear the necessary special protective clothing.

(b) When necessary, protective clothing previously worn shall be cleaned and disinfected before reissuance.

(2) Personal floatation devices.

(a) The employer shall provide, and shall direct the wearing of personal floatation devices for those employees, such as line handlers, who are engaged in work in which they may be pulled into the water:

(i) When such employees are working in isolation: or

(ii) Where physical limitations of available working space creates a hazard of falling into the water; or

(iii) Where the work area is obstructed by cargo or other obstacles so as to prevent employees from obtaining safe footing for their work.

(b) Employees working on, over or along water, where the danger of drowning exists, shall be provided with and shall wear approved personal floatation devices.

(i) Employees are not considered exposed to the danger of drowning when:

(A) The water depth is known to be less than chest deep on the exposed individual;

(B) Working behind standard height and strength guardrails;

(C) Working inside operating cabs or stations which eliminate the possibility of accidentally falling into the water;

(D) Wearing approved safety belts with lifeline attached so as to preclude the possibility of falling into the water.

(ii) Prior to and after each use, personal floatation devices shall be inspected for defects which would reduce their designed effectiveness. Defective personal floatation devices shall not be used.

(iii) To meet the approved criteria required by (b) of this subsection, a personal floatation device shall be approved by the United States coast guard as a Type I PFD, Type II PFD, Type III PFD, or Type V PFD, or their equivalent, pursuant to 46 CFR 160 (Coast Guard Lifesaving Equipment Specifications) and 33 CFR 175.23 (Coast guard table of devices equivalent to personal floatation devices). Ski belt or inflatable type personal floatation devices are specifically prohibited.

(c) Life ring.

(i) Along docks, walkways or other fixed installations on or adjacent to open water more than five feet deep, approved life rings with line attached shall be provided. The life rings shall be spaced at intervals not to exceed two hundred feet and shall be kept in easily visible and readily accessible locations.

(ii) When employees are assigned work at other casual locations where exposure to drowning exists, at least one approved life ring with line attached shall be provided in the immediate vicinity of the work assigned.

(iii) Work assigned over water where the vertical drop from an accidental fall would exceed fifty feet, shall be subject to specific procedures as approved by the department.

(iv) Lines attached to life rings shall be at least ninety feet in length, at least one-quarter inch in diameter and have a minimum breaking strength of five hundred pounds.

(v) Life rings must be United States coast guard approved thirty inch size.

(vi) Life rings and attached lines must be maintained to retain at least seventy-five percent of their designed buoyance and strength.

Emergency facilities. When employees are exposed to hazardous substances which may require emergency bathing, eye washing or other facilities, the employer shall provide such facilities and maintain them in good working order.

NEW SECTION

WAC 296-56-60117 MAINTENANCE AND LOAD LIMITS. (1) The structural integrity of docks, piers, wharves, terminals and working surfaces shall be maintained.

(2)(a) Maximum safe load limits, in pounds per square foot (kilograms per square meter), of floors elevated above ground level, and pier structures over the water shall be conspicuously posted in all cargo areas.

(b) Pier structures used primarily for vehicle traffic shall be posted in maximum pounds per axle weight.

(3) Maximum safe load limits shall not be exceeded.

(4) All walking and working surfaces in the terminal area shall be maintained in good repair.

(5) All steel plates, boards, etc., used to temporarily cover small holes or weakened surfaces shall be secured in such a manner as to prevent accidental movement.

(6) All large openings or weakened surfaces shall be barricaded on all exposed sides with barricades equipped with blinkers, flashing lights, or reflectors.

(7) Areas around bitts or cleats where workers perform their duties shall be lighted as required in this section and have a nonslip surface around each bitt or cleat.

NEW SECTION

WAC 296-56-60119 PROTECTION FROM FALLING. Employees doing maintenance work on cranes, spouts or similar types of equipment, eight feet from the ground or surface and not in an area that is protected by any standard safeguards such as walkways with standard railings, or ladders with protective cages, shall wear a safety belt and lanyard which can be at-

tached to the structure for their protection from falling.

NEW SECTION

WAC 296-56-60121 MINIMUM SAFETY REQUIREMENTS FOR DOCKS AND DOCK FACILITIES. Nothing contained in this section shall be construed to mean that the direct employer or employees are responsible for the repair, construction of or otherwise bringing into compliance, facilities over which they have no control.

(1) Working prohibited on unsafe docks or dock facilities. Employers shall not require employees to perform work on docks or dock facilities which said direct employer knows or should have known do not meet the minimum safety requirements outlined in this section, except for maintenance workers.

(2) Known unsafe conditions by employees. Employees shall not work on docks or dock facilities which they know or should have known do not meet the minimum safety requirements outlined in this section.

(3) Bulletin boards. At each dock, pier, warehouse or designated area at the job site, there shall be installed a safety bulletin board.

(4) Posting of notices. It shall be the responsibility of the employer to post at prominent places in or adjacent to the work area, legible notices stating:

(a) The location of stretchers, blankets and first-aid equipment and telephones. (Where possible, directional arrows should point to locations.)

(b) The phone numbers of doctors, ambulance services and hospitals within the area and the phone numbers of the police department or other law enforcement agencies. (Where possible, the emergency phone numbers shall be posted adjacent to telephones which would be used for emergency calls and on or inside the cover of first-aid cabinets.)

(5) Ventilation. All areas where employees are required to work shall be ventilated as required by the "General occupational health standards," chapter 296-62 WAC.

(6) Power outlets. Power outlets installed to supply power to vessels shall be located in such a manner that the workers will not be in contact with supply lines. Unprotected power lines shall not be driven over by equipment. If located on the underside or waterside of the bull rail, a well lighted walkway with hand rails shall be provided to the power outlets.

NEW SECTION

WAC 296-56-60123 GUARDING OF EDGES. (1) Vehicle protection.

(a) Vehicle curbs, bull rails, or other effective barriers at least six inches (13.74 cm) in height, shall be provided at the waterside edges of aprons and bulkheads, except where vehicles are prohibited. Curbs or bull rails installed after (effective date of standard) shall be at least ten inches (22.9 cm) in height.

(b) The provisions of (a) of this subsection also apply at the edge of any fixed level above the common floor area from which vehicles may fall, except at loading docks, platforms and skids where cargo is moved by

vehicles.

(2) Employee protection.

(a) Guardrails shall be provided at locations where employees are exposed to floor or wall openings or waterside edges, including bridges or gangway-like structures leading to pilings or vessel mooring or berthing installations, which present a hazard of falling more than four feet (1.22 m) or into the water, except as specified in (b) of this subsection.

(b) Guardrails are not required:

(i) At loading platforms and docks;

(ii) At waterside edges used for cargo handling;

(iii) On the working sides of work platforms, skids, or similar workplaces; or

(iv) On railroad rolling stock, highway vehicles, intermodal containers, or similar equipment.

(c) Where guardrails are impracticable due to machinery requirements or work processes, an alternate means of protecting employees from falling, such as nets, shall be used.

(3) Criteria for guardrails. Guardrails shall meet the following criteria:

(a) They shall be capable of withstanding a force of at least two hundred pounds (890 N) applied in any direction at mid-span of the top rail (when used), or at the uppermost point if there is no top rail.

(b) If not of solid baluster, grillwork, slatted, or similar construction, guardrails shall consist of top rails and midrails. Midrails, when used, shall be positioned at approximately half the height of the top rail.

(c) The top surface of guardrails installed before October 3, 1983, shall be at least thirty-six inches (.91 m) high. Those installed after October 3, 1983, shall be forty-two inches (1.07 m), plus or minus two inches (5.1 cm), high.

(d) Any nonrigid railing such as chain or wire rope shall have a maximum sag limit at the mid-point between posts of not more than six inches (15.2 cm).

(e) Top rails shall be free of puncture and laceration hazards.

(f) Rail ends shall not overhang to constitute a hazard, but this does not prohibit scrollwork, boxed ends or similar nonhazardous projections.

(4) Toeboards. Toeboards shall be provided when employees below could be exposed to falling objects such as tools. Toeboards shall be at least three and one-half inches (8.9 cm) in height from top edge to floor level, and be capable of withstanding a force of fifty pounds (220 N) applied in any direction. Drainage clearance under toeboards is permitted.

(5) Stair railings. Stair railings shall be capable of withstanding a force of at least two hundred pounds (890 N) applied in any direction, and shall not be more than thirty-six inches (0.9 m) nor less than thirty-two inches (0.8 m) in height from the upper top rail surface to the tread surface in line with the leading edge of the tread. Railings and midrails shall be provided at any stairway having four or more risers, as follows:

(a) For stairways less than forty-four inches (1.12 m) wide, at least one railing; and

(b) For stairways more than forty-four inches (1.12 m) but less than eighty-eight inches (2.24 m) wide, a

stair rail or handrail on each side, and if eighty-eight or more inches wide, an additional intermediate handrail.

(6) Condition. Railings shall be maintained free of sharp edges and in good repair.

NEW SECTION

WAC 296-56-60125 CLEARANCE HEIGHTS. Clearance heights shall be prominently posted where the height is insufficient for vehicles and equipment.

NEW SECTION

WAC 296-56-60127 CARGO DOORS. (1) Mechanically operated.

(a) Cargo door counterweights shall be guarded.

(b) Lift trucks and cranes shall not be used to move mechanically operated doors except when necessary during repair on the doors, in which case ropes or other guarding shall be provided to prevent entry into the area where the door may fall or slide.

(c) Vertically operated doors partially opened for work or ventilation shall be secured to prevent accidental closing.

(2) Tackle operated.

(a) The door shall be connected to its lifting tackle with shackles or equally secure means.

(b) Lifting bridles and tackles shall have a safety factor of five, based upon maximum anticipated static loading conditions.

(c) Devices shall be provided to hold overhead doors in the open position and to secure them when closed.

(d) Lifting gear and hardware shall be maintained in safe condition.

(e) Lifting ropes, when used, shall be placed out of the work area and off the floor.

(3) Horizontal sliding.

(a) Horizontal sliding door rollers shall be constructed to prevent the door from jumping from overhead tracks.

(b) Sliding doors shall be secured to prevent them from swinging.

NEW SECTION

WAC 296-56-60129 PLATFORMS AND SKIDS.

(1) Platforms and skids extending from piers, transit sheds, or lofts and used for landing or hooking on drafts shall be provided at the open sides with guardrails meeting the requirements of WAC 296-56-60123(3) or alternate means, such as nets, to protect employees against falls.

(2) Any employee working below a second-story platform or skid shall be protected from falling objects by a net stretched from the platform or skid to the vessel.

(3) Platforms and skids shall be strong enough to bear the loads handled and shall be maintained in safe condition. Safe working loads, which shall be posted or marked on or adjacent to platforms and skids, shall have a minimum safety factor of five for any part, based upon maximum anticipated static loading conditions and the ultimate strength of the construction material.

(4) The employer shall provide and maintain platform and skid attachments that will prevent accidental movement of the skid or platform.

NEW SECTION

WAC 296-56-60131 ELEVATORS AND ESCALATORS. (1) "Elevator" means a permanent hoisting and lowering mechanism with a car or platform moving vertically in guides and serving two or more floors of a structure. The term excludes such devices as conveyors, tiering or piling machines, material hoists, skip or furnace hoists, wharf ramps, lift bridges, car lifts, and dumpers.

(2) "Escalator" means a power-driven continuous moving stairway principally intended for the use of persons.

(3) No elevator or escalator with a defect which affects safety shall be used.

(4) Elevator safety devices shall not be overridden or made inoperable.

(5) Elevators and escalators shall be thoroughly inspected at intervals not exceeding one year. Additional monthly inspections for satisfactory operation shall be conducted by designated persons. Records of the results of the latest annual elevator inspections shall be posted in elevators. Records of annual escalator inspections shall be posted in the vicinity of the escalator or be available at the terminal.

(6) Elevator landing openings shall be provided with doors, gates, or equivalent protection which shall be in place when the elevator is not at that landing, to prevent employees from falling into the shaft.

(7) The elevator's or escalator's maximum load limits shall be posted and not exceeded. Elevator load limits shall be posted conspicuously both inside and outside of the car.

(8) Elevators shall be operated only by designated persons except for automatic or door interlocking elevators which provide full shaft door closing and automatic car leveling.

NEW SECTION

WAC 296-56-60133 MANLIFTS. (1) Inspection. Manlifts shall be inspected monthly by a designated person. Safety switches shall be checked weekly. Manlifts found to be unsafe shall not be operated until repaired. Inspections shall include at least the following:

- (a) Step fastenings;
- (b) Rails;
- (c) Rail supports and fastenings;
- (d) Roller and slides;
- (e) Belt and belt tension;
- (f) Handholds and fastenings;
- (g) Floor landings;
- (h) Guardrails;
- (i) Lubrication;
- (j) Safety switches;
- (k) Warning signs and lights;
- (l) Illumination;
- (m) Drive pulley;
- (n) Bottom (boot) pulley and clearance;
- (o) Pulley supports;
- (p) Motor;
- (q) Drive mechanism;
- (r) Brake;

(s) Electrical switches;

(t) Vibration and misalignment;

(u) "Skip" on up or down run when mounting the step (indicating worn gears); and

(v) Emergency exit ladders.

(2) Inspection records. Inspection records shall be kept for at least one year. The record of the most recent inspection shall be posted in the vicinity of the manlift or in the terminal.

(3) Emergency stop. An emergency stop device shall be available within easy reach from any position on the belt.

(4) Instructions. Manlift use instructions shall be conspicuously posted.

(5) Top floor warning sign and light. An illuminated sign and red light that are visible to the user shall be provided under the top floor opening of the manlift to warn the user to get off at that floor.

(6) Bottom floor warning sign. A sign visible to descending passengers shall be provided to warn them to get off at the bottom floor.

(7) Upper limit stop. An automatic stop device shall be provided to stop the manlift when a loaded step passes the top landing, except that manlifts installed after October 3, 1983, shall have two such devices.

(8) Handholds and steps. Each step shall be provided with a corresponding handhold.

(9) Emergency ladder. A fixed emergency ladder accessible from any position on the lift and in accordance with the requirements of WAC 296-56-60209 shall be provided for the entire run of the manlift.

(10) Landings.

(a) Clear and unobstructed landing spaces shall be provided at each level. Manlifts constructed after October 3, 1983, and that have a distance of fifty feet (15.24 m) or more between floor landings shall have an emergency landing every twenty-five feet (7.62 m) or less of manlift travel.

(b) Open sides of emergency landings shall be protected by guardrails.

(c) Floor landing entrances and exits shall be guarded by mazes, self-closing gates, or equivalent devices.

(d) Landings shall be of sufficient size and strength to support two hundred fifty pounds (1120 N).

(11) Floor opening guards. The ascending sides of manlift floor openings shall be provided with cones or bevel guards to direct the user through the openings.

(12) Maintenance. Manlifts shall be equipped, maintained, and used in accordance with the manufacturer's specifications, which shall be available at the terminal.

(13) Bottom pulley.

(a) The lower pulley shall be supported by the lowest landing.

(b) Sides of the bottom pulley support shall be guarded to prevent contact with the pulley or the steps.

(14) Top clearance. A clearance of at least eleven feet (3.3 m) shall be provided between the top landing and the ceiling.

(15) Brakes. Manlifts shall be equipped with brakes that are:

(a) Self-engaging;

(b) Electrically released; and

(c) Capable of stopping and holding the manlift when the descending side is loaded with the maximum rated load.

NEW SECTION

WAC 296-56-60135 ELECTRIC MANLIFTS. Reserved.

NEW SECTION

WAC 296-56-60137 WAIVER AND VARIANCE. The assistant director may, upon receipt of application and after adequate investigation by the department, permit a variation from these requirements when other accepted means of protection are provided. Any variation granted under the provisions of this section shall be limited to the particular case or cases covered in the application for variation and may be revoked for cause. The permit for variance shall be conspicuously posted on the premises prior to becoming effective and shall remain posted during the life of such waiver.

NEW SECTION

WAC 296-56-60139 HOISTWAY ENCLOSURES AND LANDINGS. Hoistways shall be fully enclosed or enclosed on all landings to a height of six feet above the landing floor or six feet above highest working level or stair level adjacent to the hoistway. Perforated hoistway enclosures can be used where fire resistivity is not required provided it conforms to the following:

- (1) Steel wire grill or expanded metal grill shall be at least thirteen U.S. gauge steel wire.
- (2) Opening in the enclosure shall reject a one inch steel ball.
- (3) All hoistway landings shall be properly and adequately lighted.

NEW SECTION

WAC 296-56-60141 SCOPE AND APPLICATION. The following requirements shall apply to the installation, design, and use of all one man capacity, electric elevators, subject to inspections as required by RCW 49.16.120.

NEW SECTION

WAC 296-56-60143 HOISTWAY GATES. (1) Hoistway gates may be constructed of wood slat, steel wire grill, expanded metal or solid material, providing all openings reject a two inch ball and will resist a two hundred fifty pound horizontal thrust.

- (a) Steel wire and expanded metal gates shall be of at least thirteen gauge steel.
- (b) Wood slats must be not less than two inches wide and one-half inch thick, nominal size.
- (c) Solid material shall be not less than one-eighth inch reinforced sheet steel or one-half inch plywood.
- (2) Hoistway gates can be horizontal swinging, vertical or horizontal sliding or biparting gates.
 - (a) Hoistway gates shall extend the full width of the elevator car and from one inch above the landing floor to six feet or more above the floor.

(b) Horizontal swinging gates shall be full stopped from swinging into hoistway.

(3) Gates shall be equipped with interlocks or mechanical locks and electric contacts designed so that hoistway gates cannot be opened when the car is away from the landing.

NEW SECTION

WAC 296-56-60145 ELEVATOR CAR. (1) Elevator cars will be fully enclosed to height of car or to a height of not less than six feet six inches. Elevator cars can be of perforated or solid material provided material will withstand a horizontal thrust of seventy-five pounds without deflecting one-quarter inch and all openings will reject a one inch ball.

(a) Car frames shall be of substantial metal or wood construction with a safety factor of four on metal and six on wood.

(b) Wood frames shall be gusseted and bolted or otherwise secured with large washers and lock washers.

(c) Car platform cannot exceed thirty inches inside dimension on each side (6.25 square foot area).

(2) Every car shall have a substantial protective top. The front half may be hinged. The protective top may be made from number nine U.S. wire gauge screen, eleven gauge expanded metal, fourteen gauge sheet steel or three-quarter inch or heavier plywood. If made of wire screen or metal, the openings shall reject a one-half inch diameter ball.

NEW SECTION

WAC 296-56-60147 ELEVATOR DOORS. Elevator car doors shall be provided on all elevators except on fully enclosed hoistways equipped with hoistway gates and hoistways enclosed from the top of the hoistway opening to the ceiling on the landing side.

(1) Car doors can be of solid or perforated construction capable of resisting a seventy-five pound thrust without deflecting one-quarter inch.

(2) Car doors may be biparting or otherwise horizontal swung provided the door swings within the elevator car.

(3) A positive locking latch device shall be provided to resist a two hundred fifty pound thrust.

(4) Interlocks or mechanical locks and electric contacts must be provided on cars operating in open hoistways.

NEW SECTION

WAC 296-56-60149 COUNTERWEIGHT, ENCLOSURES, AND FASTENINGS. All counterweights shall be fully enclosed for their full length of travel except in closed hoistways where counterweight guide rails have been provided.

(1) Counterweight enclosures shall provide an inspection opening in the bottom of the enclosure large enough to provide for the inspection of cable fastenings, counterweight and buffer. Counterweights of rectangular shape shall be secured by not less than two one-half inch mild steel bolts with locknuts. Round counterweights shall be fastened with a center bolt not less than three-

quarter inch diameter and secured with a locknut.

(2) Bolt eyes shall be welded closed.

(3) Cable fastenings shall be not less than three U-shaped clamps with U's on the dead side of the rope or babbitted tapered elevator sockets.

NEW SECTION

WAC 296-56-60151 GUIDE RAILS. A minimum of two car guide rails shall be provided and they shall:

(1) Extend at least six inches beyond the maximum travel of the car with buffers compressed.

(2) Be securely fastened to a vertical supporting member for the full length of elevator travel.

(3) Be not less than one and one-half inch by one and one-half inch vertical grain fir or equivalent or one-quarter inch by two inch by two inch angle iron or equivalent.

(4) Not vary more than three-sixteenths inch thickness on brake surfaces for wood guide rails.

(5) Be secured to resist more than one-half inch total deflection on car safety application and resist a two hundred fifty pound horizontal thrust.

NEW SECTION

WAC 296-56-60153 HOISTING ROPES. Hoisting ropes shall be of good grade elevator traction wire rope and shall:

(1) Be not less than two ropes of not less than three-eighths inch diameter and provide a safety factor of five.

(2) Be fastened by at least three U-type cable clamps with the U on the dead return end of the rope or by approved elevator sockets of the babbitted type.

(3) Hoisting rope shall be of such length that the car platform will not be more than six inches above the top landing when the counterweight buffer is fully compressed and the counterweight shall be six inches or more away from the counterbalance sheave when the car buffer is fully compressed.

NEW SECTION

WAC 296-56-60155 SPACE UNDER HOISTWAY. There shall be no habitable space below the elevator hoistway and counterweight shaft unless the floor is designed to withstand and impact one hundred twenty-five percent greater than the impact generated by a free fall of either the car or counterweight from the full height of the hoistway.

NEW SECTION

WAC 296-56-60157 CAR SAFETIES. All cars suspended or operated from overhead machinery shall be equipped with an approved car safety capable of stopping and holding the car with rated load.

(1) Car safeties shall operate mechanically and be independent of interruption of any electrical circuit.

(2) Car safeties will automatically operate and control circuit will be broken in the event of cable breakage and on governor controlled safeties.

NEW SECTION

WAC 296-56-60159 BRAKES. All elevators shall be equipped with brakes designed to engage mechanically and release electrically.

(1) Brakes shall be located on the final drive of all elevator machines.

(2) The brake actuating circuit will be so designed that interruption of power by slack cable switch, control switch, and limit switches, will actuate the brake.

(3) The brakes shall actuate under short circuit, phase failure, or reverse phase conditions.

NEW SECTION

WAC 296-56-60161 CAR CONTROLS AND SAFETY DEVICES. (1) Car controls may be automatic pushbutton, constant pressure pushbutton or momentary pushbutton types. Hand rope and car switch controls shall not be used.

(2) Manually operated emergency stop switches shall be installed in all cars not equipped with constant pressure pushbutton controls. Switch shall be clearly marked "emergency stop."

(3) Terminal limiting devices shall operate independently of the car controls and automatically stop the car at the top and bottom terminal landings.

(4) All winding drum machine type elevators shall be equipped with top and bottom final limit switches.

(5) A slack rope device of the manual reset design shall be required on all winding drum type machines. The device shall be designed to de-energize the circuit to the drive motor and brake.

(6) All new installations shall be equipped with an overspeed governor. This governor shall be set not to exceed one hundred seventy-five feet per minute and shall be designed to de-energize the brake control and motor drive circuits simultaneously with the activation of the car safeties mechanism. Car speeds for these types of installations shall not exceed a speed of one hundred twenty-five feet per minute.

NEW SECTION

WAC 296-56-60167 HOISTING MACHINE MECHANISMS. (1) Elevator machines shall be driven by approved type units.

(a) On direct drive or approved worm gear driven type, a mechanically actuated, electrically released brake shall be installed on the driving unit.

(b) On V belt driven types, a minimum of four belts, one-half inch minimum size, shall be used to transmit power from the motor to the drive shaft and a mechanically actuated, electrically released brake shall be installed on the final drive shaft.

(2) Wherever practical, elevator machines shall be installed on the top side of their supporting structure.

(3) All components of the driving mechanism or parts subject to stress involved in suspending the load or related equipment shall be designed to withstand eight times the total weight to be suspended, which would include load, counterweight, car and cables.

(4) Gears shall be made of steel or equivalent material. Cast iron gears are prohibited.

NEW SECTION

WAC 296-56-60169 ELEVATOR CAR AND COUNTERWEIGHT BUFFERS. (1) On new installations, elevator cars shall be provided with adequate car buffers.

(2) All elevators using a counterweight shall be provided with adequate counterweight buffers.

NEW SECTION

WAC 296-56-60171 GENERAL REQUIREMENTS. (1) Adequate lighting shall be provided at each landing and in the shaftway.

(2) A sign bearing the following information shall be conspicuously posted within the car:

- (a) Maximum capacity one person;
- (b) Total load limit in pounds;
- (c) For authorized personnel use only.

(3) A fire extinguisher in proper working condition shall be attached to the car structure.

HAND POWER MANLIFTS

NEW SECTION

WAC 296-56-60180 SCOPE AND APPLICATION. The following requirements shall apply to the installation, design, and use of all one man capacity, hand power counterweighted elevators subject to inspection as required by RCW 49.16.120.

NEW SECTION

WAC 296-56-60182 WAIVER AND VARIANCE. The supervisor of safety may, upon receipt of application and after adequate investigation by the department, permit a variation from these requirements when other accepted means of protection are provided. Any variation granted under the provisions of this paragraph shall be limited to the particular case or cases covered in the application for variation and may be revoked for cause. The permit for variance shall be conspicuously posted on the premises prior to becoming effective and shall remain posted during the life of such waiver.

NEW SECTION

WAC 296-56-60183 HOISTWAY LANDINGS.

(1) Every hoistway landing shall be protected on sides other than the landing opening side with a standard guard rail and intermediate guard rail. All landings except the bottom landing shall have a toe board installed on all sides except the landing opening side.

(2) All hoistway entrances shall be not less than six feet six inches in height and in no case shall the width exceed the corresponding car dimensions.

(3) All hoistway entrances must be provided with an approved maze or with a hoistway gate which shall:

- (a) Be at least thirty-six inches in height.
- (b) Extend downward to within one inch of the landing sill.
- (c) Be of the self-closing type, designed to swing hor-

izontally out from the hoistway and closing against a full jam stop.

(d) Be located within four inches of the hoistway edge of the landing sill.

(e) Have a "DANGER" sign conspicuously posted on the landing side of the hoistway gate.

(f) Withstand a two hundred fifty pound horizontal thrust.

(4) For any new installation, all projections extending inwardly from the hoistway enclosure at the entrance side of the car platform shall be bevelled and substantially guarded on the underside by smooth solid material set at an angle of not less than sixty degrees, nor more than seventy-five degrees from the horizontal when cars are not equipped with gates.

NEW SECTION

WAC 296-56-60185 HOISTWAY CLEARANCES. (1) The minimum clearance between the side of the car and a hoistway enclosure shall be one inch.

(2) The clearance between the car platform and the landing sill shall not be less than one-half inch and not more than one and one-half inches.

NEW SECTION

WAC 296-56-60187 HABITABLE SPACE UNDER HOISTWAYS. There shall be no habitable space below the elevator hoistway or counterweight shaft unless the floor is supported to withstand any impact caused by the car or counterweight dropping freely onto the floor.

NEW SECTION

WAC 296-56-60189 HOISTWAY GUIDE RAILS. (1) There shall be a minimum of two opposing guide rails extending to a point six inches beyond the full height of travel of the car when the counterweight buffer is fully compressed.

(2) All rails shall be supported by bolts, lag screws or other approved methods to a vertical supporting member which shall not exceed one-half inch deflection with the application of a two hundred fifty pound horizontal thrust at any point.

(3) Wood guide rails shall be at least one and one-half inch by one and one-half inch vertical grain fir or equivalent and shall not vary more than three-sixteenth inch in thickness on the sides to which the brakes make contact. All joints shall be kept smooth and even.

NEW SECTION

WAC 296-56-60191 BUFFER SPRINGS AND OVERTRAVEL OF CAR. Substantial spring buffers shall be installed below the car and also below the counterweight on all new installations. All installations shall have spring buffers attached below the counterweight. The hoisting rope shall be of such length that the car platform will not be more than eight inches above the top landing when the counterweight buffer spring is fully compressed.

NEW SECTION

WAC 296-56-60193 CAR SPECIFICATIONS.

(1) The car shall be built to the following specifications:

(a) The car platform shall be not greater than thirty inches on either side (6.25 square feet area).

(b) The car frame and platform shall be of steel or sound seasoned wood construction and be designed with a factor of safety of not less than four for metal and six for wood, based on a maximum capacity of two hundred fifty pounds.

(c) All frame members shall be securely bolted, riveted or welded and braced. If bolted, lock washers or lock nuts must be used.

(d) Where wooden frame members are bolted, large washers or metal plates shall be used to minimize the possibility of splitting or cracking the wood.

(2) The sides of the car shall be enclosed by a minimum of two safety guard rails with the top rail not less than thirty-six inches nor more than forty-two inches from the car floor and with the intermediate bar bisecting the height. Rails shall sustain a horizontal thrust of two hundred fifty pounds. If solid material is used it shall be smooth surfaced and not less than one-half inch thickness, if wood; and not less than sixteen gauge thickness, if steel; and shall be constructed from the car floor to a height of not less than three feet.

(a) Where the hoistway is not enclosed on the entrance side of the car, a self-locking or drop bar positive stop type car gate must be provided. Car gate may be of the folding type, horizontally swung, provided it swings into the car enclosure. Drop bar gates must be of two bar construction, parallelogram type, and conform to requirements specified for car guard rails.

(b) The car gate shall drop into locking slots or be provided with a positive locking type latch capable of withstanding two hundred fifty pounds horizontal thrust.

(3) Every car shall have a substantial protective top. The front half may be hinged. The protective top may be made from number nine U.S. wire gauge screen, eleven gauge expanded metal, fourteen gauge sheet steel or three-quarter inch or heavier plywood. If made of wire screen or metal, the openings shall reject a one-half inch diameter ball.

(4) Every car shall have a proper rack to hold the balance weights.

(5) A sign bearing the following information shall be conspicuously posted within the car:

(a) Maximum capacity one person;

(b) Total load limit in pounds;

(c) For authorized personnel use only.

(6) Every car shall be equipped with a spring loaded foot brake which:

(a) Will operate independently of the car safeties;

(b) Will operate in both directions and will stop and hold the car and its load;

(c) Will lock the car in its position automatically whenever the operator releases the pressure on the foot pedal.

(7) Every car shall be equipped with a car safety device which will:

(a) Apply to the sides of the main guide rails;

(b) Stop and hold the car and its load immediately when the hoisting rope breaks.

(8) Every car shall have a minimum clearance of six feet six inches from the top of the car platform to the bottom edge of the crosshead or any other obstruction.

(9) A tool box with minimum dimensions of four inches wide by sixteen inches long by three inches in depth shall be provided and firmly attached to the car structure.

NEW SECTION

WAC 296-56-60195 COUNTERWEIGHTS. (1) The assembly of sectional counterweight shall conform to the following requirements:

(a) Rectangular type shall be held together by at least two tie rods one-half inch in diameter fastened with lock washers and double nuts or other approved means.

(b) One three-quarter inch rod may be used to hold the sections of a round counterweight together. Any additional sections or weights shall be secured by an approved means.

(2) The eye bolt for the rope hitch shall be attached to the counterweight in a manner that will prevent the eye bolt from coming loose. The eye of eye bolts shall be welded to prevent them from opening.

(3) Every counterweight runway shall be enclosed with substantial unperforated material for its full distance of travel. Inspection openings shall be provided at either the top or bottom of the counterweight runway. These openings shall be substantially covered at all times except when actually engaged in inspection of counterweight fastenings.

(4) Workmen shall load the counterweight for the proper balance of the heaviest person using the elevator and others shall use compensating weights, which shall be available, to maintain a balance suitable for their needs.

(5) On elevators with travel of seventy-five feet or more, a compensating chain or cable shall be installed to maintain the proper balance of the counterweight to the car and load in all positions.

NEW SECTION

WAC 296-56-60197 SHEAVES. The minimum sheave diameter shall be forty times the diameter of the ropes used, i.e., fifteen inch for three-eighths inch rope.

NEW SECTION

WAC 296-56-60199 HOISTING ROPES. (1) Hoisting rope shall be of good grade traction elevator wire rope, and shall:

(a) Be not less than three-eighths inches in diameter.

(b) Provide a factor of safety of five based on the maximum weight supported.

(c) Be of such length to prevent the counterweight from striking the overhead structure when car is at bottom landing, and prevent the car from striking the overhead before the counterweight is at its lower limit of travel.

(d) Be fastened at each end by at least three or more clamps, the "U" of the clamp bearing on the dead end of

the rope.

(e) Where passed around a metal or other object less than three times the diameter of the cable, have a thimble of the correct size inserted in the eye.

(2) Approved sockets or fittings with the wire properly turned back and babbitted may be used in place of clamps noted in subsection (1)(d) of this section.

NEW SECTION

WAC 296-56-60201 OPERATING ROPE. The operating rope shall be of soft hemp or cotton at least three-quarter inch in diameter, and be securely fastened at each end and shall be in proper vertical alignment to prevent bending or cutting where it passes through the openings in the platform or the protective top of the car.

NEW SECTION

WAC 296-56-60203 LIGHTING. Adequate lighting shall be provided at each landing and in the shaftway.

NEW SECTION

WAC 296-56-60205 OVERHEAD SUPPORTS. The overhead supporting members shall be designed, based upon impact loads, with a factor of safety of:

- (1) Nine if wood;
- (2) Five if steel.

NEW SECTION

WAC 296-56-60207 GENERAL REQUIREMENTS. (1) No person other than an employee or duly authorized person shall ride or be permitted to ride in the car.

(2) Escape ladders shall be installed to extend the full length of the hoistway and shall be located in a position whereby, in an emergency, a person can safely transfer from the car platform to the ladder. "IMPAIRED CLEARANCE" sign to be posted at bottom of ladders when face of ladder is less than thirty inches from any structure.

(3) An automatic safety dog or device shall be installed at the bottom landing which will prevent the car from leaving the landing until manually released by the operator.

(4) A fire extinguisher in proper working condition shall be attached to the car structure.

NEW SECTION

WAC 296-56-60209 FIXED LADDERS. (1) Scope and applicability. This section applies to all fixed ladders except:

(a) Ladders forming an integral part of railway cars, highway carriers, cargo containers, or other transportation carrier equipment;

(b) Climbing devices such as step bolts or structural members of tanks and towers;

(c) Ladders built into or vertically attached to tubular scaffold framing; and

(d) Ladders used only for fire fighting or emergency purposes.

(2) Definitions.

(a) "Cage" (basket guard) means a barrier enclosing or nearly enclosing a ladder's climbing space and fastened to one or both of the ladder's side rails or to another structure.

(b) "Fixed ladder" means a ladder, including individual rung ladders, permanently attached to a structure, building, or piece of equipment.

(c) "Ladder safety device" means a support system limiting an employee's drop or fall from the ladder, and which may incorporate friction brakes, lifelines and lanyards, or sliding attachments.

(d) "Well" means a permanent complete enclosure around a fixed ladder, which is attached to the walls of the well.

(3) Defects.

(a) Ladders with broken, split, or missing rungs, steps or rails, broken welds or connections, corrosion or wastage, or other defect which may affect safe use shall be removed from service.

(b) Ladder repairs shall provide strength at least equivalent to that of the original ladder.

(4) Ladder specifications.

(a) (i) Ladders installed before October 3, 1983, shall be capable of withstanding without damage a minimum concentrated load, applied uniformly over a three and one-half inch (8.8 cm) width at the rung center, of two hundred pounds (890 N).

(ii) Ladders installed after October 3, 1983, shall be capable of withstanding two hundred fifty pounds (1120 N) applied as described in (a)(i) of this subsection. If used by more than one employee simultaneously, the ladder as a unit shall be capable of simultaneous additional loading in two hundred fifty pound (1120 N) increments for each additional employee, applied to a corresponding number of rungs. The unit shall have a safety factor of four based on ultimate strength, in the designed service.

(b) (i) Ladders installed before October 3, 1983, shall have rungs evenly spaced from nine to sixteen and one-half inches (22.9 to 41.9 cm) apart, center to center.

(ii) Ladders installed after October 3, 1983, shall have rungs evenly spaced from 12 ± 2 inches (30 ± 5 cm) apart, center to center.

(c) (i) Ladders installed before October 3, 1983, shall have a width between side rails of at least ten inches (25.4 cm).

(ii) Ladders installed after October 3, 1983, shall have a width between side rails of at least twelve inches (30.48 cm).

(d) The minimum distance between the rung center line and the nearest permanent object behind the rung shall be four inches (10.2 cm), except that in ladders installed after October 3, 1983, the minimum distance shall be seven inches (17.8 cm) unless physical limitations make a lesser distance, not less than four and one-half inches (11.5 cm), necessary.

(e) When a ladder passes through an opening or past overhead obstructions, a minimum twenty-four inch (.61 m) clearance shall exist between the climbing side and any obstruction. Where this distance is less than thirty inches (0.76 m), a deflection device shall be installed for

guidance through the opening.

(f) The side rails of ladders shall extend at least thirty-six inches (0.91 m) above the top landing surface, unless grab bars or equivalent holds are provided.

(g) Ladders whose pitch exceed ninety degrees to the horizontal (slanting backward on the climbing side) shall not be used.

(5) Protection against falls.

(a) Fixed ladders more than twenty feet (6.1 m) in height shall be provided with a cage, well, or ladder safety device.

(b) When a well or cage is used, ladders with length of climb exceeding thirty feet (9.14 m) shall comply with the following provisions:

(i) The ladder shall consist of multiple sections not exceeding thirty feet (9.14 m) each;

(ii) Each section shall be horizontally offset from adjacent sections, except as specified in (b)(iv) of this subsection; and

(iii) A landing platform capable of supporting a load of one hundred pounds per square foot (4.79 kPa) and fitted with guardrails complying with WAC 296-56-60123(3) shall be provided at least every thirty feet, except as specified in (b)(iv) of this subsection;

(iv) For ladders installed after October 3, 1983, offset sections and landing platforms are not required if hinged platforms capable of supporting one hundred pounds per square foot (4.79 kPa), and which kept closed except when opened for passage, are within the cage or well at intervals not exceeding thirty feet (9.14 m).

(c) Ladders equipped with ladder safety devices shall have rest platforms:

(i) Capable of supporting a load of one hundred pounds per square foot (4.79 kPa);

(ii) Located at intervals of one hundred fifty feet (46 m) or less; and

(iii) Protected by guardrails complying with WAC 296-56-60123(3) of three sides.

(d) Where used, ladder safety devices shall:

(i) Be installed and maintained in accordance with the manufacturer's instructions, which shall be available for inspection;

(ii) Be repaired only with replacement parts having performance capability at least equal to that of the original parts;

(iii) Have a connection length between carrier centerlines and safety belts of 10 ± 2 inches (25.4 \pm 5.08 cm); and

(iv) Be installed in a manner that does not reduce the ladder's structural capability.

(e) Ladder cages or wells shall:

(i) Be of rigid construction that allows unobstructed use but prevents an employee from falling through or dislodging the cage or well by falling against it;

(ii) Have smooth inner surfaces;

(iii) Extend at least thirty-six inches (0.9 m) above landings; and

(iv) Extend to within eight feet (2.4 m) above the ground or base, except that a maximum of twenty feet (6.1 m) is permitted where the cage or well would extend into traffic lanes.

(f) Ladders installed after (effective date of standard)

on radio, microwave communications, electrical power and similar towers, poles and structures, including stacks and chimneys, shall meet the requirements of this subsection.

(6) Individual rung ladders. Ladders consisting of individual rungs that are attached to walls, conical man-hole sections or river cells shall:

(a) Be capable of supporting a load of three hundred fifty pounds (1557 N) without deformation;

(b) Form a continuous ladder, uniformly spaced vertically from twelve inches to sixteen inches (30.5 to 41 cm) apart, with a minimum width of ten inches (25.4 cm), and projecting at least four and one-half inches (1 cm) from the wall;

(c) Be so constructed that an employee's foot cannot slide off the ends; and

(d) Be firmly attached and without sharp edges.

NEW SECTION

WAC 296-56-60211 PORTABLE LADDERS. (1) Scope and applicability. This section applies to all portable ladders, including job-made ladders for temporary use, unless otherwise specified.

(2) Standards for existing manufactured portable ladders.

(a) Rungs of manufactured portable ladders obtained before October 3, 1983, shall be capable of supporting a two hundred pound (896 N) load without deformation.

(b) Rungs shall be evenly spaced from nine to sixteen and one-half inches (22.9 to 41.9 cm), center to center.

(c) Rungs shall be continuous members between rails. Each rung of a double-rung ladder (two side rails and a center rail) shall extend the full width of the ladder.

(d) Width between side rails at the base of the ladder shall be at least twelve inches (30 cm) for ladders ten feet (3.05 m) or less in overall length, and shall increase at least one-fourth inch (0.6 cm) for each additional two feet (0.61 m) of ladder length.

(3) Standards for manufactured portable ladders. Portable manufactured ladders obtained after October 3, 1983, shall bear identification indicating that they meet the appropriate ladder construction requirements of the following standards:

ANSI A14.4-Current Safety Requirements for Portable Wood Ladders

ANSI A14.2-Current Safety Requirements for Portable Metal Ladders

ANSI A14.5-Current Safety Requirements for Portable Reinforced Plastic Ladders

(4) Standards for job-made portable ladders. Job-made ladders shall:

(a) Have a minimum and uniform distance between rungs of twelve inches (30 cm), center to center;

(b) Are capable of supporting a two hundred fifty pound (1100 N) load without deformation; and

(c) Have a minimum width between side rails of twelve inches (30 cm) for ladders ten feet (3.05 m) in height. Width between rails shall increase at least one-fourth inch (0.6 cm) for each additional two feet (0.61 m) of ladder length.

(5) Maintenance and inspection.

(a) The employer shall maintain portable ladders in

safe condition. Ladders with the following defects shall not be used and either shall be tagged as unusable if kept on the premises or shall be removed from the worksite:

- (i) Broken, split or missing rungs, cleats, or steps;
 - (ii) Broken or split side rails;
 - (iii) Missing or loose bolts, rivets, or fastenings;
 - (iv) Defective ropes; or
 - (v) Any other structural defect.
- (b) Ladders shall be inspected for defects prior to each day's use, and after any occurrence, such as a fall, which could damage the ladder.
- (6) Ladder usage.
- (a) Ladders made by fastening rungs or devices across a single rail are prohibited.
- (b) Ladders shall not be used:
- (i) As guys, braces, or skids; or
 - (ii) As platforms, runways, or scaffolds.
- (c) Metal and wire-reinforced ladders with wooden side rails shall not be used when employees on the ladder might come into contact with energized electrical conductors.
- (d) Individual sections from different multisectional ladders or two or more single straight ladder shall not be tied or fastened together to achieve additional length.
- (e) Except for combination ladders, self-supporting ladders shall not be used as single straight ladders.
- (f) Unless intended for cantilever operation, nonself-supporting ladders shall not be used to climb above the top support point.
- (g) Ladders shall extend at least thirty-six inches (0.91 m) above the upper support level if employees are to leave or mount the ladder at that level, except that where such extension is impractical other equivalent means such as grab bars may be used to provide a hand grip.
- (h) Ladders shall be securely positioned on a level and firm base.
- (i) Ladders shall be fitted with slip-resistant bases and secured at top or bottom to prevent the ladder from slipping.
- (j) The employer shall direct that ladders shall be placed so that employees climbing are not exposed to injury from projecting objects or doors that open toward the ladder.

NEW SECTION

WAC 296-56-60213 JACOB'S LADDERS. (1) Jacob's ladders shall be of the double rung or flat tread type. They shall be well maintained and properly secured to the dock.

(2) A Jacob's ladder shall either hang without slack from its lashings or be pulled up entirely.

NEW SECTION

WAC 296-56-60215 FIXED STAIRWAYS. (1) Definition. "Fixed stairway" means interior and exterior stairs serving machinery, tanks, and equipment, and

stairs to or from floors, platforms, or pits. The term does not apply to stairs intended only for fire exit purposes, to articulated stairs (the angle of which changes with the rise and fall of the base support) or to stairs forming an integral part of machinery.

(2) New installations.

(a) Fixed stairs installed after October 3, 1983, shall be positioned within the range of thirty degrees to fifty degrees to the horizontal with uniform riser height and tread width throughout each run and be capable of a minimum loading of one hundred pounds per square foot (448 N) and a minimum concentrated load of three hundred pounds (1344 N) at the center of any treadspan. Riser height shall be from six to seven and one-half inches (15.2 to 19.0 cm), stair width a minimum of twenty-two inches (56 cm) between vertical barriers, tread depth a minimum of 12 ± 2 inches (30.48 ± 5.08 cm), and tread nosing shall be straight leading edges.

(b) Stair landings shall be at least twenty inches (51 cm) in depth. Where doors or gates open on a stairway, a landing platform shall be provided. Door swing shall not reduce effective standing area on the landing to less than eighteen inches (45.7 cm) in depth.

(c) Fixed stairs having four or more risers shall have stair railings or handrails complying with WAC 296-56-60123(3)(a).

(d) Railing height from tread surface at the riser face shall be 33 ± 3 inches (83 ± 7.6 cm).

(e) Restricted areas. When physical features require stairs steeper than those provided for by (a) of this subsection, stairs at angles of fifty degrees to seventy-five degrees from the horizontal may be used if they:

(i) Are capable of a single concentrated load of two hundred pounds (890 N) at the tread centers;

(ii) Have open treads at least four inches (10.2 cm) in depth and eighteen inches (45.7 cm) in width with a uniformly spaced vertical rise between treads of six to nine and one-half inches (15.2 to 24.1 cm); and

(iii) Have handrails that meet the requirements of WAC 296-56-60123(3)(a) on both sides and that are not less than thirty inches (76.2 cm) in height from the tread surface at the riser face.

(f) Maintenance. Fixed stairways shall be maintained in safe condition and shall not be obstructed.

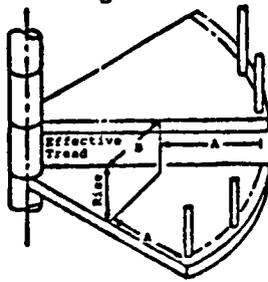
NEW SECTION

WAC 296-56-60217 SPIRAL STAIRWAYS. (1) Definition. "Spiral stairway" means one with closed circular form, uniform sector-shaped treads and a supporting column.

(2) Requirements. Spiral stairways shall meet the following requirements:

(a) Stairways shall conform to the minimum dimensions of Figure F-1;

Figure F-1



Spiral Stairway—Minimum Dimensions

	A(Half-tread width)	B
Normal use by employees ...	11 inches (27.9 cm)	6 inches (15.2 cm)
Limited access ...	9 inches (22.9 cm)	5 inches (12.7 cm)

(b) Stairway risers shall be uniform and shall range from six and one-half to ten and one-half inches (16.5 to 26.7 cm) in height;

(c) Minimum loading capability shall be one hundred pounds per square foot (448 N), and minimum tread center concentrated loading shall be three hundred pounds (1344 N);

(d) Railing shall conform to the requirements of WAC 296-56-60123(3)(a). If balusters are used, there shall be a minimum of one per tread. Handrails shall be a minimum on one and one-fourth inches (3.3 cm) in outside diameter; and

(e) Vertical clearance shall be at least six feet, six inches (1.98 m) above the top step.

(3) Maintenance. Spiral stairways shall be maintained in safe condition.

NEW SECTION

WAC 296-56-60219 EMPLOYEE EXITS. (1) Employee exits shall be clearly marked.

(2) If an employee exit is not visible from employees' work stations, directional signs indicating routes to the exit shall be posted.

(3) Exits shall be readily accessible and sufficient in number to provide employees with a convenient means of escape in emergencies. A clear passage to the exit shall be maintained.

(4) The minimum width of any employee exit shall be twenty-eight inches (71.1 cm).

(5) All fire exits and aiseways of all docks and warehouses shall be clearly marked and kept clear. All main aiseways shall be wide enough to permit passage of a fire truck.

(6) There shall be a twenty-eight inch clearance maintained where employees use a passageway to an exit.

(7) Every building, structure or crane, new or old, shall be provided with an emergency means of egress to permit the prompt escape of occupants in case of fire or other emergency, at all locations with a vertical height of thirty feet or more. Crane, building or structure installed prior to the effective date of this standard will have until July 1, 1986, to comply.

NEW SECTION

WAC 296-56-60221 ILLUMINATION. Lighting. All areas shall be adequately lighted to meet the requirements of this code.

(1) Active work areas shall be lighted in such a manner the general area being worked will be illuminated at a minimum intensity of approximately five foot candles measured thirty inches above the dock floor. Supplemental lighting shall be utilized for conditions where more than the minimum intensity is necessary for a safe operation.

(2) A minimum of three foot candles illumination measured in the manner described above shall be maintained at all points along the bull rail.

(3) The quality of light shall be such that it is reasonably free from glare, and has correct direction, diffusion, and distribution.

(4) Lighting shall not be obstructed by any placement of cargo, structures or other objects which will create a shadow in the work area. Portable lighting shall be provided in these areas that do not meet minimum requirements of this subsection.

(5) Portable illumination.

(a) All walking and working areas shall be illuminated.

(b) Portable lights shall meet the following requirements:

(i) Portable lights shall be equipped with reflectors and guards to prevent flammable and other material from coming in contact with the bulb, except that guards are not required where the construction of the reflector is such that the bulb is recessed.

(ii) Portable lights shall be equipped with heavy duty electric cords and may be suspended by such cords only when the means of attachment of the cord to the light is such as to prevent the light from being suspended by the electrical connections.

All connections and insulation shall be maintained.

(iii) Lighting wires and fixtures for portable lights shall be so arranged as to be free from contact with drafts, running gear, or other moving equipment.

NEW SECTION

WAC 296-56-60223 PASSAGE BETWEEN LEVELS AND ACROSS OPENINGS. (1) General. The employer shall provide safe means of passage between different surface levels and across openings.

(2) Definitions. "Dockboards (car and bridge plates)" mean devices for spanning short distances between rail cars or highway vehicles and loading platforms which do not expose employees to falls greater than four feet (1.2 m).

"Ramps" mean other flat-surface devices for passage

between levels and across openings not covered under "dockboards."

(3) Dockboards (car and bridge plates).

(a) Dockboards shall be strong enough to support the loads imposed on them.

(b) Portable dockboards shall be anchored in position or be equipped with devices to prevent their movement.

(c) Hand holds or other effective means shall be provided on portable dockboards to permit safe handling.

(d) Positive means shall be used to prevent railcars or highway vehicles from being moved while dockboards or bridge plates are in position.

(4) Ramps.

(a) Ramps shall be strong enough to support the loads imposed on them, provided with sideboards, properly secured and well maintained.

(b) Ramps shall be equipped with guardrails meeting the requirements of WAC 296-56-60123(3)(a) if the slope is more than twenty degrees to the horizontal or if employees could fall more than four feet (1.2 m).

(c) Ramps shall have slip-resistant surfaces.

(d) When necessary to prevent displacement by vehicle wheels, steel plates or similar devices used to temporarily bridge or cover uneven surfaces or tracks, shall be anchored.

NEW SECTION

WAC 296-56-60225 **GUARDING TEMPORARY HAZARDS.** Ditches, pits, excavations, and surfaces in poor repair shall be guarded by readily visible barricades, rails or other equally effective means.

NEW SECTION

WAC 296-56-60227 **RIVER BANKS.** (1) This section applies to temporary installations or temporary operations near a river bank.

(2) Where working surfaces at river banks slope so steeply that an employee could slip or fall into the water, the employer shall ensure that the outer perimeter of the working surface is protected by posting or other portable protection such as roping off, and that employees wear a personal flotation device meeting the requirements of WAC 296-56-60115(3).

NEW SECTION

WAC 296-56-60229 **SANITATION.** (1) Washing and toilet facilities.

(a) The employer shall provide accessible washing and toilet facilities sufficient for the sanitary requirements of employees. The facilities shall have:

(i) Running water, including hot and cold or tepid water at a minimum of one accessible location (when cargo handling is conducted at locations without permanent facilities, potable water may be provided in lieu of running water);

(ii) Soap;

(iii) Individual hand towels, clean individual sections of continuous toweling or warm air blowers; and

(iv) Fixed or portable toilets in separate compartments with latch-equipped doors. Separate toilet facilities shall be provided for male and female employees

except when toilet rooms will be occupied by only one person at a time. A means of locking shall be provided.

(b) Washing and toilet facilities shall be regularly cleaned and maintained in good order.

(2) Drinking water.

(a) Potable drinking water shall be accessible to employees at all times.

(b) Potable drinking water containers shall be clean, containing only water and ice, and shall be fitted with covers.

(c) Common drinking cups are prohibited.

(3) Prohibited eating areas. Consumption of food or beverages in areas where hazardous materials are being stored or handled shall be prohibited.

(4) Garbage and overboard discharges. Work shall not be conducted in the immediate vicinity of uncovered garbage or in the way of overboard discharges from the vessel's sanitary lines unless employees are protected from the garbage or discharge by a baffle or splash boards.

(5) Washroom facilities. All docks, warehouses, or similar working areas shall be equipped with clean, ventilated washroom facilities with hot running water provided.

(6) Toilet and sanitary facilities. All docks, warehouses, or similar working areas shall be provided with proper toilet and sanitary facilities. Such facilities shall be kept in good repair and in a sanitary condition.

NEW SECTION

WAC 296-56-60231 **SIGNS AND MARKING.**

(1) General. Signs required by this section shall be clearly worded and legible, and shall contain a key word or legend indicating the reason for the sign.

(a) Key words are such words as Danger, Warning, Caution.

(b) Legends are more specific explanations such as High Voltage, Close Clearance, Pedestrian Crossing.

(2) Specific. Every marine terminal shall have conspicuously posted signs as follows:

(a) Locations of first aid facilities;

(b) Locations of telephones;

(c) Telephone numbers of the closest ambulance service, hospital or other source of medical attention, police, fire department, and emergency squad (if any); and

(d) Locations of fire fighting and emergency equipment and fire exits.

NEW SECTION

WAC 296-56-60233 **RELATED TERMINAL OPERATIONS AND EQUIPMENT—MACHINE GUARDING.** (1) Definition. "Guarded" means shielded, fenced, or enclosed by covers, casings, shields, troughs, spillways or railings, or guarded by position or location. Examples of guarding methods are guarding by location (positioning hazards so they are inaccessible to employees) and point of operation guarding (using barrier guards, two-hand tripping devices, electronic safety devices, or other such devices).

(2) General.

(a) Danger zones on machines and equipment used by

employees shall be guarded.

(b) Where chips and dust produced by machine operation may result in a hazard to the operator, the machinery shall be equipped with an effective exhaust system at the point of origin, or other equally effective means shall be provided to protect the operator.

(c) Fixed machinery shall be secured to prevent shifting.

(d) A power cut-off device for machinery and equipment shall be provided at the operator's working position.

(e) Machines driven by belts and shafting shall be fitted with a belt-locking or equivalent protective device if the belt can be shifted.

(f) In operations where injury to the operator might result if motors were to restart after power failures, provisions shall be made to prevent machines from automatically restarting upon restoration of power.

(g) The power supply to machines shall be turned off, locked out, and tagged out during repair, adjustment, or servicing.

(h) Machines shall be maintained in a safe working condition.

(i) Only designated employees shall maintain or repair machinery and equipment.

(j) Machines with defects that affect the safety of operation shall not be used.

(3) Hand-fed circular rip saws and hand-fed circular crosscut table saws. Unless fixed or manually adjustable enclosures or guarding provides equivalent protection, hand-fed circular rip saws and hand-fed circular crosscut table saws shall be guarded as follows to keep employees clear of any danger zones:

(a) They shall be equipped with hoods completely enclosing those portions of the saw above the table and the material being cut;

(b) They shall have spreaders to prevent material from squeezing the saw. Spreaders shall be in true alignment with the saw. Spreaders may be removed only during grooving, dadoing, or rabbeting operations, and shall be replaced at the completion of such operations; and

(c) They shall have nonkickback fingers or dogs to oppose the tendency of the saw to pick up material or throw material toward the operator.

(4) Swing cutoff saws.

(a) Swing cutoff saws shall have hoods completely enclosing the upper half of the saw, the arbor end and the point of operation at all saw positions to protect the operator from material thrown up by the saw. The hood shall automatically cover the lower portion of the blade, so that when the saw returns to the back of the table the hood rises on top of the fence, and when the saw is moved forward the hood drops on top, remaining in contact with the table or the material.

(b) Swing cutoff saws shall have a device to return the saw automatically to the back of the table without rebound. The device shall not be dependent upon rope, cord or springs.

(c) Devices shall be provided to prevent saws from swinging beyond the front or back edges of the table.

(d) Inverted swing cutoff saws shall have hoods cover-

ing the part of the saw protruding above the table top or the material being cut. Hoods shall automatically adjust to the thickness of, and remain in contact with, material being cut.

(5) Radial saws. Unless fixed or manually adjustable enclosures or guards provide equivalent protection, radial saws shall be guarded as follows:

(a) The upper hood of radial saws shall enclose the upper portion of the blade up to and including the end of the saw arbor and shall protect the operator from being struck by debris. The sides of the lower exposed portion of the blade shall be guarded to the blade diameter by a device automatically adjusting to the thickness of the stock and remaining in contact with the stock. The lower guard may be removed only when the saw is used for bevel cuts;

(b) Radial saws used for ripping shall have nonkickback fingers or dogs on both sides to oppose the thrust or tendency of the saw to pick up material or throw material toward the operator;

(c) Adjustable stop shall be provided to prevent travel of radial saw blades beyond the table's edge;

(d) Radial saws shall be installed so that the cutting head returns to the starting position without rebound when released; and

(e) The employer shall direct that employees perform ripping and ploughing against the saw turning direction. Rotation direction and an indication of the end of the saw to be used shall be conspicuously marked on the hood.

(6) Band saws and band resaws.

(a) Saw blades and band saw wheels shall be enclosed or guarded, except for the working portion of the blade between the bottom of the guide rolls and the table, to protect employees from point-of-operation hazards and flying debris.

(b) Band saw shall be equipped with brakes to stop the band saw wheel if the blade breaks.

(c) Band saws shall be equipped with a tension control device to keep the blade taut.

(7) Abrasive wheels and machinery.

(a) Abrasive wheels shall be used only on machines having enclosure guards to restrain pieces of grinding wheels and to protect employees if the wheel breaks, except as provided in (b) and (c) of this subsection. Where the operator must stand in front of the safety guard opening, the safety guard shall be adjustable or have an adjustable tongue or piece at the top of the opening. The safety guard or the tongue shall be adjusted so that they are always close to the periphery of the wheel. Guards shall be aligned with the wheel and the strength of fastenings shall be greater than the strength of the guard.

(b) When the work provides equivalent protection, or when the machine is designed as a portable saw, guards may be constructed with the spindle end, nut and outer flange exposed. When the work entirely covers the side of the wheel, the side covers of the guard may be removed.

(c) Guarding is not required:

(i) For wheels used for internal work while the wheel is contained within the work being ground; or

(ii) For mounted wheels two inches (5 cm) and small-

er in diameter used in portable operations.

(d) Work rests shall be used on fixed grinding machines. Work rests shall be rigidly constructed and adjustable for wheel wear. They shall be adjusted closely to the wheel with a maximum opening of one-eighth inch (3.2 mm) and shall be securely clamped. Adjustment shall not be made while the wheel is in motion.

(e) Grinding wheels shall fit freely on the spindle. The spindle nut shall be tightened only enough to hold the wheel in place.

(f) Grinding machine wheels shall turn at a speed that is compatible with the rated speed of the wheel.

(g) Flanges and blotters shall be used only with wheels designed for their use. Flanges shall be of a type ensuring retention of pieces of the wheel in case of breakage.

(h) Abrasive wheels with operational defects shall not be used.

(8) Rotating parts, drives and connections.

(a) Rotating parts, such as gears and pulleys, that are located seven feet (2.1 m) or less above working surfaces shall be guarded to prevent employee contact with moving parts.

(b) Belt, rope and chain drives shall be guarded to prevent employees from coming into contact with moving parts.

(c) Gears, sprockets and chains shall be guarded to prevent employees coming into contact with moving parts. This requirement does not apply to manually operated sprockets.

NEW SECTION

WAC 296-56-60235 WELDING, CUTTING AND HEATING (HOT WORK). (1) Definition. "Hot work" means riveting, welding, flame cutting or other fire or spark-producing operation.

(2) Hot work in confined spaces. Hot work shall not be performed in a confined space until a designated person has tested the atmosphere and determined that it is not hazardous.

(3) Fire protection.

(a) To the extent possible, hot work shall be performed in designated locations that are free of fire hazards.

(b) When hot work must be performed in a location that is not free of fire hazards, all necessary precautions shall be taken to confine heat, sparks, and slag so that they cannot contact flammable or combustible material.

(c) Fire extinguishing equipment suitable for the location shall be immediately available and shall be maintained in readiness for use at all times.

(d) When the hot work operation is such that normal fire prevention precautions are not sufficient, additional personnel shall be assigned to guard against fire during hot work and for a sufficient time after completion of the work to ensure that no fire hazard remains. The employer shall instruct all employees involved in hot work operations as to potential fire hazards and the use of fire fighting equipment.

(e) Drums and containers which contain or have contained flammable or combustible liquids shall be kept closed. Empty containers shall be removed from the hot

work area.

(f) When openings or cracks in flooring cannot be closed, precautions shall be taken to ensure that no employees or flammable or combustible materials on the floor below are exposed to sparks dropping through the floor. Similar precautions shall be taken regarding cracks or holes in walls, open doorways and open or broken windows.

(g) Hot work shall not be performed:

(i) In flammable or potentially flammable atmospheres;

(ii) On or in equipment or tanks that have contained flammable gas or liquid or combustible liquid or dust-producing material, until a designated person has tested the atmosphere inside the equipment or tanks and determined that it is not hazardous; or

(iii) Near any area in which exposed readily ignitable materials such as bulk sulphur, baled paper or cotton are stored. Bulk sulphur is excluded from this prohibition if suitable precautions are followed, the person in charge is knowledgeable and the person performing the work has been instructed in preventing and extinguishing sulphur fires.

(h) (i) Drums, containers or hollow structures that have contained flammable or combustible substances shall either be filled with water or cleaned, and shall then be ventilated. A designated person shall test the atmosphere and determine that it is not hazardous before hot work is performed on or in such structures.

(ii) Before heat is applied to a drum, container or hollow structure, an opening to release built-up pressure during heat application shall be provided.

(4) Gas welding and cutting.

(a) Compressed gas cylinders:

(i) Shall have valve protection caps in place except when in use, hooked up or secured for movement. Oil shall not be used to lubricate caps;

(ii) Shall be hoisted only while secured, as on a cradle or pallet, and shall not be hoisted by magnet, choker sling or cylinder caps;

(iii) Shall be moved only by tilting or rolling on their bottom edges;

(iv) Shall be secured when moved by vehicle;

(v) Shall be secured while in use;

(vi) Shall have valves closed when cylinders are empty, being moved or stored;

(vii) Shall be secured upright except when hoisted or carried;

(viii) Shall not be freed when frozen by prying the valves or caps with bars or by hitting the valve with a tool;

(ix) Shall not be thawed by boiling water;

(x) Shall not be exposed to sparks, hot slag, or flame;

(xi) Shall not be permitted to become part of electrical circuits or have electrodes struck against them to strike arcs;

(xii) Shall not be used as rollers or supports;

(xiii) Shall not have contents used for purposes not authorized by the supplier;

(xiv) Shall not be used if damaged or defective;

(xv) Shall not have gases mixed within, except by gas suppliers;

(xvi) Shall be stored so that oxygen cylinders are separated from fuel gas cylinders and combustible materials by either a minimum distance of twenty feet (6 m) or a barrier having a fire-resistance rating of thirty minutes; and

(xvii) Shall not have objects that might either damage the safety device or obstruct the valve placed on top of the cylinder when in use.

(b) Use of fuel gas. Fuel gas shall be used only as follows:

(i) Before regulators are connected to cylinder valves, the valves shall be opened slightly (cracked) and closed immediately to clear away dust or dirt. Valves shall not be cracked if gas could reach possible sources of ignition;

(ii) Cylinder valves shall be opened slowly to prevent regulator damage and shall not be opened more than one and one-half turns. Any special wrench required for emergency closing shall be positioned on the valve stem during cylinder use. For manifolded or coupled cylinders, at least one wrench shall be immediately available. Nothing shall be placed on top of a cylinder or associated parts when the cylinder is in use;

(iii) Pressure-reducing regulators shall be attached to cylinder valves when cylinders are supplying torches or devices equipped with shut-off valves;

(iv) Cylinder valves shall be closed and gas released from the regulator or manifold before regulators are removed;

(v) Leaking fuel gas cylinder valves shall be closed and the gland nut tightened. If the leak continues, the cylinder shall be tagged, removed from service, and moved to a location where the leak will not be hazardous. If a regulator attached to a valve stops a leak, the cylinder need not be removed from the workplace but shall be tagged and may not be used again before it is repaired; and

(vi) If a plug or safety device leaks, the cylinder shall be tagged, removed from service, and moved to a location where the leak will not be hazardous.

(c) Hose.

(i) Fuel gas and oxygen hoses shall be easily distinguishable from each other by color or sense of touch. Oxygen and fuel hoses shall not be interchangeable. Hoses having more than one gas passage shall not be used.

(ii) When oxygen and fuel gas hoses are taped together, not more than four of each twelve inches (10.2 cm of each 30.5 cm) shall be taped.

(iii) Hose shall be inspected before use. Hose subjected to flashback or showing evidence of severe wear or damage shall be tested to twice the normal working pressure but not less than two hundred p.s.i. (1378.96 kPa) before reuse. Defective hose shall not be used.

(iv) Hose couplings shall not unlock or disconnect without rotary motion.

(v) Hose connections shall be clamped or securely fastened to withstand twice the normal working pressure but not less than three hundred p.s.i. (2068.44 kPa) without leaking.

(vi) Gas hose storage boxes shall be ventilated.

(d) Torches.

(i) Torch tip openings shall only be cleaned with devices designed for that purpose.

(ii) Torches shall be inspected before each use for leaking shut-off valves, hose couplings and tip connections. Torches shall be inspected before each use for leaking shut-off valves, hose couplings and tip connections. Torches with such defects shall not be used.

(iii) Torches shall not be lighted from matches, cigarette lighters, other flames or hot work.

(e) Pressure regulators. Pressure regulators, including associated gauges, shall be maintained in safe working order.

(f) Operational precaution. Gas welding equipment shall be maintained free of oil and grease.

(5) Arc welding and cutting.

(a) Manual electrode holders.

(i) The employer shall ensure that only manual electrode holders intended for arc welding and cutting and capable of handling the maximum current required for such welding or cutting shall be used.

(ii) Current-carrying parts passing through those portions of the holder gripped by the user and through the outer surfaces of the jaws of the holder shall be insulated against the maximum voltage to ground.

(b) Welding cables and connectors.

(i) Arc welding and cutting cables shall be insulated, flexible and capable of handling the maximum current required by the operations, taking into account the duty cycles.

(ii) Only cable free from repair or splice for ten feet (3 m) from the electrode holder shall be used unless insulated connectors or splices with insulating quality equal to that of the cable are provided.

(iii) When a cable other than the lead mentioned in (b)(ii) of this subsection wears and exposes bare conductors, the portion exposed shall not be used until it is protected by insulation equivalent in performance capacity to the original.

(iv) Insulated connectors of equivalent capacity shall be used for connecting or splicing cable. Cable lugs, where used as connectors, shall provide electrical contact. Exposed metal parts shall be insulated.

(c) Ground returns and machine grounding.

(i) Ground return cables shall have current-carrying capacity equal to or exceeding the total maximum output capacities of the welding or cutting units served.

(ii) Structures or pipelines, other than those containing gases or flammable liquids or conduits containing electrical circuits, may be used in the ground return circuit if their current-carrying capacity equals or exceeds the total maximum output capacities of the welding or cutting units served.

(iii) Structures or pipelines forming a temporary ground return circuit shall have electrical contact at all joints. Arcs, sparks or heat at any point in the circuit shall cause rejection as a ground circuit.

(iv) Structures or pipelines acting continuously as ground return circuits shall have joints bonded and maintained to ensure that no electrolysis or fire hazard exists.

(v) Arc welding and cutting machine frames shall be grounded, either through a third wire in the cable con-

taining the circuit conductor or through a separate wire at the source of the current. Grounding circuits shall have resistance low enough to permit sufficient current to flow to cause the fuse or circuit breaker to interrupt the current.

(vi) Ground connections shall be mechanically and electrically adequate to carry the current.

(d) When electrode holders are left unattended, electrodes shall be removed and holders placed to prevent employee injury.

(e) Hot electrode holders shall not be dipped in water.

(f) The employer shall ensure that when arc welders or cutters leave or stop work or when machines are moved, the power supply switch shall be kept in the off position.

(g) Arc welding or cutting equipment having a functional defect shall not be used.

(h) (i) Arc welding and cutting operations shall be separated from other operations by shields, screens, or curtains to protect employees in the vicinity from the direct rays and sparks of the arc.

(ii) Employees in areas not protected from the arc by screening shall be protected by appropriate filter lenses in accordance with subsection (8) of this section. When welders are exposed to their own arc or to each other's arc, they shall wear filter lenses complying with the requirements of subsection (8) of this section.

(i) The control apparatus of arc welding machines shall be enclosed, except for operating wheels, levers, and handles.

(j) Input power terminals, top change devices and live metal parts connected to input circuits shall be enclosed and accessible only by means of insulated tools.

(k) When arc welding is performed in wet or high-humidity conditions, employees shall use additional protection, such as rubber pads or boots, against electric shock.

(6) Ventilation and employee protection in welding, cutting and heating.

(a) Mechanical ventilation requirements. The employer shall ensure that general mechanical ventilation or local exhaust systems shall meet the following requirements:

(i) General mechanical ventilation shall maintain vapors, fumes and smoke below a hazardous level;

(ii) Local exhaust ventilation shall consist of movable hoods positioned close to the work and shall be of such capacity and arrangement as to keep breathing zone concentrations below hazardous levels;

(iii) Exhausts from working spaces shall be discharged into the open air, clear of intake air sources;

(iv) Replacement air shall be clean and respirable; and

(v) Oxygen shall not be used for ventilation, cooling or cleaning clothing or work areas.

(b) Hot work in confined spaces. Except as specified in (c) (ii) and (iii) of this subsection, when hot work is performed in a confined space the employer shall ensure that:

(i) General mechanical or local exhaust ventilations shall be provided; or

(ii) Employees in the space shall wear supplied air

respirators in accordance with WAC 296-62-071 and a standby on the outside shall maintain communication with employees inside the space and shall be equipped and prepared to provide emergency aid.

(c) Welding, cutting or heating of toxic metals.

(i) In confined or enclosed spaces, hot work involving the following metals shall only be performed with general mechanical or local exhaust ventilation that ensures that employees are not exposed to hazardous levels of fumes:

(A) Lead base metals;

(B) Cadmium-bearing filler materials; and

(C) Chromium-bearing metals or metals coated with chromium-bearing materials.

(ii) In confined or enclosed spaces, hot work involving the following metals shall only be performed with local exhaust ventilation meeting the requirements of this subsection or by employees wearing supplied air respirators in accordance with chapter 296-62 WAC;

(A) Zinc-bearing base or filler metals or metals coated with zinc-bearing materials;

(B) Metals containing lead other than as an impurity, or coated with lead-bearing materials;

(C) Cadmium-bearing or cadmium-coated base metals; and

(D) Metals coated with mercury-bearing materials.

(iii) Employees performing hot work in confined or enclosed spaces involving beryllium-containing base or filler metals shall be protected by local exhaust ventilation and wear supplied air respirators or self-contained breathing apparatus, in accordance with the requirements of chapter 296-62 WAC.

(iv) The employer shall ensure that employees performing hot work in the open air that involves any of the metals listed in (c) (i) and (ii) of this subsection shall be protected by respirators in accordance with the requirements of chapter 296-62 WAC and those working on beryllium-containing base or filler metals shall be protected by supplied air respirators, in accordance with the requirements of chapter 296-62 WAC.

(v) Any employee exposed to the same atmosphere as the welder or burner shall be protected by the same type of respiratory and other protective equipment as that worn by the welder or burner.

(d) Inert-gas metal-arc welding. Employees shall not engage in and shall not be exposed to the inert-gas metal-arc welding process unless the following precautions are taken:

(i) Chlorinated solvents shall not be used within two hundred feet (61 m) of the exposed arc. Surfaces prepared with chlorinated solvents shall be thoroughly dry before welding is performed on them.

(ii) Employees in areas not protected from the arc by screening shall be protected by appropriate filter lenses in accordance with the requirements of subsection (8) of this section. When welders are exposed to their own arc or to each other's arc, filter lenses complying with the requirements of subsection (8) of this section shall be worn to protect against flashes and radiant energy.

(iii) Employees exposed to radiation shall have their skin covered completely to prevent ultraviolet burns and damage. Helmets and hand shields shall not have leaks,

openings or highly reflective surfaces.

(iv) Inert-gas metal-arc welding on stainless steel shall not be performed unless exposed employees are protected either by local exhaust ventilation or by wearing supplied air respirators.

(7) Welding, cutting and heating on preservative coatings.

(a) Before hot work is commenced on surfaces covered by a preservative coating of unknown flammability, a test shall be made by a designated person to determine the coating's flammability. Preservative coatings shall be considered highly flammable when scrapings burn with extreme rapidity.

(b) Appropriate precaution shall be taken to prevent ignition of highly flammable hardened preservative coatings. Highly flammable coatings shall be stripped from the area to be heated. An uncoiled fire hose with fog nozzle, under pressure, shall be immediately available in the hot work area.

(c) Surfaces covered with preservative coatings shall be stripped for at least four inches (10.2 cm) from the area of heat application or employees shall be protected by supplied air respirators in accordance with the requirements of chapter 296-62 WAC.

(8) Protection against radiant energy.

(a) Employees shall be protected from radiant energy eye hazards by spectacles, cup goggles, helmets, hand shields or face shields with filter lenses complying with the requirements of this subsection.

(b) Filter lenses shall have an appropriate shade number, as indicated in Table G-1, for the work performed. Variations of one or two shade numbers are permissible to suit individual preferences.

(c) If filter lenses are used in goggles worn under the helmet, the shade numbers of both lenses equals the value shown in Table G-1 for the operation.

Table G-1.—Filter Lenses for Protection Against Radiant Energy

Operation	Shade No.
Soldering	.2
Torch Brazing	3 or 4
Light cutting, up to 1 inch	3 or 4
Medium cutting, 1-6 inches	4 or 5
Heavy cutting, over 6 inches	5 or 6
Light gas welding, up to 1/8-1/2 inch	4 or 5
Medium gas welding, 1/8-1/2 inch	5 or 6
Heavy gas welding, over 1/2 inch	6 or 8
Shielded Metal-Arc Welding 1/16 to 5/32-inch electrodes	10
Inert gas Metal-Arc Welding (non-ferrous) 1/16 to 5/32-inch electrodes	11
Shielded Metal-Arc Welding: 3/16 to 1/4-inch electrodes	12
5/16 and 3/8-inch electrodes	14

NEW SECTION

WAC 296-56-60237 SPRAY PAINTING. (1) Scope. This section covers painting operations connected with maintenance of structures, equipment and gear at the marine terminal of the transient equipment serviced at the terminal. It does not apply to overall painting of

terminal structures under construction, major repair or rebuilding of terminal structures, or portable spraying apparatus not used regularly in the same location.

(2) Definitions.

(a) "Spraying area" means any area where flammable vapors, mists or combustible residues, dusts or deposits may be present due to paint spraying operations.

(b) "Spray booth" means an enclosure containing a flammable or combustible spraying operation and confining and limiting the escape of paint, vapor and residue by means of a powered exhaust system.

(c) "Approved" means, for the purpose of this section, that the equipment has been approved for the specified use by a nationally recognized testing laboratory.

(3) Spray painting requirements for indoor and outdoor spraying areas and booths.

(a) Shut-off valves, containers or piping with attached hoses or flexible connections shall have shut-off valves closed at the connection when not in use.

(b) Pumps used to transfer paint supplies shall have automatic pressure-relieving devices.

(c) Hoses and couplings shall be inspected before use. Hoses showing deterioration, leakage or weakness in the carcass or at the couplings shall be removed from service.

(d)(i) No open flame or spark-producing equipment shall be within twenty feet (6 m) of a spraying area unless it is separated from the spraying area by a fire-retardant partition.

(ii) Hot surfaces shall not be located in spraying areas.

(iii) Whenever combustible residues may accumulate on electrical installations, wiring shall be in rigid conduit or in boxes containing no taps, splices or connections.

(iv) Portable electric lights shall not be used during spraying operations. Lights used during cleaning or repairing operations shall be approved for the location in which they are used.

(e) When flammable or combustible liquids are being transferred between containers, both containers shall be bonded and grounded.

(f)(i) Spraying shall be performed only in designated spray booths or spraying areas.

(ii) Spraying areas shall be kept as free from combustible residue accumulations as practicable.

(iii) Residue scrapings, debris, rags, and waste shall be removed from the spraying area as they accumulate.

(g) Spraying with organic peroxides and other dual-component coatings shall only be conducted in sprinkler-equipped spray booths.

(h) Only the quantity of flammable or combustible liquids required for the operation shall be allowed in the spraying area, and in no case shall the amount exceed a one-day supply.

(i) Smoking shall be prohibited and "No Smoking" signs shall be posted in spraying and paint storage areas.

(4) Additional requirements for spraying areas and spray booths.

(a) Distribution or baffle plates shall be of noncombustible material and shall be removable or accessible for cleaning. They shall not be located in exhaust ducts.

(b) Any discarded filter shall be removed from the

work area or placed in water.

(c) Filters shall not be used when the material being sprayed is highly susceptible to spontaneous heating and ignition.

(d) Filters shall be noncombustible or of an approved type. The same filter shall not be used when spraying with different coating materials if the combination of materials may spontaneously ignite.

(e) Spraying areas shall be mechanically ventilated for removal of flammable and combustible vapor and mist.

(f) Mechanical ventilation shall be in operation during spraying operations and long enough thereafter to exhaust hazardous vapor concentrations.

(g) Rotating fan elements shall be nonsparking or the casing shall consist of or be lined with nonsparking material.

(h) Piping systems conveying flammable or combustible liquids to the spraying booth or area shall be made of metal and be both bonded and grounded.

(i) Air exhausted from spray operations shall not contaminate makeup air or other ventilation intakes. Exhausted air shall not be recirculated unless it is first cleaned of any hazardous contaminants.

(j) Original closed containers, approved portable tanks, approved safety cans or a piping system shall be used to bring flammable or combustible liquids into spraying areas.

(k) If flammable or combustible liquids are supplied to spray nozzles by positive displacement pumps, the pump discharge line shall have a relief valve discharging either to a pump section or detached location, or the line shall be equipped with a device to stop the prime mover when discharge pressure exceeds the system's safe operating pressure.

(l) Wiring, motors and equipment in a spray booth shall be of approved explosion-proof type for Class I, Group D locations and conform to WAC 296-24-956 for Class I, Division 1, Hazardous Locations. Wiring, motors and equipment within twenty feet (6 m) of any interior spraying area and not separated by vapor-tight partitions shall not produce sparks during operation and shall conform to the requirements of WAC 296-24-956 for Class I, Division 2, Hazardous Locations.

(m) Outside electrical lights within ten feet (3 m) of spraying areas and not separated from the areas by partitions shall be enclosed and protected from damage.

(5) Additional requirements for spray booths.

(a) Spray booths shall be substantially constructed of noncombustible material and have smooth interior surfaces. Spray booth floors shall be covered with noncombustible material. As an aid to cleaning, paper may be used to cover the floor during painting operations if it is removed after the painting is completed.

(b) Spray booths shall be separated from other operations by at least three feet (0.91 m) or by fire-retardant partitions or walls.

(c) A space of at least three feet (0.91 m) on all sides of the spray booth shall be maintained free of storage or combustible materials.

(d) Metal parts of spray booths, exhaust ducts, piping and airless high-pressure spray guns and conductive ob-

jects being sprayed shall be grounded.

(e) Electric motors driving exhaust fans shall not be located inside booths or ducts.

(f) Belts shall not enter ducts or booths unless the belts are completely enclosed.

(g) Exhaust ducts shall be made of steel, shall have sufficient access doors to permit cleaning, and shall have a minimum clearance of eighteen inches (0.46 m) from combustible materials. Any installed dampers shall be fully opened when the ventilating system is operating.

(h) Spray booths shall not be alternately used to spray different types of coating materials if the combination of the materials may spontaneously ignite unless deposits of the first material are removed from the booth and from exhaust ducts before spraying of the second material begins.

NEW SECTION

WAC 296-56-60239 COMPRESSED AIR. Employees shall be protected by chip guarding and personal protective equipment complying with the provisions of chapter 296-62 WAC during cleaning with compressed air. Compressed air used for cleaning shall not exceed a pressure of thirty psi. Compressed air shall not be used to clean employees.

NEW SECTION

WAC 296-56-60241 AIR RECEIVERS. (1) Application. This section applies to compressed air receivers and equipment used for operations such as cleaning, drilling, hoisting and chipping. It does not apply to equipment used to convey materials or in such transportation applications as railways, vehicles or cranes.

(2) Gauges and valves.

(a) Air receivers shall be equipped with indicating pressure gauges and spring-loaded safety valves. Safety valves shall prevent receiver pressure from exceeding one hundred ten percent of the maximum allowable working pressure.

(b) No other valves shall be placed between air receivers and their safety valves.

NEW SECTION

WAC 296-56-60243 FUEL HANDLING AND STORAGE. (1) Liquid fuel. See also WAC 296-24-475.

(a) Only designated persons shall conduct fueling operations.

(b) In case of spillage, filler caps shall be replaced and spillage disposed of before engines are started.

(c) Engines shall be stopped and operators shall not be on the equipment during refueling operations.

(d) Smoking and open flames shall be prohibited in areas used for fueling, fuel storage or enclosed storage of equipment containing fuel.

(e) Equipment shall be refueled only at designated locations.

(f) Liquid fuels not handled by pump shall be handled and transported only in portable containers or equivalent means designed for that purpose. Portable containers shall be metal, have tight closures with screw or spring

covers and shall be equipped with spouts or other means to allow pouring without spilling. Leaking containers shall not be used.

(g) Flammable liquids may be dispensed in the open from a tank or from other vehicles equipped for delivering fuel to another vehicle only if:

(i) Dispensing hoses do not exceed fifty feet (15.2 m) in length; and

(ii) Any powered dispensing nozzles used are of the automatic-closing type.

(h) Liquid fuel dispensing devices shall be provided with an easily accessible and clearly identified shut-off device, such as a switch or circuit breaker, to shut off the power in an emergency.

(i) Liquid fuel dispensing devices, such as pumps, shall be mounted either on a concrete island or be otherwise protected against collision damage.

(2) Liquefied gas fuels.

(a) Fueling locations.

(i) Liquefied gas powered equipment shall be fueled only at designated locations.

(ii) Equipment with permanently mounted fuel containers shall be charged outdoors.

(iii) Equipment shall not be fueled or stored near underground entrances, elevator shafts or other places where gas or fumes might accumulate.

(b) Fuel containers.

(i) When removable fuel containers are used, the escape of fuel when containers are exchanged shall be minimized by:

(A) Automatic quick-closing couplings (closing in both directions when uncoupled) in fuel lines; or

(B) Closing fuel container valves and allowing engines to run until residual fuel is exhausted.

(ii) Pressure-relief valve openings shall be in continuous contact with the vapor space (top) of the cylinder.

(iii) Fuel containers shall be secured to prevent their being jarred loose, slipping or rotating.

(iv) Containers shall be located to prevent damage to the container. If located within a compartment, that compartment shall be vented. Containers near the engine or exhaust system shall be shielded against direct heat radiation.

(v) Container installation shall provide the container with at least the vehicle's road clearance under maximum spring deflection, which shall be to the bottom of the container or to the lowest fitting on the container or housing, whichever is lower.

(vi) Valves and connections shall be protected from contact damage. Permanent protection shall be provided for fittings on removable containers.

(vii) Defective containers shall be removed from service.

(c) Fueling operations. See also WAC 296-24-47517.

(i) To the extent applicable, fueling operations for liquefied gas fuels shall also comply with subsection (1) of this section.

(ii) Using matches or flames to check for leaks is prohibited.

(iii) Containers shall be examined before recharging and again before reuse for the following:

(A) Dents, scrapes and gouges of pressure vessels;

(B) Damage to valves and liquid level gauges;

(C) Debris in relief valves;

(D) Leakage at valves or connection; and

(E) Deterioration or loss of flexible seals in filling or servicing connections.

(d) Fuel storage. See also WAC 296-24-47517(6).

(i) Stored fuel containers shall be located to minimize exposure to excessive temperatures and physical damage.

(ii) Containers shall not be stored near exits, stairways or areas normally used or intended for egress.

(iii) Outlet valves of containers in storage or transport shall be closed. Relief valves shall connect with vapor spaces.

(e) Vehicle storage and servicing.

(i) Liquefied gas fueled vehicles may be stored or serviced inside garages or shops only if there are no fuel system leaks.

(ii) Liquefied gas fueled vehicles under repair shall have container shut-off valves closed unless engine operation is necessary for repairs.

(iii) Liquefied gas fueled vehicles shall not be parked near open flames, sources of ignition or unventilated open pits.

NEW SECTION

WAC 296-56-60245 BATTERY CHARGING AND CHANGING. (1) Only designated persons shall change or charge batteries.

(2) Battery charging and changing shall be performed only in areas designated by the employer.

(3) Smoking and other ignition sources are prohibited in charging areas.

(4) Filler caps shall be in place when batteries are being moved.

(5) Parking brakes shall be applied before batteries are charged or changed.

(6) When a jumper battery is connected to a battery in a vehicle, the ground lead shall connect to ground away from the vehicle's battery. Ignition, lights and accessories on the vehicle shall be turned off before connections are made.

(7) Batteries shall be free of corrosion buildup and cap vent holes shall be open.

(8) Adequate ventilation shall be provided during charging.

(9) Facilities for flushing the eyes, body and work area with water shall be provided wherever electrolyte is handled, except that this requirement does not apply when employees are only checking battery electrolyte levels or adding water.

(10) Carboy tilters or siphons shall be used to handle electrolyte in large containers.

(11) Battery handling equipment which could contact battery terminals or cell connectors shall be insulated or otherwise protected.

(12) Metallic objects shall not be placed on uncovered batteries.

(13) When batteries are being charged, the vent caps shall be in place.

(14) Charges shall be turned off when leads are being connected or disconnected.

(15) Installed batteries shall be secured to avoid

physical or electrical contact with compartment walls or components.

NEW SECTION

WAC 296-56-60247 PROHIBITED OPERATIONS. (1) Spray painting and abrasive blasting operations shall not be conducted in the vicinity of cargo handling operations.

(2) Welding and burning operations shall not be conducted in the vicinity of cargo handling operations unless such hot work is part of the cargo operation.

NEW SECTION

WAC 296-56-60249 PETROLEUM DOCKS. (1) Pipe lines which transport petroleum liquids from or to a wharf shall be equipped with valves on shore so located as to be readily accessible and not endangered by a fire on the wharf.

(2) Drip pans, buckets, or other means shall be provided and shall be used to prevent oil spillage upon wharves during loading, disconnecting and draining hoses. After transfer is completed the contents of drip pans and buckets shall be removed and taken to a place of disposal.

(3) Package goods, freight or ship stores shall not be loaded or discharged during the bulk handling of oils or other inflammable liquids, in such a manner that the sling loads will endanger the hose.

(4) Water lights for use at petroleum wharves shall not be a type which create a source of ignition.

NEW SECTION

WAC 296-56-60251 BOAT MARINAS. (1) All hoisting equipment including derricks, cranes, or other devices used for boat launching, handling cargo, or supplies shall be inspected once a month and the records of this inspection be made available to the marine dock inspector upon request.

(2) Floating docks will not be required to have bull rails unless lift trucks or other power driven equipment is used on the dock.

(3) No smoking signs shall be posted in areas where fueling or inflammable material is present.

(4) Inflammable material or petroleum products shall be stored in a fireproof storage room or shed.

(5) Slippery surfaces shall be cleaned up and nonslip material shall be used if necessary.

NEW SECTION

WAC 296-56-60253 CANNERIES AND COLD STORAGE DOCKS. (1) Hoisting equipment used to load or unload cargo or supplies or fishing vessels shall be inspected once a month and the record of inspection be made available to the marine dock inspector upon request.

(2) Slippery surfaces shall be cleaned up and nonslip material shall be used if necessary.

NEW SECTION

WAC 296-56-60255 EXCERPTS FROM REVISED CODE OF WASHINGTON. (1) RCW 49.28-.100 Hours of operators of power equipment in waterfront operations. It shall be unlawful for any employer to permit any of his employees to operate on docks, in warehouses and/or in or on other waterfront properties any power driven mechanical equipment for the purpose of loading cargo on, or unloading cargo from, ships, barges, or other watercraft, or of assisting in such loading or unloading operations, for a period in excess of twelve and one-half hours at any one time without giving such person an interval of eight hours' rest: PROVIDED, HOWEVER, The provisions of this section and RCW 49.28.110 shall not be applicable in cases of emergency, including fire, violent storms, leaking or sinking ships or services required by the armed forces of the United States.

(2) RCW 51.28.010 Notice of accident—Notification of worker's rights. Whenever any accident occurs to any worker it shall be the duty of such worker or someone in his or her behalf to forthwith report such accident to his or her employer, superintendent or foreman or forewoman in charge of the work, and of the employer to at once report such accident and the injury resulting therefrom to the department pursuant to RCW 51.28-.025, as now or hereafter amended, where the worker has received treatment from a physician, has been hospitalized, disabled from work, or has died as the apparent result of such accident and injury.

Upon receipt of such notice of accident, the department shall immediately forward to the worker or his or her beneficiaries or dependents notification, in nontechnical language, of their rights under this title.

REPEALER

The following sections of the Washington Administrative Code are repealed:

WAC 296-56-401 through 296-56-560—Safety Standards for Longshore, Stevedore and Related Waterfront Operations.

NEW SECTION

WAC 296-62-07353 ETHYLENE OXIDE. (1) Scope and application.

(a) This section applies to all occupational exposures to ethylene oxide (EtO), Chemical Abstracts Service Registry No. 75-21-8, except as provided in (b) of this subsection.

(b) This section does not apply to the processing, use, or handling of products containing EtO where objective data are reasonably relied upon that demonstrate that the product is not capable of releasing EtO in airborne concentrations at or above the action level under the expected conditions of processing, use, or handling that will cause the greatest possible release.

(c) Where products containing EtO are exempted under (b) of this subsection, the employer shall maintain records of the objective data supporting that exemption and the basis for the employer's reliance on the data, as

provided in subsection (11)(a) of this section.

(2) Definitions: For the purpose of this section, the following definitions shall apply:

(a) "Action level" means a concentration of airborne EtO of 0.5 ppm calculated as an eight-hour time-weighted average.

(b) "Authorized person" means any person specifically authorized by the employer whose duties require the person to enter a regulated area, or any person entering such an area as a designated representative of employees for the purpose of exercising the right to observe monitoring and measuring procedures under subsection (12) of this section.

(c) "Director" means the director of the department of labor and industries, or designee.

(d) "Emergency" means any occurrence such as, but not limited to, equipment failure, rupture of containers, or failure of control equipment that is likely to or does result in an unexpected significant release of EtO.

(e) "Employee exposure" means exposure to airborne EtO which would occur if the employee were not using respiratory protective equipment.

(f) "Ethylene oxide" or "EtO" means the three-membered ring organic compound with chemical formula C_2H_4O .

(3) Permissible exposure limits (PEL). Eight-hour time-weighted average (TWA). The employer shall ensure that no employee is exposed to an airborne concentration of EtO in excess of one part EtO per million parts of air (1 ppm) as an eight-hour time-weighted average. (Eight-hour TWA).

(4) Exposure monitoring.

(a) General.

(i) Determinations of employee exposure shall be made from breathing zone air samples that are representative of the eight-hour TWA of each employee.

(ii) Representative eight-hour TWA employee exposure shall be determined on the basis of one or more samples representing full-shift exposure for each shift for each job classification in each work area.

(iii) Where the employer can document that exposure levels are equivalent for similar operations in different work shifts, the employer need only determine representative employee exposure for that operation during one shift.

(b) Initial monitoring.

(i) Each employer who has a workplace or work operation covered by this standard, except as provided in subsection (1)(b) or (4)(b)(ii) of this section, shall perform initial monitoring to determine accurately the airborne concentrations of EtO to which employees may be exposed.

(ii) Where the employer has monitored after June 15, 1983, and the monitoring satisfies all other requirements of this section, the employer may rely on such earlier monitoring results to satisfy the requirements of (b)(i) of this subsection.

(c) Monitoring frequency (periodic monitoring).

(i) If the monitoring required by (b) of this subsection reveals employee exposure at or above the action level but at or below the eight-hour TWA, the employer shall repeat such monitoring for each such employee at least

every six months.

(ii) If the monitoring required by (b)(i) of this subsection reveals employee exposure above the eight-hour TWA, the employer shall repeat such monitoring for each such employee at least every three months.

(iii) The employer may alter the monitoring schedule from quarterly to semiannually for any employee for whom two consecutive measurements taken at least seven days apart indicate that the employee's exposure has decreased to or below the eight-hour TWA.

(d) Termination of monitoring.

(i) If the initial monitoring required by (b)(i) of this subsection reveals employee exposure to be below the action level, the employer may discontinue the monitoring for those employees whose exposures are represented by the initial monitoring.

(ii) If the periodic monitoring required by (c) of this subsection reveals that employee exposures, as indicated by at least two consecutive measurements taken at least seven days apart, are below the action level, the employer may discontinue the monitoring for those employees whose exposures are represented by such monitoring.

(e) Additional monitoring. Notwithstanding the provisions of (d) of this subsection, the employer shall institute the exposure monitoring required under (b)(i) and (c) of this subsection whenever there has been a change in the production, process, control equipment, personnel or work practices that may result in new or additional exposures to EtO or when the employer has any reason to suspect that a change may result in new or additional exposures.

(f) Accuracy of monitoring. Monitoring shall be accurate, to a confidence level of ninety-five percent, to within plus or minus twenty-five percent for airborne concentrations of EtO at the 1 ppm TWA and to within plus or minus thirty-five percent for airborne concentrations of EtO at the action level of 0.5 ppm.

(g) Employee notification of monitoring results.

(i) The employer shall, within fifteen working days after the receipt of the results of any monitoring performed under this standard, notify the affected employee of these results in writing either individually or by posting of results in an appropriate location that is accessible to affected employees.

(ii) The written notification required by (g)(i) of this subsection shall contain the corrective action being taken by the employer to reduce employee exposure to or below the PEL, wherever monitoring results indicated that the PEL has been exceeded.

(5) Regulated areas.

(a) The employer shall establish a regulated area wherever occupational exposures to airborne concentrations of EtO may exceed the TWA.

(b) Access to regulated areas shall be limited to authorized persons.

(c) Regulated areas shall be demarcated in any manner that minimizes the number of employees within the regulated area.

(6) Methods of compliance.

(a) Engineering controls and work practices.

(i) The employer shall institute engineering controls and work practices to reduce and maintain employee ex-

posure to or below the TWA, except to the extent that such controls are not feasible.

(ii) Wherever the feasible engineering controls and work practices that can be instituted are not sufficient to reduce employee exposure to or below the TWA, the employer shall use them to reduce employee exposure to the lowest levels achievable by these controls and shall supplement them by the use of respiratory protection that complies with the requirements of subsection (7) of this section.

(iii) Engineering controls are generally infeasible for the following operations: Collection of quality assurance sampling from sterilized materials removal of biological indicators from sterilized materials: Loading and unloading of tank cars; changing of ethylene oxide tanks on sterilizers; and vessel cleaning. For these operations, engineering controls are required only where the director demonstrates that such controls are feasible.

(b) Compliance program.

(i) Where the TWA is exceeded, the employer shall establish and implement a written program to reduce employee exposure to or below the TWA by means of engineering and work practice controls, as required by (a) of this subsection, and by the use of respiratory protection where required or permitted under this section.

(ii) The compliance program shall include a schedule for periodic leak detection surveys and a written plan for emergency situations, as specified in subsection (8)(a)(i) of this section.

(iii) Written plans for a program required in (b) of this subsection shall be developed and furnished upon request for examination and copying to the director, affected employees and designated employee representatives. Such plans shall be reviewed at least every twelve months, and shall be updated as necessary to reflect significant changes in the status of the employer's compliance program.

(iv) The employer shall not implement a schedule of employee rotation as a means of compliance with the TWA.

(7) Respiratory protection and personal protective equipment.

(a) General. The employer shall provide respirators, and ensure that they are used, where required by this section. Respirators shall be used in the following circumstances.

(i) During the interval necessary to install or implement feasible engineering and work practice controls;

(ii) In work operations, such as maintenance and repair activities, vessel cleaning, or other activities for which engineering and work practice controls are not feasible;

(iii) In work situations where feasible engineering and work practice controls are not yet sufficient to reduce exposure to or below the TWA; and

(iv) In emergencies.

(b) Respirator selection.

(i) Where respirators are required under this section, the employer shall select and provide, at no cost to the employee, the appropriate respirator as specified in Table 1, and shall ensure that the employee uses the respirator provided.

(ii) The employer shall select respirators from among those jointly approved as being acceptable for protection against EtO by the Mine Safety and Health Administration (MSHA) and by the National Institute for Occupational Safety and Health (NIOSH) under the provisions of 30 CFR Part 11.

(c) Respirator program. Where respiratory protection is required by this section, the employer shall institute a respirator program in accordance with WAC 296-62-071.

(d) Protective clothing and equipment. Where eye or skin contact with liquid EtO or EtO solutions may occur, the employer shall select and provide, at no cost to the employee, appropriate protective clothing or other equipment in accordance with WAC 296-24-07501 and 296-24-07801 and to protect any area of the body that may come in contact with liquid EtO or EtO in solution, and shall ensure that the employee wears the protective clothing and equipment provided.

(8) Emergency situations.

(a) Written plan.

(i) A written plan for emergency situations shall be developed for each workplace where there is a possibility of an emergency. Appropriate portions of the plan shall be implemented in the event of an emergency.

(ii) The plan shall specifically provide that employees engaged in correcting emergency conditions shall be equipped with respiratory protection as required by subsection (7) of this section until the emergency is abated.

(iii) The plan shall include the elements prescribed in WAC 296-24-567, "employee emergency plans and fire prevention plans."

(b) Alerting employees. Where there is the possibility of employee exposure to EtO due to an emergency, means shall be developed to alert potentially affected employees of such occurrences promptly. Affected employees shall be immediately evacuated from the area in the event that an emergency occurs.

Table 1.—Minimum Requirements for Respiratory Protection for Airborne EtO

Condition of use or concentration of airborne EtO (ppm)	Minimum required respirator
Equal to or less than 50.	(a) Full facepiece respirator with EtO approved canister, front- or back-mounted.
Equal to or less than 2,000.	(a) Positive-pressure supplied air respirator, equipped with full facepiece, hood, or helmet, or (b) Continuous-flow supplied air respirator (positive pressure) equipped with hood, helmet or suit.
Concentration above 2,000 or unknown concentration (such as in emergencies).	(a) Positive-pressure self-contained breathing apparatus (SCBA), equipped with full facepiece, or (b) Positive-pressure full facepiece supplied air respirator equipped with an auxiliary positive-pressure self-contained breathing apparatus.
Firefighting.....	(a) Positive pressure self-contained breathing apparatus equipped with full facepiece.
Escape.....	(a) Any respirator described above.

Note.—Respirators approved for use in higher concentrations are permitted to be used in lower concentrations.

(9) Medical surveillance.

(a) General.

(i) Employees covered.

(A) The employer shall institute a medical surveillance program for all employees who are or may be exposed to EtO at or above the action level, without regard to the use of respirators, for at least thirty days a year.

(B) The employer shall make available medical examinations and consultations to all employees who have been exposed to EtO in an emergency situation.

(ii) Examination by a physician. The employer shall ensure that all medical examinations and procedures are performed by or under the supervision of a licensed physician, and are provided without cost to the employee, without loss of pay, and at a reasonable time and place.

(b) Medical examinations and consultations.

(i) Frequency. The employer shall make available medical examinations and consultations to each employee covered under (a)(i) of this subsection on the following schedules:

(A) Prior to assignment of the employee to an area where exposure may be at or above the action level for at least thirty days a year.

(B) At least annually each employee exposed at or above the action level for at least thirty days in the past year.

(C) At termination of employment or reassignment to an area where exposure to EtO is not at or above the action level for at least thirty days a year.

(D) As medically appropriate for any employee exposed during an emergency.

(E) As soon as possible, upon notification by an employee either (I) that the employee has developed signs or symptoms indicating possible overexposure to EtO, or (II) that the employee desires medical advice concerning the effects of current or past exposure to EtO on the employee's ability to produce a healthy child.

(F) If the examining physician determines that any of the examinations should be provided more frequently than specified, the employer shall provide such examinations to affected employees at the frequencies recommended by the physician.

(ii) Content.

(A) Medical examinations made available pursuant to (b)(i)(A) through (D) of this subsection shall include:

(I) A medical and work history with special emphasis directed to symptoms related to the pulmonary, hematologic, neurologic, and reproductive systems and to the eyes and skin.

(II) A physical examination with particular emphasis given to the pulmonary, hematologic, neurologic, and reproductive systems and to the eyes and skin.

(III) A complete blood count to include at least a white cell count (including differential cell count), red cell count, hematocrit, and hemoglobin.

(IV) Any laboratory or other test which the examining physician deems necessary by sound medical practice.

(B) The content of medical examinations or consultation made available pursuant to (b)(i)(E) of this subsection

shall be determined by the examining physician, and shall include pregnancy testing or laboratory evaluation of fertility, if requested by the employee and deemed appropriate by the physician.

(c) Information provided to the physician. The employer shall provide the following information to the examining physician:

(i) A copy of this standard and Appendices A, B, and C.

(ii) A description of the affected employee's duties as they relate to the employee's exposure.

(iii) The employee's representative exposure level or anticipated exposure level.

(iv) A description of any personal protective and respiratory equipment used or to be used.

(v) Information from previous medical examinations of the affected employee that is not otherwise available to the examining physician.

(d) Physician's written opinion.

(i) The employer shall obtain a written opinion from the examining physician. This written opinion shall contain the results of the medical examination and shall include:

(A) The physician's opinion as to whether the employee has any detected medical conditions that would place the employee at an increased risk of material health impairment from exposure to EtO;

(B) Any recommended limitations on the employee or upon the use of personal protective equipment such as clothing or respirators; and

(C) A statement that the employee has been informed by the physician of the results of the medical examination and of any medical conditions resulting from EtO exposure that require further explanation or treatment.

(ii) The employer shall instruct the physician not to reveal in the written opinion given to the employer specific findings or diagnoses unrelated to occupational exposure to EtO.

(iii) The employer shall provide a copy of the physician's written opinion to the affected employee within fifteen days from its receipt.

(10) Communication of EtO hazards to employees.

(a) Signs and labels.

(i) The employer shall post and maintain legible signs demarcating regulated areas and entrances or accessways to regulated areas that bear the following legend:

DANGER
ETHYLENE OXIDE
CANCER HAZARD AND REPRODUCTIVE HAZARD
AUTHORIZED PERSONNEL ONLY
RESPIRATORS AND PROTECTIVE CLOTHING MAY BE
REQUIRED
TO BE WORN IN THIS AREA

(ii) The employer shall ensure that precautionary labels are affixed to all containers of EtO whose contents are capable of causing employee exposure at or above the action level, and that the labels remain affixed when the containers of EtO leave the workplace. For the purposes of this subsection, reaction vessels, storage tanks, and pipes or piping systems are not considered to be

containers. The labels shall comply with the requirements of WAC 296-62-05411 of WISHA's hazard communication standard, and shall include the following legend:

(A) CAUTION

CONTAINS ETHYLENE OXIDE
CANCER AND REPRODUCTIVE HAZARD; and

(B) A warning statement against breathing airborne concentrations of EtO.

(b) Material safety data sheets. Employers who are manufacturers or importers of EtO shall comply with the requirements regarding development of material safety data sheets as specified in WAC 296-62-05413 of the hazard communication standard.

(c) Information and training.

(i) The employer shall provide employees who are potentially exposed to EtO at or above the action level with information and training on EtO at the time of initial assignment and at least annually thereafter.

(ii) Employees shall be informed of the following:

(A) The requirements of this section with an explanation of its contents, including Appendices A and B;

(B) Any operations in their work area where EtO is present;

(C) The location and availability of the written EtO final rule; and

(D) The medical surveillance program required by subsection (9) of this section with an explanation of the information in Appendix C.

(iii) Employee training shall include at least:

(A) Methods and observations that may be used to detect the presence or release of EtO in the work area (such as monitoring conducted by the employer, continuous monitoring devices, etc.);

(B) The physical and health hazards of EtO;

(C) The measures employees can take to protect themselves from hazards associated with EtO exposure, including specific procedures the employer has implemented to protect employees from exposure to EtO, such as work practices, emergency procedures, and personal protective equipment to be used; and

(D) The details of the hazard communication program developed by the employer, including an explanation of the labeling system and how employees can obtain and use the appropriate hazard information.

(11) Recordkeeping.

(a) Objective data for exempted operations.

(i) Where the processing, use, or handling of products made from or containing EtO are exempted from other requirements of this section under subsection (1)(b) of this section, or where objective data have been relied on in lieu of initial monitoring under subsection (4)(b)(ii) of this section, the employer shall establish and maintain an accurate record of objective data reasonably relied upon in support of the exemption.

(ii) This record shall include at least the following information:

(A) The product qualifying for exemption;

(B) The source of the objective data;

(C) The testing protocol, results of testing, and/or analysis of the material for the release of EtO;

(D) A description of the operation exempted and how the data support the exemption; and

(E) Other data relevant to the operations, materials, processing, or employee exposures covered by the exemption.

(iii) The employer shall maintain this record for the duration of the employer's reliance upon such objective data.

(b) Exposure measurements.

(i) The employer shall keep an accurate record of all measurements taken to monitor employee exposure to EtO as prescribed in subsection (4) of this section.

(ii) This record shall include at least the following information:

(A) The date of measurement;

(B) The operation involving exposure to EtO which is being monitored;

(C) Sampling and analytical methods used and evidence of their accuracy;

(D) Number, duration, and results of samples taken;

(E) Type of protective devices worn, if any; and

(F) Name, social security number and exposure of the employees whose exposures are represented.

(iii) The employer shall maintain this record for at least thirty years, in accordance with WAC 296-62-05207.

(c) Medical surveillance.

(i) The employer shall establish and maintain an accurate record for each employee subject to medical surveillance by subsection (9)(a)(i) of this section, in accordance with WAC 296-62-05207.

(ii) The record shall include at least the following information:

(A) The name and social security number of the employee;

(B) Physicians' written opinions;

(C) Any employee medical complaints related to exposure to EtO; and

(D) A copy of the information provided to the physician as required by subsection (9)(c) of this section.

(iii) The employer shall ensure that this record is maintained for the duration of employment plus thirty years, in accordance with WAC 296-62-05207.

(d) Availability.

(i) The employer, upon written request, shall make all records required to be maintained by this section available to the director for examination and copying.

(ii) The employer, upon request, shall make any exemption and exposure records required by subsection (12)(a) and (b) of this section available for examination and copying to affected employees, former employees, designated representatives and the director, in accordance with WAC 296-62-05201 through 296-62-05209 and 296-62-05213 through 296-62-05217.

(iii) The employer, upon request, shall make employee medical records required by (c) of this subsection available for examination and copying to the subject employee, anyone having the specific written consent of the subject employee, and the director, in accordance with WAC 296-62-052.

(e) Transfer of records.

(i) The employer shall comply with the requirements

concerning transfer of records set forth in WAC 296-62-05207.

(ii) Whenever the employer ceases to do business and there is no successor employer to receive and retain the records for the prescribed period, the employer shall notify the director at least ninety days prior to disposal and transmit them to the director.

(12) Observation of monitoring.

(a) Employee observation. The employer shall provide affected employees or their designated representatives an opportunity to observe any monitoring of employee exposure to EtO conducted in accordance with subsection (4) of this section.

(b) Observation procedures. When observation of the monitoring of employee exposure to EtO requires entry into an area where the use of protective clothing or equipment is required, the observer shall be provided with and be required to use such clothing and equipment and shall comply with all other applicable safety and health procedures.

(13) Dates.

(a) Effective date. This section shall become effective thirty days after filing with the Code Reviser.

(b) Start-up dates.

(i) The requirements of subsections (3) through (12) of this section, including feasible work practice controls but not including engineering controls specified in subsection (6)(a) of this section, shall be complied with within one hundred eighty days after the effective date of this section.

(ii) Engineering controls specified by subsection (6)(a) of this section shall be implemented within one year after the effective date of this section.

(14) Appendices. The information contained in the appendices is not intended by itself to create any additional obligations not otherwise imposed or to detract from any existing obligation. Appendices are available from:

Support Services
 Division of Industrial
 Safety and Health
 P.O. Box 207
 Olympia, WA 98504
 (206) 753-6381

AMENDATORY SECTION (Amending Order 82-22, filed 6/11/82)

WAC 296-62-07515 CONTROL OF CHEMICAL AGENTS. Chemical agents shall be controlled in such a manner that the workers exposure shall not exceed the applicable limits in WAC 296-62-075 through 296-62-07515.

TABLE 1

PERMISSIBLE EXPOSURE LIMITS (PEL)

Substance	ppm (See note a)	mg/M ³ (See note b)
Acetonitrile	40	70
Acetylene	Simple	Asphyxiant
Acetylene dichloride, see 1,2-Dichloroethylene		
Acetylene tetrabromide	1	14
Acrolein	0.1	0.25
Acrylamide—Skin	—	0.3
Aldrin—Skin	—	0.25
Allyl alcohol—Skin	2	3
Allyl chloride	1	5
C Allyl glycidyl ether (AGE)	10	45
Allyl propyl disulfide	2	12
Alundum (Al ₂ O ₃)	—	10
2-Aminoethanol, see Ethanolamine	—	—
2-Aminopyridine	0.5	2
Ammonia	50	35
Ammonium chloride, fume	—	10
Ammonium sulfamate (Ammate)	—	10
n-Amyl acetate	100	525
sec-Amyl acetate	125	650
Aniline—Skin	5	19
Anisidine (o, p-isomers)—Skin	—	0.5
Antimony & Compounds (as Sb)	—	0.5
ANTU (alpha Naphthyl thiourea)	—	0.3
Argon	Simple	Asphyxiant
Arsenic & Compounds (as As) which are exempt from WAC 296-62-07347	—	0.5
Arsine	0.05	0.2
Asphalt (petroleum) fumes	—	5
Azinphos methyl—Skin	—	0.2
Barium (soluble compounds)	—	0.5
p-Benzoquinone, see Quinone		
Benzoyl peroxide	—	5
Benzyl chloride	1	5
Biphenyl, see Diphenyl		
Boron oxide	—	10
Boron tribromide	1	10
C Boron trifluoride	1	3
Bromine	0.1	0.7
Bromine pentafluoride	0.1	0.7
Bromoform—Skin	0.5	5.0
Butadiene (1,3-butadiene)	1,000	2,200
Butanethiol, see Butyl mercaptan		
2-Butanone	200	590
2-Butoxy ethanol (Butyl Cellosolve)—Skin	50	240
Butyl acetate (n-butyl acetate)	150	710
sec-Butyl acetate	200	950
tert-Butyl acetate	200	950
Butyl alcohol	100	300
sec-Butyl alcohol	150	450
tert-Butyl alcohol	100	300
C Butylamine—Skin	5	15
C tert-Butyl chromate (as CrO ₃)—Skin	—	0.1
n-Butyl glycidyl ether (BGE)	50	270
Butyl mercaptan	0.5	1.5
p-tert-Butyl-toluene	10	60
C Cadmium oxide fume (as Cd)	—	0.1
Calcium carbonate	—	10
Calcium arsenate See WAC 296-62-07347		
Calcium oxide	—	5
Camphor (synthetic)	2	12
Carbaryl (Sevin ^(R))	—	5
Carbon black	—	3.5
Carbon dioxide	5,000	9,000
Carbon monoxide	50	55
Cellulose (paper fiber)	—	10
Chlordane—Skin	—	0.5
Chlorinated camphene—Skin	—	0.5
Chlorinated diphenyl oxide	—	0.5
C Chlorine	1	3
Chlorine dioxide	0.1	0.3
C Chlorine tri-fluoride	0.1	0.4
C Chloroacetaldehyde	1	3
α-Chloroacetophenone (Phenacylchloride)	0.05	0.03

TABLE 1

PERMISSIBLE EXPOSURE LIMITS (PEL)

Substance	ppm (See note a)	mg/M ³ (See note b)
Abate	—	10
Acetaldehyde	200	360
Acetic acid	10	25
Acetic anhydride	5	20
Acetone	1,000	2,400

TABLE 1

PERMISSIBLE EXPOSURE LIMITS (PEL)

Substance	ppm (See note a)	mg/M ³ (See note b)
Chlorobenzene (Monochlorobenzene)	75	350
o-Chlorobenzylidene malononitrile (OCBM)—Skin	0.05	0.4
Chlorobromomethane	200	1,050
2-Chloro-1,3-butadiene, see Chloroprene		
Chlorodiphenyl (42% Chlorine)— Skin	—	1
Chlorodiphenyl (54% Chlorine)— Skin	—	0.5
1-Chloro,2,3-epoxy propane, see Epichlorhydrin		
2-Chloroethanol, see Ethylene chlorohydrin		
Chloroform (Tri-chloromethane)	50	240
1-Chloro-1-nitropropane	20	100
Chloropicrin	0.1	0.7
Chloroprene (2-chloro-1,3-bu- tadiene)—Skin	25	90
Chromium, sol. chromic, chromous salts as Cr.	—	0.5
Chromium Metal & insol. salts	—	1
Coal tar pitch volatiles (benzene soluble fraction anthracene, BaP, phenanthrene, acridine, chrysene, pyrene)	—	0.2
Cobalt, metal fume & dust	—	0.1
Copper fume	—	0.1
Dusts and Mists	—	1.0
Corundum (Al ₂ O ₃)	—	10
Cotton Dust (raw)	—	1
Crag ^[R] herbicide	—	10
Cresol (all isomers)—Skin	5	22
Crotonaldehyde	2	6
Cumene—Skin	50	245
Cyanide (as CN)—Skin	—	5
Cyanogen	10	—
Cyclohexane	300	1,050
Cyclohexanol	50	200
Cyclohexanone	50	200
Cyclohexene	300	1,015
Cyclopentadiene	75	200
2,4-D	—	10
DDT	—	1
DDVP, see Dichlorvos	—	—
Decaborane—Skin	0.05	0.3
Demeton ^[R] —Skin	—	0.1
Diacetone alcohol (4-hydroxy-4- methyl-2-pentanone)	50	240
1,2-Diaminoethane, see Ethylenediamine	—	—
Diazinon—skin	—	0.1
Diazomethane	0.2	0.4
Diborane	0.1	0.1
Dibrom ^[R]	—	3
2-N Dibutylamino-ethanol—Skin	2	14
Dibutyl phosphate	1	5
Dibutylphthalate	—	5
C Dichloroacetylene	0.1	0.4
C o-Dichlorobenzene	50	300
p-Dichlorobenzene	75	450
Dichlorodifluoromethane	1,000	4,950
1,3-Dichloro-5,5-dimethyl hydantoin	—	0.2
1,1-Dichloroethane	100	400
1,2-Dichloro-ethylene	200	790
C Dichloroethyl ether—Skin	15	90
Dichloromethane, see Methyl- ene-chloride	—	—
Dichloromonofluoro-methane	1,000	4,200
C 1,1-Dichloro-1-nitroethane	10	60
1,2-Dichloropropane, see Propylene-dichloride		
Dichlorotetra-fluoroethane	1,000	7,000
Dichlorvos (DDVP)—Skin	—	1
Dieldrin—Skin	—	0.25
Diethylamine	25	75
Diethylamino ethanol—Skin	10	50
C Diethylene triamine—Skin	1	4
Diethylether, see Ethyl ether		

TABLE 1

PERMISSIBLE EXPOSURE LIMITS (PEL)

Substance	ppm (See note a)	mg/M ³ (See note b)
Difluorodibromomethane	100	860
C Diglycidyl ether (DGE)	0.5	2.8
Dihydroxybenzene, see Hydroquinone		
Diisobutyl ketone	50	290
Diisopropylamine—Skin	5	20
Dimethoxymethane, see Methylal		
Dimethyl acetamide—Skin	10	35
Dimethylamine	10	18
Dimethylaminobenzene, see Xylidene		
Dimethylaniline (N-Dimethylan- iline)—Skin	5	25
Dimethylbenzene, see Xylene		
Dimethyl,1,2-dibromo-2,2-di- chloroethyl phosphate, see DiBrom		
Dimethylformamide—Skin	10	30
2,6-Dimethylheptanone, see Diisobutyl ketone		
1,1-Dimethylhydrazine—Skin	0.5	1
Dimethylphthalate	—	5
Dimethylsulfate—Skin	1	5
Dinitrobenzene (all isomers)— Skin	—	1
Dinitro-o-cresol—Skin	—	0.2
Dinitrotoluene—Skin	—	1.5
Dioxane (Diethylene dioxide)— Skin	100	360
Diphenyl	0.2	1
Diphenyl amine	—	10
Diphenylmethane diisocyanate (see Methylene bisphenyl isocyanate (MDI))		
Dipropylene glycol methyl ether—Skin	100	600
Di-sec,octyl phthalate (Di-2- ethylhexyl-phthalate)	—	5
Emery	—	10
Endosulfan (Thiodan ^[R])—skin	—	0.1
Endrin—Skin	—	0.1
Epichlorhydrin—Skin	5	19
EPN—Skin	—	0.5
1,2-Epoxypropane, see Propylene-oxide		
2,3-Epoxy-1-propanol, see Glycidol		
Ethane	Simple	Asphyxiant
Ethanethiol, see Ethylmercaptan		
Ethanolamine	3	6
2-Ethoxyethanol—Skin	200	740
2-Ethoxyethylacetate (Cellosolve acetate)—Skin	100	540
Ethyl acetate	400	1,400
Ethyl acrylate—Skin	25	100
Ethyl alcohol (ethanol)	1,000	1,900
Ethylamine	10	18
Ethyl sec-amyl ketone (5-meth- yl-3-heptanone)	25	130
Ethyl benzene	100	435
Ethyl bromide	200	890
Ethyl butyl ketone (3- Heptanone)	50	230
Ethyl chloride	1,000	2,600
Ethyl ether	400	1,200
Ethyl formate	100	300
Ethyl mercaptan	0.5	1
Ethyl silicate	100	850
Ethylene	Simple	Asphyxiant
Ethylene chlorohydrin—Skin	5	16
Ethylenediamine	10	25
C Ethylene glycol dinitrate and/or Nitroglycerin—Skin	0.2	—
Ethylene glycol monomethyl ether (see note d)		
acetate (Methyl cellosolve ace- tate)—Skin	25	120
Ethylene imine—Skin	0.5	1
Ethylene oxide	((50))	((90))
(See WAC 296-62-07353)	1	—
Ethylidene chloride, see 1,1-		

TABLE 1

PERMISSIBLE EXPOSURE LIMITS (PEL)

Substance	ppm (See note a)	mg/M ³ (See note b)
Dichloroethane		
n-Ethylmorpholine—Skin	20	94
Ferbam	—	15
Ferrovandium dust	—	1
Fluoride as dust	—	2.5
Fluorine	0.1	0.2
Fluorotrichloromethane	1,000	5,600
C Formaldehyde	2	3
Formic acid	5	9
Furfuryl—Skin	5	20
Furfuryl alcohol	50	200
Glass, fibrous or dust (See note e)	—	10
Glycerin mist	—	10
Glycidol (2,3-Epoxy-1-propanol)	50	150
Glycol monoethyl ether, see 2-Ethoxyethanol		
Graphite (Synthetic)	—	10
Guthion [®] , see Azinphosmethyl		
Gypsum	—	10
Hafnium	—	0.5
Helium	Simple	Asphyxiant
Heptachlor—Skin	—	0.5
Heptane (n-heptane)	500	2,000
Hexachloroethane—Skin	1	10
Hexachloronaphthalene—Skin	—	0.2
Hexane (n-hexane)	500	1,800
2-Hexanone	100	410
Hexone (Methyl isobutyl ketone)	100	410
156 sec-Hexyl acetate	50	300
Hydrazine—Skin	1	1.3
Hydrogen	Simple	Asphyxiant
Hydrogen bromide	3	10
C Hydrogen chloride	5	7
Hydrogen cyanide—Skin	10	11
Hydrogen fluoride	3	2
Hydrogen peroxide	1	1.4
Hydrogen selenide	0.05	0.2
Hydroquinone	—	2
Indene	10	45
Indium and compounds, as In	—	0.1
C Iodine	0.1	1
Iron oxide fume	—	10
Iron pentacarbonyl	0.01	0.08
Iron salts, soluble, as Fe	—	1
Isoamyl acetate	100	525
Isoamyl alcohol	100	360
Isobutyl acetate	150	700
Isobutyl alcohol	100	300
Isophorone	10	55
Isopropyl acetate	250	950
Isopropyl alcohol	400	980
Isopropylamine	5	12
Isopropylether	250	1,050
Isopropyl glycidyl ether (IGE)	50	240
Kaolin	—	10
Ketene	0.5	0.9
Lead and its inorganic compounds which are exempt from WAC 296-62-07521	—	0.2
Lead arsenate—See WAC 296-62-07347	—	0.15
Limestone	—	10
Lindane	—	0.5
Lithium hydride	—	0.025
L.P.G. (Liquified petroleum gas)	1,000	1,800
Magnesite	—	10
Magnesium oxide fume	—	10
Malathion—Skin	—	10
Maleic anhydride	0.25	1
C Manganese and compounds, as Mn	—	5
Marble	—	10
Mesityl oxide	25	100
Methane	Simple	Asphyxiant
Methanethiol, see Methyl mercaptan		
Methoxychlor	—	10
2-Methoxyethanol—skin (Methyl cellosolve)	25	80
Methyl acetate	200	610

TABLE 1

PERMISSIBLE EXPOSURE LIMITS (PEL)

Substance	ppm (See note a)	mg/M ³ (See note b)
Methyl acetylene (propyne)	1,000	1,650
Methyl acetylene-propadiene mixture (MAPP)	1,000	1,800
Methyl acrylate—Skin	10	35
Methylal (dimethoxy-methane)	1,000	3,100
Methyl alcohol (methanol)	200	260
Methylamine	10	12
Methyl amyl alcohol, see Methyl isobutyl carbinol		
Methyl 2-cyano-acrylate	2	8
Methyl isoamyl ketone	100	475
Methyl (n-amyl) ketone (2-Heptanone)	100	465
Methyl bromide—Skin	15	60
Methyl butyl ketone, see 2-Hexanone		
Methyl cellosolve—skin, see 2-Methoxyethanol	—	—
Methyl cellosolve acetate—Skin, see Ethylene glycol monomethyl ether acetate	—	—
Methyl chloride	100	210
Methyl chloroform	350	1,900
Methylcyclohexane	500	2,000
Methylcyclohexanol	100	470
o-Methylcyclo-hexanone—Skin	100	460
Methylcyclopentadienyl manganese tricarbonyl (as Mn)—skin	0.1	0.2
Methyl demeton—skin	—	0.5
Methyl ethyl ketone (MEK), see 2-Butanone		
Methyl formate	100	250
Methyl iodide—Skin	5	28
Methyl isobutyl carbinol—Skin	25	100
Methyl isobutyl ketone, see Hexone		
Methyl isocyanate—Skin	0.02	0.05
Methyl mercaptan	0.5	1
Methyl methacrylate	100	410
Methyl parathion—skin	—	0.2
Methyl propyl ketone, see 2-Pentanone		
C Methyl silicate	5	30
C α-Methyl styrene	100	480
C Methylene bisphenyl isocyanate (MDI)	0.02	0.2
Molybdenum (soluble compounds)	—	5
(insoluble compounds)	—	10
Monomethyl aniline—Skin	2	9
C Monomethyl hydrazine—Skin	0.2	0.35
Morpholine—Skin	20	70
Naphtha (coal tar)	100	400
Naphthalene	10	50
Neon	Simple	Asphyxiant
Nickel carbonyl	0.001	0.007 (See note a)
Nickel, metal and soluble compounds, as Ni	—	1
Nicotine—Skin	—	0.5
Nitric acid	2	5
Nitric oxide	25	30
p-Nitroaniline—Skin	1	6
Nitrobenzene—Skin	1	5
p-Nitrochlorobenzene—Skin	—	1
Nitroethane	100	310
Nitrogen	Simple	Asphyxiant
C Nitrogen dioxide	5	9
Nitrogen trifluoride	10	29
C Nitroglycerin—Skin	0.2	2
Nitromethane	100	250
1-Nitropropane	25	90
2-Nitropropane	25	90
Nitrotoluene—Skin	5	30
Nitrotrichloromethane, see Chloropicrin		
Nitrous Oxide	Simple	Asphyxiant
Octachloronaphthalene—Skin	—	0.1
Octane	400	1,900
Oil mist, particulate	—	5 (See note f)

TABLE 1

PERMISSIBLE EXPOSURE LIMITS (PEL)

Substance	ppm (See note a)	mg/M ³ (See note b)
Osmium tetroxide	—	0.002
Oxalic acid	—	1
Oxygen difluoride	0.05	0.1
Ozone	0.1	0.2
Paraquat—Skin	—	0.5
Parathion—Skin	—	0.1
Pentaborane	0.005	0.01
Pentachloronaphthalene—Skin	—	0.5
Pentachlorophenol—Skin	—	0.5
Pentaerythritol	—	10
Pentane	500	1,500
2-Pentanone	200	700
Perchloromethyl mercaptan	0.1	0.8
Perchloryl fluoride	3	14
Phenol—Skin	5	19
p-Phenylene diamine—Skin	—	0.1
Phenyl ether (vapor)	1	7
Phenyl ether-Diphenyl mixture (vapor)	1	7
Phenylethylene, see Styrene	—	—
Phenyl glycidyl ether (PGE)	10	60
Phenylhydrazine—Skin	5	22
Phenothiazine—skin	—	5
Phosdrin (Mevinphos ^[R])—Skin	—	0.1
Phosgene (carbonyl chloride)	0.1	0.4
Phosphine	0.3	0.4
Phosphoric acid	—	1
Phosphorus (yellow)	—	0.1
Phosphorus pentachloride	—	1
Phosphorus pentasulfide	—	1
Phosphorus trichloride	0.5	3
Phthalic anhydride	2	12
Picric acid—Skin	—	0.1
Pival ^[R] (2-Pivalyl-1,3-indandione)	—	0.1
Plaster of Paris	—	10
Platinum (Soluble Salts) as Pt	—	0.002
Polychlorobiphenyls, see Chlorodiphenyls	—	—
Propane	Simple	Asphyxiant
Propargyl alcohol—Skin	1	—
n-Propyl acetate	200	840
Propyl alcohol	200	500
n-Propyl nitrate	25	110
Propylene dichloride (1,2-Dichloropropane)	75	350
Propylene glycol monomethyl ether	100	360
Propylene imine—Skin	2	5
Propylene oxide	100	240
Propyne, see Methylacetylene	—	—
Pyrethrum	—	5
Pyridine	5	15
Quinone	0.1	0.4
RDX—Skin	—	1.5
Rhodium, Metal fume and dusts, as Rh	—	0.1
Soluble salts	—	0.001
Ronnel	—	10
Rosin Core Solder, pyrolysis products (as formaldehyde)	—	0.1
Rotenone (commercial)	—	5
Rouge	—	10
Selenium compounds (as Se)	—	0.2
Selenium hexafluoride	0.05	0.4
Silicon Carbide	—	10
Silver, metal and soluble compounds	—	0.01
Sodium fluoroacetate (1080)—Skin	—	0.05
Sodium hydroxide	—	2
Starch	—	10
Stibine	0.1	0.5
Stoddard solvent	200	1,150
Strychnine	—	0.15
Sucrose	—	10
Sulfur dioxide	5	13
Sulfur hexafluoride	1,000	6,000
Sulfuric acid	—	1
Sulfur monochloride	1	6
Sulfur pentafluoride	0.025	0.25

TABLE 1

PERMISSIBLE EXPOSURE LIMITS (PEL)

Substance	ppm (See note a)	mg/M ³ (See note b)
Sulfuryl fluoride	5	20
Systox, see Demeton ^[R]	—	—
2,4,5 T	—	10
Tantalum	—	5
TEDP—Skin	—	0.2
Tellurium	—	0.1
Tellurium hexafluoride	0.02	0.2
TEPP—Skin	—	0.05
C Terphenyls	1	9
1,1,1,2-Tetrachloro-2,2-difluoroethane	500	4,170
1,1,2,2-Tetrachloro-1,2-difluoroethane	500	4,170
1,1,2,2-Tetrachloroethane—Skin	5	35
Tetrachloromethane, see Carbon tetrachloride	—	—
Tetrachloronaphthalene—Skin	—	2
Tetraethyl lead (as Pb)—Skin	—	0.100 (See note h)
Tetrahydrofuran	200	590
Tetramethyl lead (as Pb)—Skin	—	0.150 (See note h)
Tetramethyl succinonitrile—Skin	0.5	3
Tetranitromethane	1	8
Tetryl (2,4,6-trinitrophenylmethylnitramine)—Skin	—	1.5
Thallium (soluble compounds)—Skin (as Tl)	—	0.1
Thiram ^R	—	5
Tin (inorganic compounds, except SnH ₄ and SnO ₂) as Sn	—	2
Tin (organic compounds)—skin (as Sn)	—	0.1
Tin oxide	—	10
Titanium dioxide	—	10
C Toluene-2,4-diisocyanate	0.02	0.14
o-Toluidine—Skin	5	22
Toxaphene, see Chlorinated camphene	—	—
Tributyl phosphate	—	5
1,1,1-Trichloroethane, see Methyl chloroform	—	—
1,1,2-Trichloroethane—Skin	10	45
Trichloromethane, see Chloroform	—	—
Trichloronaphthalene—Skin	—	5
1,2,3-Trichloropropane	50	300
1,1,2-Trichloro 1,2,2-trifluoroethane	1,000	7,600
Triethylamine	25	100
Trifluoromono-bromomethane	1,000	6,100
Trimethyl benzene	25	120
2,4,6-Trinitrophenol, see Picric acid	—	—
2,4,6-Trinitrophenylmethylnitramine, see Tetryl	—	—
Trinitrotoluene—Skin	—	1.5
Triorthocresyl phosphate	—	0.1
Triphenyl phosphate	—	3
Tungsten & Compounds, as W	—	—
Soluble	—	1
Insoluble	—	5
Turpentine	100	560
Uranium (natural) sol. & insol. compounds as U	—	0.2
Vanadium (V ₂ O ₅), as V Dust	—	0.5
Vinyl acetate	10	30
Vinyl bromide	250	1,100
Vinyl toluene	100	480
Warfarin	—	0.1
Xylene (xyloi)	100	435
Xylidine—Skin	5	25
Yttrium	—	1
Zinc chloride fume	—	1
Zinc oxide fume	—	5
Zirconium compounds (as Zr)	—	5

a) Parts of vapor or gas per million parts of contaminated air by volume at 25°C and 760 mm. Hg. pressure.

b) Approximate milligrams of substance per cubic meter of air.

d) An atmospheric concentration of not more than 0.02 ppm, or

personal protection may be necessary to avoid headache.

e) <5-7 μm in diameter.

f) As sampled by method that does not collect vapor.

g) According to analytically determined composition.

h) For control of general room air, biologic monitoring is essential for personnel control.

+ TABLE 2
(See note ^a)

Material	8-hour time weighted average	Acceptable ceiling concentration	Acceptable maximum peak above the acceptable ceiling concentration for an 8 hour shift.	
			Concentration	Maximum duration
Benzene (Z37.4-1969)	10 ppm	25 ppm	50 ppm	10 minutes.
Beryllium and beryllium compounds (Z37.29-1970)	2 μg/M ³	5 μg/M ³	25 μg/M ³	30 minutes.
Cadmium dust (Z37.5-1970)	0.2 mg/M ³	0.6 mg/M ³		
Carbon disulfide (Z37.3-1968)	20 ppm	30 ppm	100 ppm	30 minutes.
Carbon Tetrachloride (Z37.17-1967)	10 ppm	25 ppm	200 ppm	5 minutes in any 4 hours.
Ethylene dibromide (Z37.31-1970)	20 ppm	30 ppm	50 ppm	5 minutes.
Ethylene dichloride (Z37.21-1969)	50 ppm	100 ppm	200 ppm	5 minutes in any 3 hours.
Methylene Chloride (Z37.23-1969)	500 ppm	1,000 ppm	2,000 ppm	5 minutes in any 2 hours.
Organo (alkyl) mercury (Z37.30-1969)	0.01 mg/M ³	0.04 mg/M ³		
Styrene (Z37.15-1969)	100 ppm	200 ppm	600 ppm	5 minutes in any 3 hours.
Trichloroethylene (Z37.19-1967)	100 ppm	200 ppm	300 ppm	5 minutes in any 2 hours.
Tetrachloroethylene (Z37.22-1967)	100 ppm	200 ppm	300 ppm	5 minutes in any 3 hours.
Toluene (Z37.12-1967)	200 ppm	300 ppm	500 ppm	10 minutes.
Hydrogen sulfide (Z37.2-1966)	10 ppm	20 ppm	50 ppm	10 minutes once only if no measurable exposure occurs.
Mercury (Z37.8-1971)	0.05 mg/M ³	0.1 mg/M ³		
Chromic acid and chromates (Z37.7-1973)	0.1 mg/M ³	0.3 mg/M ³		

NOTE: ^a Acceptable ceiling concentrations. An employee's exposure to a material listed in table 2 shall not exceed at any time during an 8-hour shift the acceptable ceiling concentration limit given for the material in the table, except for a time period, and up to a concentration not exceeding the maximum duration and concentration allowed in the column under "acceptable maximum peak above the acceptable ceiling concentration for an 8-hour shift."

Example. During an 8-hour work shift, an employee may be exposed to a concentration of Benzene above 25 ppm (but never above 50 ppm) only for a maximum period of 10 minutes. Such exposure must be compensated by exposures to concentrations less than 10 ppm so that the cumulative exposure for the entire 8-hour work shift does not exceed a weighted average of 10 ppm.

+ TABLE 3

PARTICULATES

Substance	Mppcf (See note e)	mg/M ³
Silica:		
Crystalline: (See note f)		
Quartz (respirable)		10mg/M ³ m
		%SiO ₂ +3
Quartz (total dust)		30mg/M ³
		%SiO ₂ +3
Cristobalite: Use 1/2 the value calculated from the mass formulae for quartz.		
Tridymite: Use 1/2 the value calculated from the formulae for quartz.		
Amorphous, including natural diatomaceous earth	20	80mg/M ³
		%SiO ₂
Silicates (less than 1% crystalline silica):		
Mica	20	
Soapstone	20	
Talc	20	
Portland cement	50	
Graphite (natural)	15	
Coal dust (respirable fraction less than 5% SiO ₂)		2.4mg/M ³
		or
For more than 5% SiO ₂		10mg/M ³
		%SiO ₂ +2
Inert or Nuisance Dust:		
Respirable fraction		5mg/M ³
Total dust		10mg/M ³
Total Particulates (less than 1% SiO ₂)		
Respirable fraction		10mg/M ³
		5mg/M ³

NOTE: Conversion factors—

$$\text{mppcf} \times 35.3 = \text{million particles per cubic meter} \\ = \text{particles per c.c.}$$

e Millions of particles per cubic foot of air, based on impinger samples counted by light-field techniques.

f The percentage of crystalline silica in the formula is the amount determined from airborne samples, except in those instances in which other methods have been shown to be applicable.

m Both concentration and percent quartz for the application of this limit are to be determined from the fraction passing a size-selector with the following characteristics:

Aerodynamic diameter (unit density sphere)	Percent passing selector
2	90
2.5	75
3.5	50
5.0	25
10	0

The measurements under this note refer to the use of an AEC instrument. If the respirable fraction of coal dust is determined with a MRE the figure corresponding to that of a 2.4 mg/M³ in the table for coal dust is 4.5 mg/M³.

AMENDATORY SECTION (Amending Order 73-3, filed 5/7/73)

WAC 296-62-09001 DEFINITIONS. (1) "Physical agents" shall mean, but are not limited to: Illumination, ionizing radiation, nonionizing radiation, pressure, vibration, temperature and humidity, and noise.

(2) "Illumination" means radiant energy evaluated

according to its capacity to produce visual sensation.

(3) "Nonionizing radiation" as related to industrial sources, means electromagnetic radiation within the spectral range of approximately ((10^{-7} cm. to 10^3 cm.)) 200 nanometers to 3 kilometers including ultraviolet, visible, infrared and radiofrequency/microwave radiation. The electromagnetic spectrum is shown graphically in Figure 1 below.

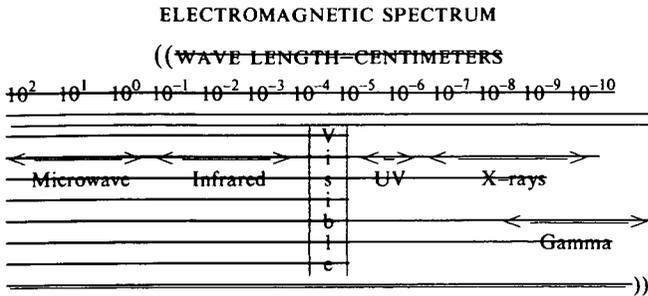
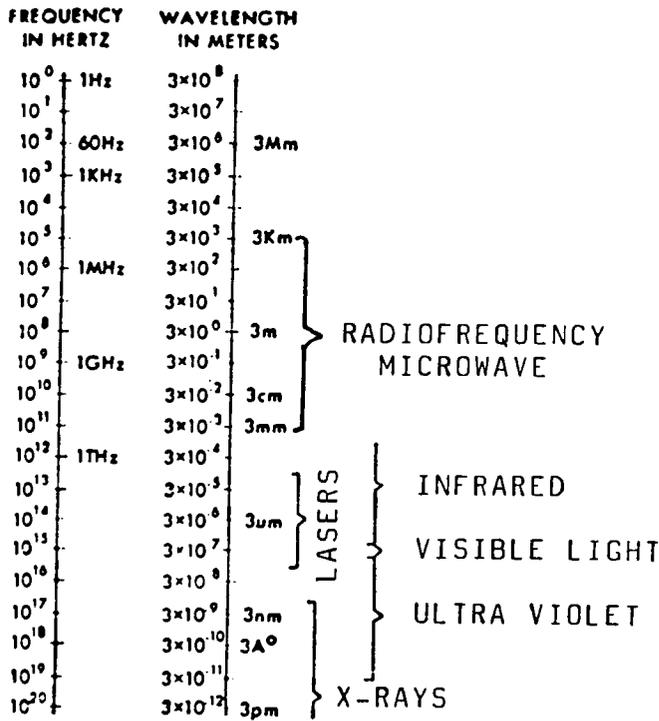


Figure 1



(4) Pressure is a barometric force. Positive pressure would be that above 14.7 lbs. per square inch absolute and negative pressure would be that below 14.7 lbs. per square inch absolute. 14.7 lbs. per square inch equals 760 mm. mercury.

(5) "Vibration" means rapid movement to and fro or oscillating movement.

(6) "Noise" means unwanted sound or loud discordant or disagreeable sound or sounds.

(7) "Temperature" means the degree of hotness or coldness measured by use of a thermometer.

(8) "Radiant heat" means infrared radiation emitted from hot surfaces.

(9) "Relative humidity" means the percent of moisture in the air compared to the maximum amount of

moisture the air could contain at the same temperature.

AMENDATORY SECTION (Amending Order 75-15, filed 4/18/75)

WAC 296-62-09004 IONIZING RADIATION.

(1) Definitions applicable to this section.

NOTE: Definitions also appear in some subsections.

(a) "Radiation" includes alpha rays, beta rays, gamma rays, x-rays, neutrons, high-speed electrons, high-speed protons, and other atomic particles; but such term does not include sound or radio waves, or visible light, or infrared or ultraviolet light.

(b) "Radioactive material" means any material which emits, by spontaneous nuclear disintegration, corpuscular or electromagnetic emanations.

(c) "Restricted area" means any area access to which is controlled by the employer for purposes of protection of individuals from exposure to radiation or radioactive materials.

(d) "Unrestricted area" means any area access to which is not controlled by the employer for purposes of protection of individuals from exposure to radiation or radioactive materials.

(e) "Dose" means the quantity of ionizing radiation absorbed, per unit of mass, by the body or by any portion of the body. When the provisions in this section specify a dose during a period of time, the dose is the total quantity of radiation absorbed, per unit of mass, by the body or by any portion of the body during such period of time. Several different units of dose are in current use. Definitions of units used in this section are set forth in subdivisions (f) and (g) of this subsection.

(f) "Rad" means a measure of the dose of any ionizing radiation to body tissues in terms of the energy absorbed per unit of mass of the tissue. One rad is the dose corresponding to the absorption of 100 ergs per gram of tissue (1 millirad (mrad) = 0.001 rad).

(g) "Rem" means a measure of the dose of any ionizing radiation to body tissue in terms of its estimated biological effect relative to a dose of 1 roentgen (r) of x-rays (1 millirem (mrem) = 0.001 rem). The relation of the rem to other dose units depends upon the biological effect under consideration and upon the conditions for irradiation. Each of the following is considered to be equivalent to a dose of 1 rem:

(i) A dose of 1 roentgen due to x- or gamma radiation;

(ii) A dose of 1 rad due to x-, gamma, or beta radiation;

(iii) A dose of 0.1 rad due to neutrons or high energy protons;

(iv) A dose of 0.05 rad due to particles heavier than protons and with sufficient energy to reach the lens of the eye;

(v) If it is more convenient to measure the neutron flux, or equivalent, than to determine the neutron dose in rads, as provided in item (iii) of this subdivision, 1 rem of neutron radiation may, for purposes of the provisions in this section be assumed to be equivalent to 14 million neutrons per square centimeter incident upon the body; or, if there is sufficient information to estimate with rea-

sonable accuracy the approximate distribution in energy of the neutrons, the incident number of neutrons per square centimeter equivalent to 1 rem may be estimated from the following table:

Neutron Flux Dose Equivalents

Neutron energy (million electron volts (Mev))	Number of neutrons per square centimeter equivalent to a dose of 1 rem (neutrons/cm ²)	Average flux to deliver 100 millirem in 40 hours (neutrons/cm ² per sec.)
Thermal - - - -	970 X 10 ⁶	670
0.0001 - - - - -	720 X 10 ⁶	500
0.005 - - - - -	820 X 10 ⁶	570
0.02 - - - - -	400 X 10 ⁶	280
0.1 - - - - -	120 X 10 ⁶	80
0.5 - - - - -	43 X 10 ⁶	30
1.0 - - - - -	26 X 10 ⁶	18
2.5 - - - - -	29 X 10 ⁶	20
5.0 - - - - -	26 X 10 ⁶	18
7.5 - - - - -	24 X 10 ⁶	17
10 - - - - -	24 X 10 ⁶	17
10 to 30 - - - -	14 X 10 ⁶	10

(h) For determining exposures to x- or gamma rays up to 3 Mev., the dose limits specified in this section may be assumed to be equivalent to the "air dose." For the purpose of this section "air dose" means that the dose is measured by a properly calibrated appropriate instrument in air at or near the body surface in the region of the highest dosage rate.

(i) "Curie" means a unit of measurement of radioactivity. One curie (Ci) is that quantity of radioactive material which decays at the rate of 2.2 x 10¹² disintegrations per minute (dpm).

- (i) One millicurie (mCi) = 10⁻³Ci
- (ii) One microcurie (uCi) = 10⁻⁶Ci
- (iii) One nanocurie (nCi) = 10⁻⁹Ci
- (iv) One picocurie (pCi) = 10⁻¹²Ci

(2) ((Atomic energy)) Nuclear regulatory commission licensees—((AEE)) NRC contractors operating ((AEE)) NRC plants and facilities. (a) Any employer who possesses or uses source material, byproduct material, or special nuclear material, as defined in the Atomic Energy Act of 1954, as amended, under a license issued by the ((atomic energy)) nuclear regulatory commission and in accordance with the requirements of chapter 402-24 WAC shall be deemed to be in compliance with the requirements of this section with respect to such possession and use.

(b) ((AEE)) NRC contractors operating ((AEE)) NRC plants and facilities: Any employer who possesses or uses source material, byproduct material, special nuclear material, or other radiation sources under a contract with the ((atomic energy commission)) nuclear regulatory commission for the operation of ((AEE)) NRC plants and facilities and in accordance with the standards, procedures, and other requirements for radiation protection established by the commission for such contract pursuant to the Atomic Energy Act of 1954 as amended (42 U.S.C. 2011 et seq.) shall be deemed to be in compliance with the requirements of this section with

respect to such possession and use.

(c) State licensees or registrants:

(i) Atomic Energy Act sources. Any employer who possesses or uses source material, byproduct material, or special nuclear material, as defined in the Atomic Energy Act of 1954, as amended (42 U.S.C. 2011 et seq.), and has registered such sources with, the state shall be deemed to be in compliance with the radiation requirements of this section, insofar as his possession and use of such material is concerned.

(ii) Other sources. Any employer who possesses or uses radiation sources other than source material, byproduct material, or special nuclear material, as defined in the Atomic Energy Act of 1954, as amended (42 U.S.C. 2011 et seq.), and has registered such sources with the state shall be deemed to be in compliance with the radiation requirements of this section insofar as his possession and use of such material is concerned.

(3) Exposure of individuals to radiation in restricted areas. (a) Except as provided in subdivision (b) of this subsection, no employer shall possess, use, or transfer sources of ionizing radiation in such a manner as to cause any individual in a restricted area to receive in any period of one calendar quarter from sources in the employer's possession or control a dose in excess of the limits specified in the following table:

EXPOSURE IN RESTRICTED AREAS	REMS PER CALENDAR QUARTER
Whole body: Head and trunk; active blood-forming organs; lens of eyes; or gonads - - - - -	1 1/4
Hand and forearms; feet and ankles - - - - -	18 3/4
Skin of whole body - - - - -	7 1/2

(b) An employer may permit an individual in a restricted area to receive doses to the whole body greater than those permitted under subdivision (a) of this subsection, so long as:

- (i) During any calendar quarter the dose to the whole body shall not exceed 3 rems; and
- (ii) The dose to the whole body, when added to the accumulated occupational dose to the whole body, shall not exceed 5 (N-18) rems, where "N" equals the individual's age in years at his last birthday; and
- (iii) The employer maintains adequate past and current exposure records which show that the addition of such a dose will not cause the individual to exceed the amount authorized in this subdivision. As used in this subdivision "Dose to the whole body" shall be deemed to include any dose to the whole body, gonad, active blood-forming organs, head and trunk, or lens of the eye.

(c) No employer shall permit any employee who is under 18 years of age to receive in any period of one calendar quarter a dose in excess of 10 percent of the limits specified in the preceding table entitled "Exposure in restricted areas."

(d) "Calendar quarter" means any 3-month period determined as follows:

(i) The first period of any year may begin on any date in January: PROVIDED, That the second, third and fourth periods accordingly begin on the same date in April, July, and October, respectively, and that the

fourth period extends into January of the succeeding year, if necessary to complete a 3-month quarter. During the first year of use of this method of determination, the first period for that year shall also include any additional days in January preceding the starting date for the first period; or

(ii) The first period in a calendar year of 13 complete, consecutive calendar weeks; the second period in a calendar year of 13 complete consecutive weeks; the third period in a calendar year of 13 complete, consecutive calendar weeks; the fourth period in a calendar year of 13 complete, consecutive calendar weeks. If at the end of a calendar year there are any days not falling within a complete calendar week of that year, such days shall be included within the last complete calendar week of that year. If at the beginning of any calendar year there are days not falling within a complete calendar week of that year, such days shall be included within the last complete calendar week of the previous year; or

(iii) The four periods in a calendar year may consist of the first 14 complete, consecutive calendar weeks; the next 12 complete, consecutive calendar weeks, the next 14 complete, consecutive calendar weeks, and the last 12 complete, consecutive calendar weeks. If at the end of a calendar year there are any days not falling within a complete calendar week of that year, such days shall be included (for purposes of this section) within the last complete calendar week of the year. If at the beginning of any calendar year there are days not falling within a complete calendar week of that year, such days shall be included (for purposes of this section) within the last complete week of the previous year.

(e) No employer shall change the method used by him to determine calendar quarters except at the beginning of a calendar year.

(4) Exposure to airborne radioactive material. (a) No employer shall possess, use or transport radioactive material in such a manner as to cause any employee, within a restricted area, to be exposed to airborne radioactive material in an average concentration in excess of the limits specified in ~~((Part I of Table I of this standard))~~ Table I of WAC 402-24-220, Appendix A. The limits given in ~~((Part I))~~ Table I are for exposure to the concentrations specified for 40 hours in any workweek of 7 consecutive days. In any such period where the number of hours of exposure is less than 40 the limits specified in the table may be increased proportionately. In any such period where the number of hours of exposure is greater than 40, the limits specified in the table shall be decreased proportionately.

(b) No employer shall possess, use, or transfer radioactive material in such a manner as to cause any individual within a restricted area, who is under 18 years of age, to be exposed to airborne radioactive material in an

average concentration in excess of the limits specified in ~~((part ii of Table I of this Standard))~~ Table II of WAC 402-24-220, Appendix A.

For purposes of this subdivision, concentrations may be averaged over periods not greater than 1 week.

(c) "Exposed" as used in this subdivision means that the individual is present in an airborne concentration. No allowance shall be made for the use of protective clothing or equipment, or particle size.

(5) Precautionary procedures and personal monitoring. (a) Every employer shall make such surveys as may be necessary for him to comply with the provisions in this section. "Survey" means an evaluation of the radiation hazards incident to the production, use, release, disposal, or presence of radioactive materials or other sources of radiation under a specific set of conditions. When appropriate, such evaluation includes a physical survey of the location of materials and equipment, and measurements of levels of radiation or concentrations of radioactive material present.

(b) Every employer shall supply appropriate personnel monitoring equipment, such as film badges, pocket chambers, pocket dosimeters, or film rings, to, and shall require the use of such equipment by:

(i) Each employee who enters a restricted area under such circumstances that he receives, or is likely to receive, a dose in any calendar quarter in excess of 25 percent of the applicable value specified in subsection (3)(a) of this section; and

(ii) Each employee under 18 years of age who enters a restricted area under such circumstances that he receives, or is likely to receive a dose in any calendar quarter in excess of 5 percent of the applicable value specified in subsection (3)(a) of this section; and

(iii) Each employee who enters a high radiation area.

(c) As used in this section:

(i) "Personnel monitoring equipment" means devices designed to be worn or carried by an individual for the purpose of measuring the dose received (e.g., film badges, pocket chambers, pocket dosimeters, film rings, etc.);

(ii) "Radiation area" means any area, accessible to personnel, in which there exists radiation at such levels that a major portion of the body could receive in any 1 hour a dose in excess of 5 millirem, or in any 5 consecutive days a dose in excess of 100 millirem; and

(iii) "High radiation area" means any area, accessible to personnel, in which there exists radiation at such levels that a major portion of the body could receive in any one hour a dose in excess of 100 millirem.

(6) Caution signs, labels and signals. (a) General. (i) Symbols prescribed by this subsection shall use the conventional radiation caution colors (magenta or purple on yellow background). The symbol prescribed by this subsection is the conventional three-bladed design:

RADIATION SYMBOL

1. Cross-hatched area is to be magenta or purple.
2. Background is to be yellow.

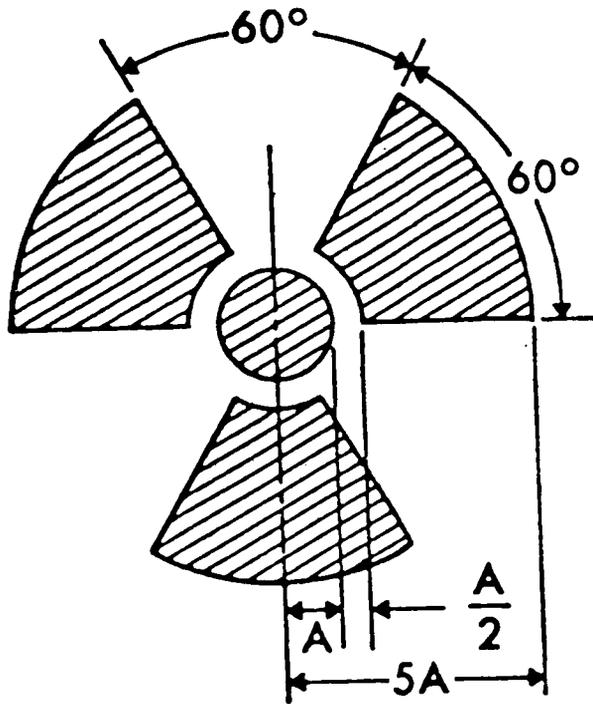


FIGURE G -10

(ii) In addition to the contents of signs and labels prescribed in this subsection, employers may provide on or near such signs and labels any additional information which may be appropriate in aiding individuals to minimize exposure to radiation or to radioactive material.

(b) Radiation area. Each radiation area shall be conspicuously posted with a sign or signs bearing the radiation caution symbol described in subdivision (a) of this subsection and the words:

CAUTION

RADIATION AREA

(c) High radiation area. (i) Each high radiation area shall be conspicuously posted with a sign or signs bearing the radiation caution symbol and the words:

CAUTION

HIGH RADIATION AREA

(ii) Each high radiation area shall be equipped with a control device which shall either cause the level of radiation to be reduced below that at which an individual might receive a dose of 100 millirems in 1 hour upon entry into the area or shall energize a conspicuous visible or audible alarm signal in such a manner that the individual entering and the employer or a supervisor of the activity are made aware of the entry. In the case of a high radiation area established for a period of 30 days or less, such control device is not required.

(d) Airborne radioactivity area. (i) As used in the provisions of this section, "airborne radioactivity area"

means:

(A) Any room, enclosure, or operating area in which airborne radioactive materials, composed wholly or partly of radioactive material, exist in concentrations in excess of the amounts specified in column 1 of ((Part I of Table I of this standard)) Table I of WAC 402-24-220, Appendix A.

(B) Any room, enclosure, or operating area in which airborne radioactive materials exist in concentrations which, averaged over the number of hours in any week during which individuals are in the area, exceed 25 percent of the amounts specified in column 1 of ((part I of Table I of this standard)) Table I of WAC 402-24-220, Appendix A.

(ii) Each airborne radioactivity area shall be conspicuously posted with a sign or signs bearing the radiation caution symbol described in subdivision (a) of this subsection and the words:

CAUTION

AIRBORNE RADIOACTIVITY AREA

(e) Additional requirements. (i) Each area or room in which radioactive material is used or stored and which contains any radioactive material (other than natural uranium or thorium) in any amount exceeding 10 times the quantity of such material specified in ((Table H of this standard)) WAC 402-24-230, Appendix B shall be conspicuously posted with a sign or signs bearing the radiation caution symbol described in subdivision (a) of this subsection and the words:

CAUTION

RADIOACTIVE MATERIALS

(ii) Each area or room in which natural uranium or thorium is used or stored in an amount exceeding 100 times the quantity of such material specified in chapter 402-24 WAC shall be conspicuously posted with a sign or signs bearing the radiation caution symbol described in subdivision (a) of this subsection and the words:

CAUTION

RADIOACTIVE MATERIALS

(f) Containers. (i) Each container in which is transported, stored, or used a quantity of any radioactive material (other than natural uranium or thorium) greater than the quantity of such material specified in ((Table H of this standard)) WAC 402-24-230, Appendix B shall bear a durable, clearly visible label bearing the radiation caution symbol described in subdivision (a) of this subsection and the words:

CAUTION

RADIOACTIVE MATERIALS

(ii) Each container in which natural uranium or thorium is transported, stored, or used in a quantity greater than 10 times the quantity specified in ((Table H of this standard)) WAC 402-24-230, Appendix B shall bear a durable, clearly visible label bearing the radiation caution symbol described in subdivision (a) of this subsection and the words:

tion and the words:

CAUTION

RADIOACTIVE MATERIALS

(iii) Notwithstanding the provisions of items (i) and (ii) of this subdivision a label shall not be required:

(A) If the concentration of the material in the container does not exceed that specified in column 2 of ~~((part i of Table I of this standard))~~ Table I of WAC 402-24-220, Appendix A.

(B) For laboratory containers, such as beakers, flasks, and test tubes, used transiently in laboratory procedures, when the user is present.

(iv) Where containers are used for storage, the labels required in this subdivision shall state also the quantities and kinds of radioactive materials in the containers and the date of measurement of the quantities.

(7) Immediate evacuation warning signal. (a) Signal characteristics. (i) The signal shall be a midfrequency complex sound wave amplitude modulated at a subsonic frequency. The complex sound wave in free space shall have a fundamental frequency f^1 between 450 and 500 hertz (Hz) modulated at a subsonic rate between 4 and 5 hertz.

(ii) The signal generator shall not be less than 75 decibels at every location where an individual may be present whose immediate, rapid, and complete evacuation is essential.

(iii) A sufficient number of signal units shall be installed such that the requirements of item (i) of this subdivision are met at every location where an individual may be present whose immediate, rapid, and complete evacuation is essential.

(iv) The signal shall be unique in the plant or facility in which it is installed.

(v) The minimum duration of the signal shall be sufficient to insure that all affected persons hear the signal.

(vi) The signal-generating system shall respond automatically to an initiating event without requiring any human action to sound the signal.

(b) Design objectives. (i) The signal-generating system shall be designed to incorporate components which enable the system to produce the desired signal each time it is activated within one-half second of activation.

(ii) The signal-generating system shall be provided with an automatically activated secondary power supply which is adequate to simultaneously power all emergency equipment to which it is connected, if operation during power failure is necessary, except in those systems using batteries as the primary source of power.

(iii) All components of the signal-generating system shall be located to provide maximum practicable protection against damage in case of fire, explosion, corrosive atmosphere, or other environmental extremes consistent with adequate system performance.

(iv) The signal-generating system shall be designed with the minimum number of components necessary to make it function as intended, and should utilize components which do not require frequent servicing such as lubrication or cleaning.

(v) Where several activating devices feed activating information to a central signal generator, failure of any

activating device shall not render the signal-generator system inoperable to activating information from the remaining devices.

(vi) The signal-generating system shall be designed to enhance the probability that alarm occurs only when immediate evacuation is warranted. The number of false alarms shall not be so great that the signal will come to be disregarded and shall be low enough to minimize personal injuries or excessive property damage that might result from such evacuation.

(c) Testing. (i) Initial tests, inspections, and checks of the signal-generating system shall be made to verify that the fabrication and installation were made in accordance with design plans and specifications and to develop a thorough knowledge of the performance of the system and all components under normal and hostile conditions.

(ii) Once the system has been placed in service, periodic tests, inspections, and checks shall be made to minimize the possibility of malfunction.

(iii) Following significant alterations or revisions to the system, tests and checks similar to the initial installation tests shall be made.

(iv) Tests shall be designed to minimize hazards while conducting the tests.

(v) Prior to normal operation the signal-generating system shall be checked physically and functionally to assure reliability and to demonstrate accuracy and performance. Specific tests shall include:

(A) All power sources.

(B) Calibration and calibration stability.

(C) Trip levels and stability.

(D) Continuity of function with loss and return of required services such as AC or DC power, air pressure, etc.

(E) All indicators.

(F) Trouble indicator circuits and signals, where used.

(G) Air pressure (if used).

(H) Determine that sound level of the signal is within the limit of item (a)(ii) of this subsection at all points that require immediate evacuation.

(vi) In addition to the initial startup and operating tests, periodic scheduled performance tests and status checks must be made to insure that the system is at all times operating within design limits and capable of the required response. Specific periodic tests or checks or both shall include:

(A) Adequacy of signal activation device.

(B) All power sources.

(C) Function of all alarm circuits and trouble indicator circuits including trip levels.

(D) Air pressure (if used).

(E) Function of entire system including operation without power where required.

(F) Complete operational tests including sounding of the signal and determination that sound levels are adequate.

(vii) Periodic tests shall be scheduled on the basis of need, experience, difficulty, and disruption of operations. The entire system should be operationally tested at least quarterly.

(viii) All employees whose work may necessitate their presence in an area covered by the signal shall be made

familiar with the actual sound of the signal—preferably as it sounds at their work location. Before placing the system into operation, all employees normally working in the area shall be made acquainted with the signal by actual demonstration at their work locations.

(8) Exceptions from posting requirements. Notwithstanding the provisions of subsection (6) of this section:

(a) A room or area is not required to be posted with a caution sign because of the presence of a sealed source, provided the radiation level 12 inches from the surface of the source container or housing does not exceed 5 millirem per hour.

(b) Rooms or other areas in onsite medical facilities are not required to be posted with caution signs because of the presence of patients containing radioactive material, provided that there are personnel in attendance who shall take the precautions necessary to prevent the exposure of any individual to radiation or radioactive material in excess of the limits established in the provisions of this section.

(c) Caution signs are not required to be posted at areas or rooms containing radioactive materials for periods of less than 8 hours: PROVIDED, That

(i) The materials are constantly attended during such periods by an individual who shall take the precautions necessary to prevent the exposure of any individual to radiation or radioactive materials in excess of the limits established in the provisions of this section; and

(ii) Such area or room is subject to the employer's control.

(9) Exemptions for radioactive materials packaged for shipment. Radioactive materials packaged and labeled in accordance with regulations of the department of transportation published in 49 CFR Chapter I, are exempt from the labeling and posting requirements of this section during shipment, provided that the inside containers are labeled in accordance with the provisions of subsection (6) of this section.

(10) Instruction of personnel, posting. (a) Employers regulated by the ~~((atomic energy))~~ nuclear regulatory commission shall be governed by 10 CFR Part 20 standards. Employers conducting business in Washington state shall be governed by the requirements of the laws and regulations of the state. All other employers shall be regulated by the following:

(b) All individuals working in or frequenting any portion of a radiation area shall be informed of the occurrence of radioactive materials or of radiation in such portions of the radiation area; shall be instructed in the safety problems associated with exposure to such materials or radiation and in precautions or devices to minimize exposure; shall be instructed in the applicable provisions of this section for the protection of employees from exposure to radiation or radioactive materials; and shall be advised of reports of radiation exposure which employees may request pursuant to the regulations in this section.

(c) Each employer to whom this section applies shall post a current copy of its provisions and a copy of the operating procedures applicable to the work conspicuously in such locations as to insure that employees working in or frequenting radiation areas will observe

these documents on the way to and from their place of employment, or shall keep such documents available for examination of employees upon request.

(11) Storage of radioactive materials. Radioactive materials stored in a nonradiation area shall be secured against unauthorized removal from the place of storage.

(12) Waste disposal. No employer shall dispose of radioactive material except ~~((by transfer to an authorized recipient, or in a manner approved by the atomic energy commission or industrial health section, department of labor and industries))~~ as provided for in WAC 402-24-130.

(13) Notification of incidents. (a) Immediate notification. Each employer shall immediately notify the industrial hygiene section, division of industrial safety and health for employees not protected by the ~~((atomic energy))~~ nuclear regulatory commission by means of 10 CFR Part 20; subsection (2)(b) of this section by telephone or telegraph of any incident involving radiation which may have caused or threatens to cause:

(i) Exposure of the whole body of any individual to 25 rems or more of radiation; exposure of the skin of the whole body of any individual to 150 rems or more of radiation; or exposure of the feet, ankles, hands, or forearms of any individual to 375 rems or more of radiation; or

(ii) The release of radioactive material in concentrations which, if averaged over a period of 24 hours, would exceed 5,000 times the limit specified for such materials in ~~((part II of Table I of this standard))~~ Table II of WAC 402-24-220, Appendix A.

(iii) A loss of 1 working week or more of the operation of any facilities affected; or

(iv) Damage to property in excess of \$100,000.

(b) Twenty-four hour notification. Each employer shall within 24 hours following its occurrence notify the industrial hygiene section, division of industrial safety and health, for employees not protected by the ~~((atomic energy))~~ nuclear regulatory commission by means of 10 CFR Part 20; subsection (2)(b) of this section, by telephone or telegraph of any incident involving radiation which may have caused or threatens to cause:

(i) Exposure of the whole body of any individual to 5 rems or more of radiation; exposure of the skin of the whole body of any individual to 30 rems or more of radiation; or exposure of the feet, ankles, hands, or forearms to 75 rems or more of radiation; or

(ii) A loss of 1 day or more of the operation of any facilities; or

(iii) Damage to property in excess of \$10,000.

(14) Reports of overexposure and excessive levels and concentrations. (a) In addition to any notification required by subsection (13) of this section each employer shall make a report in writing within 30 days to the industrial hygiene section division of industrial safety and health, for employees not protected by the ~~((atomic energy))~~ nuclear regulatory commission by means of 10 CFR Part 20; or under subsection (2)(b) of this section, of each exposure of an individual to radiation or concentrations of radioactive material in excess of any applicable limit in this section. Each report required under this subdivision shall describe the extent of exposure of

persons to radiation or to radioactive material; levels of radiation and concentration of radioactive material involved, the cause of the exposure, levels of concentrations; and corrective steps taken or planned to assure against a recurrence.

(b) In any case where an employer is required pursuant to the provisions of this subsection to report to the industrial hygiene section, division of industrial safety and health, any exposure of an individual to radiation or to concentrations of radioactive material, the employer shall also notify such individual of the nature and extent of exposure. Such notice shall be in writing and shall contain the following statement: "You should preserve this report for future reference."

(15) Records. (a) Every employer shall maintain records of the radiation exposure of all employees for whom personnel monitoring is required under subsection (5) of this section and advise each of his employees of his individual exposure on at least an annual basis.

(b) Every employer shall maintain records in the same units used in tables in subsection (2) of this section and ((Table I of this standard)) WAC 402-24-220, Appendix A.

(16) Disclosure to former employee of individual employee's record. (a) At the request of a former employee an employer shall furnish to the employee a report of the employee's exposure to radiation as shown in records maintained by the employer pursuant to subdivision (15)(a) of this section. Such report shall be furnished within 30 days from the time the request is made, and shall cover each calendar quarter of the individual's employment involving exposure to radiation or such lesser period as may be requested by the employee. The report shall also include the results of any calculations and analysis of radioactive material deposited in the body of the employee. The report shall be in writing and contain the following statement: "You should preserve this report for future reference."

(b) The former employee's request should include appropriate identifying data, such as social security number and dates and locations of employment.

(17) [Reserved]

(18) Radiation standards for mining. (a) For the purpose of this subsection, a "working level" is defined as any combination of radon daughters in 1 liter of air which will result in the ultimate emission of 1.3×10^5 million electron volts of potential alpha energy. The numerical value of the "working level" is derived from the alpha energy released by the total decay of short-lived radon daughter products in equilibrium with 100 picocuries of radon 222 per liter of air. A working level month is defined as the exposure received by a worker breathing air at one working level concentration for 4-1/3 weeks of 40 hours each.

(b) Occupational exposure to radon daughters in mines shall be controlled so that no individual will receive an exposure of more than 2 working level months in any calendar quarter and no more than 4 working level months in any calendar year. Actual exposures shall be kept as far below these values as practicable.

(c)(i) For uranium mines, records of environmental concentrations in the occupied parts of the mine, and of the time spent in each area by each person involved in an underground work shall be established and maintained. These records shall be in sufficient detail to permit calculations of the exposures, in units of working level months, of the individuals and shall be available for inspection by the industrial hygiene section, division of safety and health or their authorized representatives.

(ii) For other than uranium mines and for surface workers in all mines, item (i) of this subdivision will be applicable: PROVIDED, HOWEVER, That if no environmental sample shows a concentration greater than 0.33 working level in any occupied part of the mine, the maintenance of individual occupancy records and the calculation of individual exposures will not be required.

(d)(i) At the request of an employee (or former employee) a report of the employee's exposure to radiation as shown in records maintained by the employer pursuant to subdivision (c) of this subsection shall be furnished to him. The report shall be in writing and contain the following statement:

"This report is furnished to you under the provisions of the state of Washington, Ionizing Radiation Safety and Health Standards (chapter 296-62 WAC). You should preserve this report for future reference."

(ii) The former employee's request should include appropriate identifying data, such as Social Security number and dates and locations of employment. See Tables ((following this section)) in WAC 402-24-220, Appendix A and WAC 402-24-230, Appendix B.

((TABLE I

CONCENTRATIONS IN AIR AND WATER ABOVE NATURAL BACKGROUND
[See notes at end of table]

Element (atomic number)	Isotope ¹	Part I		Part II	
		Column 1	Column 2	Column 1	Column 2
		Air ($\mu\text{Ci/ml}$)	Water ($\mu\text{Ci/ml}$)	Air ($\mu\text{Ci/ml}$)	Water ($\mu\text{Ci/ml}$)
Actinium (89)	Ac-227 S	2×10^{-12}	6×10^{-5}	8×10^{-14}	2×10^{-6}
		3×10^{-11}	9×10^{-3}	9×10^{-13}	3×10^{-4}
	Ac-228 S	8×10^{-8}	3×10^{-3}	3×10^{-9}	9×10^{-5}
		2×10^{-8}	3×10^{-3}	6×10^{-10}	9×10^{-5}
Americium (95)	Am-241 S	6×10^{-12}	1×10^{-4}	2×10^{-13}	4×10^{-6}
		1×10^{-10}	8×10^{-4}	4×10^{-12}	3×10^{-5}
	Am-242m S	6×10^{-12}	1×10^{-4}	2×10^{-13}	4×10^{-6}
		3×10^{-10}	3×10^{-3}	9×10^{-12}	9×10^{-5}
	Am-242 S	4×10^{-8}	4×10^{-3}	1×10^{-9}	1×10^{-4}
		5×10^{-8}	4×10^{-3}	2×10^{-9}	1×10^{-4}
	Am-243 S	6×10^{-12}	1×10^{-4}	2×10^{-13}	4×10^{-6}
		1×10^{-10}	8×10^{-4}	4×10^{-12}	3×10^{-5}
Am-244 S	4×10^{-6}	1×10^{-1}	1×10^{-7}	5×10^{-3}	
	2×10^{-5}	1×10^{-1}	8×10^{-7}	5×10^{-3}	
Antimony (51)	Sb-122 S	2×10^{-7}	8×10^{-4}	6×10^{-9}	3×10^{-5}
		1×10^{-7}	8×10^{-4}	5×10^{-9}	3×10^{-5}
	Sb-124 S	2×10^{-7}	7×10^{-4}	5×10^{-9}	2×10^{-5}
		2×10^{-8}	7×10^{-4}	7×10^{-10}	2×10^{-5}
Sb-125 S	5×10^{-7}	3×10^{-3}	2×10^{-8}	1×10^{-4}	
	3×10^{-8}	3×10^{-3}	9×10^{-10}	1×10^{-4}	
Argon (18)	Ar-37 Sub ²	6×10^{-3}		1×10^{-4}	
	Ar-41 Sub	2×10^{-6}		4×10^{-8}	

((TABLE I

CONCENTRATIONS IN AIR AND WATER ABOVE NATURAL BACKGROUND
[See notes at end of table]

Element (atomic number)	Isotope ¹	Part I		Part II			
		Column 1 Air ($\mu\text{Ci/ml}$)	Column 2 Water ($\mu\text{Ci/ml}$)	Column 1 Air ($\mu\text{Ci/ml}$)	Column 2 Water ($\mu\text{Ci/ml}$)		
Arsenic (33)	As-73	S	2×10^{-6}	1×10^{-2}	7×10^{-8}	5×10^{-4}	
		I	4×10^{-7}	1×10^{-2}	1×10^{-8}	5×10^{-4}	
	As-74	S	3×10^{-7}	2×10^{-3}	1×10^{-8}	5×10^{-5}	
		I	1×10^{-7}	2×10^{-3}	4×10^{-9}	5×10^{-5}	
	As-76	S	1×10^{-7}	6×10^{-4}	4×10^{-9}	2×10^{-5}	
		I	1×10^{-7}	6×10^{-4}	3×10^{-9}	2×10^{-5}	
As-77	S	5×10^{-7}	2×10^{-3}	2×10^{-8}	8×10^{-5}		
	I	4×10^{-7}	2×10^{-3}	1×10^{-8}	8×10^{-5}		
Astatine (85)	At-211	S	7×10^{-9}	5×10^{-5}	2×10^{-10}	2×10^{-6}	
		I	3×10^{-8}	2×10^{-3}	1×10^{-9}	7×10^{-5}	
Barium (56)	Ba-131	S	1×10^{-6}	5×10^{-3}	4×10^{-8}	2×10^{-4}	
		I	4×10^{-7}	5×10^{-3}	1×10^{-8}	2×10^{-4}	
	Ba-140	S	1×10^{-7}	8×10^{-4}	4×10^{-9}	3×10^{-5}	
		I	4×10^{-8}	7×10^{-4}	1×10^{-9}	2×10^{-5}	
Berkelium (97)	Bk-249	S	9×10^{-10}	2×10^{-2}	3×10^{-11}	6×10^{-4}	
		I	1×10^{-7}	2×10^{-2}	4×10^{-9}	6×10^{-4}	
	Bk-250	S	1×10^{-7}	6×10^{-3}	5×10^{-9}	2×10^{-4}	
		I	1×10^{-6}	6×10^{-3}	4×10^{-8}	2×10^{-4}	
Beryllium (4)	Be-7	S	6×10^{-6}	5×10^{-2}	2×10^{-7}	2×10^{-3}	
		I	1×10^{-6}	5×10^{-2}	4×10^{-8}	2×10^{-3}	
Bismuth (83)	Bi-206	S	2×10^{-7}	1×10^{-3}	6×10^{-9}	4×10^{-5}	
		I	1×10^{-7}	1×10^{-3}	5×10^{-9}	4×10^{-5}	
	Bi-207	S	2×10^{-7}	2×10^{-3}	6×10^{-9}	6×10^{-5}	
		I	1×10^{-8}	2×10^{-3}	5×10^{-10}	6×10^{-5}	
	Bi-210	S	6×10^{-9}	1×10^{-3}	2×10^{-10}	4×10^{-5}	
		I	6×10^{-9}	1×10^{-3}	2×10^{-10}	4×10^{-5}	
	Bi-212	S	1×10^{-7}	1×10^{-2}	3×10^{-9}	4×10^{-4}	
		I	2×10^{-7}	1×10^{-2}	7×10^{-9}	4×10^{-4}	
Bromine (35)	Br-82	S	1×10^{-6}	8×10^{-3}	4×10^{-8}	3×10^{-4}	
		I	2×10^{-7}	1×10^{-3}	6×10^{-9}	4×10^{-5}	
Cadmium (48)	Cd-109	S	5×10^{-8}	5×10^{-3}	2×10^{-9}	2×10^{-4}	
		I	7×10^{-8}	5×10^{-3}	3×10^{-9}	2×10^{-4}	
	Cd-115m	S	4×10^{-8}	7×10^{-4}	1×10^{-9}	3×10^{-5}	
		I	4×10^{-8}	7×10^{-4}	1×10^{-9}	3×10^{-5}	
	Cd-115	S	2×10^{-7}	1×10^{-3}	8×10^{-9}	3×10^{-5}	
		I	2×10^{-7}	1×10^{-3}	6×10^{-9}	4×10^{-5}	
Calcium (20)	Ca-45	S	3×10^{-8}	3×10^{-4}	1×10^{-9}	9×10^{-6}	
		I	1×10^{-7}	5×10^{-3}	4×10^{-9}	2×10^{-4}	
	Ca-47	S	2×10^{-7}	1×10^{-3}	6×10^{-9}	5×10^{-5}	
		I	2×10^{-7}	1×10^{-3}	6×10^{-9}	3×10^{-5}	
	Californium (98)	Cf-249	S	2×10^{-12}	1×10^{-4}	5×10^{-14}	4×10^{-6}
			I	1×10^{-10}	7×10^{-4}	3×10^{-12}	2×10^{-5}
Cf-250		S	5×10^{-12}	4×10^{-4}	2×10^{-13}	1×10^{-5}	
		I	1×10^{-10}	7×10^{-4}	3×10^{-12}	3×10^{-5}	
Cf-251		S	2×10^{-12}	1×10^{-4}	6×10^{-14}	4×10^{-6}	
		I	1×10^{-10}	8×10^{-4}	3×10^{-12}	3×10^{-5}	
Cf-252		S	6×10^{-12}	2×10^{-4}	2×10^{-13}	7×10^{-6}	
		I	3×10^{-11}	2×10^{-4}	1×10^{-12}	7×10^{-6}	
Cf-253		S	8×10^{-10}	4×10^{-3}	3×10^{-11}	1×10^{-4}	
		I	8×10^{-10}	4×10^{-3}	3×10^{-11}	1×10^{-4}	
Cf-254		S	5×10^{-12}	4×10^{-6}	2×10^{-13}	1×10^{-7}	
		I	5×10^{-12}	4×10^{-6}	2×10^{-13}	1×10^{-7}	
Carbon (6)	C-14 (CO ₂)	S	4×10^{-6}	2×10^{-2}	1×10^{-7}	8×10^{-4}	
		Sub ²	5×10^{-5}		1×10^{-6}		
Cerium (58)	Ce-141	S	4×10^{-7}	3×10^{-3}	2×10^{-8}	9×10^{-5}	
		I	2×10^{-7}	3×10^{-3}	5×10^{-9}	9×10^{-5}	
	Ce-143	S	3×10^{-7}	1×10^{-3}	9×10^{-9}	4×10^{-5}	
		I	2×10^{-7}	1×10^{-3}	7×10^{-9}	4×10^{-5}	
	Ce-144	S	1×10^{-8}	3×10^{-4}	3×10^{-10}	1×10^{-5}	
		I	6×10^{-9}	3×10^{-4}	2×10^{-10}	1×10^{-5}	
Cesium (55)	Cs-131	S	1×10^{-5}	7×10^{-2}	4×10^{-7}	2×10^{-3}	
		I	3×10^{-6}	3×10^{-2}	1×10^{-7}	9×10^{-4}	
	Cs-134m	S	4×10^{-5}	2×10^{-1}	1×10^{-6}	6×10^{-3}	
		I	6×10^{-6}	3×10^{-2}	2×10^{-7}	1×10^{-3}	
	Cs-134	S	4×10^{-8}	3×10^{-4}	1×10^{-9}	9×10^{-6}	
		I					

((TABLE I

CONCENTRATIONS IN AIR AND WATER ABOVE NATURAL BACKGROUND
[See notes at end of table]

Element (atomic number)	Isotope ¹	Part I		Part II			
		Column 1 Air ($\mu\text{Ci/ml}$)	Column 2 Water ($\mu\text{Ci/ml}$)	Column 1 Air ($\mu\text{Ci/ml}$)	Column 2 Water ($\mu\text{Ci/ml}$)		
Cesium (55)	Cs-135	S	1×10^{-8}	1×10^{-3}	4×10^{-10}	4×10^{-5}	
		I	5×10^{-7}	3×10^{-3}	2×10^{-8}	1×10^{-4}	
	Cs-136	S	9×10^{-8}	7×10^{-3}	3×10^{-9}	2×10^{-4}	
		I	4×10^{-7}	2×10^{-3}	1×10^{-8}	9×10^{-5}	
	Cs-137	S	2×10^{-7}	2×10^{-3}	6×10^{-9}	6×10^{-5}	
		I	6×10^{-8}	4×10^{-4}	2×10^{-9}	2×10^{-5}	
	I		1×10^{-8}	1×10^{-3}	5×10^{-10}	4×10^{-5}	
Chlorine (17)	Cl-36	S	4×10^{-7}	2×10^{-3}	1×10^{-8}	8×10^{-5}	
		I	2×10^{-8}	2×10^{-3}	8×10^{-10}	6×10^{-5}	
	Cl-38	S	3×10^{-6}	1×10^{-2}	9×10^{-8}	4×10^{-4}	
	I		2×10^{-6}	1×10^{-2}	7×10^{-8}	4×10^{-4}	
Chromium (24)	Cr-51	S	1×10^{-5}	5×10^{-2}	4×10^{-7}	2×10^{-3}	
		I	2×10^{-6}	5×10^{-2}	8×10^{-8}	2×10^{-3}	
Cobalt (27)	Co-57	S	3×10^{-5}	2×10^{-2}	1×10^{-7}	5×10^{-4}	
		I	2×10^{-7}	1×10^{-2}	6×10^{-9}	4×10^{-4}	
Copper (29)	Cu-64	S	2×10^{-6}	1×10^{-2}	7×10^{-8}	3×10^{-4}	
		I	1×10^{-6}	6×10^{-3}	4×10^{-8}	2×10^{-4}	
	Curium (96)	Cm-242	S	1×10^{-10}	7×10^{-4}	4×10^{-12}	2×10^{-5}
			I	2×10^{-10}	7×10^{-4}	6×10^{-12}	2×10^{-5}
		Cm-243	S	6×10^{-12}	1×10^{-4}	2×10^{-13}	5×10^{-6}
			I	1×10^{-10}	7×10^{-4}	3×10^{-12}	2×10^{-5}
Cm-244	S	9×10^{-12}	2×10^{-4}	3×10^{-13}	7×10^{-6}		
	I	1×10^{-10}	8×10^{-4}	3×10^{-12}	3×10^{-5}		
Cm-245	S	5×10^{-12}	1×10^{-4}	2×10^{-13}	4×10^{-6}		
	I	1×10^{-10}	8×10^{-4}	4×10^{-12}	3×10^{-5}		
Cm-246	S	5×10^{-12}	1×10^{-4}	2×10^{-13}	4×10^{-6}		
	I	1×10^{-10}	8×10^{-4}	4×10^{-12}	3×10^{-5}		
Cm-247	S	5×10^{-12}	1×10^{-4}	2×10^{-13}	4×10^{-6}		
	I	1×10^{-10}	6×10^{-4}	4×10^{-12}	2×10^{-5}		
Cm-248	S	6×10^{-13}	1×10^{-5}	2×10^{-14}	4×10^{-7}		
	I	1×10^{-11}	4×10^{-5}	4×10^{-13}	1×10^{-6}		
Cm-249	S	1×10^{-5}	6×10^{-2}	4×10^{-7}	2×10^{-3}		
	I	1×10^{-5}	6×10^{-2}	4×10^{-7}	2×10^{-3}		
Dysprosium (66)	Dy-165	S	3×10^{-6}	1×10^{-2}	9×10^{-8}	4×10^{-4}	
		I	2×10^{-6}	1×10^{-2}	7×10^{-8}	4×10^{-4}	
	Dy-166	S	2×10^{-7}	1×10^{-3}	8×10^{-9}	4×10^{-5}	
	I		2×10^{-7}	1×10^{-3}	7×10^{-9}	4×10^{-5}	
Einsteinium (99)	Es-253	S	8×10^{-10}	7×10^{-4}	3×10^{-11}	2×10^{-5}	
		I	6×10^{-10}	7×10^{-4}	2×10^{-11}	2×10^{-5}	
	Es-254m	S	5×10^{-9}	5×10^{-4}	2×10^{-10}	2×10^{-5}	
		I	6×10^{-9}	5×10^{-4}	2×10^{-10}	2×10^{-5}	
	Es-254	S	2×10^{-11}	4×10^{-4}	6×10^{-13}	1×10^{-5}	
		I	1×10^{-10}	4×10^{-4}	4×10^{-12}	1×10^{-5}	
Es-255	S	5×10^{-10}	8×10^{-4}	2×10^{-11}	3×10^{-5}		
	I	4×10^{-10}	8×10^{-4}	1×10^{-11}	3×10^{-5}		
Erbium (68)	Er-169	S	6×10^{-7}	3×10^{-3}	2×10^{-8}	9×10^{-5}	
		I	4×10^{-7}	3×10^{-3}	1×10^{-8}	9×10^{-5}	
	Er-171	S	7×10^{-7}	3×10^{-3}	2×10^{-8}	1×10^{-4}	
	I		6×10^{-7}	3×10^{-3}	2×10^{-8}	1×10^{-4}	
Europium (63)	Eu-152 (T _{1/2} =9.2 hrs)	S	4×10^{-7}	2×10^{-3}	1×10^{-8}	6×10^{-5}	
		I	3×10^{-7}	2×10^{-3}	1×10^{-8}	6×10^{-5}	
	Eu-152 (T _{1/2} =13 yrs)	S	1×10^{-8}	2×10^{-3}	4×10^{-10}	8×10^{-5}	
		I	2×10^{-8}	2×10^{-3}	6×10^{-10}	8×10^{-5}	
	Eu-154	S	4×10^{-9}	6×10^{-4}	1×10^{-10}	2×10^{-5}	
		I	$7 \times 10^{-$				

((TABLE 1

CONCENTRATIONS IN AIR AND WATER ABOVE NATURAL BACKGROUND
[See notes at end of table]

Element (atomic number)	Isotope ¹	Part I		Part II		
		Column 1 Air (µCi/ml)	Column 2 Water (µCi/ml)	Column 1 Air (µCi/ml)	Column 2 Water (µCi/ml)	
Fermium (100)	Fm-254 S	6X10 ⁻⁸	4X10 ⁻³	2X10 ⁻⁹	1X10 ⁻⁴	
		7X10 ⁻⁸	4X10 ⁻³	2X10 ⁻⁹	1X10 ⁻⁴	
	Fm-255 S	2X10 ⁻⁸	1X10 ⁻³	6X10 ⁻¹⁰	3X10 ⁻⁵	
		1X10 ⁻⁸	1X10 ⁻³	4X10 ⁻¹⁰	3X10 ⁻⁵	
	Fm-256 S	3X10 ⁻⁹	3X10 ⁻⁵	1X10 ⁻¹⁰	9X10 ⁻⁷	
		2X10 ⁻⁹	3X10 ⁻⁵	6X10 ⁻¹¹	9X10 ⁻⁷	
Fluorine (9)	F-18 S	5X10 ⁻⁶	2X10 ⁻²	2X10 ⁻⁷	8X10 ⁻⁴	
		3X10 ⁻⁶	1X10 ⁻²	9X10 ⁻⁸	5X10 ⁻⁴	
Gadolinium (64)	Gd-153 S	2X10 ⁻⁷	6X10 ⁻³	8X10 ⁻⁹	2X10 ⁻⁴	
		9X10 ⁻⁸	6X10 ⁻³	2X10 ⁻⁹	2X10 ⁻⁴	
	Gd-159 S	5X10 ⁻⁷	2X10 ⁻³	2X10 ⁻⁸	8X10 ⁻⁵	
		4X10 ⁻⁷	2X10 ⁻³	1X10 ⁻⁸	8X10 ⁻⁵	
Gallium (31)	Ga-72 S	2X10 ⁻⁷	1X10 ⁻³	8X10 ⁻⁹	4X10 ⁻⁵	
		2X10 ⁻⁷	1X10 ⁻³	6X10 ⁻⁹	4X10 ⁻⁵	
Germanium (32)	Ge-71 S	1X10 ⁻⁵	5X10 ⁻²	4X10 ⁻⁷	2X10 ⁻³	
		6X10 ⁻⁶	5X10 ⁻²	2X10 ⁻⁷	2X10 ⁻³	
Gold (79)	Au-196 S	1X10 ⁻⁶	5X10 ⁻³	4X10 ⁻⁸	2X10 ⁻⁴	
		6X10 ⁻⁷	4X10 ⁻³	2X10 ⁻⁸	1X10 ⁻⁴	
	Au-198 S	3X10 ⁻⁷	2X10 ⁻³	1X10 ⁻⁸	5X10 ⁻⁵	
		2X10 ⁻⁷	1X10 ⁻³	8X10 ⁻⁹	5X10 ⁻⁵	
	Au-199 S	1X10 ⁻⁶	5X10 ⁻³	4X10 ⁻⁸	2X10 ⁻⁴	
		8X10 ⁻⁷	4X10 ⁻³	3X10 ⁻⁸	2X10 ⁻⁴	
Hafnium (72)	Hf-181 S	4X10 ⁻⁸	2X10 ⁻³	1X10 ⁻⁹	7X10 ⁻⁵	
		7X10 ⁻⁸	2X10 ⁻³	3X10 ⁻⁹	7X10 ⁻⁵	
Holmium (67)	Ho-166 S	2X10 ⁻⁷	9X10 ⁻⁴	7X10 ⁻⁹	3X10 ⁻⁵	
		2X10 ⁻⁷	9X10 ⁻⁴	6X10 ⁻⁹	3X10 ⁻⁵	
Hydrogen (1)	H-3 S	5X10 ⁻⁶	1X10 ⁻¹	2X10 ⁻⁷	3X10 ⁻³	
		5X10 ⁻⁶	1X10 ⁻¹	2X10 ⁻⁷	3X10 ⁻³	
	Sub ²	2X10 ⁻³		4X10 ⁻⁵		
Indium (49)	In-113m S	8X10 ⁻⁶	4X10 ⁻²	3X10 ⁻⁷	1X10 ⁻³	
		7X10 ⁻⁶	4X10 ⁻²	2X10 ⁻⁷	1X10 ⁻³	
	In-114m S	1X10 ⁻⁷	5X10 ⁻⁴	4X10 ⁻⁹	2X10 ⁻⁵	
		2X10 ⁻⁸	5X10 ⁻⁴	7X10 ⁻¹⁰	2X10 ⁻⁵	
	In-115m S	2X10 ⁻⁶	1X10 ⁻²	8X10 ⁻⁸	4X10 ⁻⁴	
		2X10 ⁻⁶	1X10 ⁻²	6X10 ⁻⁸	4X10 ⁻⁴	
	In-115 S	2X10 ⁻⁷	3X10 ⁻³	9X10 ⁻⁹	9X10 ⁻⁵	
		3X10 ⁻⁸	3X10 ⁻³	1X10 ⁻⁹	9X10 ⁻⁵	
	Iodine (53)	I-125 S	5X10 ⁻⁹	4X10 ⁻⁵	8X10 ⁻¹¹	2X10 ⁻⁷
			2X10 ⁻⁷	6X10 ⁻³	6X10 ⁻⁹	2X10 ⁻⁴
		I-126 S	8X10 ⁻⁹	5X10 ⁻⁵	9X10 ⁻¹¹	3X10 ⁻⁷
			3X10 ⁻⁷	3X10 ⁻³	1X10 ⁻⁸	9X10 ⁻⁵
I-129 S		2X10 ⁻⁹	1X10 ⁻⁵	2X10 ⁻¹¹	6X10 ⁻⁸	
		7X10 ⁻⁸	6X10 ⁻³	2X10 ⁻⁹	2X10 ⁻⁴	
I-131 S		9X10 ⁻⁹	6X10 ⁻⁵	1X10 ⁻¹⁰	3X10 ⁻⁷	
		3X10 ⁻⁷	2X10 ⁻³	1X10 ⁻⁸	6X10 ⁻⁵	
I-132 S		2X10 ⁻⁷	2X10 ⁻³	3X10 ⁻⁹	8X10 ⁻⁶	
		9X10 ⁻⁷	5X10 ⁻³	3X10 ⁻⁸	2X10 ⁻⁴	
I-133 S		3X10 ⁻⁸	2X10 ⁻⁴	4X10 ⁻¹⁰	1X10 ⁻⁶	
		2X10 ⁻⁷	1X10 ⁻³	7X10 ⁻⁹	4X10 ⁻⁵	
I-134 S		5X10 ⁻⁷	4X10 ⁻³	6X10 ⁻⁹	2X10 ⁻⁵	
		3X10 ⁻⁶	2X10 ⁻²	1X10 ⁻⁷	6X10 ⁻⁴	
I-135 S		1X10 ⁻⁷	7X10 ⁻⁴	1X10 ⁻⁹	4X10 ⁻⁶	
	4X10 ⁻⁷	2X10 ⁻³	1X10 ⁻⁸	7X10 ⁻⁵		
Iridium (77)	Ir-190 S	1X10 ⁻⁶	6X10 ⁻³	4X10 ⁻⁸	2X10 ⁻⁴	
		4X10 ⁻⁷	5X10 ⁻³	1X10 ⁻⁸	2X10 ⁻⁴	
	Ir-192 S	1X10 ⁻⁷	1X10 ⁻³	4X10 ⁻¹⁰	4X10 ⁻⁵	
		3X10 ⁻⁸	1X10 ⁻³	9X10 ⁻¹⁰	4X10 ⁻⁵	
	Ir-194 S	2X10 ⁻⁷	1X10 ⁻³	8X10 ⁻⁹	3X10 ⁻⁵	
		2X10 ⁻⁷	9X10 ⁻⁴	5X10 ⁻⁹	3X10 ⁻⁵	
Iron (26)	Fe-55 S	9X10 ⁻⁷	2X10 ⁻²	3X10 ⁻⁸	8X10 ⁻⁴	
		1X10 ⁻⁶	7X10 ⁻²	3X10 ⁻⁸	8X10 ⁻⁴	
	Fe-59 S	1X10 ⁻⁷	2X10 ⁻³	5X10 ⁻⁹	6X10 ⁻⁵	
		5X10 ⁻⁸	2X10 ⁻³	2X10 ⁻⁹	5X10 ⁻⁵	

((TABLE 1

CONCENTRATIONS IN AIR AND WATER ABOVE NATURAL BACKGROUND
[See notes at end of table]

Element (atomic number)	Isotope ¹	Part I		Part II	
		Column 1 Air (µCi/ml)	Column 2 Water (µCi/ml)	Column 1 Air (µCi/ml)	Column 2 Water (µCi/ml)
Krypton (36)	Kr-85m Sub ²	6X10 ⁻⁶		1X10 ⁻⁷	
		1X10 ⁻⁵		3X10 ⁻⁷	
	Kr-87 Sub	1X10 ⁻⁶		2X10 ⁻⁸	
		1X10 ⁻⁶		2X10 ⁻⁸	
Lanthanum (57)	La-140 S	2X10 ⁻⁷	7X10 ⁻⁴	5X10 ⁻⁹	2X10 ⁻⁵
		1X10 ⁻⁷	7X10 ⁻⁴	4X10 ⁻⁹	2X10 ⁻⁵
Lead (82)	Pb-203 S	3X10 ⁻⁶	1X10 ⁻²	9X10 ⁻⁸	4X10 ⁻⁴
		2X10 ⁻⁶	1X10 ⁻²	6X10 ⁻⁸	4X10 ⁻⁴
	Pb-210 S	1X10 ⁻¹⁰	4X10 ⁻⁶	4X10 ⁻¹²	1X10 ⁻⁷
		2X10 ⁻¹⁰	5X10 ⁻³	8X10 ⁻¹²	2X10 ⁻⁴
Pb-212 S	2X10 ⁻⁸	6X10 ⁻⁴	6X10 ⁻¹⁰	2X10 ⁻⁵	
	2X10 ⁻⁸	5X10 ⁻⁴	7X10 ⁻¹⁰	2X10 ⁻⁵	
Lutetium (71)	Lu-177 S	6X10 ⁻⁷	3X10 ⁻³	2X10 ⁻⁸	1X10 ⁻⁴
		5X10 ⁻⁷	3X10 ⁻³	2X10 ⁻⁸	1X10 ⁻⁴
Manganese (25)	Mn-52 S	2X10 ⁻⁷	1X10 ⁻³	7X10 ⁻⁹	3X10 ⁻⁵
		1X10 ⁻⁷	9X10 ⁻⁴	5X10 ⁻⁹	3X10 ⁻⁵
	Mn-54 S	4X10 ⁻⁷	4X10 ⁻³	1X10 ⁻⁸	1X10 ⁻⁴
		4X10 ⁻⁸	3X10 ⁻³	1X10 ⁻⁹	1X10 ⁻⁴
Mn-56 S	8X10 ⁻⁷	4X10 ⁻³	3X10 ⁻⁸	1X10 ⁻⁴	
	5X10 ⁻⁷	3X10 ⁻³	2X10 ⁻⁸	1X10 ⁻⁴	
Mercury (80)	Hg-197m S	7X10 ⁻⁷	6X10 ⁻³	3X10 ⁻⁸	2X10 ⁻⁴
		8X10 ⁻⁷	5X10 ⁻³	3X10 ⁻⁸	2X10 ⁻⁴
	Hg-197 S	1X10 ⁻⁶	9X10 ⁻³	4X10 ⁻⁸	3X10 ⁻⁴
		3X10 ⁻⁶	1X10 ⁻²	9X10 ⁻⁸	5X10 ⁻⁴
Hg-203 S	7X10 ⁻⁸	5X10 ⁻⁴	2X10 ⁻⁹	2X10 ⁻⁵	
	1X10 ⁻⁷	3X10 ⁻³	4X10 ⁻⁹	1X10 ⁻⁴	
Molybdenum (42)	Mo-99 S	7X10 ⁻⁷	5X10 ⁻³	3X10 ⁻⁸	2X10 ⁻⁴
		2X10 ⁻⁷	1X10 ⁻³	7X10 ⁻⁹	4X10 ⁻⁵
Neodymium (60)	Nd-144 S	8X10 ⁻¹¹	2X10 ⁻³	3X10 ⁻¹²	7X10 ⁻⁵
		3X10 ⁻¹⁰	2X10 ⁻³	1X10 ⁻¹¹	8X10 ⁻⁵
	Nd-147 S	4X10 ⁻⁷	2X10 ⁻³	1X10 ⁻⁸	6X10 ⁻⁵
		2X10 ⁻⁷	2X10 ⁻³	8X10 ⁻⁹	6X10 ⁻⁵
Nd-149 S	2X10 ⁻⁶	8X10 ⁻³	6X10 ⁻⁸	3X10 ⁻⁴	
	1X10 ⁻⁶	8X10 ⁻³	5X10 ⁻⁸	3X10 ⁻⁴	
Neptunium (93)	Np-237 S	4X10 ⁻¹²	9X10 ⁻⁵	1X10 ⁻¹³	3X10 ⁻⁵
		1X10 ⁻¹⁰	9X10 ⁻⁴	4X10 ⁻¹²	3X10 ⁻⁵
	Np-239 S	8X10 ⁻⁷	4X10 ⁻³	3X10 ⁻⁸	1X10 ⁻⁴
		7X10 ⁻⁷	4X10 ⁻³	2X10 ⁻⁸	1X10 ⁻⁴
Nickel (28)	Ni-59 S	5X10 ⁻⁷	6X10 ⁻³	2X10 ⁻⁸	2X10 ⁻⁴
		8X10 ⁻⁷	6X10 ⁻²	3X10 ⁻⁸	2X10 ⁻⁴
	Ni-63 S	6X10 ⁻⁸	8X10 ⁻⁴	2X10 ⁻⁹	3X10 ⁻⁵
		3X10 ⁻⁷	2X10 ⁻²	1X10 ⁻⁸	7X10 ⁻⁴
Ni-65 S	9X10 ⁻⁷	4X10 ⁻³	3X10 ⁻⁸	1X10 ⁻⁴	
	5X10 ⁻⁷	3X10 ⁻³	2X10 ⁻⁸	1X10 ⁻⁴	
Niobium (41)	Nb-93m S	1X10 ⁻⁷	1X10 ⁻²	4X10 ⁻⁹	4X10 ⁻⁴
		2X10 ⁻⁷	1X10 ⁻²	5X10 ⁻⁹	4X10 ⁻⁴
	Nb-95 S	5X10 ⁻⁷	3X10 ⁻³	2X10 ⁻⁸	1X10 ⁻⁴
		1X10 ⁻⁷	3X10 ⁻³	3X10 ⁻⁹	1X10 ⁻⁴
Nb-97 S	6X10 ⁻⁶	3X10 ⁻²	2X10 ⁻⁷	9X10 ⁻⁴	
	5X10 ⁻⁶	3X10 ⁻²	2X10 ⁻⁷	9X10 ⁻⁴	
Osmium (76)	Os-185 S	5X10 ⁻⁷	2X10 ⁻³	2X10 ⁻⁸	7X10 ⁻⁵
		5X10 ⁻⁸	2X10 ⁻³	2X10 ⁻⁹	7X10 ⁻⁵
	Os-191m S	2X10 ⁻⁵	7X10 ⁻²	6X10 ⁻⁷	3X10 ⁻³
		9X10 ⁻⁶	7X10 ⁻²	3X10 ⁻⁷	2X10 ⁻³
	Os-191 S	1X10 ⁻⁶	5X10 ⁻³	4X10 ⁻⁸	2X10 ⁻⁴
		4X10 ⁻⁷	5X10 ⁻³	1X10 ⁻⁸	2X10 ⁻⁴
Os-193 S	4X10 ⁻⁷	2X10 ⁻³	1X10 ⁻⁸	6X10 ⁻⁵	
	3X10 ⁻⁷	2X10 ⁻³	9X10 ⁻⁹	5X10 ⁻⁵	
Palladium (46)	Pd-103 S	1X10 ⁻⁶	1X10 ⁻²	5X10 ⁻⁸	3X10 ⁻⁴
		7X10 ⁻⁷	8X10 ⁻²	3X10 ⁻⁸	3X10 ⁻⁴
	Pd-109 S	6X10 ⁻⁷	3X10 ⁻³	2X10 ⁻⁸	9X10 ⁻⁵
		4X10 ⁻⁷	2X10 ⁻³	1X10 ⁻⁸	7X10 ⁻⁵
Phosphorus (15)	P-32 S	7X10 ⁻⁸	5X10 ⁻⁴	2X10 ⁻⁹	2X10 ⁻⁵
		8X10 ⁻⁸	7X10 ⁻⁴	3X10 ⁻⁹	2X10 ⁻⁵

((TABLE 1

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CONCENTRATIONS IN AIR AND WATER ABOVE NATURAL
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[See notes at end of table]

CONCENTRATIONS IN AIR AND WATER ABOVE NATURAL
BACKGROUND
[See notes at end of table]

Element (atomic number)	Isotope ¹	Part I		Part II	
		Column 1 Air ($\mu\text{Ci/ml}$)	Column 2 Water ($\mu\text{Ci/ml}$)	Column 1 Air ($\mu\text{Ci/ml}$)	Column 2 Water ($\mu\text{Ci/ml}$)
Platinum (78)	Pt-191 S	8×10^{-7}	4×10^{-3}	3×10^{-8}	1×10^{-4}
		6×10^{-7}	3×10^{-3}	2×10^{-8}	1×10^{-4}
	Pt-193m S	7×10^{-6}	3×10^{-2}	2×10^{-7}	1×10^{-3}
		5×10^{-6}	3×10^{-2}	2×10^{-7}	1×10^{-3}
	Pt-197m S	3×10^{-7}	5×10^{-2}	1×10^{-8}	2×10^{-3}
		6×10^{-6}	3×10^{-2}	2×10^{-7}	1×10^{-3}
	Pt-197 S	5×10^{-6}	3×10^{-2}	2×10^{-7}	9×10^{-4}
8×10^{-7}		4×10^{-3}	3×10^{-8}	1×10^{-4}	
Pt-197 S	6×10^{-7}	3×10^{-3}	2×10^{-8}	1×10^{-4}	
Plutonium (94)	Pu-238 S	2×10^{-12}	1×10^{-4}	7×10^{-14}	5×10^{-6}
		3×10^{-11}	8×10^{-4}	1×10^{-12}	3×10^{-5}
	Pu-239 S	2×10^{-12}	1×10^{-4}	6×10^{-14}	5×10^{-6}
		4×10^{-11}	8×10^{-4}	1×10^{-12}	3×10^{-5}
	Pu-240 S	2×10^{-12}	1×10^{-4}	6×10^{-14}	5×10^{-6}
		4×10^{-11}	8×10^{-4}	1×10^{-12}	3×10^{-5}
	Pu-241 S	9×10^{-11}	7×10^{-3}	3×10^{-12}	2×10^{-4}
		4×10^{-8}	4×10^{-2}	1×10^{-9}	1×10^{-3}
	Pu-242 S	2×10^{-12}	1×10^{-4}	6×10^{-14}	5×10^{-6}
		4×10^{-11}	9×10^{-4}	1×10^{-12}	3×10^{-5}
	Pu-243 S	2×10^{-6}	1×10^{-2}	6×10^{-8}	3×10^{-4}
		2×10^{-6}	1×10^{-2}	8×10^{-8}	3×10^{-4}
	Pu-244 S	2×10^{-12}	1×10^{-4}	6×10^{-14}	4×10^{-6}
		3×10^{-11}	3×10^{-4}	1×10^{-12}	1×10^{-5}
Polonium (84)	Po-210 S	5×10^{-10}	2×10^{-5}	2×10^{-11}	7×10^{-7}
		2×10^{-10}	8×10^{-4}	7×10^{-12}	3×10^{-5}
Potassium (19)	K-42 S	2×10^{-6}	9×10^{-3}	7×10^{-8}	3×10^{-4}
		1×10^{-7}	6×10^{-4}	4×10^{-9}	2×10^{-5}
Praseodymium (59)	Pr-142 S	2×10^{-7}	9×10^{-4}	7×10^{-9}	3×10^{-5}
		2×10^{-7}	9×10^{-4}	5×10^{-9}	3×10^{-5}
	Pr-143 S	3×10^{-7}	1×10^{-3}	1×10^{-8}	5×10^{-5}
		2×10^{-7}	1×10^{-3}	6×10^{-9}	5×10^{-5}
Promethium (61)	Pm-147 S	6×10^{-8}	6×10^{-3}	2×10^{-9}	2×10^{-4}
		1×10^{-7}	6×10^{-3}	3×10^{-9}	2×10^{-4}
	Pm-149 S	3×10^{-7}	1×10^{-3}	1×10^{-8}	4×10^{-5}
		2×10^{-7}	1×10^{-3}	8×10^{-9}	4×10^{-5}
Protactinium (91)	Pa-230 S	2×10^{-9}	7×10^{-3}	6×10^{-11}	2×10^{-4}
		8×10^{-10}	7×10^{-3}	3×10^{-11}	2×10^{-4}
	Pa-231 S	1×10^{-12}	3×10^{-5}	4×10^{-14}	9×10^{-7}
		1×10^{-10}	8×10^{-4}	4×10^{-12}	2×10^{-5}
	Pa-233 S	6×10^{-7}	4×10^{-3}	2×10^{-8}	1×10^{-4}
		2×10^{-7}	3×10^{-3}	6×10^{-9}	1×10^{-4}
Radium (88)	Ra-223 S	2×10^{-9}	2×10^{-5}	6×10^{-11}	7×10^{-7}
		2×10^{-9}	1×10^{-4}	8×10^{-12}	4×10^{-6}
	Ra-224 S	5×10^{-9}	7×10^{-5}	2×10^{-10}	2×10^{-6}
		7×10^{-10}	2×10^{-4}	2×10^{-11}	5×10^{-6}
	Ra-226 S	3×10^{-11}	4×10^{-7}	3×10^{-12}	3×10^{-8}
		5×10^{-11}	9×10^{-4}	2×10^{-12}	3×10^{-5}
	Ra-228 S	7×10^{-11}	8×10^{-7}	2×10^{-12}	3×10^{-8}
		4×10^{-11}	7×10^{-4}	1×10^{-12}	3×10^{-5}
Radon (86)	Rn-220 S	3×10^{-7}		1×10^{-8}	
Rn-222 S	1×10^{-7}		3×10^{-9}		
Rhenium (75)	Re-183 S	3×10^{-6}	2×10^{-2}	9×10^{-8}	6×10^{-4}
		2×10^{-7}	8×10^{-3}	5×10^{-9}	3×10^{-4}
	Re-186 S	6×10^{-7}	3×10^{-3}	2×10^{-8}	9×10^{-5}
		2×10^{-7}	1×10^{-3}	8×10^{-9}	5×10^{-5}
	Re-187 S	9×10^{-6}	7×10^{-2}	3×10^{-7}	3×10^{-3}
		5×10^{-7}	4×10^{-2}	2×10^{-8}	2×10^{-3}
Re-188 S	4×10^{-7}	2×10^{-3}	1×10^{-8}	6×10^{-5}	
	2×10^{-7}	9×10^{-4}	6×10^{-9}	3×10^{-5}	
Rhodium (45)	Rh-103m S	8×10^{-5}	4×10^{-1}	3×10^{-6}	1×10^{-2}
		6×10^{-5}	3×10^{-1}	2×10^{-6}	1×10^{-2}
	Rh-105 S	8×10^{-7}	4×10^{-3}	3×10^{-8}	1×10^{-4}
		5×10^{-7}	3×10^{-3}	2×10^{-8}	1×10^{-4}

Element (atomic number)	Isotope ¹	Part I		Part II	
		Column 1 Air ($\mu\text{Ci/ml}$)	Column 2 Water ($\mu\text{Ci/ml}$)	Column 1 Air ($\mu\text{Ci/ml}$)	Column 2 Water ($\mu\text{Ci/ml}$)
Rubidium (37)	Rb-86 S	3×10^{-7}	2×10^{-3}	1×10^{-8}	7×10^{-5}
		7×10^{-8}	7×10^{-4}	2×10^{-9}	2×10^{-5}
	Rb-87 S	5×10^{-7}	3×10^{-3}	2×10^{-8}	1×10^{-4}
7×10^{-8}		5×10^{-3}	2×10^{-9}	2×10^{-4}	
Ruthenium (44)	Ru-97 S	2×10^{-6}	1×10^{-2}	8×10^{-8}	4×10^{-4}
		2×10^{-6}	1×10^{-2}	6×10^{-8}	3×10^{-4}
	Ru-103 S	5×10^{-7}	2×10^{-3}	2×10^{-8}	8×10^{-5}
		8×10^{-7}	2×10^{-3}	3×10^{-9}	8×10^{-5}
	Ru-105 S	7×10^{-7}	3×10^{-3}	2×10^{-8}	1×10^{-4}
		5×10^{-7}	3×10^{-3}	2×10^{-8}	1×10^{-4}
Ru-106 S	8×10^{-8}	4×10^{-4}	3×10^{-9}	1×10^{-5}	
	6×10^{-9}	3×10^{-4}	2×10^{-10}	1×10^{-5}	
Samarium (62)	Sm-147 S	7×10^{-11}	2×10^{-3}	2×10^{-12}	6×10^{-5}
		3×10^{-10}	2×10^{-3}	9×10^{-12}	7×10^{-5}
	Sm-151 S	6×10^{-8}	1×10^{-2}	2×10^{-9}	4×10^{-4}
1×10^{-7}		1×10^{-2}	5×10^{-9}	4×10^{-4}	
Sm-153 S	5×10^{-7}	2×10^{-3}	2×10^{-8}	8×10^{-5}	
	4×10^{-7}	2×10^{-3}	1×10^{-8}	8×10^{-5}	
Scandium (21)	Sc-46 S	2×10^{-7}	1×10^{-3}	8×10^{-9}	4×10^{-5}
		2×10^{-8}	1×10^{-3}	8×10^{-10}	4×10^{-5}
	Sc-47 S	6×10^{-7}	3×10^{-3}	2×10^{-8}	9×10^{-5}
		5×10^{-7}	3×10^{-3}	2×10^{-8}	9×10^{-5}
Sc-48 S	2×10^{-7}	8×10^{-4}	6×10^{-9}	3×10^{-5}	
	1×10^{-7}	8×10^{-4}	5×10^{-9}	3×10^{-5}	
Selenium (34)	Se-75 S	1×10^{-6}	9×10^{-3}	4×10^{-8}	3×10^{-4}
		1×10^{-7}	8×10^{-3}	4×10^{-9}	3×10^{-4}
Silicon (14)	Si-31 S	6×10^{-6}	3×10^{-2}	2×10^{-7}	9×10^{-4}
		1×10^{-6}	6×10^{-3}	3×10^{-8}	2×10^{-4}
Silver (47)	Ag-105 S	6×10^{-7}	3×10^{-3}	2×10^{-8}	1×10^{-4}
		8×10^{-8}	3×10^{-3}	3×10^{-9}	1×10^{-4}
	Ag-110m S	2×10^{-7}	9×10^{-4}	7×10^{-9}	3×10^{-5}
		1×10^{-8}	9×10^{-4}	3×10^{-10}	3×10^{-5}
Ag-111 S	3×10^{-7}	1×10^{-3}	1×10^{-8}	4×10^{-5}	
	2×10^{-7}	1×10^{-3}	8×10^{-9}	4×10^{-5}	
Sodium (11)	Na-22 S	2×10^{-7}	1×10^{-3}	6×10^{-9}	4×10^{-5}
		9×10^{-9}	9×10^{-4}	3×10^{-10}	3×10^{-5}
	Na-24 S	1×10^{-6}	6×10^{-3}	4×10^{-8}	2×10^{-4}
1×10^{-7}		8×10^{-4}	5×10^{-9}	3×10^{-5}	
Strontium (38)	Sr-85m S	4×10^{-5}	2×10^{-1}	1×10^{-6}	7×10^{-3}
		3×10^{-5}	2×10^{-1}	1×10^{-6}	7×10^{-3}
	Sr-85 S	2×10^{-7}	3×10^{-3}	8×10^{-9}	1×10^{-4}
		1×10^{-7}	5×10^{-3}	4×10^{-9}	2×10^{-4}
	Sr-89 S	3×10^{-8}	3×10^{-4}	3×10^{-10}	3×10^{-6}
		4×10^{-8}	8×10^{-4}	1×10^{-9}	3×10^{-5}
Sr-90 S	1×10^{-9}	1×10^{-5}	3×10^{-11}	3×10^{-7}	
	5×10^{-9}	1×10^{-3}	2×10^{-10}	4×10^{-5}	
Sr-91 S	4×10^{-7}	2×10^{-3}	2×10^{-8}	7×10^{-5}	
	3×10^{-7}	1×10^{-3}	9×10^{-9}	5×10^{-5}	
Sr-92 S	4×10^{-7}	2×10^{-3}	2×10^{-8}	7×10^{-5}	
	3×10^{-7}	2×10^{-3}	1×10^{-8}	6×10^{-5}	
Sulfur (16)	S-35 S	3×10^{-7}	2×10^{-3}	9×10^{-9}	6×10^{-5}
		3×10^{-7}	8×10^{-3}	9×10^{-9}	3×10^{-4}
Tantalum (73)	Ta-182 S	4×10^{-8}	1×10^{-3}	1×10^{-9}	4×10^{-5}
		2×10^{-8}	1×10^{-3}	7×10^{-10}	4×10^{-5}
Technetium (43)	Tc-96m S	8×10^{-5}	4×10^{-1}	3×10^{-6}	1×10^{-2}
		3×10^{-5}	3×10^{-1}	1×10^{-6}	1×10^{-2}
	Tc-96 S	6×10^{-7}	3×10^{-3}	2×10^{-8}	1×10^{-4}
		2×10^{-7}	1×10^{-3}	8×10^{-9}	5×10^{-5}
	Tc-97m S	2×10^{-6}	1×10^{-2}	8×10^{-8}	4×10^{-4}
		2×10^{-7}	5×10^{-3}	5×10^{-9}	2×10^{-4}
Tc-97 S					

((TABLE 1

CONCENTRATIONS IN AIR AND WATER ABOVE NATURAL BACKGROUND
[See notes at end of table]

Element (atomic number)	Isotope ¹	Part I		Part II		
		Column 1 Air ($\mu\text{Ci/ml}$)	Column 2 Water ($\mu\text{Ci/ml}$)	Column 1 Air ($\mu\text{Ci/ml}$)	Column 2 Water ($\mu\text{Ci/ml}$)	
Tellurium (52)	Tc-125m	S	4×10^{-7}	5×10^{-3}	1×10^{-8}	2×10^{-4}
		I	1×10^{-7}	3×10^{-3}	4×10^{-9}	1×10^{-4}
	Tc-127m	S	1×10^{-7}	2×10^{-3}	5×10^{-9}	6×10^{-5}
		I	4×10^{-8}	2×10^{-3}	1×10^{-9}	5×10^{-5}
	Tc-127	S	2×10^{-6}	8×10^{-3}	6×10^{-8}	3×10^{-4}
		I	9×10^{-7}	5×10^{-3}	3×10^{-8}	2×10^{-4}
	Tc-129m	S	8×10^{-8}	1×10^{-3}	3×10^{-9}	3×10^{-5}
		I	3×10^{-8}	6×10^{-4}	1×10^{-9}	2×10^{-5}
	Tc-129	S	5×10^{-6}	2×10^{-2}	2×10^{-7}	8×10^{-4}
		I	4×10^{-6}	2×10^{-2}	1×10^{-7}	8×10^{-4}
Tc-131m	S	4×10^{-7}	2×10^{-3}	1×10^{-8}	6×10^{-5}	
	I	2×10^{-7}	1×10^{-3}	6×10^{-9}	4×10^{-5}	
Tc-132	S	2×10^{-7}	9×10^{-4}	7×10^{-9}	3×10^{-5}	
	I	1×10^{-7}	6×10^{-4}	4×10^{-9}	2×10^{-5}	
Terbium (65)	Tb-160	S	1×10^{-7}	1×10^{-3}	3×10^{-9}	4×10^{-5}
		I	3×10^{-8}	1×10^{-3}	1×10^{-9}	4×10^{-5}
Thallium (81)	Tl-200	S	3×10^{-6}	1×10^{-2}	9×10^{-8}	4×10^{-4}
		I	1×10^{-6}	7×10^{-3}	4×10^{-8}	2×10^{-4}
	Tl-201	S	2×10^{-6}	9×10^{-3}	7×10^{-8}	3×10^{-4}
		I	9×10^{-7}	5×10^{-3}	3×10^{-8}	2×10^{-4}
	Tl-202	S	8×10^{-7}	4×10^{-3}	3×10^{-8}	1×10^{-4}
		I	2×10^{-7}	2×10^{-3}	8×10^{-9}	7×10^{-5}
	Tl-204	S	6×10^{-8}	3×10^{-3}	2×10^{-8}	1×10^{-4}
		I	3×10^{-8}	2×10^{-3}	9×10^{-10}	6×10^{-5}
	Th-228	S	9×10^{-12}	2×10^{-4}	3×10^{-13}	7×10^{-6}
		I	6×10^{-12}	4×10^{-4}	2×10^{-13}	1×10^{-5}
Th-230	S	2×10^{-12}	5×10^{-5}	8×10^{-14}	2×10^{-6}	
	I	1×10^{-11}	9×10^{-4}	3×10^{-13}	3×10^{-5}	
Th-232	S	3×10^{-11}	5×10^{-5}	1×10^{-12}	2×10^{-6}	
	I	3×10^{-11}	1×10^{-3}	1×10^{-12}	4×10^{-5}	
Th-natural	S	6×10^{-11}	6×10^{-5}	2×10^{-12}	2×10^{-6}	
	I	6×10^{-11}	6×10^{-4}	2×10^{-12}	2×10^{-5}	
Th-234	S	6×10^{-8}	5×10^{-4}	2×10^{-9}	2×10^{-5}	
	I	3×10^{-8}	5×10^{-4}	1×10^{-9}	2×10^{-5}	
Thulium (69)	Tm-170	S	4×10^{-8}	1×10^{-3}	1×10^{-9}	5×10^{-5}
		I	3×10^{-8}	1×10^{-3}	1×10^{-9}	5×10^{-5}
Tm-171	S	1×10^{-7}	1×10^{-2}	4×10^{-9}	5×10^{-4}	
	I	2×10^{-7}	1×10^{-2}	8×10^{-9}	5×10^{-4}	
Tin (50)	Sn-113	S	4×10^{-7}	2×10^{-3}	1×10^{-8}	9×10^{-5}
		I	5×10^{-8}	2×10^{-3}	2×10^{-9}	8×10^{-5}
Sn-125	S	1×10^{-7}	5×10^{-4}	4×10^{-9}	2×10^{-5}	
	I	8×10^{-8}	5×10^{-4}	3×10^{-9}	2×10^{-5}	
Tungsten (74)	W-181	S	2×10^{-6}	1×10^{-2}	8×10^{-8}	4×10^{-4}
		I	1×10^{-7}	1×10^{-2}	4×10^{-9}	3×10^{-4}
	W-185	S	8×10^{-7}	4×10^{-3}	3×10^{-8}	1×10^{-4}
		I	1×10^{-7}	3×10^{-3}	4×10^{-9}	1×10^{-4}
W-187	S	4×10^{-7}	2×10^{-3}	2×10^{-8}	7×10^{-5}	
	I	3×10^{-7}	2×10^{-3}	1×10^{-8}	6×10^{-5}	
Uranium (92)	U-230	S	3×10^{-10}	1×10^{-4}	1×10^{-11}	5×10^{-6}
		I	1×10^{-10}	1×10^{-4}	4×10^{-12}	5×10^{-6}
	U-232	S	1×10^{-10}	8×10^{-4}	3×10^{-12}	3×10^{-5}
		I	3×10^{-11}	8×10^{-4}	9×10^{-13}	3×10^{-5}
	U-233	S	5×10^{-10}	9×10^{-4}	2×10^{-11}	3×10^{-5}
		I	1×10^{-10}	9×10^{-4}	4×10^{-12}	3×10^{-5}
	U-234	S	6×10^{-10}	9×10^{-4}	2×10^{-11}	3×10^{-5}
		I	1×10^{-10}	9×10^{-4}	4×10^{-12}	3×10^{-5}
	U-235	S	5×10^{-10}	8×10^{-4}	2×10^{-11}	3×10^{-5}
		I	1×10^{-10}	8×10^{-4}	4×10^{-12}	3×10^{-5}
	U-236	S	6×10^{-10}	1×10^{-3}	2×10^{-11}	3×10^{-5}
		I	1×10^{-10}	1×10^{-3}	4×10^{-12}	3×10^{-5}
	U-238	S	7×10^{-11}	1×10^{-3}	3×10^{-12}	4×10^{-5}
		I	1×10^{-10}	1×10^{-3}	5×10^{-12}	4×10^{-5}
	U-240	S	2×10^{-7}	1×10^{-3}	8×10^{-9}	3×10^{-5}
		I	2×10^{-7}	1×10^{-3}	6×10^{-9}	3×10^{-5}
U-natural	S	1×10^{-10}	1×10^{-3}	5×10^{-12}	3×10^{-5}	
	I	1×10^{-10}	1×10^{-3}	5×10^{-12}	3×10^{-5}	

((TABLE 1

CONCENTRATIONS IN AIR AND WATER ABOVE NATURAL BACKGROUND
[See notes at end of table]

Element (atomic number)	Isotope ¹	Part I		Part II		
		Column 1 Air ($\mu\text{Ci/ml}$)	Column 2 Water ($\mu\text{Ci/ml}$)	Column 1 Air ($\mu\text{Ci/ml}$)	Column 2 Water ($\mu\text{Ci/ml}$)	
Vanadium (23)	V-48	S	2×10^{-7}	9×10^{-4}	6×10^{-9}	3×10^{-5}
		I	6×10^{-8}	8×10^{-4}	2×10^{-9}	3×10^{-5}
Xenon (54)	Xe-131m Sub ²	S	2×10^{-5}		4×10^{-7}	
		S	1×10^{-5}		3×10^{-7}	
		S	1×10^{-5}		3×10^{-7}	
Xe-135 Sub	S	4×10^{-6}		1×10^{-7}		
	I					
Ytterbium (70)	Yb-175	S	7×10^{-7}	3×10^{-3}	2×10^{-8}	1×10^{-4}
		I	6×10^{-7}	3×10^{-3}	2×10^{-8}	1×10^{-4}
Yttrium (39)	Y-90	S	1×10^{-7}	6×10^{-4}	4×10^{-9}	2×10^{-5}
		I	1×10^{-7}	6×10^{-4}	3×10^{-9}	2×10^{-5}
	Y-91m	S	2×10^{-5}	1×10^{-1}	8×10^{-7}	3×10^{-3}
		I	2×10^{-5}	1×10^{-1}	6×10^{-7}	3×10^{-3}
	Y-91	S	4×10^{-8}	8×10^{-4}	1×10^{-9}	3×10^{-5}
		I	3×10^{-8}	8×10^{-4}	1×10^{-9}	3×10^{-5}
Y-92	S	4×10^{-7}	2×10^{-3}	1×10^{-8}	6×10^{-5}	
	I	3×10^{-7}	2×10^{-3}	1×10^{-8}	6×10^{-5}	
Y-93	S	2×10^{-7}	8×10^{-4}	6×10^{-9}	3×10^{-5}	
	I	1×10^{-7}	8×10^{-4}	5×10^{-9}	3×10^{-5}	
Zinc (30)	Zn-65	S	1×10^{-7}	3×10^{-3}	4×10^{-9}	1×10^{-4}
		I	6×10^{-8}	5×10^{-3}	2×10^{-9}	2×10^{-4}
	Zn-69m	S	4×10^{-7}	2×10^{-3}	1×10^{-8}	7×10^{-5}
		I	3×10^{-7}	2×10^{-3}	1×10^{-8}	6×10^{-5}
	Zn-69	S	7×10^{-6}	5×10^{-2}	2×10^{-7}	2×10^{-3}
		I	9×10^{-6}	5×10^{-2}	3×10^{-7}	2×10^{-3}
Zirconium (40)	Zr-93	S	1×10^{-7}	2×10^{-2}	4×10^{-9}	8×10^{-4}
		I	3×10^{-7}	2×10^{-2}	1×10^{-8}	8×10^{-4}
	Zr-95	S	1×10^{-7}	2×10^{-3}	4×10^{-9}	6×10^{-5}
		I	3×10^{-8}	2×10^{-3}	1×10^{-9}	6×10^{-5}
Zr-97	S	1×10^{-7}	5×10^{-4}	4×10^{-9}	2×10^{-5}	
	I	9×10^{-8}	5×10^{-4}	3×10^{-9}	2×10^{-5}	
Any single radionuclide not listed above with decay mode other than alpha emission or spontaneous fission and with radioactive half-life less than 2 hours:	Sub ²	S	1×10^{-6}		3×10^{-8}	
		S				
Any single radionuclide not listed above with decay mode other than alpha emission or spontaneous fission and with radioactive half-life greater than 2 hours:	Sub ²	S	3×10^{-9}	9×10^{-5}	1×10^{-10}	3×10^{-6}
		S				
Any single radionuclide not listed above, which decays by alpha emission or spontaneous fission:	Sub ²	S	6×10^{-13}	4×10^{-7}	2×10^{-14}	3×10^{-8}
		S				

¹Soluble(S); Insoluble(I).

²Sub² means that values given are for submersion in a semi-spherical infinite cloud of airborne material.

NOTE: In any case where there is a mixture in air or water of more than one radionuclide, the limiting values for purposes of this Appendix should be determined as follows:

1. If the identity and concentration of each radionuclide in the mixture are known, the limiting values

should be derived as follows: Determine, for each radionuclide in the mixture, the ratio between the quantity present in the mixture and the limit otherwise established in Appendix "A" for the specific radionuclide when not in a mixture. The sum of such ratios for all the radionuclides in the mixture may not exceed "1" (i.e., "unity").

Example: If radionuclides a, b, and c are present in concentrations C_a , C_b , and C_c , and if the applicable MPC's are MPC_a , MPC_b , and MPC_c respectively, then the concentrations shall be limited so that the following relationship exists:

$$\frac{C_a}{MPC_a} + \frac{C_b}{MPC_b} + \frac{C_c}{MPC_c} \leq 1$$

2. If either the identity or the concentration of any radionuclide in the mixture is not known, the limiting values for purposes of Appendix "A" shall be:

- a. For purposes of Table I, Col. 1 6×10^{-13}
- b. For purposes of Table I, Col. 2 4×10^{-7}
- c. For purposes of Table II, Col. 1 2×10^{-14}
- d. For purposes of Table II, Col. 2 3×10^{-8}

3. If any of the conditions specified below are met, the corresponding values specified below may be used in lieu of those specified in paragraph 2 above:

a. If the identity of each radionuclide in the mixture is known but the concentration of one or more of the radionuclides in the mixture is not known, the concentration limit for the mixture is the limit specified in Appendix "A" for the radionuclide in the mixture having the lowest concentration limit, orp b. If the identity of each radionuclide in the mixture is not known, but it is known that certain radio nuclides specified in Appendix "A" are not present in the mixture, the concentration limit for the mixture is the lowest concentration limit specified in Appendix "A" for any radionuclide which is not known to be absent from the mixture; or

c. Element (atomic number) and isotope	Part I		Part II	
	Column 1 Air ($\mu\text{Ci/ml}$)	Column 2 water ($\mu\text{Ci/ml}$)	Column 1 Air ($\mu\text{Ci/ml}$)	Column 2 water ($\mu\text{Ci/ml}$)

If it is known that Sr-90, I-125, I-126, I-129, I-131, (I-133 Table II only), Pb-210, Po-210, At-211, Ra-223, Ra-224, Ra-226, Ac-227, Ra-228, Th-230, Pa-231, Th-232, Th-nat, Cm-248, Cf-254, and Fm-256 are not present 9×10^{-5} 3×10^{-6}

If it is known that Sr-90, I-125, I-126, I-129, (I-131, I-133, Table II only), Pb-210, Po-210, Ra-223, Ra-226, Ra-228, Pa-231, Th-nat, Cm-248, Cf-254, and Fm-256 are not present 6×10^{-5} 2×10^{-6}

If it is known that Sr-90, I-129, (I-125, I-126, I-131, Table II only), Pb-210, Ra-226, Ra-228, Cm-248, and Cf-254 are not present 2×10^{-5} 6×10^{-7}

c. Element (atomic number) and isotope	Part I		Part II	
	Column 1 Air ($\mu\text{Ci/ml}$)	Column 2 water ($\mu\text{Ci/ml}$)	Column 1 Air ($\mu\text{Ci/ml}$)	Column 2 water ($\mu\text{Ci/ml}$)

If it is known that (I-129, Table II only), Ra-226, and Ra-228 are not present 3×10^{-6} 1×10^{-7}

If it is known that alpha-emitters and Sr-90, I-129, Pb-210, Ac-227, Ra-228, Pa-230, Pu-241, and Bk-249 are not present 3×10^{-9} 1×10^{-10}

If it is known that alpha-emitters and Pb-210, Ac-227, Ra-228, and Pu-241 are not present 3×10^{-10} 1×10^{-11}

If it is known that alpha-emitters and Ac-227 are not present 3×10^{-11} 1×10^{-12}

If it is known that Ac-227, Th-230, Pa-231, Pu-238, Pu-239, Pu-240, Pu-242, Pu-244, Cm-248, Cf-249 and Cf-251 are not present 3×10^{-12} 1×10^{-13}

4. If the mixture of radionuclides consists of uranium and its daughter products in ore dust prior to chemical processing of the uranium ore, the values specified below may be used in lieu of those determined in accordance with paragraph 1 above or those specified in paragraphs 2 and 3 above:

a. For purposes of Table I, Column 1, 1×10^{-10} $\mu\text{Ci/ml}$ gross alpha activity; or 5×10^{-11} $\mu\text{Ci/ml}$ natural uranium; or 75 micrograms per cubic meter of air natural uranium.

b. For purposes of Table II, Column 1, 3×10^{-12} $\mu\text{Ci/ml}$ gross alpha activity; 2×10^{-12} $\mu\text{Ci/ml}$ natural uranium; or 3 micrograms per cubic meter of air natural uranium.

5. For purposes of this note, a radionuclide may be considered as not present in a mixture if (a) the ratio of the concentration of that radionuclide in the mixture (C_a) to the concentration limit for that radionuclide specified in Table II of Appendix "A" (MPC_a) does not exceed 1/10, (i.e., $C_a/MPC_a \leq 1/10$ and (b) the sum of such ratios for all radionuclides considered as not present in the mixture does not exceed 1/4, (i.e., $C_a/MPC_a + C_b/MPC_b + \dots \leq 1/4$.)

AMENDATORY SECTION (Amending Order 80-22, filed 10/31/80)

WAC 296-62-09005 NONIONIZING RADIATION. ((Workmen shall be protected from exposure to hazardous levels of nonionizing radiations.)) (1) Introduction. ((Biological responses in the various sections of the electro-magnetic spectrum are different. In certain instances there are also different responses within any segment of the spectrum, such as the infrared. Experience and experimentation have been sufficient to permit the establishment of certain standards which can be used to promote a healthful working environment.

(2) Microwaves. (a) Definitions. (i) "Partial body irradiation" shall mean the case in which part of the body is exposed to the incident electromagnetic energy.

(ii) "Radiation protection standard" means radiation level which shall not be exceeded:

(iii) "Symbol" means the overall design, shape, and coloring of the microwave radiation sign shown in figure 2.

(iv) "Whole body irradiation" shall mean the case in which the entire body is exposed to the incident electromagnetic energy or in which the cross section of the body is smaller than the cross section of the incident radiation beam.

(b) Radiation protection standard:

(i) For normal environmental conditions and for incident electromagnetic energy of frequencies from 10 megahertz to 100 gigahertz, the radiation protection standard is 10 mW/cm² (milliwatt per square centimeter) as averaged over any possible 0.1-hour period. This means the following:

Power density: 10mW/cm² for periods of 0.1-hour or more:

Energy density: 1mW-hr/cm² (milliwatt hour per square centimeter) during any 0.1-hour period:

This standard applies whether the radiation is continuous or intermittent.

(ii) These formulated standards pertain to both whole body irradiation and partial body irradiation. Partial body irradiation must be included since it has been shown that some parts of the human body (e.g., eyes, testicles) may be harmed if exposed to incident radiation levels significantly in excess of these levels.

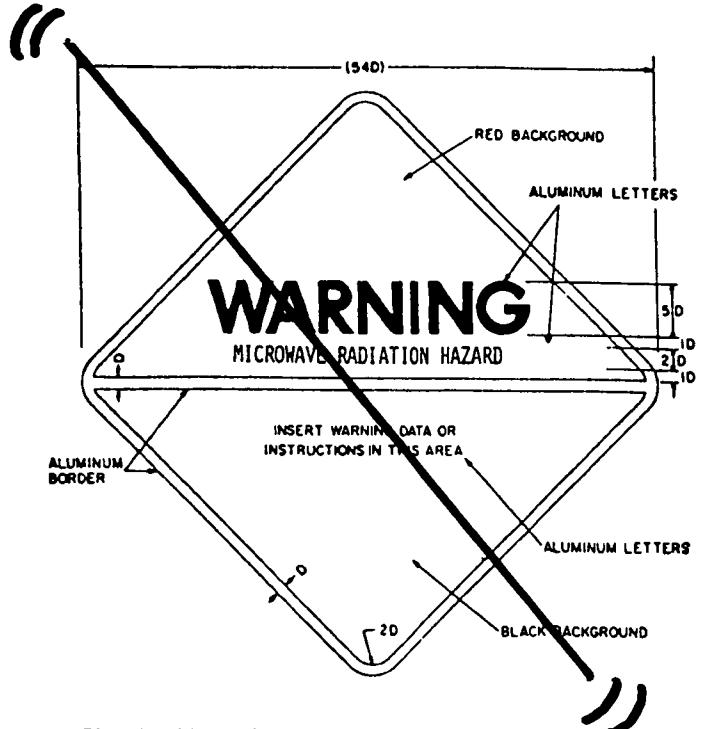
(c) Warning symbol:

(i) The warning symbol for microwave radiation hazards shall consist of a red isosceles triangle above an inverted black isosceles triangle, separated and outlined by an aluminum color border. The words "Warning—Microwave Radiation Hazard" shall appear in the upper triangle. See Figure 2.

(ii) American National Standard Safety Color Code for Marking Physical Hazards and the Identification of Certain Equipment, Z53.1-1953, shall be used for color specification. All lettering and the border shall be of aluminum color.

(iii) The inclusion and choice of warning information or precautionary instructions is at the discretion of the user. If such information is included it shall appear in the lower triangle of the warning symbol.

NOTE: Subsection (2) of this section does not apply to the deliberate exposure of patients by, or under the direction of, practitioners of the healing arts.



- 1.—Place handling and mounting instructions on reverse side.
- 2.—D = Scaling Unit.
- 3.—Lettering: Ratio of letter height to thickness of letter lines:

Upper triangle:	5 to 1 Large
	6 to 1 Medium
Lower triangle:	4 to 1 Small
	6 to 1 Medium

- 4.—Symbol is square, triangles are right-angle isosceles.

FIG. 2

Microwave Radiation Hazard Warning Symbol

(3) Permissible exposure limits:

(a) These exposure limit values refer to levels of physical agents and represent conditions under which it is believed that nearly all workers may be repeatedly exposed day after day without adverse effect. They are based on the best available information from experimental studies. Because of wide variations in individual susceptibility, exposure of an occasional individual, at, or even below, the permissible limit may not prevent annoyance, aggravation of a preexisting condition, or physiological damage.

(b) Permissible exposure limits refer to levels of exposure for an 8-hour workday within a 40-hour week. Exceptions are those limits which are given a ceiling value "C."

(c) These limits should be interpreted and applied only by a technically qualified person.

(d) Ceiling value. There are some physical agents which produce physiological response from short intense exposure and whose permissible limit is more appropriately based on this particular response. Physical agents with this type of response are best controlled by a ceiling "C" limit which is a maximum level of exposure which shall not be exceeded.

(4) 6943Å Lasers. Eye protection:

(a) The permissible exposure limits for exposure of the eye refer to levels of laser energy at the cornea under

conditions to which nearly all workers may be exposed without adverse effects. These permissible exposure limits shall be used in the control of exposures to the eye from Q-Switched, and Non-Q-Switched laser energy at 6943Å.

(b) The values apply to direct illumination or specular reflected laser energy (6943Å) at the cornea and do not apply to laser energy at any other wave length or operational mode.

Mode	Energy Density Joules/sq. centimeter
Q-Switched (1 nanosecond = 1 microsecond)	1×10^{-7} *
Non-Q-Switched (1 microsecond = 0.1 sec. pulse)	1×10^{-6} *

*Ceiling value

(5) Continuous wave lasers. Eye protection.

(a) The permissible exposure limits for exposure of the eye refer to levels of laser energy at the cornea under conditions to which nearly all workers may be exposed without adverse effects. These permissible exposure limits shall be used in the control of exposures to the eye from continuous wave laser energy in the 4000Å to 7500Å region of the spectra.

(b) The values apply to direct illumination or specular reflected continuous wave laser energy (4000Å to 7500Å) at the cornea and do not apply to laser energy at any other wave length or operational mode.

Mode	Power Density Watt/sq. centimeter
Continuous Wave (>0.1 sec.)	1×10^{-5} *

*Ceiling value

(6) Lasers. Skin protection.

(a) The permissible exposure limits for exposure of the skin to levels of laser energy in the visible, near infrared, and infrared portions of the spectra are under conditions which it is believed nearly all workers may be exposed without adverse effects.

(b) These values shall be used in the control of exposure to pulsed and continuous wave laser energy.

(c) The notation "SKIN PROTECTION" refers to the potential risk of exposure of the skin to laser energy. These limits are not directly related to, or part of, the permissible exposure limit for eye protection and are intended to suggest that appropriate control measures may be necessary to prevent damage to the skin.

(d) The values apply to the maximum intensity of laser energy incident on the skin (excluding eyes) in the visible, near infrared and infrared wave lengths:

Mode	
Pulsed	0.1 Joules/sq. centimeter* (Energy Density)
Continuous Wave	1.0 Watts/sq. centimeter* (Power Density)

*Ceiling value

(7)) Employees shall be protected from exposure to hazardous levels of nonionizing radiation. Health standards have been established for ultraviolet, radiofrequency/microwave, and laser radiations which shall be used to promote a healthful working environment. These standards refer to levels of nonionizing radiation and represent conditions under which it is believed that nearly all workers may be repeatedly exposed day after day without adverse effects. They are based on the best available information from experimental studies. Because of the wide variations in individual susceptibility, exposure of an occasional individual at, or even below, the permissible limit, may result in discomfort, aggravation of a preexisting condition, or physiological damage.

(a) Permissible exposure limits (PELs) refer to a time weighted average (TWA) of exposure for an 8-hour work day within a 40-hour workweek. Exceptions are those limits which are given a ceiling value.

(b) These PELs should be interpreted and applied only by technically qualified persons.

(c) Ceiling value. There are nonionizing radiations which produce physiological responses from short intense exposure and the PELs for these radiations are more appropriately based on this particular hazard. Nonionizing radiations with this type of hazard are best controlled by a ceiling value which is a maximum level of exposure which shall not be exceeded.

(2) The employer shall establish and maintain a program for the control and monitoring of nonionizing radiation hazards. This program shall provide employees adequate supervision, training, facilities, equipment, and supplies, for the control and assessment of nonionizing radiation hazards.

(3) Radiofrequency/microwave radiation permissible exposure limits.

(a) Definition: "Partial body exposure" means the case in which only the hands and forearms or the feet and legs below the knee are exposed.

(b) Warning symbol.

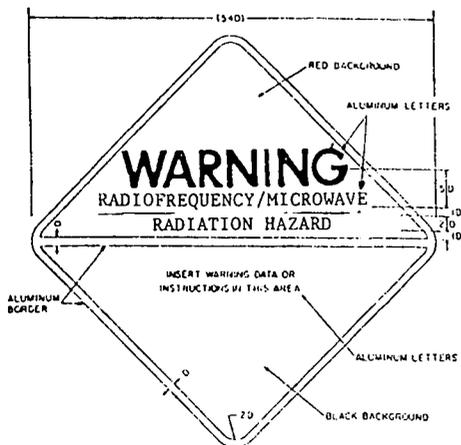
(i) The warning symbol for radiofrequency/microwave radiation shall consist of a red isosceles triangle above an inverted black isosceles triangle, separated and outlined by an aluminum color border. The words "Warning - Radiofrequency/microwave Radiation Hazard" shall appear in the upper triangle. See Figure 1.

(ii) All areas where entry may result in an exposure to radiofrequency/microwave radiation in excess of the PEL shall have a warning symbol prominently displayed at their entrance.

(iii) American National Standard Safety Color Code for Marking Physical Hazards and the Identification of Certain Equipment, Z53.1-1953, shall be used for color

specification. All lettering and the border shall be of aluminum color.

(iv) The inclusion and choice of warning information or precautionary instructions is at the discretion of the user. If such information is included it shall appear in the lower triangle of the warning symbol.



1. Place handling and mounting instructions on reverse side.
2. D = Scaling Unit.
3. Lettering: Ratio of letter height to thickness of letter lines.
 Upper triangle: 5 to 1 Large
 6 to 1 Medium
 Lower triangle: 4 to 1 Small
 6 to 1 Medium
4. Symbol is square, triangles are right-angle isosceles.

Figure 1

Radiofrequency/Microwave Radiation Hazard Warning Symbol

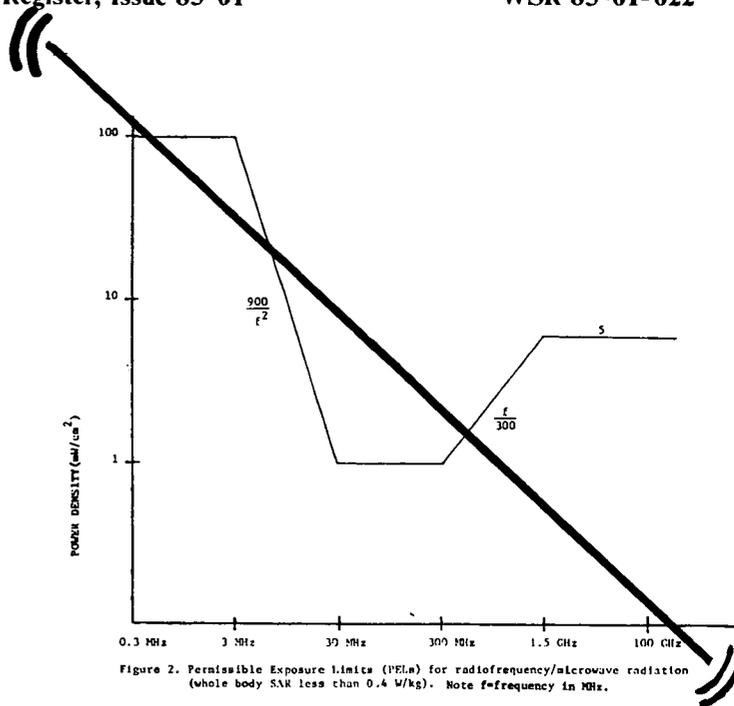


Figure 2. Permissible Exposure Limits (PELs) for radiofrequency/microwave radiation (whole body SAR less than 0.4 W/kg). Note f=frequency in MHz.

Table 1. Radiofrequency/Microwave Radiation Permissible Exposure Limits (PELs).

Frequency(f)	Power Density*	Electric Field Strength Squared*	Magnetic Field Strength Squared*
	mW/cm ²	V ² /m ²	A ² /m ²
0.3 to 3 MHz	100	400,000	2.5
3 to 30 MHz	900/f ²	4000(900/f ²)	0.025(900/f ²)
30 to 300 MHz	1.0	4000	0.025
300 to 1500 MHz	f/300	4000(f/300)	0.025(f/300)
1.5 to 100 GHz	5.0	20,000	0.125

Note: f=frequency (MHz)
 * Ceiling value

(c) These PELs refer to radiofrequency/microwave radiation exposures in the frequency range of 300 kHz to 100 GHz. Based on current knowledge, it is believed that workers may be exposed at these PELs without adverse health effects.

(i) Table I gives the PELs in terms of the mean squared electric (E²) and magnetic (H²) field strengths and in terms of the equivalent plane-wave free-space power density, as a function of frequency.

(ii) The average exposure for any 6 minute (0.1 hour) period shall not exceed the PEL.

(iii) Measurements shall be made at distances of 5 cm or greater from any object.

(iv) For mixed or broadband fields at a number of frequencies for which there are different PELs, the fraction of the PEL incurred within each frequency interval shall be determined and the sum of these fractions shall not exceed unity.

(v) PELs given in Table I for frequencies between 300 kHz and 1 GHz may be exceeded for partial body exposures if the output power of the radiating device is 7 watts or less.

(4) Laser radiation permissible exposure limits.

(a) Definitions.

(i) "Diffuse reflection" means a change of the spatial distribution of a beam of radiation when it is reflected in many directions by a surface or medium.

(ii) "Specular reflection" means a mirrorlike reflection.

(iii) "Accessible radiation" means laser radiation to which human access is possible.

(b) All lasers and laser systems shall be classified in accordance with the Federal Laser Product Performance Standards (21 CFR 1040.10) or, if manufactured prior to August 2, 1976, in accordance with ANSI Z136.1-1980.

(i) Class I. Laser systems that are considered to be incapable of producing damaging radiation levels and are thereby exempt from control measures. This is a no hazard category.

(ii) Class II. Visible wavelength laser systems that have a low hazard potential because of the expected aversion response. There is some possibility of injury if stared at. This is a low hazard category.

(iii) Class III. Laser systems in which intrabeam viewing of the direct beam or specular reflections of the beam may be hazardous. This class is further subdivided into IIIa and IIIb. This is a moderate hazard category.

(iv) Class IV. Laser systems whose direct or diffusely reflected radiation may be hazardous and where the

beam may constitute a fire hazard. Class IV systems require the use of controls that prevent exposure of the eye and skin to specular or diffuse reflections of the beam. This is a high hazard category.

(c) Warning signs and classification labels shall be prepared in accordance with 21 CFR 1040.10 when classifying lasers and laser systems, and ANSI Z136.1 - 1980 when using classified lasers and laser systems. All signs and labels shall be conspicuously displayed.

(i) The signal word "CAUTION" shall be used with all signs and labels associated with Class II and Class IIIa lasers and laser systems.

(ii) The signal word "DANGER" shall be used with all signs and labels associated with Class IIIb and Class IV lasers and laser systems.

(d) Personal protective equipment shall be provided at no cost to the employee and shall be worn whenever operational conditions or maintenance of lasers may result in a potentially hazardous exposure.

(i) Protective eyewear shall be specifically designed for protection against radiation of the wavelength and radiant energy of the laser or laser system. Ocular exposure shall not exceed the recommendations of ANSI Z136.1 - 1980.

(ii) For Class IV lasers and laser systems protective eyewear shall be worn for all operational conditions or maintenance which may result in exposures to laser radiation.

(e) Engineering controls shall be used whenever feasible to reduce the accessible radiation levels for Class IV lasers and laser systems to a lower classification level. These controls may include, but are not limited to: Protective housings, interlocks, optical system attenuators, enclosed beam paths, remote controls, beam stops, and emission delays with audible warnings.

(f) All employees who may be exposed to laser radiation shall receive laser safety training. The training shall ensure that the employees are knowledgeable of the potential hazards and control measures for the laser equipment in use.

(5) Ultraviolet radiation.

(a) These permissible exposure limits refer to ultraviolet radiation in the spectral region between 200 and 400 nanometer (nm) and represent conditions under which it is believed that nearly all workers may be repeatedly exposed without adverse effect. These values for exposure of the eye or the skin apply to ultraviolet radiation from arcs, gas, and vapor discharges, and incandescent sources, but do not apply to ultraviolet lasers or solar radiation. These levels should not be used for determining exposure of photosensitive individuals to ultraviolet radiation. These values shall be used in the control of exposure to continuous sources where the exposure relation shall not be less than 0.1 sec.

(b) The permissible exposure limit for occupational exposure to ultraviolet radiation incident upon skin or eye where irradiance values are known and exposure time is controlled are as follows:

(i) For the near ultraviolet spectral region (320 to 400 nanometer (nm)) total irradiance incident upon the unprotected skin or eye shall not exceed milliwatt/sq. centimeter for periods greater than 10³ seconds (approx-

imately 16 minutes) and for exposure times less than 103 seconds shall not exceed one Joules/sq. centimeter.

(ii) For the actinic ultraviolet spectral region (200 - 315 nm), radiant exposure incident upon the unprotected skin or eye shall not exceed the values given in Table 4 within an 8-hour period.

(iii) To determine the effective irradiance of a broad-band source weighted against the peak of the spectral effectiveness curve (270 nanometer(nm)), the following weighting formulas shall be used.

$$E_{\text{eff}} = \Sigma (E-\text{Lambda}) (S-\text{Lambda}) (\text{Delta}-\text{Lambda})$$

Where:

E_{eff} = effective irradiance relative to a monochromatic source at 270nm

$E-\text{Lambda}$ = spectral irradiance in Watts/sq. centimeter/nanometer.

$S-\text{Lambda}$ = relative spectral effectiveness (unitless)

$\text{Delta}-\text{Lambda}$ = band width in nanometers

(iv) Permissible exposure time in seconds for exposure to actinic ultraviolet radiation incident upon the unprotected skin or eye may be computed by dividing 0.003 Joules/sq. centimeter by (superscript E)eff in Watts/sq. centimeter. The exposure time may also be determined using Table 5 which provides exposure times corresponding to effective irradiances in $\mu\text{W}/\text{cm}^2$.

TABLE 4

Wavelength nanometer	PEL millijoules/sq. centimeters	Relative Spectral Effectiveness S Lambda
200	100	0.03
210	40	0.075
220	25	0.12
230	16	0.19
240	10	0.30
250	7.0	0.43
254	6.0	0.5
260	4.6	0.65
270	3.0	1.0
280	3.4	0.88
290	4.7	0.64
300	10	0.30
305	50	0.06
310	200	0.015
315	1000	0.003

TABLE 5

DURATION OF EXPOSURE PER DAY	EFFECTIVE IRRADIANCE E _{EFF} ($\mu\text{W}/\text{CM}^2$)
8 hrs.	0.1
4 hrs.	0.2
2 hrs.	0.4
1 hr.	0.8
1/2 hr.	1.7
15 min.	3.3
10 min.	5
5 min.	10
1 min.	50
30 sec.	100
10 sec.	300
1 sec.	3,000

TABLE 5

DURATION OF EXPOSURE PER DAY	EFFECTIVE IRRADIANCE E_{EFF} ($\mu W/CM^2$)
0.5 sec.	6,000
0.1 sec.	30,000

TABLE 6

Densities and Transmissions (in Percent); also Tolerances in Densities and Transmissions of Various Shades of Glasses for Protection Against Injurious Rays

(Shades 3 to 8, inclusive, are for use in goggles, shades 10 to 14, inclusive, for welder's helmets and face shields)

[CODIFICATION NOTE: The graphic presentation of this table has been varied slightly in order that it would fall within the printing specifications for the Washington Administrative Code. In the following table, the original table had columns relating to (1) "Optical Density" which is now "Part 1," (2) "Total Visible Luminous Transmittance" and "Maximum total Infrared" which are now "Part 2," (3) "Maximum Ultraviolet Transmission" which is now "Part 3," and (4) "Recommended Uses" which is now "Part 4." These columns were all positioned side by side. In the new WAC format these are split up into four separate tables.]

TABLE 6—Part 1

Shade No.	Optical Density		
	Minimum O.D.	Standard O.D.	Maximum O.D.
3.0	.64	.857	1.06
4.0	1.07	1.286	1.49
5.0	1.50	1.714	1.92
6.0	1.93	2.143	2.35
7.0	2.36	2.572	2.78
8	2.79	3.000	3.21
9	3.22	3.429	3.63
10	3.64	3.857	4.06
11	4.07	4.286	4.49
12	4.50	4.715	4.92
13	4.93	5.143	5.35
14	5.36	5.571	5.78

TABLE 6—Part 2

Shade No.	Total Visible Luminous Transmittance			Maximum total Infrared %
	Maximum %	Standard %	Minimum %	
3.0	22.9	13.9	8.70	9.0
4.0	8.51	5.18	3.24	5.0
5.0	3.16	1.93	1.20	2.5
6.0	1.18	.72	.45	1.5
7.0	.44	.27	.17	1.3
8	.162	.100	.062	1.0
9	.060	.037	.023	.8

TABLE 6—Part 2

Shade No.	Total Visible Luminous Transmittance			Maximum total Infrared %
	Maximum %	Standard %	Minimum %	
10	.0229	.0139	.0087	.6
11	.0085	.0052	.0033	.5
12	.0032	.0019	.0012	.5
13	.00118	.00072	.00045	.4
14	.00044	.00027	.00017	.3

TABLE 6—Part 3

Shade No.	Maximum Ultraviolet Transmission			
	313mu %	334mu %	365mu %	405mu %
3.0	.2	.2	.5	1.0
4.0	.2	.2	.5	1.0
5.0	.2	.2	.2	.5
6.0	.1	.1	.1	.5
7.0	.1	.1	.1	.5
8	.1	.1	.1	.5
9	.1	.1	.1	.5
10	.1	.1	.1	.5
11	.05	.05	.05	.1
12	.05	.05	.05	.1
13	.05	.05	.05	.1
14	.05	.05	.05	.1

TABLE 6—Part 4

Shade No.	Recommended Uses
3.0	Glare of reflected sunlight from snow, water, sand, etc., stray light from cutting and welding metal pouring and work around furnaces and foundries.
4.0 5.0	Light acetylene cutting and welding; light electric spot welding.
6.0 7.0	Acetylene cutting and medium welding; arc welding up to 30 amperes.
8 9	Heavy acetylene welding; arc cutting and welding between 30 and 75 amperes.
10 11	Arc cutting and welding between 75 and 200 amperes.
12 13	Arc cutting and welding between 200 and 400 amperes.
14	Arc cutting and welding above 400 amperes.

- a. American Standard Safety Code for the Protection of Heads, Eyes, and Respiratory Organs.
- b. Standard density is defined as the logarithms (base 10) of the reciprocal of the transmission. Shade number is determined by the density according to the relations:

Shade number = $7/3$ density + 1 with tolerances as given in the table.

NOTE: Safety glasses are available with lenses which protect the eyes against ultraviolet radiation.

AMENDATORY SECTION (Amending Order 83-19, filed 7/13/83, effective 9/12/83)

WAC 296-155-145 OCCUPATIONAL NOISE EXPOSURE. ~~((Employees shall be protected against the effects of exposure to noise and shall be provided in accordance with WAC 296-62-09011.))~~ The occupational noise exposure requirements of the general occupational health standards, chapter 296-62 WAC, shall apply.

AMENDATORY SECTION (Amending Order 74-26, filed 5/7/74, effective 6/6/74)

WAC 296-155-155 NONIONIZING RADIATION. (1) Only qualified and trained employees shall be assigned to install, adjust, and operate laser equipment.

(2) Proof of qualification of the laser equipment operator shall be available and in possession of operator at all times.

(3) Employees, when working in areas in which a ~~((potential))~~ potentially hazardous exposure (see WAC 296-62-09005(4)) to direct or reflected laser ~~((light greater than 0.005 watts (5 milliwatts)))~~ radiation exists, shall be provided with antilaser eye protection devices specified in Part C of this chapter.

(4) Areas in which lasers are used shall be posted with standard laser warning placards.

(5) Beam shutters or caps shall be utilized, or the laser turned off, when laser transmission is not actually required. When the laser is left unattended for a substantial period of time, such as during lunch hour, overnight, or at change of shifts, the laser shall be turned off.

(6) Only mechanical or electronic means shall be used as a detector for guiding the internal alignment of the laser.

(7) The laser beam shall not be directed at employees.

(8) When it is raining or snowing, or when there is dust or fog in the air, and it is impracticable to cease laser system operation, employees shall be kept out of range of the area of source and target during such weather conditions.

(9) Laser equipment shall bear a conspicuously displayed label to indicate ((maximum output)) hazard classification. This label shall be prepared in accordance with 21 CFR 1040.10.

(10) ~~((Employees shall not be exposed to light intensities in excess of:~~

(a) ~~Direct staring: 1 micro-watt per square centimeter;~~

(b) ~~Incidental observing: 1 milliwatt per square centimeter;~~

(c) ~~Diffused reflected light: 2 1/2 watts per square centimeter))~~ Only Class I, II, or III laser equipment

shall be used. Class IV laser equipment shall not be used.

(11) Laser unit in operation shall be set up above the heads of the employees, when possible.

(12) Employees shall not be exposed to radiofrequency/microwave ((power densities in excess of 10 milliwatts per square centimeter)) radiation in excess of the permissible exposure limits specified in WAC 296-62-09005.

AMENDATORY SECTION (Amending Order 74-26, filed 5/7/74, effective 6/6/74)

WAC 296-155-215 EYE AND FACE PROTECTION. (1) General. (a) Employees shall use eye and face protection equipment when machines or operations present potential eye or face injury from physical, chemical, or radiation agents.

(b) Eye and face protection equipment required by this part shall meet the requirements specified in American National Standards Institute, Z87.1-1968, Practice for Occupational and Educational Eye and Face Protection.

(c) Employees whose vision requires the use of corrective lenses in spectacles, when required by this regulation to wear eye protection, shall be protected by goggles or spectacles of one of the following types:

(i) Spectacles whose protective lenses provide optical correction;

(ii) Goggles that can be worn over corrective spectacles without disturbing the adjustment of the spectacles.

(iii) Goggles that incorporate corrective lenses mounted behind the protective lenses.

(d) Face and eye protection equipment shall be kept clean and in good repair. The use of this type equipment with structural or optical defects shall be prohibited.

(e) Table C-1 shall be used as a guide in the selection of face and eye protection for the hazards and operations noted.

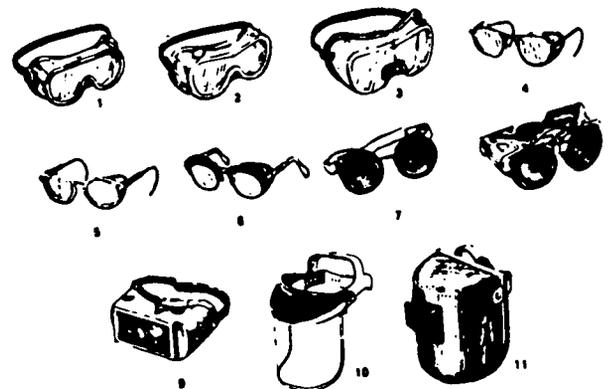


TABLE C-1

EYE AND FACE PROTECTION SELECTION GUIDE

1. GOGGLES, flexible fitting, regular ventilation
2. GOGGLES, flexible fitting, hooded ventilation
3. GOGGLES, cushioned fitting, rigid body

- *4. SPECTACLES, metal frame, with sideshields
- *5. SPECTACLES, plastic frame with sideshields
- *6. SPECTACLES, metal-plastic frame, with sideshields
- **7. WELDING GOGGLES, eyecup type, tinted lenses (illustrated)
- 7A. CHIPPING GOGGLES, eyecup type, clear safety lenses (not illustrated)
- **8. WELDING GOGGLES, coverspec type tinted lenses (illustrated)
- 8A. CHIPPING GOGGLES, coverspec type, clear safety lenses (not illustrated)
- **9. WELDING GOGGLES, coverspec type, tinted plate lens
- 10. FACE SHIELD (available with plastic or mesh window)
- 11. WELDING HELMETS

*Nonside shield spectacles are available for limited hazard use requiring only frontal protection.

**See Table C-2 in (2) of this section, Filter ((~~tesn~~)) lens shade numbers for protection against radiant energy.

(2) Protection against radiant energy. (a) Selection of shade numbers for welding filter. Table C-2 shall be used as a guide for the selection of the proper shade numbers of filter lenses or plates used in welding. Shades more dense than those listed may be used to suit the individual's needs.

TABLE C-2

FILTER LENS SHADE NUMBERS FOR PROTECTION AGAINST RADIANT ENERGY

WELDING OPERATION	SHADE NUMBER
Shielded metal-arc welding 1/16-, 3/32-, 1/8-, 5/32-inch diameter electrodes	10
Gas-shielded arc welding (nonferrous) 1/16-, 3/32-, 1/8-, 5/32-inch diameter electrodes	11
Gas-shielded arc welding (ferrous) 1/16-, 3/32-, 1/8-, 5/32-inch diameter electrodes	12
Shielded metal-arc welding 3/16-, 7/32-, 1/4- inch diameter electrodes	12
5/16-, 3/8-inch diameter electrodes	14
Atomic hydrogen welding	10-14
Carbon-arc welding	14
Soldering	2
Torch brazing	3 or 4
Light cutting, up to 1 inch	3 or 4
Medium cutting, 1 inch to 6 inches	4 or 5
Heavy cutting, over 6 inches	5 or 6
Gas welding (light), up to 1/8-inch	4 or 5
Gas welding (medium), 1/8-inch to 1/2-inch	5 or 6
Gas welding (heavy), over 1/2-inch	6 or 9

APPLICATIONS

OPERATION	HAZARDS	RECOMMENDED PROTECTORS: Underscored Numbers Signify Preferred Protection
ACETYLENE-BURNING ACETYLENE-CUTTING ACETYLENE-WELDING	SPARKS, HARMFUL RAYS, MOLTEN METAL, FLYING PARTICLES	<u>7</u> , <u>8</u> , <u>9</u>
CHEMICAL HANDLING	SPLASH, ACID BURNS, FUMES	<u>2</u> , 10 (For severe exposure add <u>10</u> over 2)
CHIPPING	FLYING PARTICLES	<u>1</u> , <u>3</u> , <u>4</u> , <u>5</u> , <u>6</u> , <u>7A</u> , <u>8A</u>
ELECTRIC (ARC) WELDING	SPARKS, INTENSE RAYS, MOLTEN METAL	<u>9</u> , <u>11</u> (<u>11</u> in combination with 4, 5, 6, in tinted lenses, advisable)
FURNACE OPERATIONS	GLARE, HEAT, MOLTEN METAL	<u>7</u> , <u>8</u> , <u>9</u> (For severe exposure add <u>10</u>)
GRINDING-LIGHT	FLYING PARTICLES	<u>1</u> , <u>3</u> , <u>4</u> , <u>5</u> , <u>6</u> , 10
GRINDING-HEAVY	FLYING PARTICLES	<u>1</u> , <u>3</u> , <u>7A</u> , <u>8A</u> (For severe exposure add 10)
LABORATORY	CHEMICAL SPLASH, GLASS BREAKAGE	<u>2</u> (10 when in combination with <u>4</u> , <u>5</u> , <u>6</u>)
MACHINING	FLYING PARTICLES	<u>1</u> , <u>3</u> , <u>4</u> , <u>5</u> , <u>6</u> , 10
MOLTEN METALS	HEAT, GLARE, SPARKS, SPLASH	<u>7</u> , <u>8</u> (<u>10</u> in combination with <u>4</u> , <u>5</u> , <u>6</u> , in tinted lenses)
SPOT WELDING	FLYING PARTICLES, SPARKS	<u>1</u> , <u>3</u> , <u>4</u> , <u>5</u> , <u>6</u> , 10

(b) Laser protection. (i) Employees whose occupation or assignment requires potentially hazardous exposure (see WAC 296-62-09005(4)) to laser (~~(beams in excess of 5 milliwatts of power))~~ radiation shall wear suitable laser safety goggles which will protect for the specific wavelength of the laser and be of optical density (O.D.) adequate for the energy involved. Table C-3 lists the maximum power or energy density for which adequate protection is afforded by glasses of optical densities from 5 through 8.

TABLE C-3

SELECTING LASER SAFETY GLASS

INTENSITY	ATTENUATION	
	Optical density (O.D.)	Attenuation factor
CW maximum power density (watts/cm ²)		
10 ⁻²	5	10 ⁵
10 ⁻¹	6	10 ⁶
1.0	7	10 ⁷
10.0	8	10 ⁸

Output levels falling between lines in this table shall require the higher optical density.

(ii) All protective goggles shall bear a label identifying the following data:

- (a) The laser wavelengths for which use is intended;
- (b) The optical density of those wavelengths.
- (c) The visible light transmission.

WSR 85-01-023
PROPOSED RULES
DEPARTMENT OF REVENUE
 [Filed December 11, 1984]

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 trade-ins, selling price, sellers' tax measures, new section WAC 458-20-247.

The formal decision regarding adoption, amendment, or repeal of the rules will take place on December 21, 1984.

The authority under which these rules are proposed is RCW 82.32.300.

The specific statute these rules are intended to implement is RCW 82.08.010(1).

This notice is connected to and continues the matter in Notice No. WSR 84-22-051 filed with the code reviser's office on November 7, 1984.

Dated: December 11, 1984
 By: DeLoss H. Brown
 Acting Assistant Director

WSR 85-01-024
NOTICE OF PUBLIC MEETINGS
PUBLIC DISCLOSURE COMMISSION
 [Memorandum—December 10, 1984]

The Public Disclosure Commission holds its regular meetings on the fourth Tuesday of each month except during November and December when the meetings are held on the third Tuesday (WAC 390-12-010). Meeting dates will be as follows: January 22, February 26, March 26, April 23, May 28, June 25, July 23, August 27, September 24, October 22, November 19, and December 17.

WSR 85-01-025
PROPOSED RULES
DEPARTMENT OF
SOCIAL AND HEALTH SERVICES
(Public Assistance)
 [Filed December 12, 1984]

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 AFDC—Eligibility, amending chapter 388-24 WAC;

that the agency will at 10:00 a.m., Wednesday, January 24, 1985, in the Auditorium, 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 January 30, 1985.

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

The specific statute these rules are intended to implement is chapter 74.12 RCW.

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency before January 23, 1985.

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 Office of Administrative Regulations, at State Office Building #2, 12th and Franklin, Olympia, Phone (206) 753-7015, by January 9, 1985. The meeting site is in a location which is barrier free.

Dated: December 11, 1984
 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 388-24-040, 388-24-070, 388-24-074 (6)(a), 388-24-270 and 388-24-550.

The Purpose of the Rule or Rule Change: To be in compliance with federal regulations.

The Reason These Rules are Necessary: Result of a court settlement (McCoy et. al. v. Gibbs).

Statutory Authority: RCW 74.08.090.

Summary of the Rule or Rule Change: WAC 388-24-040 changes definition of parent as one who meets criteria of Uniform Parentage Act, chapter 26.26 RCW; 388-24-070 clarifies the definition of deprivation due to absence; 388-24-074 (6)(a) the qualifying parent must be registered for employment with employment security if exempt due to remoteness; 388-24-270 repealed because it duplicates information on standards provided in another chapter; and 388-24-550 cross reference corrected, reference to abortion deleted as applicants total circumstances at time of application must be considered.

Persons Responsible for Drafting, Implementation and Enforcement of the Rule or Rule Change: Bill Hosford/Betty Brinkman, Program Managers, Division of Income Assistance, mailstop OB 31C, phone 753-1735/753-4908.

These rules are necessary as a result of state court decision, McCoy v. Gibbs, Superior Court for State of Washington, Thurston County, Class Action No. 83-2-01054-1, Consent Order.

AMENDATORY SECTION (Amending Order 2033, filed 11/2/83)

WAC 388-24-040 AID TO FAMILIES WITH DEPENDENT CHILDREN—SUMMARY OF ELIGIBILITY CONDITIONS. Effective August 23, 1983, AFDC shall be granted in behalf of a needy child:

(1) Who is under the age of eighteen years;

(a) AFDC may be granted on behalf of an unborn child, provided there is medical confirmation the mother is in the third trimester of pregnancy. The third trimester is defined as the three calendar months preceding the expected month of birth. Acceptable source of medical confirmation is a written statement from a licensed medical practition-

er confirming pregnancy and the expected date of birth.

(b) AFDC shall be continued through the month the child reaches the maximum age.

(2) Who is a resident of the state of Washington, or who lives with a parent or other relative who is a resident of the state of Washington – see WAC 388-26-055 through 388-26-105;

(3) Who is deprived of parental care and support because of death, continued absence, unemployment, or incapacity of a parent. A parent is a person who meets the criteria established in the uniform parentage act (chapter 26.26 RCW) or is the adoptive parent or stepparent – see WAC 388-24-055 through 388-24-074. If unemployment of a parent or stepparent is the basis of deprivation, all provisions of WAC 388-24-074 apply;

(4) Whose parent or stepparent, if incapacitated, does not refuse available medical treatment without good cause as specified in WAC 388-24-065(12);

(5)(a) Who is living in the home of a relative of specified degree, except for a temporary period, as provided in WAC 388-24-125; or

(b) Who, as a result of judicial action, was removed from his or her home and placed in foster care after April 30, 1961, and who meets the conditions specified in WAC 388-24-207;

(6) Who is a citizen or an alien lawfully admitted for permanent residence or otherwise permanently residing in the United States as described in WAC 388-26-120;

(7) Whose parent or stepparent has not transferred property contrary to law or DSHS rules in WAC 388-28-457 through 388-28-465;

(8) Who is in financial need – see chapters 388-28 and 388-33 WAC;

(9) Who is a child eighteen years of age and under nineteen years of age who is a full-time student reasonably expected to complete a program of secondary school, or the equivalent level of vocational or technical training, before the end of the month in which nineteen years of age is reached.

(10) The applicant's written statement of application for AFDC must include all children under eighteen years of age living in the home who are full or half brothers or sisters or stepbrothers or stepsisters whether or not financial assistance is being requested for all of the children. Total resources and income available for all such children and their parents or stepparents in the home must be declared by the person applying in behalf of the children.

(11) For persons to be included in the AFDC assistance unit, see WAC 388-24-050.

AMENDATORY SECTION (Amending Order 2033, filed 11/2/83)

WAC 388-24-050 AID TO FAMILIES WITH DEPENDENT CHILDREN—ASSISTANCE UNIT. Effective August 23, 1983, AFDC is paid to eligible persons on an assistance unit basis. Assistance units shall be composed of groups of persons residing together as follows:

(1) A single assistance unit shall be established for:

(a) The eligible child or children; and

(i) The eligible natural parent or parents, ~~((if married, or paternity has been established by a court order (this includes a paternity and consent affidavit notarized and filed with vital statistics for uncontested cases);)~~ adoptive parent or parents, or stepparent or stepparents, with whom the child or children live; or

(ii) In lieu of a parent, one needy relative caretaker of specified degree with whom the child or children live and whose eligibility depends solely on caring for the child or children.

(b) ~~((The eligible child or children and one parent, if both natural, unmarried parents are living together, but paternity has not been established by a court order (see subsection (1)(a)(i) of this section);~~

~~(c))~~ Only the eligible child or children when:

(i) The child or children's parent or parents is not eligible; or

(ii) The child or children live with a nonneedy relative of specified degree not legally responsible for the support of the child or children; or

(iii) The child or children live with a needy nonresponsible relative of specified degree receiving SSI; or

(iv) The child or children are a recipient of AFDC-FC.

~~((d))~~ (c) Only the eligible parent or parents, or needy caretaker relative of specified degree, when the only child, or all the children, has been deleted from the grant because of receiving income from SSI.

~~((e))~~ (d) Only the eligible parent or parents when the only child is unborn.

(2) Two assistance units are necessary when:

(a) The responsible relative must temporarily reside apart from his or her family to secure training in accordance with an approved plan. Refer to WAC 388-24-125;

(i) One assistance unit is maintained for the family members in the home; and

(ii) A separate assistance unit is established for the relative in training.

(b) The child or children live with a nonresponsible relative of specified degree who is a member of another assistance unit.

(3) Two or more assistance units are necessary when two or more persons not married to each other each has his or her own child or children, and there is no child in common; a separate assistance unit is established for each parent and his or her eligible child or children.

(4) When a relative of specified degree is eligible to receive assistance for two or more children for whom he or she is not legally responsible:

(a) One assistance unit is established for each group of children who are siblings; and

(b) A separate assistance unit or units is established for each of the other nonsibling children.

AMENDATORY SECTION (Amending Order 2033, filed 11/2/83)

WAC 388-24-055 AID TO FAMILIES WITH DEPENDENT CHILDREN—REGULAR—DEPRIVATION OF PARENTAL SUPPORT OR CARE. Effective August 23, 1983:

(1) "Parent" ~~((as used in this and following sections))~~ means a natural parent as defined in uniform parentage act (chapter 26.26 RCW), or adoptive parent or stepparent.

(a) An adoptive parent has the same rights and responsibilities as a natural parent in respect to the adopted child.

(b) A stepparent, legally married to a child's parent has the same rights and responsibilities as a natural parent for the care and support of his or her stepchild. See WAC 388-28-350.

(2) A child deprived of parental support or care may or may not be in financial need. Need is a factor to be determined separately.

(3) ~~Deprivation of a child of unmarried parents ((when paternity has been established by a court order (see WAC 388-24-050 (1)(a)(i))))~~ is determined on the same basis as a child of married parents.

(4) A child living with a parent and an individual assuming the role of spouse of the parent is deprived because of the absence or death of the other natural or adoptive parent. The responsibility of the presumptive spouse to support the child is a financial need factor only – see WAC 388-28-355. Also see WAC 388-24-108 through 388-24-114 in respect to support from the absent parent.

AMENDATORY SECTION (Amending Order 2033, filed 11/2/83)

WAC 388-24-070 AID TO FAMILIES WITH DEPENDENT CHILDREN—REGULAR—DEPRIVATION DUE TO CONTINUED ABSENCE FROM HOME. ~~((Effective August 23, 1983:))~~

(1) Determination whether a child has been deprived of parental support or care is made in relation to a child's natural parent or parents ~~((, if married, or paternity has been established by a court order))~~ as defined in WAC 388-24-040(3), adoptive parent, or stepparent ~~((; and))~~. The term parent as used in this section ~~((section))~~ refers to any of those relationships.

(2) Continued absence of a parent from the home, whether or not the natural parents have taken legal action to separate or to dissolve or annul the marriage, establishes deprivation of parental support or care when:

(a) The parent is living out of the home in which the child resides, and

(b) The nature of the absence interrupts or terminates the parent's functioning as a provider of either maintenance, physical care, or guidance for the child, and

(c) The known or indefinite duration of the absence precludes counting on the parent's performance of his or her function in planning for the present support or care of the child.

(3) ~~((Absence from the home is considered as "being continued" when the situation has, or is likely to have, a degree of permanency in contrast to a purely temporary disruption of family life. The following are examples of situations considered to meet this requirement:~~

~~((a) Absence as the result of legal action;~~

~~((i) The parents are divorced or divorce action has been filed, or the marriage has been annulled; or a petition has been filed requesting dissolution of the marriage because the marriage is irretrievably broken;~~

or a separation contract has been filed with the court containing provisions for maintenance, property disposition, custody of children, support, and visitation; or a written separation contract has been published in a legal newspaper, in lieu of a court decree.

(ii) Absence due to divorce is overcome by remarriage of the child's natural or adoptive parent with whom he or she lives.

(iii) If the natural or adoptive parents, in spite of the legal action, resume living together, there is no longer deprivation on the basis of absence.

(b) Absence due to separation, desertion, or abandonment;

(i) There is a clear disassociation of one or both parents from their normal family relationship.

(ii) If the separation, desertion, or abandonment has existed at least thirty days prior to application and there is no indication the absence will not continue, deprivation is considered established.

(iii) Deprivation may be established if the absence has existed for less than thirty days prior to application only when there is sufficient information as determined by the CSO showing the absence can be expected to continue. The type of information and basis of determination must be documented in the case record.

(iv) When the continued absence of a parent as specified in subsection (2)(a) of this section is established, it is assumed that one or more of the elements of parental functioning as specified in subsection (2)(b) of this section are interrupted sufficiently to establish deprivation. The interruption of such parental functioning is assumed even though the parent whose absence is established is in contact with the child due to court ordered visitation, joint custody, or otherwise. The assumption that parental functioning is interrupted can be rebutted only if the absent parent routinely visits the child, and there is clear evidence that the absent parent provides all elements of parental functioning with no interruption of such functioning attributable to the absence. Documentation of any reduction of one or more of the elements of parental care due to the absence shall establish deprivation. For the purpose of determining whether parental functioning is interrupted due to the absence in such cases, the following definitions apply:

(a) "Maintenance" means either financial support paid directly to the child's household or substantial in-kind contributions of food, clothing, and other necessities, and the value of such support payments or contributions, when considered separately or in any combination, is sufficient to meet the prorated share of the child's monthly need based on the need standard for the number of persons in the child's assistance unit as specified in WAC 388-29-100.

(b) "Physical care" means providing continuous care of the child on a day-to-day basis by performing tasks required in the child's daily life. Such tasks include, but are not limited to, depending upon the age of the child: Providing clean clothing, dressing, preparing meals, feeding, supervising bedtime, and assisting with other personal care needs.

(c) "Guidance" means day-to-day parental participation in and responsibility for the child's physical, emotional, and intellectual development. Such participation includes, but is not limited to, depending upon the age of the child: Accompanying to doctor visits, attending school conferences, disciplining, and participating in decisions concerning the child's well-being and extracurricular activities.

(4) The requirements for establishing deprivation due to continued absence in subsections (2) and (3) of this section are applicable regardless of:

(a) The reason for the parent's absence; except that a parent whose absence is due solely to serving on active duty in the uniformed military services of the United States is not considered absent.

(b) The duration of the parent's absence except:

(i) For applicants, when the department's best estimate based on available evidence is that an absent parent will return to reside in the home at any time within the month of initial grant authorization or the month following the month of initial grant authorization, eligibility is determined prospectively as specified in WAC 388-28-483. If the department's best estimate is that the absent parent will return to the home within the month of initial grant authorization, deprivation does not exist. If the department's best estimate is that the absent parent will return to the home within the month following the month of initial grant authorization, deprivation may or may not exist for the initial month of grant authorization according to the requirements of subsection (2) and (3) of this section, but deprivation does not exist for the month following the month of initial grant authorization.

(ii) For recipients, after the first two months of eligibility, when the department determines that an absent parent will be returning to the home, eligibility is determined according to WAC 388-33-135(4), and deprivation ceases the end of the month in which the parent returns to

the home.

(5) Applicants or recipients covered under subsection (4)(b) of this section are fully entitled to a redetermination of eligibility for other benefits prior to termination and to advance and adequate notice of termination including a right to hearing as specified in WAC 388-33-376 and 388-33-385.

(6) Deprivation due to continued absence is considered established when a parent convicted of an offense is permitted to reside in the family home but is required by the court to perform unpaid work or unpaid community service.

(a) The needs of the convicted parent will not be included in the determination of eligibility or the payment of financial assistance.

(b) A convicted parent earning income outside of the hours of sentenced unpaid work or community service shall have such earnings treated in accordance with WAC 388-28-500.

(7) If application is made by a nonresponsible relative on behalf of a child who has not been placed in his or her custody through a court order, whose parent or parents though able have failed to support the child, apparent abandonment shall be assumed and the policies outlined in WAC 388-24-114 shall apply.

((c) Absence of unmarried parents when paternity has been established by a court order (see WAC 388-24-050 (1)(a)(i));

If the parents have not maintained a home together, deprivation is established. If the parents have maintained a home together and one parent has left the home, the situation should be evaluated as provided in subsection (3)(b) of this section.

(d) Absence due to other reasons:

(i) Parent confined to an institution and is expected to remain for more than thirty days. A parent who is incarcerated but participating in a work release program is considered to be in an institution.

(ii) Parent has been deported.

(iii) Parent has been convicted of an offense and has been required by the court to perform unpaid work or community service during the workday while being permitted to reside in the family home.

(A) The basis of deprivation will be continued absence, and the needs of the convicted parent will not be included in the determination of eligibility or the payment of the family grant.

(B) A convicted parent earning income outside of the hours of sentenced unpaid work or community service shall have such earnings treated in accordance with WAC 388-28-500.

(4) The rules in this section shall apply to applications which are pending and/or made on or after October 1, 1982, and to recipients when case actions occur or when a periodic desk review is completed on or after October 1, 1982:)) (8) The rules in subsections (2), (3), (4), and (5) of this section are effective October 4, 1984.

AMENDATORY SECTION (Amending Order 2033, filed 11/2/83)

WAC 388-24-074 AID TO FAMILIES WITH DEPENDENT CHILDREN-EMPLOYABLE-DEPRIVATION DUE TO UNEMPLOYMENT OF A PARENT. Effective August 23, 1983, to be eligible for AFDC-E, an applicant shall be a child whose qualifying parent meets the requirements in this section.

(1) The qualifying parent is that parent earning the greater amount of income in the last twenty-four month period, the last month of which immediately precedes the month in which the application for assistance is filed.

(a) If the client and CSO cannot secure verification of earnings for this period, the CSO shall designate the qualifying parent using the best evidence available.

(b) The earnings of both parents are considered in determining the qualifying parent, regardless of when the relationship began.

(c) The designated qualifying parent remains the qualifying parent for each consecutive month the family remains on assistance based on the current application.

(d) If both parents earned an identical amount of income, the CSO shall designate the qualifying parent.

(2) The child must be deprived of parental care and support because of the unemployment of a natural parent, ((if married or paternity has been established by a court order,)) adoptive parent, or stepparent who satisfies all the requirements in this section to qualify the assistance unit.

A parent or stepparent is considered to be unemployed when:

(a) He or she is employed less than one hundred hours a month, or

(b) He or she exceeds that standard for a particular month if his or her work is intermittent and the excess is of a temporary nature as evidenced by the fact he or she was under the one hundred hour standard for the two prior months and is expected to be under the standard

during the next month.

(3) The qualifying parent or stepparent must have been unemployed as defined in subsection (2) of this section for at least thirty days prior to the date AFDC-E is authorized.

When AFDC-E is terminated due to full-time employment of the unemployed parent or stepparent, no additional waiting period is required if the full-time employment ends within thirty days of termination and the individual reapplies and is found otherwise eligible for AFDC-E.

(4) The qualifying parent or stepparent must not have refused a bona fide offer of employment or training for employment or has not voluntarily left a job without good cause during the same thirty-day period.

(5) The child must meet the eligibility conditions specified in WAC 388-24-040 and 388-24-090 through 388-24-125.

(6) The child's qualifying parent or stepparent:

(a) In WIN areas, must be registered for the WIN/E&T program unless exempted by WAC 388-24-107. If exempt from WIN registration due to remoteness, must be registered for employment with the local DES office.

(b) In non-WIN areas(;;), ~~((+))~~ must be registered for employment with the local DES office(;;) and

~~((+))~~ is registered) for E&T unless exempted by WAC 388-24-107. If exempt from E&T registration due to remoteness, must still be registered for employment with the local DES office.

(7) The qualifying parent or stepparent, if eligible for unemployment compensation, has not refused to apply for or accept such compensation.

(8) The qualifying parent or stepparent:

(a) Has had six or more quarters of work within any thirteen calendar quarter period ending within one year prior to the application for assistance. A "quarter of work" means a calendar quarter in which he or she earned income of not less than fifty dollars, or in which he or she participated in the work incentive (WIN) program or community work experience program (CWEP). A "calendar quarter" means a period of three consecutive calendar months ending March 31, June 30, September 30, or December 31, or

(b) Within one year prior to his or her application received or would have been eligible to receive unemployment compensation had he or she applied; or if the employment which he or she had was not covered under the unemployment compensation law of the state or the United States, his or her work history was such that had his or her employment been covered, he or she would have been eligible.

(9) The qualifying parent or stepparent:

(a) In non-WIN areas is registered for and accepts on an ongoing basis employment and training services.

(b) In WIN areas is registered for and accepts the services defined in subsection (9)(a) of this section if not accepted into a WIN component.

(10) The child must be living with both natural parents, ~~((if married or paternity has been established by a court order,))~~ adoptive parents, or a parent and stepparent except that one may be temporarily absent to search for employment with the expectation of continuing to live with the family.

(11) AFDC will not be denied or terminated solely because of an individual's participation in institutional and work experience training or in public service employment under the WIN program.

(12) The rules in this section are effective July 1, 1983.

AMENDATORY SECTION (Amending Order 2033, filed 11/2/83)

WAC 388-24-107 ELIGIBILITY CONDITIONS APPLICABLE TO AFDC-R AND AFDC-E—REGISTRATION FOR WIN/EMPLOYMENT AND TRAINING. Effective August 23, 1983:

(1) As a condition of eligibility for AFDC, every individual shall register for and participate in the WIN or employment and training (E&T) program and/or the ~~((intensive applicant))~~ employment ~~((services))~~ search program project unless such individual is:

(a) A dependent child under age sixteen or age sixteen but not yet nineteen and is attending full time, or has been accepted for enrollment as a full-time student for the next school term, in an elementary or secondary school, or the equivalent level of vocational or technical training, and reasonably expected to complete such course prior to the end of the month he or she reaches nineteen;

(b) A person who is ill, incapacitated, or sixty-five years of age or older;

(i) Temporary illness or incapacity provides WIN/E&T exemption only for the period of a documented condition of unemployability. Exemption terminates when the condition ceases.

(ii) Persons determined to be exempt from registration on the basis of permanent incapacity shall be referred for services under the vocational rehabilitation program.

(c) A person residing outside a WIN/E&T area or at a location so remote from a WIN/E&T project that his or her effective participation is precluded;

(d) A person whose presence in the home is required because of illness or incapacity of another member of the household;

(e) A parent or other needy caretaker relative of a child under the age of six personally providing care for the child, with only brief and infrequent absences from the child; or

(f) A person employed at least thirty hours per week.

(g) A woman in the third trimester of pregnancy.

(h) The parent of a child when the other parent or stepparent is in the home and is not exempted by subsection (1)(a), (b), (c), (d), (e), (f), or (g) of this section.

(2) Any applicant or recipient has a right to a fair hearing to contest a determination of nonexempt status and shall be considered as exempt until his or her status is finally determined. (See WAC 388-57-090.)

(3) The requirements of any individual, other than the parent qualifying the assistance unit for AFDC-E, failing to register as required under subsection (1) of this section shall not be taken into account in determining the requirements of the assistance unit and the amount of assistance, and assistance will be granted to the eligible members of the assistance unit.

(4) An exempt parent caretaker of a child shall be advised of his or her option to register if he or she so desires, and of the fact child care will be provided if needed. Other exempted individuals may volunteer to register, subject to acceptance of such registration by DES.

(5) When an AFDC recipient classified as exempt from WIN/E&T registration reports any change affecting the exempt status, he or she shall be registered within thirty days after the report. If a change is not reported, exempt or nonexempt status will be determined at the next review unless the department becomes aware an AFDC recipient's exempt status has changed. Then the recipient shall be notified he or she shall be registered within thirty days.

(6) The department's financial service unit shall determine which AFDC applicants or recipients are exempt from registration and which are required to register as a condition of eligibility.

AMENDATORY SECTION (Amending Order 1390 [2033], filed 4/26/79 [11/2/83])

WAC 388-24-125 ELIGIBILITY CONDITIONS APPLICABLE TO AFDC—LIVING IN HOME OF RELATIVE OF SPECIFIED DEGREE. Effective August 23, 1983:

(1) Relationship of child to relative:

(a) A dependent child to be eligible for AFDC-R must be living with one or more of the following relatives in a place of residence the relative or relatives maintains as his or her own home:

(i) Blood relatives (including those of half-blood); father, mother, brother, sister, uncle, aunt, first cousin, nephew, or niece. Relationships to persons of preceding generations as denoted by the prefixes of grand, great, or great-great are within this definition.

(ii) Stepfather, stepmother, stepbrother, and stepsister. Adoption of a child by a stepparent changes the relationship from stepparent to adoptive parent.

(iii) Persons who legally adopt a child. Relatives of persons who adopt children are included within the definition of "relative" as defined in this section.

(iv) Spouse of any persons named in this section are within the scope of this provision, although the marriage is terminated by death or divorce.

(b) A child eligible for AFDC-E must be living with both natural parents ~~(as defined in WAC 388-24-055(1)), ((if married))~~ or adoptive parents, or a parent and stepparent. ~~((A child of unmarried parents is included if paternity has been established by a court order (see WAC 388-24-050 (1)(a)(i)).))~~ In order to determine members of the assistance unit, see WAC 388-24-050 also.

(c) A child eligible for AFDC-FC must live in a licensed family foster home, nonprofit group home, or nonprofit child care institution.

(d) The unborn child is considered to be living with the mother.

(2) Verification of relationships - relative to child and parents to each other.

All relationships shall be verified in accordance with WAC 388-38-

200.

(3) Other considerations in determining when child is living in home of relative of specified degree.

(a) "Living in home of relative" means the child is an accepted member of a family unit, and therefore, has a close and direct relationship with a specified relative assuming parental responsibility for the care, guidance, and control of the child.

(b) The "home" is a family setting maintained or in the process of being established for the benefit of the family group. A home exists as long as the responsible relative exercises responsibility for the care and control of the child, even though circumstances may require the temporary absence of either the child or the responsible relative from the customary family setting. Such temporary separations include:

(i) Temporary care of the child or the responsible relative in a hospital or public or private institution when the illness is such that a return to the family can be expected and parental responsibility continues. If the temporary care exceeds ninety days, the monthly grant standard shall be as specified in WAC 388-29-125.

(ii) Attendance of a child in school when the purpose is primarily for obtaining an education or vocational training. The responsible relative retains full responsibility for the child and the child returns home during a year's period, at least for summer vacation. The monthly grant standard for a child attending school away from home shall be as specified in WAC 388-29-145. However, even temporary absence of a child from his or her home for this purpose makes a child ineligible for AFDC unless the attendance at the school is due to:

(A) Need for specialized education and training not available in the child's home community, and such specialized education is recommended by local school authorities, or

(B) Isolation of the child's home making it necessary for him or her to be away from home to attend school.

(C) Enrollment on or after September 1, 1981, in an Indian boarding school administered through the Bureau of Indian Affairs.

(iii) Visits in which the child or responsible relative is away from home for ninety days or less, including visits of a child to a parent residing away from the child's customary family home. If the responsible relative or child leaves the home for more than ninety days, eligibility is redetermined in accordance with the new circumstances.

(iv) Attendance in a vocational training program when attendance is necessary for a responsible relative to reside temporarily apart from his or her family to secure the training. Absence is considered temporary for the period of time required to complete the training program, if the responsible relative retains parental responsibility for the child during the absence and plans to return to the home upon completion of training.

(A) CSO approval is required for the training plan. (See WAC 388-57-028(2).)

(B) A separate assistance unit shall be established for the responsible relative in training away from home.

(v) Temporary placement of the child in foster care while the parent is temporarily receiving care in a residential treatment facility, where such absences do not exceed thirty days.

(c) An AFDC payment can be made for a child who is a ward of the juvenile court, or other agency to whom the court has delegated authority, if all other eligibility factors have been met and the relative of specified degree actually carries out the everyday care, control, and supervision of the child.

(d) An AFDC payment cannot be made if the court, or other agency to whom the court has delegated authority, has physical custody of the child and carries out the actual day-to-day care, control, and supervision of the child.

(e) An AFDC payment can be made to the caretaker relative in behalf of a child even if the child is in foster care. The caretaker relative can apply for and receive AFDC for himself or herself and the child for thirty days, even though the child is not physically in the custody of the relative if:

(i) The caretaker relative is otherwise eligible,

(ii) The child is returned to the relative's home before the end of the thirty-day assistance period,

(iii) No AFDC payments are being made for the child, either in another relative's home or through AFDC-FC in the same thirty-day period.

Reviser's note: The bracketed material preceding the section above was supplied by the code reviser's office.

AMENDATORY SECTION (Amending Order 2033, filed 11/2/83)

WAC 388-24-137 CONTINUATION OF ASSISTANCE WHEN DEPRIVATION CEASES. Effective August 23, 1983:

(1) When deprivation due to incapacity ((~~or~~)), absence, or unemployment ceases and the family remains in need, the CSO shall determine if any other basis for deprivation exists.

(2) If ((~~there is~~)) no other deprivation ((due to death or incapacity after deprivation due to absence ceases)) exists, assistance will be discontinued at the end of the calendar month in which deprivation ((~~due to absence ceases unless one of the parents qualifies the assistance unit for AFDC-E~~)) ends.

AMENDATORY SECTION (Amending Order 1704, filed 9/25/81)

WAC 388-24-250 CONSOLIDATED EMERGENCY ASSISTANCE PROGRAM—CONDITIONS OF ELIGIBILITY. Effective July 1, 1981, the consolidated emergency assistance program (CEAP) shall be granted to families with dependent children who meet all of the following eligibility conditions:

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

(2) Have not been certified as eligible for, or are not receiving, or are not having their needs met by AFDC, SSI, GAU or refugee assistance.

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

(a) Food.

(b) Shelter.

(c) Clothing.

(d) Minor medical.

(e) Utilities.

(f) Household maintenance.

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

(h) Transportation for a minor, not in foster care, to a home where care will be provided by family members or approved caretakers.

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

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

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

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

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

(a) Ill or incapacitated; or

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

(c) A needy caretaker relative or parent of a child under the age of six who is caring for the child; or

(d) Under sixteen; or

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

(f) Sixty years of age or older.

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

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

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

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

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

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

(11) Have completed an interview with employment and training staff when referred.

AMENDATORY SECTION (Amending Order 2033, filed 11/2/83)

WAC 388-24-265 CONSOLIDATED EMERGENCY ASSISTANCE PROGRAM (CEAP)—ELIGIBLE PERSONS. Effective August 23, 1983:

- (1) CEAP shall be provided when the child:
- Is under eighteen years of age, and
 - Is living with a parent or other relative as specified in WAC 388-24-125 (1)(a)(i), or
 - Has lived with such relative within the six months prior to the month in which assistance is requested;
 - Is in emergent need and the need is not due to his or her or such relative's refusal without good cause to accept employment.
- (2) The following may be included in the assistance unit:
- The child or children under the age of eighteen.
 - Both parents (~~(-if married or)~~) if (~~(paternity)~~) paternal relationship has been established ((by court order)) (see WAC 388-24-050 (1)(a)(i)). Otherwise, only the mother shall be included.
 - The needy caretaker relative or relatives with whom the child or children live.
 - Migrant workers with dependent children.
 - The married parents of an unborn child when pregnancy is confirmed. If unmarried, only the mother shall be included.
 - A child under the age of eighteen not currently living in the home of a relative, if he or she qualifies under WAC 388-24-255(3).
 - Children and families not eligible for assistance because of their alien status.
- (3) Emergency assistance:
- May be paid to the recipient by warrant or by vendor payment.
 - Shall be utilized for applicants from another state only when such individuals are:
 - Detained in Washington for reasons beyond their control and as a result of events which could not have been reasonably anticipated; or
 - They have decided to become residents.

AMENDATORY SECTION (Amending Order 1097, filed 2/13/76)

WAC 388-24-550 ASSISTANCE TO MINOR CHILD. (1) A minor is a person under the age of 18.

(2) Under state law (chapter 74.13 RCW) the department is responsible for the protection and care of homeless, dependent or neglected children or children in danger of becoming delinquent.

(3) A minor may apply in his or her own right, including an unmarried minor with a child or an unmarried pregnant minor. If the unmarried pregnant minor is requesting an abortion, parental consent is not required. The decision to proceed with an abortion rests solely with the minor. Involvement and/or consultation with parents in reaching this decision should be a matter of individual case judgment.

(4) Financial eligibility of a minor cannot be established without a determination of the parent's ability to financially support and willingness to contribute. See WAC (~~(388-83-050(2))~~) 388-83-130 for responsibility for medical care. Parental contact is not required when the minor applicant

- Is married,
- Is in the military service.
- Has been declared emancipated by a court of competent jurisdiction prior to the application for assistance.
 - The minor's emancipation status is not an eligibility factor. The identification of emancipation status is necessary to determine if there is parental responsibility for support.
 - Is applying for medical assistance related to pregnancy. See WAC (~~(388-82-015 (1)(a)(i) regarding abortion)~~) 388-82-115(6).
- The minor applicant will be informed that there will be communication with her/his parents in the determination of eligibility, and that the juvenile court will be advised if her/his parents do not assume financial responsibility.
- The juvenile court will be advised of all cases in which the parents do not assume financial responsibility.

REPEALER

The following section of the Washington Administrative Code is repealed:

WAC 388-24-270 CONSOLIDATED EMERGENCY ASSISTANCE PROGRAM (CEAP)—GRANT STANDARDS.

WSR 85-01-026
PROPOSED RULES
DEPARTMENT OF
SOCIAL AND HEALTH SERVICES
(Public Assistance)
 [Filed December 12, 1984]

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 physicians' services, amending WAC 388-86-095;

that the agency will at 10:00 a.m., Wednesday, January 23, 1985, in the Auditorium, 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 January 30, 1985.

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

The specific statute these rules are intended to implement is chapter 74.09 RCW.

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency before January 23, 1985.

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 Office of Administrative Regulations, at State Office Building #2, 12th and Franklin, Olympia, Phone (206) 753-7015, by January 9, 1985. The meeting site is in a location which is barrier free.

Dated: December 11, 1984

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 388-86-095.

Purpose of the Rule Change: To clarify when cataract surgery and contact lenses are medically necessary.

The Reason These Rules are Necessary: Present regulations are silent on the issue.

Statutory Authority: RCW 74.08.090.

Summary of the Rule Change: Establishes conditions under which cataract surgery and contact lenses are medically necessary.

Person Responsible for the Drafting, Implementation and Enforcement of the Rule: Jim Sparks, Program

Manager, Division of Medical Assistance, phone 753-7316, mailstop LK-11.

These rules are not necessary as a result of federal law, federal court decision or state court decision.

AMENDATORY SECTION (Amending Order 2060, filed 1/4/84)

WAC 388-86-095 PHYSICIANS' SERVICES. The department shall purchase the services of physicians participating in the program on a fee-for-service or contract basis subject to the exceptions and restrictions listed as follows.

(1) Physicians' services are provided through contract agreements for certain voluntary child care agencies and maternity homes.

(2) Cost of a physical examination is authorized only for recipients related to federal programs under the following circumstances:

(a) For admission to skilled nursing facility if within forty-eight hours of admission or change of status from a private-pay to a medic-aid-eligible patient.

(b) Given as a screening under the EPSDT program; see WAC 388-86-027.

(c) For physical examination not covered by medicaid, see the following:

(i) AFDC incapacity, see chapter 388-24 WAC.

(ii) Determination of whether an individual's health will or will not permit his return to his home, see chapter 388-28 WAC.

(iii) Request by the claimant or examiner in a fair hearing procedure, see chapter 388-08 WAC.

(iv) Foster home placement, see chapter 388-70 WAC.

(v) Adoptive home placement, see chapter 388-70 WAC.

(vi) Employability for WIN program, see chapter 388-24 WAC.

(vii) Incapacity for GAU program, see chapter 388-37 WAC.

(3) When covered services of a consultant or specialist are necessary, approval need not be obtained from the medical consultant. Payment shall be made in accordance with local medical bureau practices.

(a) A fee for consultation shall not be paid when the specialist subsequently performs surgery or renders treatment for which flat fees or fees-for-service accrue.

(b) On initial or subsequent visits for the purpose of establishing a diagnosis and when services of a specialist or consultant are required, payment shall be limited to not more than two such services. Any additional specialist or consultant requests shall be justified by the attending physician and approved by the medical consultant.

(4) Limitations on payment for physicians' services:

(a) Payment for physicians' calls for nonemergent conditions in a skilled nursing facility or an intermediate care facility, is limited to two calls per month. Requests for payment for additional visits must be justified at the time the billing is submitted by the physician.

(b) Payment for hospital calls is limited to one call per day. This is applicable to other than flat fee care.

(c) Individual outpatient psychotherapy provided by a psychiatrist shall be limited to one hour per month or equivalent combinations. Up to a maximum of two hours psychotherapy may be authorized when justified during the first month of treatment. Subdivisions of (4)(a) and (b) of this section, also apply unless other rules take precedence. See WAC 388-86-067(1) for service provided by a contracting mental health center.

(5) All surgical procedures require approval by the medical consultant.

(6) Minor surgery and diagnostic procedures performed in a physician's office do not require prior approval.

(7) A recipient of public assistance is not required to obtain medical care in the county of his residence.

(8) For limitations on out-of-state physicians' services see WAC 388-86-115.

(9) Cataract surgery will be considered medically necessary when the following conditions exist:

(a) When vision is 20/200 in the worse eye.

(b) When vision is worse than 20/70, distant vision, and J-5 with +3.50, near vision, in better eye.

(c) When extenuating circumstances, such as employment requirements, need to drive, are present, the vision is worse than 20/40, distant vision, in the better eye.

(d) Other unusual circumstances when approved by medical consultant.

(10) Contact lenses would be considered medically necessary for certain medical conditions of the eyes, i.e., keratoconus, recurrent corneal erosions, other medical conditions where visual acuity either cannot be corrected with spectacles or there is a true therapeutic effect, i.e., transparent bandage effect, and when suffering from high refractive errors, over +6 or over -6 diopters.

WSR 85-01-027
PROPOSED RULES
DEPARTMENT OF
SOCIAL AND HEALTH SERVICES
(Public Assistance)

[Filed December 12, 1984]

Notice is hereby given in accordance with the provisions of RCW 34.04.025, that the Department of Social and Health Services intends to adopt, amend, or repeal rules concerning:

Amd WAC 388-87-005 Payment—Eligible providers defined.
Amd WAC 388-87-007 Medical provider agreement;

that the agency will at 10:00 a.m., Wednesday, January 23, 1985, in the Auditorium, 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 January 30, 1985.

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

The specific statute these rules are intended to implement is chapter 74.09 RCW.

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency before January 23, 1985.

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 Office of Administrative Regulations, at State Office Building #2, 12th and Franklin, Olympia, Phone (206) 753-7015, by January 9, 1985. The meeting site is in a location which is barrier free.

Dated: December 11, 1984

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 388-87-005 and 388-87-007.

Purpose of the Rule Change: To implement the administrative sanctions policy of the division.

The Reason These Rules are Necessary: To terminate providers from the medical assistance program who constitute a threat to the health and safety of recipients.

Statutory Authority: RCW 74.08.090.

Summary of the Rule Change: Establishes criteria under which administrative sanctions can be applied.

Person Responsible for the Drafting, Implementation and Enforcement of the Rule: Jim Sparks, Medical Assistance Program Manager, Division of Medical Assistance, mailstop LK-11, phone 3-7316.

These rules are not necessary as a result of federal law, federal court decision or state court decision.

AMENDATORY SECTION (Amending Order 2011, filed 8/19/83)

WAC 388-87-005 PAYMENT—ELIGIBLE PROVIDERS DEFINED. (1) Eligible providers are:

- (a) Persons currently licensed by the state of Washington to practice medicine, osteopathy, dentistry, optometry, podiatry, nursing, chiropractic, or physical therapy,
- (b) A hospital currently licensed by the department,
- (c) A nursing home currently licensed and classified by the department as a skilled nursing or intermediate care facility,
- (d) A licensed pharmacy,
- (e) A home health services agency certified by the department,
- (f) An independent (outside) laboratory certified to participate under Title XVIII or determined currently to meet the requirements for such participation,
- (g) A company or individual (not excluded in subsection (3) of this section) supplying items such as ambulance service, oxygen, eyeglasses, other appliances, or approved services,
- (h) A provider of screening services that has signed an agreement with the department to provide such services to eligible individuals in the EPSDT program,
- (i) A certified center for the detoxification of acute alcoholic conditions,
- (j) A certified outpatient clinical community mental health center, an approved inpatient psychiatric facility, drug treatment center, or Indian health service clinic,
- (k) A Medicare certified rural health clinic,
- (l) Approved prepaid health maintenance, prepaid health plans and/or health insuring organizations,
- (m) An out-of-state provider of services listed in subsection (1) (a) through (f) of this section, with comparable qualifications in state of residence or location of practice.

(2) Under the mandatory and discretionary provision of RCW 74.09.530, the services of the following practitioners will not be furnished to applicants or recipients:

Sanipractors
 Naturopaths
 Homopathsists
 Herbalists
 Masseurs or manipulators
 Christian Science practitioners or theological healers
 Any other licensed or unlicensed practitioners not otherwise specifically provided for in these rules.

(3) Conditions of eligibility:

(a) When a provider has a restricted professional license or previously has been terminated, excluded, or suspended from the Medicare/Medicaid programs, eligibility will be authorized only if the department has determined that the violations that led to the sanction or license restriction are not likely to be repeated. In making this determination, the department will consider, among other factors, whether the provider has been convicted of offenses related to the delivery of medical care which were not considered during the development of the previous sanction by Medicare, Medicaid, or state or local licensing authorities.

(b) The department may not reinstate in the medical assistance program, a provider that has been suspended from Medicare or suspended at the direction of the department of health and human services until DHHS notifies the department that the provider may be reinstated.

(c) Nothing in this subsection shall preclude the department from denying authorization if, in the opinion of the medical director, division of medical assistance, the provider constitutes a danger to the health and safety of recipients.

AMENDATORY SECTION (Amending Order 2007, filed 8/23/83)

WAC 388-87-007 MEDICAL PROVIDER AGREEMENT. The medical care program is offered through the use of certified providers of medical services. To be certified, a provider must be licensed to provide said services, must meet the conditions of eligibility defined in WAC 388-87-005, and must submit a form to the department stating his/her intention to participate in the program according to the terms of this section. This form and participation by the provider according to the terms of this section shall constitute the agreement between the department and the provider. Certified providers shall be issued a provider number by the department which is authorization to participate in the medical care program. Providers who participate in the program by providing services to recipients of medical assistance and billing the department for such services are bound by the rules and standards set forth in this section and as issued by the department.

(1) Providers shall keep all records necessary to disclose the extent of services the provider furnishes to recipients of medical assistance.

(2) Providers shall furnish the department with any information it may request regarding payments claimed by the provider for furnishing services to recipients of medical assistance.

(3) The provider shall bill according to instructions issued by the department and accept payment for services according to the schedule of maximum allowances, the drug formulary and other applicable maximum payment levels or schedules. Such payment shall constitute complete remuneration for such services.

(4) The provider shall refund to the recipient any payment received directly from the recipient for services for which the department is responsible for payment. The department's responsibility for services provided in a retroactive period, as defined in WAC 388-80-005, is limited to cases in which the cost of the services has not been otherwise paid. However, it is appropriate, but not required, that a provider refund to a recipient any payment received in a retroactive period, if he/she later becomes eligible for Medicaid on a retroactive basis. Such refund would be for services for which the department would otherwise be responsible for payment. After refunding to the recipient, the provider may bill the department. Upon receipt of a medical coupon that identifies the patient as eligible on a retroactive basis, the provider may not bill the recipient for any unpaid charges for covered services remaining from the retroactive period.

(5) Each billing invoice submitted to the department by a provider shall contain the following language and verification: "I hereby certify under penalty of perjury, that the material furnished and service rendered is a correct charge against the state of Washington; the claim is just and due; that no part of the same has been paid and I am authorized to sign for the payee; and that all goods furnished and/or services rendered have been provided without discrimination on the grounds of race, creed, color, national origin or the presence of any sensory, mental or physical handicap."

(6) Providers shall render all services without discrimination on the grounds of race, color, sex, religion, national origin, creed, marital status, or the presence of any sensory, mental or physical handicap.

(7) The department may suspend or withdraw the provider's number and authorization to participate in the medical care program upon thirty days written notice to the provider. The thirty-day notice shall not be required if a provider is convicted of a criminal offense related to participation in the Medicare/Medicaid program, if his/her license is suspended or revoked, if federal funding is revoked, or if in the opinion of the medical director, division of medical assistance the quality of care provided is such that the health and safety of recipients is endangered.

(8) Providers shall render all services according to the applicable sections of the Revised Code of Washington, the Washington Administrative Code, federal regulations and program instructions issued by the department.

(9) Nothing in this section shall preclude the department and any provider or provider group or association from jointly negotiating or entering into another form of written agreement for provision of medical care services to eligible recipients.

(10) The provider must meet the disclosure of ownership requirements of WAC 388-87-008.

WSR 85-01-028
PROPOSED RULES
DEPARTMENT OF
SOCIAL AND HEALTH SERVICES
(Health)

[Filed December 12, 1984]

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 hospice regulations, new chapter 248-31 WAC.

It is the intention of the secretary to adopt these rules on an emergency basis on or about December 12, 1984; that the agency will at 2:00 p.m., Wednesday, January 23, 1985, in the Auditorium, 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 January 20, 1985.

The authority under which these rules are proposed is RCW 70.126.040.

The specific statute these rules are intended to implement is RCW 70.126.040.

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency before January 23, 1985.

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 Office of Administrative Regulations, at State Office Building #2, 12th and Franklin, Olympia, Phone (206) 753-7015, by January 9, 1985. The meeting site is in a location which is barrier free.

Dated: December 11, 1984

By: David A. Hogan, Director
 Division of Administration and Personnel

STATEMENT OF PURPOSE

This statement is filed pursuant to RCW 34.04.045.

Re: New chapter 248-31 WAC, Hospice care agency regulations.

Purpose of the New Rule: To establish standards for certification of hospices pursuant to chapter 70.126 RCW.

The Reason These Rules are Necessary: A legislative mandate of 1983, amended in 1984, directing DSHS to adopt rules establishing standards for state certification of hospices compatible with and at least as stringent as hospice certification regulations established by the United States Department of Health and Human Services (USHHS) and hospice accreditation standards of Joint Commission on Accreditation of Hospitals (JCAH).

Statutory Authority: RCW 70.126.040.

Summary of the Rule: Definitions and rules address therapy services specified in chapter 70.126 RCW. Requirements are consistent with principles and standards of hospice, USHHS conditions of participation, and JCAH hospice standards. Operational and organizational components of hospice are described for those agencies choosing to become certified in order to be included as options in group or blanket disability insurance policies. The focus of hospice is care of the terminally ill patient and family unit, primarily in the residence of the patient, with provision for inpatient and respite linkages.

Person Responsible for Administration and Enforcement of the Rule: John Gerth, Section Head, Facility Licensing and Certification, Office of Health Facilities and Services, Division of Health, mailstop ET-31, phone 753-5851.

These rules are not necessary as a result of federal law, federal court decision or state court decision.

Chapter 248-31 WAC HOSPICE CARE AGENCY REGULATIONS

NEW SECTION

WAC 248-31-001 **PURPOSE.** The purpose of these rules and regulations is to establish standards for operation of certified hospice care agencies. These rules are promulgated pursuant to chapter 70.126 RCW directing the department of social and health services to adopt rules establishing standards for certification of hospices.

NEW SECTION

WAC 248-31-002 **DEFINITIONS.** For the purpose of this chapter, the following words and phrases shall have the following meaning unless the context clearly indicates otherwise:

(1) "Administrator" means a person managing and responsible for the day-to-day operation of each certified hospice and having at least one year of supervisory or administrative experience and/or training.

(2) "Bereavement service" means consultation, support, counseling, and follow-up of a patient unit before and following death of the patient.

(3) "Bylaws or equivalent" means a set of rules adopted by a hospice for governing hospice operation.

(4) "Certification" means a statement by the department that a hospice is operating in accordance with standards of the department contained and described in chapter 70.126 RCW and chapter 248-31 WAC.

(5) "Clinical progress note" means a written, dated notation of each contact with a patient unit containing a description of signs and symptoms, treatments, medications given, the patient reaction, any changes in physical or emotional condition, and other pertinent information.

(6) "Department" means department of social and health services.

(7) "Family" means individuals, primary care givers, representatives, and others who are important to and designated by the patient and who need not be relatives.

(8) "Governing body" means the individual or group with responsibility and authority to establish policies related to operation of a hospice.

(9) "Home health aide" means an individual providing services in behalf of and coordinated by hospice and providing care of hospice patients under the supervision of a registered nurse, physical therapist, occupational therapist, or speech therapist. Such care includes ambulation and exercise, assistance with medications ordinarily self-administered, reporting changes in patient condition and needs, completing appropriate records, and personal care or household services needed to achieve the medically desired results.

(10) "Hospice" means a private or public agency or organization or entity or division thereof administering and providing hospice care and certified by the department as a hospice care agency pursuant to chapter 70.126 RCW and chapter 248-31 WAC.

(11) "Hospice care" means a group of organized and coordinated palliative services for the terminally ill, prescribed by the attending physician with care provided by the hospice according to a hospice

plan of care, and in accordance with chapter 70.126 RCW and chapter 248-31 WAC: PROVIDED, That the patient and/or patient representative is informed and expresses a preference for the type of care and services that may be provided as hospice and agrees to those services available in a specific named hospice.

(12) "Hospice plan of care" means a written, individualized plan specific to one patient unit and approved by a physician describing hospice care to be provided to the patient unit for palliation or medically necessary treatment of an illness or injury.

(13) "Inpatient care" means care provided in a facility licensed by a state of the United States as a hospital, skilled nursing facility, or a hospice.

(14) "May" means permissive or discretionary on the part of the department.

(15) "Medical records professional" means a person having successfully completed the examination requirements of the American medical record association (AMRA), 875 N. Michigan, Suite 1850, Chicago, Illinois 60611, as specified in Standards for Initial Certification or Standards for Maintenance of Certification as adopted by the American medical records association, October 3, 1983, or having documented equivalent in education, training, and/or experience.

(16) "Occupational therapist" means an individual licensed as a registered occupational therapist (OTR) pursuant to chapter 18.59 RCW.

(17) "Owner" means the individual, partnership or corporation, or other legal entity applying for department certification or recertification or renewal of certification of a hospice and providing evidence of intent and ability to comply with standards and rules pursuant to chapter 70.126 RCW and chapter 248-31 WAC.

(18) "Patient" means the terminally ill individual.

(19) "Patient unit" means the patient and family which together compose the unit of care in hospice.

(20) "Palliative care" or "palliation" means activities, interventions, and interactions planned and executed to cause a lessening or reduction of physical, psychological, or spiritual pain or discomfort and symptoms, and intended to ease without curing.

(21) "Personnel" means volunteers, employees, individuals, and groups providing services in behalf of and coordinated by hospice. "Direct personnel" means those personnel functioning according to a specific contract or agreement between one individual and hospice in which case such agreement or contract shall require hospice responsibility for screening and selection, job description, orientation, supervision, and regular evaluation of performance of the individual. Other personnel may include persons providing care working through the auspices of and under direction of another agency, organization, or program and who shall function as personnel of hospice according to an interagency agreement or contract between hospice and the other agency, organization, or program in which case the contract or agreement shall specify all deliverers of hospice care meet qualifications required for the job to be performed and receive regular performance evaluations.

(22) "Pharmacist" means an individual licensed by the state board of pharmacy to engage in the practice of pharmacy pursuant to chapter 18.64 RCW.

(23) "Physical therapist" means an individual practicing physical therapy as defined in chapter 18.74 RCW, physical therapy, under the prescription and direction of a physician.

(24) "Physician" means an individual currently licensed as a physician pursuant to chapter 18.71 RCW or osteopathic physician and surgeon licensed pursuant to chapter 18.57 RCW.

(25) "Registered nurse" means an individual licensed under the provisions of chapter 18.88 RCW, registered nurses.

(26) "Representative" means a person who, because of a patient's mental or physical incapacity, is authorized in accordance with state law to execute or revoke an election for hospice care.

(27) "Respite care" means care of a patient in the most appropriate setting, as agreed by patient unit and hospice, for a few days or hours of continuous care to relieve or replace family members or friends usually caring for the patient at home.

(28) "Self-administration" means patient or family administration of patient-owned medication to the patient as approved by the attending physician.

(29) "Shall" means compliance is mandatory.

(30) "Social worker" means a person having a masters degree from a college of social work accredited by the council on social work education (CSWE), 111 8th Avenue, New York, New York 10011, as described in Manual of Accrediting Standards for Graduate Professional Schools of Social Work, revised April 1971.

(31) "Speech therapist" means a person:

(a) Meeting the educational and experience requirements for a certificate of clinical competence in the appropriate area of speech pathology or audiology granted by the American speech, language and hearing association as described in the ASHA directory, American speech, language and hearing association, 10801 Rockville Pike, Maryland 20852, 1983; or

(b) Meeting the education requirements for a certificate of clinical competence and in the process of accumulating the supervised experience, as specifically prescribed in the ASHA directory, 1983.

(32) "Summary report" means a written, dated notation summarizing facts about hospice care given, response of the patient unit to hospice care, and coordination of hospice care.

NEW SECTION

WAC 248-31-010 CERTIFICATION OF HOSPICE. (1) An application for hospice certification shall be submitted on forms furnished by the department, accompanied by the fee. Applications shall be signed by the owner or designated agent.

(a) The applicant shall furnish to the department full and complete information as required by the department for the proper administration of these requirements.

(b) Fees established by the department shall be paid pursuant to RCW 43.20A.055 and chapter 440-44 WAC.

(2) The department may at any time inspect those parts of the premises of the hospice and examine those records necessary to determine compliance with this chapter, pertaining to hospice care agency certification requirements pursuant to chapter 70.126 RCW and chapter 248-31 WAC.

(a) The certificate issued shall be valid for a maximum of twenty-four months.

(b) The certificate shall not be transferrable or assignable.

(3) Hospice certification may be denied, suspended, or revoked for failure to comply with chapter 70.126 RCW or chapter 248-31 WAC. Any action to deny, suspend, or revoke certification shall comply with chapter 34.04 RCW, Administrative Procedure Act.

(4) When a change of ownership is planned, the owner shall notify the department at least thirty days prior to the date of transfer.

(a) The notification shall be written and contain the following information:

(i) Full name of the current owner and prospective new owner,

(ii) Name and address of the hospice,

(iii) The date of the proposed change of ownership.

(b) The prospective new owner shall submit a new application for hospice care agency certification with the fee at least thirty days prior to the change of ownership.

(c) A new hospice certification shall be issued only following approval of the application by the department.

(5) The hospice shall inform the department and all patient units being served at least thirty days in advance of cessation of operation with a plan specifying arrangements for referral of patients to other agencies or facilities in a manner providing for continuity of care.

NEW SECTION

WAC 248-31-020 GOVERNING BODY—ADMINISTRATION. (1) There shall be a governing body assuming responsibility and authority for:

(a) Establishing policy related to safe, adequate patient care and operation of the hospice.

(b) Appointing an administrator.

(c) Adopting and periodically reviewing written bylaws or an acceptable equivalent.

(d) Overseeing the management and fiscal affairs of the agency.

(e) Maintaining a record of governing body proceedings.

(f) Assuring written evaluation of hospice care agency performance.

(2) The administrator shall:

(a) Organize and direct the hospice's ongoing functions,

(b) Maintain ongoing liaison among governing body and hospice personnel,

(c) Ensure:

- (i) The inpatient provider has established policies consistent with those of the hospice and agrees to abide by the patient care protocols established by the hospice for its patients;
- (ii) The hospice clinical records include a record of all inpatient services and events;
- (iii) A copy of the discharge summary and, if requested, a copy of the medical record are provided to the hospice;
- (iv) The responsibilities of parties involved for implementation of the provisions of the agreement are specified;
- (v) The hospice retains responsibility for assuring appropriate hospice care training of the personnel providing the care under the agreement; and
- (vi) Inpatient care for respite purposes is provided in a setting as defined in WAC 248-31-002(13).
- (d) Arrange for professional services,
- (e) Employ qualified personnel and ensure adequate education and evaluation of personnel,
- (f) Ensure the accuracy of public information materials and activities,
- (g) Implement an effective budgeting and accounting system, and
- (h) Authorize in writing a qualified alternate to act in his or her absence.

NEW SECTION

WAC 248-31-030 PERSONNEL. (1) Personnel practices shall be supported by written personnel policies.

- (2) Personnel records shall be maintained to include:
 - (a) Job descriptions, including minimum qualifications for position;
 - (b) Qualifications of individuals who are personnel;
 - (c) Evidence of current licensure when applicable;
 - (d) Performance evaluations;
 - (e) Evidence of review of hospice care agency policy and procedures related to abuse and neglect of children and adults (particularly referencing chapter 26.44 RCW);
 - (f) Health records minimally to include one tuberculin skin test by the Mantoux method unless medically contraindicated with specifications as follows:
 - (i) Prior to providing patient care, each person expected to have contact with patients shall have or provide documented evidence of a tuberculin skin test by the Mantoux method;
 - (ii) When the skin test is negative (less than ten millimeters of induration), no further tuberculin skin testing shall be required;
 - (iii) A positive skin test consists of ten millimeters or more of induration read at forty-eight to seventy-two hours;
 - (iv) Positive reactors shall have a chest x-ray within ninety days of the first day of employment. Exceptions and specific requirements follow:
 - (A) Results of skin tests, report of x-ray findings, or exceptions to such shall be maintained in the hospice agency;
 - (B) Those with positive skin tests having completed a recommended course of preventive or curative treatment, as determined by local health officer, shall be exempted from further testing.
 - (g) Evidence of cardiopulmonary resuscitation training and review for personnel providing services in the home.
- (3) Personnel with a communicable disease in an infectious stage shall not provide direct patient care.
- (4) There shall be documentation of orientation of personnel and volunteers to hospice standards, policies, and procedures.
- (5) Each hospice shall make provisions for inservice or education of hospice personnel related to safe, current practice, minimally to include:
 - (a) Skills at providing palliation and comfort measures,
 - (b) Counseling skills including grief process and spiritual needs.

NEW SECTION

WAC 248-31-040 GENERAL REQUIREMENTS. (1) Organization, services provided, administrative control, and lines of authority for the delegation of responsibility to the patient care level shall be clearly set forth in writing and readily identifiable.

- (a) Administrative and supervisory functions shall not be delegated to another agency or organization,
- (b) Hospice shall assure continuity of care in the home, outpatient, respite, and inpatient settings.
- (2) Direct personnel shall provide the following services:
 - (a) Nursing,
 - (b) Social work,

- (c) Physician,
- (d) Counseling, and
- (e) Volunteers.
- (3) Hospice shall ensure continuity of services provided directly or under arrangement and ensure services are provided in a manner consistent with accepted hospice principles and practices and the hospice plan of care. Hospice care shall be provided in all of the following, as necessary:
 - (a) The patient's home or place of residence,
 - (b) Inpatient care setting as defined in WAC 248-31-002(13),
 - (c) Respite care setting as defined in WAC 248-31-002(27).
 - (4) Hospice shall provide twenty-four hours per day, seven days per week availability for consultation and emergency visits to include:
 - (a) Nursing services,
 - (b) Physician services, and
 - (c) Access to drugs and biologicals.
 - (5) Other services available shall include:
 - (a) Home health aide,
 - (b) Physical therapist,
 - (c) Occupational therapist,
 - (d) Medical social services,
 - (e) Volunteer services,
 - (f) Counseling services,
 - (g) Bereavement services, and
 - (h) Spiritual care.
 - (6) Hospice shall provide access to emotional support as necessary for personnel providing hospice care.
 - (7) Hospice shall assist the patient to obtain medical supplies, drugs and biologicals, and use of medical appliances as specified in the hospice plan of care.
 - (8) If services are provided by arrangement with another agency or program, the hospice shall have a written contract or agreement for provision of each arranged service. The agreement shall include minimally:
 - (a) Identification of the service to be provided;
 - (b) A stipulation that services shall be provided only with the expressed authorization of the hospice;
 - (c) A description of the manner in which the contracted services are coordinated, supervised, and evaluated by the hospice;
 - (d) The delineation of the role of the hospice and the other agency;
 - (e) A requirement for documenting that services are furnished in accordance with the agreement;
 - (f) The qualifications of the personnel providing the services;
 - (g) Procedures for determining charges and reimbursements;
 - (h) Responsibilities of parties involved for implementation of the agreement; and
 - (i) Hospice responsibility for training of personnel providing hospice care.
 - (9) Hospice shall establish policies governing the day-to-day provision of hospice care and services minimally to include or address:
 - (a) The scope of services offered;
 - (b) Admission, transfer, and discharge;
 - (c) Medical supervision of plans of care;
 - (d) Technical procedures;
 - (e) Infection control;
 - (f) Emergencies, safety, and death;
 - (g) Clinical records;
 - (h) Personnel qualifications;
 - (i) Quality assurance and utilization review mechanisms;
 - (j) Recognition and reporting of child and elderly abuse and neglect;
 - (k) Safety, cleanliness, and maintenance of equipment provided or utilized by the hospice;
 - (l) Administration of patient-owned medications; and
 - (m) The administration of treatment modalities including intravenous solutions, chemotherapy, parenteral feedings, and injections.

NEW SECTION

WAC 248-31-050 QUALITY ASSURANCE. (1) A hospice care agency shall conduct an ongoing, comprehensive, integrated, self-assessment of the quality and appropriateness of hospice care provided.

- (2) At least quarterly appropriate health professionals representing the scope of the hospice care agency program shall review a ten percent sample of the clinical records opened and closed during that quarter to determine established hospice policies have been followed.
- (3) The written findings shall be used by the hospice to correct identified problems and to revise hospice policies if necessary.

(4) Those responsible for the hospice care quality assurance program shall:

- (a) Implement and report on activities and mechanisms for monitoring the quality of patient care,
- (b) Identify and resolve problems, and
- (c) Make suggestions for improving care.

NEW SECTION

WAC 248-31-060 HOSPICE PLAN OF CARE. (1) Hospice shall demonstrate respect for an individual's rights by:

(a) Obtaining from the patient or patient representative a written, informed consent specifying the type of care and services that may be provided as hospice care during the course of the illness; and

(b) Making a statement of rights and responsibilities available to the patient unit.

(2) There shall be assessment of needs of a patient requesting hospice and identification of service needs including:

- (a) Patient and family goals;
- (b) Physical, spiritual, psychosocial needs;
- (c) Estimate of scope and frequency of services needed.

(3) A written hospice plan of care shall be established and maintained for each patient unit.

(a) The hospice plan of care shall be approved by the interdisciplinary team and the attending physician.

(b) The hospice plan of care shall be reviewed and updated as indicated by changes in patient unit needs and at intervals as specified in the plan with documentation of reviews.

(4) Hospice shall furnish appropriate information per phone or in writing to the inpatient care provider, in the event a hospice patient requires inpatient care, to include a summary of current care, condition, and reason for inpatient admission.

(5) Implementation of each hospice plan of care shall be coordinated by a designated registered nurse.

NEW SECTION

WAC 248-31-070 INTERDISCIPLINARY TEAM. (1) The hospice shall designate an interdisciplinary team or teams composed of individuals providing or supervising the hospice plan of care and services offered by the hospice, to include at least the following individuals who are direct personnel of the hospice:

- (a) A physician medical consultant;
- (b) A registered nurse;
- (c) A social worker; and
- (d) A pastoral, spiritual, or other counselor.

(2) The interdisciplinary team shall be responsible for:

(a) Establishing a hospice plan of care within seven days following admission to hospice home care services,

(b) Provision or supervision of hospice care and services.

(3) A specific interdisciplinary team shall be designated for each patient unit.

(4) Liaison among all personnel providing services and care for each patient shall be maintained so efforts effectively complement one another and support objectives outlined in the hospice plan of care with documented evidence of coordination to include:

- (a) Reports in clinical records,
- (b) A written summary report for each patient shall be sent to the attending physician at regular intervals, as specified in the hospice plan of care,
- (c) Reports of case conferences or other interdisciplinary communication.

NEW SECTION

WAC 248-31-075 CLINICAL MANAGEMENT. (1) There shall be a registered nurse who is direct personnel designated to manage hospice clinical services.

(2) The registered nurse designated to manage clinical services shall:

- (a) Participate in development of hospice clinical policies, and
- (b) Assume responsibility for clinical functions including clinical supervision of the interdisciplinary team.

NEW SECTION

WAC 248-31-080 PHYSICIAN SERVICES. (1) Each patient admitted to hospice shall have a designated attending physician.

(2) There shall be a physician consultant to hospice who:

- (a) Is direct personnel;

(b) Assumes overall responsibility for the medical component of the hospice's clinical care services.

(3) Physician direct personnel of the hospice shall:

(a) Participate in the interdisciplinary team;

(b) Provide medical management of hospice patients in the absence of an attending physician to include:

- (i) Palliation;
- (ii) Management of terminal illness and related conditions; and
- (iii) Other medical needs.

(c) Provide medical consultation to the extent palliative and other medical needs are not met by the attending physician.

(4) Written policies and procedures shall address admission and medical treatment of patients minimally to include assessment and diagnosis by the attending physician to include:

- (a) The admitting diagnosis and prognosis,
- (b) Current medical findings,
- (c) Any nutritional restrictions or needs,
- (d) Medication orders, and
- (e) Pertinent orders regarding the patient's terminal conditions.

(5) The hospice plan of care shall be reviewed and approved by the attending physician.

(6) Communication between the attending physician and other members of the interdisciplinary team shall be ongoing and documented.

(7) Provision shall be made for assuring continuity of medical care.

NEW SECTION

WAC 248-31-090 NURSING SERVICES. (1) The hospice shall provide nursing care and services by or under the supervision of a registered nurse.

(a) Nursing service shall be directed and staffed to assure the nursing needs of patients are met.

(b) Patient care responsibilities of nursing personnel shall be specified.

(c) Services shall be provided in accordance with state laws and rules and recognized standards and practices.

(2) Functions of registered nurses include:

- (a) An initial assessment;
- (b) Provision of services in accordance with hospice policies;
- (c) Initiation of the plan of care and necessary revision;
- (d) Regular re-evaluation of nursing needs;
- (e) Provisions of those services requiring substantial and specialized nursing skills;

(f) Initiation of appropriate palliative nursing procedures;

(g) Preparation of clinical progress notes and summary reports;

(h) Coordination and implementation of hospice care plan for each patient;

(i) Participation in case conferences and other processes used to coordinate hospice care for each patient;

(j) Informing the physician and other personnel of changes in the patient's condition and needs;

(k) Teaching and counseling the patient unit to meet patient needs;

(l) Participation in inservice programs and consultation with other personnel;

(m) Supervision and teaching of other nursing personnel, volunteers, and home health aides.

(3) Functions of a licensed practical nurse shall be in accordance with hospice policy and chapter 18.78 RCW.

NEW SECTION

WAC 248-31-100 COUNSELING SERVICES. (1) Counseling services shall be available to each patient unit and shall include psychosocial, nutritional, spiritual, bereavement, and any other counseling services designated in the hospice plan of care.

(2) Psychosocial assessment and counseling related to the terminal nature of the illness shall be provided by hospice personnel as specified in the hospice plan of care.

(3) Bereavement services shall be provided through an organized program under the supervision of a qualified professional having education and experience appropriate to the care of bereaved individuals and demonstrated ability in family and/or individual counseling.

(a) The hospice plan of care for bereavement services shall reflect family needs for bereavement counseling as well as a clear delineation of services to be provided and the frequency of service delivery with duration of bereavement services up to one year following the death of the patient, as appropriate.

(b) Bereavement services available shall include, but need not be limited to:

(i) Regular survivor contact, as needed, following death;
 (ii) An interchange of information between those providing bereavement services and hospice personnel providing care before the death of the patient; and

(iii) A process for the assessment of possible pathological grief reactions and, as appropriate, referral for intervention.

(c) Hospice personnel providing bereavement services shall receive appropriate training described in writing.

(4) Nutritional counseling shall be provided, when indicated.

(5) Spiritual counseling shall be provided by a qualified interdisciplinary team member and/or through a working relationship with clergy and/or spiritual counselors or advisors in the community.

(a) Each patient unit shall be notified as to the availability of clergy, spiritual counselors, and advisors.

(b) Hospice program spiritual care shall be provided as desired by the patient unit and documented in the clinical record.

NEW SECTION

WAC 248-31-110 THERAPY SERVICES. Any therapy service provided or under arrangement shall be provided as ordered by the attending physician, in accordance with the hospice plan of care, and in a manner consistent with applicable state practice laws and rules and accepted standards of practice as well as chapter 70.126 RCW and chapter 248-31 WAC.

NEW SECTION

WAC 248-31-120 MEDICAL SOCIAL SERVICES. (1) Social services shall be provided or directly supervised by a social worker as defined in WAC 248-31-002(30).

(2) Social services shall be provided as ordered by the attending physician and in accordance with the plan of care with functions to include:

(a) Assisting, counseling, and consulting with the patient unit, physician, hospice team, and appropriate community agencies to increase understanding of the significant social and emotional factors related to patient health and medical problems and death.

(b) Participation in the development of the plan of care, case conferences, and other processes used to coordinate hospice care;

(c) Identification, mobilization, and utilization of appropriate community resources;

(d) Participation in transfer and discharge planning;

(e) Participation in inservice program; and

(f) Preparation of clinical progress notes and/or summary reports.

NEW SECTION

WAC 248-31-130 HOME HEALTH AIDE SERVICES. (1) Home health aide services, when required, shall be available to meet the needs of the patients and included in the hospice plan of care.

(2) A registered nurse shall visit the home site at least every two weeks when home health aide services are being provided. The visit shall include an assessment of the aide services.

(3) Written instructions for patient care shall be prepared by a registered nurse and available to each home health aide.

(4) Home health aides shall demonstrate ability to follow written and verbal directions and prepare reports.

(5) There shall be evidence of hospice orientation and training of home health aides to include:

(a) Functions and responsibilities of a home health aide;

(b) Purpose and goals of hospice;

(c) Documentation and recordkeeping;

(d) Rights of people receiving hospice care;

(e) Ethics and confidentiality;

(f) Personal care activities and simple nursing or therapy procedures including when and to whom to report any change in patient condition;

(g) Assistance with medications ordinarily self-administered, with assistance limited to:

(i) Communication of appropriate information to the patient unit regarding self-administration; and

(ii) Presenting a patient-owned, pharmacist- or manufacturer-prepared, unopened, original, medication container to the patient.

(h) Promotion of a safe, clean, healthful environment;

(i) Emergency and death procedures.

NEW SECTION

WAC 248-31-140 VOLUNTEERS. (1) Hospice shall have available and routinely utilize direct personnel volunteers in provision of care and services.

(2) A designated person who is direct personnel shall be responsible for volunteer coordination.

(3) Hospice shall provide or arrange for and document orientation and training consistent with standards of hospice.

(4) Volunteer activities shall be documented in the clinical record.

(5) Volunteers providing professional services shall meet all standards associated with their discipline including applicable federal and state laws and rules.

NEW SECTION

WAC 248-31-150 MEDICAL SUPPLIES AND EQUIPMENT—APPARATUS—DRUGS. (1) Medical supplies, equipment, and apparatus specified in the hospice plan of care pursuant to RCW 70.126.020(1)(b)(ii) and (1)(b)(iii) shall be made available for the patient as needed for the palliation or medically necessary treatment of an illness or injury.

(a) Written policies and procedures shall assure the safety, cleanliness, and maintenance of equipment, apparatus, and supplies.

(b) Written policies and procedures shall provide for infection control.

(c) When medical supplies, equipment, and/or apparatus are secured through a vendor, provisions for safety, cleanliness, maintenance, and infection control shall be specified in writing.

(2) Written approval shall be obtained from the Washington state board of pharmacy for any hospice agency distributing legend drugs from an inventory of such drugs maintained or stored by the hospice agency.

(3) Policies and procedures related to storage or delivery of drugs by a hospice shall be established by the hospice in collaboration with a pharmacist and in accordance with applicable federal and state laws and rules.

(a) Hospice shall establish a policy for disposal of controlled drugs maintained in a patient's home when those drugs are no longer needed by the patient, e.g., patient expires.

(b) Drugs and treatments, when administered by hospice personnel, shall be administered by legally authorized personnel and as ordered by the physician.

(c) Verbal or phone orders issued by a physician shall be confirmed by authorized personnel.

(i) Orders shall be immediately recorded by the nurse or therapist confirming the order; and

(ii) Countersignature of the physician shall be obtained.

(d) Suspected drug allergies, adverse reactions to drugs, or treatments or other problems related to patient's use of drugs shall be promptly reported to the family and attending physician and addressed in the plan of care and clinical record.

NEW SECTION

WAC 248-31-160 CLINICAL RECORDS. (1) A clinical record shall be established and maintained in accordance with accepted professional standards for every individual receiving hospice care and services.

(a) There shall be annual or more frequent review by a medical records professional.

(b) The record shall be current, promptly and accurately documented, readily accessible, and systematically organized to facilitate retrieval of information.

(c) Entries shall be made and signed by personnel providing the service for all services provided by hospice whether furnished directly or under arrangements made by the hospice.

(2) Each clinical record shall contain:

(a) Pertinent past and current findings;

(b) Hospice plan of care;

(c) Appropriate identifying information;

(d) Name of attending physician; and

(e) Signed and dated clinical progress notes for each service rendered incorporated into the clinical record within seven days from the day service was rendered or more frequently.

(3) Completed clinical records shall contain a final diagnosis, complications, death or discharge summary, interdisciplinary team service notes, and bereavement assessment and services.

(4) Clinical records shall be retained or information readily retrievable in Washington state for a period of no less than ten years following discharge of the patient, except the records of minors which shall be retained for a period of no less than three years following attainment of age eighteen years or ten years following discharge, whichever is longer.

(5) There shall be policies specific to the retention and destruction of clinical records.

(a) If a hospice discontinues operation, arrangements shall be made to preserve clinical records with the plan for such arrangements approved by the department prior to cessation of operation.

(b) Final destruction of clinical records or patient care data shall be accomplished in such a manner that retrieval and subsequent use of information are impossible.

(c) In the event of patient transfer to another hospice, home health agency, or to a health care facility, a copy of the clinical record or an abstract and copy of the most recent summary report shall accompany the patient or be provided as soon as possible.

(6) Clinical record information shall be safeguarded against loss, destruction, or unauthorized use.

(a) There shall be written procedures governing use and removal of records and conditions for release of information.

(b) Release of information not authorized by law shall require prior written consent of the individual in accordance with written policy of the hospice agency.

WSR 85-01-029
PROPOSED RULES
DEPARTMENT OF
SOCIAL AND HEALTH SERVICES
(Public Assistance)
 [Filed December 12, 1984]

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 low income home energy assistance allowance, amending WAC 388-29-290;

that the agency will at 10:00 a.m., Wednesday, January 23, 1985, in the Auditorium, 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 January 30, 1985.

The authority under which these rules are proposed is RCW 43.20A.550.

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency before January 23, 1985.

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 Office of Administrative Regulations, at State Office Building #2, 12th and Franklin, Olympia, Phone (206) 753-7015, by January 9, 1985. The meeting site is in a location which is barrier free.

Dated: December 11, 1984

By: David A. Hogan, Director

Division of Administration and Personnel

STATEMENT OF PURPOSE

Re: WAC 388-29-290.

The Purpose of the Rule Change: To update WAC to reflect the FFY 1985 energy assistance program.

These Rules are Necessary: To effect the FFY 1985 energy assistance program.

Statutory Authority: RCW 43.20A.550.

Summary: The rules have been updated to reflect the 1985 energy assistance program. The major change is the addition of a pilot program in Spokane, Clark, Walla Walla, Columbia, Garfield, Clallam and Jefferson counties.

Person Responsible for the Drafting, Implementation and Enforcement of the Rule Change: Jay Emry, Program Manager, Division of Income Assistance, mailstop OB-31C, (206) 753-5401.

The rules are not necessary as a result of federal law, federal court decision or state court decision.

AMENDATORY SECTION (Amending Order 2058, filed 1/4/84)

WAC 388-29-290 LOW-INCOME HOME ENERGY ASSISTANCE ALLOWANCE. The department, acting as an agent of the Washington state (~~planning and community affairs agency~~) department of community development within the limits of the (~~DSHS-PCAA~~) DSHS-DCD agreement, will implement a portion of the low-income home energy assistance program. The following delineates the rules applicable to that portion of the program:

(1) Definitions:

(a) The low-income home energy assistance allowance is a one-time payment to a household to help meet the rising costs of home energy (supplies).

(b) Subsidized housing means a rental unit wherein the recipient's shelter and utility costs are partly or wholly paid by a government agency, whether local, state, or federal.

~~((2))~~ (c) An energy (payment) assistance (unit) household is defined as one or more food stamp households and/or AFDC, SSI, refugee assistance, or GA recipients meeting the definition of household in the Low-Income Home Energy Assistance Act.

(d) Energy assistance overpayment means an energy assistance payment made by the department for the low income home energy assistance program and received by an energy assistance household exceeding the amount the household was eligible to receive.

(2) Applications:

(a) The department shall send an energy assistance application to all potentially eligible energy assistance households except those residing in the pilot counties.

(b) Energy assistance households residing in the pilot counties shall be sent a referral to the local energy assistance program.

(c) Pilot counties are Spokane, Clark, Clallam, Jefferson, Walla Walla, Columbia, and Garfield.

(d) Applications will not be accepted by the department after December 5, 1984.

(3) ((Energy payment assistance units)) The department shall make a direct energy assistance payment to those energy assistance households who:

(a) Were on the November 1, ((1983)) 1984, DSHS warrant roll((:)); and

(b) ((Having)) Correctly completed and returned an energy assistance application((:)); and

(c) ((Having)) Have incomes at or below one hundred twenty-five percent of the federally established poverty level((:)); and

(d) ((Residing)) Reside in shelters ((which meet)) meeting the eligibility criteria in the Low-Income Home Energy Assistance Act((:)); and

(e) Do not ((residing)) reside at the same address as another applicant according to DSHS automated client files((:)); and

(f) ~~Do not ((living)) live~~ in a subsidized rental unit ~~((will be eligible for energy assistance allowances))~~; and

(g) ~~Are not specifically excluded in subsection (4) of this section.~~

(4)(a) A recipient residing in foster care, a subsidized rental housing unit, a group home for developmentally disabled, nursing home, supplied shelter, congregate care facility, or an institution for the mentally retarded ~~((with)) shall~~ not be eligible for an energy payment from the department.

(b) A recipient who is a member of an Indian tribe with its own energy assistance funds ~~((with)) shall~~ not be eligible for an energy payment from the department.

(c) ~~A recipient residing in a pilot county as indicated by the November 1984 warrant roll shall not be eligible for an energy payment from the department.~~

(5) The energy assistance allowance standards shall be as established by the Washington state ~~((planning and community affairs agency))~~ department of community development.

(6) An applicant or recipient aggrieved by a decision of the department and based upon the rules in this section may request an administrative review by the Washington state ~~((planning and community affairs agency))~~ department of community development. Requests for administrative review shall be made no later than sixty days after the ~~((receipt))~~ post-mark date of the notice of denial or payment of benefit.

(7) ~~((No energy assistance allowance applications will be accepted after November 25, 1983:))~~

~~((8))~~ Affidavits and requests to replace lost or stolen checks from federal fiscal year ~~((1984))~~ 1985 will not be accepted after September 30, ~~((1984))~~ 1985.

~~((9))~~ (8) Upon cancellation of outstanding warrants or upon verification of forgery as required, DSHS shall immediately initiate replacement of checks reported as lost or stolen.

~~((10))~~ Energy payments shall be exempt as income and resources for all public assistance programs and food stamps)) (9) Overpayments

(a) Energy assistance overpayments may be recovered from:

(i) The energy assistance household which was overpaid;

(ii) Any individual member of the overpaid energy assistance household whether or not currently a recipient.

(b) An individual acting as a payee only and deriving no financial benefit from the payment of energy assistance shall not be liable for the overpayment. In such instance, the overpayment is established in the name of the person receiving the financial benefit of the payment of energy assistance.

(c) The method of collection shall be as established by the department's office of financial recovery.

WSR 85-01-030
PROPOSED RULES
DEPARTMENT OF
SOCIAL AND HEALTH SERVICES
(General Provisions)

[Filed December 12, 1984]

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 Vital records—Fees, new WAC 440-44-095;

that the agency will at 10:00 a.m., Wednesday, January 23, 1985, in the Auditorium, 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 January 30, 1985.

The authority under which these rules are proposed is RCW 26.33.330.

The specific statute these rules are intended to implement is RCW 26.33.330.

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency before January 23, 1985.

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 Office of Administrative Regulations, at State Office Building #2, 12th and Franklin, Olympia, Phone (206) 753-7015, by January 9, 1985. The meeting site is in a location which is barrier free.

Dated: December 11, 1984

By: David A. Hogan, Director

Division of Administration and Personnel

STATEMENT OF PURPOSE

This statement is filed pursuant to RCW 34.04.045.

Re: New WAC 440-44-095 Vital records fees.

Purpose of the New Rule: To establish a fee to open sealed adoption files by court order.

The Reason this Rule is Necessary: Legislative authorization in 1984 session allowing the state registrar to establish a fee for this purpose.

Statutory Authority: RCW 26.33.330.

Summary of the Rule: Specifies amount to be remitted with request to open a sealed adoption file.

Person Responsible for the Enforcement of the Rule: Barbara Moore-Lewis, State Registrar of Vital Records, Vital Records, Division of Health, mailstop ET-11, phone 753-3845.

Rule proposed by DSHS.

This rule is not necessary as a result of federal law, federal court decision or state court decision.

NEW SECTION

WAC 440-44-095 VITAL RECORDS FEES. The fee for opening a sealed adoption file by court order shall be fifteen dollars per file pursuant to RCW 26.33.330.

WSR 85-01-031
EMERGENCY RULES
DEPARTMENT OF
SOCIAL AND HEALTH SERVICES
(Health)

[Order 2176—Filed December 12, 1984]

I, David A. Hogan, director of the Division of Administration and Personnel, do promulgate and adopt at Olympia, Washington, the annexed rules relating to hospice regulations, new chapter 248-31 WAC.

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 the law (chapter 70.126 RCW) providing for certification of hospices has been in effect since July 1, 1984. It would be of substantial benefit to certain persons requiring hospice services if these rules were effective immediately.

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

This rule is promulgated pursuant to RCW 70.126-.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 December 11, 1984.

By David A. Hogan, Director
Division of Administration and Personnel

Chapter 248-31 WAC
HOSPICE CARE AGENCY REGULATIONS

NEW SECTION

WAC 248-31-001 *PURPOSE.* The purpose of these rules and regulations is to establish standards for operation of certified hospice care agencies. These rules are promulgated pursuant to chapter 70.126 RCW directing the department of social and health services to adopt rules establishing standards for certification of hospices.

NEW SECTION

WAC 248-31-002 *DEFINITIONS.* For the purpose of this chapter, the following words and phrases shall have the following meaning unless the context clearly indicates otherwise:

(1) "Administrator" means a person managing and responsible for the day-to-day operation of each certified hospice and having at least one year of supervisory or administrative experience and/or training.

(2) "Bereavement service" means consultation, support, counseling, and follow-up of a patient unit before and following death of the patient.

(3) "Bylaws or equivalent" means a set of rules adopted by a hospice for governing hospice operation.

(4) "Certification" means a statement by the department that a hospice is operating in accordance with standards of the department contained and described in chapter 70.126 RCW and chapter 248-31 WAC.

(5) "Clinical progress note" means a written, dated notation of each contact with a patient unit containing a description of signs and symptoms, treatments, medications given, the patient reaction, any changes in physical or emotional condition, and other pertinent information.

(6) "Department" means department of social and health services.

(7) "Family" means individuals, primary care givers, representatives, and others who are important to and designated by the patient and who need not be relatives.

(8) "Governing body" means the individual or group with responsibility and authority to establish policies related to operation of a hospice.

(9) "Home health aide" means an individual providing services in behalf of and coordinated by hospice and providing care of hospice patients under the supervision of a registered nurse, physical therapist, occupational therapist, or speech therapist. Such care includes ambulation and exercise, assistance with medications ordinarily self-administered, reporting changes in patient condition and needs, completing appropriate records, and personal care or household services needed to achieve the medically desired results.

(10) "Hospice" means a private or public agency or organization or entity or division thereof administering and providing hospice care and certified by the department as a hospice care agency pursuant to chapter 70.126 RCW and chapter 248-31 WAC.

(11) "Hospice care" means a group of organized and coordinated palliative services for the terminally ill, prescribed by the attending physician with care provided by the hospice according to a hospice plan of care, and in accordance with chapter 70.126 RCW and chapter 248-31 WAC: PROVIDED, That the patient and/or patient representative is informed and expresses a preference for the type of care and services that may be provided as hospice and agrees to those services available in a specific named hospice.

(12) "Hospice plan of care" means a written, individualized plan specific to one patient unit and approved by a physician describing hospice care to be provided to the patient unit for palliation or medically necessary treatment of an illness or injury.

(13) "Inpatient care" means care provided in a facility licensed by a state of the United States as a hospital, skilled nursing facility, or a hospice.

(14) "May" means permissive or discretionary on the part of the department.

(15) "Medical records professional" means a person having successfully completed the examination requirements of the American medical record association (AMRA), 875 N. Michigan, Suite 1850, Chicago, Illinois 60611, as specified in Standards for Initial Certification or Standards for Maintenance of Certification as adopted by the American medical records association, October 3, 1983, or having documented equivalent in education, training, and/or experience.

(16) "Occupational therapist" means an individual licensed as a registered occupational therapist (OTR) pursuant to chapter 18.59 RCW.

(17) "Owner" means the individual, partnership or corporation, or other legal entity applying for department certification or recertification or renewal of certification of a hospice and providing evidence of intent and ability to comply with standards and rules pursuant to chapter 70.126 RCW and chapter 248-31 WAC.

(18) "Patient" means the terminally ill individual.

(19) "Patient unit" means the patient and family which together compose the unit of care in hospice.

(20) "Palliative care" or "palliation" means activities, interventions, and interactions planned and executed to cause a lessening or reduction of physical, psychological,

or spiritual pain or discomfort and symptoms, and intended to ease without curing.

(21) "Personnel" means volunteers, employees, individuals, and groups providing services in behalf of and coordinated by hospice. "Direct personnel" means those personnel functioning according to a specific contract or agreement between one individual and hospice in which case such agreement or contract shall require hospice responsibility for screening and selection, job description, orientation, supervision, and regular evaluation of performance of the individual. Other personnel may include persons providing care working through the auspices of and under direction of another agency, organization, or program and who shall function as personnel of hospice according to an interagency agreement or contract between hospice and the other agency, organization, or program in which case the contract or agreement shall specify all deliverers of hospice care meet qualifications required for the job to be performed and receive regular performance evaluations.

(22) "Pharmacist" means an individual licensed by the state board of pharmacy to engage in the practice of pharmacy pursuant to chapter 18.64 RCW.

(23) "Physical therapist" means an individual practicing physical therapy as defined in chapter 18.74 RCW, physical therapy, under the prescription and direction of a physician.

(24) "Physician" means an individual currently licensed as a physician pursuant to chapter 18.71 RCW or osteopathic physician and surgeon licensed pursuant to chapter 18.57 RCW.

(25) "Registered nurse" means an individual licensed under the provisions of chapter 18.88 RCW, registered nurses.

(26) "Representative" means a person who, because of a patient's mental or physical incapacity, is authorized in accordance with state law to execute or revoke an election for hospice care.

(27) "Respite care" means care of a patient in the most appropriate setting, as agreed by patient unit and hospice, for a few days or hours of continuous care to relieve or replace family members or friends usually caring for the patient at home.

(28) "Self-administration" means patient or family administration of patient-owned medication to the patient as approved by the attending physician.

(29) "Shall" means compliance is mandatory.

(30) "Social worker" means a person having a masters degree from a college of social work accredited by the council on social work education (CSWE), 111 8th Avenue, New York, New York 10011, as described in Manual of Accrediting Standards for Graduate Professional Schools of Social Work, revised April 1971.

(31) "Speech therapist" means a person:

(a) Meeting the educational and experience requirements for a certificate of clinical competence in the appropriate area of speech pathology or audiology granted by the American speech, language and hearing association as described in the ASHA directory, American speech, language and hearing association, 10801 Rockville Pike, Maryland 20852, 1983; or

(b) Meeting the education requirements for a certificate of clinical competence and in the process of accumulating the supervised experience, as specifically prescribed in the ASHA directory, 1983.

(32) "Summary report" means a written, dated notation summarizing facts about hospice care given, response of the patient unit to hospice care, and coordination of hospice care.

NEW SECTION

WAC 248-31-010 CERTIFICATION OF HOSPICE. (1) An application for hospice certification shall be submitted on forms furnished by the department, accompanied by the fee. Applications shall be signed by the owner or designated agent.

(a) The applicant shall furnish to the department full and complete information as required by the department for the proper administration of these requirements.

(b) Fees established by the department shall be paid pursuant to RCW 43.20A.055 and chapter 440-44 WAC.

(2) The department may at any time inspect those parts of the premises of the hospice and examine those records necessary to determine compliance with this chapter, pertaining to hospice care agency certification requirements pursuant to chapter 70.126 RCW and chapter 248-31 WAC.

(a) The certificate issued shall be valid for a maximum of twenty-four months.

(b) The certificate shall not be transferrable or assignable.

(3) Hospice certification may be denied, suspended, or revoked for failure to comply with chapter 70.126 RCW or chapter 248-31 WAC. Any action to deny, suspend, or revoke certification shall comply with chapter 34.04 RCW, Administrative Procedure Act.

(4) When a change of ownership is planned, the owner shall notify the department at least thirty days prior to the date of transfer.

(a) The notification shall be written and contain the following information:

(i) Full name of the current owner and prospective new owner,

(ii) Name and address of the hospice,

(iii) The date of the proposed change of ownership.

(b) The prospective new owner shall submit a new application for hospice care agency certification with the fee at least thirty days prior to the change of ownership.

(c) A new hospice certification shall be issued only following approval of the application by the department.

(5) The hospice shall inform the department and all patient units being served at least thirty days in advance of cessation of operation with a plan specifying arrangements for referral of patients to other agencies or facilities in a manner providing for continuity of care.

NEW SECTION

WAC 248-31-020 GOVERNING BODY—ADMINISTRATION. (1) There shall be a governing body assuming responsibility and authority for:

(a) Establishing policy related to safe, adequate patient care and operation of the hospice.

(b) Appointing an administrator.

(c) Adopting and periodically reviewing written by-laws or an acceptable equivalent.

(d) Overseeing the management and fiscal affairs of the agency.

(e) Maintaining a record of governing body proceedings.

(f) Assuring written evaluation of hospice care agency performance.

(2) The administrator shall:

(a) Organize and direct the hospice's ongoing functions,

(b) Maintain ongoing liaison among governing body and hospice personnel,

(c) Ensure:

(i) The inpatient provider has established policies consistent with those of the hospice and agrees to abide by the patient care protocols established by the hospice for its patients;

(ii) The hospice clinical records include a record of all inpatient services and events;

(iii) A copy of the discharge summary and, if requested, a copy of the medical record are provided to the hospice;

(iv) The responsibilities of parties involved for implementation of the provisions of the agreement are specified;

(v) The hospice retains responsibility for assuring appropriate hospice care training of the personnel providing the care under the agreement; and

(vi) Inpatient care for respite purposes is provided in a setting as defined in WAC 248-31-002(13).

(d) Arrange for professional services,

(e) Employ qualified personnel and ensure adequate education and evaluation of personnel,

(f) Ensure the accuracy of public information materials and activities,

(g) Implement an effective budgeting and accounting system, and

(h) Authorize in writing a qualified alternate to act in his or her absence.

NEW SECTION

WAC 248-31-030 PERSONNEL. (1) Personnel practices shall be supported by written personnel policies.

(2) Personnel records shall be maintained to include:

(a) Job descriptions, including minimum qualifications for position;

(b) Qualifications of individuals who are personnel;

(c) Evidence of current licensure when applicable;

(d) Performance evaluations;

(e) Evidence of review of hospice care agency policy and procedures related to abuse and neglect of children and adults (particularly referencing chapter 26.44 RCW);

(f) Health records minimally to include one tuberculin skin test by the Mantoux method unless medically contraindicated with specifications as follows:

(i) Prior to providing patient care, each person expected to have contact with patients shall have or provide documented evidence of a tuberculin skin test by the Mantoux method;

(ii) When the skin test is negative (less than ten millimeters of induration), no further tuberculin skin testing shall be required;

(iii) A positive skin test consists of ten millimeters or more of induration read at forty-eight to seventy-two hours;

(iv) Positive reactors shall have a chest x-ray within ninety days of the first day of employment. Exceptions and specific requirements follow:

(A) Results of skin tests, report of x-ray findings, or exceptions to such shall be maintained in the hospice agency;

(B) Those with positive skin tests having completed a recommended course of preventive or curative treatment, as determined by local health officer, shall be exempted from further testing.

(g) Evidence of cardiopulmonary resuscitation training and review for personnel providing services in the home.

(3) Personnel with a communicable disease in an infectious stage shall not provide direct patient care.

(4) There shall be documentation of orientation of personnel and volunteers to hospice standards, policies, and procedures.

(5) Each hospice shall make provisions for inservice or education of hospice personnel related to safe, current practice, minimally to include:

(a) Skills at providing palliation and comfort measures,

(b) Counseling skills including grief process and spiritual needs.

NEW SECTION

WAC 248-31-040 GENERAL REQUIREMENTS. (1) Organization, services provided, administrative control, and lines of authority for the delegation of responsibility to the patient care level shall be clearly set forth in writing and readily identifiable.

(a) Administrative and supervisory functions shall not be delegated to another agency or organization,

(b) Hospice shall assure continuity of care in the home, outpatient, respite, and inpatient settings.

(2) Direct personnel shall provide the following services:

(a) Nursing,

(b) Social work,

(c) Physician,

(d) Counseling, and

(e) Volunteers.

(3) Hospice shall ensure continuity of services provided directly or under arrangement and ensure services are provided in a manner consistent with accepted hospice principles and practices and the hospice plan of care. Hospice care shall be provided in all of the following, as necessary:

(a) The patient's home or place of residence,

(b) Inpatient care setting as defined in WAC 248-31-002(13),

(c) Respite care setting as defined in WAC 248-31-002(27).

(4) Hospice shall provide twenty-four hours per day, seven days per week availability for consultation and emergency visits to include:

- (a) Nursing services,
 - (b) Physician services, and
 - (c) Access to drugs and biologicals.
- (5) Other services available shall include:
- (a) Home health aide,
 - (b) Physical therapist,
 - (c) Occupational therapist,
 - (d) Medical social services,
 - (e) Volunteer services,
 - (f) Counseling services,
 - (g) Bereavement services, and
 - (h) Spiritual care.

(6) Hospice shall provide access to emotional support as necessary for personnel providing hospice care.

(7) Hospice shall assist the patient to obtain medical supplies, drugs and biologicals, and use of medical appliances as specified in the hospice plan of care.

(8) If services are provided by arrangement with another agency or program, the hospice shall have a written contract or agreement for provision of each arranged service. The agreement shall include minimally:

- (a) Identification of the service to be provided;
- (b) A stipulation that services shall be provided only with the expressed authorization of the hospice;
- (c) A description of the manner in which the contracted services are coordinated, supervised, and evaluated by the hospice;
- (d) The delineation of the role of the hospice and the other agency;
- (e) A requirement for documenting that services are furnished in accordance with the agreement;
- (f) The qualifications of the personnel providing the services;
- (g) Procedures for determining charges and reimbursements;
- (h) Responsibilities of parties involved for implementation of the agreement; and
- (i) Hospice responsibility for training of personnel providing hospice care.

(9) Hospice shall establish policies governing the day-to-day provision of hospice care and services minimally to include or address:

- (a) The scope of services offered;
- (b) Admission, transfer, and discharge;
- (c) Medical supervision of plans of care;
- (d) Technical procedures;
- (e) Infection control;
- (f) Emergencies, safety, and death;
- (g) Clinical records;
- (h) Personnel qualifications;
- (i) Quality assurance and utilization review mechanisms;
- (j) Recognition and reporting of child and elderly abuse and neglect;
- (k) Safety, cleanliness, and maintenance of equipment provided or utilized by the hospice;
- (l) Administration of patient-owned medications; and

(m) The administration of treatment modalities including intravenous solutions, chemotherapy, parenteral feedings, and injections.

NEW SECTION

WAC 248-31-050 QUALITY ASSURANCE. (1) A hospice care agency shall conduct an ongoing, comprehensive, integrated, self-assessment of the quality and appropriateness of hospice care provided.

(2) At least quarterly appropriate health professionals representing the scope of the hospice care agency program shall review a ten percent sample of the clinical records opened and closed during that quarter to determine established hospice policies have been followed.

(3) The written findings shall be used by the hospice to correct identified problems and to revise hospice policies if necessary.

(4) Those responsible for the hospice care quality assurance program shall:

- (a) Implement and report on activities and mechanisms for monitoring the quality of patient care,
- (b) Identify and resolve problems, and
- (c) Make suggestions for improving care.

NEW SECTION

WAC 248-31-060 HOSPICE PLAN OF CARE. (1) Hospice shall demonstrate respect for an individual's rights by:

- (a) Obtaining from the patient or patient representative a written, informed consent specifying the type of care and services that may be provided as hospice care during the course of the illness; and
- (b) Making a statement of rights and responsibilities available to the patient unit.

(2) There shall be assessment of needs of a patient requesting hospice and identification of service needs including:

- (a) Patient and family goals;
- (b) Physical, spiritual, psychosocial needs;
- (c) Estimate of scope and frequency of services needed.

(3) A written hospice plan of care shall be established and maintained for each patient unit.

(a) The hospice plan of care shall be approved by the interdisciplinary team and the attending physician.

(b) The hospice plan of care shall be reviewed and updated as indicated by changes in patient unit needs and at intervals as specified in the plan with documentation of reviews.

(4) Hospice shall furnish appropriate information per phone or in writing to the inpatient care provider, in the event a hospice patient requires inpatient care, to include a summary of current care, condition, and reason for inpatient admission.

(5) Implementation of each hospice plan of care shall be coordinated by a designated registered nurse.

NEW SECTION

WAC 248-31-070 INTERDISCIPLINARY TEAM. (1) The hospice shall designate an interdisciplinary team or teams composed of individuals providing or

supervising the hospice plan of care and services offered by the hospice, to include at least the following individuals who are direct personnel of the hospice:

- (a) A physician medical consultant;
 - (b) A registered nurse;
 - (c) A social worker, and
 - (d) A pastoral, spiritual, or other counselor.
- (2) The interdisciplinary team shall be responsible for:
- (a) Establishing a hospice plan of care within seven days following admission to hospice home care services,
 - (b) Provision or supervision of hospice care and services.

(3) A specific interdisciplinary team shall be designated for each patient unit.

(4) Liaison among all personnel providing services and care for each patient shall be maintained so efforts effectively complement one another and support objectives outlined in the hospice plan of care with documented evidence of coordination to include:

- (a) Reports in clinical records,
- (b) A written summary report for each patient shall be sent to the attending physician at regular intervals, as specified in the hospice plan of care,
- (c) Reports of case conferences or other interdisciplinary communication.

NEW SECTION

WAC 248-31-075 CLINICAL MANAGEMENT.

(1) There shall be a registered nurse who is direct personnel designated to manage hospice clinical services.

(2) The registered nurse designated to manage clinical services shall:

- (a) Participate in development of hospice clinical policies, and
- (b) Assume responsibility for clinical functions including clinical supervision of the interdisciplinary team.

NEW SECTION

WAC 248-31-080 PHYSICIAN SERVICES. (1) Each patient admitted to hospice shall have a designated attending physician.

(2) There shall be a physician consultant to hospice who:

- (a) Is direct personnel;
- (b) Assumes overall responsibility for the medical component of the hospice's clinical care services.

(3) Physician direct personnel of the hospice shall:

- (a) Participate in the interdisciplinary team;
- (b) Provide medical management of hospice patients in the absence of an attending physician to include:

- (i) Palliation;
- (ii) Management of terminal illness and related conditions; and
- (iii) Other medical needs.

(c) Provide medical consultation to the extent palliative and other medical needs are not met by the attending physician.

(4) Written policies and procedures shall address admission and medical treatment of patients minimally to include assessment and diagnosis by the attending physician to include:

- (a) The admitting diagnosis and prognosis,
- (b) Current medical findings,
- (c) Any nutritional restrictions or needs,
- (d) Medication orders, and
- (e) Pertinent orders regarding the patient's terminal conditions.

(5) The hospice plan of care shall be reviewed and approved by the attending physician.

(6) Communication between the attending physician and other members of the interdisciplinary team shall be ongoing and documented.

(7) Provision shall be made for assuring continuity of medical care.

NEW SECTION

WAC 248-31-090 NURSING SERVICES. (1) The hospice shall provide nursing care and services by or under the supervision of a registered nurse.

(a) Nursing service shall be directed and staffed to assure the nursing needs of patients are met.

(b) Patient care responsibilities of nursing personnel shall be specified.

(c) Services shall be provided in accordance with state laws and rules and recognized standards and practices.

(2) Functions of registered nurses include:

- (a) An initial assessment;
- (b) Provision of services in accordance with hospice policies;

(c) Initiation of the plan of care and necessary revision;

(d) Regular re-evaluation of nursing needs;

(e) Provisions of those services requiring substantial and specialized nursing skills;

(f) Initiation of appropriate palliative nursing procedures;

(g) Preparation of clinical progress notes and summary reports;

(h) Coordination and implementation of hospice care plan for each patient;

(i) Participation in case conferences and other processes used to coordinate hospice care for each patient;

(j) Informing the physician and other personnel of changes in the patient's condition and needs;

(k) Teaching and counseling the patient unit to meet patient needs;

(l) Participation in inservice programs and consultation with other personnel;

(m) Supervision and teaching of other nursing personnel, volunteers, and home health aides.

(3) Functions of a licensed practical nurse shall be in accordance with hospice policy and chapter 18.78 RCW.

NEW SECTION

WAC 248-31-100 COUNSELING SERVICES.

(1) Counseling services shall be available to each patient unit and shall include psychosocial, nutritional, spiritual, bereavement, and any other counseling services designated in the hospice plan of care.

(2) Psychosocial assessment and counseling related to the terminal nature of the illness shall be provided by hospice personnel as specified in the hospice plan of care.

(3) Bereavement services shall be provided through an organized program under the supervision of a qualified professional having education and experience appropriate to the care of bereaved individuals and demonstrated ability in family and/or individual counseling.

(a) The hospice plan of care for bereavement services shall reflect family needs for bereavement counseling as well as a clear delineation of services to be provided and the frequency of service delivery with duration of bereavement services up to one year following the death of the patient, as appropriate.

(b) Bereavement services available shall include, but need not be limited to:

(i) Regular survivor contact, as needed, following death;

(ii) An interchange of information between those providing bereavement services and hospice personnel providing care before the death of the patient; and

(iii) A process for the assessment of possible pathological grief reactions and, as appropriate, referral for intervention.

(c) Hospice personnel providing bereavement services shall receive appropriate training described in writing.

(4) Nutritional counseling shall be provided, when indicated.

(5) Spiritual counseling shall be provided by a qualified inter-disciplinary team member and/or through a working relationship with clergy and/or spiritual counselors or advisors in the community.

(a) Each patient unit shall be notified as to the availability of clergy, spiritual counselors, and advisors.

(b) Hospice program spiritual care shall be provided as desired by the patient unit and documented in the clinical record.

NEW SECTION

WAC 248-31-110 **THERAPY SERVICES.** Any therapy service provided or under arrangement shall be provided as ordered by the attending physician, in accordance with the hospice plan of care, and in a manner consistent with applicable state practice laws and rules and accepted standards of practice as well as chapter 70.126 RCW and chapter 248-31 WAC.

NEW SECTION

WAC 248-31-120 **MEDICAL SOCIAL SERVICES.** (1) Social services shall be provided or directly supervised by a social worker as defined in WAC 248-31-002(30).

(2) Social services shall be provided as ordered by the attending physician and in accordance with the plan of care with functions to include:

(a) Assisting, counseling, and consulting with the patient unit, physician, hospice team, and appropriate community agencies to increase understanding of the significant social and emotional factors related to patient health and medical problems and death.

(b) Participation in the development of the plan of care, case conferences, and other processes used to coordinate hospice care;

(c) Identification, mobilization, and utilization of appropriate community resources;

(d) Participation in transfer and discharge planning;

(e) Participation in inservice program; and

(f) Preparation of clinical progress notes and/or summary reports.

NEW SECTION

WAC 248-31-130 **HOME HEALTH AIDE SERVICES.** (1) Home health aide services, when required, shall be available to meet the needs of the patients and included in the hospice plan of care.

(2) A registered nurse shall visit the home site at least every two weeks when home health aide services are being provided. The visit shall include an assessment of the aide services.

(3) Written instructions for patient care shall be prepared by a registered nurse and available to each home health aide.

(4) Home health aides shall demonstrate ability to follow written and verbal directions and prepare reports.

(5) There shall be evidence of hospice orientation and training of home health aides to include:

(a) Functions and responsibilities of a home health aide;

(b) Purpose and goals of hospice;

(c) Documentation and recordkeeping;

(d) Rights of people receiving hospice care;

(e) Ethics and confidentiality;

(f) Personal care activities and simple nursing or therapy procedures including when and to whom to report any change in patient condition;

(g) Assistance with medications ordinarily self-administered, with assistance limited to:

(i) Communication of appropriate information to the patient unit regarding self-administration; and

(ii) Presenting a patient-owned, pharmacist- or manufacturer-prepared, unopened, original, medication container to the patient.

(h) Promotion of a safe, clean, healthful environment;

(i) Emergency and death procedures.

NEW SECTION

WAC 248-31-140 **VOLUNTEERS.** (1) Hospice shall have available and routinely utilize direct personnel volunteers in provision of care and services.

(2) A designated person who is direct personnel shall be responsible for volunteer coordination.

(3) Hospice shall provide or arrange for and document orientation and training consistent with standards of hospice.

(4) Volunteer activities shall be documented in the clinical record.

(5) Volunteers providing professional services shall meet all standards associated with their discipline including applicable federal and state laws and rules.

NEW SECTION

WAC 248-31-150 **MEDICAL SUPPLIES AND EQUIPMENT—APPARATUS—DRUGS.** (1) Medical

supplies, equipment, and apparatus specified in the hospice plan of care pursuant to RCW 70.126.020(1)(b)(ii) and (1)(b)(iii) shall be made available for the patient as needed for the palliation or medically necessary treatment of an illness or injury.

(a) Written policies and procedures shall assure the safety, cleanliness, and maintenance of equipment, apparatus, and supplies.

(b) Written policies and procedures shall provide for infection control.

(c) When medical supplies, equipment, and/or apparatus are secured through a vendor, provisions for safety, cleanliness, maintenance, and infection control shall be specified in writing.

(2) Written approval shall be obtained from the Washington state board of pharmacy for any hospice agency distributing legend drugs from an inventory of such drugs maintained or stored by the hospice agency.

(3) Policies and procedures related to storage or delivery of drugs by a hospice shall be established by the hospice in collaboration with a pharmacist and in accordance with applicable federal and state laws and rules.

(a) Hospice shall establish a policy for disposal of controlled drugs maintained in a patient's home when those drugs are no longer needed by the patient, e.g., patient expires.

(b) Drugs and treatments, when administered by hospice personnel, shall be administered by legally authorized personnel and as ordered by the physician.

(c) Verbal or phone orders issued by a physician shall be confirmed by authorized personnel.

(i) Orders shall be immediately recorded by the nurse or therapist confirming the order, and

(ii) Countersignature of the physician shall be obtained.

(d) Suspected drug allergies, adverse reactions to drugs, or treatments or other problems related to patient's use of drugs shall be promptly reported to the family and attending physician and addressed in the plan of care and clinical record.

(d) Name of attending physician; and

(e) Signed and dated clinical progress notes for each service rendered incorporated into the clinical record within seven days from the day service was rendered or more frequently.

(3) Completed clinical records shall contain a final diagnosis, complications, death or discharge summary, interdisciplinary team service notes, and bereavement assessment and services.

(4) Clinical records shall be retained or information readily retrievable in Washington state for a period of no less than ten years following discharge of the patient, except the records of minors which shall be retained for a period of no less than three years following attainment of age eighteen years or ten years following discharge, whichever is longer.

(5) There shall be policies specific to the retention and destruction of clinical records.

(a) If a hospice discontinues operation, arrangements shall be made to preserve clinical records with the plan for such arrangements approved by the department prior to cessation of operation.

(b) Final destruction of clinical records or patient care data shall be accomplished in such a manner that retrieval and subsequent use of information are impossible.

(c) In the event of patient transfer to another hospice, home health agency, or to a health care facility, a copy of the clinical record or an abstract and copy of the most recent summary report shall accompany the patient or be provided as soon as possible.

(6) Clinical record information shall be safeguarded against loss, destruction, or unauthorized use.

(a) There shall be written procedures governing use and removal of records and conditions for release of information.

(b) Release of information not authorized by law shall require prior written consent of the individual in accordance with written policy of the hospice agency.

WSR 85-01-032

ADOPTED RULES

CORRECTIONS STANDARDS BOARD

[Resolution No. 84-51—Filed December 12, 1984]

Be it resolved by the Corrections Standards Board, acting at the Olympia Room of the Governor House, Olympia, Washington, that it does adopt the annexed rules relating to strip search and body cavity search regulations, amending WAC 289-02-020, 289-16-100 and 289-16-200.

This action is taken pursuant to Notice No. WSR 84-21-110 filed with the code reviser on October 23, 1984. 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 10.79.060 - 10.79.110 and is intended to administratively implement that statute.

NEW SECTION

WAC 248-31-160 CLINICAL RECORDS. (1) A clinical record shall be established and maintained in accordance with accepted professional standards for every individual receiving hospice care and services.

(a) There shall be annual or more frequent review by a medical records professional.

(b) The record shall be current, promptly and accurately documented, readily accessible, and systematically organized to facilitate retrieval of information.

(c) Entries shall be made and signed by personnel providing the service for all services provided by hospice whether furnished directly or under arrangements made by the hospice.

(2) Each clinical record shall contain:

(a) Pertinent past and current findings;

(b) Hospice plan of care;

(c) Appropriate identifying information;

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 December 7, 1984.

By Robert W. Cote
Executive Secretary

AMENDATORY SECTION (Amending Order 84-51, filed 10/12/84)

WAC 289-02-020 DEFINITIONS. The following words and phrases shall have the meaning indicated whenever used in this title unless a different meaning is specifically indicated.

(1) "Clear floor space" means floor area which is unobstructed by any permanent fixture.

(2) "Contraband" means any substance or item not specifically permitted by a jail administration.

(3) "Commission" or "state jail commission" refers to the commission established pursuant to RCW 70.48.030.

(4) "Correctional facility" means a facility operated by a governing unit primarily designed, staffed and used for housing of adult persons serving terms not exceeding one year for the purposes of punishment, correction, and rehabilitation following conviction of a criminal offense.

(5) "Day room" means a multipurpose area separate and distinct from a sleeping area, but adjacent thereto, designed primarily for prisoner leisure time activity exclusive of physical exercise activity.

(6) "Detention facility" means a facility operated by a governing unit primarily designed, staffed and used for the temporary housing of adult persons charged with a criminal offense prior to trial or sentencing and for the housing of adult persons for purposes of punishment and correction after sentencing or persons serving terms not to exceed ninety days.

(7) "Dormitory" means a secured sleeping and living area occupied by more than one prisoner.

(8) "Governing unit" means the city and/or county or any combination of cities and/or counties responsible for the operation, supervision, and maintenance of a jail.

(9) "Holding facility" means a facility operated by a governing unit primarily designed, staffed and used for the temporary housing of adult persons charged with a criminal offense prior to trial or sentencing and for the temporary housing of such persons during or after trial and/or sentencing, but in no instance shall the housing exceed thirty days.

(10) "Jail" means any holding, detention, or correctional facility as defined herein, or any farm, camp, or work release facility established and operated in conjunction with a jail.

(11) "Living area" includes single cells, dormitories, day room area and leisure time activity space.

(12) "Major urban" refers to a county or combination of counties which contains a city having a population greater than twenty-six thousand based on the 1978 projections of the office of financial management.

(13) "Medium urban" refers to a county or combination of counties which contains a city having a population equal to or greater than ten thousand but less than twenty-six thousand based on the 1978 projections of the office of financial management.

(14) "Public records" include any writing or recording which contains information relating to the conduct of government or the performance of any governmental or proprietary function prepared, owned, used, or returned by any state or local agency regardless of its physical form or characteristics.

(15) "Rural" refers to a county or combination of counties which does not contain a city having a population of more than ten thousand based on the 1978 projections of the office of financial management.

(16) "Single cell" means a secured sleeping area occupied by only one prisoner, and which is physically and visually separated from other prisoner sleeping areas on three of its four sides.

(17) "Communicable disease" means micro-organisms that are easily transferable from one body to another creating a condition which must be reported to the health department.

(18) "Work release program" means a program of scheduled release from the physical confines of a city or county jail, special detention facility or work release center for the purpose of employment, seeking employment or school.

(19) "Work release facility" means any building or designated portion of a building primarily designed, staffed, and used for the housing of persons participating in a work release program.

(20) "Leisure time activity space" means day room area, program area and exercise area.

(21) "Special detention facility" means a minimum security facility operated by a governing unit primarily designed, staffed, and used for the housing of special populations of sentenced persons who do not require the level of security normally provided in detention and correctional facilities including, but not necessarily limited to, persons convicted of offenses under RCW 46.61.502 or 46.61.504.

(22) "Substantially remodeled" means significant alterations made to the physical plant of a jail to conform with the physical plant standards.

(23) "Strip search" means having a person remove or arrange some or all of his or her clothing so as to permit an inspection of the genitals, buttocks, anus or undergarments of a person or breasts of a female person.

AMENDATORY SECTION (Amending Order 13, filed 3/24/81)

WAC 289-16-100 ADMISSIONS. (HOLDING FACILITIES.) (1) Authorized confinement. No prisoner shall be confined without proper legal authority.

(2) Telephone. Each prisoner, within a reasonable period of time after completion of booking, shall be advised of his right to, and be allowed to complete, at least two local or collect calls to persons of his choice who may be able to come to his assistance. If the prisoner chooses not to place the calls allowed, this information shall be noted on the booking form: PROVIDED, That appropriate

protection of access to an attorney shall be maintained for prisoners without funds.

(3) Language problems. Reasonable provisions for communication with non-English speaking, handicapped and illiterate prisoners shall be provided.

(4) Booking process. The booking process shall be completed promptly unless extenuating circumstances necessitate delay.

(5) Search/examination, when allowed.

(a) The department of corrections or chief law enforcement officer shall establish and maintain written policies and procedures regarding pat searches, strip searches, and body cavity searches, which shall be consistent with this section.

(b) Each prisoner shall be searched for contraband in ~~((such))~~ a manner consistent with this subsection and written policies and procedures established thereunder, as ~~((staff determine is))~~ necessary to protect the safety of prisoners, staff, and institutional security. ~~((Such search shall be conducted in a professional manner which protects the prisoner's dignity to the extent possible:))~~

(c) No strip search shall be conducted except pursuant to the written policies and procedures required by (a) of this subsection.

(d) No strip search shall be conducted prior to the prisoner's first court appearance unless there is reasonable suspicion that the person has on his or her person evidence of a crime, contraband, fruits of a crime, things otherwise criminally possessed, a weapon, or other things by means of which a crime has been or reasonably appears about to be committed. Reasonable suspicion shall be deemed to be present when a prisoner has been arrested for:

(i) A violent offense as defined in RCW 9.94A.030(17) or any successor statute;

(ii) An offense involving escape, burglary, or the use of a deadly weapon; or

(iii) An offense involving possession of a drug or controlled substance under chapter 69.50 RCW or any successor statute.

No strip search shall be authorized or conducted in these cases unless a thorough pat-down search, a thorough electronic metal-detector search, and a thorough clothing search, where appropriate, do not satisfy the safety, security or evidentiary concerns of the jail.

(e) A written record or records of any strip search shall be maintained in the individual file of each person strip searched, which record(s) shall contain the following information:

(i) The name and serial number of the officer conducting the strip search and of all others present or observing any part of the strip search;

(ii) The time, date, and place of the strip search; and

(iii) Any weapons, criminal evidence, other contraband, or health condition discovered as a result of the strip search.

Except where reasonable suspicion is deemed present because of the nature of the arrest offense, this report or these reports shall also contain:

(iv) The name of the supervisor authorizing the strip search; and

(v) The specific facts constituting reasonable suspicion to believe the strip search was necessary.

(f) No body cavity search shall be conducted except pursuant to a valid search warrant. No search warrant for a body cavity search shall be sought without prior authorization of the ranking shift supervisor, pursuant to the written policies and procedures required by (a) of this subsection. Before any body cavity search is authorized or conducted, a thorough pat-down search, a thorough electronic metal-detector search, and a thorough clothing search, where appropriate, must be used to search for and seize any evidence of a crime, contraband, fruits of crime, things otherwise criminally possessed, weapons, or other things by means of which a crime has been committed or reasonably appears about to be committed. No body cavity search shall be authorized or conducted unless these other methods do not satisfy the safety, security, or evidentiary concerns of the law enforcement agency.

(6) ~~((Strip search. Only an authorized person of the same sex as that of the prisoner shall conduct a strip search. Such search shall be conducted in a private area:))~~ Search procedures, general. The following provisions shall apply to all strip searches and body cavity searches:

(a) Strip searches and body cavity searches shall be conducted in a professional manner which protects the prisoner's dignity to the extent possible.

(b) A strip search or body cavity search, as well as presearch undressing or postsearch dressing shall occur at a location made private from the observation of persons not physically conducting the search. A strip search or body cavity search shall be performed or observed only by persons of the same sex as the person being searched, except for licensed medical professionals as required by subsection (7)(a) of this section, as permitted by subsection (7)(c) of this section or when necessary to assure the safety of the prisoner or any person conducting the search.

(c) No person may be present or observe during a strip search or body cavity search unless the person is necessary to conduct the search or to ensure the safety of those persons conducting the search except as provided in subsection (7)(c) of this section.

(d) When a strip search or a body cavity search of a prisoner is conducted, it should include a thorough visual check for birthmarks, wounds, sores, cuts, bruises, scars, and injuries; "health tags"; and body vermin. Less complete searches should include the same checks to the extent possible. WAC 289-16-100(6)(d) ADVISORY.

(e) Persons conducting a strip search or body cavity search shall not touch the person being searched except as reasonably necessary to effectuate the search of the person.

(7) Body cavity searches. The following additional provisions shall apply to body cavity searches:

(a) A body cavity search may be conducted only pursuant to subsection (5)(e) of this section. Any body cavity search shall be performed under sanitary conditions and conducted by a physician, registered nurse, or registered physician's assistant, licensed to practice in this state, who is trained in the proper medical process and

the potential health problems associated with a body cavity search.

(b) When a body cavity search is conducted by a licensed medical professional of the opposite sex, an observer of the same sex as the prisoner should be present.

WAC 289-16-100(7)(b) ADVISORY.

(c) Nothing in this section prohibits a person upon whom a body cavity search is to be performed from having a readily available person of his or her choosing present at the time the search is conducted. However, the person chosen shall not be a person being held in custody by a law enforcement agency.

(d) The officer requesting the body cavity search shall prepare and sign a report, which shall include:

(i) A copy of the warrant and any supporting documents required;

(ii) The name and sex of all persons conducting or observing the search;

(iii) The time, date, place, and description of the search; and

(iv) A statement of the results of the search and a list of any items removed from the person as a result of the search.

The report shall be retained as part of the agency's records.

(8) All physical markings and "health tag" identification should be recorded and made available to the appropriate jail employees and medical professionals responsible for care of prisoner. WAC 289-16-100(8) ADVISORY.

(9) Particularly when force has been used during arrest, all visible injuries should be photographed. WAC 289-16-100(9) ADVISORY.

~~((7))~~ (10) Body vermin. Any person with body vermin shall be treated appropriately.

~~((8))~~ (11) Medical complaints. Complaints of illness or injury expressed or detected during booking shall be acted upon promptly by the staff person on duty and the prisoner shall be provided medical treatment as necessary.

~~((9))~~ (12) Communicable diseases. Prisoners suspected of having a communicable disease detrimental to the health of the other prisoners shall be segregated.

~~((10))~~ (13) Prisoner property. At the time of booking, if the prisoner's personal property is taken from him, the authorized jail staff shall record and store such items, and issue the prisoner a receipt.

~~((11))~~ (14) Bedding and personal care items. At a reasonable time after completion of booking, each prisoner shall be issued clean bedding, as well as such personal care items as required under WAC 289-20-180.

~~((12))~~ (15) Writing paper. Upon prisoner request, a reasonable supply of writing material shall be furnished.

AMENDATORY SECTION (Amending Order 10, filed 3/18/81)

WAC 289-16-200 ADMISSIONS. (DETENTION AND CORRECTIONAL FACILITIES.) (1) General.

(a) The receiving officer shall determine that the arrest and confinement of each prisoner is being accomplished by a duly authorized officer, and a copy of all

documents that purport to legally authorize the confinement shall become part of the prisoner's jail record.

(b) If only one jail facility officer is on duty, the delivery officer shall remain until the prisoner is locked into the confinement area.

(c) The information required by the commission shall be recorded for each prisoner booked into the facility.

(d) Each prisoner, after completion of booking, shall be advised of his right to, and be allowed to complete, at least two local or collect calls to persons of his choice who may be able to come to his assistance. If the prisoner chooses not to place the calls allowed, this information shall be noted on the booking form.

(e) Reasonable provisions for communicating with non-English speaking, handicapped and illiterate prisoners shall be provided concerning the booking process, rules of the facility, privileges and other information pertinent to his rights and well-being while confined.

(f) The booking process shall be completed promptly unless the physical or mental condition of the prisoner necessitates delay.

(2) Search/examination, when allowed.

(a) The department of corrections or chief law enforcement officer shall establish and maintain written policies and procedures regarding pat searches, strip searches and body cavity searches, which shall be consistent with this section.

(b) Each prisoner shall be searched for contraband in such a manner consistent with this subsection and written policies and procedures established thereunder, as ~~((responsible staff determine))~~ is necessary to protect the safety of prisoners, staff, and institutional security. ~~((Such search should be conducted in a private area and in a professional manner which protects the prisoner's dignity to the extent possible.~~

~~(b) When a strip search is conducted, it shall be performed by a staff person of the same sex as the prisoner.))~~

(c) No strip search shall be conducted except pursuant to the written policies and procedures required by (a) of this subsection.

(d) No strip search shall be conducted prior to the prisoner's first court appearance unless there is reasonable suspicion that the person has on his or her person evidence of a crime, contraband, fruits of a crime, things otherwise criminally possessed, a weapon, or other things by means of which a crime has been or reasonably appears about to be committed. Reasonable suspicion shall be deemed to be present when a prisoner has been arrested for:

(i) A violent offense as defined in RCW 9.94A.030(17) or any successor statute;

(ii) An offense involving escape, burglary, or the use of a deadly weapon; or

(iii) An offense involving possession of a drug or controlled substance under chapter 69.50 RCW or any successor statute.

No strip search shall be authorized or conducted in these cases unless a thorough pat-down search, a thorough electronic metal-detector search, and a thorough clothing search, where appropriate, do not satisfy the safety, security or evidentiary concerns of the jail.

(e) A written record or records of any strip search shall be maintained in the individual file of each person strip searched, which record(s) shall contain the following information:

(i) The name and serial number of the officer conducting the strip search and of all others present or observing any part of the strip search;

(ii) The time, date, and place of the strip search; and

(iii) Any weapons, criminal evidence, other contraband, or health condition discovered as a result of the strip search.

Except where reasonable suspicion is deemed present because of the nature of the arrest offense, this report or these reports shall also contain:

(iv) The name of the supervisor authorizing the strip search; and

(v) The specific facts constituting reasonable suspicion to believe the strip search was necessary.

(f) No body cavity search shall be conducted except pursuant to a valid search warrant. No search warrant for a body cavity search shall be sought without prior authorization of the ranking shift supervisor, pursuant to the written policies and procedures required by (a) of this subsection. Before any body cavity search is authorized or conducted, a thorough pat-down search, a thorough electronic metal-detector search, and a thorough clothing search, where appropriate, must be used to search for and seize any evidence of a crime, contraband, fruits of crime, things otherwise criminally possessed, weapons, or other things by means of which a crime has been committed or reasonably appears about to be committed. No body cavity search shall be authorized or conducted unless these other methods do not satisfy the safety, security, or evidentiary concerns of the law enforcement agency.

(3) Search procedures, general. The following provisions shall apply to all strip searches and body cavity searches:

(a) Strip searches and body cavity searches shall be conducted in a professional manner which protects the prisoner's dignity to the extent possible.

(b) A strip search or body cavity search, as well as presearch undressing or postsearch dressing shall occur at a location made private from the observation of persons not physically conducting the search. A strip search or body cavity search shall be performed or observed only by persons of the same sex as the person being searched, except for licensed medical professionals as required by subsection (4)(a) of this section, as permitted by subsection (4)(c) of this section or when necessary to assure the safety of the prisoner or any person conducting the search.

(c) No person may be present or observe during a strip search or body cavity search unless the person is necessary to conduct the search or to ensure the safety of those persons conducting the search except as provided in subsection (4)(c) of this section.

(d) When a strip search or a body cavity search of a prisoner is conducted, it should include a thorough visual check for birthmarks, wounds, sores, cuts, bruises, scars

and injuries; "health tags;" and body vermin. Less complete searches should include the same checks to the extent possible. WAC 289-16-200 ((2)(e))(3)(d) ADVISORY.

(e) Persons conducting a strip search or body cavity search shall not touch the person being searched except as reasonably necessary to effectuate the search of the person.

(4) Body cavity searches. The following additional provisions shall apply to body cavity searches:

(a) A body cavity search may be conducted only pursuant to subsection (2)(e) of this section. Any body cavity search shall be performed under sanitary conditions and conducted by a physician, registered nurse, or registered physician's assistant, licensed to practice in this state, who is trained in the proper medical process and the potential health problems associated with a body cavity search.

(b) When a body cavity search is conducted by a licensed medical professional of the opposite sex, an observer of the same sex as the prisoner should be present. WAC 289-16-200(4)(b) ADVISORY.

(c) Nothing in this section prohibits a person upon whom a body cavity search is to be performed from having a readily available person of his or her choosing present at the time the search is conducted. However, the person chosen shall not be a person being held in custody by a law enforcement agency.

(d) The officer requesting the body cavity search shall prepare and sign a report, which shall include:

(i) A copy of the warrant and any supporting documents required;

(ii) The name and sex of all persons conducting or observing the search;

(iii) The time, date, place, and description of the search; and

(iv) A statement of the results of the search and a list of any items removed from the person as a result of the search.

The report shall be retained as part of the agency's records.

((d)) (5) All physical markings and "health tag" identifications shall be recorded and made available to the appropriate jail employees and the medical professionals responsible for care of the prisoner under chapter 289-20 WAC.

((e)) (6) Particularly when force has been used during arrest, all visible injuries should be photographed. WAC 289-16-200 ((2)(e))(6) ADVISORY.

((f)) (7) Body vermin. Any person with body vermin shall be treated appropriately in accordance with chapter 289-20 WAC.

((g)) (8) Medical complaints. Complaints of illness or injury expressed or observed during booking shall be checked promptly in accordance with the medical procedure established under WAC 289-20-220.

((h)) (9) Communicable diseases. A prisoner suspected of having a communicable disease as defined in WAC 289-02-020(17) shall be isolated without delay. Arrangements shall be made for his immediate transfer to a facility equipped to handle the suspected disease, unless the admitting facility can safely and effectively

segregate and maintain the medically prescribed treatment.

~~((3))~~ (10) Personal property. The admitting officer shall record and store the prisoner's personal property and issue the prisoner a witnessed receipt.

~~((4))~~ (11) Prisoner weight. Each prisoner's weight should be measured and recorded upon admission. WAC 289-16-200(~~((4))~~)(11) ADVISORY.

~~((5))~~ (12) Photographs and fingerprints.

(a) Front and side-view identification photographs of each prisoner should stipulate the arresting agency or the booking agency and the date of arrest or the date of the photograph. WAC 289-16-200 (~~((5))~~)(12)(a) ADVISORY.

(b) Copies of fingerprints shall be forwarded to the proper state and federal authorities.

~~((6))~~ (13) Issuances.

(a) Each jail should establish its own policy on prisoners' use of personal clothing or jail uniforms. WAC 289-16-200 (~~((6))~~)(13)(a) ADVISORY.

(b) At a reasonable time after the completion of booking, each prisoner shall be issued clean bedding, as well as such personal care items as required under WAC 289-20-280.

(c) Upon prisoner request, a reasonable supply of writing material shall be furnished.

WSR 85-01-033

EMERGENCY RULES

CORRECTIONS STANDARDS BOARD

[Resolution No. 84-51A—Filed December 12, 1984]

Be it resolved by the Corrections Standards Board, acting at the Olympia Room of the Governor House, Olympia, Washington, that it does adopt the annexed rules relating to strip search and body cavity search regulations, amending WAC 289-02-020, 289-16-100 and 289-16-200.

We, the Washington State Corrections Standards 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 these regulations are necessary to implement the decision of the U.S. Court of Appeals, 9th Circuit, in Giles v. Ackerman, #83-3751, November 2, 1984.

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

This rule is promulgated pursuant to RCW 10.79.060 - 10.79.110 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 December 7, 1984.

By Robert W. Cote
Executive Secretary

AMENDATORY SECTION (Amending Order 84-51, filed 10/12/84)

WAC 289-02-020 DEFINITIONS. The following words and phrases shall have the meaning indicated whenever used in this title unless a different meaning is specifically indicated.

(1) "Clear floor space" means floor area which is unobstructed by any permanent fixture.

(2) "Contraband" means any substance or item not specifically permitted by a jail administration.

(3) "Commission" or "state jail commission" refers to the commission established pursuant to RCW 70.48.030.

(4) "Correctional facility" means a facility operated by a governing unit primarily designed, staffed and used for housing of adult persons serving terms not exceeding one year for the purposes of punishment, correction, and rehabilitation following conviction of a criminal offense.

(5) "Day room" means a multipurpose area separate and distinct from a sleeping area, but adjacent thereto, designed primarily for prisoner leisure time activity exclusive of physical exercise activity.

(6) "Detention facility" means a facility operated by a governing unit primarily designed, staffed and used for the temporary housing of adult persons charged with a criminal offense prior to trial or sentencing and for the housing of adult persons for purposes of punishment and correction after sentencing or persons serving terms not to exceed ninety days.

(7) "Dormitory" means a secured sleeping and living area occupied by more than one prisoner.

(8) "Governing unit" means the city and/or county or any combination of cities and/or counties responsible for the operation, supervision, and maintenance of a jail.

(9) "Holding facility" means a facility operated by a governing unit primarily designed, staffed and used for the temporary housing of adult persons charged with a criminal offense prior to trial or sentencing and for the temporary housing of such persons during or after trial and/or sentencing, but in no instance shall the housing exceed thirty days.

(10) "Jail" means any holding, detention, or correctional facility as defined herein, or any farm, camp, or work release facility established and operated in conjunction with a jail.

(11) "Living area" includes single cells, dormitories, day room area and leisure time activity space.

(12) "Major urban" refers to a county or combination of counties which contains a city having a population greater than twenty-six thousand based on the 1978 projections of the office of financial management.

(13) "Medium urban" refers to a county or combination of counties which contains a city having a population equal to or greater than ten thousand but less than twenty-six thousand based on the 1978 projections of the office of financial management.

(14) "Public records" include any writing or recording which contains information relating to the conduct of government or the performance of any governmental or

proprietary function prepared, owned, used, or returned by any state or local agency regardless of its physical form or characteristics.

(15) "Rural" refers to a county or combination of counties which does not contain a city having a population of more than ten thousand based on the 1978 projections of the office of financial management.

(16) "Single cell" means a secured sleeping area occupied by only one prisoner, and which is physically and visually separated from other prisoner sleeping areas on three of its four sides.

(17) "Communicable disease" means micro-organisms that are easily transferable from one body to another creating a condition which must be reported to the health department.

(18) "Work release program" means a program of scheduled release from the physical confines of a city or county jail, special detention facility or work release center for the purpose of employment, seeking employment or school.

(19) "Work release facility" means any building or designated portion of a building primarily designed, staffed, and used for the housing of persons participating in a work release program.

(20) "Leisure time activity space" means day room area, program area and exercise area.

(21) "Special detention facility" means a minimum security facility operated by a governing unit primarily designed, staffed, and used for the housing of special populations of sentenced persons who do not require the level of security normally provided in detention and correctional facilities including, but not necessarily limited to, persons convicted of offenses under RCW 46.61.502 or 46.61.504.

(22) "Substantially remodeled" means significant alterations made to the physical plant of a jail to conform with the physical plant standards.

(23) "Strip search" means having a person remove or arrange some or all of his or her clothing so as to permit an inspection of the genitals, buttocks, anus or undergarments of a person or breasts of a female person.

AMENDATORY SECTION (Amending Order 13, filed 3/24/81)

WAC 289-16-100 ADMISSIONS. (HOLDING FACILITIES.) (1) Authorized confinement. No prisoner shall be confined without proper legal authority.

(2) Telephone. Each prisoner, within a reasonable period of time after completion of booking, shall be advised of his right to, and be allowed to complete, at least two local or collect calls to persons of his choice who may be able to come to his assistance. If the prisoner chooses not to place the calls allowed, this information shall be noted on the booking form: PROVIDED, That appropriate protection of access to an attorney shall be maintained for prisoners without funds.

(3) Language problems. Reasonable provisions for communication with non-English speaking, handicapped and illiterate prisoners shall be provided.

(4) Booking process. The booking process shall be completed promptly unless extenuating circumstances necessitate delay.

(5) Search/examination, when allowed.

(a) The department of corrections or chief law enforcement officer shall establish and maintain written policies and procedures regarding pat searches, strip searches, and body cavity searches, which shall be consistent with this section.

(b) Each prisoner shall be searched for contraband in ((such)) a manner consistent with this subsection and written policies and procedures established thereunder, as ((staff determine is)) necessary to protect the safety of prisoners, staff, and institutional security. ((Such search shall be conducted in a professional manner which protects the prisoner's dignity to the extent possible.))

(c) No strip search shall be conducted except pursuant to the written policies and procedures required by (a) of this subsection.

(d) No strip search shall be conducted prior to the prisoner's first court appearance unless there is reasonable suspicion that the person has on his or her person evidence of a crime, contraband, fruits of a crime, things otherwise criminally possessed, a weapon, or other things by means of which a crime has been or reasonably appears about to be committed. Reasonable suspicion shall be deemed to be present when a prisoner has been arrested for:

(i) A violent offense as defined in RCW 9.94A.030(17) or any successor statute;

(ii) An offense involving escape, burglary, or the use of a deadly weapon; or

(iii) An offense involving possession of a drug or controlled substance under chapter 69.50 RCW or any successor statute.

No strip search shall be authorized or conducted in these cases unless a thorough pat-down search, a thorough electronic metal-detector search, and a thorough clothing search, where appropriate, do not satisfy the safety, security or evidentiary concerns of the jail.

(e) A written record or records of any strip search shall be maintained in the individual file of each person strip searched, which record(s) shall contain the following information:

(i) The name and serial number of the officer conducting the strip search and of all others present or observing any part of the strip search;

(ii) The time, date, and place of the strip search; and

(iii) Any weapons, criminal evidence, other contraband, or health condition discovered as a result of the strip search.

Except where reasonable suspicion is deemed present because of the nature of the arrest offense, this report or these reports shall also contain:

(iv) The name of the supervisor authorizing the strip search; and

(v) The specific facts constituting reasonable suspicion to believe the strip search was necessary.

(f) No body cavity search shall be conducted except pursuant to a valid search warrant. No search warrant for a body cavity search shall be sought without prior authorization of the ranking shift supervisor, pursuant to the written policies and procedures required by (a) of

this subsection. Before any body cavity search is authorized or conducted, a thorough pat-down search, a thorough electronic metal-detector search, and a thorough clothing search, where appropriate, must be used to search for and seize any evidence of a crime, contraband, fruits of crime, things otherwise criminally possessed, weapons, or other things by means of which a crime has been committed or reasonably appears about to be committed. No body cavity search shall be authorized or conducted unless these other methods do not satisfy the safety, security, or evidentiary concerns of the law enforcement agency.

~~(6) ((Strip search. Only an authorized person of the same sex as that of the prisoner shall conduct a strip search. Such search shall be conducted in a private area.))~~ Search procedures, general. The following provisions shall apply to all strip searches and body cavity searches:

(a) Strip searches and body cavity searches shall be conducted in a professional manner which protects the prisoner's dignity to the extent possible.

(b) A strip search or body cavity search, as well as presearch undressing or postsearch dressing shall occur at a location made private from the observation of persons not physically conducting the search. A strip search or body cavity search shall be performed or observed only by persons of the same sex as the person being searched, except for licensed medical professionals as required by subsection (7)(a) of this section, as permitted by subsection (7)(c) of this section or when necessary to assure the safety of the prisoner or any person conducting the search.

(c) No person may be present or observe during a strip search or body cavity search unless the person is necessary to conduct the search or to ensure the safety of those persons conducting the search except as provided in subsection (7)(c) of this section.

(d) When a strip search or a body cavity search of a prisoner is conducted, it should include a thorough visual check for birthmarks, wounds, sores, cuts, bruises, scars, and injuries; "health tags"; and body vermin. Less complete searches should include the same checks to the extent possible. WAC 289-16-100(6)(d) ADVISORY.

(e) Persons conducting a strip search or body cavity search shall not touch the person being searched except as reasonably necessary to effectuate the search of the person.

(7) Body cavity searches. The following additional provisions shall apply to body cavity searches:

(a) A body cavity search may be conducted only pursuant to subsection (5)(e) of this section. Any body cavity search shall be performed under sanitary conditions and conducted by a physician, registered nurse, or registered physician's assistant, licensed to practice in this state, who is trained in the proper medical process and the potential health problems associated with a body cavity search.

(b) When a body cavity search is conducted by a licensed medical professional of the opposite sex, an observer of the same sex as the prisoner should be present. WAC 289-16-100(7)(b) ADVISORY.

(c) Nothing in this section prohibits a person upon whom a body cavity search is to be performed from having a readily available person of his or her choosing present at the time the search is conducted. However, the person chosen shall not be a person being held in custody by a law enforcement agency.

(d) The officer requesting the body cavity search shall prepare and sign a report, which shall include:

(i) A copy of the warrant and any supporting documents required;

(ii) The name and sex of all persons conducting or observing the search;

(iii) The time, date, place, and description of the search; and

(iv) A statement of the results of the search and a list of any items removed from the person as a result of the search.

The report shall be retained as part of the agency's records.

(8) All physical markings and "health tag" identification should be recorded and made available to the appropriate jail employees and medical professionals responsible for care of prisoner. WAC 289-16-100(8) ADVISORY.

(9) Particularly when force has been used during arrest, all visible injuries should be photographed. WAC 289-16-100(9) ADVISORY.

~~((7))~~ (10) Body vermin. Any person with body vermin shall be treated appropriately.

~~((8))~~ (11) Medical complaints. Complaints of illness or injury expressed or detected during booking shall be acted upon promptly by the staff person on duty and the prisoner shall be provided medical treatment as necessary.

~~((9))~~ (12) Communicable diseases. Prisoners suspected of having a communicable disease detrimental to the health of the other prisoners shall be segregated.

~~((10))~~ (13) Prisoner property. At the time of booking, if the prisoner's personal property is taken from him, the authorized jail staff shall record and store such items, and issue the prisoner a receipt.

~~((11))~~ (14) Bedding and personal care items. At a reasonable time after completion of booking, each prisoner shall be issued clean bedding, as well as such personal care items as required under WAC 289-20-180.

~~((12))~~ (15) Writing paper. Upon prisoner request, a reasonable supply of writing material shall be furnished.

AMENDATORY SECTION (Amending Order 10, filed 3/18/81)

WAC 289-16-200 ADMISSIONS. (DETENTION AND CORRECTIONAL FACILITIES.) (1) General.

(a) The receiving officer shall determine that the arrest and confinement of each prisoner is being accomplished by a duly authorized officer, and a copy of all documents that purport to legally authorize the confinement shall become part of the prisoner's jail record.

(b) If only one jail facility officer is on duty, the delivery officer shall remain until the prisoner is locked into the confinement area.

(c) The information required by the commission shall be recorded for each prisoner booked into the facility.

(d) Each prisoner, after completion of booking, shall be advised of his right to, and be allowed to complete, at least two local or collect calls to persons of his choice who may be able to come to his assistance. If the prisoner chooses not to place the calls allowed, this information shall be noted on the booking form.

(e) Reasonable provisions for communicating with non-English speaking, handicapped and illiterate prisoners shall be provided concerning the booking process, rules of the facility, privileges and other information pertinent to his rights and well-being while confined.

(f) The booking process shall be completed promptly unless the physical or mental condition of the prisoner necessitates delay.

(2) Search/examination, when allowed.

(a) The department of corrections or chief law enforcement officer shall establish and maintain written policies and procedures regarding pat searches, strip searches and body cavity searches, which shall be consistent with this section.

(b) Each prisoner shall be searched for contraband in such a manner consistent with this subsection and written policies and procedures established thereunder, as ((responsible staff determine)) is necessary to protect the safety of prisoners, staff, and institutional security. ((Such search should be conducted in a private area and in a professional manner which protects the prisoner's dignity to the extent possible.

(b) When a strip search is conducted, it shall be performed by a staff person of the same sex as the prisoner:))

(c) No strip search shall be conducted except pursuant to the written policies and procedures required by (a) of this subsection.

(d) No strip search shall be conducted prior to the prisoner's first court appearance unless there is reasonable suspicion that the person has on his or her person evidence of a crime, contraband, fruits of a crime, things otherwise criminally possessed, a weapon, or other things by means of which a crime has been or reasonably appears about to be committed. Reasonable suspicion shall be deemed to be present when a prisoner has been arrested for:

(i) A violent offense as defined in RCW 9.94A.030(17) or any successor statute;

(ii) An offense involving escape, burglary, or the use of a deadly weapon; or

(iii) An offense involving possession of a drug or controlled substance under chapter 69.50 RCW or any successor statute.

No strip search shall be authorized or conducted in these cases unless a thorough pat-down search, a thorough electronic metal-detector search, and a thorough clothing search, where appropriate, do not satisfy the safety, security or evidentiary concerns of the jail.

(e) A written record or records of any strip search shall be maintained in the individual file of each person strip searched, which record(s) shall contain the following information:

(i) The name and serial number of the officer conducting the strip search and of all others present or observing any part of the strip search;

(ii) The time, date, and place of the strip search; and

(iii) Any weapons, criminal evidence, other contraband, or health condition discovered as a result of the strip search.

Except where reasonable suspicion is deemed present because of the nature of the arrest offense, this report or these reports shall also contain:

(iv) The name of the supervisor authorizing the strip search; and

(v) The specific facts constituting reasonable suspicion to believe the strip search was necessary.

(f) No body cavity search shall be conducted except pursuant to a valid search warrant. No search warrant for a body cavity search shall be sought without prior authorization of the ranking shift supervisor, pursuant to the written policies and procedures required by (a) of this subsection. Before any body cavity search is authorized or conducted, a thorough pat-down search, a thorough electronic metal-detector search, and a thorough clothing search, where appropriate, must be used to search for and seize any evidence of a crime, contraband, fruits of crime, things otherwise criminally possessed, weapons, or other things by means of which a crime has been committed or reasonably appears about to be committed. No body cavity search shall be authorized or conducted unless these other methods do not satisfy the safety, security, or evidentiary concerns of the law enforcement agency.

(3) Search procedures, general. The following provisions shall apply to all strip searches and body cavity searches:

(a) Strip searches and body cavity searches shall be conducted in a professional manner which protects the prisoner's dignity to the extent possible.

(b) A strip search or body cavity search, as well as presearch undressing or postsearch dressing shall occur at a location made private from the observation of persons not physically conducting the search. A strip search or body cavity search shall be performed or observed only by persons of the same sex as the person being searched, except for licensed medical professionals as required by subsection (4)(a) of this section, as permitted by subsection (4)(c) of this section or when necessary to assure the safety of the prisoner or any person conducting the search.

(c) No person may be present or observe during a strip search or body cavity search unless the person is necessary to conduct the search or to ensure the safety of those persons conducting the search except as provided in subsection (4)(c) of this section.

(d) When a strip search or a body cavity search of a prisoner is conducted, it should include a thorough visual check for birthmarks, wounds, sores, cuts, bruises, scars and injuries; "health tags;" and body vermin. Less complete searches should include the same checks to the extent possible. WAC 289-16-200 ((2)(c))(3)(d) ADVISORY.

(e) Persons conducting a strip search or body cavity search shall not touch the person being searched except

as reasonably necessary to effectuate the search of the person.

(4) Body cavity searches. The following additional provisions shall apply to body cavity searches:

(a) A body cavity search may be conducted only pursuant to subsection (2)(e) of this section. Any body cavity search shall be performed under sanitary conditions and conducted by a physician, registered nurse, or registered physician's assistant, licensed to practice in this state, who is trained in the proper medical process and the potential health problems associated with a body cavity search.

(b) When a body cavity search is conducted by a licensed medical professional of the opposite sex, an observer of the same sex as the prisoner should be present. WAC 289-16-200(4)(b) ADVISORY.

(c) Nothing in this section prohibits a person upon whom a body cavity search is to be performed from having a readily available person of his or her choosing present at the time the search is conducted. However, the person chosen shall not be a person being held in custody by a law enforcement agency.

(d) The officer requesting the body cavity search shall prepare and sign a report, which shall include:

(i) A copy of the warrant and any supporting documents required;

(ii) The name and sex of all persons conducting or observing the search;

(iii) The time, date, place, and description of the search; and

(iv) A statement of the results of the search and a list of any items removed from the person as a result of the search.

The report shall be retained as part of the agency's records.

((†)) (5) All physical markings and "health tag" identifications shall be recorded and made available to the appropriate jail employees and the medical professionals responsible for care of the prisoner under chapter 289-20 WAC.

((†)) (6) Particularly when force has been used during arrest, all visible injuries should be photographed. WAC 289-16-200 ((†)) (6) ADVISORY.

((†)) (7) Body vermin. Any person with body vermin shall be treated appropriately in accordance with chapter 289-20 WAC.

((†)) (8) Medical complaints. Complaints of illness or injury expressed or observed during booking shall be checked promptly in accordance with the medical procedure established under WAC 289-20-220.

((†)) (9) Communicable diseases. A prisoner suspected of having a communicable disease as defined in WAC 289-02-020(17) shall be isolated without delay. Arrangements shall be made for his immediate transfer to a facility equipped to handle the suspected disease, unless the admitting facility can safely and effectively segregate and maintain the medically prescribed treatment.

((†)) (10) Personal property. The admitting officer shall record and store the prisoner's personal property and issue the prisoner a witnessed receipt.

((†)) (11) Prisoner weight. Each prisoner's weight should be measured and recorded upon admission. WAC 289-16-200((†)) (11) ADVISORY.

((†)) (12) Photographs and fingerprints.

(a) Front and side-view identification photographs of each prisoner should stipulate the arresting agency or the booking agency and the date of arrest or the date of the photograph. WAC 289-16-200 ((†)) (12)(a) ADVISORY.

(b) Copies of fingerprints shall be forwarded to the proper state and federal authorities.

((†)) (13) Issuances.

(a) Each jail should establish its own policy on prisoners' use of personal clothing or jail uniforms. WAC 289-16-200 ((†)) (13)(a) ADVISORY.

(b) At a reasonable time after the completion of booking, each prisoner shall be issued clean bedding, as well as such personal care items as required under WAC 289-20-280.

(c) Upon prisoner request, a reasonable supply of writing material shall be furnished.

WSR 85-01-034

ADOPTED RULES

CORRECTIONS STANDARDS BOARD

[Resolution No. 84-52—Filed December 12, 1984]

Be it resolved by the Corrections Standards Board, acting at the Olympia Room of the Governor House, Olympia, Washington, that it does adopt the annexed rules relating to maximum capacities, amending WAC 289-15-225.

This action is taken pursuant to Notice No. WSR 84-21-041 filed with the code reviser on October 12, 1984. 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 70.48.050 (1)(a) and 70.48.070 and is intended to administratively implement these statutes.

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 December 7, 1984.

By Robert W. Cote
Executive Secretary

AMENDATORY SECTION (Amending Order 84-01, filed 7/27/84)

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

Auburn (22)
 Bremerton (23)
 Forks (11)
 Issaquah (6)
 Olympia (temporary) (19)
 ((~~Richland (23)~~))
 Stevens County (22)

Correctional Facilities

Benton County (109)
 Chelan County (117)
 Clallam County (102)
 Clark County ((~~141~~)) (300)
 Cowlitz County (91)
 Ferry County (22)
 Franklin County (76)
 Grant County (54)
 Grays Harbor County ((~~54~~))
 (74)
 Island County (29)
 Jefferson County (18)
 Kent (20)
 King County (1038)
 Kitsap County (103)
 Kitsap County Work Release (42)
 Kittitas County (45)
 Klickitat County ((~~36~~)) (30)
 Lewis County (62)
 Lincoln County (8)
 Mason County (34)
 Okanogan County (67)
 Pacific County (14)
 Pend Oreille County (18)
 Pierce County (359)
 Skagit County (83)
 Skamania County (17)
 Snohomish County (116)
 Snohomish County Work
 Release (60)
 ((~~Stevens County (22)~~))
 Spokane County (352)
 Thurston County (94)
 Walla Walla County (44)
 Whatcom County (82)
 Whitman County (34)
 Yakima County (274)

WSR 85-01-035

PROPOSED RULES

CORRECTIONS STANDARDS BOARD

[Filed December 12, 1984]

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 9:00 a.m. or later, Friday, February 1, 1985, in the Olympia Room of the Governor House, 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 January 25, 1985.

Dated: December 11, 1984

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 several of those capacities.

Statutory Authority: RCW 70.48.050 (1)(a) and 70.48.070.

Summary of Rule: These amendments change the capacity figure for Lincoln County.

Agency Personnel Responsible for Drafting, Implementation and Enforcement: Robert W. Cote, Executive Secretary, Corrections Standards Board, 110 East 5th Avenue, Olympia, WA 98504, mailstop GB-12, (206) 753-5790, scan 234-5790.

Person or Organization Proposing Rule, and Whether Public, Private, or Governmental: Amendments are proposed by the Corrections Standards Board.

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: None.

Small Business Economic Impact Statement: None.

AMENDATORY SECTION (Amending Order 84-01 [84-52], filed 7/27/84 [12/12/84])

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

Auburn (22)
 Bremerton (23)
 Forks (11)
 Issaquah (6)
 Olympia (temporary) (19)
 Stevens County (22)

Correctional Facilities

Benton County (109)
 Chelan County (117)
 Clallam County (102)
 Clark County (300)
 Cowlitz County (91)
 Ferry County (22)
 Franklin County (76)
 Grant County (54)
 Grays Harbor County (74)
 Island County (29)
 Jefferson County (18)
 Kent (20)
 King County (1038)
 Kitsap County (103)
 Kitsap County Work Release (42)
 Kittitas County (45)
 Klickitat County (30)
 Lewis County (62)
 Lincoln County ((~~8~~)) (15)
 Mason County (34)
 Okanogan County (67)
 Pacific County (14)
 Pend Oreille County (18)
 Pierce County (359)
 Skagit County (83)
 Skamania County (17)
 Snohomish County (116)
 Snohomish County Work
 Release (60)
 Spokane County (352)
 Thurston County (94)
 Walla Walla County (44)
 Whatcom County (82)
 Whitman County (34)
 Yakima County (274)

Reviser's note: The bracketed material preceding the section above was supplied by the code reviser's office.

WSR 85-01-036
EMERGENCY RULES
DEPARTMENT OF FISHERIES
 [Order 84-218—Filed December 12, 1984]

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 7 and 7A provide protection for Canadian origin chum. Restrictions in Areas 10C and 10D and the Cedar River provide protection for local sockeye stocks. Restrictions in the Samish River protect natural Samish origin chum. Restrictions in the Skagit River provide protection for Skagit River origin chum and coho. Restrictions in the Snohomish River protect natural Snohomish chum. Restrictions in Areas 13E, 13I, 13J and 13K are required to protect south sound normal chum stocks. Restrictions in the Stillaguamish River and the lower Skagit River no longer required.

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 December 12, 1984.

By Russell W. Cahill
 for William R. Wilkerson
 Director

NEW SECTION

WAC 220-28-439 PUGET SOUND COMMERCIAL FISHERY RESTRICTIONS. *Effective immediately, it is unlawful for treaty Indian fishermen to take, fish for, or possess salmon for commercial purposes taken from the following Puget Sound Salmon Management and Catch Reporting Areas except in accordance with the following restrictions:*

Areas 7 and 7A - Effective through December 22, closed to all commercial fishing.

**Skagit River upstream of Hamilton Boat Launch - Closed to all commercial net gear except dip bag nets and beach seines, and all chinook greater than 24 inches, all coho*

greater than 20 inches in length and all chum must be released, when open.

Snohomish River - Closed to all commercial fishing.

Areas 13E, 13I, 13J, and 13K - Effective through December 31, closed to all commercial fishing.

Area 10C - Effective through December 31, closed to all commercial fishing.

Area 10D - Effective through December 31,

(1) All gear other than gill net gear must release all sockeye when open. (2) 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.

Samish River - Effective through December 22, closed to all commercial fishing.

Cedar River - Effective through December 31, closed to all commercial fishing.

REPEALER

The following section of the Washington Administrative Code is repealed effective immediately.

WAC 220-28-438 PUGET SOUND COMMERCIAL FISHERY RESTRICTIONS (84-213)

WSR 85-01-037
NOTICE OF PUBLIC MEETINGS
COMMISSION ON
ASIAN AMERICAN AFFAIRS
 [Memorandum—December 10, 1984]

The following is the schedule of 1985 regular meetings of the Washington State Commission on Asian American Affairs:

January 19	Olympia
March 16	Seattle
June 15	Yakima
September 21	Spokane
November 16	Seattle

All meetings will begin at 9:30 a.m. on the day scheduled, however, exact meeting locations are as yet undetermined.

WSR 85-01-038
NOTICE OF PUBLIC MEETINGS
SEATTLE COMMUNITY
COLLEGE DISTRICT
 [Memorandum—December 11, 1984]

A special meeting of the board of trustees, Seattle Community College District VI, has been scheduled for Monday, November 17, 1984, at 7:30 a.m., and will be held at the Seattle Community College District, 300 Elliott Avenue West, Seattle, WA 98119.

WSR 85-01-039
NOTICE OF PUBLIC MEETINGS
SENTENCING GUIDELINES COMMISSION
 [Memorandum—December 12, 1984]

Notice is hereby given that the Sentencing Guidelines Commission will meet the first Friday of each month in the Small Auditorium at the Seattle-Tacoma Airport. The meetings are held from 9:00 a.m. to 4:00 p.m. The following is a list of dates for commission meetings scheduled in 1985:

January 4, 1985	July 5, 1985
February 1, 1985	August 2, 1985
March 1, 1985	September 6, 1985
April 5, 1985	October 4, 1985
May 3, 1985	November 1, 1985
June 7, 1985	December 6, 1985

WSR 85-01-040
ADOPTED RULES
BOARD FOR
COMMUNITY COLLEGE EDUCATION
 [Order 102, Resolution No. 84-67—Filed December 13, 1984]

Be it resolved by the State Board for Community College Education, acting at Olympia, Washington, that it does adopt the annexed rules relating to tuition and fee waivers for full-time employees.

This action is taken pursuant to Notice No. WSR 84-21-064 filed with the code reviser on October 17, 1984. 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 28B.15-.535 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 December 6, 1984.

By Gilbert J. Carbone
 Assistant Director

AMENDATORY SECTION (Amending Order 76, Resolution 79-29, filed 9/10/79)

WAC 131-28-085 TUITION AND FEE WAIVERS FOR FULL-TIME COMMUNITY COLLEGE EMPLOYEES. ~~((+))~~ Pursuant to the authority granted by ~~((chapter 82, Laws of 1979))~~ RCW 28B.15-.535, community college districts are authorized to and may waive tuition, operating, and service and activities fees for full-time employees at their respective institutions of higher education enrolled in courses at said institutions under the following conditions:

~~((a))~~ (1) Enrollment shall be on a space-available basis after opportunity has been given for other students to register for courses offered by the college,

~~((b))~~ (2) No new or additional courses or course sections shall be created for the purpose of accommodating enrollments of students enrolled on the basis of waivers under this section,

~~((c))~~ (3) Enrollment information on employees enrolled on a space-available basis shall be maintained separately from other enrollment information and shall not be included in official enrollment reports, nor shall persons enrolled pursuant to the provisions of this section be considered in any enrollment statistics which would affect budgetary determinations,

~~((d))~~ (4) Computations of enrollment levels, student-faculty ratio, or other similar enrollment related statistics must exclude student credit hours generated by enrollments for which waivers have been granted under this section,

~~((e))~~ (5) Employees enrolling on a space-available basis shall be charged a registration fee of not less than five dollars per quarter,

~~((f))~~ (6) Community college districts may limit the number of courses per quarter for which an employee may enroll pursuant to this section,

~~((g))~~ (7) Districts may enroll full-time intercollegiate center for nursing education, cooperative extension service and agricultural research employees of Washington State University if such employees are stationed off-campus provided that ~~((+))~~ (a) the employee's work station is situated within the district where he enrolls and ~~((z))~~ (b) such a waiver of tuition and fees complies with conditions listed in subsections ~~((a))~~ (1) through ~~((f) above)~~ (6) of this section,

~~((h))~~ (8) Districts may recognize completion of such courses for salary improvement or vocational certification provided such courses are an approved part of the professional improvement plan of the individual,

~~((i))~~ (9) Prior to implementing any program for tuition and fee waivers for full-time employees, the college district shall adopt a written rule regarding such program and definitively set forth rules and procedures related to:

~~((i))~~ (a) Whether or not employees may take tuition free courses on released time and under what circumstances;

~~((ii))~~ (b) Whether or not courses taken on a tuition free basis shall be allowed to apply toward an advancement on the salary schedule of the institution;

~~((iii))~~ (c) Whether or not there will be a limit on the number of courses per quarter an employee may take; what that limitation is and any other constraints;

~~((iv))~~ (d) The definition of a full-time employee, professional and classified, for purposes of this act;

~~((j))~~ (10) The individual community college district shall submit a copy of its adopted rule relating to the above to the state director.

WSR 85-01-041
NOTICE OF PUBLIC MEETINGS
DEPARTMENT OF
COMMUNITY DEVELOPMENT
 [Memorandum—December 11, 1984]

The Washington State Department of Community Development (DCD) will hold a public hearing on the proposed 1985 Department of Energy state plan.

The hearing will be held on Wednesday, January 9, 1985, in the DCD Fifth Floor Conference Room, Ninth and Columbia Building, Fifth Floor, Olympia, Washington. The hearing will begin promptly at 10:00 a.m. and close at 12:00 noon, unless participation requires more time.

Two typewritten copies of all oral testimony are requested. There will be a question and answer period. Written testimony may be submitted until 5:00 p.m. on Tuesday, January 8, 1985, to the attention of Katherine Friedt, Assistant Director, Division of Community Services, Ninth and Columbia Building, Mailstop GH-51, Olympia, Washington 98504-4151.

For additional information or a copy of the draft plan, contact Tia Pennell at (206) 753-4986.

WSR 85-01-042
EMERGENCY RULES
BOARD OF PHARMACY
 [Order 192—Filed December 13, 1984]

Be it resolved by the Washington State Board of Pharmacy, acting at Olympia, Washington, that it does adopt the annexed rules relating to:

New	WAC 360-12-125	Inactive pharmacist license.
Amd	WAC 360-12-130	Reinstatement and reactivation of pharmacist licenses.
Amd	WAC 360-18-020	Licensing periods and fees.

We, the Washington State Board of Pharmacy, 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 amendments are necessary to implement section 11, chapter 153, Laws of 1984 (RCW 18.64.140) and must be adopted as an emergency rule to deal with pending requests for inactive licenses and so that the requirements will be in place for the next licensing cycle.

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

This rule is promulgated pursuant to RCW 18.64.005 and 18.64.140 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 December 12, 1984.

By Lars Hennum
 Chairman

NEW SECTION

WAC 360-12-125 INACTIVE PHARMACIST LICENSE. *Any pharmacist who desires to leave the active practice of pharmacy in the state of Washington may request an inactive license from the board. The request for an inactive license must be submitted on a form provided by the board. It must be renewed in the same manner as an active license upon payment of a fee as specified by the board.*

The holder of an inactive license shall not practice pharmacy in the state of Washington. The holder of an inactive license need not comply with the continuing education requirements contained in chapter 360-11 WAC.

In order to reactivate an inactive license, the holder of the inactive license must comply with the provisions of WAC 360-12-130.

AMENDATORY SECTION (Amending Order 147, filed 3/27/79)

WAC 360-12-130 ((REGISTERED)) PHARMACISTS—REINSTATEMENT OR REACTIVATION OF LICENSE. *(1) A pharmacist who desires to reinstate or reactivate his or her license after having been out of the active practice of pharmacy must meet the following requirements, as applicable, in addition to paying the fee required by RCW 18.64.140.*

(a) If the pharmacist has been unlicensed or the holder of an inactive license for three years or less, he or she must take and pass the jurisprudence examination given by the board.

(b) If the pharmacist has been unlicensed or the holder of an inactive license for between three and five years, he or she must take and pass the jurisprudence examination given by the board and either serve an internship of 300 hours or take and pass such further written practical examinations as are specified by the board in each individual case.

(c) If the pharmacist has been unlicensed or the holder of an inactive license for over five years, he or she must take and pass the full board examination and serve an internship of 300 hours.

(2) A pharmacist desiring to reinstate or reactivate his or her license must complete such continuing education credits as the board may specify in each individual case.

AMENDATORY SECTION (Amending Order 184 [189], filed 1/25/84 [8/22/84])

WAC 360-18-020 LICENSE FEES. *Effective October 1, 1983, the following fees shall be charged by the board of pharmacy:*

(a) PHARMACY LOCATION, CSA & PROPHYLACTIC	
Original pharmacy fee	\$125.00
Original CSA fee	35.00
Original prophylactic fee	10.00
Original pharmacy assistant utilization fee	30.00
Renewal pharmacy fee	65.00
Renewal CSA fee	30.00
Renewal prophylactic fee	10.00
Renewal pharmacy assistant utilization fee	30.00
Penalty pharmacy fee	130.00
(b) VENDOR	
Original fee	20.00
Renewal fee	20.00
Penalty fee	20.00
(c) PHARMACIST	
Exam fee (full exam)	100.00
Reexamination fee (jurisprudence portion)	25.00
Original license fee	75.00
Renewal fee <u>active and inactive license</u>	50.00
Penalty fee	50.00
Reciprocity fee	200.00
Certification of license status to other states	10.00
(d) SHOPKEEPER	
(i) SHOPKEEPER – sixteen or more drugs	
Original fee	10.00
Renewal fee	10.00
Penalty fee	5.00
(ii) SHOPKEEPER – with differential hours	
Original fee	10.00
Renewal fee	10.00
Penalty fee	5.00
(e) DRUG MANUFACTURER	
Original fee	175.00
Renewal fee	175.00
Penalty fee	175.00
(f) DRUG WHOLESALER – full line	
Original fee	175.00
Renewal fee	175.00
Penalty fee	175.00
(g) DRUG WHOLESALER – OTC only	
Original fee	125.00
Renewal fee	125.00
Penalty fee	125.00
(h) PHARMACY ASSISTANT – Level "A"	
Original fee	20.00
Renewal fee	15.00
(i) PHARMACY INTERN	
Original registration fee	10.00
Renewal registration fee	10.00

Reviser's note: The bracketed material preceding the section above was supplied by the code reviser's office.

WSR 85-01-043
ADOPTED RULES
DEPARTMENT OF LICENSING
(Massage Examining Board)
 [Order PL 501—Filed December 13, 1984]

Be it resolved by the Massage Examining Board, acting at Olympia, Washington, that it does adopt the annexed rules relating to massage, amending WAC 308-51-010, 308-51-020, 308-51-100 and 308-51-110.

This action is taken pursuant to Notice No. WSR 84-21-073 filed with the code reviser on October 17, 1984. 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 18.108.020 and 18.108.070 which directs that the Washington State Massage Examining Board has authority to implement the provisions of chapter 18.108 RCW, subject to the approval of the director of the Department of Licensing.

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 December 11, 1984.
 By John Gonzalez
 Director

AMENDATORY SECTION (Amending Order PL 379, filed 5/11/81)

~~WAC 308-51-010 APPLICATIONS. (((+)) Applications for an original license or a renewal of a license to practice as a massage operator or to conduct a massage business shall be made to the Division of Professional Licensing, 12th and Franklin Streets, P.O. Box 649, Olympia, Washington 98504. (Telephone number (206) 753-0776.)~~

~~((2))~~ (1) Application forms shall be prepared by the director and shall provide for the statement of all information required for the license in question. An applicant for the issuance or renewal of a massage operator's license and/or a massage business license shall be required to furnish the director with two current photographs of passport size, approximately two inches by two inches, with the original application, or one current photograph with each application for renewal, and satisfactory evidence to establish that all requirements of the license have been fulfilled by the applicant, including the requirement that he/she is of good moral character and has not been convicted of, or forfeited bond for, a crime involving lewdness or moral turpitude or a crime involving possession, use, or distribution of any controlled substance except marihuana.

~~(((b)) An applicant may establish proof of age by submitting a photocopy of his birth certificate. If it is not reasonably possible to obtain a photocopy of the birth certificate, an affidavit attesting to the date and place of birth may be accepted by the director in lieu of such photocopy.~~

~~(3))~~ (2) The term "applicant" as used in chapter 280, Laws of Washington 1975 1st ex. sess. and chapter 18.108 RCW, relating to massage business license, is defined to include and shall be applied as follows to:

(a) The owner, in case of sole proprietorship.

(b) All partners, in case of a general or limited partnership.

(c) A corporation, which may apply through its chief executive officer.

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.

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 255, filed 8/20/76)

WAC 308-51-020 LICENSES. (1) All licenses issued shall be displayed in a place on the business premises which is in plain view and readily available for official inspection.

(2) In the event of loss or destruction of a license, the licensee will file with the director an affidavit explaining the loss or destruction of the license. Licensee may obtain a duplicate license upon payment of a fee in the amount of three dollars.

(3) Licenses issued by the director shall not be assignable or transferable from person to person or from business to business.

(4) A massage business licensee that moves the place of business from the address shown on the license to another address or makes any change of the business name from that as shown on the license shall file written notice with the director not later than ten days after the effective date of such change. Notification of change in business license location or name must be accompanied with a license revision fee of five dollars.

(5) No more than one massage business, as defined by paragraph (5), section 1, chapter 280, Laws of Washington 1975 1st ex. sess. and RCW 18.108.010(5), shall be operated under the same license.

~~((6) Each licensee issued a massage operator or massage owner-operator license shall upon receipt thereof affix a current photograph of the licensee to the license. The photograph will be of passport size approximately two inches by two inches and affixed in such a manner as to not obliterate the licensee's name, license number or expiration date.))~~

AMENDATORY SECTION (Amending Order PL 329, filed 12/13/79)

WAC 308-51-100 SCOPE OF EXAMINATION.

(1) The examination for a massage operator's license shall, except as noted in subparagraph (2) below, consist of written questions as well as a practical demonstration that will require the applicant to perform a massage or partial massage upon another person and which may include oral questions.

(2) An applicant handicapped by blindness will not be subject to a written examination. A blind applicant will

be asked oral questions to appropriately test the range and depth of his knowledge of the subjects shown in subparagraph (3) below.

(3) Written and oral questions will be sufficient in number to satisfy the massage examining board that the applicant has been given an adequate opportunity to express his or her knowledge relating to the following subjects as they pertain to the practice of massage:

(a) Anatomy and physiology,

(b) Hydrotherapy,

(c) Hygiene,

(d) First aid,

(e) Massage theory, ~~((and))~~ practice, and physiology of massage,

(f) Symptomatology (only as it pertains to contra-indications of massage), and

(g) The law and rules of the board relating to massage (i.e., chapter 18.108 RCW and chapter 308-51 WAC).

(4) The practical demonstration of massage will be conducted before the ~~((examining board))~~ examiner(s) and the applicant will be required to perform the massage treatment or techniques as directed. ~~((by the board. During the practical demonstration each member of the board in attendance will observe, note and grade each applicant on the))~~ The following elements will be observed:

(a) Oral questions,

(b) Contact,

(c) Draping,

(d) Effluage,

(e) Friction,

(f) Petrissage,

(g) Pressure,

(h) Professional manner,

(i) Rhythm,

(j) Swedish gymnastics, to include both active and passive exercise,

(k) Tapotement,

(l) Use of lubricants,

(m) Vibration, ~~((and))~~

(n) Nerve strokes, and

(o) Muscle demonstration(s).

AMENDATORY SECTION (Amending Order PL 314, filed 9/13/79)

WAC 308-51-110 GRADING OF EXAMINATIONS. (1) The grading of all written examinations, and of oral questions given in lieu thereof, will be based upon a possible score of 100% and the minimum passing score shall be 70%.

(2) The grading of the practical demonstration and the oral questions given each applicant during such demonstration will be based upon a possible score of 100% and the minimum passing score shall be 70%. ~~((In determining the applicant's grade, the board members' grading for each element shown in WAC 308-51-100(4) for the practical demonstration will be totaled, and the total will then be averaged to establish the final grade for each element of the practical demonstration.~~

~~(3) After the score of the applicant has been determined for each element of the practical demonstration,~~

~~the Board will arrive at the applicant's overall score by applying the following formula:~~

~~(a) The scores achieved by the applicant on the elements of professional manner, draping, and use of lubricants will be totaled and averaged.~~

~~(b) The scores achieved by the applicant on the elements of effleurage, petrissage, rhythm, pressure, friction, vibration, Swedish gymnastics, tapotement, nerve strokes and contact will be totaled and averaged.~~

~~(c) The scores achieved by the applicant on the oral questions asked during the practical demonstration will be totaled and averaged.~~

~~(d) The applicant's overall grade on the practical demonstration will consist of a weighted average of the scores determined under (a), (b) and (c) above. The score determined under (a) above will count 10%. The score determined under (b) above will count 60%. The score determined under (c) above will count 30%.~~

~~(4)) (3) Each applicant must obtain a grade of 70% or better on each portion of the examination, i.e., written (or oral in lieu of written), and practical demonstration, before being considered by the board to be technically qualified for licensing as a massage operator.~~

WSR 85-01-044

ADOPTED RULES

DEPARTMENT OF LICENSING

[Order PL 502—Filed December 13, 1984]

I, John Gonzalez, director of the Washington State Department of Licensing, do promulgate and adopt at Olympia, Washington, the annexed rules relating to examinations for barbers, manicurists and cosmetologists and for barbering, manicuring and cosmetology school instructors, WAC 308-20-171.

This action is taken pursuant to Notice No. WSR 84-21-129 filed with the code reviser on October 24, 1984. 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 section 7(2), chapter 208, Laws of 1984, which directs that the director of the Department of Licensing has authority to implement the provisions of section 10, chapter 208, Laws of 1984.

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 December 11, 1984.

By John Gonzalez
Director

NEW SECTION

WAC 308-20-171 PASSING GRADES ON ALL EXAMINATIONS. Passing grades are based on the

standard of 100 percent and are determined by the cosmetology/barber/manicurist advisory board.

Effective August 1, 1984, the passing grade on the barber, manicurist, and chemical services examinations is 76 percent. An applicant who receives a passing score of not less than 76 percent shall be entitled to a license.

Applicants for a barber license will be required to obtain a passing grade on the barber examination.

Applicants for a manicurist license will be required to obtain a passing grade on the manicurist examination.

Applicants for a cosmetology license will be required to obtain a passing grade on the barber examination, the manicurist examination and the chemical services examination. No one will be licensed to perform chemical services until successfully passing all three examinations.

If a cosmetology applicant passes the barber examination, a barber license will be issued upon request.

If a cosmetology applicant passes the manicurist examination, a manicurist license will be issued upon request. There will be no refund of fees for separate licenses issued. If both barber and manicurist licenses are requested, an additional fee for a manicurist license will be required.

Applicants for cosmetology instructor license will be required to obtain a 90 percent grade on the instructor's examination.

The instructor's examination will cover lesson planning and teaching techniques. The examination will consist of 200 questions with 45 percent of the questions to be on lesson planning.

WSR 85-01-045

ADOPTED RULES

UNIVERSITY OF WASHINGTON

[Order 84-5—Filed December 14, 1984]

Be it resolved by the board of regents of the University of Washington, acting at Seattle, Washington, that it does adopt the annexed rules relating to the use of University of Washington facilities; specifically WAC 478-136-030, limitations on use.

This action is taken pursuant to Notice No. WSR 84-21-058 filed with the code reviser on October 15, 1984. 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 University of Washington as authorized in RCW 28B.20.130.

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 December 6, 1984.

By Elsa Kircher Cole
Assistant Attorney General

AMENDATORY SECTION (Amending Order 82-2, filed 7/22/82, effective 10/1/82)

WAC 478-136-030 LIMITATIONS ON USE. (1) University facilities may not be used in ways which obstruct or disrupt university operations, the freedom of movement, or any other lawful activities.

(2) Faculty, staff, registered or official student organizations may use university facilities to present educational forums regarding ballot propositions and/or candidates who have filed for public office as long as the audience is limited to university faculty, staff and students. However, state law (RCW 42.17.130) prohibits "the use of any of the facilities of a public office or agency, directly or indirectly, for the purpose of assisting a campaign for election of any person to any office or for the promotion of or opposition to any ballot proposition."

(3) University facilities may not be used for private or commercial purposes such as sales, advertising, or promotional activities unless such activities serve an educational purpose, as determined by the committee on the use of university facilities.

(4) The distribution of handbills, pamphlets and similar materials is not permitted in those areas of campus to which access by the public is restricted or where such distribution would significantly impinge upon the primary business being carried on. Handbills and similar printed materials may not be left in the Daily distribution boxes or left for distribution anywhere else on campus.

(5) Charitable solicitation is not permitted in those areas of the campus to which access by the public is restricted or where such solicitation would significantly impinge upon the primary business being carried on.

(6) Electronic amplification on the grounds of the campus is prohibited with the following exceptions:

(a) The lawn area immediately west of the student union building will be available for open-air speaking events using directional and volume-controlled speech amplification equipment provided by the university. Use of the student union building lawn site will be available to registered or official student organizations and faculty or staff groups on a first-come, first-served basis. The amplification system will be issued upon presentation of a currently valid student, faculty or staff identification card at the Student Union Reservation Office, 104C Student Union Building.

(b) The committee on the use of university facilities may grant permission, under special circumstances, for the use of other amplification equipment on the lawn site west of the student union building or in other outdoor locations. Permission should be requested through the Secretary to the Committee, 400 Administration Building (AI-10), 543-2560, sufficiently in advance of the program to allow timely consideration.

(7)(a) The parking garages on the campus of the University of Washington are open to the public for the limited purpose of parking motor vehicles. Sleeping, or remaining in the parking garages for purposes unrelated to vehicular parking is prohibited. Violators are subject

to arrest and criminal prosecution under applicable statutes including RCW 9A.52.080, 9.66.030, and 7.48.220.

(b) The term "parking garages" as used in (a) of this subsection shall mean the sheltered parking areas on the University of Washington campus, and the stairwells and entrances of those covered parking areas.

WSR 85-01-046
NOTICE OF PUBLIC MEETINGS
WESTERN WASHINGTON UNIVERSITY
[Memorandum—December 11, 1984]

The meeting of the board of trustees of Western Washington University which was scheduled for January 3, 1985, is cancelled.

The next meeting of the board will be on the regularly scheduled date of February 7, 1985.

WSR 85-01-047
NOTICE OF PUBLIC MEETINGS
TACOMA COMMUNITY COLLEGE
[Memorandum—December 12, 1984]

The dates for the meetings of the board of trustees of Tacoma Community College District 22 for 1985 are as follows:

January 8 and 10
February 12 and 14
March 12 and 14
April 9 and 11
May 7 and 9
June 11 and 12
July 9 and 11
August 6 and 8
September 10 and 12
October 8 and 10
November 12 and 14
December 10 and 12

WSR 85-01-048
PROPOSED RULES
DEPARTMENT OF
SOCIAL AND HEALTH SERVICES
(Health)
[Filed December 14, 1984]

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 certificate of need, amending chapter 248-19 WAC;

that the agency will at 10:00 a.m., Wednesday, January 30, 1985, in the Auditorium, 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 February 6, 1985.

The authority under which these rules are proposed is RCW 70.38.135.

The specific statute these rules are intended to implement is chapter 70.38 RCW.

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency before January 30, 1985.

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 Office of Administrative Regulations, at State Office Building #2, 12th and Franklin, Olympia, Phone (206) 753-7015, by January 16, 1985. The meeting site is in a location which is barrier free.

Dated: December 13, 1984

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 248-19-360, 248-19-370 and new section WAC 248-19-373.

Purpose of the Amendments: To provide in rule, the state health plan criteria with which certificate of need decisions must comply and to make rules consistent with language changes in chapter 70.38 RCW.

The Reason These Rules are Necessary: Implementation of the provision of chapter 70.38 RCW which requires certificate of need actions to be consistent with the state health plan in effect.

Statutory Authority: Chapter 70.38 RCW.

Summary of the Rule Changes: The amendment to WAC 248-19-360 clarifies what specific state health plan will be used in making final certificate of need decisions. The rule makes changes in terms consistent with chapter 70.38 RCW and requires certificate of need decisions to be consistent with regional plans. A change in WAC 248-19-370 states review criteria in that section may not be used to justify certificate of need decisions to approve nursing home beds in excess of state health plan bed need projections. WAC 248-19-370 also eliminates a review criterion on competition which is not addressed in the revised RCW. New section WAC 248-19-373 contains the criteria used to determine nursing home bed need.

The Person Responsible for the Enforcement of the Rules: Frank Chestnut, Director, Certificate of Need Program, Certificate of Need Program, Community Services, DSHS, mailstop ET-33, phone (206) 753-5854.

Rules proposed by DSHS.

These rules are not necessary as a result of federal law, federal court decision or the state court decision.

No economic impact statement is required under the Regulatory Fairness Act, Laws of 1982.

AMENDATORY SECTION (Amending Order 210, filed 4/9/81, effective 5/20/81)

WAC 248-19-360 BASES FOR FINDINGS AND ACTION ON APPLICATIONS. (1) The findings of the department's review of certificate of need applications and the action of the secretary's (~~action~~) designee on such applications shall, with the exceptions provided for in WAC 248-19-410 and 248-19-415 be based on determinations as to:

(a) Whether the proposed project is needed;

(b) Whether the proposed project will foster containment of the costs of health care;

(c) Whether the proposed project is financially feasible; and

~~((c))~~ (d) Whether the proposed project will meet the criteria for structure and process of care identified in WAC 248-19-390(~~and~~ ~~(d)~~ Whether the proposed project will foster containment of the costs of health care).

(2) The (~~secretary's~~) decision on a certificate of need application shall be consistent with the state health plan in effect(~~except in emergency circumstances which pose a threat to the public health~~) at the time the secretary's designee made the original or reconsidered or remanded decision. A finding of inconsistency shall not be based solely on the fact (~~that~~) a proposed project is not specifically referenced in the state health plan.

(3) Criteria contained in this section and in WAC 248-19-370, 248-19-380, 248-19-390, and 248-19-400 shall be used by the department in making the required determinations.

(a) In the use of criteria for making the required determinations, the department shall consider:

(i) The (~~relationship~~) consistency of the proposed project to the applicable regional health (~~systems~~) plan (~~(HSP)~~) (RHP) and annual implementation plan (AIP), and the state health plan (SHP);

(ii) The standards in the state health plan (~~which have been~~) identified to be used for certificate of need review purposes and (~~are~~) applicable to the type of project under review;

(iii) In the event (~~that~~) standards in the state health plan or regional health plan do not address(~~;~~) in sufficient detail for a required determination(~~;~~) the services or facilities for health services (~~which are~~) proposed, the department may consider standards (~~which are~~) not in conflict with the state health plan or regional health plan in accordance with subsection (3)(b) of this section;

(iv) The findings and recommendations of the regional health (~~systems agency~~) council and the hospital commission (in relation to the immediate and long-range financial feasibility of a hospital project as well as the probable impact of such project on the cost of and charges for providing health services by the hospital, including recommendations to approve, conditionally approve, partially approve, or deny an application); and

(v) The relationship of the proposed project to the long-range plan (if any) of the person proposing the project.

(b) The department may consider any of the following in its use of criteria for making the required determinations:

(i) Nationally recognized standards from professional organizations;

(ii) Standards developed by professional organizations in Washington state;

(iii) Federal Medicare and Medicaid certification requirements;

(iv) State licensing regulations;

(v) The hospital commission's policies, guidelines and regulations;

(vi) Applicable standards (~~which have been~~) developed by other individuals, groups, or organizations with recognized expertise related to a proposed undertaking; and

(vii) The written findings and recommendations of individuals, groups, or organizations with recognized expertise related to a proposed undertaking, with whom the department consults during the review of an application.

(c) At the request of an applicant, the department shall identify the criteria and standards it will use prior to the submission and screening of a certificate of need application: PROVIDED(~~;~~) HOWEVER, That when a person requests identification of criteria and standards prior to the submission of an application, the person shall submit such

descriptive information on a project as is determined by the department to be reasonably necessary in order to identify the applicable criteria and standards. The department shall respond to such request within fifteen working days of its receipt. In the absence of an applicant's request under this subsection, the department shall identify the criteria and standards it will use during the screening of a certificate of need application. The department shall inform the applicant about any consultation services it will use in the review of a certificate of need application prior to the use of such consultation services.

(d) Representatives of the department or consultants whose services are engaged by the department may make an on-site visit to a health care facility, or other place for which a certificate of need application is under review, or for which a proposal to withdraw a certificate of need is under review when the department deems such an on-site visit is necessary and appropriate to the department's review of a proposed project.

AMENDATORY SECTION (Amending Order 210, filed 4/9/81, effective 5/20/81)

WAC 248-19-370 DETERMINATION OF NEED. The determination of need for any project shall be based on the following criteria, except these criteria will not justify exceeding the limitation on increases of nursing home beds provided in WAC 248-19-373.

(1) The population served or to be served has need for the project and other services and facilities of the type proposed are not or will not be sufficiently available or accessible to meet that need. The assessment of the conformance of a project with this criterion shall include, but need not be limited to, consideration of the following:

(a) In the case of a reduction, relocation, or elimination of a service, the need ~~((that))~~ the population presently served has for the service, the extent to which the need will be met adequately by the proposed relocation or by alternative arrangements, and the effect of the reduction, elimination, or relocation of the service on the ability of low-income persons, racial and ethnic minorities, women, handicapped persons, and other underserved groups and the elderly to obtain needed health care;

(b) In the case of health services or facilities proposed to be provided, the efficiency and appropriateness of the use of existing services and facilities similar to those proposed;

(c) In the case of an application by an osteopathic or allopathic facility for a certificate of need to construct, expand, or modernize a health care facility, acquire major medical equipment, or add services, the need for that construction, expansion, modernization, acquisition of equipment, or addition of services on the basis of the need for and the availability in the community of services and facilities for osteopathic and allopathic physicians and their patients, and the impact on existing and proposed institutional training programs for doctors of osteopathy and medicine at the student, internship, and residency training levels; and

(d) In the case of a project ~~((which does))~~ not ~~((involve))~~ involving health services, the contribution of the project toward overall management and support of such services.

(2) All residents of the service area, including low-income persons, racial and ethnic minorities, women, handicapped persons, and other underserved groups and the elderly are likely to have adequate access to the proposed health ~~((service(s)))~~ service or services. The assessment of the conformance of a project with this criterion shall include, but not be limited to, consideration as to whether the proposed services makes a contribution toward meeting the health-related needs of members of medically underserved groups which have traditionally experienced difficulties in obtaining equal access to health services, particularly those needs identified in the applicable regional health ~~((systems))~~ plan, annual implementation plan, and state health plan as deserving of priority. Such consideration shall include an assessment of the following:

(a) The extent to which medically underserved populations currently use the applicant's services in comparison to the percentage of the population in the applicant's service area which is medically underserved, and the extent to which medically underserved populations are expected to use the proposed services if approved;

(b) The past performance of the applicant in meeting obligations, if any, under any applicable federal regulations requiring provision of uncompensated care, community service, or access by minorities and handicapped persons to programs receiving federal financial assistance (including the existence of any unresolved civil rights access complaints against the applicant);

(c) The extent to which Medicare, Medicaid, and medically indigent patients are served by the applicant; and

(d) The extent to which the applicant offers a range of means by which a person will have access to its services (e.g., outpatient services, admission by house staff, admission by personal physician).

(3) The resources for the proposed project are not needed for higher priority alternative uses identified in applicable health plans.

(4) The applicant has substantiated any of the following special needs and circumstances ~~((which))~~ the proposed project is to serve.

(a) The special needs and circumstances of entities such as medical and other health professions schools, multidisciplinary clinics and specialty centers ~~((which provide))~~ providing a substantial portion of their services or resources, or both, to individuals not residing in the health service areas in which the entities are located or in adjacent health service areas.

(b) The special needs and circumstances of biomedical and behavioral research projects ~~((which are))~~ designed to meet a national need and for which local conditions offer special advantages.

(c) The special needs and circumstances of osteopathic hospitals and nonallopathic services.

(5) The project will not have an adverse effect on health professional schools and training programs. The assessment of the conformance of a project with this criterion shall include consideration of:

(a) The effect of the means proposed for the delivery of health services on the clinical needs of health professional training programs in the area in which the services are to be provided; and

(b) If proposed health services are to be available in a limited number of facilities, the extent to which the health professions schools serving the area will have access to the services for training purposes.

~~((6))~~ ~~((If appropriate, the project fosters competition. The assessment of conformance to this criterion shall include consideration of the following:~~

~~((a))~~ ~~Factors identified in the state health plan which influence the effect of competition on the supply of health services of the type being reviewed;~~

~~((b))~~ ~~Improvements or innovations in the financing and delivery of health services which foster competition and serve to promote quality assurance and cost effectiveness; or~~

~~((c))~~ ~~Community or regional circumstances where competition and consumer choice constructively serve to advance the purposes of quality assurance, cost effectiveness and access.~~

~~((7))~~ The project is needed to meet the special needs and circumstances of enrolled members or reasonably anticipated new members of a health maintenance organization or proposed health maintenance organization and the services proposed are not available from nonhealth maintenance organization providers or other health maintenance organizations in a reasonable and cost-effective manner ~~((which is))~~ consistent with the basic method of operation of the health maintenance organization or proposed health maintenance organization. In assessing the availability of ~~((these))~~ health services from these providers, the department shall consider only whether the services from these providers:

(a) Would be available under a contract of at least five years' duration;

(b) Would be available and conveniently accessible through physicians and other health professionals associated with the health maintenance organization or proposed health maintenance organization (for example - whether physicians associated with the health maintenance organization have or will have full staff privileges at a nonhealth maintenance organization hospital);

(c) Would cost no more than if the services were provided by the health maintenance organization or proposed health maintenance organization; and

(d) Would be available in a manner ~~((which is))~~ administratively feasible to the health maintenance organization or proposed health maintenance organization.

NEW SECTION

WAC 248-19-373 DETERMINATION OF NURSING HOME BED NEEDS. (1) The following rules are adopted for use in making decisions on certificate of need applications involving nursing home beds submitted for review under the provisions of RCW 70.38.105.

(a) With the assistance of a work group, the state health coordinating council developed a method for determining future nursing home bed needs with the intention of incorporating that method as an

amendment to the 1982 state health plan. The secretary of the department reviewed the method and submitted it to the governor for adoption as an amendment to the state health plan. The governor adopted the method as part of an amendment of the state health plan on March 27, 1984. See RCW 70.38.045 and RCW 70.38.065.

(b) The nursing home bed need projections in subsection (3)(a) of this section shall be used to interpret the certificate of need review criteria in RCW 70.38.115(2)(b) and WAC 248-19-370.

(2) The secretary finds:

(a) That in developing the amendment to the 1982 state health plan the state health coordinating council sought and received the assistance of a work group consisting of representatives from a wide variety of groups interested in nursing home bed needs in this state.

(b) That the work group consisted of representatives from the following: State health coordinating council; Puget Sound health systems agency; Washington association of homes for the aging; Washington state health facilities association; united nursing home association; area agency on aging; nursing home ombudsman; state nursing home advisory council; senior citizens lobby; state council on aging; the department's bureau of aging and adult services, bureau of nursing home affairs, and regional offices; and the house committee on social and health services.

(c) That the following assumptions which were incorporated in the amendment regarding the bed need projection method are the appropriate policy considerations for projecting nursing home bed needs.

(i) Nursing home bed need projections should reflect variations in nursing home use by different age groups of the population.

(ii) Nursing home beds should ordinarily be located reasonably close to the people they serve.

(iii) Equity and the availability in use of nursing home beds within the state should be increased by reducing the wide variation in nursing home use rates within age groups among areas of the state.

(iv) Areas of the state that are underbedded, adequately bedded, and overbedded should be identified and treated differently in the bed need projection process.

(v) The overall supply of beds in the state should represent a reasonable and appropriate state nursing home bed to elderly population ratio.

(vi) Most current nursing home use in the state reflects an appropriate need for formal services which should be met by nursing home beds or other services in long-term care continuum.

(vii) To be responsive to unique local circumstances, the nursing home bed need projection process should include local discretion in defining nursing home planning areas and bed allocations.

(d) That the amendment to the 1982 state health plan established a 1990 target state nursing home bed to elderly population ratio (see subsection (2)(c)(v) of this section) of 53.7 beds per one thousand persons aged sixty-five or older. Taken into account in establishing this ratio were the following:

(i) The national bed ratio and the bed ratios of other states judged to have reasonable and progressive long-term care policies, and

(ii) State policy goals for the allocation of scarce resources between nursing home beds and other institutional and community-based services in the long-term care continuum, and

(iii) The effects on nursing home bed needs of new health system developments, such as hospital diagnostic related group (DRG) reimbursement, and

(iv) Progress being made in developing other long-term care services for the population at risk of nursing home placement.

(e) That nursing home bed need projections derived from the state health plan bed need methodology should not be exceeded in decisions on applications for certificates of need.

(3) The following are the 1987 projections of total nursing home beds needed in each county as derived from the state health plan nursing home bed need projection methodology. These projects will remain in effect until updated. The next update is scheduled for the last half of 1986. The projections do not reflect necessary reductions for current licensed nursing home beds (excluding nursing home beds used for IMR), beds in hospitals used for long-term care including swing beds, and the number of nursing home beds approved by certificate of need, but not yet licensed. The projections less these reductions equal additional beds needed.

(a)	Clallam	470
	Island	215
	Jefferson	129
	King	8,867
	Kitsap	1,151
	Pierce	3,105
	San Juan	73
	Skagit	505
	Snohomish	2,270
	Whatcom	1,081
	Clark	1,178
	Cowlitz	585
	Grays Harbor	667
	Klickitat	100
	Lewis	493
	Mason	195
	Pacific	196
	Thurston	719
	Wahkiakum	53
	Benton	396
	Chelan	439
	Douglas	107
	Franklin	138
	Grant	231
	Kittitas	227
	Okanogan	275
	Yakima	1,436
	Adams	112
	Asotin	233
	Columbia	71
	Ferry	27
	Garfield	40
	Lincoln	101
	Pend Oreille	56
	Spokane	2,667
	Stevens	176
	Walla Walla	497
	Whitman	236

(b) These bed need projections include the allocation plans of the applicable regional health council, as provided for in the nursing home bed need projection method. Where there is no regional health council allocation plan, the nonallocated projection is shown.

(c) Certificates of need issued by the department shall approve no more than the number of additional beds indicated as needed for a given county by the projection method as listed in subsection (3)(a) of this section.

WSR 85-01-049
EMERGENCY RULES
DEPARTMENT OF FISHERIES
 [Order 84-219—Filed December 14, 1984]

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 extended opening in Area 13A necessary to provide opportunity for harvest of non-Indian allocation of late timed chum. All other marine and freshwater areas are 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 December 14, 1984.

By Russell W. Cahill
for William R. Wilkerson
Director

NEW SECTION

WAC 220-47-930 PUGET SOUND ALL-CITIZEN COMMERCIAL SALMON FISHERY. Notwithstanding the provisions of Chapter 220-47 WAC, effective immediately or possess salmon for commercial purposes taken from the following Puget Sound Salmon Management and Catch Reporting Areas except in accordance with the following restrictions:

*Area 13A (excluding the following portions: (1) Burley Lagoon north of State Route 302; (2) waters within a 100-yard radius from the outer oyster stakes off Minter Creek and all of Minter Creek Bay, and (3) waters westerly of a line drawn true north from Thompson Spit at the mouth of Glen Cove and all of Glen Cove) - Closed except gill nets using 6-inch minimum mesh may fish from 3:00 PM to 9:00 AM nightly, and purse seines using the 5-inch strip may fish from 5:00 AM to 8:00 PM daily 7 days per week until further notice.

Areas 4B, 5, 6, 6A, 6B, 6C, 6D, 7, 7A, 7B, 7C, 7D, 8, 8A, 9, 9A, 10, 10A, 10C, 10D, 10E, 10F, 10G, 11, 11A, 12, 12A, 12B, 12C, 12D, 13, 13C, 13D, 13E, 13F, 13G, 13H, 13I, 13J, and 13K and all freshwater areas - closed.

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.

REPEALER

The following section of the Washington Administrative Code is repealed effective immediately.

WAC 220-47-929 PUGET SOUND COMMERCIAL FISHERY RESTRICTIONS (84-212)

WSR 85-01-050
EMERGENCY RULES
DEPARTMENT OF FISHERIES
[Order 84-220—Filed December 14, 1984]

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 late run coho salmon will have cleared the area.

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 December 14, 1984.

By Russell W. Cahill
for William R. Wilkerson
Director

REPEALER

The following section of the Washington Administrative Code is repealed effective 12:01 a.m., December 26, 1984:

WAC 220-36-02500M CLOSED AREAS - GRAYS HARBOR AND TRIBUTARIES. (84-216)

WSR 85-01-051
ATTORNEY GENERAL OPINION
Cite as: AGO 1984 No. 30
[December 14, 1984]

LANDLORD AND TENANT—REAL ESTATE—SALE—MOBILE HOMES—ADVERTISING SALE OF MOBILE HOMES

Under RCW 59.20.070(1) a mobile home landlord may not prohibit or restrict a tenant from advertising that his or her mobile home is for sale by such normal means as posting a sign either on the mobile home itself or on the leased or rented premises.

Requested by:

Honorable Ray Moore
State Senator, 36th District
1722 Bigelow North
Seattle, Washington 98109

WSR 85-01-052
PROPOSED RULES
HOSPITAL COMMISSION
[Filed December 17, 1984]

Notice is hereby given in accordance with the provisions of RCW 34.04.025, that the Washington State

Hospital Commission intends to adopt, amend, or repeal rules concerning chapter 261-20 WAC:

Amend the text of the commission's *Accounting and Reporting Manual for Hospitals*, second edition, filed with the code reviser on June 8, 1984, as Order No. 84-01, but not published as a part of the Washington Administrative Code. A quarterly report and instructions for completing the report will be added to chapter 10000 in the manual.

WAC 261-20-057 is a new section requiring each hospital to submit a quarterly summary utilization and financial report within 45 days after the end of each calendar quarter.

WAC 261-20-090 is being amended to allow the commission to levy a civil penalty as provided for in RCW 70.39.200;

that the agency will at 10:00 a.m., Thursday, January 24, 1985, in the Seattle Airport Hilton, Seattle, 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 70.39.180(1) and 34.04.020.

The specific statute these rules are intended to implement is chapter 70.39 RCW.

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency before January 17, 1985.

Dated: December 17, 1984

By: Maurice A. Click
Executive Director

STATEMENT OF PURPOSE

Title and Number of Rule Changes: Chapter 261-20 WAC, Regulation relating to, and establishment of, a uniform system of accounting and financial reporting.

Statutory Authority: RCW 70.39.100 and 70.39.200.

Summary of the Rule: This rule amends the text of the commission's *Accounting and Reporting Manual for Hospitals*, second edition, filed with the code reviser on June 8, 1984, as Order No. 84-01, but not published as a part of the Washington Administrative Code. A quarterly report and instructions for completing the report will be added to chapter 10000 in the manual. Each hospital will be required to submit a quarterly summary utilization and financial report within 45 days after the end of each calendar quarter. The commission may levy a civil penalty not to exceed \$100 per day for failure to file reports required by WAC 261-20-040(1), 261-20-050(1) and 261-20-057(1).

Reasons Supporting the Proposed Rule: The commission currently requires each hospital to submit an annual budget 75 days prior to the beginning of its fiscal year and a year-end report within 120 days after the end of its fiscal year. In order for the commission to monitor utilization, expenses, bad debts, charity, contractual adjustments and revenue and to endeavor to assure that total hospital revenues do not exceed the target amount, the commission needs information on a more timely basis.

Persons Responsible for the Drafting, Implementation and Enforcement of the Rule Changes: Maurice A. Click, Executive Director, and Mary K. Bensen, Deputy Director, Washington State Hospital Commission, Mailstop FJ-21, Olympia, Washington 98504, (206) 753-1990.

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

Pursuant to RCW 19.85.040 the Hospital Commission submits the following small business economic impact statement: The implementation of this one-page quarterly report will not have a significant economic impact on the hospitals affected by this rule.

Reviser's note: The text of the proposed amendments to the Washington State Hospital Commission's *Accounting and Reporting Manual*, second edition, has been omitted from publication in the Register under the authority of RCW 34.04.050(3) as being unduly cumbersome to publish. Copies of the proposed Washington State Hospital Commission's *Accounting and Reporting Manual*, second edition, can be obtained by writing to the Washington State Hospital Commission, Mailstop FJ-21, Olympia, WA 98504.

NEW SECTION

WAC 261-20-057 SUBMISSION OF QUARTERLY REPORTS. (1) Each hospital shall submit a quarterly summary utilization and financial report within forty-five days after the end of each calendar quarter beginning on or after January 1, 1985. The quarterly report shall contain that information specified by the commission and shall be submitted in the form and manner specified by the commission.

(2) Information submitted pursuant to this section shall be certified by the hospital's chief executive officer or chief financial officer, that such report to the best of his/her knowledge and belief, is true and correct.

AMENDATORY SECTION (Amending Order 83-02, Resolution No. 83-02, filed 2/28/83)

WAC 261-20-090 (~~(CRIMINAL PROVISIONS)~~) PENALTIES FOR VIOLATION. RCW 70.39.200 provides that every person who shall violate or knowingly aid and abet the violation of chapter 70.39 RCW or any valid orders, rules, or regulations thereunder, or who fails to perform shall be guilty of misdemeanor. Following official notice to the accused by the commission of an alleged violation, each day upon which a violation occurs shall constitute a separate violation. Any person violating the provisions of chapter 70.39 RCW may be enjoined from continuing such violation. Failure to file the reports required by WAC 261-20-040(1), 261-20-050(1), and 261-20-057(1) shall constitute a violation, and the commission may levy a civil penalty not to exceed one hundred dollars per day for each day following official notice of the violation by the commission. The executive director of the commission may grant extensions of time to file the reports, in which cases failure to file the reports shall not constitute a violation until the extension period has expired.

WSR 85-01-053

PROPOSED RULES

DEPARTMENT OF TRANSPORTATION

[Filed December 17, 1984]

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 Highway Advertising Control Act, chapter 468-66 WAC, and motorist information signs, chapter 468-70 WAC.

The formal decision regarding adoption, amendment, or repeal of the rules will take place on January 10, 1985.

The authority under which these rules are proposed is RCW 47.42.060.

This notice is connected to and continues the matter in Notice No. WSR 84-18-047 filed with the code reviser's office on September 4, 1984.

Dated: December 17, 1984
 By: V. W. Korf
 Deputy Secretary

WSR 85-01-054

ADOPTED RULES

DEPARTMENT OF TRANSPORTATION

[Order 91—Filed December 17, 1984]

I, Duane Berentson, secretary of the Department of Transportation, do promulgate and adopt at Room 1D9, Transportation Building, Olympia, Washington 98504, the annexed rules relating to regulations regarding financial support to private nonprofit corporations for capital assistance in providing transportation for the elderly and handicapped, repealing chapter 468-87 WAC.

This action is taken pursuant to Notice No. WSR 84-21-102 filed with the code reviser on October 22, 1984. 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 Transportation as authorized in RCW 47.01.101(5).

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 December 17, 1984.

By Duane Berentson
 Secretary

REPEALER

The following chapter of the Washington Administrative Code is repealed:

- (1) WAC 468-87-010 DEFINITIONS.
- (2) WAC 468-87-020 PROGRAM DESCRIPTION.
- (3) WAC 468-87-030 PURPOSE.
- (4) WAC 468-87-100 PROGRAM PERIOD.
- (5) WAC 468-87-110 QUALIFICATION CRITERIA.
- (6) WAC 468-87-200 APPLICATION PROCEDURES.
- (7) WAC 468-87-210 EVALUATION OF APPLICATIONS.
- (8) WAC 468-87-220 COORDINATION.
- (9) WAC 468-87-230 SELECTION.
- (10) WAC 468-87-240 STATE APPLICATION.
- (11) WAC 468-87-300 CONTRACT.

- (12) WAC 468-87-310 SURPLUS FUNDS.
- (13) WAC 468-87-320 EQUIPMENT PURCHASING.
- (14) WAC 468-87-330 UMTA INTEREST.
- (15) WAC 468-87-340 EQUIPMENT ACCEPTANCE.
- (16) WAC 468-87-350 VEHICLE REGISTRATION AND LICENSING.
- (17) WAC 468-87-360 EQUIPMENT USE.
- (18) WAC 468-87-370 MAINTENANCE.
- (19) WAC 468-87-380 INSPECTIONS.
- (20) WAC 468-87-390 REPORTS.
- (21) WAC 468-87-410 INSURANCE.
- (22) WAC 468-87-420 INDEMNITY.
- (23) WAC 468-87-430 RISK OF LOSS OR DAMAGE.
- (24) WAC 468-87-440 DISPOSAL OF EQUIPMENT.
- (25) WAC 468-87-510 ACCOUNTING RECORDS.
- (26) WAC 468-87-610 SAFETY.
- (27) WAC 468-87-710 TERMINATION.

WSR 85-01-055

ADOPTED RULES

DEPARTMENT OF TRANSPORTATION

[Order 92—Filed December 17, 1984]

I, Duane Berentson, secretary of the Department of Transportation, do promulgate and adopt at Room 1D9, Transportation Building, Olympia, Washington 98504, the annexed rules relating to Transportation Commission and Transportation Department State Environmental Policy Act rules, chapter 468-12 WAC.

This action is taken pursuant to Notice No. WSR 84-21-020 filed with the code reviser on October 8, 1984. 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 43.21C-.120 and chapter 197-11 WAC which directs that the Department of Transportation has authority to implement the provisions of the State Environmental Policy Act.

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 December 17, 1984.

By Duane Berentson
 Secretary

REPEALER

- (1) WAC 468-12-040 INCORPORATION OF THE SEPA GUIDELINES ADOPTED BY THE DEPARTMENT OF ECOLOGY.
- (2) WAC 468-12-080 PROGRAM ASSESSMENT OF RELATED ACTIONS.

- (3) WAC 468-12-170 CATEGORICAL EXEMPTIONS.
- (4) WAC 468-12-180 EXEMPTIONS FOR EMERGENCY ACTIONS.
- (5) WAC 468-12-185 NONACTIONS.
- (6) WAC 468-12-520 PROCEDURES WHEN CONSULTED.
- (7) WAC 468-12-550 EXTENSION OF TIME PERIOD ALLOWED FOR PREPARATION OF THE FINAL EIS.
- (8) WAC 468-12-820 DESIGNATION OF RESPONSIBLE OFFICIAL.
- (9) WAC 468-12-990 SUBSTANTIVE EFFECT OF THIS CHAPTER.

WSR 85-01-056**ADOPTED RULES****DEPARTMENT OF TRANSPORTATION**

[Order 93—Filed December 17, 1984]

I, Duane Berentson, secretary of the Department of Transportation, do promulgate and adopt at Room 1D-9, Transportation Building, Olympia, Washington, the annexed rules relating to chapter 468-95 WAC, "Manual on Uniform Traffic Control Devices for Streets and Highways" (MUTCD). Adoption of Revision No. 2 to the 1978 MUTCD as an amendment to chapter 468-95 WAC.

This action is taken pursuant to Notice No. WSR 84-22-019 filed with the code reviser on October 31, 1984. 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 47.36.030, traffic control devices, 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 December 17, 1984.

By Duane Berentson
Secretary

NEW SECTION

WAC 468-95-010 GENERAL. The "Manual on Uniform Traffic Control Devices for Streets and Highways" 1978 edition (MUTCD), approved by the Federal Highway Administrator as the national standard for all highways open to public travel; published by the U.S. Department of Transportation, Federal Highway Administration, was duly adopted by Administrative Order No. 51 of the Secretary of Transportation dated March 17, 1980. Revision No. 1 of the 1978 edition was duly adopted by Administrative Order No. 59 of the Secretary of Transportation dated March 16, 1981. Revision No. 2 of the 1978 edition was duly adopted by Administrative Order No. 93 of the Secretary of Transportation

dated 12/17/84. The manual includes in part many illustrations, some of which depend on color for proper interpretation. The reviser has deemed it inexpedient to convert these regulations and illustrations to the prescribed form and style of WAC and therefore excludes them from publication. Copies of the MUTCD, incorporating Revision No. 1 and Revision No. 2, may be obtained from the Superintendent of Documents, U.S. Government Printing Office, Washington, D.C. 20402. The document is available for public inspection at the headquarters office and all district offices of the Washington State Department of Transportation. Further, each city, town, and county engineering office in the state will have a copy of the MUTCD with revisions in its possession.

NEW SECTION

WAC 468-95-020 PARKING FOR THE DISABLED IN URBAN AREAS. Pursuant to RCW 46.61.581 the following modifications to the MUTCD are established:

(1) A paragraph is added to MUTCD Section 2B-31, Urban Parking and Stopping Signs (R7 series). "A parking space or stall for a physically disabled person shall be indicated by a vertical sign with the international symbol of access described under RCW 70.92.120 and the notice "State Disabled Parking Permit Required.""

(2) A paragraph is added to MUTCD Section 2B-32, Placement of Urban Parking Signs. "Signs indicating a parking space or stall for a physically disabled person shall be installed between forty-eight and sixty inches off the ground."

(3) A paragraph is added to MUTCD Section 3B-16, Parking Space Markings. "A parking space or stall for a physically disabled person shall be indicated by a painted white line, at least six inches in width, on the improved surface delineating the perimeter of the parking space or stall."

A compliance date of March 8, 1986, is also established by RCW 46.61.581.

NEW SECTION

WAC 468-95-030 NO PASSING ZONE MARKINGS. The first paragraph of MUTCD Section 3B-3, is amended to read as follows:

Where center lines are installed, no-passing zone markings shall be established at vertical curves on two- and three-lane highways where an engineering study indicates passing must be prohibited because of inadequate sight distances or other special conditions.

Effective December 31, 1982, where center lines are installed, no-passing zone markings shall be established at horizontal curves on two- and three-lane highways where an engineering study indicates passing must be prohibited because of inadequate sight distances or other special conditions except: Along highway sections of almost continuous horizontal curvatures such as in mountainous terrain no-passing zone markings shall not be established at horizontal curves. Such highway sections would otherwise require almost continuous no-passing

zone markings which could restrict motorists from exercising judgment that it is safe to pass a slow moving vehicle and still be in compliance with chapter 46.61 RCW.

NEW SECTION

WAC 468-95-040 MEANING OF SIGNAL INDICATIONS. Pursuant to RCW 46.61.055, the first sentence of paragraph 3, Item (c), of MUTCD Section 4B-5, is amended to read as follows:

Except when a sign is in place prohibiting a turn, vehicular traffic facing any steady red signal may cautiously enter the intersection to turn right, or to turn left from a one-way or two-way street into a one-way street, after stopping as required by (a) and (b) above.

NEW SECTION

WAC 468-95-050 MEANING OF LANE-USE CONTROL INDICATIONS. Pursuant to RCW 46.61.072, paragraph 2 of MUTCD Section 4E-9, is amended to read as follows:

A steady YELLOW X or a flashing RED X means that a driver should prepare to vacate, in a safe manner, the lane over which the signal is located because a lane control change is being made, and to avoid occupying that lane when a steady RED X is displayed.

NEW SECTION

WAC 468-95-060 WHEN CHILDREN ARE PRESENT. The following supplemental paragraph is hereby added to section 7B-12, "School Speed Limit Signs (S4-1, S4-2, S4-3, S4-4)," of the MUTCD:

The supplemental or lower panel of a "SCHOOL SPEED LIMIT 20" sign which reads "WHEN CHILDREN ARE PRESENT" shall indicate to the motorist that the 20 mile per hour school speed limit is in force under the following conditions:

- (1) School children are occupying or walking within the marked crosswalk.
- (2) School children are waiting at the curb or on the shoulder of the roadway and are about to cross the roadway by way of the marked crosswalk.
- (3) School children are present or walking along the roadway, either on the adjacent sidewalk or, in the absence of sidewalks, on the shoulder within the posted school speed limit zone which extends 300 feet in either direction from the marked crosswalk.

NEW SECTION

WAC 468-95-070 MEANING OF SIGNAL INDICATIONS. Pursuant to RCW 46.61.055, the first sentence of paragraph 3 applicable only to CIRCULAR RED OR RED arrow, of MUTCD Section 7D-5, is amended to read as follows:

Except when a sign is in place prohibiting a turn, vehicular traffic facing any steady red signal may cautiously enter the intersection to turn right, or to turn left from a one-way or two-way street into a one-way street, after stopping as required by (1) and (2) above.

NEW SECTION

WAC 468-95-080 FUNCTIONS. Pursuant to RCW 47.36.050 and 47.36.080, paragraph 2 of MUTCD Section 8A-1, is amended to read as follows:

With due regard for safety and for the integrity of operations by highway and railroad users, the highway agency and the railroad company are entitled to jointly occupy the right of way in the conduct of their assigned duties. This requires joint responsibility in the traffic control function between the public agency and the railroad.

NEW SECTION

WAC 468-95-090 COUNTY ROAD SIGNING. Pursuant to RCW 36.75.300, there is added to the MUTCD, the following regulation pertaining to signing of county roads:

The legislative authority of each county may by resolution classify and designate portions of the county roads as primitive roads where the designated road portion:

- (1) Is not classified as part of the county primary road system, as provided for in RCW 36.86.070;
- (2) Has a gravel or earth driving surface; and
- (3) Has an average annual daily traffic of one hundred or fewer vehicles.

Any road designated as a primitive road shall be marked with a "PRIMITIVE ROAD" sign at all places where the primitive road portion begins or connects with a highway other than a primitive road.

A sign with the caption "CAUTION - NO WARNING SIGNS" may be installed on the same post with the "PRIMITIVE ROAD" sign, and may be individually erected at intermediate points along the road section if conditions warrant. In addition, a sign with the caption "NEXT.....MILES" may be installed on the same post below the "CAUTION - NO WARNING SIGNS" sign.

The designs of the "PRIMITIVE ROAD, CAUTION - NO WARNING SIGNS, and NEXT.....MILES" signs are available for public inspection at the headquarters office and all district offices of the Washington state department of transportation.

REPEALER

The existing text of chapter 468-95 WAC as of Order 59, filed 3/16/81, is repealed.

WSR 85-01-057
NOTICE OF PUBLIC MEETINGS
TREE FRUIT
RESEARCH COMMISSION
 [Memorandum—December 13, 1984]

The Washington Tree Fruit Commission holds a regular, annual meeting on the Sunday preceding the Washington State Horticultural Association convention each year. The annual meeting for 1985 will be held at the Washington State University/Tree Fruit Research Center in Wenatchee, December 1, 1985, beginning at the hour of 2:00 p.m.

WSR 85-01-058
PROPOSED RULES
DEPARTMENT OF CORRECTIONS
[Filed December 17, 1984]

Notice is hereby given in accordance with the provisions of RCW 34.04.025, that the Department of Corrections intends to adopt, amend, or repeal rules concerning Furlough of person confined in state correctional institutions—Secretary's authority to grant or deny, amending WAC 137-60-020.

The formal decision regarding adoption, amendment, or repeal of the rules will take place on January 28, 1985.

The authority under which these rules are proposed is RCW 72.66.080.

The specific statute these rules are intended to implement is chapter 72.66 RCW.

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency before January 22, 1985.

Dated: December 14, 1984

By: Amos E. Reed
Secretary

STATEMENT OF PURPOSE

Title and Number of Rule: Amending WAC 137-60-020, Furlough of a person confined in a state correctional institution—Secretary's authority to grant or deny.

Statutory Authority: RCW 72.66.080.

Summary and Purpose: The purpose of the amendment of this rule is to provide for the approval of certain furloughs by community corrections regional administrators.

Agency Personnel Responsible for Drafting and Adoption: Robert W. Sampson, Administrator, Office of Contracts and Regulations, Division of Management and Budget, mailstop FN-61, scan 234-5770; Implementation and Enforcement: Walter L. Kautzky, Director, Division of Prisons, Department of Corrections, mailstop FN-61, scan 234-1502, and Ross M. Peterson, Director, Division of Community Services, Department of Corrections, mailstop FN-61, scan 234-4616.

No other person or organization other than the Department of Corrections is proposing this rule.

This rule is not necessary to comply with a federal law or a federal or state court decision.

This rule does not have an impact on small business.

AMENDATORY SECTION (Amending Order 82-04, filed 3/4/82)

WAC 137-60-020 FURLOUGH OF PERSON CONFINED IN STATE CORRECTIONAL INSTITUTION—SECRETARY'S AUTHORITY TO GRANT OR DENY. (1) The institution superintendent((~~work/training release supervisor~~)) or chief, classification and treatment, may grant or deny a furlough as authorized by chapter 72.66 RCW and subject to the rules in this chapter to an inmate of a state correctional institution, not including inmates of work release facilities.

(2) The supervisor of a work release facility may grant or deny a furlough as authorized by chapter 72.66 RCW and subject to the rules of this chapter to an inmate of a work release facility; provided, however, with respect to such inmates, the granting of a first furlough shall be subject to the prior approval of the community corrections regional administrator if:

- (a) There is a dispute between the work release facility supervisor and field staff regarding the granting of the furlough; or
- (b) The inmate has two or more convictions for crimes against persons; or
- (c) The inmate is confined under a sentence for murder in the first or second degree, manslaughter, negligent homicide, rape in the first or second degree, kidnapping, burglary in the first degree, robbery in the first degree, assault in the first degree, or arson in the first degree.

WSR 85-01-059
ADOPTED RULES
DEPARTMENT OF CORRECTIONS
[Order 84-15—Filed December 17, 1984]

I, Amos E. Reed, director of the Department of Corrections, do promulgate and adopt at Olympia, Washington, the annexed rules relating to:

- New ch. 137-32 WAC Prisons—Administrative segregation and intensive management.
- Rep ch. 275-82 WAC Adult correctional institutions—Classification of residents—Administrative segregation.
- Rep ch. 137-66 WAC Out-of-state transfer of inmates—Procedure.

This action is taken pursuant to Notice No. WSR 84-22-002 filed with the code reviser on October 25, 1984. 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 Corrections as authorized in RCW 72.01.090.

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 December 17, 1984.
By Amos E. Reed
Secretary

Chapter 137-32 WAC
PRISONS—ADMINISTRATIVE SEGREGATION
AND INTENSIVE MANAGEMENT

NEW SECTION

WAC 137-32-001 PURPOSE. The rules in this chapter define the reasons and establish the process for classifying inmates of adult correctional institutions to administrative segregation status, assigning such inmates to a segregation or intensive management facility or unit and continuing such classification status.

NEW SECTION

WAC 137-32-002 DEFINITIONS. For the purpose of this chapter the following words shall have the following meanings:

- (1) "Department" means the department of corrections.
- (2) "Adult correctional institution" and "institution" mean a facility identified in RCW 72.01.050(2) and any similar facility hereafter established.

(3) "Secretary" means the secretary of the department of corrections.

(4) "Director" means the director of the division of prisons of the department, or the director's designees.

(5) "Superintendent" means the superintendent of an institution, or the superintendent's designees.

(6) "Hearing officer" means the person named by a superintendent to act for the superintendent in reviewing the cases of inmates assigned to administrative segregation status.

(7) "Inmate" means any person assigned to the custody of the department, including any person transferred to an institution from another state or the federal government.

(8) "Administrative segregation status" means segregation of an inmate of an institution for nondisciplinary reasons.

(9) "Intensive management status" means an assignment to administrative segregation for an extended period after other alternatives have been explored.

(10) "Classification meeting" means a meeting with an inmate held to:

(a) Determine whether the inmate should be placed on administrative segregation status, continued on administrative segregation status, placed on intensive management status, continued on intensive management status, released to the general inmate population, recommended for either an in-state or out-of-state transfer; and/or

(b) Develop an action plan, expectations and goals relative to the rehabilitation of the inmate.

(11) "Working days" means Monday through Friday excluding holidays.

(12) "Intermediate informal review" means an informal review of the inmate's adjustment in administrative segregation by the hearing officer which is documented and may consist of, but not be limited to, discussions with the inmate involved, interviews with staff supervising the inmate and review of any documents relating to the inmate.

NEW SECTION

WAC 137-32-005 INITIAL PLACEMENT. (1) The superintendent may segregate an inmate from the general inmate population and assign such inmate to a segregation or intensive management unit if, in the judgment of the superintendent, the presence of such inmate in the general inmate population would constitute a serious threat:

(a) To the safety of institution staff, visitors or other inmates;

(b) To such inmate's safety;

(c) Of an escape by such inmate; or

(d) To the orderly operation of the institution.

(2) The superintendent must verify the reason for placing the inmate in a segregation or intensive management unit and document the facts supporting such reason.

NEW SECTION

WAC 137-32-010 INITIAL REVIEW. (1) Immediately after an inmate's initial placement in segregation the hearing officer will inform the inmate in writing of the reason for the inmate's segregation and the date, time and place of the initial review meeting.

(2) The hearing officer will meet with such inmate within two working days after initial placement for the initial review of the basis for the assignment of such inmate to administrative segregation status. During this initial review the inmate will be provided an opportunity to respond to the reasons for such inmate's placement in a segregation or intensive management unit.

(3) The hearing officer will prepare a written report of the initial review meeting with the inmate and deliver such report to the superintendent. This report will include the information provided to the inmate, the reason for initial placement in a segregation or intensive management unit, the inmate's response to the allegation resulting in the initial placement in a segregation or intensive management unit and the hearing officer's recommendation whether to continue the administrative segregation or to release the inmate to the general inmate population, together with the facts supporting such recommendation.

(4) The superintendent will review the hearing officer's report, and within three working days after the inmate's initial placement in segregation will prepare a written decision accepting or rejecting the hearing officer's recommendations. A copy of the superintendent's decision will be forwarded to the inmate and the hearing officer.

NEW SECTION

WAC 137-32-015 CLASSIFICATION MEETING PROCEDURES. (1) The hearing officer will preside over classification meetings of inmates assigned to administrative segregation status.

(2) A classification meeting will be held not more than ten working days after the initial review meeting decision.

(3) If an inmate is kept in administrative segregation status following the first classification meeting and intermediate informal review, the status will be reviewed in a second classification meeting which will be held twenty working days after the superintendent's intermediate informal review decision. Subsequent classification meetings shall be held at intervals not exceeding one hundred eighty days.

(4) Not less than forty-eight hours prior to each classification meeting the hearing officer, or the hearing officer's designee, will advise the inmate in writing:

(a) Of the date, time and place of the classification meeting;

(b) Of the specific allegations supporting placement or retention in administrative segregation;

(c) Of related criminal charges, if any, evolving from the incident for which the inmate is placed on administrative segregation status;

(d) That the inmate has the opportunity to provide the hearing officer with names of inmates or institution staff from whom witness statements should be obtained; and

(e) That only written statements will be considered during the course of the hearing unless the hearing officer requires oral testimony for clarification.

(5) The hearing officer will ensure that all witnesses named by the inmate are provided with witness statement forms as soon as practical, but not less than twenty-four hours prior to the classification meeting.

(6) The following procedures will be adhered to during all classification meetings:

(a) The inmate may be present at all stages of the meeting except during discussions involving information from confidential sources.

(b) The hearing officer will maintain a record of the meeting setting forth the information presented, including all witness statements.

(c) The superintendent shall designate an institution staff member, other than the hearing officer, to present evidence either supporting continued administrative segregation or release therefrom.

(d) The hearing officer shall have the authority to request inmates, institution staff members, or other persons to appear and present or clarify information which may be relevant to the hearing officer's decision. If practical, information presented to the hearing officer from confidential sources shall be presented by the individual receiving information from the source. The source shall be identified to the hearing officer, except when the superintendent directs that the source is to remain confidential.

(e) The hearing officer will provide the inmate with an opportunity to present the inmate's views to the hearing officer and to clarify information from the witness statements. The inmate may present a written statement in lieu of, or in addition to oral testimony. The written statement will be included in the record.

(f) If the inmate refuses to attend the hearing, this fact will be documented along with all pertinent facts and actions taken by the hearing officer.

(g) An inmate may select an institution staff member, approved by the superintendent, to assist and advise the inmate at the hearing. The advisor shall not be an inmate. The advisor will be approved by the superintendent only if, in the superintendent's judgment, the inmate is unable to present his/her own case.

(7) The hearing officer shall make a written report to the superintendent and the inmate within three working days after the classification meeting, which will include:

(a) A recommendation that the inmate be continued in administrative segregation, released back to the general population, or transferred to a more appropriate facility, in or out of state;

(b) Changes necessary in the inmate's behavior for the inmate's return to the general inmate population; provided, however, accomplishment of any such identified behavioral changes shall not necessarily require discharge from administrative segregation, but shall be considered along with all other circumstances; and

(c) A summary of the inmate's adjustment while in administrative segregation status.

(8) The inmate may appeal the report by submitting written objections and whatever other written information the inmate feels is relevant to the superintendent. Such material shall be filed within twenty-four hours of the inmate's receipt of the report.

(9) The superintendent shall notify the inmate in writing within five working days after receiving the hearing officer's recommendation of the superintendent's decision regarding retention of the inmate in administrative segregation or the inmate's release therefrom, other action directed by the superintendent, and the date of the next classification meeting, if any.

(10) Inmates reviewed at the second classification meeting will be considered for one or more of the following:

(a) Referral to the director with a recommendation that the inmate be placed on intensive management status;

(b) Return to the general inmate population with clear behavioral expectations for remaining there; or

(c) Transfer to a more appropriate facility, within or without the state.

NEW SECTION

WAC 137-32-020 INTERMEDIATE INFORMAL REVIEW. (1) Twenty working days after the superintendent's decision to retain an inmate on administrative segregation status following the first classification meeting, the hearing officer will conduct an informal review of the administrative segregation status with the inmate. In this process the hearing officer will discuss the continued need for administrative segregation with the inmate, review any written material submitted by the inmate, review the inmate's behavior and attitude while in segregation, and such other information as appears relevant. The hearing officer may review any institution records and may discuss the inmate's case with staff as part of this review process.

(2) The hearing officer shall prepare a written summary of the meeting with recommendations for the superintendent who may either release the inmate from or retain the inmate on segregation.

(3) Decisions and recommendations made in this process shall not be appealable, nor shall they be subject to review through the grievance process.

NEW SECTION

WAC 137-32-025 INTENSIVE MANAGEMENT STATUS. An inmate will be placed on intensive management status in accordance with the following procedures:

(1) The hearing officer may recommend to the superintendent that the inmate be placed on intensive management status stating the reasons therefor.

(2) The superintendent will review the hearing officer's recommendation, and if approved will forward a copy thereof to the director for final approval.

(3) The cases of all inmates assigned to intensive management status will be reviewed by the hearing officer at intervals not to exceed one hundred eighty days; provided, however, if an inmate is assigned to intensive

management status sooner than ninety days after the inmate's placement in administrative segregation, the review period shall be consistent with those set forth in WAC 137-32-015 and 137-32-020.

(4) Inmates not approved for intensive management status by the director will be retained on administrative segregation status pending implementation of the action ordered by the director in lieu of assignment to intensive management. The cases of such inmates will be reviewed by the hearing officer at intervals not to exceed one hundred eighty days.

NEW SECTION

WAC 137-32-030 **CONDITIONS OF CONFINEMENT.** (1) An inmate placed on administrative segregation shall be:

(a) Confined in a reasonably lighted and ventilated environment at a reasonably comfortable temperature;

(b) Provided meals of the same quality and quantity as provided to the general inmate population, unless specific security reasons dictate otherwise;

(c) Provided access to personal hygiene items and facilities in a manner similar to the general inmate population;

(d) Afforded rights to correspondence, reading, legal representation and recreation consistent with reasonable custody and security precautions;

(e) Provided an opportunity for daily exercise for no less than one hour outside of the inmate's cell;

(f) Afforded an opportunity to be visited by a physician, nurse or designated health care person in a manner similar to the general inmate population; and

(g) Provided access to educational programs when available.

(2) The rights of an inmate in administrative segregation confinement with respect to meals, personal hygiene, correspondence, reading, legal representation and recreation may be limited when the provision of such rights will result in danger to the inmate, or to institution staff, or present a threat to the maintenance of reasonable order and security within the institution. Decisions to limit the rights of an inmate in administrative segregation confinement in other than emergency situations must be approved in advance by the superintendent or duty officer. Limitations of rights imposed in emergency situations by other members of the institution staff shall be reviewed as soon as possible by the superintendent.

NEW SECTION

WAC 137-32-035 **ADMINISTRATIVE RELEASE.** (1) The superintendent may release an inmate from administrative segregation status at any time after determining that, in the superintendent's judgment, the conditions or reasons which required the inmate's administrative segregation no longer exist. Recommendations for release may be submitted to the superintendent at any time by segregation unit staff or other staff familiar with the inmate's situation.

(2) Only the director has the authority to release an inmate from intensive management status.

NEW SECTION

WAC 137-32-040 **INTERPRETERS.** An interpreter will be provided at the initial review meeting or any classification meeting for those inmates who do not speak or understand English or who are hearing impaired.

NEW SECTION

WAC 137-32-045 **OTHER PROCEDURES.** The superintendent of each institution shall develop and implement specific procedures governing the administrative segregation of inmates, which procedures shall be consistent with the provisions of this chapter. No such procedures shall become effective until approved by the director.

NEW SECTION

WAC 137-32-050 **TIME LIMITATIONS.** The time limitations expressed in this chapter shall not be deemed to be jurisdictional, and failure to adhere to any particular time limitation shall not be grounds for automatic reversal or dismissal of an administrative segregation or intensive management proceeding.

NEW SECTION

WAC 137-32-060 **OUT-OF-STATE TRANSFERS.** Recommendations for out-of-state transfer may be made by the superintendent to the secretary as specified in these rules, as well as anytime the superintendent believes the transfer to be in the best interests of the state or the welfare of the inmate. Transfer recommendations shall be in writing and shall specify reasons for the recommendations.

REPEALER

The following chapter of the Washington Administrative Code is repealed:

- WAC 275-82-005 **DEFINITIONS.**
- WAC 275-82-010 **ADMINISTRATIVE SEGREGATION.**
- WAC 275-82-015 **NOTICE OF MEETING.**
- WAC 275-82-020 **REPRESENTATION OF RESIDENT.**
- WAC 275-82-025 **CONDUCT OF MEETING.**
- WAC 275-82-030 **DECISION.**
- WAC 275-82-035 **SEGREGATION STATUS—RIGHTS RETAINED.**
- WAC 275-82-040 **APPEAL.**
- WAC 275-82-045 **REVIEW OF ADMINISTRATIVE SEGREGATION STATUS.**
- WAC 275-82-050 **TRANSFER OF RESIDENT.**

REPEALER

The following chapter of the Washington Administrative Code is repealed:

- WAC 137-66-010 **PURPOSE.**
- WAC 137-66-015 **DEFINITIONS.**
- WAC 137-66-020 **SCOPE OF THIS CHAPTER.**

- WAC 137-66-030 REFERRAL FOR TRANSFER.
- WAC 137-66-040 TRANSFER COMMITTEE—COMPOSITION.
- WAC 137-66-050 BASIS FOR TRANSFER.
- WAC 137-66-060 TRANSFER COMMITTEE—PROCEDURES.
- WAC 137-66-070 REPRESENTATION OF INMATE.
- WAC 137-66-080 CONDUCT OF HEARING.
- WAC 137-66-090 PROPOSED TRANSFERS.
- WAC 137-66-100 DECISION OF TRANSFER COMMITTEE.
- WAC 137-66-110 APPEAL.
- WAC 137-66-120 TIME LIMITS.
- WAC 137-66-130 EMERGENCY TRANSFER.

WSR 85-01-060

ADOPTED RULES

DEPARTMENT OF CORRECTIONS

[Order 84-16—Filed December 17, 1984]

I, Amos E. Reed, director of the Department of Corrections, do promulgate and adopt at Olympia, Washington, the annexed rules relating to:

- New WAC 137-28-055 Appeal to hearing officer.
- Amd WAC 137-28-105 Sanctions—Types.

This action is taken pursuant to Notice No. WSR 84-22-044 filed with the code reviser on November 6, 1984. 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 Corrections as authorized in RCW 72.01.090.

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 December 17, 1984.

By Amos E. Reed
Secretary

NEW SECTION

WAC 137-28-055 APPEAL TO HEARING OFFICER. (1) The decision of the supervisory employee or the unit team to take administrative action pursuant to WAC 137-28-050(2) may be appealed by the inmate to the hearing officer. Such appeal must be in writing and include the reason why the inmate believes the administrative action taken was improper or inappropriate. The appeal must be delivered to the hearing officer within forty-eight hours after the inmate receives notice of the administrative action taken by the supervisory employee or the unit team.

(2) Within five working days after receipt of the appeal, unless such time is extended by the superintendent, the hearing officer will decide either to:

(a) Schedule a hearing on the appeal in accordance with the rules contained in this chapter; or

(b) Affirm, modify downward, or reverse the administrative action without a hearing; provided, however, if the administrative action imposes a sanction described in WAC 137-28-105(1)(d), the hearing officer may not so affirm or modify without conducting a hearing.

(3) The inmate shall be notified orally of the decision of the hearing officer on the inmate's appeal within twenty-four hours after such decision, and in writing within seventy-two hours after such decision, unless such time periods are extended by the superintendent.

(4) All sanctions imposed by the administrative action of the supervisory employee or the unit team pursuant to WAC 137-28-050(2) shall be stayed pending the appeal under this section and any hearing scheduled by the hearing officer to consider such appeal.

AMENDATORY SECTION (Amending Order 84-13, filed 8/14/84, effective 10/10/84)

WAC 137-28-105 SANCTIONS—TYPES. (1) For general infractions enumerated in WAC 137-28-025 or classified as general infractions by supplementary local rules, one or more of the following sanctions may be imposed:

- (a) Reprimand and/or warning;
- (b) Loss of specified privileges for not more than ten days on a first offense, twenty days on a second offense, and thirty days on a third offense within a six-month period;
- (c) Confinement to room or cell except for attendance at work or school assignment, religious service, or meals, not to exceed ten days;
- (d) Interruption or termination of correspondence or visiting with specified individuals for a maximum of ninety days, when there has been an infraction of rules on visits or correspondence as stated in chapters 137-48 and 275-80 WAC or in local rules regarding correspondence and/or visitors; and
- (e) Up to one hundred twenty hours of extra work duty.

(2) For serious infractions enumerated in WAC 137-28-030, one or more of the following sanctions may be imposed:

- (a) Any of the sanctions enumerated in (~~WAC 137-28-105~~) this section;
- (b) Loss of specified privileges for a period of time not to exceed twenty days except that an inmate shall not be deprived of an opportunity for daily exercise;
- (c) Evening lockup or confinement to quarters for ten days;
- (d) Weekend and/or holiday lockup or confinement to quarters for a thirty-day period. For purposes of this rule, a "weekend" shall be deemed to begin at the end of the Friday workday;
- (e) Confinement to cell except for meals, or with meals in cell, with or without curtailment of job assignment for a period not to exceed ten days;

(f) Recommendation to the classification committee/classification officer for reconsideration of custody classification and/or, when the infraction committed is directly related to the inmate's program, recommendation of program change;

(g) Recommendations to the classification committee/classification officer for transfer to another institution only when, as a result of the infraction committed, the inmate is unable to function in the institution of present confinement, or if other disciplinary methods have been attempted and failed;

(h) Transfer to the maximum security or segregation section, for a period not to exceed thirty consecutive days;

(i) Confinement in an isolation cell for a period not to exceed ten consecutive days: PROVIDED, That where a serious infraction occurs during a period of isolation imposed under this rule, additional periods of isolation not to exceed ten days may be imposed: PROVIDED FURTHER, That in such situation when an inmate may be in isolation for more than ten consecutive days, the director's prior approval shall be required unless the inmate is released from isolation at least for seventy-two consecutive hours between the expiration of one isolation sentence and the imposition of another, where the combined time would exceed ten consecutive days;

(j) Restitution for damage done to any property or loss of any property assigned to the inmate. Funds may be withdrawn from the inmate's account to make restitution under this rule: PROVIDED, That an inmate's account shall not be reduced to less than five dollars under this subparagraph;

(k) Recommendation to the superintendent that he/she not certify good conduct time credit for an inmate to the board of prison terms and paroles, pursuant to RCW 9.95.070 or that he/she deny good conduct time credit for those inmates not under jurisdiction of the board. Such recommendation will be consistent with guidelines established by the secretary of the department of corrections. Any sanctions for loss of good-conduct credits in excess of the guidelines established by the secretary of the department of corrections must have final approval by the director, division of prisons. For inmates not under the board's jurisdiction, all awards of good conduct time shall be considered tentative and therefore all good conduct time credits earned or to be earned may be addressed under this rule;

(l) Recommendation to the board of prison terms and paroles for a disciplinary hearing or reconsideration of minimum term should occur only with infractions providing for actual time loss of twelve months or more and consistent with guidelines established by the department;

(m) The sanction for the following major infractions will not result in loss of good-time credit: 557; 559; 653; 657; 661; and 701.

WSR 85-01-061

ADOPTED RULES

DEPARTMENT OF REVENUE

[Order ET 84-5—Filed December 17, 1984]

I, Donald R. Burrows, director of the Department of Revenue, do promulgate and adopt at Olympia, Washington, the annexed rules relating to:

Amd	WAC 458-24-080	Cigarette wholesalers and retailers; determination of cost.
New	WAC 458-24-090	Basic cost of cigarettes—How calculated.

This action is taken pursuant to Notice No. WSR 84-22-029 filed with the code reviser on November 2, 1984. 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 19.91.180(1).

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 December 17, 1984.

By Matthew J. Coyle
Deputy Director

AMENDATORY SECTION (Amending Order ET 82-11, filed 11/23/82)

~~WAC 458-24-080 ((UNFAIR—CIGARETTE SALES BELOW COST ACT RULES AND REGULATIONS.)) CIGARETTE WHOLESALERS AND RETAILERS; DETERMINATION OF COST.~~ (1) RCW 19.91.020(1) forbids sales of cigarettes by wholesalers at less than cost. The law specifies that the "cost to the wholesaler" is to be computed by adding the "basic cost of cigarettes" (RCW 19.91.010(8) and WAC 458-24-090) to the "cost of doing business by the wholesaler" (RCW 19.91.010(9)). It shall be presumed that the "cost of doing business by the wholesaler" is at least four percent of the "basic cost of cigarettes" to the wholesaler. If the wholesaler performs or pays for the cartage to the retail outlet, it shall be presumed that the cartage costs are at least one-half of one percent of the "basic cost of cigarettes" to the wholesaler and shall be added to the "cost of doing business."

(2) If the wholesaler of cigarettes believes that ((his)) its cost of doing business is less than four percent of the "basic cost of cigarettes" to the wholesaler or that ((his)) its cost of cartage to the retail outlet is less than one-half of one percent of the "basic cost of cigarettes" to the wholesaler, ((he)) the wholesaler must file a letter with the department of revenue stating ((his)) its intention to sell cigarettes at a cost less than that presumed under RCW 19.91.010(9) and setting forth proof of a lesser cost of doing business.

(3) RCW 19.91.020 (1) and (2) forbid sales of cigarettes by retailers at less than cost. The law specifies that the "cost to the retailer" is to be computed by adding the "basic cost of cigarettes" (RCW 19.91.010(8) and

WAC 458-24-090) to the "cost of doing business by the retailer" (RCW 19.91.010(10)). Any retailer who, in connection with ~~(his)~~ its purchase, receives cash discounts ordinarily allowed upon purchases by a wholesaler shall, in determining "cost to the retailer," add the "cost of doing business by the wholesaler" to the "basic cost of doing business by the retailer." It shall be presumed that the "cost of doing business by the retailer" is at least ~~((ten))~~ twelve and one-half percent of the "basic cost of cigarettes" to the retailer. In the case of a retailer who receives the cash discounts ordinarily allowed upon purchases by a wholesaler, the "cost of doing business by the retailer" shall be presumed to be ~~((ten))~~ twelve and one-half percent of the sum of the "basic cost of cigarettes" and the "cost of doing business by the wholesaler."

(4) If the retailer of cigarettes believes that ~~(his)~~ its cost of doing business is less than ~~((ten))~~ twelve and one-half percent of the "basic cost of cigarettes" to the retailer or that ~~(his)~~ its cost of doing business is less than ~~((ten))~~ twelve and one-half percent of the sum of the "basic cost of cigarettes" and the "cost of doing business by the wholesaler" (where the retailer received the cash discounts ordinarily allowed upon purchases by a wholesaler), ~~((he))~~ the retailer must file a letter with the department of revenue stating ~~(his)~~ its intention to sell cigarettes at a cost less than that presumed under RCW 19.91.010(10) and setting forth proof of a lesser cost of doing business.

(5) The department of revenue shall examine the wholesaler's or retailer's proof and verify its accuracy. The verification may include review of the wholesaler's or retailer's accounting records to determine the "cost of doing business by the wholesaler" as defined by RCW 19.91.010(9) or "cost of doing business by the retailer" as defined by RCW 19.91.010(10).

(6) If the department finds that the wholesaler or retailer has presented satisfactory proof of a lesser cost of doing business, it shall issue a letter of approval stating that prices may be lowered in accordance with the letter.

(7) If the department finds that the wholesaler or retailer has not presented satisfactory proof of a lesser cost of doing business, it shall issue a letter denying the wholesaler's or retailer's request for lower costs and stating the reasons therefore.

(8) The wholesaler or retailer may petition the department of revenue in writing for a review of the denial of the use of a lesser cost. Petitions should be addressed: State of Washington, Department of Revenue, Interpretation and Appeals Division, Olympia, Washington 98504.

(9) The petition must be received by the department of revenue within twenty days after the issuance of the denial letter. An extension of thirty days will be granted if additional time is required for preparation of the petition and such extension is requested prior to expiration of the twenty-day period. If no petition is filed within these time periods, the department's denial letter shall become final.

(10) The department shall grant a conference for review of all denial letters if the wholesaler or retailer has

filed a timely petition. Such conferences will be conducted by the director of the interpretation and appeals division. All conferences will be conducted informally and will be held at the departmental offices in Olympia.

(11) The wholesaler or retailer shall receive written notice of the assistant director's determination. The determination shall represent the official position of the department of revenue and shall be binding upon the wholesaler or retailer.

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 458-24-090 BASIC COST OF CIGARETTES—HOW CALCULATED. The term "basic cost of cigarettes," as used in RCW 19.91.010 and amended by chapter 173, laws of 1984, means the invoice price of cigarettes to the retailer or wholesaler, as the case may be, or the replacement cost of cigarettes to the retailer or wholesaler, as the case may be, in the quantity last purchased, whichever is lower, to which must be added the full face value of any stamps which may be required by any cigarette tax act of this state and by ordinance of any municipality thereof, presently in effect or hereafter enacted, if not already included by the manufacturer in its price list.

The law further provides that in computing the "basic cost of cigarettes" a wholesaler who actually receives a manufacturer's cash discount may, at the discretion of the wholesaler, pass along all or any portion of the discount to the retailer.

The term "cash discount" under the Unfair Cigarette Sales Below Cost Act (chapter 19.91 RCW) and these regulations shall be given the same definition as that provided in RCW 82.04.160, which is defined to mean a deduction from the invoice price of goods or charge for services allowed if the bill is paid on or before a specific date. For purposes of these rules, cash discount includes any anticipatory discount, anticipation allowance, anticipation discount, or any similar discount or allowance.

WSR 85-01-062

ADOPTED RULES

DEPARTMENT OF LICENSING

(Securities Division)

[Order SDO-196-84—Filed December 17, 1984]

I, John Gonzalez, director of the Department of Licensing, do promulgate and adopt at the Department of Licensing, Olympia, Washington, the annexed rules relating to exemption for nonpublic offers and sales without regard to dollar amount of offering, amending WAC 460-44A-506.

This action is taken pursuant to Notice No. WSR 84-21-119 filed with the code reviser on October 24, 1984. 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 21.20.320(1) and is intended to administratively implement that statute.

This rule is promulgated pursuant to RCW 21.20.450* which directs that the Department of Licensing has authority to implement the provisions of chapter 21.20 RCW.

*The director finds that the amendments to this rule are necessary or appropriate in the public interest and consistent with the purposes fairly intended by the policy and provisions of the Securities Act of Washington, chapter 21.20 RCW.

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 December 17, 1984.

By John Gonzalez
Director

AMENDATORY SECTION (Amending Order SDO-98-82, filed 10/15/82)

WAC 460-44A-506 EXEMPTION FOR NON-PUBLIC OFFERS AND SALES WITHOUT REGARD TO DOLLAR AMOUNT OF OFFERING. (1) Exemption. Offers and sales of securities by an issuer that satisfy the conditions in ~~((this WAC 460-44A-506(2)))~~ subsection (2) of this section shall be deemed to be exempt transactions within the meaning of RCW 21.20.320(1).

(2) Conditions to be met.

(a) General conditions. To qualify for exemption under this ~~((WAC 460-44A-506))~~ section, offers and sales must satisfy all the terms and conditions of WAC 460-44A-501 through 460-44A-503.

(b) Specific conditions.

(i) Limitation on number of purchasers. The issuer shall reasonably believe that there are no more than 35 purchasers (including those located outside the state of Washington) of securities from the issuer in any offering under this ~~((WAC 460-44A-506))~~ section.

Note: See WAC 460-44A-501(5) for the calculation of the number of purchasers and WAC 460-44A-502(1) for what may or may not constitute an offering under this ~~((WAC 460-44A-506))~~ section.

(ii) Nature of purchasers. The issuer shall reasonably believe immediately prior to making any sale that each purchaser who is not an accredited investor either alone or with his purchaser representative(s) has such knowledge and experience in financial and business matters that he is capable of evaluating the merits and risks of the prospective investment ~~((("financial sophistication")))~~. The issuer shall prepare and retain for three years following termination of an offering in reliance of this ~~((WAC 460-44A-506))~~ section, written documentation supporting the qualification of each nonaccredited investor, whether separately or together with his purchaser representative or representatives, as having ~~((financial sophistication))~~ such knowledge and experience in financial and business matters that he is capable of

~~evaluating the merits and risks of the prospective investment. ((The following shall apply in determining whether or not a purchaser has the requisite degree of financial sophistication for purposes of this WAC 460-44A-506: (A) The degree of financial sophistication required shall depend upon the facts and circumstances of the particular offering, i.e., the nature and complexity of the business, the complexity of the issuer's organization and capital structure, and the nature and complexity of the offering. (B) If the issuer has an operating history, the issuer shall obtain reasonable assurances that the purchaser, together with his representative(s), if any, is capable of reading and interpreting financial statements.))~~

(iii) Limitation on selling expenses. (A) Selling expenses in any offering under this ~~((WAC 460-44A-506))~~ section shall not exceed fifteen percent of the aggregate offering price. For the purposes of this ~~((WAC 460-44A-506))~~ section, "selling expenses" means the total underwriting and brokerage discounts and commissions (including fees of the underwriters' attorneys paid by the issuer) paid in connection with the offering plus all other expenses actually incurred by the issuer relating to printing, engraving, mailing, salaries of employees while engaged in sales activity, charges of transfer agents, registrars, trustees, escrow holders, depositaries, and engineers and other experts, expenses of qualification of the sale of the securities under Federal and State laws, including taxes and fees, and any other expenses actually incurred by the issuer and directly related to the offering and sale of the securities, but excluding accountants' and the issuer's attorneys' fees and options to underwriters.

(B) The number of shares or units called for by options issuable to underwriters or other persons as compensation, in whole or in part, for the offer or sale of securities in reliance on this ~~((WAC 460-44A-506))~~ section shall not exceed ten percent of the number of shares or units actually sold in the offering.

(3) Offers or sales which are exempted under this ~~((WAC 460-44A-506))~~ section may not be combined in the same offering with offers or sales exempted under any other rule or section of chapter 21.20 RCW; however, nothing in this limitation shall act as an election. Should for any reason an offering fail to comply with all of the conditions for this ~~((WAC 460-44A-506))~~ section, the issuer may claim the availability of any other applicable exemption.

WSR 85-01-063
NOTICE OF PUBLIC MEETINGS
SEATTLE COMMUNITY
COLLEGE DISTRICT
[Memorandum—December 17, 1984]

A special meeting of the board of trustees, Seattle Community College District VI, was scheduled for Monday, December 17, 1984, and not November 17, 1984. This was a typographical error and should be corrected. The meeting was held today, December 17, 1984,

at the Seattle Community College District, 300 Elliott Avenue West, Seattle, WA 98119.

WSR 85-01-064
PROPOSED RULES
GAMBLING COMMISSION
 [Filed December 18, 1984]

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 amendatory sections WAC 230-08-120, 230-08-125, 230-08-130, 230-08-140, 230-08-150, 230-08-160, 230-08-240, 230-08-250 and 230-08-260;

that the agency will at 10:00 a.m., Thursday, February 14, 1985, in the Everett Pacific Hotel, 3105 Pine, Everett, 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 9.46.070 (8) and (9).

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency before February 14, 1985.

Dated: December 18, 1984

By: Ronald O. Bailey
 Deputy Director

STATEMENT OF PURPOSE

Title: Amendatory sections WAC 230-08-120 Quarterly activity report by operators of bingo games (license Class C and above); 230-08-125 Annual activity reports by operators of Class A or B bingo, all classes of raffles, and bona fide charitable or nonprofit amusement games; 230-08-130 Quarterly activity reports by operators of punchboards and pull tabs; 230-08-140 Quarterly activity reports by distributors; 230-08-150 Quarterly activity reports by manufacturers; 230-08-160 Quarterly activity reports by operators of social and public card rooms; 230-08-240 Annual activity reports by special location amusement games licensees other than bona fide charitable or nonprofit organizations; 230-08-250 Annual activity reports by agricultural fairs and other bona fide charitable or nonprofit organizations with special location licenses to conduct bingo, raffles, and amusement games; and 230-08-260 Fund raising events activity report required.

Description of Purpose: Amends rule to require the highest ranking executive officer in the organization or his designee to sign activity reports submitted to the commission and require the commission to provide report forms for completion by the organization.

Statutory Authority: RCW 9.46.070 (8) and (9).

Summary of Proposed Rules and Reasons Supporting Action: WAC 230-08-120, clarifies reporting procedure and authorizes licensee or his designee to sign report. Requires a listing of personnel connected with bingo and all expenses associated with the license; 230-08-125,

clarifies reporting procedure and authorizes the licensee or his designee to sign report; 230-08-130, clarifies reporting procedure and authorizes the licensee or his designee to sign report; 230-08-140, clarifies reporting procedure and authorizes the licensee or his designee to sign report; 230-08-150, clarifies reporting procedure and authorizes the licensee or his designee to sign report; 230-08-160, clarifies reporting procedure and authorizes the licensee or his designee to sign report; 230-08-240, clarifies reporting procedure and authorizes the licensee or his designee to sign report; 230-08-250, clarifies reporting procedure and authorizes the licensee or his designee to sign report; and 230-08-260, clarifies reporting procedure and authorizes the licensee or his designee to sign report.

Agency Personnel Responsible for Drafting, Implementing and Enforcing the Rules: Keith Kisor, Director, 234-0865 scan, 753-0865 comm, and Ronald O. Bailey, Deputy Director, 234-1075 scan, 753-1075 comm, Jefferson Building, 1110 South Jefferson, Olympia, WA 98504.

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 127, filed 3/2/83)

WAC 230-08-120 QUARTERLY ACTIVITY REPORT BY OPERATORS OF BINGO GAMES (LICENSE CLASS C AND ABOVE). Each licensee for the operation of bingo games (license Class C and above) conducted by bona fide charitable or nonprofit organizations, shall submit an activity report to the commission concerning the licensed activity and other matters set forth below during each of the following periods of the year:

January 1st through March 31st
 April 1st through June 30th
 July 1st through September 30th
 October 1st through December 31st

If the licensee does not renew his license, then he shall file a report for the period between the previous report filed and the expiration date of his license.

((Each report)) The report form shall be furnished by the commission and the completed report shall be received in the office of the commission or postmarked no later than 30 days following the end of the period for which it is made.

The report shall be signed by the ((president, or equivalent officer)) highest ranking executive officer or his designee ((and shall be submitted upon a form to be obtained from the commission)). If the report is prepared by someone other than the licensee or his employee, then the preparer shall also sign the report.

The report shall be completed in accordance with the related instructions furnished with the report. The report shall include, among other items, the following:

- (1) The gross receipts from bingo by month.
- (2) The total amount of cash prizes actually paid out and the total of the cost to the licensee of all merchandise prizes actually paid out by month.
- (3) The net receipts by month.
- (4) Full details on all expenses directly related to bingo, including ((all compensation paid by the licensee to each person for any work connected with the management, promotion, conduct or operation of

bingo including a description of the work performed by that person:))
at least the following:

(a) A listing of each person connected with the management, promotion, conduct or operation of the bingo game along with his duties, hours and wages;

(b) A statement describing the allocation method used in allocating common use expenses; and

(c) A detailed listing of all items included under "other".

(5) The net income.

(6) The total number of customers participating.

(7) The total number of sessions held.

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 127, filed 3/2/83)

WAC 230-08-125 ANNUAL ACTIVITY REPORTS BY OPERATORS OF CLASS A OR B BINGO, ALL CLASSES OR RAFFLES, AND BONA FIDE CHARITABLE OR NONPROFIT AMUSEMENT GAMES. Each licensee for the operation of all classes of raffles and bona fide charitable or nonprofit amusement games, and Class A or B bingo shall submit to the commission an annual summary of each separate licensed activity on a form supplied by the commission. This section shall become effective for license years beginning after March 31, 1983.

((Each report)) The report form shall be furnished by the commission and the completed report shall be received in the office of the commission or postmarked no later than 30 days following the expiration of such organization's license year. The report shall be signed by the highest ranking executive officer or his designee. If the report is prepared by someone other than this officer, then the preparer shall also sign the report.

The report shall be completed in accordance with the related instructions furnished with the report. The report shall include, among other items, the following:

(1) The gross receipts from the conduct of each licensed activity;

(2) The total amount of cash prizes actually paid out, and the total of the cost to the licensee of all merchandise prizes actually paid out for each licensed activity;

(3) The net receipts for each activity;

(4) Full details on all expenses directly related to each activity, including all compensation paid by the licensee to each person for any work connected with the management, promotion, conduct or operation of each of the licensed activities, including a description of the work performed by that person. Provided that RCW 9.46.020(19) and WAC 230-20-070 are observed in relation to the restriction against employing persons to conduct or otherwise take part in the operation of a raffle.

(5) The net income from each activity.

AMENDATORY SECTION (Amending Order 118, filed 1/22/82)

WAC 230-08-130 QUARTERLY ACTIVITY REPORTS BY OPERATORS OF PUNCHBOARDS AND PULL TABS. Each licensee for the operation of punchboards and pull tabs shall submit an activity report to the commission concerning the operation of the licensed activity and other matters set forth below during each of the following periods of the year:

January 1st through March 31st

April 1st through June 30th

July 1st through September 30th

October 1st through December 31st

If the licensee does not renew his license, then he shall file a report for the period between the previous report filed and the expiration date of his license.

((Each report)) The report form shall be furnished by the commission and the completed report shall be received in the office of the commission or postmarked no later than 30 days following the end of the period for which it is made.

The report shall be signed by the ((owner, president, or equivalent officer)) highest ranking executive officer or his designee ((and shall be submitted upon a form to be obtained from the commission)). If the report is prepared by someone other than the licensee or his employee then the preparer shall also sign the report.

The report shall be completed in accordance with the related instructions furnished with the report. The report shall include, among other items, the following:

(1) The gross receipts of the licensee from all sources other than licensed gambling activities during the reporting period.

(2) The portion of the receipts set out in response to (1) above related solely to the sale of food and drink for consumption on the premises.

(3) The gross receipts from punchboards and the gross receipts from pull tabs.

(4) The total amount of cash prizes paid out and the cost to the licensee of all merchandise prizes paid out, for punchboards and for pull tabs.

(5) All expenses relating directly to the purchase and operation of punchboards and pull tabs.

(6) Total net income.

AMENDATORY SECTION (Amending Order 91, filed 8/14/79)

WAC 230-08-140 QUARTERLY ACTIVITY REPORTS BY DISTRIBUTORS. Each licensed distributor shall submit an activity report to the commission concerning the operation of the licensed activity and other matters set forth below during each of the following periods of the year:

January 1st through March 31st

April 1st through June 30th

July 1st through September 30th

October 1st through December 31st.

If the licensee does not renew his license, then he shall file a report for the period between the previous report filed and the expiration date of his license.

((Each report)) The report form shall be furnished by the commission and the completed report shall be received in the office of the commission or postmarked no later than 30 days following the end of the period for which it is made.

The report shall be signed by the ((owner, president, or equivalent officer)) highest ranking executive officer or his designee ((and shall be submitted upon a form to be obtained from the commission)). If the report is prepared by someone other than the licensee or his employee then the preparer shall also sign the report.

The report shall include, among other items, the following:

(1) The gross receipts from all sales of devices, equipment or merchandise of any kind which could be used to operate, or in connection with, punchboards, pull tabs, or pull tab dispensing devices, where such sales are made in the state of Washington or for use or distribution within this state.

(2) The quantity of each specific type of device, equipment or merchandise sold within this state or for distribution and use within this state by the licensee.

(3) A listing of the name and address of each person who was a distributor's representative for the licensee during the three month period or who attempted to solicit sales of such devices, equipment or merchandise, either within the state of Washington or for use or distribution within the state.

(4) The number of employees in the state of Washington other than those listed in (3) above.

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 70, filed 5/24/77)

WAC 230-08-150 QUARTERLY ACTIVITY REPORTS BY MANUFACTURERS. Each licensed manufacturer shall submit an activity report to the commission concerning the operation of the licensed activity and other matters set forth below during each of the following periods of the year:

January 1st through March 31st

April 1st through June 30th

July 1st through September 30th

October 1st through December 31st

If the licensee does not renew his license, then he shall file a report for the period between the previous report filed and the expiration date of his license.

~~((Each report))~~ The report form shall be furnished by the commission and the completed report shall be received in the office of the commission or postmarked no later than 30 days following the end of the period for which it is made.

The report shall be signed by the ~~((owner, president, or equivalent officer))~~ highest ranking executive officer or his designee ~~((and shall be submitted upon a form to be obtained from the commission))~~. If the report is prepared by someone other than the licensee or his employee, then the preparer shall also sign the report.

The report shall include, among other items, the following:

(1) The gross receipts from all sales of devices, equipment, or merchandise of any kind which could be used to operate, or in connection with, punchboards, pull tabs, or pull tab dispensing devices, when such sales are made in the state of Washington or for distribution or use within the state of Washington.

(2) The quantity of each specific type of such device, equipment, or merchandise sold within the state or for distribution or use within the state of Washington by the licensee.

(3) A listing of the name and address of each person who was a manufacturer's representative for the licensee or who solicited sales of such devices or equipment for or on behalf of the licensee within the state of Washington or for use or distribution within the state.

(4) The number of employees in the state of Washington other than those listed in (3) above.

(5) A summary of the prices charged by the licensee for each specific type of such device, equipment, paraphernalia, or merchandise of any kind sold or furnished by the licensee during the period for which the report is made. If the price of a particular item has varied during the period, each such change shall be listed together with the date each such change was made.

AMENDATORY SECTION (Amending Order 127, filed 3/2/83)

WAC 230-08-160 QUARTERLY ACTIVITY REPORTS BY OPERATORS OF SOCIAL AND PUBLIC CARD ROOMS. Each licensee for the operation of social or public card rooms shall submit an activity report to the commission concerning the operation of the licensed activity and other matters set forth below during each of the following periods of the year:

- January 1st through March 31st
- April 1st through June 30th
- July 1st through September 30th
- October 1st through December 31st.

If the licensee does not renew his license, then he shall file a report for the period between the previous report filed and the expiration date of his license.

~~((Each report))~~ The report form shall be furnished by the commission and the completed report shall be received in the office of the commission or postmarked no later than 30 days following the end of the period for which it is made.

The report shall be signed by the ~~((owner, president, or equivalent officer))~~ highest ranking executive officer or his designee ~~((and shall be submitted upon a form to be obtained from the commission))~~. If the report is prepared by someone other than the licensee or his employee then the preparer shall also sign the report.

The report shall be completed in accordance with the related instructions furnished with the report. The report shall include, among other items, the following:

(1) The gross receipts of the licensee from all sources other than licensed gambling activities during the report period.

(2) The portion of the receipts set out in response to (1) above related solely to the sale of food and drink for consumption on the premises.

(3) Gross receipts from the collection of fees charged for allowing persons to play.

(4) Full details on all expenses directly related to the operation of the card room, including all compensation paid by the licensee to each person for any work connected with the management, promotion, conduct or operation of the card room, including a description of the work performed by that person.

(5) The net income or loss from the operation of the card room for the reporting period.

PROVIDED, That persons licensed under Class D - general, no fee charged, are exempt from all portions of this rule.

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 74, filed 8/17/77)

WAC 230-08-240 ANNUAL ACTIVITY REPORTS BY SPECIAL LOCATION AMUSEMENT GAME LICENSEES OTHER THAN BONA FIDE CHARITABLE OR NONPROFIT ORGANIZATIONS. Each licensee to conduct amusement games at special locations, other than bona fide charitable or nonprofit organizations, shall submit an activity report to the commission concerning the operation of those amusement games and other matters set forth below for each calendar year.

~~((Each report))~~ The report form shall be furnished by the commission and the completed report shall be received in the office of the commission or postmarked no later than February 28th of the following calendar year.

The report shall be signed by the ~~((owner, president, or equivalent officer))~~ highest ranking executive officer or his designee ~~((and shall be submitted upon a form to be obtained from the commission))~~. If the report is prepared by someone other than the licensee or his employee then the preparer shall also sign the report.

The report shall include, among other items, the following:

- (1) The gross receipts from amusement games by location;
- (2) The total cash prizes actually paid out and the total of the cost to the licensee of all merchandise prizes actually paid out for amusement games by location;
- (3) The net receipts from amusement games;
- (4) Full details on all expenses directly related to conducting such amusement games;
- (5) The net income from amusement games; and
- (6) The gross receipts from the rental or leasing of space for any licensed gambling activity.

AMENDATORY SECTION (Amending Order 74, filed 8/17/77)

WAC 230-08-250 ANNUAL ACTIVITY REPORTS BY AGRICULTURAL FAIRS AND OTHER BONA FIDE CHARITABLE OR NONPROFIT ORGANIZATIONS WITH SPECIAL LOCATION LICENSES TO CONDUCT BINGO, RAFFLES, AND AMUSEMENT GAMES. Each bona fide charitable or nonprofit licensee for the operation of bingo, raffles, and amusement games conducted only at agricultural fairs and other special locations shall submit an activity report to the commission concerning the operation of the licensed activities and other matters set forth below for the period of their license.

~~((Each report))~~ The report form shall be furnished by the commission and the completed report shall be received in the office of the commission or postmarked no later than 30 days following the expiration date of the license. All persons operating by virtue of a permit issued by the commission shall furnish to the licensee in conjunction with whom the permit is used, all information with respect to their own operation which is needed by the licensee to complete its report not less than ten days prior to the time the licensee is required to file his report with the commission.

The report shall be signed by the ~~((president, or equivalent officer,))~~ highest ranking executive officer or his designee ~~((and shall be submitted upon a form to be obtained from the commission))~~. If the report is prepared by someone other than the licensee or his employee, then the preparer shall also sign the report.

The report shall include, among other items, the following:

- (1) The gross receipts from each separate gambling activity;
- (2) The total cash prizes actually paid out and the total of the cost to the licensee of all merchandise prizes actually paid out for each separate gambling activity;
- (3) The net receipts for each separate gambling activity;
- (4) Full details on all expenses directly related to each separate gambling activity;
- (5) The net income from each separate gambling activity; and
- (6) The gross receipts from the rental or leasing of space for licensed gambling activities.

AMENDATORY SECTION (Amending Order 78, filed 11/17/77)

WAC 230-08-260 FUND RAISING EVENTS—ACTIVITY REPORT REQUIRED. Each licensee for the operation of fund raising events shall submit an activity report to the commission concerning the operation of the licensed activities and other matters set forth below for the period of each event.

~~((Each report))~~ The report form shall be furnished by the commission and the completed report shall be received in the office of the commission no later than 30 days following the authorized operating days or day. The report shall be signed by the ~~((president, or equivalent officer,))~~ highest ranking executive officer or his designee ~~((and shall be submitted on a form to be provided by the commission))~~. If the report is prepared by someone other than the ~~((president, or equivalent officer, of the organization))~~ licensee or his employee, then the preparer shall sign the report also.

The report shall be completed in accordance with the related instructions furnished with the report. The report shall include, among other items, the following information:

- (1) The gross receipts from each separate gambling activity;
- (2) Total cash prizes actually paid out and the total of the cost to the licensee of all merchandise prizes actually given out for each separate gambling activity;
- (3) The net receipts for each separate gambling activity;
- (4) The total net receipts;
- (5) Full details of all expenses directly related to each event.

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 85-01-065**ADOPTED RULES****GAMBLING COMMISSION**

[Order 145—Filed December 18, 1984]

Be it resolved by the Washington State Gambling Commission, acting at Olympia, Washington, that it does adopt the annexed rules relating to amendatory sections WAC 230-04-120, 230-04-130, 230-30-030, new sections WAC 230-04-123, 230-04-315 and repealing WAC 230-04-121 and 230-04-122:

Amd	WAC 230-04-120	Licensing of distributors of punchboards, pull tabs or devices for the dispensing of pull tabs.
New	WAC 230-04-123	Licensing of distributor's representatives, this outlines the requirements for distributor's representatives and allows them to work upon completion of the application form and the submission of appropriate fees.
Amd	WAC 230-04-130	Licensing of manufacturer's representatives, this removes some unnecessary information and allows the manufacturer's representatives to work upon completion of the application form and submission of the appropriate fee.
New	WAC 230-04-315	Change of schedule, this requires licensee to notify the commission in writing 10 days prior to changing the days and times of the gambling activity.
Rep	WAC 230-04-121	Distributor's representatives to represent only one distributor at a time.
Rep	WAC 230-04-122	Distributor's representatives shall not represent manufacturer's—Exception.

This action is taken pursuant to Notice No. WSR 84-21-052 filed with the code reviser on October 12, 1984. 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 9.46.070 (1), (4), (5), (6), (7), (11), (14) and (17) and 9.46.310 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 December 14, 1984.
By Ronald O. Bailey
Deputy Director

AMENDATORY SECTION (Amending Order 80, filed 12/28/77)

WAC 230-04-120 LICENSING OF DISTRIBUTORS OF PUNCHBOARDS, PULL TABS OR DEVICES FOR THE DISPENSING OF PULL TABS ~~((; AND OF DISTRIBUTOR'S REPRESENTATIVES))~~. Prior to selling or supplying to any person, any punchboard, pull tab or device for the dispensing of pull tabs, or any gambling equipment or paraphernalia for use in connection with licensed fund raising events, within the state of Washington or for use within the state of Washington, a distributor ~~((and, individually, each of his representatives;))~~ shall first obtain a license from the commission. ~~((A sole owner, partner, major officer and/or owner of a substantial interest in a corporation licensed as a distributor shall not be required to be additionally licensed as a distributor's representative to engage in the selling or supplying of the distributor's products or services. Office, clerical or warehouse personnel employed by the distributor who have contact with the public and potential customers only occasionally and only by telephone or at the distributor's own premises when working under the immediate and direct supervision of the owner, a partner, or major officer of a corporation licensed as a distributor, shall also be exempt from this licensing requirement. A manager or supervisor who is not a sole owner, partner or a major officer or owner of a substantial interest in a licensed distributor whose duties and responsibilities include the supervision of selling, supplying and/or the promotion of the distributor's products shall be licensed as required by this rule prior to performing such functions in connection with the selling or furnishing of gambling devices, equipment or related items in the state of Washington or for use within the state of Washington. A distributor shall not allow an unlicensed person to represent it in such transactions and shall take all measures necessary to prevent an unlicensed person from doing so.))~~

The applicant shall include upon ~~((his))~~ the application form supplied by the commission, the following information, as well as all other information and materials required elsewhere in these rules:

- (1) The full name and address of the applicant and, if a distributor, the name and address of each of the separate locations operated by the distributor;
- (2) The name and home address of all owners of a distributorship if the business is not a corporation. If the business is a corporation, the name and address of each

of the officers and of each of the directors of the corporation and of each of the stockholders having ten percent or more of the shares of any class of stock in the corporation;

(3) A full description of each type of punchboard, pull tab, or device for the dispensing of pull tabs that the distributor intends to market in this state or for use in this state;

(4) For each such device, the brand name under which it will be sold;

(5) If the applicant is a distributor located out of state, then the name, business and home address of the agent who is a resident of this state designated by the applicant pursuant to WAC 230-12-300;

(6) A list of all manufacturers of such devices and all businesses or organizations located in the state of Washington in which the applicant has some financial interest. For the purposes of this subsection, the term financial interest shall include, among all other interests, an indebtedness from the other person to the applicant, or vice versa, in excess of five hundred dollars((;

~~(7) The distributor for which a distributor's representative will work shall sign the application of each such distributor's representative acknowledging that the applicant will be representing the distributor with the distributor's knowledge and consent)).~~

NEW SECTION

WAC 230-04-123 LICENSING OF DISTRIBUTOR'S REPRESENTATIVES. Prior to selling or supplying to any person any punchboard, pull tab or device for the dispensing of pull tabs, or any gambling equipment or paraphernalia for use in connection with licensed fund raising events, within the state of Washington or for use within the state of Washington, a representative or agent of the distributor of such devices shall first obtain a license from the commission. A sole owner, partner, major officer and/or owner of a substantial interest in a corporation licensed as a distributor shall not be required to be additionally licensed as a distributor's representative to engage in the selling or supplying of the distributor's products or services. Office, clerical or warehouse personnel employed by the distributor who have contact with the public and potential customers only occasionally and only by telephone or at the distributor's own premises when working under the immediate and direct supervision of the owner, a partner, or major officer of a corporation licensed as a distributor, shall also be exempt from this licensing requirement. A manager or supervisor who is not a sole owner, partner or a major officer or owner of a substantial interest in a licensed distributor whose duties and responsibilities include the supervision of selling, supplying and/or the promotion of the distributor's products shall be licensed as required by this rule prior to performing such functions in connection with the selling or furnishing of gambling devices, equipment or related items in the state of Washington or for use within the state of Washington. A distributor shall not allow an unlicensed person to represent it in such transactions and shall take all measures necessary to prevent an unlicensed person from doing so.

On or before the first day he or she actually performs work as a distributor's representative, a person shall submit an application for a license to the commission. Such application shall not be deemed complete and properly submitted for the purposes of this rule unless and until all questions on the commission's application form and attachments are fully and truthfully answered and the form, with all attachments, together with the required fee, has been delivered to the commission office during regular business hours (or actually deposited in the United States mail properly addressed to the commission.)

The distributor for which a distributor's representative will work shall sign the application of each such distributor's representative acknowledging that the applicant will be representing the distributor with the distributor's knowledge and consent.

No person licensed as a distributor's representative shall represent more than one distributor at a time. A distributor's representative shall not represent a manufacturer: PROVIDED, That this rule shall not bar the distributor's representative from representing his own distributor who is also licensed as a manufacturer.

AMENDATORY SECTION (Amending Order 80, filed 12/28/77)

WAC 230-04-130 LICENSING OF MANUFACTURER'S REPRESENTATIVES. Prior to selling or supplying to any person any punchboard, pull tab or device for the dispensing of pull tabs within the state of Washington or for use within the state of Washington, a representative or agent of the manufacturer of such devices shall first obtain a license from the commission. A sole owner, partner, major officer and/or owner of a substantial interest in a corporation licensed as a manufacturer shall not be required to be additionally licensed as a manufacturer's representative to engage in the selling or supplying of the manufacturer's products or services. Office, clerical or warehouse personnel employed by the manufacturer who have contact with the public and potential customers only occasionally and only by telephone or at the manufacturer's own premises when working under the immediate and direct supervision of the owner, a partner, or major officer of a corporation licensed as a manufacturer, shall also be exempt from this licensing requirement. A manager or supervisor who is not a sole owner, partner or a major officer or owner of a substantial interest in a licensed manufacturer whose duties and responsibilities include the supervision of selling, supplying and/or the promotion of the manufacturer's products shall be licensed as required by this rule prior to performing such functions in connection with the selling or furnishing of gambling devices, equipment or related items in the state of Washington or for use within the state of Washington. A manufacturer shall not allow an unlicensed person to represent it in such transactions where a license is required and shall take all measures necessary to prevent an unlicensed person from doing so.

~~((The applicant shall include upon his application form, to be supplied by the commission, the following~~

information as well as all other information and material required elsewhere in these rules:

- (1) ~~The full name and address of the applicant;~~
- (2) ~~A list of all manufacturers of such devices the applicant represents or will represent;~~
- (3) ~~All responsibility, functions and duties which the applicant will perform for each of these manufacturers; all details of the basis upon which the applicant will be compensated by each manufacturer and all details of any financial interest other than such compensation that either the applicant or the applicant's spouse has in each such manufacturing business;~~
- (4) ~~A list of all businesses or organizations located in the state of Washington, and all manufacturers of such devices which the applicant will not represent wherever located in which the applicant has some financial interest.)~~

On or before the first day he or she actually performs work as a manufacturer's representative, a person shall submit an application for a license to the commission. Such application shall not be deemed complete and properly submitted for the purposes of this rule unless and until all questions on the commission's application form and attachments are fully and truthfully answered and the form, with all attachments, together with the required fee, has been delivered to the commission office during regular business hours (or actually deposited in the United States mail properly addressed to the commission.)

The manufacturer for which a manufacturer's representative will work shall sign the application of each such manufacturer's representative acknowledging that the applicant will be representing the manufacturer with the manufacturer's knowledge and consent.

NEW SECTION

WAC 230-04-315 CHANGE OF SCHEDULE. No bingo licensee shall change the days and times of operation of the gambling activity from those indicated on the application or otherwise filed with the commission without first notifying the commission in writing at least 10 days prior to the planned change. This notification shall be deemed properly submitted when it has been delivered to the commission office: PROVIDED, That this rule shall not apply to changes in the schedule for holidays or changes caused by inclement weather or emergencies affecting the health and safety of the public.

REPEALER

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

- (1) WAC 230-04-121 DISTRIBUTOR'S REPRESENTATIVES TO REPRESENT ONLY ONE DISTRIBUTOR AT A TIME.
- (2) WAC 230-04-122 DISTRIBUTOR'S REPRESENTATIVES SHALL NOT REPRESENT MANUFACTURERS - EXCEPTION.

AMENDATORY SECTION (Amending Order 140, filed 6/15/84)

WAC 230-30-030 PUNCH(=)BOARD AND PULL TAB SPECIAL INSPECTION. (1) In addition to any other authority of the commission or its agents to conduct inspections, the commission or its agents, shall have the authority to select any punch(=)board or pull tab series, whether held by an operator, distributor, or manufacturer and to examine the quality and/or integrity of the punch(=)board or pull tab series in any manner, including punching out or pulling all chances remaining thereon: PROVIDED, That if the punch(=)board or pull tab series so inspected is thereby altered in any manner and no defect, alteration, deceptive condition, or other violation is discovered, then the owner shall be reimbursed by the commission for his cost for the punch(=)board or pull tab series, and the device shall become the property of the commission. PROVIDED FURTHER, That for each such punchboard or pull tab series inspected which is found to be defective in any area related to a quality control deficiency, by the manufacturer, a fee not to exceed \$100.00 per each such punchboard or pull tab series inspected may be assessed by the commission against the manufacturer of the punchboard or pull tab series to compensate the commission for the inspection.

(2) Fees to cover the cost of punchboard and pull tab special inspection services shall be combined with identification stamp fees and collected as prescribed in WAC 230-30-015.

WSR 85-01-066

ADOPTED RULES

DEPARTMENT OF NATURAL RESOURCES

(Board of Natural Resources)

[Order 438—Filed December 18, 1984]

Be it resolved by the Board of Natural Resources and the Commissioner of Public Lands, acting at Olympia, Washington, that it does adopt the annexed rules relating to the initial deposit for timber sales.

This action is taken pursuant to Notice Nos. WSR 84-21-063 and 84-24-052 filed with the code reviser on October 16, 1984, and December 4, 1984. 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 Board of Natural Resources and the Commissioner of Public Lands as authorized in RCW 43.30.150 (2) and (6) and 43.30.070.

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 December 18, 1984.

By Brian Boyle
Secretary of the Board
Commissioner of Public Lands

NEW SECTION**WAC 332-140-300 INITIAL DEPOSIT RATE.**

(1) The rate for the initial deposit specified in RCW 79.01.132 and 204 shall be ten percent of the actual purchase price for lump sum sales and ten percent of the projected purchase price for scale sales, except as follows:

(a) In the case of lump sum sales over five thousand dollars, the initial deposit shall not be less than five thousand dollars.

(b) When the purchaser is a defaulter, the initial deposit shall be twenty-five percent of the purchase price for lump sum sales and twenty-five percent of the projected purchase price for scale sales, subject to subsection (1)(a).

(c) When a sale is assigned to a defaulter, the initial deposit shall be increased to twenty-five percent of the purchase price for lump sum sales and twenty-five percent of the projected purchase price for scale sales, subject to subsection (1)(a).

(2)(a) The purchaser shall certify to the Department on the day of the sale in the form prescribed by the Department whether the purchaser is a defaulter.

(b) When a sale is assigned, the assignee shall certify to the Department in the form prescribed by the Department whether the assignee is a defaulter. If the assignee is a defaulter, the assignee shall deposit the additional amount before the assignment is approved by the Department.

(3)(a) The increased initial deposit for a defaulter shall remain in effect throughout the term of the sale, except as provided in subsections (3)(b) and (c).

(b) The initial deposit for a defaulter may be reduced to ten percent only if the defaulter has resolved all sales which were offered for bid after January 1, 1982, and were defaulted after September 19, 1984.

(c) The initial deposit may be reduced to ten percent if the defaulter assigns the sale to an assignee who is not a defaulter, but only if the condition in (3)(b) is met by the original purchaser.

(d) If the initial deposit is reduced pursuant to subsection (3)(b) or (c), the excess deposit shall be credited to stumpage or installment payments under the timber sales contract on which the increased deposit was required.

(4) The following definitions apply to this section.

(a) "Assign" means to transfer the rights and duties of a purchaser of a sale to another pursuant to the provisions of the timber sale contract.

(b) "Default" means, in reference to a sale, that the purchaser's operating authority on such sale has expired without completion of performance or full payment of amounts due, or the Department has terminated the sale prior to expiration of the operating period for a breach of contract.

(c) "Defaulter" means a purchaser who (i) defaults on a sale after September 19, 1984, which sale was offered for bid after January 1, 1982, and (ii) has not resolved the defaulted sale.

(d) "Department" means the Department of Natural Resources of State of Washington.

(e) The "operating authority" on a sale refers to the dates stated in the contract during which the purchaser is required to remove the forest products which are the subject of the sale.

(f) "Purchaser" means the purchaser of a sale and any affiliate, subsidiary or parent company thereof. "Affiliate" means a person, corporation or other business entity which is allied with or closely connected to another in a practical business sense, or is controlled or has the power to control the other or where both are controlled directly or indirectly by a third person, corporation or other business entity. "Affiliate" includes a joint venture. "Parent company" shall mean a corporation which owns a controlling interest in another corporation. The corporation whose shares are so owned is a "subsidiary" of the parent company.

Purchasers shall be required, upon request of the Department, to produce satisfactory written documentation of the relationship between any two or more persons, corporations or other business entities which they or the Department claim should be treated as one purchaser.

(g) "Resolved" in reference to a sale in default means full compliance with the terms of (i) an agreement by the Department and the defaulter of all disputed matters arising from the sale or (ii) final disposition by a court including termination of judicial review.

(h) "Timber sale contract", "sale contract", "contract", "timber sale", "sale of timber", and "sale" all mean the sale of and the contract to remove and pay for forest products which have been or are being sold by the Department at auction by voice or sealed bid and which had, at time of auction, a minimum appraised value of over twenty thousand dollars. All of the foregoing terms are considered to be synonymous as referred to in these regulations.

(5) The provisions of WAC 332-140-300 shall be deemed to be incorporated into the terms of all timber sales purchased after the effective date of these rules. A violation of these rules shall be deemed a breach of the provisions of the applicable timber sale.

WSR 85-01-067**NOTICE OF PUBLIC MEETINGS
HUMAN RIGHTS COMMISSION**

[Memorandum—December 17, 1984]

The sub-committee for planning of the statewide networking group, now entitled the Washington Association of Human Rights Agencies, formed by the commissioners, will meet on Thursday, January 10, 1985, at the Seattle Human Rights Department, 105 14th Avenue, Second Floor Conference Room, Seattle, beginning at 7:00 p.m.

WSR 85-01-068
PROPOSED RULES
DEPARTMENT OF
COMMUNITY DEVELOPMENT
 [Filed December 18, 1984]

Notice is hereby given in accordance with the provisions of RCW 34.04.025, that the Department of Community Development intends to adopt, amend, or repeal rules concerning the utility shutoff moratorium program, chapter 365-100 WAC, WAC 365-100-010 general purpose; 365-100-020 definitions; 365-100-030 applicant responsibility; 365-100-040 agency responsibility; and 365-100-050 utility responsibility.

The formal decision regarding adoption, amendment, or repeal of the rules will take place on January 31, 1985.

The authority under which these rules are proposed is RCW 43.63A.080.

The specific statute these rules are intended to implement is section 35.21.300, chapter 7, Laws of 1965.

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency before January 30, 1985.

Dated: December 18, 1984

By: Chuck Clarke
 Deputy Director

STATEMENT OF PURPOSE

Title: Amend rules for the implementation of a winter moratorium program on utility shutoffs.

Description of Purpose: The Department of Community Development (DCD) proposes to amend and adopt rules that outline the criteria and procedures under which DCD and its local grantees will administer and implement a utility moratorium program.

Statutory Authority: RCW 43.63A.080.

Specific Statute Rule is Intended to Implement: [No information supplied by agency.]

Summary of Rule: The state legislature has authorized the Department of Community Development to administer a winter moratorium program on utility shutoffs during the period of November 15 to March 15. This rule defines the responsibilities of the applicant/customer, DCD and its grantees in implementing this program.

Reasons Supporting Proposed Action: The moratorium program is intended to reduce the number of utility shutoffs or disconnections during the winter months for low-income households who are unable to pay their utility bill(s).

Responsible DCD Personnel: Patrick W. Dunn, Director, Department of Community Development, Ninth and Columbia Building, MS GH-51, Olympia, Washington 98504-4151, (206) 753-2200.

AMENDATORY SECTION (Amending Order 84-02, filed 10/19/84)

WAC 365-100-010 GENERAL PURPOSE. The following regulations are adopted pursuant to chapter 251, Laws of 1984 for the purpose of implementing a moratorium on utility shut-off's during the winter. The legislature has determined and declared that utilities that supply electrical or natural gas for home heating cannot discontinue

service for low-income households between November 15 and March 15 for reasons of nonpayment; provided the customer complies with the provisions of the act.

The purpose of this chapter is to outline the conditions and procedures under which the department of community development (DCD) and ((local agencies)) will implement this program pursuant to chapter 251, Laws of 1984 and its grantees.

AMENDATORY SECTION (Amending Order 84-02, filed 10/19/84)

WAC 365-100-020 DEFINITIONS. The following definitions shall apply to terms in chapter 251 Laws of 1984, and/or this chapter:

"Agency" means community action agency or other energy assistance program or weatherization program grantee of the department of community development.

"Business days" means all days except Saturday, Sunday and legal holidays.

"Client income statement" means a statement the applicant/customer signs that acknowledges their household gross income, their self-declared income and the applicants seven percent payment. The statement acknowledges whether the income is verified or unverified, whether the applicant/customer has applied for energy and weatherization assistance, and whether the utility company and the agency were properly notified by the applicant/customer. The statement also acknowledges that the applicant/customer agrees to enter into a payment plan and agrees to pay the past due bill by October 15 even if they move, to pay for continued utility service and agrees to apply any assistance received to the bill.

"DSHS" means the department of social and health services.

"Date of application" means the day the applicant/customer notifies the utility of their inability to pay the bill.

"Extenuating circumstances" means anything beyond the reasonable control of the customer.

"Household income" means the total income of all household members considered for LIHEAP eligibility determination.

"LIHEAP" means low-income home energy assistance program.

"Low-income households" means households whose total income is no more than 125 percent of the federal poverty level.

((~~"Notification statement" means a statement that verifies income eligibility, specifies the seven percent payment amount, and acknowledges that the applicant/customer is income qualified for LIHEAP assistance.~~))

"Overdue notice" means a written notice to disconnect service on a given date, unless payment is made.

((~~"Self-declaration of income statement" means a statement the applicant/customer signs acknowledging their unverified household gross income.~~))

"Seven percent payment" means a payment of 7 percent of ((~~retarded~~)) monthly income (as defined in the LIHEAP procedures) of the household from November 15 through March 15.

AMENDATORY SECTION (Amending Order 84-02, filed 10/19/84)

WAC 365-100-030 APPLICANT RESPONSIBILITIES. ((Upon notification in person, in writing or by telephone to the utility company of the inability to pay the bill, the applicant/customer shall, within five business days make application for the moratorium program to DSHS or the appropriate local agency.

The applicant/customer must submit a self-declaration of income statement to the utility upon receiving an overdue notice. At the time the self-declaration of income statement is completed and submitted to the utility, the applicant/customer shall enter an agreement to pay no less than 7 percent of their household income during the period from November 15 to March 15.

The applicant/customer may voluntarily enter a payment plan that is acceptable to the utility company prior to the return of the self-declaration of income statement.))

The applicant/customer shall notify the utility company of the inability to pay the bill within five business days. Notification may be made in person, in writing or by telephone. The applicant/customer shall contact the agency within five business days from the date of notification to the utility to begin completing the client income statement.

The applicant/customer shall provide the utility company with the completed client income statement of unverified income, within twenty days from the date of application.

The applicant/customer may be subject to disconnection if the client income statement of verified income is not returned to the utility company within forty-five days and no interim payment agreement has been made, or the household has been determined not income eligible.

At the time the client income statement is submitted to the utility, the applicant/customer shall enter an agreement to pay no less than seven percent of their household income during the period of the utility moratorium.

Prior to March, the applicant/customer and the utility company shall enter into an agreement with the ((utility company)) specific terms for the repayment of any account balance. Such repayment agreement shall require full payment of the balance no later than October 15 of that year, unless other arrangements are provided by the utility company. The applicant/customer shall be provided a choice between either a budget billing plan or equal payment plan.

((The applicant/customer must sign an authorization form allowing the utility company to verify receipt of any energy assistance payments or other energy payments from government and/or private sector organizations. Payments received shall not be considered as household income nor shall it be counted as part of the households seven percent of income payment requirement.))

AMENDATORY SECTION (Amending Order 84-02, filed 10/19/84)

WAC 365-100-040 AGENCY RESPONSIBILITIES. ((The agency shall provide and assist the applicant/customer in completing a self-declaration of income statement.

The agency shall interview the applicant/customer to determine income eligibility for the moratorium program and energy and weatherization assistance programs. The agency shall verify income, determine the seven percent payment amount, and provide the utility company with a notification statement within thirty days from the date of the applicant/customer interview.)) With the agreement of the local utility, the agency may use the unverified client income statement to expedite the process for determining client eligibility for the moratorium program.

The agency shall provide the client income statement and assist the applicant/customer in completing the statement when applying for the moratorium program. If the applicant/customer contacts the agency to apply for the moratorium program before notifying the utility company of their inability to pay the bill, the agency shall instruct the applicant/customer to immediately contact the utility.

The agency shall also interview the applicant/customer for energy and weatherization assistance.

The agency shall provide the client income statement of unverified income to the applicant/customer within twenty days from the date of application.

The agency shall verify the applicant's/customer's income and program eligibility within forty-five days from the date of application.

REPEALER

The following section of the Washington Administrative Code is repealed:

WAC 365-100-050 UTILITY RESPONSIBILITIES.

WSR 85-01-069

EMERGENCY RULES

DEPARTMENT OF

COMMUNITY DEVELOPMENT

[Order 84-03—Filed December 18, 1984]

I, Chuck Clarke, deputy director of the Department of Community Development, do promulgate and adopt at the Ninth and Columbia Building, MS GH-51, Olympia, Washington, the annexed rules relating to the utility shutoff moratorium program, chapter 365-100 WAC, WAC 365-100-010 general purpose; 365-100-020 definitions; 365-100-030 applicant responsibility; and 365-100-040 agency responsibility.

I, Chuck Clarke, 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 existing rules are vague and incorrect. Emergency rules are needed to clarify and correct the rules to continue implementation of the program. This program protects low-income households from having their heat services disconnected during the winter.

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 Department of Community Development as authorized in RCW 43.63A.080.

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 December 18, 1984.

By Chuck Clarke
Deputy Director

AMENDATORY SECTION (Amending Order 84-02, filed 10/19/84)

WAC 365-100-010 GENERAL PURPOSE. *The following regulations are adopted pursuant to chapter 251, Laws of 1984 for the purpose of implementing a moratorium on utility shut-offs during the winter. The legislature has determined and declared that utilities that supply electrical or natural gas for home heating cannot discontinue service for low-income households between November 15 and March 15 for reasons of nonpayment; provided the customer complies with the provisions of the act.*

The purpose of this chapter is to outline the conditions and procedures under which the department of community development (DCD) and ((local agencies)) will implement this program pursuant to chapter 251, Laws of 1984 and its grantees.

AMENDATORY SECTION (Amending Order 84-02, filed 10/19/84)

WAC 365-100-020 DEFINITIONS. *The following definitions shall apply to terms in chapter 251 Laws of 1984, and/or this chapter:*

"Agency" means community action agency or other energy assistance program or weatherization program grantee of the department of community development.

"Business days" means all days except Saturday, Sunday and legal holidays.

"Client income statement" means a statement the applicant/customer signs that acknowledges their household gross income, their self-declared income and the applicants seven percent payment. The statement acknowledges whether the income is verified or unverified, whether the applicant/customer has applied for energy and weatherization assistance, and whether the utility

company and the agency were properly notified by the applicant/customer. The statement also acknowledges that the applicant/customer agrees to enter into a payment plan and agrees to pay the past due bill by October 15 even if they move, to pay for continued utility service and agrees to apply any assistance received to the bill.

"DSHS" means the department of social and health services.

"Date of application" means the day the applicant/customer notifies the utility of their inability to pay the bill.

"Extenuating circumstances" means anything beyond the reasonable control of the customer.

"Household income" means the total income of all household members considered for LIHEAP eligibility determination.

"LIHEAP" means low-income home energy assistance program.

"Low-income households" means households whose total income is no more than 125 percent of the federal poverty level.

~~("Notification statement" means a statement that verifies income eligibility, specifies the seven percent payment amount, and acknowledges that the applicant/customer is income qualified for LIHEAP assistance.)~~

"Overdue notice" means a written notice to disconnect service on a given date, unless payment is made.

~~("Self-declaration of income statement" means a statement the applicant/customer signs acknowledging their unverified household gross income.)~~

"Seven percent payment" means a payment of 7 percent of ~~(regarded)~~ monthly income (as defined in the LIHEAP procedures) of the household from November 15 through March 15.

AMENDATORY SECTION (Amending Order 84-02, filed 10/19/84)

WAC 365-100-030 APPLICANT RESPONSIBILITIES. ~~((Upon notification in person, in writing or by telephone to the utility company of the inability to pay the bill, the applicant/customer shall, within five business days make application for the moratorium program to DSHS or the appropriate local agency.~~

~~The applicant/customer must submit a self-declaration of income statement to the utility upon receiving an overdue notice. At the time the self-declaration of income statement is completed and submitted to the utility, the applicant/customer shall enter an agreement to pay no less than 7 percent of their household income during the period from November 15 to March 15.~~

~~The applicant/customer may voluntarily enter a payment plan that is acceptable to the utility company prior to the return of the self-declaration of income statement.)~~

The applicant/customer shall notify the utility company of the inability to pay the bill within five business days. Notification may be made in person, in writing or by telephone. The applicant/customer shall contact the agency within five business days from the date of notification to the utility to begin completing the client income statement.

The applicant/customer shall provide the utility company with the completed client income statement of unverified income, within twenty days from the date of application.

The applicant/customer may be subject to disconnection if the client income statement of verified income is not returned to the utility company within forty-five days and no interim payment agreement has been made, or the household has been determined not income eligible.

At the time the client income statement is submitted to the utility, the applicant/customer shall enter an agreement to pay no less than seven percent of their household income during the period of the utility moratorium.

Prior to March, the applicant/customer and the utility company shall enter into an agreement with the ~~(utility company)~~ specific terms for the repayment of any account balance. Such repayment agreement shall require full payment of the balance no later than October 15 of that year, unless other arrangements are provided by the utility company. The applicant/customer shall be provided a choice between either a budget billing plan or equal payment plan.

~~((The applicant/customer must sign an authorization form allowing the utility company to verify receipt of any energy assistance payments or other energy payments from government and/or private sector organizations. Payments received shall not be considered as household income nor shall it be counted as part of the households seven percent of income payment requirement.))~~

AMENDATORY SECTION (Amending Order 84-02, filed 10/19/84)

WAC 365-100-040 AGENCY RESPONSIBILITIES. ~~((The agency shall provide and assist the applicant/customer in completing a self-declaration of income statement.~~

~~The agency shall interview the applicant/customer to determine income eligibility for the moratorium program and energy and weatherization assistance programs. The agency shall verify income, determine the seven percent payment amount, and provide the utility company with a notification statement within thirty days from the date of the applicant/customer interview.)~~ With the agreement of the local utility, the agency may use the unverified client income statement to expedite the process for determining client eligibility for the moratorium program.

The agency shall provide the client income statement and assist the applicant/customer in completing the statement when applying for the moratorium program. If the applicant/customer contacts the agency to apply for the moratorium program before notifying the utility company of their inability to pay the bill, the agency shall instruct the applicant/customer to immediately contact the utility.

The agency shall also interview the applicant/customer for energy and weatherization assistance.

The agency shall provide the client income statement of unverified income to the applicant/customer within twenty days from the date of application.

The agency shall verify the applicant's/customer's income and program eligibility within forty-five days from the date of application.

REPEALER

The following section of the Washington Administrative Code is repealed:

WAC 365-100-050 UTILITY RESPONSIBILITIES.

WSR 85-01-070 PROPOSED RULES DEPARTMENT OF REVENUE

[Filed December 19, 1984]

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 458-20-189 Sales to and by the state of Washington, counties, cities, school districts and other municipal subdivisions.
- Amd WAC 458-20-228 Returns, remittances, penalties, extensions, inventory tax credit applications, stay of collection;

that the agency will at 9:00 a.m., Tuesday, January 22, 1985, in the Revenue Conference Room, 415 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 January 29, 1985.

The authority under which these rules are proposed is RCW 82.32.300.

The specific statute these rules are intended to implement is RCW 82.04.419 and 82.32.105.

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency before January 22, 1985.

Dated: December 19, 1984

By: DeLoss H. Brown
Acting Assistant Director

STATEMENT OF PURPOSE

Title: WAC 458-20-189 Sales to and by the state of Washington, counties, cities, school districts and other municipal subdivisions.

Description of Purpose: To clarify the nature of certain amounts received by governmental entities entitled to excise tax exemption. To clarify and explain the taxability of certain amounts received by governmental entities engaged in utility and/or enterprise activities. To specify the excise tax, public utility tax or business and occupation tax, and the latter's various classifications, applicable to taxable amounts received. To update the rule's implementation of excise tax statutes affecting governmental entities. To delete certain outmoded or inapplicable terms concerning proprietary functions or services.

Statutory Authority: RCW 82.32.300.

Specific Statute Rule is Intended to Implement: RCW 82.04.419.

Reasons Supporting Proposed Action: To administer the enactment of RCW 82.04.419, effective August 23, 1983, which provides a business and occupation tax exemption for activities of counties, cities, towns, school and fire districts, "other than a utility or enterprise activity." To satisfy the needs and requests of governmental entities for clarifications and more precise guidelines for determining exemption or taxability of amounts received by them from whatever activity engaged in.

Title: WAC 458-20-228 Returns, remittances, penalties, extensions, inventory tax credit applications, stay of collection.

Description of Purpose: To add an additional circumstance under which a waiver of a penalty may be considered by the department, and to clarify existing language.

Statutory Authority: RCW 82.32.300.

Specific Statute Rule is Intended to Implement: RCW 82.32.105.

Reasons Supporting Proposed Action: Existing Rule 228 lists six circumstances under which a penalty waiver may be considered by the department for the delinquent filing of tax returns. The department has deemed it desirable that taxpayers be allowed an additional one time only penalty waiver in circumstances in which a filing delinquency is not greater than 30 days. Such delinquency, however, must be the result of an "unforeseen and unintentional circumstance, not immediately known to the taxpayer."

Agency Personnel Responsible for Drafting and Implementation: DeLoss H. Brown, 415 General Administration Building, Olympia, WA 98504, Telephone: 753-5544; and Enforcement: Department of Revenue, 415 General Administration Building, Olympia, WA 98504, Telephone: 753-5540.

AMENDATORY SECTION (Amending Order ET 83-16, filed 3/15/83)

WAC 458-20-189 SALES TO AND BY THE STATE OF WASHINGTON, COUNTIES, CITIES, SCHOOL DISTRICTS AND OTHER MUNICIPAL SUBDIVISIONS.

BUSINESS AND OCCUPATION TAX

No deduction is allowed a seller in computing tax under the provisions of the business and occupation tax with respect to sales to the state of Washington, its departments and institutions or to counties, cities, school districts or other municipal subdivisions thereof.

The state of Washington, its departments and institutions (~~and all counties, cities and other municipal subdivisions engaging in governmental functions and receiving income therefrom in the form of license fees, inspection fees, permits, or taxes~~), as distinct from its corporate agencies or instrumentalities, are not subject to the provisions of the business and occupation tax (~~(upon such revenues)~~). (~~However, subdivisions are taxable with respect to income however designated derived from any activity whether proprietary or governmental wherein a specific charge is made to its residents or others based upon and measured by some service actually rendered by the subdivision, such as a charge made for water or electrical energy (both taxable under the public utility tax and not under the business and occupation tax) or a charge made for sewer service, garbage collection or for admission to any place.~~) Counties, cities and other municipal subdivisions are not subject to the business and occupation tax upon amounts derived from license and permit fees, inspection fees, fees for copies of public records, reports and studies, processing fees involving fingerprinting and

environmental impact statements, and taxes, fines or penalties, and interest thereon.

Counties, cities and other municipal subdivisions are taxable with respect to amounts derived, however designated, from any "utility or enterprise activity" for which a specific charge is made.

UTILITY ACTIVITIES

"Utility activities" include water and electrical energy distribution and public transportation services (taxable under the public utility tax; see WAC 458-20-179); and sewer service, solid waste treatment and garbage collection (taxable under the service and other activities classification of the business and occupation tax).

ENTERPRISE ACTIVITY

An "enterprise activity," for the purposes of this rule, is an activity financed and operated in a manner similar to private business enterprises. The term includes activities which are generally in competition with private business enterprises and are over fifty percent funded by user fees. The term does not include activities which are exclusively governmental.

Amounts derived from enterprise activities consisting of or from admission fees to special events, user fees (lockers, checkrooms), moorage fees (less than thirty days), cemetery and crematory fees, the granting of media broadcasting rights, and the granting of a license to use real property are taxable under the service and other activities classification of the business and occupation tax.

Amounts derived from enterprise activities consisting of or from fees for participation in amusement or recreation (pay for play), user fees for off-street parking and garages, and charges for sale and rental of tangible personal property are taxable under the retailing classification of the business and occupation tax.

Under RCW 82.04.419, amounts derived from an activity which is not a "utility or enterprise activity" are tax exempt. Such tax exempt amounts include admission fees other than to special events, fees for on-street metered parking and parking permits, instruction fees, health program fees, athletic team registration fees, and interagency and intergovernmental charges for services rendered.

All counties, cities and other municipal subdivisions engaging in utility or enterprise activities and all corporate agencies or instrumentalities of the state of Washington engaging in ((proprietary functions or services for which a specific charge is made as above-mentioned)) business activities are subject to tax ((under the business and occupation tax)) as follows:

(1) Extracting or manufacturing – taxable upon the value of products manufactured or extracted.

(2) Retailing or wholesaling – taxable upon gross proceeds of sales.

(3) Persons taxable under either the retailing or wholesaling classifications are not taxable under either extracting or manufacturing in respect to sales of articles extracted or manufactured by them in this state.

(4) Service and other business activities – taxable under the service and other business activities classification upon the gross income derived from services rendered by them((, including the gross income received from admission charges, garbage collection, and sewer service)).

~~((However, municipal sewerage utilities and other public corporations imposing and collecting fees or charges for such services may deduct from the measure of the tax, amounts paid to another municipal corporation or governmental agency for performance of such services:))~~

(5) Public utility activities – taxable upon the gross income of the business (see WAC 458-20-179).

Counties and cities are not subject to the business and occupation tax on the cost of labor and service in the mining, sorting, crushing, screening, washing, hauling and stockpiling of sand, gravel and rock taken from a pit or quarry owned by or leased to the county or city when these materials are sold at cost to another county or city for use on public roads. (See also WAC 458-20-171.)

For operation of hospitals by the state or its political subdivisions see WAC 458-20-168 and 458-20-188.

The business and occupation tax does not apply to the value of materials printed solely for their own use by school districts, educational service districts, counties, cities, towns, libraries, or library districts.

RETAIL SALES TAX

The retail sales tax applies to all retail sales made to the state of Washington, its departments and institutions and to counties, cities, school districts and all other municipal subdivisions of the state (~~((irrespective of whether the property purchased is for use in carrying on a governmental or proprietary function))~~). The retail sales tax does not apply to sales to city or county housing authorities which were created under the provisions of the Washington housing authorities law, chapter 35.82 RCW. An exemption is also allowed municipal corporations, the state and all political subdivisions thereof for that portion of the selling price of contracts for watershed protection or flood control which is reimbursed by the United States government according to the provisions of the Watershed Protection and Flood Prevention Act, Public Law 566, as amended. The retail sales tax does not apply to sales of the entire operating property of a publicly or privately owned public utility, or of a complete operating integral section thereof, to the state or a political subdivision thereof for use in conducting any public utility enterprise except a tugboat business (RCW 82.08.0256).

Where tangible personal property or taxable services are purchased by the state of Washington, its departments or institutions for the purpose of resale to any other department or institution of the state of Washington, or for the purpose of consuming the property purchased in manufacturing or producing for use or for resale to any other department or institution of the state of Washington a new article of which such property is an ingredient or component part, the transaction is deemed a purchase at retail and the retail sales tax must be paid by the state of Washington to its vendors. So-called sales between a department or institution of the state of Washington and any other such department or institution constitute interdepartmental charges (see WAC 458-20-201) and the retail sales tax is not applicable.

The state of Washington, its departments and institutions and all counties, cities, and other municipal subdivisions are required to collect the retail sales tax on all retail sales of tangible personal property or services classified as retail sales, including sales of equipment or other capital assets. The retail sales tax is not applicable to the cost of labor and services in the mining, sorting, crushing, screening, washing, hauling and stockpiling of sand, gravel and rock taken from a pit or quarry owned by or leased to the county or city when these materials are sold at cost to another county or city for use on public roads. (See also WAC 458-20-171.) ~~((The sales tax does not apply to sales to one political subdivision directly or indirectly arising out of annexation of territory of one political subdivision by another:))~~

The sales tax does not apply to sales to the state or a local governmental unit thereof of ferry vessels, component parts thereof, nor labor and services in respect to construction or improvement of such vessels.

USE TAX

The state of Washington, its departments and institutions and all counties, cities, school districts, and other municipal subdivisions are required to report the use tax upon the use of all tangible personal property purchased or acquired under conditions whereby the Washington retail sales tax has not been paid.

Counties and cities are not subject to use tax upon the cost of labor and services in the mining, sorting, crushing, screening, washing, hauling, and stockpiling of sand, gravel, and rock taken from a pit or quarry owned or leased to a county or city when the materials are for use on public roads. ~~((The use tax does not apply to property acquired by one political subdivision directly or indirectly through annexation of territory of another political subdivision:))~~

The use tax does not apply to the use of ferry vessels or component parts thereof by the state or local governmental units.

PUBLIC UTILITY TAX

No deduction in computing tax liability under the provisions of the public utility tax is allowed to any person or firm by reason of the fact that sales are to the state of Washington or any of its municipal subdivisions.

Counties, cities and other municipal subdivisions of the state operating public utilities or public service businesses are subject to the provisions of the public utility tax.

Neither the public utility tax nor the business tax apply to amounts or value paid or contributed to any county, city, town, political subdivision, or municipal or quasi municipal corporation of the state of Washington representing payments of special assessments or installments thereof and interests and penalties thereon, charges in lieu of assessments, or any other charges, payments or contributions representing a share of the cost of capital facilities constructed or to be

constructed or for the retirement of obligations and payment of interest thereon issued for capital purposes. Service charges shall not be included in this exemption even though used wholly or in part for capital purposes (see WAC 458-20-179).

Where there is doubt as to the tax consequences applicable to any activity or transaction, the question should be submitted to the department of revenue for determination.

AMENDATORY SECTION (Amending Order ET 83-4, filed 8/1/83)

WAC 458-20-228 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 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)) is 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:

BUSINESS ACTIVITY DURING:	TAX RETURN IS DUE:
October 1981 through March 1982	25th of the following month
April 1982 through March 1983	20th of the following month
April 1983 through March 1985	15th of the following month
April 1985 and thereafter	25th of the following month

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 within thirty days of the last day of 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 within sixty days of the last day of 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 the 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.

7. The delinquent tax return was received under the following circumstances:

a. The return was received by the department with full payment of tax due within 30 days after the due date; i.e., within the five percent penalty period prescribed by RCW 82.32.090, and

b. The taxpayer has never been delinquent filing a tax return prior to this occurrence, unless the penalty was excused under one of the preceding six circumstances, and

c. The delinquency was the result of an unforeseen and unintentional circumstance, not immediately known to the taxpayer, which circumstances will include the error or misconduct of the taxpayer's employee or accountant, confusion caused by communications with the department, failure to receive return forms timely, and delays or losses related to the postal service.

d. The delinquency will be waived under this circumstance on a one-time basis only.

A request for a waiver or cancellation of penalties must be in letter form and should contain all pertinent facts and be accompanied by such proof as may be available. Petition for cancellation of penalties must be made within the period for filing under RCW 82.32.160 (within 20 days after the issuance of the original notice of the amount thereof or within the period covered by any extension of the due date thereof granted by the department). 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 the due date for payment of the tax assessment, and

~~((2))~~ 2. Payment of any unprotested portion of the assessment and other taxes due is timely made, and

~~((3))~~ 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))~~ 1. a constitutional issue to be litigated by the taxpayer the resolution of which is uncertain; ~~((2))~~ 2. a matter of first impression for which the department has little precedent in administrative practice; and ~~((3))~~ 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.

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.

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))~~ 1. The payment was mailed timely, but was inadvertently addressed incorrectly.

~~((2))~~ 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))~~ 3. The delinquency was caused by unavoidable absence of the taxpayer.

~~((4))~~ 4. The delinquency was caused by the destruction by fire or other casualty of the taxpayer's place of business or business records.

WSR 85-01-071

NOTICE OF PUBLIC MEETINGS
FOREST PRACTICES BOARD

[Memorandum—December 17, 1984]

The 1985 meetings of the Forest Practices Board will be held from 1:00 p.m. to 5:00 p.m. and field trips from 8:00 a.m. to 5:00 p.m. according to the following scheduled dates and locations:

February 13	Meeting – Public Lands Building	Olympia
February 14	Field Trip – Leave from Public Lands Building	Olympia
May 8	Meeting – Skagit County Courthouse	Mount Vernon
May 9	Field Trip – Leaves from Skagit County Courthouse	Mount Vernon
August 14	Meeting – Longview	Location to be announced
August 15	Field Trip – Longview	Location to be announced
November 13	Meeting – Wenatchee	Location to be announced
November 14	Field Trip – Wenatchee	Location to be announced

Additional information may be obtained from the Division of Private Forestry and Recreation, 120 East Union Avenue, Room 109, EK-12, Olympia, Washington 98504, (206) 753-5315.

WSR 85-01-072

PROPOSED RULES
PUBLIC DISCLOSURE COMMISSION

[Filed December 19, 1984]

Notice is hereby given in accordance with the provisions of RCW 34.04.025, that the Public Disclosure Commission intends to adopt, amend, or repeal rules concerning forms for candidate/committee registration, amending WAC 390-16-011;

that the agency will at 9:00 a.m., Tuesday, January 22, 1985, in the East Room, Olympia Timberland Library, East 8th and South Franklin, Olympia, conduct a public hearing on the proposed rules.

The formal decision regarding adoption, amendment, or repeal of the rules will take place on January 22, 1985.

The authority under which these rules are proposed is RCW 42.17.370(1).

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency before January 22, 1985.

Dated: December 19, 1984

By: Graham E. Johnson
Administrator

STATEMENT OF PURPOSE

Title: Forms—Registration statement for candidates and political committees.

Description of Purpose: Facility for reporting of basic information about a candidate or political committee, including name of treasurer and campaign depository, as required in RCW 42.17.040 and 42.17.050.

Statutory Authority: RCW 42.17.360(1).

Summary of Rule: Proposed amendment will delete item on the form which allows candidates and committees to indicate if they do or do not intend to abide by the voluntary code of fair campaign practices.

Reasons Supporting Proposed Action: Asking for an expression of intent to abide or not abide by the code is not, the proponent of the change contends, required by law, and makes adherence to the code appear to be mandatory rather than voluntary.

Agency Personnel Responsible for Drafting, Implementation and Enforcement: Graham E. Johnson, Administrator.

Person or Organization Proposing Rule, and Whether Public, Private, or Governmental: Scott Lewis, Port Angeles, Washington.

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: N/A.

AMENDATORY SECTION (Amending Order 82-03, filed 5/10/82)

WAC 390-16-011 FORMS—REGISTRATION STATEMENT FOR CANDIDATES AND POLITICAL COMMITTEES. Pursuant to the statutory authority of RCW 42.17.360(1), the official form for providing statement of organization by political committees as required by RCW 42.17.040, for designating campaign treasurer and depository as required by RCW 42.17.050, and for reporting information required to qualify for mini campaign finance reporting or abbreviated campaign finance reporting as permitted by RCW 42.17.370(7) and WAC 390-16-115, 390-16-120 or 390-16-150 is hereby adopted for use in reporting to the public disclosure commission. This form, revised ((6/82)) 12/84, shall be designated as "C-1." This form may be obtained at the commission office, Room 403, Evergreen Plaza Building, Olympia, Washington 98504. Any attachments shall be on 8-1/2" x 11" white paper.

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REGISTRATION CANDIDATES AND POLITICAL COMMITTEES

P M Date
D C
O F F I C E
U S E
C1
Recv. Date

1. Candidate or Committee Name (Do Not Abbreviate. Include Candidate's Full Name)
Address
City County Zip
2. Purpose of Committee Office Sought: District, County or City Position No.
3. Political Party (if partisan office or committee) 4. Date of General or Special Election 5. Is committee a continuing organization?
6. REPORTING SYSTEM TO BE USED. CHOOSE ONE. If no box is checked, you are obligated to use Option III, Full Reporting.
7. Committee Treasurers Name. (Candidate may be treasurer.) (List deputy treasurers on attached sheet.) Daytime Phone no.
8. Committee's Principal Officers. List name, address and title.
9. Campaign Bank or Depository. (See instructions for additional bank or accounts.) Account Number or Name
10. Related or affiliated committees. List name, address and relationship.
11. Place where campaign records are open for public inspection last eight days before election. (Two hours daily between 8 AM - 8 PM, Monday - Friday.)
12. Statement as to distribution of any surplus campaign funds after the campaign or in the event of dissolution of committee.
13. Fair campaign practices. I have read the Code of Fair Campaign Practices.
14. CERTIFICATE: I certify that the above information is true, complete and correct.
Candidate's Signature Date Committee Treasurer's Signature Date

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PUBLIC DISCLOSURE COMMISSION
 403 EVERGREEN PLAZA—FJ-42
 OLYMPIA, WASHINGTON 98504
 PHONE: 206-753-1111

PDC FORM C-1 REV 6/82	REGISTRATION STATEMENT FOR CANDIDATES AND POLITICAL COMMITTEES
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INSTRUCTIONS

(1982 amendments are incorporated)

Please consult PDC instruction booklets or RCW 42.17 and WAC 390-16 when completing this report. If you have questions, call or write PDC (telephone 206-753-1111).

WHO MUST REPORT

Candidates who run for office where there are 5,000 or more registered voters or the office includes an entire county. Political committees which support or oppose those candidates. Committees which support or oppose a statewide ballot proposition or a ballot proposition in any town or district with 1000 or more registered voters must report.

WHEN TO REPORT

Starting registration

When becoming a candidate, forming a committee, filing a ballot proposition. If you expect to receive contributions or make expenditures, publicly announce a candidacy, file for office, or reserve space or facilities you must report.

Within 2 weeks

When changes to original C-1 occur

Within 10 days

Continuing committees using abbreviated reporting.

Each January
 in addition to above

WHERE TO REPORT

Send original to:

Public Disclosure Commission
 403 Evergreen Plaza
 Olympia, WA 98504

Send copies to:

County Elections Dept. (or County Auditor)
 Candidates—County where candidate lives
 Committees—County where headquarters is located

REPORTING OPTIONS:

Option I. (MINI) Used by candidates who anticipate a small campaign, spending no more than \$200 plus any filing fee for the office. The expenditure limit includes money spent by the candidate from personal funds. No one except the candidate may contribute more than \$100 to a campaign using mini reporting.

Option II. (ABBREVIATED) Used by candidates or committees who will spend no more than \$1,000 during a campaign or calendar year. The \$1,000 maximum includes the candidates own expenditures. No contribution may be over \$100 except a candidates own funds.

Option III. (FULL) Larger campaigns and committees report in detail contributions and expenses. There are no dollar limits on contributions or expenditures.

See instruction booklets for a full explanation of all reports required with each option.

OTHER REPORTS:

F-1 (financial affairs statement) Candidates file this report within two weeks of candidacy.

C-3 and C-3A (bank deposits) used with FULL reporting only.

C-4 (summary of total contributions and expenditures) Not used with MINI reporting. See PDC instruction booklets for times required with ABBREVIATED and FULL Reporting.

FAIR CAMPAIGN PRACTICES CODE

This is a voluntary code adopted by PDC to guide candidates and committees concerning fair campaign practices. You are urged to subscribe to and abide by these ethical standards. The codes are printed in PDC instruction booklets.

REGISTRATION CANDIDATES AND POLITICAL COMMITTEES

C1 P D C O F F I C E U S E PM Date Recv. Date

1. Candidate or Committee Name (Do Not Abbreviate. Include Candidate's Full Name) Address City County Zip

2. Purpose of Committee Office Sought: District, County or City Position No. Candidate's Committee Political Party, Central Committee, District Club, etc. Ballot Committee (Initiative, Bond, Levy, Recall, etc.) Political Action Committee. Other. Explain on attached sheet.

3. Political Party (if partisan office or committee) 4. Date of General or Special Election 5. Is committee a continuing organization? (more than one election) YES NO

6. REPORTING SYSTEM TO BE USED. CHOOSE ONE. If no box is checked, you are obligated to use Option III, Full Reporting. Option I MINI REPORTING Option II ABBREVIATED REPORTING Option III FULL REPORTING

7. Committee Treasurers Name. (Candidate may be treasurer.) (List deputy treasurers on attached sheet.) Daytime Phone no. Address City State Zip

8. Committee's Principal Officers. List name, address and title. 9. Campaign Bank or Depository. (See instructions for additional bank or accounts.) Account Number or Name Address or Branch City State Zip

10. Related or affiliated committees. List name, address and relationship. 11. Place where campaign records are open for public inspection last eight days before election. (Two hours daily between 8 AM - 8 PM, Monday - Friday.) Street Address (Do not use a Post Office Box Number) Hours

12. Statement as to distribution of any surplus campaign funds after the campaign or in the event of dissolution of committee. (Distribution must be reported as an expenditure on C-4 report.) Return to contributors Donate to registered charity Hold for future election campaign Give to other candidates or committee Reimburse candidate for loans or lost earnings (substantiation must accompany C-4 which reports payment.) Donate to State General Fund Other; Specify:

14. CERTIFICATE: I certify that the above information is true, complete and correct. Candidate's Signature Date Committee Treasurer's Signature Date

PDC form C-1 (REV. 1784)

SEE INSTRUCTIONS ON REVERSE

PUBLIC DISCLOSURE COMMISSION
403 EVERGREEN PLAZA—FJ-42
OLYMPIA, WASHINGTON 98504
PHONE: 206-753-1111

PDC FORM C-1 REV 6/82	REGISTRATION STATEMENT FOR CANDIDATES AND POLITICAL COMMITTEES
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INSTRUCTIONS

(1982 amendments are incorporated)

Please consult PDC instruction booklets or RCW 42.17 and WAC 390-16 when completing this report. If you have questions, call or write PDC (telephone 206-753-1111).

WHO MUST REPORT

Candidates who run for office where there are 5,000 or more registered voters or the office includes an entire county. Political committees which support or oppose those candidates. Committees which support or oppose a statewide ballot proposition or a ballot proposition in any town or district with 1000 or more registered voters must report.

WHEN TO REPORT

Starting registration

When becoming a candidate, forming a committee, filing a ballot proposition. If you expect to receive contributions or make expenditures, publicly announce a candidacy, file for office, or reserve space or facilities you must report.

Within 2 weeks

When changes to original C-1 occur

Within 10 days

Continuing committees using abbreviated reporting.

Each January
in addition to above

WHERE TO REPORT

Send original to:

Public Disclosure Commission
403 Evergreen Plaza
Olympia, WA 98504

Send copies to:

County Election Dept. (or County Auditor)
Candidates—County where candidate lives
Committees—County where headquarters is located

REPORTING OPTIONS:

Option I. (MINI) Used by candidates who anticipate a small campaign, spending no more than \$200 plus any filing fee for the office. The expenditure limit includes money spent by the candidate from personal funds. No one except the candidate may contribute more than \$100 to a campaign using mini reporting.

Option II. (ABBREVIATED) Used by candidates or committees who will spend no more than \$1,000 during a campaign or calendar year. The \$1,000 maximum includes the candidates own expenditures. No contribution may be over \$100 except a candidates own funds.

Option III. (FULL) Larger campaigns and committees report in detail contributions and expenses. There are no dollar limits on contributions or expenditures.

See instruction booklets for a full explanation of all reports required with each option.

OTHER REPORTS:

F-1 (financial affairs statement) Candidates file this report within two weeks of candidacy.

C-3 and C-3A (bank deposits) used with FULL reporting only.

C-4 (summary of total contributions and expenditures) Not used with MINI reporting. See PDC instruction booklets for times required with ABBREVIATED and FULL Reporting.

WSR 85-01-073
PROPOSED RULES
DEPARTMENT OF
LABOR AND INDUSTRIES
 [Filed December 19, 1984]

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 this notice proposes to amend WAC 296-15-030 posting of security, of chapter 296-15 WAC, rules and regulations for self-insured employers. It will state the method by which the surety requirement for self-insured employers is determined. The surety required of self-insured employers will insure payment of all compensation and assessments due under RCW 51.14.020, thereby protecting the state fund from loss as a result of defaulting employers. This notice also proposes to correct clerical errors in WAC 296-15-215, cash, bond or assignment of account alternative for death or permanent total disability; 296-15-230 third party actions; and 296-15-050 reinsurance;

that the agency will at 9:00, Tuesday, February 5, 1985, in the 4th Floor Conference Room, 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 March 1, 1985.

The authority under which these rules are proposed is RCW 51.04.020.

The specific statute these rules are intended to implement is RCW 51.14.020.

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency before February 5, 1985.

The agency reserves the right to modify the text of these proposed rules and changes prior to the public hearing thereon or in response to written and/or oral comments thereon received prior to or during the public hearing. Written and/or oral submissions may also contain data, views and arguments concerning the effect of the proposed rule or amendments of the rules on economic values, pursuant to chapter 43.21H RCW.

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

Sam Kinville, Director
 Department of Labor and Industries
 General Administration Building
 Olympia, Washington 98504

Dated: December 18, 1984

By: Sam Kinville
 Director

STATEMENT OF PURPOSE

Title and Number of Rule Section(s) or Chapter(s): Chapter 296-15 WAC, Rules and regulations for self-insured employers. Amending WAC 296-15-030 Posting of security, and make clerical corrections in WAC 296-15-215 Cash, bond or assignment of account alternative for death or permanent total disability; 296-15-230 Third party actions; and 296-15-050 Reinsurance.

Statutory Authority: RCW 51.04.020.

Specific Statute that Rule is Intended to Implement: RCW 51.14.020.

Summary of the Rule(s): This notice proposes to amend WAC 296-15-030 Posting of security, of chapter 296-15 WAC, Rules and regulations for self-insured employers. It will state the method by which the surety requirement for self-insured employers is determined. The surety required of self-insured employers will insure payment of all compensation and assessments due under RCW 51.14.020, thereby protecting the state fund from loss as a result of defaulting employers. This notice also proposes to correct clerical errors in WAC 296-15-215 Cash, bond or assignment of account alternative for death or permanent total disability; 296-15-230 Third party actions; and 296-15-050 Reinsurance.

Reasons Supporting the Proposed Rule(s): To insure adequate payment of compensation and assessments due under Title 51 RCW for injured workers of self-insured employers. Also, to make clerical corrections in three other rules and remove code reviser's notes.

The Agency Personnel Responsible for the Drafting, Implementation and Enforcement of the Rule: Richard A. Slunaker, Assistant Director, Industrial Insurance, General Administration Building, Olympia, WA 98504, (206) 753-6308; and Douglas Connell, Self-Insurance Administrator, General Administration Building, Olympia, WA 98504, (206) 753-3677.

Name of the Person or Organization, Whether Private, Public or Governmental, that is Proposing the Rule: Department of Labor and Industries.

Agency Comments or Recommendations, if any, Regarding Statutory Language, Implementation, Enforcement and Fiscal Matters Pertaining to the Rules: No further comment.

The rule is not necessary to comply with federal law or federal or state court decision.

Any Other Information that may be of Assistance in Identifying the Rule or its Purpose: No further comment.

Small Business Impact Statement: This statement pertains to revisions in chapter 296-15 WAC, proposed by the Department of Labor and Industries to become effective July 1, 1985, and is prepared to conform with section 3 (2) and (4) of the Regulatory Fairness Act (chapter 6, Laws of 1982). The proposed rule revision pertains to employers and groups who self-insure their workers' compensation benefit obligations. Small businesses seldom qualify as self-insurers because they lack the extensive financial resources and long term continuity of operation which are prerequisites for self-insurance. Therefore, the rules have negligible direct impact on small businesses.

AMENDATORY SECTION (Amending Order 77-19, filed 9/26/77)

WAC 296-15-030 POSTING OF SECURITY. Subsections 1), 2), 3), and 4) of this section shall apply only to individual self-insurers who are not participating in a group self-insurance program. Group self-insurance programs are subject to reserve requirements set forth in WAC 296-15-02601(3) and WAC 296-15-02605, in lieu of application of this section.

1) Upon receiving a completed application for certification to self-insure, the director shall review the matter and notify the employer of the amount of security which must be deposited to secure the payment of compensation and assessments, pursuant to RCW 51.14.020 as now

or hereafter amended. This amount as so established may be satisfied by the employer's supplying of money, corporate or governmental securities approved by the director, or a surety bond, written by a company admitted to transact surety business in this state, in favor of the department. All securities of a self-insurer shall be deposited with an escrow agent appointed by the director and administered pursuant to a written agreement between the department, the self-insurer and the escrow agent. Securities shall be registered in the name of the escrow agent on behalf of the self-insurer. The original of all surety bonds submitted by self-insurers following approval by the director and the attorney general will be kept on file in the Olympia office of the division of industrial insurance of the department.

2) On or after July 1, 1985 the minimum amount of security deposit required for initial certification as a self-insurer shall be the projected average cost of a permanent total pension claim for an injury occurring during the first year after the employer's self-insuring, including medical, time-loss and any other miscellaneous claim costs paid prior to award of the pension. This average cost shall be calculated by the department on an annual basis.

The security deposit required for initial certification as a self-insurer on or after July 1, 1985 may be greater than the minimum amount described above. In establishing such surety deposit requirements, the department shall estimate the following amounts:

A) The estimated amount of Accident and Medical Aid Fund premium that the self-insurer would have paid to the State Fund during the first year of self-insurance, if it had remained in the State Fund.

B) The estimated amount of incurred benefits for the first year of self-insurance, based on past experience with the State Fund, adjusted for intervening changes in benefit schedules and exposure.

If either or both of the above amounts exceed the minimum security deposit described in this section, the department may require the larger of A) or B) above as a security deposit for initial certification as a self-insurer on or after July 1, 1985.

The security deposit required in accordance with the above procedures may be adjusted by the department if there are other known conditions which may alter the self-insurer's potential claim costs and/or its ability to pay them.

3) The amount of security required of each self-insurer shall be reviewed periodically by the director to determine if there is need for any increase or decrease thereof. To facilitate this review a self-insurer's Annual Report (SIF #7) shall be required in the form prescribed by the director and supplied to all self-insurers.

Security requirements in effect on, or initially established after, July 1, 1985 shall not be increased unless and until one or more of the following conditions are met:

A) An estimate of the self-insurer's outstanding claim liabilities, made by either the self-insured employer or the department, exceeds the amount of security in force, or

B) The projected average cost of a permanent total pension claim for an injury in the current year, including medical, time-loss and any other miscellaneous claim costs paid prior to award of the pension, exceeds the security in force for the employer by \$100,000 or more.

4) The following procedure shall apply for purposes of updating security requirements:

A) On July 1, 1985 the security requirement for each self-insurer shall be the larger of the following two amounts:

i) The existing security in force for the self-insurer, or
ii) The self-insurer's stated estimate of outstanding claim liabilities as shown on the 1984 Self-Insurer's Annual Report (SIF #7).

B) On July 1, 1986 the security requirement for each self-insurer shall be the larger of the following two amounts:

i) The existing security in force for the self-insurer, or
ii) The average of the self-insurer's stated estimate of outstanding claim liabilities as shown on the 1985 Self-Insurer's Annual Report (SIF #7) and the department's estimate of the self-insurer's outstanding claim liabilities as of December 31, 1985, made in accordance with provisions of subsection 4E) of this rule.

C) On July 1, 1987 the security requirement for each self-insurer shall be the larger of the following two amounts:

i) The existing security in force for the self-insurer, or
ii) The department's estimate of the self-insurer's outstanding claim liabilities as of December 31, 1986, made in accordance with provisions of subsection 4E) of this rule.

D) After July 1, 1987 the security requirement for each self-insurer will be subject to review and adjustment at such times as the director

deems necessary to maintain the adequacy of those requirements. Such review and adjustment, when made, shall be performed in accordance with provisions of subsection 4E) of this rule.

E) In establishing or adjusting security requirements for a self-insurer, the department may perform a runoff test of the adequacy of the employer's estimates of liabilities, by tacking the subsequent cost of claims (subsequent payments plus the employer's updated estimates of remaining liabilities). If the subsequent costs do not exceed original liability estimates, the employer's most recent estimates of claim liabilities shall be considered adequate for purposes of setting current security requirements for the employer.

If the runoff test shows that subsequent costs of claims exceed the employer's original estimates of outstanding liabilities, the department may apply a loss development factor to the employer's most recent estimates of claim liabilities to compensate for anticipated repetition of inadequate estimates. The loss development factor shall be based on the self-insured employers' experience if self-administered. If the employer retains a service company, sub-paragraph 4i) will be applied.

The following special considerations shall apply in establishing or adjusting security requirements for a self-insurer:

i) Service Companies - Runoff tests shall be made for each service company, using aggregate statistics for all self-insurers which utilized that company's resources in establishing reserve estimates during the period(s) being tested. Department estimates of claim liabilities for a self-insurer currently using a given service company's reserve estimates will recognize and use the results of such aggregate runoff tests for the service company, applied to reserves established for the particular self-insurer being reviewed.

ii) Pension Claims - Reserve amounts attributable to death or permanent total disability claims independently secured by means of a surety bond or assignment of account, and which are included in estimates of outstanding claim liabilities as shown on the Self-Insurer's Annual Report (SIF #7), shall be deducted from estimates of outstanding claim liabilities made in accordance with other provisions of this section.

iii) Reinsurance - Anticipated recoveries under reinsurance policies held by a self-insurer must be documented by the self-insurer and reported to the department to qualify for consideration in establishing security requirements. Such anticipated recoveries shall be applied to either the self-insurer's estimate of outstanding claim liabilities as shown on the most current Self-Insurer's Annual Report (SIF #7) or the department's estimate of the self-insurer's outstanding liabilities made in accordance with subsection 4E) of this rule, whichever is greater. If the resulting estimate of claim liabilities net of reinsurance recoveries is less than the security requirements imposed by this section without adjustment for reinsurance, the security requirement shall be reduced accordingly; provided, that security requirements imposed upon initial certification of a self-insurer or based upon the projected average cost of a permanent total pension claim may be retained by the department regardless of other estimates of claim liabilities for the self-insurer.

iv) Strict application of loss development factors based upon the runoff test presumes a consistency of reserving methodology and results for the self-insurer. If the department determines that an employer has changed its reserving methodology in such a way as to invalidate loss development factors based upon past experience, then the department shall make such adjustments to the procedure as it may deem appropriate under the circumstances.

F) Any changes to existing bonds and/or adjustments to bond amounts made by or required of a self-insurer on or after July 1, 1985 shall be in a form which will provide security for all workers' compensation liabilities of the employer, regardless of when the claims giving rise to those liabilities were incurred. Changes contemplated by this sub-section include, but are not limited to, designation of a new surety carrier, issuance of a replacement bond by a current surety carrier, and/or revision of the face amount of any bond whether by endorsement or issuance of a replacement bond.

5) A Self-Insurer's Annual Report (SIF #7) shall be required of group self-insurance plans, in the form prescribed by the director and supplied to all group self-insurance plans.

Reviser's note: The above section was filed as an amendatory section, however there were no amendments made. Pursuant to the requirements of RCW 34.08.040 it is published in the same form as filed by the agency.

AMENDATORY SECTION (Amending Order 77-19, filed 9/26/77)

WAC 296-15-050 REINSURANCE. ~~((f++))~~ (1) A self-insurer who desires to reinsure a portion of his liability, pursuant to RCW 51.14.020(5) as now or hereafter amended, shall notify the department of the name of the insurance carrier which will carry such reinsurance policy, and full details as to the extent and period of coverage of such policy. The director may periodically require information from all self-insurers as to their reinsurance program, if any, in order to determine that there is continued compliance with RCW 51.14.020(5).

(2) All copies of any insurance policy in force shall be submitted to the department, together with any modification or renewal provisions thereto which the employer has acquired for the purposes authorized in RCW 51.14.020(5) of reinsuring a portion of the employer's liability: PROVIDED, That the supervisor upon request and for good cause may accept a certificate of insurance in lieu of the self-insured employer's policy of reinsurance which certifies to the monetary limits, all conditions and exceptions pertaining to payments under the self-insured employer's policy of reinsurance and in addition contains a certification that the company providing reinsurance and its personnel do not participate in the administration of the responsibilities of the self-insurer under Title 51 RCW and that such policy of reinsurance does not provide for payments in excess of eighty percent of the self-insured employer's liabilities under the provisions of Title 51 RCW.

(3) Each such policy of insurance issued or renewed on or after July 1, 1975 shall contain a provision which in substance states: That such policy is not intended to provide for the payment of any of the costs, benefits or compensation which the self-insured employer may be obligated to pay pursuant to the provisions of Title 51 RCW, in excess of eighty percent of any such liabilities as required by RCW 51.14.020(5).

AMENDATORY SECTION (Amending Order 83-22, filed 12/1/83, effective 1/1/84)

WAC 296-15-215 CASH, BOND OR ASSIGNMENT OF ACCOUNT ALTERNATIVE FOR DEATH OR PERMANENT TOTAL DISABILITY. An "assignment of account" as used in this rule means a legal instrument executed by a self-insurer and a federally or state chartered commercial banking institution authorized to conduct business in the state of Washington, for the benefit of the department of labor and industries, which accomplishes the following: (1) Identifies an existing account on deposit with the banking institution in the name of the self-insurer, which account contains an amount no less than the amount deemed by the department to be sufficient to insure the payment of pension benefits required by law for the claim on which the assignment of account is made, above and beyond any and all other existing assignments on that account.

(2) Binds the self-insurer to maintain a balance in that account at least equal to the current present cash value of the pension benefits provided by law on the claim for which the assignment of account is made, above and beyond all other assignments on that account, for the life of the claim. Present cash values shall be revised annually by the department in conjunction with the insurance commissioner's report as prescribed in RCW 51.44.140. Quarterly payments of pension, if made from the assigned account, shall not reduce the account balance below the present cash value last established by the department on the claim.

(3) Authorizes the department of labor and industries, upon default of the self-insurer, in any payment of any obligation on the claim for which the assignment of account has been made, to immediately without notice withdraw from the account without obligation of reimbursement of any amount, up to and including the entire amount specified in the assignment of account document, necessary to implement the cash alternative prescribed in RCW 51.44.070(1).

Upon establishment of a death or permanent total disability obligation, the self-insured employer may elect to pursue the bond or assignment of account alternative outlined in RCW 51.44.070(2). In all such cases, cash, bond or assignment of account, the department shall commence to pay benefits immediately upon issuance of an order establishing such obligation. In the event there is a retroactive payment of benefits in the establishment of such obligation, and the self-insured employer elects to pursue RCW 51.44.070(2), this payment shall be made at the time the employer submits the required cash deposit. All further obligations paid by the department from the pension reserve fund shall be reimbursed to the department by the self-insured through the quarterly report system in accordance with RCW 51.44.070(2). Upon election of RCW 51.44.070(2) the self-insured employer shall submit a bond or assignment of account in the amount

deemed by the insurance commissioner to be reasonably sufficient to insure payment of the pension benefits provided by law. Such bond or assignment of account and required cash deposit shall be filed with the self-insurance section no later than sixty days after establishment of the death or permanent total disability obligation~~((f+))~~. The bond or assignment of account alternative as prescribed by RCW 51.44.070(2) shall be allowed only once on any given claim elected at the time of the establishment of such obligation. In the event the amount of the bond is subsequently deemed insufficient and the self-insurer is unable to secure the required bond obligation the employer shall deposit cash into the reserve fund, pursuant to RCW 51.44.070(1), to replace the bond obligation. In the event the amount of the assignment of account is subsequently deemed insufficient and the self-insurer is unable to provide the required assignment of account, the employer shall deposit cash into the reserve fund, pursuant to RCW 51.44.070(1), to replace the assignment of account. Funds available within the existing assignment of account shall, in this instance, be withdrawn by the department, deposited in the reserve fund, and credited toward the employer's obligation for the claim pursuant to RCW 51.44.070(1).

A separate assignment of account shall be established for each pension and, in case of failure of a banking institution carrying an assignment of account, the employer is responsible for the total amount of the obligation. Upon such failure of a banking institution, the self-insured employer shall, within thirty days, 1) establish a new assignment of account pursuant to this rule, or 2) deposit cash into the reserve fund to replace the obligation. If an employer terminates its self-insured status, the assignment of account will be placed with the department. The required reserve will be determined by the insurance commissioner and any excess will be returned to the employer.

AMENDATORY SECTION (Amending Order 83-22, filed 12/1/83, effective 1/1/84)

WAC 296-15-230 THIRD PARTY ACTIONS. When the injury to a worker is due to the negligence or wrong of a third person not in the same employ, the injured worker or beneficiary or the self-insured employer may elect to seek damages from the third party as provided by RCW ~~((51.24.010) (51.24.020))~~ 51.24.020.

(1) When such a third party action is undertaken, the self-insured employer shall report to the department of labor and industries:

- (a) The name and claim number of the injured worker;
- (b) A written indication of election taken by the injured worker or beneficiary.

(2) When third party action is completed, the self-insured employer shall provide the department the following:

- (a) The date the judgment was rendered in the case, and a copy of the court order establishing the total amount of the final judgment and the amount of attorney fees and costs involved, or;
- (b) The date of any agreement of parties to settle the action, and a copy of any agreement of parties to settle the case, including the total amount of the agreed settlement.
- (c) A statement of the total amount of attorney fees and costs involved, and;
- (d) A statement of the employer's total costs, including temporary total disability, permanent partial disability and medical costs.

WSR 85-01-074
PROPOSED RULES
DEPARTMENT OF LICENSING
(Board of Dental Examiners)
 [Filed December 19, 1984]

Notice is hereby given in accordance with the provisions of RCW 34.04.025, that the Washington State Board of Dental Examiners intends to adopt, amend, or repeal rules concerning preclinical exam waiver, WAC 308-40-111.

A copy of the proposed repealer is shown below, however, changes may be made at the hearing;

that the agency will at 9:00 a.m., Friday, February 15, 1985, in the Hyatt House, Phoenix Room C, 17001

Pacific Highway South, Seattle, 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 18.32.040.

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency before February 15, 1985.

Dated: November 21, 1984

By: Linda G. Crerar
Executive Secretary

STATEMENT OF PURPOSE

Name of Agency: Washington State Board of Dental Examiners.

Purpose of Proposed Repealer: To repeal WAC 308-40-111.

Statutory Authority: RCW 18.32.040.

Summary of the Rule: WAC 308-40-111 Preclinical exam waiver.

Reason for Proposed Repealer: To repeal WAC 308-40-111 which would be inapplicable due to the amendment of WAC 308-40-110, effective on or about January 1, 1985.

Responsible Personnel: The Washington State Board of Dental Examiners and the executive secretary for the board have the responsibility for drafting, implementing and enforcing these rules. The executive secretary is Linda Crerar, 1300 Quince Street S.E., Olympia, WA 98504, telephone (206) 753-2461 comm, 234-2461 scan.

Proponents of the Proposed Repealer: The repealer has been proposed by the Washington State Board of Dental Examiners.

Federal Law or Federal or State Court Requirements: The proposed repealer is not necessitated as the result of federal or state court action.

Small Business Economic Impact Statement: Not required since this rule does not impact small businesses as that term is defined in RCW 43.31.920.

REPEALER

The following section of the Washington Administrative Code is repealed:

WAC 308-40-111 PRECLINICAL EXAM WAIVER.

WSR 85-01-075

PROPOSED RULES

DEPARTMENT OF LICENSING

[Filed December 19, 1984]

Notice is hereby given in accordance with the provisions of RCW 34.04.025, that the Washington State Department of Licensing intends to adopt, amend, or repeal rules concerning health care assistants, adding new sections WAC 308-175-010, 308-175-020, 308-175-030, 308-175-040, 308-175-050, 308-175-060, 308-175-070, 308-175-080 and 308-175-090;

that the agency will at 10:00 a.m., Friday, February 1, 1985, in the Quince Street Testing Center, 1300

Quince Street, Olympia, WA 98504, conduct a public hearing on the proposed rules.

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

The authority under which these rules are proposed is RCW 18.135.030.

The specific statute these rules are intended to implement is RCW 18.135.030.

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency before February 1, 1985.

Dated: December 19, 1984

By: Joanne Redmond
Assistant Administrator

STATEMENT OF PURPOSE

Name of Agency: Washington State Department of Licensing.

Purpose: The purpose of chapter 308-175 WAC is to implement the provisions of chapter 18.135 RCW dealing with the functions authorized to be performed by health care assistants; the delegation and supervision of these functions, and mechanism for certification of the health care assistants. The chapter outlines the responsibilities of the department, the delegators and describing training of health care assistants.

Statutory Authority: RCW 18.135.040.

Summary: WAC 308-175-010 describes delegation of functions to health care assistants; 308-175-020 describes the supervision that is required of health care assistants; 308-175-030 explains the mechanism for certifying health care assistants; 308-175-040 describes how health care assistants are recertified; 308-175-050 explains the responsibilities of the Department of Licensing with regard to health care assistants; 308-175-060 describes the listing of medications and diagnostic agents and administration routes that must be maintained by the delegator and available for inspection; 308-175-070 provides that procedures for discipline or decertification will be pursuant to the Administrative Procedure Act; 308-175-080 describes the minimum training and demonstration of proficiency required for health care assistants; and 308-175-090 describes who may provide the training programs described in WAC 308-175-080.

Reason Proposed: These rules are proposed to implement the provisions of chapter 18.135 RCW, the law adopted by the legislature during the 1984 session.

Responsible Departmental Personnel: In addition to the director of the Department of Licensing, the following department personnel have knowledge of and responsibility for drafting, implementing and enforcing these rules: Joanne Redmond, Assistant Administrator, 1300 Quince Street S.E., Olympia, WA 98504, 234-3194 scan, 753-3194 comm.

Proponents: These rules are proposed by the director of the Department of Licensing with the advice of designees of the Board of Medical Examiners, the Board of Osteopathic Medicine and Surgery, the Podiatry Board and the Board of Nursing.

Small Business Economic Impact Statement: A small business economic impact statement is not required since

these rules do not impact small businesses as that term is defined by RCW 43.31.920.

NEW SECTION

WAC 308-175-010 DELEGATION OF FUNCTIONS TO HEALTH CARE ASSISTANTS. The authority to perform the functions authorized in chapter 18.135 RCW may only be personally delegated from one individual (the delegator) to another individual (the delegatee). The delegator can only delegate those functions that he or she can order within the scope of his or her license. A licensee who is performing a function at or under the direction of another may not further delegate that function. Functions may not be delegated unless a completed and current certification/delegation form is on file with the Department of Licensing.

NEW SECTION

WAC 308-175-020 SUPERVISION OF HEALTH CARE ASSISTANTS. A health care assistant may be supervised by either the practitioner who delegated the act or by a practitioner who could order the act under his or her own license. The practitioner who is supervising the health care assistant must be physically present and immediately available in the facility during the administration of injections. The supervising practitioner need not be present during procedures to withdraw blood.

NEW SECTION

WAC 308-175-030 CERTIFICATION OF HEALTH CARE ASSISTANTS. Health care assistants' certification is valid for two years. The delegating practitioner or health care facility is responsible for certifying or recertifying health care assistants. An updated form must be submitted if a health care assistant is to be delegated functions by a practitioner other than the delegating practitioner indicated on his or her delegation/certification form.

NEW SECTION

WAC 308-175-040 RECERTIFICATION OF HEALTH CARE ASSISTANTS. Updated certification/delegation forms must be submitted within two years from the date of the most recent certification/delegation form on file with the Department of Licensing. Recertification forms are available from the Department of Licensing. The Department of Licensing will not send renewal forms or notifications of necessity to renew certification.

NEW SECTION

WAC 308-175-050 DEPARTMENT OF LICENSING RESPONSIBILITIES. The Department of Licensing will maintain files with regard to certification of health care assistants and delegation of functions. No fee shall be charged by the Department with regard to certification of health care assistants. Department of Licensing will not approve training programs.

NEW SECTION

WAC 308-175-060 MAINTENANCE OF LISTING OF DRUGS AND FUNCTIONS AUTHORIZED. Each delegator must maintain a list of the specific medications/diagnostic agents and the route of administration of each that he or she has authorized for injection. Both the delegator and the delegatee shall sign the above list, indicating the date of each signature. The signed list shall be available for review by the director of the Department of Licensing or his designee.

NEW SECTION

WAC 308-175-070 DECERTIFICATION OR DISCIPLINARY ACTIONS. Any proceeding taken pursuant to these rules or chapter 18.135 RCW by the Department of Licensing, by the licensing authority of health care facilities or by the disciplinary board of the delegating or supervising health care practitioner shall be pursuant to the provisions of the Administrative Procedure Act, chapter 34.04 RCW.

NEW SECTION

WAC 308-175-080 MINIMUM TRAINING AND DEMONSTRATED PROFICIENCY OF HEALTH CARE ASSISTANTS. (1) In order to administer skin tests or subcutaneous, intradermal, intramuscular and intravenous injections or to perform minor invasive procedures to withdraw blood, a health care assistant shall have been trained and shall have demonstrated proficiency as prescribed in this rule. A delegator or health care facility may require more than the minimum requirements specified by this rule for any health care assistant or for any procedure.

(2) A health care assistant shall be trained for the period of time that is required for that person to demonstrate proficiency to the satisfaction of the training physician, osteopathic physician, podiatrist, certified registered nurse with prescriptive authorization or the training instructor. A health care assistant need only be trained in the functions and procedures that he or she will be delegated to perform.

(3) A health care assistant shall be trained and shall demonstrate proficiency in:

- (a) pertinent anatomy and physiology appropriate to the function or procedure;
- (b) proper choice of equipment;
- (c) proper technique, including sterile technique;
- (d) knowledge of the hazards and complications of the function or procedure;
- (e) familiarity with post-treatment or post-test patient care;
- (f) knowledge of emergency procedures;
- (g) knowledge of the pharmacology of the medications that the health care assistant will be delegated to administer by injection.

(4) Health care assistants who have been trained prior to the effective date of these rules may demonstrate training and proficiency as required in this rule. Retraining or completion of a training program shall not be necessary if the health care assistant is able to so demonstrate.

NEW SECTION

WAC 308-175-090 PROVISION OF HEALTH CARE ASSISTANTS TRAINING. The training of health care assistants as described in WAC 308-175-080 may be provided either:

(1) Under a licensed physician, osteopathic physician, podiatrist or certified registered nurse with prescriptive authorization, who shall ascertain the proficiency of the health care assistant; or under a registered nurse, physician's assistant, osteopathic physician's assistant, health care assistant, or LPN acting under the direction of a licensed physician, osteopathic physician, podiatrist or certified registered nurse with prescriptive authorization who shall be responsible for determining the content of the training and for ascertaining the proficiency of the health care assistant; or

(2) In a training program provided by a postsecondary institution registered with the Washington State Council for Post Secondary Education, or a community college approved by the Washington State Board for Community College Education, or a vocational education program approved by the Superintendent of Public Instruction, or in a private vocational school registered with the Washington State Commission on Vocational Education, or in a program or post-secondary institution accredited by an accrediting agency recognized by the U.S. Department of Education.

WSR 85-01-076

ADOPTED RULES

BOARD OF CHIROPRACTIC EXAMINERS

[Order PL 503—Filed December 19, 1984—Eff. August 1, 1985]

Be it resolved by the Washington State Chiropractic Examining Board, acting at Olympia, Washington, that it does adopt the annexed rules relating to the adoption of the Uniform Disciplinary Act, chapter 279, Laws of 1984.

This action is taken pursuant to Notice No. WSR 84-21-088 filed with the code reviser on October 19, 1984. These rules shall take effect at a later date, such date being August 1, 1985.

This rule is promulgated pursuant to section 27, chapter 279, Laws of 1984, 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 December 12, 1984.
By Michael R. Davenport, D.C.
Chairman

NEW SECTION

WAC 114-12-005 UNIFORM DISCIPLINARY ACT. The board elects to adopt the Uniform Disciplinary Act, Sections 1 through 24 of chapter 279, Laws of 1984, in lieu of the disciplinary provisions in chapter 18.25 RCW effective August 1, 1985.

WSR 85-01-077

ADOPTED RULES

DEPARTMENT OF LICENSING

(Board of Funeral Directors and Embalmers)

[Order PL 504—Filed December 19, 1984]

Be it resolved by the Washington State Board of Funeral Directors and Embalmers, acting at Olympia, Washington, that it does adopt the annexed rules relating to continuing education requirements to be met by persons applying for license or registration renewal, adding new sections WAC 308-48-510, 308-48-520, 308-48-530, 308-48-540, 308-48-550, 308-48-560, 308-48-570, 308-48-580, 308-48-590 and 308-48-600.

This action is taken pursuant to Notice No. WSR 84-22-065 filed with the code reviser on November 7, 1984. 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 section 53(b), chapter 279, Laws of 1984, 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 December 12, 1984.
By Ian D. Morrison
Chairman

NEW SECTION

WAC 308-48-510 CONTINUING EDUCATION REQUIREMENTS—PURPOSE. Continuing education activities, approved by the board of funeral directors and embalmers, shall be required as a condition of renewal

of funeral director and embalmer licenses and of apprentice funeral director and apprentice embalmer registration, in order to maintain and improve the quality of their services to the public.

NEW SECTION

WAC 308-48-520 EFFECTIVE DATE OF CONTINUING EDUCATION REQUIREMENT. (1) The effective date of the continuing education requirement will be two years after the 1985 renewal date. Therefore, the required number of hours must first be met by the 1987 license renewal date.

(2) With respect to any individual, the regulation will become effective on the 1987 renewal or two years after initial licensure in this state, whichever is later.

(3) Acceptable courses taken after January 1, 1985 may be included in the first computation of continuing education hours necessary for renewal.

NEW SECTION

WAC 308-48-530 CONTINUING EDUCATION BASIC REQUIREMENT—AMOUNT. (1) Every individual licensed as a funeral director and/or embalmer shall be required to complete ten hours of approved continuing education every two years as a condition of renewal of such licenses.

(2) Every individual registered as an apprentice funeral director and/or apprentice embalmer shall be required to complete ten hours of approved continuing education every two years as a condition of renewal of such registration.

(3) Continuing education credits in excess of the required hours earned in any renewal period may not be carried forward to a subsequent renewal period.

(4) The department shall not renew a license or registration or issue a new license or registration to any person who has failed to submit evidence of completion of ten hours of approved continuing education for the prior two-year period.

NEW SECTION

WAC 308-48-540 CONTINUING EDUCATION REQUIREMENT TO REINSTATE LAPSED LICENSE OR REGISTRATION. Any person seeking to reinstate a license or registration which has lapsed for less than one year must comply with the continuing education requirements for regular renewal of the license or registration. Any person seeking to reinstate a license or registration which has lapsed for one year or longer must present satisfactory evidence of having completed at least ten hours of approved continuing education activities for each two-year period prior to his or her reinstatement.

NEW SECTION

WAC 308-48-550 CONTINUING EDUCATION REPORTING REQUIREMENT. (1) The licensee or registrant shall provide a statement on forms which may be provided by the department of licensing of completion

of continuing education requirements. The statement shall contain the following information:

- (a) sponsoring organization;
- (b) location of course;
- (c) course title;
- (d) subject matter;
- (e) dates attended;
- (f) credit hours claimed.

Such statement shall contain a sworn statement certifying that the report is true and accurate. The statement shall be submitted with license or registration renewal fee every two years.

(2) A material misstatement of information on the continuing education report shall be grounds for disciplinary action, including nonrenewal, suspension or revocation of license or registration.

NEW SECTION

WAC 308-48-560 CONTINUING EDUCATION DOCUMENTATION MAY BE REQUIRED. The board of funeral directors and embalmers reserves the right to require any licensee or registrant to submit evidence, e.g., course or program certificate of training, transcript, course or workshop brochure description, evidence of attendance, etc., in addition to the sworn statement in order to demonstrate compliance with the continuing education requirement. It is therefore the responsibility of each licensee or registrant to maintain records, certificates or other evidence of compliance with the continuing education requirements.

NEW SECTION

WAC 308-48-570 CONTINUING EDUCATION DISCRETIONARY EXCEPTION FOR EMERGENCY SITUATION. In emergency situations, such as personal or family sickness, the board of funeral directors and embalmers may waive, for good cause shown, all or part of the continuing education requirement for a particular two-year period for an individual licensee or registrant. The board will require such verification of the emergency as is necessary to prove its existence.

NEW SECTION

WAC 308-48-580 BOARD APPROVAL OF CONTINUING EDUCATION ACTIVITIES. All continuing education activities, to satisfy the licensure/registration requirements, must be approved by the board of funeral directors and embalmers. Further, the board shall certify the number of hours to be awarded for participation in each approved continuing education activity.

NEW SECTION

WAC 308-48-590 QUALIFICATION FOR BOARD APPROVAL OF CONTINUING EDUCATION ACTIVITIES. (1) In order for a continuing education activity to qualify for board approval, the following qualifications must be met:

(a) The activity must contribute directly to the professional competency of the licensee or registrant;

(b) The activity must relate to the practice of mortuary science or, for a registrant, be a course required for initial licensure;

(c) The activity must be conducted by individuals who are considered by the board to be knowledgeable in the subject matter of the program by virtue of education, training, or experience; and

(d) Any program offered within the state must be open to all licensees and registrants in the state, except that the board may waive this requirement for courses sponsored by national organizations and held in conjunction with their out-of-state meetings, provided all other requirements are met.

(2) The board may approve as continuing education activities courses, lectures, seminars, correspondence or homestudy programs, or other instructional programs which meet the above qualifications and which the board determines would be beneficial in improving the knowledge or service capability of licensees and registered apprentices.

NEW SECTION

WAC 308-48-600 PROCEDURE FOR OBTAINING BOARD APPROVAL OF CONTINUING EDUCATION ACTIVITY. (1) An application for approval of continuing education activity must be submitted to the board no less than ninety days before the activity is scheduled to commence. The board shall notify the applicant of approval or disapproval within forty-five days of submission of the application.

(2) The board may require examples of teaching materials and descriptive information about any continuing education activity and refuse approval of any continuing education activity that does not meet the qualifications.

(3) The board may monitor any approved activity and, upon a subsequent significant variation in the program, may disapprove any part of the credit hours. The board shall determine the manner in which attendance at all approved courses shall be monitored, recorded, and submitted to the department. Any organization sponsoring a continuing education activity shall make a written record of licensees and registrants in attendance and send a signed record to the board within thirty days of completion of the activity.

(4) The board may grant post approval or disapprove participation in a nonapproved continuing education activity. If participation in such activity is approved, the board may consider and determine the number of hours of credit which shall be given for such participation. The board may determine that such nonapproved activities satisfy any, all, or none of the requirements. A petition for credit under this post approval subsection must be filed with the board within thirty days after completion of the activity. Such petition shall include documentation as the board may require. Failure to comply with these provisions shall be sufficient grounds to refuse credit.

WSR 85-01-078
PROPOSED RULES
DEPARTMENT OF
SOCIAL AND HEALTH SERVICES
(Public Assistance)
 [Filed December 19, 1984]

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 AFDC and GA—Eligibility—Need, amending chapter 388-28 WAC.

These rules were adopted on an emergency basis on November 1, 1984;

that the agency will at 10:00 a.m., Wednesday, January 23, 1985, in the Auditorium, 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 January 30, 1985.

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

The specific statute these rules are intended to implement is chapter 74.12 RCW.

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency before January 23, 1985.

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 Office of Administrative Regulations, at State Office Building #2, 12th and Franklin, Olympia, Phone (206) 753-7015, by January 9, 1985. The meeting site is in a location which is barrier free.

Dated: December 13, 1984

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 chapter 388-28 WAC.

Purpose of the Rule: Implement Deficit Reduction Act of 1984 and an order filed by the United States Court of Appeals for the Ninth Circuit.

The Reason These Rules are Necessary: To bring the state into conformity with the Code of Federal Regulations.

Statutory Authority: RCW 74.08.090.

Summary of the Rule: WAC 388-28-435, a burial plot and term or burial insurance is exempt for each member of an assistance unit; 388-28-480, advance EIC is considered earned income only when received; 388-28-484, clarifies periods of ineligibility are computed on nonrecurring income. Amends the circumstances which

can be allowed to shorten a period of eligibility. Raises the gross income eligibility test from 150 percent to 185 percent. Allows a disregard of dependent full-time students children's earned income for six months when applying the gross income eligibility for six months; 388-28-515, changes references from CETA to JTPA; 388-28-570, amends the \$75 work expense exemption to include part-time employment. Deletes mandatory deductions as allowable from gross income. Adds a \$30 exemption for eight months after the expiration of the \$30 and 1/3 exemption. Amends section (6)(e) to show months in which an A/R received the \$30 and 1/3 exemption in another state do not apply to the applicable time limits; and 388-28-575, adds the disregard of the first fifty dollars per month of the current monthly support obligation of any child support collected on the family's behalf or received by the family.

Person Responsible for Drafting, Implementation and Enforcement of the Rule: Mary Rose Trepanier, Program Manager, Division of Income Assistance, mailstop OB 31C, phone 753-3177.

These rules are necessary as a result of federal law and federal court decision, *Williamson v. Gibbs*, Nos. 83-4178, 83-4208, 83-4266 (9th Cir. 1984) (order partially staying injunction), and 45 CFR Parts 205, 206, 232, 233, 234, 238, 239, and 240, and 45 CFR Part 302.

AMENDATORY SECTION (Amending Order 2087, filed 3/14/84)

WAC 388-28-435 EFFECT OF RESOURCES ON FINANCIAL NEED—PERSONAL PROPERTY EXEMPTIONS—CEILING VALUES—AFDC AND RA. (1) Household furnishings and personal clothing essential for daily living are exempt resources without ceiling value. Such items in storage shall be presumed to be not essential for daily living, but all other household furnishings and personal clothing shall be presumed to be essential for daily living and both presumptions stand in the absence of evidence to the contrary.

(2) The total value of cash, marketable securities, cash discount value of real estate or chattel mortgages, sales contracts, ~~((and burial plots;))~~ cash surrender value of life insurance ~~((and burial insurance;))~~, and excess value of vehicles, value of nonexempt property, and any other resources not specifically exempted shall not exceed one thousand dollars regardless of family size. Possession of resources in excess of the maximum shall render the household ineligible.

(3) Term or burial insurance up to a maximum equity value of one thousand five hundred per family member for the use of the applicant or applicants or recipient or recipients is exempt.

(4) One cemetery plot for each member of the assistance household is exempt personal property. Any additional plots shall be considered as a resource with other resources up to the ceiling maximum of one thousand dollars.

(5) One used and useful vehicle with an equity value of one thousand five hundred dollars or less is an exempt resource.

~~((4))~~ (6) Excess equity value of a used and useful vehicle and the equity value of other vehicles shall apply toward the limit in subsection (2) of this section.

AMENDATORY SECTION (Amending Order 1940, filed 1/28/83, effective 3/1/83)

WAC 388-28-475 USE OF INCOME AND INCOME POTENTIALS. (1) Meaning of income (see definition in WAC 388-20-030). Income includes all types of real or personal property, support from parent, stepparent, ~~((assumptive))~~ presumptive spouse, stocks and bonds, wages, interest in an estate, income from farming, all benefits and entitlements from private and public agencies, such as OASDI, veterans' agencies, U.C., gifts and prizes in the form of cash or marketable securities, etc. Its value is used to compute financial need in accordance with the policies herein.

(2) Ownership and use of income and income potentials. The policies in WAC 388-28-300 through 388-28-395 regarding ownership

and use of resources also govern the ownership and use of income and income potentials.

(3) Resources and income. WAC 388-28-400 through 388-28-455 contain policies and procedures for considering and using nonexempt resource values to determine financial need. WAC 388-28-475 through 388-28-600 covers policies and procedures used in computing income to determine financial need. The total nonexempt resource values and nonexempt net income values are compared with the appropriate payment level plus authorized additional requirements to determine financial need and, if it exists, the amount of the grant for which the applicant is eligible.

AMENDATORY SECTION (Amending Order 2031, filed 10/6/83)

WAC 388-28-480 USE OF INCOME AND INCOME POTENTIALS—TYPES OF INCOME—EFFECT ON NEED. (1) An applicant or recipient whose nonexempt net income for the month exceeds the monthly payment level plus authorized additional requirements is not eligible to receive assistance whether the income is received weekly, biweekly, or monthly, except as specified in WAC 388-24-250 through 388-24-265.

(2) Treatment of income.

(a) The grant amount for the month the application is approved shall be determined by subtracting all net income, received or reasonably expected to be received during the calendar month, from the payment level plus authorized additional requirements. The remainder shall be prorated for the number of days after grant authorization. This prorated figure is the grant amount for the first month of eligibility.

(b) The grant amount for the month following the month of initial eligibility shall be determined by subtracting all net income, received or reasonably expected to be received during the calendar month, from the payment level plus authorized additional requirements. The remainder is the grant amount for the second month of eligibility.

(c) The grant amount for the third month of assistance and subsequent months shall be based upon income and circumstances in the budget/report month. WAC 388-28-483(2) and (3), 388-33-135 and 388-33-140(1)(b) and (c) are exceptions to this rule.

(3) Irregular income up to five dollars per month received by a general assistance applicant or recipient may be disregarded towards meeting need by the local office if the probability exists that such future income will not be appreciable.

(4) Earned income credit (EIC) payments shall be considered earned income during the month received (~~whether received as advance payments or as an income tax refund, in accordance with PL 96-222.~~

~~(a) Such payments shall be considered as an addition to gross income for AFDC and refugee assistance whether actually received or not, providing that the recipient is eligible for such payment.~~

~~(b) If the family makes every effort to apply for and receive the advance EIC but cannot receive the advance EIC for some documented reason, e.g., the employer refuses to process it, the advance EIC shall not be deemed as income.~~

~~(c) Advance EIC is taken into consideration in the computation of need but is not deemed as income in the one hundred fifty percent test of gross income).~~

(5) Loans are not considered income, as defined in RCW 74.04.005(12), subject to the following restrictions:

(a) Any contractually agreed loan acquired by an applicant or recipient (~~which commits~~) committing all funds for a specific purpose other than current maintenance, and so expended, shall not be taken into account as income. The property used as collateral for the loan shall not be included in determining property reserves. The equity accumulated in the specified property shall be considered toward the resource ceiling.

(b) Any other loan, regardless of the loan's ability to meet current needs, shall not be taken into account as income when it is verified the following conditions are met:

(i) The terms of the loan are stated in a written agreement between the lender and the borrower; and

(ii) The agreement clearly specifies the obligation of the borrower to repay the loan. The agreement must include a repayment plan (~~which provides~~) providing for installments of specified amounts to begin within ninety days of the receipt of the loan and continue thereafter on a regular basis until the loan is fully repaid.

As part of the verification process, the recipient is required to submit loan contract papers or a written agreement setting forth the terms of the loan regarding the loan's amount and the repayment plan. The

agreement must be signed by the lender and the recipient as parties to the agreement.

(6) Repayments to a recipient of money previously loaned by the recipient to another party shall not be taken into account as income, since the loan represents income or resources already considered in computing need. The facts of the loan must be verified. Consider any interest paid on the loan as newly acquired income.

(7) A gift in-kind, named as follows, supplied on condition that the gift in-kind be used only in a manner or for a purpose specified in writing by the donor shall not be considered as a resource or as income which is available to meet need.

(a) Real or personal property, excluding cash and marketable securities, which is exempted for an applicant and which is within the ceiling values. Example: A home or a new furnace.

(b) Any item in the department's standards for additional requirements which is not a requirement for the recipient of such a gift. Example: Telephone service.

(c) Needed goods or services not currently included as additional requirements in the department's standards. Example: Repair of house or of household equipment.

(8) WAC 388-28-482 and 388-28-484 cover newly acquired income received by a recipient.

AMENDATORY SECTION (Amending Order 1940, filed 1/28/83, effective 3/1/83)

WAC 388-28-482 EFFECT OF NEWLY ACQUIRED INCOME AND PROPERTY ON CONTINUING NEED. "Newly acquired income" means any previously unreported or undiscovered income which has come into the possession or control, in whole or in part, of a recipient of public assistance, or of a recipient in suspended grant status.

(1) Whenever a recipient shall come into the possession or control of any income, except as modified in subsection (3), (4), and (5) of this section, such income shall be deducted from the payment level plus authorized additional requirements to determine grant amount beginning with the effective date specified in WAC 388-28-483. The amount deducted shall equal the following:

(a) The net amount of the income if in cash or its equivalent.

(b) At least his or her equity in the quick sale value of property other than cash.

(2) When the property is only potentially available for use in meeting the recipient's requirements, WAC 388-28-400(7) applies.

(3) Exceptions. A recipient who comes into the possession and control of property listed in this subsection may retain such property without having the fact of possession or its sale value affect his or her eligibility or need.

(a) A home used as a residence - see WAC 388-28-420.

(b) Useful and needed clothing, household equipment, food, fuel, and other items included in the requirement standards.

(c) An automobile within the ceiling values in WAC 388-28-430(2).

(4) Recipient with income. The rule in subsection (1) of this section is modified for recipient of AFDC or continuing general assistance with income as follows:

(a) Earned income retained by a child according to WAC 388-28-535(3) shall be considered as the personal property of the family and shall be subject to the ceilings in WAC 388-28-430(2).

(b) Income from the Economic Opportunity Act, Title I of the Elementary and Secondary Education Act, and from WIN (~~MDTA~~) and (~~CEFA~~) JTPA is treated according to WAC 388-28-515 and 388-28-570 through 388-28-578.

(c) The possession of any amount of funds from sources listed in subsection (4)(a) and (b) of this section in a cash reserve or savings account does not affect the eligibility of a general assistance recipient. However, if such exempted income is converted into other types of property, WAC 388-28-410 through 388-28-455 apply.

(d) Income from interest on exempt savings, dividends from exempt stocks, increase in life insurance cash surrender value, livestock births, etc., affect eligibility only to the extent that the amount causes the total value of the resource possessed to exceed the ceiling values of the resource. The excess is considered available.

(e) Payment for funeral expenses for recipient. When a public assistance recipient dies, his or her surviving spouse or children or parent of a minor child receiving public assistance (~~;~~) may use any of their exempt or nonexempt resources or income, except the home property, to add to available funeral and burial resources in order to pay for the

funeral expenses of the deceased person without affecting their eligibility for public assistance: PROVIDED(;) HOWEVER, That if the total funeral expenses for the deceased recipient exceeds the department's maximum cost or the amount provided by the recipient toward the total cost of the funeral expense, whichever is the lesser, shall be considered available to meet the public assistance need of the surviving recipient in accordance with this section.

(f) Funds received by an applicant or recipient (~~(which represent)~~) representing another person's or family's share of household costs are exempt as income provided that:

(i) Such payments do not represent legally obligated child support except as provided in WAC 388-28-484(7)(b), and

(ii) The provisions of subsection (5) of this section are met.

(5) Use of grant and cash reserve in relation to income.

(a) No question about eligibility is raised if public assistance grants and other income (~~(which has been)~~) considered in computing financial need are used to add to the cash reserve up to the legal personal property limitations - see WAC 388-28-430. The cash reserve may exceed the maximum only to the extent these unexpended moneys are on hand within thirty days after their receipt, and by exempted amounts as specified in this section.

(b) A recipient always has the right to make a current expenditure out of a cash reserve and replace it from a succeeding grant, just as he or she might place his or her whole grant in a bank account, along with his or her cash reserve, at the beginning of the month and then spend out of the account during the month.

AMENDATORY SECTION (Amending Order 2087, filed 3/14/84)

WAC 388-28-484 TREATMENT OF NEWLY ACQUIRED NONEXEMPT INCOME AND RESOURCES. (1) Income affects the grant amount according to the provisions of WAC 388-28-483.

(2) When the value of the income is taken into account in the assistance payment as specified in WAC 388-28-483, the following rules apply:

(a) If the income value plus any other income amounts to less than the payment (~~(level)~~) standard plus authorized additional requirements and is recurrent or nonrecurrent, assistance is continued in the amount of the difference.

(b) Effective January 1, 1982, for AFDC and refugee assistance, when the assistance unit's nonrecurrent income after applicable disregards exceeds the (~~(need)~~) payment standard, plus authorized additional requirements, the unit shall be ineligible for assistance for the number of full months derived by dividing this total income by the need standard plus authorized additional requirements. A minimum period of ineligibility shall be one month.

(i) Any income remaining after this calculation is treated as income received in the first month following the period of ineligibility.

(ii) The period of ineligibility may be shortened when the following conditions are met:

(A) (~~(A life-threatening circumstance exists, and)~~) An event occurs which, had the assistance unit been receiving assistance, would result in an increase in the need standard, or

(B) (~~(The income causing the period of ineligibility has or will be expended in connection with the life-threatening circumstance, and)~~) The income received, or any part thereof, has become unavailable to the members of the assistance unit for reasons beyond their control, or

(C) (~~(Until the time of the life-threatening circumstance, the income must have been used to meet essential needs, and)~~) Members of the assistance unit incur, become responsible for, and pay medical expenses.

(D) (~~(Currently the assistance unit must have no other income or resources sufficient to meet the life-threatening circumstances)~~) Assistance is authorized only after the event in subsection (2)(b)(ii)(A), (B), or (C) of this section has been verified and current eligibility has been established.

(c) If the nonrecurrent income equals or exceeds one month's payment level plus authorized additional requirements for general assistance, but is less than two months' payment level plus authorized additional requirements minus other income, the recipient is ineligible for a grant from the effective date specified in WAC 388-28-483, and his or her grant is suspended. The suspension period is determined exactly, that is, up to the date of the absorption of the income.

(d) If the income is recurrent and equal to or in excess of one month's payment level plus authorized additional requirements minus other income the recipient is ineligible from the effective date specified in WAC 388-28-483 and the grant is terminated, except for persons

in institutions other than nursing homes as provided in WAC 388-34-160.

(e) For general assistance if the income is recurrent or nonrecurrent and its value is in excess of two months' payment level plus authorized additional requirements minus other income, the recipient is ineligible from the effective date specified in WAC 388-28-483 and the grant is terminated. Ineligibility shall continue for two months. The period of ineligibility, however, may be reduced if the applicant has verifiable expenses such as medical care, unforeseen disaster or other changes in circumstances (~~(which make)~~) making it impossible for him or her to live on his or her resource for the two-month period of ineligibility. The eligibility of a former recipient (~~(who re-applies)~~) reapplying shall be determined on the same basis as a new applicant.

(3) If income is not taken into account in assistance payments but is subsequently discovered, an overpayment shall be established according to chapter 388-44 WAC.

(4) If a general assistance recipient has been determined to be ineligible for a current or future period of time, and his or her grant will be suspended or terminated for such period of time, due to either newly acquired income, or transfer of property, and is in need during such period of ineligibility, assistance may be granted within the limits of the rule in WAC 388-28-464.

(5) A person acquiring income during suspended status shall be treated as a recipient in terms of eligibility, not as an applicant.

(6) Rules and procedure in chapter 388-44 WAC are followed in respect to overpayment.

(7) An applicant or recipient whose nonexempt gross income exceeds one hundred (~~(fifty)~~) eighty-five percent of the standard of need for the appropriate household size plus additional requirements authorized for that assistance unit, is not eligible for AFDC or refugee assistance from the date specified in WAC 388-28-483. The income of all members of the assistance unit and the income of natural, adoptive, or stepparents of children in the assistance unit residing in the same household, shall be considered in this test except for income identified in WAC 388-28-484(7)(a) and (b) of this section.

(a) (~~(Advance earned income credits are not counted in the one hundred fifty percent test)~~) In determining the total income of the family, the earned income of a child who is a full-time student is excluded for six consecutive months per calendar year.

(b) The first fifty dollars per month of the current monthly support obligation of any child support collected on the family's behalf or received by the family.

(c) Gross income shall be defined as all income not specifically exempted by rule or regulation before applicable program disregards are applied.

(~~(c) If the assistance unit's gross income exceeds one hundred fifty percent of the need standard plus authorized additional requirements but the net income does not exceed one hundred percent of the basic payment level plus authorized additional requirements, the assistance unit shall be ineligible for one full month.)~~)

(d) Net income shall be defined as gross income less applicable disregards and deductions for which the applicant or recipient is eligible.

(8) Income which has been taken into account in computing financial need according to subsection (2) of this section if retained by a (~~(GAU)~~) GA-U recipient does not affect his or her eligibility unless the amount retained at the time of the next periodic review exceeds the exempt property holdings permitted for an applicant. In this event the rule on nonexempt resources or income pertaining to an applicant (~~(are)~~) is applied.

AMENDATORY SECTION (Amending Order 1940, filed 1/28/83, effective 3/1/83)

WAC 388-28-500 USE OF INCOME AND INCOME POTENTIALS—COMPUTING AND ALLOCATING INCOME. (1) Living arrangements, family relationships, and categories of assistance also affect the use of income in computing financial need as provided by the rules in this section.

(2) Except as provided in this subsection, the nonexempt net income of a person in his or her own home shall be attributed to the assistance unit of which he or she is a member.

(a) The total nonexempt net community income of a family having two or more eligible assistance units shall be divided equally between the assistance units unless some other division is preferred. An unequal division of the family income is not permitted if it increases the total amount of assistance (excluding medical care) to which the family would be entitled.

(b) Applicant with a nonapplying independent spouse.

(i) If all income is from community property or from community earnings other than wages, not less than one-half the total income shall be considered available to an AFDC applicant living with a non-applying spouse.

(ii) Net income from wages or from the separate property of the nonapplying spouse shall be considered available to the applicant only to the extent ~~((it))~~ the net income exceeds the amount of the nonapplying spouse's appropriate one-person payment level.

(iii) Wages or income from separate property of the applicant shall be considered as provided in WAC 388-28-365 and 388-28-370.

(iv) When income includes both community income and income from the separate property or from wages of the nonapplying spouse, at least half of the community income shall be considered available to the applicant, plus any residue of the separate income or wages exceeding the amount of the appropriate one-person payment level of the nonapplying spouse.

(v) Retirement benefits shall be treated like wages.

(vi) Income in-kind shall be treated as community income.

(c) Exempted income shall not be used in computing the need of any assistance unit.

(d) For rules on ~~((assumptive))~~ presumptive spouse, see WAC 388-28-355.

(3) The rules in subsection (2) of this section shall also apply to a person boarding and/or rooming in an adult family home or other nonmedical institution.

(4) When a person in a medical institution is to receive an AFDC or continuing general assistance grant, family income shall be allocated first to the appropriate payment level of legal dependents computed according to standards in chapter 388-29 WAC and then to the maintenance needs of the individual computed according to WAC 388-34-045, 388-34-085, 388-34-110, 388-34-120, or 388-34-378.

(5) When a person in a medical institution is to receive FAMCO, income shall be allocated according to WAC 388-83-045.

(6) The income of an individual applying for medical only shall be allocated according to WAC 388-83-045.

(7) The income of a person with other living arrangements is first applied to the grant requirements of the applicant and his or her dependents. Any remaining income shall be allocated for medical needs.

AMENDATORY SECTION (Amending Order 1728, filed 12/4/81)

WAC 388-28-515 NET CASH INCOME—DETERMINATION—EMPLOYMENT OR TRAINING EXPENSES—DEDUCTIONS FROM GROSS INCOME. (1) "Gross income" means the total wages, commissions, salary, bonus, in cash or in-kind, currently earned by an individual or income received for the purpose of obtaining remedial education or vocational training.

(a) The thirty dollars monthly incentive payment made by ~~((WSES))~~ DES to any participant in a WIN program of institutional and work experience training is disregarded in AFDC.

(b) The ~~((thirty dollars weekly))~~ incentive payments received by a ~~((CETA))~~ JTPA participant is disregarded in AFDC. For continuing general assistance, such payments are considered available to meet need.

(c) WIN transportation and related expenses (TRE) payments are training incentive payments paid for the first thirty days of employment and are disregarded for AFDC purposes.

~~((d) A person receiving an MDTA or CETA basic training allowance may not receive an AFDC or continuing general assistance grant concurrently.))~~

(2) In determining net income for general assistance from a training allowance, applicable expenses in ~~((subdivisions))~~ subsections (3)(a) through (5) of this section shall be deducted from the gross training allowance received.

(3) For general assistance, personal and nonpersonal work expenses computed according to ~~((subdivisions))~~ subsections (3)(a) through (5) of this section shall be deducted from earnings according to the method outlined in WAC 388-28-570(8).

Work-related expenses other than child care shall be deducted in accordance with the "percentage method" or the "actual method," whichever is chosen by the client.

(a) If the client chooses the "percentage method," twenty percent of the gross income shall be deducted. ~~((Recipients of WIN transportation and related expenses (TRE) payments may choose the "percentage method."))~~

(b) If the client chooses the "actual method," the actual cost of each work-related expense shall be deducted. This method shall be used

when the client provides written verification of all work-related expenses claimed.

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

(d) When the client changes methods, the provisions in WAC 388-33-135 and 388-33-140 shall apply.

(4) For general assistance, the following work-related expenses shall be deducted when claimed and verified under the actual method.

(a) Payroll deductions required by law or as a condition of employment in the amounts actually withheld.

(b) The necessary cost for transportation of the recipient to and from the place of employment or training in accordance with the following limitations:

(i) The most economical means of transportation shall be used.

(ii) When public transportation is available near the recipient's regular place of residence and practical for ~~((his/her))~~ his or her use, the allowance shall be the cost for such transportation from the recipient's home to the stop nearest his or her employment or training. The amount allowed is the actual cost of common carrier, based upon commuter's book of tickets, bus tokens at reduced quantity rate, etc., when available.

(iii) The term "public transportation" includes scheduled intracity and intercity busses, trains, boats, etc., but not "for hire" vehicles, such as taxis and rental cars unless no other means of public transportation is available.

(iv) When public transportation is not available or not practical for ~~((his/her))~~ his or her use, a recipient ~~((who shows))~~ showing that ~~((he/she))~~ he or she uses a vehicle to travel to and from employment or the training facility shall be allowed the actual cost of such transportation provided ~~((that))~~ the recipient furnishes verification of these costs. Shared rides shall be prorated on an equitable basis, depending on the travel plan.

(A) The actual work-related cost of operating the vehicle shall be the total operating cost of the vehicle times the percentage obtained from dividing the actual monthly mileage to and from work by the total miles driven during the month.

(B) The total operating cost of a vehicle shall be limited to gas, oil, and fluids; necessary service and repairs; replacement of worn items such as tires; registration and licensing fees; and depreciation and interest on automobile loans.

(v) When the client so chooses, eight cents per mile shall be allowed to cover the work-related costs of gas, oil, fluids, and depreciation.

(c) The cost of tolls and parking required for employment shall be deducted as a work-related expense.

(d) Expenses of employment necessary for continued employment, such as tools, materials, union dues, fees to employment agencies incurred via a legally binding contract, cost of special uniforms and laundering, and transportation to service customers if not furnished by the employer.

(e) The additional cost of clothing provided ~~((that))~~ it is verified ~~((that))~~ such clothing is necessary for continued employment.

(5) For general assistance applicants and recipients enrolled in a remedial education or vocational training course, the actual cost of uniforms and/or special clothing, as priced by the CSO, shall be deducted.

AMENDATORY SECTION (Amending Order 2049, filed 11/16/83)

WAC 388-28-535 NET CASH INCOME—DETERMINATION—DEDUCTIONS FROM GROSS INCOME—INCOME OF CHILD. (1) A child may receive income ~~((which is))~~ paid in his or her behalf to the parent or parents or other needy caretaker relative. Such income includes allotments, retirement, survivors and disability insurance, ~~((or))~~ veterans' benefits, court-ordered support payments, trust fund payments, or other income legally designated for the benefit of an individual child.

(a) The family shall have the option to:

(i) Include the child as a member of the assistance unit with all income considered as available to the assistance unit, or

(ii) Exclude the child from the assistance unit. In this instance, none of the child's income is available to the assistance unit.

(b) If a child's income includes a portion for his or her caretaker relative, that portion shall be available to meet the need of the assistance unit.

(c) The child's requirements shall be the difference between the payment level of the assistance unit including the child and the payment level of the assistance unit excluding the child.

(d) If a child out of school is included in the assistance unit, his or her earnings shall be treated as specified in subsection (3)(f) of this section. Determination of the child's net income is made with the caretaker relative and with the child when indicated.

(2) If the child is not included in the assistance unit, his or her eligibility for medical assistance shall be determined individually.

(3) In determining the amount of a child's earned income available to meet the current need of the assistance unit of which he or she is a member, the following rules apply:

(a) All earned income of a child in an assistance unit shall be disregarded in determining eligibility for six months and disregarded in determining payment amount when he or she is a full-time student or a part-time student who is not a full-time employee. See subsection (4) of this section for treatment of Job Training Partnership Act (JTPA) moneys.

(b) A student is one (~~who attends~~) attending a school, college or university, or a course of vocational or technical training designed to fit him or her for gainful employment, and includes a participant in the job corps program under the Economic Opportunity Act. A full-time student must have a school schedule equal to a full-time curriculum. A part-time student must have a school schedule equal to at least one-half of a full-time curriculum. A student enrolled during the school term just completed and planning to return to school when school reopens shall retain his or her status as a student during the summer vacation.

(c) A child earning income by working in a sheltered workshop or other training facility for handicapped children shall be considered, for purposes of income exemption, as being at least a part-time student (~~who is~~) working less than full time.

(d) To be employed full time, a child must be working thirty-five hours a week or the number of hours considered full time by the industry for which he or she works, whichever is less.

(e) Summer employment of students shall not be considered as full-time employment due to the temporary nature of such employment, even though the hours worked may exceed thirty-five hours a week.

(f) In determining the amount of a nonstudent child's earned income available to meet the current needs of the assistance unit, net income shall be computed according to WAC 388-28-570.

(4) All wages or other income (training allowances, payments for supportive services, etc.) received under the Job Training Partnership Act (JTPA) by a dependent child who is a full-time student, or a part-time student who is not a full-time employee, shall be disregarded both for the one hundred (~~ifty~~) ~~eighty-five~~ percent of need test for six months, if wages, and in computing the family's assistance payment. See WAC 388-28-570(3) and (4)(d) for treatment of JTPA moneys received by a dependent nonstudent child.

AMENDATORY SECTION (Amending Order 2049, filed 11/16/83)

WAC 388-28-570 NET CASH INCOME—EXEMPT EARNED INCOME. (1) For rules on exempting earned income of a full- or part-time student, see WAC 388-28-535. For rules exempting income from training, see WAC 388-28-515. For rules on other income, see WAC 388-28-580.

(2) As used in this section, "earned income" shall mean income in cash or in-kind earned as wages, salary, commissions, or profit from activities in which the individual is engaged as a self-employed person or as an employee. Earned income may be derived from self-employment (such as business enterprise or farming), or derived from wages or salary received as an employee. Earned income also includes earnings over a period of time for which settlement is made at one time, for example, sale of farm crops, livestock, or poultry. Income from rentals is earned income, provided the individual has managerial responsibility for the rental property.

(3) For an AFDC recipient, earned income includes earnings under Title I of the Elementary and Secondary Education Act, all earnings received under the Economic Opportunity Act, wages from WIN on-the-job training, and wages paid under the Job Training Partnership Act (JTPA) to adults and nonstudent dependent children. See WAC 388-28-535(1) for treatment of a child excluded from the grant, and WAC 388-28-535(4) for a dependent full-time student receiving JTPA wages.

(a) For public service employment under the Emergency Assistance Act, the thirty-dollar plus one-third earned income exemption is applicable.

(b) For public service employment under WIN, the thirty-dollar plus one-third earned income exemption does not apply. If net income

after work expenses are deducted does not meet need according to department standards, a supplemental grant may be paid.

(4) The definition of "earned income" excludes:

(a) Returns from capital investment with respect to which the individual is not himself or herself actively engaged, as in a business. For example, under most circumstances, dividends and interest are excluded from "earned income." See WAC 388-28-580.

(b) Benefits accruing as compensation or reward for service, or as compensation for lack of employment, for example, pensions and benefits from labor organizations, veterans' benefits, unemployment compensation, RSDI, etc. See WAC 388-28-580.

(c) Income from WIN incentive payments, and training-related expenses derived from WIN institutional or work experience training.

(d) Income received under the Job Training Partnership Act for training allowances, payments for support services, etc. Such income shall be treated according to WAC 388-28-535(4) for dependent children who are full-time students. For adults and nonstudent dependent children, disregard all moneys directly related to expenses incurred from participating in the program. Exempt the remaining amount up to the difference between the need standard and the payment standard. Consider any amount in excess of the need standard as unearned income.

(5)(a) In AFDC and refugee assistance when payment of income earned over a period of more than one month is delayed, the exemption applies only to the period of payment.

(b) In general assistance, the exemption applies to the period during which the exemption was earned rather than the period of payment.

(6) Aid to families with dependent children and refugee assistance.

(a) The following shall be disregarded sequentially from the monthly gross earned income of each individual member of the assistance unit.

(i) (~~Payroll deductions required by law or as a condition of employment, in the amounts actually withheld.~~

~~(ii) The following amounts)) Seventy-five dollars for work expenses (depending upon), regardless of the number of hours worked per month.~~

((Hours worked per month	Work expense deduction
0—40	\$ 20.00
41—80	40.00
81—120	60.00
121 or more	75.00))

~~((iii)) (ii) The actual cost not to exceed the following amounts depending upon the number of hours worked per month for the care of each dependent child or incapacitated adult living in the same home and receiving AFDC or refugee assistance. No deduction shall be made for child care provided by a parent or stepparent.~~

Hours worked per month	Child care maximum deductions
0 - 40	\$ 40.00
41 - 80	80.00
81 - 120	120.00
121 or more	160.00

~~((iv) For individuals found otherwise eligible to receive assistance or who have received assistance in one of the prior four months, thirty-dollar plus one-third of the remainder not already disregarded.~~

~~(v) The thirty-dollar and one-third disregard shall be applied for a maximum of four consecutive months; it cannot be applied again until he or she is a nonrecipient for twelve consecutive months.~~

~~Total gross monthly earned income for the purpose of this rule means the combined gross earned income of nonstudent dependent children and adults who are included in the AFDC assistance unit.)~~

~~(b) The following shall be disregarded sequentially from the combined gross earned income of nonstudent dependent children and adults included in the AFDC assistance unit.~~

~~(i) For individuals found otherwise eligible to receive assistance or having received assistance in one of the four prior months, thirty dollars and one-third of the remainder not already disregarded. The thirty dollars and one-third disregard shall be applied for a maximum of four consecutive months; it cannot be applied again until he or she has been a nonrecipient for twelve consecutive months.~~

~~(ii) After expiration of the disregard in subsection (6)(b)(i) of this section, thirty dollars shall be disregarded for a maximum of eight~~

consecutive months, whether or not the recipient has earnings or is receiving assistance; it cannot be applied again until he or she has been a nonrecipient for twelve consecutive months. This provision is effective November 1, 1984.

(c) The exemptions and deductions in subsection (6)(a)(~~(iii) through (v)~~) and (b) of this section will not be applied for any month if the individual within a period of thirty days preceding the month in which the income was received:

(i) Terminated his or her employment or reduced his or her earned income without good cause(~~(:)~~); or

(ii) Refused without good cause to accept employment in which he or she is able to engage which is offered through SES, or is otherwise offered by an employer if the offer of such employment is determined by the local office to be a bona fide offer of employment(~~(:)~~); or

(iii) Failed without good cause as determined by the CSO, to report earnings to the department on or before the eighteenth day of the month following the month in which the income was received, or by the first following work day if the eighteenth day of the month falls on a weekend or holiday. Under these circumstances, the thirty-dollar and one-third exemption shall be counted in the (~~(four-month)~~) applicable time limits. Any circumstance beyond the control of the recipient shall constitute good cause.

(c) If a recipient requests termination in order to break the consecutiveness of the (~~(four-month)~~) applicable time limits for the thirty-dollar plus one-third exemption, and would have been eligible, the months of voluntary nonreceipt of assistance shall be counted toward the (~~(four-month)~~) applicable time limits.

(d) If a recipient quits work without good cause, the thirty-dollar and one-third exemption shall be deemed to have been received and shall be counted toward the (~~(four-month)~~) applicable time limits.

(e) Months in which the applicant/recipient received the thirty-dollar and one-third exemption in another state shall not apply (towards) toward the (four-month limit unless there is a break in assistance which was not done voluntarily to break the continuity of the four-month limit) applicable time limits.

(7) The following conditions when verified shall constitute good cause for refusal of an offer of employment or refusal to continue employment:

(a) Physical, mental, or emotional inability of the individual to satisfactorily perform the work required;

(b) Inability of the individual to get to and from the job without undue cost or hardship to him or her;

(c) The nature of the work would be hazardous to the individual;

(d) The wages do not meet any applicable minimum wage requirements and are not customary for such work in the community;

(e) The job is available because of a labor dispute;

(f) Adequate child care is not available to the single parent AFDC household.

AMENDATORY SECTION (Amending Order 2049, filed 11/16/83)

WAC 388-28-575 DISREGARD OF INCOME AND RESOURCES. (1) In determining need and the amount of the assistance payment in AFDC, the following shall be disregarded as income and resources:

(a) Any grant or loan to any undergraduate student for educational purposes made or insured under any programs administered by the commissioner of education, U.S. Department of Health and Human Services. The entire amount of such loan or grant is disregarded, irrespective of the use to which the funds are put.

(b) Any per capita judgment funds paid under P.L. 92-254 to members of the (~~(Blackfeet)~~) Blackfoot Tribe of the (Blackfeet) Blackfoot Indian Reservation, Montana, and the Gros Ventre Tribe of the Fort Belknap Reservation, Montana.

(c) Any Indian claim settlement funds distributed per capita or held in trust as authorized in section 7 of P.L. 93-134 or section 6 of P.L. 94-114.

(d) The income and resources of an individual receiving benefits under Supplemental Security Income for the period such benefits are received.

(e) Any payments received by Alaska natives under the Alaska Native Claims Settlement Act, to the extent such payments are exempt from taxation under section 21(a) of that act.

(f) From August 1, 1975, to September 30, 1976, forty percent of the first fifty dollars collected by the office of support enforcement in payment on the support obligations for the current month.

(g) Wages, training allowances, and/or all moneys received under the Job Training Partnership Act (JTPA) by a dependent child who is

a full-time student or part-time student who is not a full-time employee shall be disregarded both for the one hundred (~~(fifty)~~) eighty-five percent of need test for six months, if wages, and in computing the family's assistance payment.

(h) Retroactive AFDC benefits resulting from a court order modifying a department policy.

(i) The part of a Veterans' Administration educational assistance payment for the student's educational expenses, such as, but not limited to, tuition, books, fees, equipment, transportation for school purposes, and child care services necessary for school attendance.

(j) HUD community development block grant funds obtained and used under conditions precluding use for current living costs.

(k) The first fifty dollars per month of the current monthly support obligation of any child support collected on the family's behalf or received by the family.

(2) In determining need and the amount of the assistance payment in AFDC and GA, the following shall be disregarded as income and resources:

(a) Any payment received under the Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970.

(b) The value of the coupon allotment under the Food Stamp Act of 1964, as amended.

(c) Any compensation provided to volunteers in ACTION programs established by Titles II and III of P.L. 93-113, the Domestic Volunteer Service Act of 1973.

(d) Any compensation provided volunteers in ACTION programs established by Title I of P.L. 93-113, the Domestic Volunteer Service Act.

(e) Any benefits received under the women, infants and children program (WIC) of the Child Nutrition Act of 1966, as amended, and the special food service program for children under the National School Lunch Act, as amended.

(f) Payments made under the Community Services Administration's Emergency Energy Conservation Program of 1979.

(g) Energy assistance payments.

WSR 85-01-079
EMERGENCY RULES
DEPARTMENT OF
SOCIAL AND HEALTH SERVICES
(Public Assistance)

[Order 2177—Filed December 19, 1984]

I, David A. Hogan, director of the Division of Administration and Personnel, do promulgate and adopt at Olympia, Washington, the annexed rules relating to AFDC and GA—Eligibility—Need, amending chapter 388-28 WAC.

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 the Deficit Reduction Act of 1984, which is already in effect.

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 Department of Social and Health Services as authorized in RCW 74.08.090.

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 December 13, 1984.

By David A. Hogan, Director
Division of Administration and Personnel

AMENDATORY SECTION (Amending Order 2087, filed 3/14/84)

WAC 388-28-435 EFFECT OF RESOURCES ON FINANCIAL NEED—PERSONAL PROPERTY EXEMPTIONS—CEILING VALUES—AFDC AND RA. (1) Household furnishings and personal clothing essential for daily living are exempt resources without ceiling value. Such items in storage shall be presumed to be not essential for daily living, but all other household furnishings and personal clothing shall be presumed to be essential for daily living and both presumptions stand in the absence of evidence to the contrary.

(2) The total value of cash, marketable securities, cash discount value of real estate or chattel mortgages, sales contracts, ~~((and burial plots,))~~ cash surrender value of life insurance ~~((and burial insurance)),~~ and excess value of vehicles, value of nonexempt property, and any other resources not specifically exempted shall not exceed one thousand dollars regardless of family size. Possession of resources in excess of the maximum shall render the household ineligible.

(3) Term or burial insurance up to a maximum equity value of one thousand five hundred per family member for the use of the applicant or applicants or recipient or recipients is exempt.

(4) One cemetery plot for each member of the assistance household is exempt personal property. Any additional plots shall be considered as a resource with other resources up to the ceiling maximum of one thousand dollars.

(5) One used and useful vehicle with an equity value of one thousand five hundred dollars or less is an exempt resource.

~~((4))~~ (6) Excess equity value of a used and useful vehicle and the equity value of other vehicles shall apply toward the limit in subsection (2) of this section.

AMENDATORY SECTION (Amending Order 1940, filed 1/28/83, effective 3/1/83)

WAC 388-28-475 USE OF INCOME AND INCOME POTENTIALS. (1) Meaning of income (see definition in WAC 388-20-030). Income includes all types of real or personal property, support from parent, stepparent, ~~((assumptive))~~ presumptive spouse, stocks and bonds, wages, interest in an estate, income from farming, all benefits and entitlements from private and public agencies, such as OASDI, veterans' agencies, U.C., gifts and prizes in the form of cash or marketable securities, etc. Its value is used to compute financial need in accordance with the policies herein.

(2) Ownership and use of income and income potentials. The policies in WAC 388-28-300 through 388-28-395 regarding ownership and use of resources also govern the ownership and use of income and income potentials.

(3) Resources and income. WAC 388-28-400 through 388-28-455 contain policies and procedures for

considering and using nonexempt resource values to determine financial need. WAC 388-28-475 through 388-28-600 covers policies and procedures used in computing income to determine financial need. The total nonexempt resource values and nonexempt net income values are compared with the appropriate payment level plus authorized additional requirements to determine financial need and, if it exists, the amount of the grant for which the applicant is eligible.

AMENDATORY SECTION (Amending Order 2031, filed 10/6/83)

WAC 388-28-480 USE OF INCOME AND INCOME POTENTIALS—TYPES OF INCOME—EFFECT ON NEED. (1) An applicant or recipient whose nonexempt net income for the month exceeds the monthly payment level plus authorized additional requirements is not eligible to receive assistance whether the income is received weekly, biweekly, or monthly, except as specified in WAC 388-24-250 through 388-24-265.

(2) Treatment of income.

(a) The grant amount for the month the application is approved shall be determined by subtracting all net income, received or reasonably expected to be received during the calendar month, from the payment level plus authorized additional requirements. The remainder shall be prorated for the number of days after grant authorization. This prorated figure is the grant amount for the first month of eligibility.

(b) The grant amount for the month following the month of initial eligibility shall be determined by subtracting all net income, received or reasonably expected to be received during the calendar month, from the payment level plus authorized additional requirements. The remainder is the grant amount for the second month of eligibility.

(c) The grant amount for the third month of assistance and subsequent months shall be based upon income and circumstances in the budget/report month. WAC 388-28-483(2) and (3), 388-33-135 and 388-33-140(1)(b) and (c) are exceptions to this rule.

(3) Irregular income up to five dollars per month received by a general assistance applicant or recipient may be disregarded towards meeting need by the local office if the probability exists that such future income will not be appreciable.

(4) Earned income credit (EIC) payments shall be considered earned income during the month received ~~((; whether received as advance payments or as an income tax refund, in accordance with PL 96-222.~~

~~((a) Such payments shall be considered as an addition to gross income for AFDC and refugee assistance whether actually received or not, providing that the recipient is eligible for such payment.~~

~~((b) If the family makes every effort to apply for and receive the advance EIC but cannot receive the advance EIC for some documented reason, e.g., the employer refuses to process it, the advance EIC shall not be deemed as income.~~

~~(c) Advance EIC is taken into consideration in the computation of need but is not deemed as income in the one hundred fifty percent test of gross income).~~

(5) Loans are not considered income, as defined in RCW 74.04.005(12), subject to the following restrictions:

(a) Any contractually agreed loan acquired by an applicant or recipient (~~(which commits)~~) committing all funds for a specific purpose other than current maintenance, and so expended, shall not be taken into account as income. The property used as collateral for the loan shall not be included in determining property reserves. The equity accumulated in the specified property shall be considered toward the resource ceiling.

(b) Any other loan, regardless of the loan's ability to meet current needs, shall not be taken into account as income when it is verified the following conditions are met:

(i) The terms of the loan are stated in a written agreement between the lender and the borrower, and

(ii) The agreement clearly specifies the obligation of the borrower to repay the loan. The agreement must include a repayment plan (~~(which provides)~~) providing for installments of specified amounts to begin within ninety days of the receipt of the loan and continue thereafter on a regular basis until the loan is fully repaid.

As part of the verification process, the recipient is required to submit loan contract papers or a written agreement setting forth the terms of the loan regarding the loan's amount and the repayment plan. The agreement must be signed by the lender and the recipient as parties to the agreement.

(6) Repayments to a recipient of money previously loaned by the recipient to another party shall not be taken into account as income, since the loan represents income or resources already considered in computing need. The facts of the loan must be verified. Consider any interest paid on the loan as newly acquired income.

(7) A gift in-kind, named as follows, supplied on condition that the gift in-kind be used only in a manner or for a purpose specified in writing by the donor shall not be considered as a resource or as income which is available to meet need.

(a) Real or personal property, excluding cash and marketable securities, which is exempted for an applicant and which is within the ceiling values. Example: A home or a new furnace.

(b) Any item in the department's standards for additional requirements which is not a requirement for the recipient of such a gift. Example: Telephone service.

(c) Needed goods or services not currently included as additional requirements in the department's standards. Example: Repair of house or of household equipment.

(8) WAC 388-28-482 and 388-28-484 cover newly acquired income received by a recipient.

AMENDATORY SECTION (Amending Order 1940, filed 1/28/83, effective 3/1/83)

WAC 388-28-482 EFFECT OF NEWLY ACQUIRED INCOME AND PROPERTY ON CONTINUING NEED. "Newly acquired income" means

any previously unreported or undiscovered income which has come into the possession or control, in whole or in part, of a recipient of public assistance, or of a recipient in suspended grant status.

(1) Whenever a recipient shall come into the possession or control of any income, except as modified in subsection (3), (4), and (5) of this section, such income shall be deducted from the payment level plus authorized additional requirements to determine grant amount beginning with the effective date specified in WAC 388-28-483. The amount deducted shall equal the following:

(a) The net amount of the income if in cash or its equivalent.

(b) At least his or her equity in the quick sale value of property other than cash.

(2) When the property is only potentially available for use in meeting the recipient's requirements, WAC 388-28-400(7) applies.

(3) Exceptions. A recipient who comes into the possession and control of property listed in this subsection may retain such property without having the fact of possession or its sale value affect his or her eligibility or need.

(a) A home used as a residence - see WAC 388-28-420.

(b) Useful and needed clothing, household equipment, food, fuel, and other items included in the requirement standards.

(c) An automobile within the ceiling values in WAC 388-28-430(2).

(4) Recipient with income. The rule in subsection (1) of this section is modified for recipient of AFDC or continuing general assistance with income as follows:

(a) Earned income retained by a child according to WAC 388-28-535(3) shall be considered as the personal property of the family and shall be subject to the ceilings in WAC 388-28-430(2).

(b) Income from the Economic Opportunity Act, Title I of the Elementary and Secondary Education Act, and from WIN(~~(MDTA)~~) and (~~CEFA~~) JTPA is treated according to WAC 388-28-515 and 388-28-570 through 388-28-578.

(c) The possession of any amount of funds from sources listed in subsection (4)(a) and (b) of this section in a cash reserve or savings account does not affect the eligibility of a general assistance recipient. However, if such exempted income is converted into other types of property, WAC 388-28-410 through 388-28-455 apply.

(d) Income from interest on exempt savings, dividends from exempt stocks, increase in life insurance cash surrender value, livestock births, etc., affect eligibility only to the extent that the amount causes the total value of the resource possessed to exceed the ceiling values of the resource. The excess is considered available.

(e) Payment for funeral expenses for recipient. When a public assistance recipient dies, his or her surviving spouse or children or parent of a minor child receiving public assistance(~~(:)~~) may use any of their exempt or nonexempt resources or income, except the home property, to add to available funeral and burial resources in order to pay for the funeral expenses of the deceased

person without affecting their eligibility for public assistance: PROVIDED(;) HOWEVER, That if the total funeral expenses for the deceased recipient exceeds the department's maximum cost or the amount provided by the recipient toward the total cost of the funeral expense, whichever is the lesser, shall be considered available to meet the public assistance need of the surviving recipient in accordance with this section.

(f) Funds received by an applicant or recipient ~~((which represent))~~ representing another person's or family's share of household costs are exempt as income provided that:

(i) Such payments do not represent legally obligated child support except as provided in WAC 388-28-484(7)(b), and

(ii) The provisions of subsection (5) of this section are met.

(5) Use of grant and cash reserve in relation to income.

(a) No question about eligibility is raised if public assistance grants and other income ~~((which has been))~~ considered in computing financial need are used to add to the cash reserve up to the legal personal property limitations - see WAC 388-28-430. The cash reserve may exceed the maximum only to the extent these unexpended moneys are on hand within thirty days after their receipt, and by exempted amounts as specified in this section.

(b) A recipient always has the right to make a current expenditure out of a cash reserve and replace it from a succeeding grant, just as he or she might place his or her whole grant in a bank account, along with his or her cash reserve, at the beginning of the month and then spend out of the account during the month.

AMENDATORY SECTION (Amending Order 2087, filed 3/14/84)

WAC 388-28-484 TREATMENT OF NEWLY ACQUIRED NONEXEMPT INCOME AND RESOURCES. (1) Income affects the grant amount according to the provisions of WAC 388-28-483.

(2) When the value of the income is taken into account in the assistance payment as specified in WAC 388-28-483, the following rules apply:

(a) If the income value plus any other income amounts to less than the payment ~~((level))~~ standard plus authorized additional requirements and is recurrent or nonrecurrent, assistance is continued in the amount of the difference.

(b) Effective January 1, 1982, for AFDC and refugee assistance, when the assistance unit's nonrecurrent income after applicable disregards exceeds the ((need)) payment standard, plus authorized additional requirements, the unit shall be ineligible for assistance for the number of full months derived by dividing this total income by the need standard plus authorized additional requirements. A minimum period of ineligibility shall be one month.

(i) Any income remaining after this calculation is treated as income received in the first month following the period of ineligibility.

(ii) The period of ineligibility may be shortened when the following conditions are met:

(A) ~~((A life-threatening circumstance exists, and))~~ An event occurs which, had the assistance unit been receiving assistance, would result in an increase in the need standard, or

(B) ~~((The income causing the period of ineligibility has or will be expended in connection with the life-threatening circumstance, and))~~ The income received, or any part thereof, has become unavailable to the members of the assistance unit for reasons beyond their control, or

(C) ~~((Until the time of the life-threatening circumstance, the income must have been used to meet essential needs, and))~~ Members of the assistance unit incur, become responsible for, and pay medical expenses.

(D) ~~((Currently the assistance unit must have no other income or resources sufficient to meet the life-threatening circumstances))~~ Assistance is authorized only after the event in subsection (2)(b)(ii)(A), (B), or (C) of this section has been verified and current eligibility has been established.

(c) If the nonrecurrent income equals or exceeds one month's payment level plus authorized additional requirements for general assistance, but is less than two months' payment level plus authorized additional requirements minus other income, the recipient is ineligible for a grant from the effective date specified in WAC 388-28-483, and his or her grant is suspended. The suspension period is determined exactly, that is, up to the date of the absorption of the income.

(d) If the income is recurrent and equal to or in excess of one month's payment level plus authorized additional requirements minus other income the recipient is ineligible from the effective date specified in WAC 388-28-483 and the grant is terminated, except for persons in institutions other than nursing homes as provided in WAC 388-34-160.

(e) For general assistance if the income is recurrent or nonrecurrent and its value is in excess of two months' payment level plus authorized additional requirements minus other income, the recipient is ineligible from the effective date specified in WAC 388-28-483 and the grant is terminated. Ineligibility shall continue for two months. The period of ineligibility, however, may be reduced if the applicant has verifiable expenses such as medical care, unforeseen disaster or other changes in circumstances ~~((which make))~~ making it impossible for him or her to live on his or her resource for the two-month period of ineligibility. The eligibility of a former recipient ((who reapplies)) reapplying shall be determined on the same basis as a new applicant.

(3) If income is not taken into account in assistance payments but is subsequently discovered, an overpayment shall be established according to chapter 388-44 WAC.

(4) If a general assistance recipient has been determined to be ineligible for a current or future period of time, and his or her grant will be suspended or terminated for such period of time, due to either newly acquired income, or transfer of property, and is in need during

such period of ineligibility, assistance may be granted within the limits of the rule in WAC 388-28-464.

(5) A person acquiring income during suspended status shall be treated as a recipient in terms of eligibility, not as an applicant.

(6) Rules and procedure in chapter 388-44 WAC are followed in respect to overpayment.

(7) An applicant or recipient whose nonexempt gross income exceeds one hundred (~~(fifty)~~ eighty-five percent of the standard of need for the appropriate household size plus additional requirements authorized for that assistance unit, is not eligible for AFDC or refugee assistance from the date specified in WAC 388-28-483. The income of all members of the assistance unit and the income of natural, adoptive, or stepparents of children in the assistance unit residing in the same household, shall be considered in this test except for income identified in WAC 388-28-484(7)(a) and (b) of this section.

~~(a) ((Advance earned income credits are not counted in the one hundred fifty percent test))~~ In determining the total income of the family, the earned income of a child who is a full-time student is excluded for six consecutive months per calendar year.

~~(b) The first fifty dollars per month of the current monthly support obligation of any child support collected on the family's behalf or received by the family.~~

~~(c) Gross income shall be defined as all income not specifically exempted by rule or regulation before applicable program disregards are applied.~~

~~((c) If the assistance unit's gross income exceeds one hundred fifty percent of the need standard plus authorized additional requirements but the net income does not exceed one hundred percent of the basic payment level plus authorized additional requirements, the assistance unit shall be ineligible for one full month.))~~

~~(d) Net income shall be defined as gross income less applicable disregards and deductions for which the applicant or recipient is eligible.~~

~~(8) Income which has been taken into account in computing financial need according to subsection (2) of this section if retained by a ((GAU)) GA-U recipient does not affect his or her eligibility unless the amount retained at the time of the next periodic review exceeds the exempt property holdings permitted for an applicant. In this event the rule on nonexempt resources or income pertaining to an applicant ((are)) is applied.~~

AMENDATORY SECTION (Amending Order 1940, filed 1/28/83, effective 3/1/83)

WAC 388-28-500 USE OF INCOME AND INCOME POTENTIALS—COMPUTING AND ALLOCATING INCOME. (1) Living arrangements, family relationships, and categories of assistance also affect the use of income in computing financial need as provided by the rules in this section.

(2) Except as provided in this subsection, the nonexempt net income of a person in his or her own home shall be attributed to the assistance unit of which he or she is a member.

(a) The total nonexempt net community income of a family having two or more eligible assistance units shall be divided equally between the assistance units unless

some other division is preferred. An unequal division of the family income is not permitted if it increases the total amount of assistance (excluding medical care) to which the family would be entitled.

(b) Applicant with a nonapplying independent spouse.

(i) If all income is from community property or from community earnings other than wages, not less than one-half the total income shall be considered available to an AFDC applicant living with a nonapplying spouse.

(ii) Net income from wages or from the separate property of the nonapplying spouse shall be considered available to the applicant only to the extent ((it)) the net income exceeds the amount of the nonapplying spouse's appropriate one-person payment level.

(iii) Wages or income from separate property of the applicant shall be considered as provided in WAC 388-28-365 and 388-28-370.

(iv) When income includes both community income and income from the separate property or from wages of the nonapplying spouse, at least half of the community income shall be considered available to the applicant, plus any residue of the separate income or wages exceeding the amount of the appropriate one-person payment level of the nonapplying spouse.

(v) Retirement benefits shall be treated like wages.

(vi) Income in-kind shall be treated as community income.

(c) Exempted income shall not be used in computing the need of any assistance unit.

(d) For rules on ((assumptive)) presumptive spouse, see WAC 388-28-355.

(3) The rules in subsection (2) of this section shall also apply to a person boarding and/or rooming in an adult family home or other nonmedical institution.

(4) When a person in a medical institution is to receive an AFDC or continuing general assistance grant, family income shall be allocated first to the appropriate payment level of legal dependents computed according to standards in chapter 388-29 WAC and then to the maintenance needs of the individual computed according to WAC 388-34-045, 388-34-085, 388-34-110, 388-34-120, or 388-34-378.

(5) When a person in a medical institution is to receive FAMCO, income shall be allocated according to WAC 388-83-045.

(6) The income of an individual applying for medical only shall be allocated according to WAC 388-83-045.

(7) The income of a person with other living arrangements is first applied to the grant requirements of the applicant and his or her dependents. Any remaining income shall be allocated for medical needs.

AMENDATORY SECTION (Amending Order 1728, filed 12/4/81)

WAC 388-28-515 NET CASH INCOME—DETERMINATION—EMPLOYMENT OR TRAINING EXPENSES—DEDUCTIONS FROM GROSS INCOME. (1) "Gross income" means the total wages, commissions, salary, bonus, in cash or in-kind, currently earned by an individual or income received for the purpose of obtaining remedial education or vocational training.

(a) The thirty dollars monthly incentive payment made by ~~((WSES))~~ DES to any participant in a WIN program of institutional and work experience training is disregarded in AFDC.

(b) The ~~((thirty dollars weekly))~~ incentive payments received by a ~~((CETA))~~ JTPA participant is disregarded in AFDC. For continuing general assistance, such payments are considered available to meet need.

(c) WIN transportation and related expenses (TRE) payments are training incentive payments paid for the first thirty days of employment and are disregarded for AFDC purposes.

~~((d) A person receiving an MDTA or CETA basic training allowance may not receive an AFDC or continuing general assistance grant concurrently:))~~

(2) In determining net income for general assistance from a training allowance, applicable expenses in ~~((subdivisions))~~ subsections (3)(a) through (5) of this section shall be deducted from the gross training allowance received.

(3) For general assistance, personal and nonpersonal work expenses computed according to ~~((subdivisions))~~ subsections (3)(a) through (5) of this section shall be deducted from earnings according to the method outlined in WAC 388-28-570(8).

Work-related expenses other than child care shall be deducted in accordance with the "percentage method" or the "actual method," whichever is chosen by the client.

(a) If the client chooses the "percentage method," twenty percent of the gross income shall be deducted. ~~((Recipients of WIN transportation and related expenses (TRE) payments may choose the "percentage method:"))~~

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

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

(d) When the client changes methods, the provisions in WAC 388-33-135 and 388-33-140 shall apply.

(4) For general assistance, the following work-related expenses shall be deducted when claimed and verified under the actual method.

(a) Payroll deductions required by law or as a condition of employment in the amounts actually withheld.

(b) The necessary cost for transportation of the recipient to and from the place of employment or training in accordance with the following limitations:

(i) The most economical means of transportation shall be used.

(ii) When public transportation is available near the recipient's regular place of residence and practical for ~~((his/her))~~ his or her use, the allowance shall be the cost for such transportation from the recipient's home to the stop nearest his or her employment or training. The amount allowed is the actual cost of common carrier, based upon commuter's book of tickets, bus tokens at reduced quantity rate, etc., when available.

(iii) The term "public transportation" includes scheduled intracity and intercity busses, trains, boats, etc., but not "for hire" vehicles, such as taxis and rental cars unless no other means of public transportation is available.

(iv) When public transportation is not available or not practical for ~~((his/her))~~ his or her use, a recipient ~~((who shows))~~ showing that ((he/she)) he or she uses a vehicle to travel to and from employment or the training facility shall be allowed the actual cost of such transportation provided ~~((that))~~ the recipient furnishes verification of these costs. Shared rides shall be prorated on an equitable basis, depending on the travel plan.

(A) The actual work-related cost of operating the vehicle shall be the total operating cost of the vehicle times the percentage obtained from dividing the actual monthly mileage to and from work by the total miles driven during the month.

(B) The total operating cost of a vehicle shall be limited to gas, oil, and fluids; necessary service and repairs; replacement of worn items such as tires, registration and licensing fees; and depreciation and interest on automobile loans.

(v) When the client so chooses, eight cents per mile shall be allowed to cover the work-related costs of gas, oil, fluids, and depreciation.

(c) The cost of tolls and parking required for employment shall be deducted as a work-related expense.

(d) Expenses of employment necessary for continued employment, such as tools, materials, union dues, fees to employment agencies incurred via a legally binding contract, cost of special uniforms and laundering, and transportation to service customers if not furnished by the employer.

(e) The additional cost of clothing provided ~~((that))~~ it is verified ~~((that))~~ such clothing is necessary for continued employment.

(5) For general assistance applicants and recipients enrolled in a remedial education or vocational training course, the actual cost of uniforms and/or special clothing, as priced by the CSO, shall be deducted.

AMENDATORY SECTION (Amending Order 2049, filed 11/16/83)

WAC 388-28-535 NET CASH INCOME—DETERMINATION—DEDUCTIONS FROM GROSS INCOME—INCOME OF CHILD. (1) A child may receive income ~~((which is))~~ paid in his or her behalf to the parent or parents or other needy caretaker relative. Such income includes allotments, retirement, survivors and disability insurance, ~~((or))~~ veterans' benefits, court-ordered support payments, trust fund payments, or other income legally designated for the benefit of an individual child.

(a) The family shall have the option to:

(i) Include the child as a member of the assistance unit with all income considered as available to the assistance unit, or

(ii) Exclude the child from the assistance unit. In this instance, none of the child's income is available to the assistance unit.

(b) If a child's income includes a portion for his or her caretaker relative, that portion shall be available to meet the need of the assistance unit.

(c) The child's requirements shall be the difference between the payment level of the assistance unit including the child and the payment level of the assistance unit excluding the child.

(d) If a child out of school is included in the assistance unit, his or her earnings shall be treated as specified in subsection (3)(f) of this section. Determination of the child's net income is made with the caretaker relative and with the child when indicated.

(2) If the child is not included in the assistance unit, his or her eligibility for medical assistance shall be determined individually.

(3) In determining the amount of a child's earned income available to meet the current need of the assistance unit of which he or she is a member, the following rules apply:

(a) All earned income of a child in an assistance unit shall be disregarded in determining eligibility for six months and disregarded in determining payment amount when he or she is a full-time student or a part-time student who is not a full-time employee. See subsection (4) of this section for treatment of Job Training Partnership Act (JTPA) moneys.

(b) A student is one (~~(who attends)~~) attending a school, college or university, or a course of vocational or technical training designed to fit him or her for gainful employment, and includes a participant in the job corps program under the Economic Opportunity Act. A full-time student must have a school schedule equal to a full-time curriculum. A part-time student must have a school schedule equal to at least one-half of a full-time curriculum. A student enrolled during the school term just completed and planning to return to school when school reopens shall retain his or her status as a student during the summer vacation.

(c) A child earning income by working in a sheltered workshop or other training facility for handicapped children shall be considered, for purposes of income exemption, as being at least a part-time student (~~(who is)~~) working less than full time.

(d) To be employed full time, a child must be working thirty-five hours a week or the number of hours considered full time by the industry for which he or she works, whichever is less.

(e) Summer employment of students shall not be considered as full-time employment due to the temporary nature of such employment, even though the hours worked may exceed thirty-five hours a week.

(f) In determining the amount of a nonstudent child's earned income available to meet the current needs of the assistance unit, net income shall be computed according to WAC 388-28-570.

(4) All wages or other income (training allowances, payments for supportive services, etc.) received under the Job Training Partnership Act (JTPA) by a dependent child who is a full-time student, or a part-time student who is not a full-time employee, shall be disregarded both for the one hundred (~~(fifty)~~) eighty-five

percent of need test for six months, if wages, and in computing the family's assistance payment. See WAC 388-28-570(3) and (4)(d) for treatment of JTPA moneys received by a dependent nonstudent child.

AMENDATORY SECTION (Amending Order 2049, filed 11/16/83)

WAC 388-28-570 NET CASH INCOME—EXEMPT EARNED INCOME. (1) For rules on exempting earned income of a full- or part-time student, see WAC 388-28-535. For rules exempting income from training, see WAC 388-28-515. For rules on other income, see WAC 388-28-580.

(2) As used in this section, "earned income" shall mean income in cash or in-kind earned as wages, salary, commissions, or profit from activities in which the individual is engaged as a self-employed person or as an employee. Earned income may be derived from self-employment (such as business enterprise or farming), or derived from wages or salary received as an employee. Earned income also includes earnings over a period of time for which settlement is made at one time, for example, sale of farm crops, livestock, or poultry. Income from rentals is earned income, provided the individual has managerial responsibility for the rental property.

(3) For an AFDC recipient, earned income includes earnings under Title I of the Elementary and Secondary Education Act, all earnings received under the Economic Opportunity Act, wages from WIN on-the-job training, and wages paid under the Job Training Partnership Act (JTPA) to adults and nonstudent dependent children. See WAC 388-28-535(1) for treatment of a child excluded from the grant, and WAC 388-28-535(4) for a dependent full-time student receiving JTPA wages.

(a) For public service employment under the Emergency Assistance Act, the thirty-dollar plus one-third earned income exemption is applicable.

(b) For public service employment under WIN, the thirty-dollar plus one-third earned income exemption does not apply. If net income after work expenses are deducted does not meet need according to department standards, a supplemental grant may be paid.

(4) The definition of "earned income" excludes:

(a) Returns from capital investment with respect to which the individual is not himself or herself actively engaged, as in a business. For example, under most circumstances, dividends and interest are excluded from "earned income." See WAC 388-28-580.

(b) Benefits accruing as compensation or reward for service, or as compensation for lack of employment, for example, pensions and benefits from labor organizations, veterans' benefits, unemployment compensation, RSDI, etc. See WAC 388-28-580.

(c) Income from WIN incentive payments, and training-related expenses derived from WIN institutional or work experience training.

(d) Income received under the Job Training Partnership Act for training allowances, payments for support services, etc. Such income shall be treated according to WAC 388-28-535(4) for dependent children who are full-time students. For adults and nonstudent dependent

children, disregard all moneys directly related to expenses incurred from participating in the program. Exempt the remaining amount up to the difference between the need standard and the payment standard. Consider any amount in excess of the need standard as unearned income.

(5)(a) In AFDC and refugee assistance when payment of income earned over a period of more than one month is delayed, the exemption applies only to the period of payment.

(b) In general assistance, the exemption applies to the period during which the exemption was earned rather than the period of payment.

(6) Aid to families with dependent children and refugee assistance.

(a) The following shall be disregarded sequentially from the monthly gross earned income of each individual member of the assistance unit.

(i) ~~((Payroll deductions required by law or as a condition of employment, in the amounts actually withheld:~~

~~(ii) The following amounts)) Seventy-five dollars for work expenses ((depending upon)), regardless of the number of hours worked per month.~~

((Hours worked per month	Work expense deduction
0 - 40	\$ 20.00
41 - 80	40.00
81 - 120	60.00
121 or more	75.00))

~~((iii)) (ii) The actual cost not to exceed the following amounts depending upon the number of hours worked per month for the care of each dependent child or incapacitated adult living in the same home and receiving AFDC or refugee assistance. No deduction shall be made for child care provided by a parent or stepparent.~~

Hours worked per month	Child care maximum deductions
0 - 40	\$ 40.00
41 - 80	80.00
81 - 120	120.00
121 or more	160.00

~~((iv) For individuals found otherwise eligible to receive assistance or who have received assistance in one of the prior four months, thirty-dollar plus one-third of the remainder not already disregarded:~~

~~(v) The thirty-dollar and one-third disregard shall be applied for a maximum of four consecutive months, it cannot be applied again until he or she is a nonrecipient for twelve consecutive months:~~

~~Total gross monthly earned income for the purpose of this rule means the combined gross earned income of nonstudent dependent children and adults who are included in the AFDC assistance unit.))~~

(b) The following shall be disregarded sequentially from the combined gross earned income of nonstudent dependent children and adults included in the AFDC assistance unit.

(i) For individuals found otherwise eligible to receive assistance or having received assistance in one of the four prior months, thirty dollars and one-third of the remainder not already disregarded. The thirty dollars and one-third disregard shall be applied for a maximum of four consecutive months; it cannot be applied again until he or she has been a nonrecipient for twelve consecutive months.

(ii) After expiration of the disregard in subsection (6)(b)(i) of this section, thirty dollars shall be disregarded for a maximum of eight consecutive months, whether or not the recipient has earnings or is receiving assistance; it cannot be applied again until he or she has been a nonrecipient for twelve consecutive months. This provision is effective November 1, 1984.

(c) The exemptions and deductions in subsection (6)(a)((ii) through (v)) and (b) of this section will not be applied for any month if the individual within a period of thirty days preceding the month in which the income was received:

(i) Terminated his or her employment or reduced his or her earned income without good cause(;)₂ or

(ii) Refused without good cause to accept employment in which he or she is able to engage which is offered through SES, or is otherwise offered by an employer if the offer of such employment is determined by the local office to be a bona fide offer of employment(;)₂; or

(iii) Failed without good cause as determined by the CSO, to report earnings to the department on or before the eighteenth day of the month following the month in which the income was received, or by the first following work day if the eighteenth day of the month falls on a weekend or holiday. Under these circumstances, the thirty-dollar and one-third exemption shall be counted in the ~~((four-month))~~ applicable time limits. Any circumstance beyond the control of the recipient shall constitute good cause.

(c) If a recipient requests termination in order to break the consecutiveness of the ~~((four-month))~~ applicable time limits for the thirty-dollar plus one-third exemption, and would have been eligible, the months of voluntary nonreceipt of assistance shall be counted toward the ~~((four-month))~~ applicable time limits.

(d) If a recipient quits work without good cause, the thirty-dollar and one-third exemption shall be deemed to have been received and shall be counted toward the ~~((four-month))~~ applicable time limits.

(e) Months in which the applicant/recipient received the thirty-dollar and one-third exemption in another state shall not apply ~~((towards))~~ toward the ~~((four-month limit unless there is a break in assistance which was not done voluntarily to break the continuity of the four-month limit))~~ applicable time limits.

(7) The following conditions when verified shall constitute good cause for refusal of an offer of employment or refusal to continue employment:

(a) Physical, mental, or emotional inability of the individual to satisfactorily perform the work required;

(b) Inability of the individual to get to and from the job without undue cost or hardship to him or her;

(c) The nature of the work would be hazardous to the individual;

(d) The wages do not meet any applicable minimum wage requirements and are not customary for such work in the community;

(e) The job is available because of a labor dispute;

(f) Adequate child care is not available to the single parent AFDC household.

AMENDATORY SECTION (Amending Order 2049, filed 11/16/83)

WAC 388-28-575 **DISREGARD OF INCOME AND RESOURCES.** (1) In determining need and the amount of the assistance payment in AFDC, the following shall be disregarded as income and resources:

(a) Any grant or loan to any undergraduate student for educational purposes made or insured under any programs administered by the commissioner of education, U.S. Department of Health and Human Services. The entire amount of such loan or grant is disregarded, irrespective of the use to which the funds are put.

(b) Any per capita judgment funds paid under P.L. 92-254 to members of the (~~Blackfeet~~) Blackfoot Tribe of the (~~Blackfeet~~) Blackfoot Indian Reservation, Montana, and the Gros Ventre Tribe of the Fort Belknap Reservation, Montana.

(c) Any Indian claim settlement funds distributed per capita or held in trust as authorized in section 7 of P.L. 93-134 or section 6 of P.L. 94-114.

(d) The income and resources of an individual receiving benefits under Supplemental Security Income for the period such benefits are received.

(e) Any payments received by Alaska natives under the Alaska Native Claims Settlement Act, to the extent such payments are exempt from taxation under section 21(a) of that act.

(f) From August 1, 1975, to September 30, 1976, forty percent of the first fifty dollars collected by the office of support enforcement in payment on the support obligations for the current month.

(g) Wages, training allowances, and/or all moneys received under the Job Training Partnership Act (JTPA) by a dependent child who is a full-time student or part-time student who is not a full-time employee shall be disregarded both for the one hundred (~~fifty~~) eighty-five percent of need test for six months, if wages, and in computing the family's assistance payment.

(h) Retroactive AFDC benefits resulting from a court order modifying a department policy.

(i) The part of a Veterans' Administration educational assistance payment for the student's educational expenses, such as, but not limited to, tuition, books, fees, equipment, transportation for school purposes, and child care services necessary for school attendance.

(j) HUD community development block grant funds obtained and used under conditions precluding use for current living costs.

(k) The first fifty dollars per month of the current monthly support obligation of any child support collected on the family's behalf or received by the family.

(2) In determining need and the amount of the assistance payment in AFDC and GA, the following shall be disregarded as income and resources:

(a) Any payment received under the Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970.

(b) The value of the coupon allotment under the Food Stamp Act of 1964, as amended.

(c) Any compensation provided to volunteers in ACTION programs established by Titles II and III of P.L. 93-113, the Domestic Volunteer Service Act of 1973.

(d) Any compensation provided volunteers in ACTION programs established by Title I of P.L. 93-113, the Domestic Volunteer Service Act.

(e) Any benefits received under the women, infants and children program (WIC) of the Child Nutrition Act of 1966, as amended, and the special food service program for children under the National School Lunch Act, as amended.

(f) Payments made under the Community Services Administration's Emergency Energy Conservation Program of 1979.

(g) Energy assistance payments.

WSR 85-01-080

ADOPTED RULES

BOARD OF HEALTH

[Order 278—Filed December 19, 1984]

Be it resolved by the Washington State Board of Health, acting at Olympia, Washington, that it does adopt the annexed rules relating to reportable diseases, list of, amending WAC 248-100-075.

This action is taken pursuant to Notice No. WSR 84-22-008 filed with the code reviser on October 29, 1984. 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 Board of Health as authorized in RCW 43.20.050.

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 December 12, 1984.

By John A. Beare, MD, MPH
Secretary

AMENDATORY SECTION (Amending Order 276, filed 9/17/84)

WAC 248-100-075 **REPORTABLE DISEASES—LIST OF.** The state board of health does hereby declare the following diseases to be notifiable (reportable) in accordance with the procedures indicated in these rules and regulations:

(1) Acquired Immunodeficiency Syndrome (AIDS)

(2) Amoebic dysentery

~~((2))~~ (3) Anthrax

~~((3))~~ (4) Aseptic meningitis

~~((4))~~ Autoimmune Deficiency Syndrome (AIDS))

- (5) Botulism
- (6) Brucellosis
- (7) Chancroid
- (8) Chicken pox
- (9) Cholera
- (10) Conjunctivitis, infectious (incl. ophthalmia neonatorum)
- (11) Coxsackie disease
- (12) Diarrhea, epidemic (incl. diarrhea of newborn)
- (13) Diphtheria and carrier state
- (14) Dysentery, bacillary (shigellosis and salmonellosis)
- (15) Encephalitis, infectious
- (16) Food poisoning
- (17) Gonorrhoea
- (18) Granuloma inguinale
- (19) Hepatitis, infectious
- (20) Influenza and epidemic respiratory infection
- (21) Leprosy
- (22) Leptospirosis
- (23) Lymphogranuloma venereum
- (24) Malaria
- (25) Measles
- (26) Meningococcal infection
- (27) Mumps
- (28) Pertussis
- (29) Plague
- (30) Poliomyelitis
- (31) Psittacosis
- (32) Rabies
- (33) Rheumatic fever
- (34) Rocky Mt. spotted fever
- (35) Rubella
- (36) Salmonellosis (see dysentery)
- (37) Smallpox
- (38) Staphylococcal infections in hospitalized patients
- (39) Streptococcal infections. Scarlet fever and septic sore throat
- (40) Syphilis
- (41) Tetanus
- (42) Tick paralysis
- (43) Trachoma
- (44) Trichinosis
- (45) Tuberculosis
- (46) Tularemia
- (47) Typhoid and paratyphoid fever and carrier state.

WSR 85-01-081

**NOTICE OF PUBLIC MEETINGS
DEPARTMENT OF NATURAL RESOURCES
(Forest Fire Advisory Board)**

[Memorandum—December 19, 1984]

A meeting of the Forest Fire Advisory Board is scheduled at 9:00 a.m. on Monday, January 21, 1985, in the Forest Land Management Division Conference Room, 9701 Blomberg Street S.W., Olympia, Washington.

**WSR 85-01-082
PROPOSED RULES
DEPARTMENT OF PERSONNEL
(Personnel Board)**

[Filed December 19, 1984]

Notice is hereby given in accordance with the provisions of RCW 34.04.025, that the State Personnel Board intends to adopt, amend, or repeal rules concerning determination of bargaining unit, amending WAC 356-42-020;

that the agency will at 10:00 a.m., Thursday, January 10, 1985, in the Board Hearings Room, Department of Personnel, 600 South Franklin, 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 41.06.040.

The specific statute these rules are intended to implement is RCW 41.06.150.

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency before January 8, 1985.

This notice is connected to and continues the matter in Notice No. WSR 84-23-058 filed with the code reviser's office on November 20, 1984.

Dated: December 18, 1984

By: Leonard Nord
Secretary

**WSR 85-01-083
ADOPTED RULES
DEPARTMENT OF PERSONNEL
(Personnel Board)**

[Order 212—Filed December 19, 1984]

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 work period designations, amending WAC 356-15-020.

This action is taken pursuant to Notice No. WSR 84-23-058 filed with the code reviser on November 20, 1984. 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 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 December 13, 1984.

By Leonard Nord
Secretary

AMENDATORY SECTION (Amending Order 193, filed 11/28/83)

WAC 356-15-020 WORK PERIOD DESIGNATIONS. The personnel board shall assign a specific work period designation to each classification. The personnel board may authorize a work period designation which differs from the class-wide designation for specific positions having atypical working conditions. When two or more designations are indicated for a job classification, the first designation listed shall constitute the class-wide designation. Each position shall be assigned only one designation. The work period designation for persons on "in-training" and "underfill" appointments shall be the same as that of the position to which they are appointed.

(1) Scheduled (S):

(a) Standard: Full time positions with conditions of employment which may be completed within five consecutive work days, each having the same starting time and lasting not more than eight working hours, and occurring within the same workweek.

(b) Alternate: Full time positions with conditions of employment which may be completed within:

(i) Five work days lasting not more than eight working hours within the same workweek but which, because of operational necessity, cannot be scheduled with the same daily starting time or with consecutive days off; or

(ii) Four work days lasting not more than ten working hours each within the same workweek; or

(iii) Ten consecutive work days with four consecutive days off; or

(iv) Ten work days lasting not more than eight working hours and occurring within a scheduled fourteen consecutive day period. Positions are restricted to employees in the registered nurse class series who work in an institutional hospital primarily engaged in the care of residents.

(v) Continuous five work-days-per-week shifts which rotate each 28 days to a different schedule of regular days and hours per week. The rotation involves extended or shortened time off between the ending shift of one schedule and the beginning shift of the next, but does not require more than eight hours work in any one 24-hour period within a schedule, nor more than 52 40-hour workweeks per year. Positions are limited to communications officers and scheduled ~~((weight control))~~ commercial vehicle enforcement officers of the state patrol.

After giving written notice to the employee and the certified exclusive representative, the employer may implement an alternate schedule provided the employer can document a program need for the alternate schedule or the alternate schedule is mutually agreeable to the employer and employee.

(c) Unlisted: Full time positions for which the director of personnel has approved a schedule or scheduling plan not allowed above. Such unlisted schedules may be approved by the director of personnel when both the agency and the affected employees are in agreement. Approval by the exclusive representative shall constitute approval of employees within a certified bargaining unit.

(2) Nonscheduled (NS): Full time positions with conditions of employment which necessitate adjustment of hours by employees within forty working hours within the workweek. These positions normally have no scheduled starting and/or quitting time, but management may designate specific tasks which require assigned hours.

(3) Exceptions (E): In determining which positions are designated in the "exceptions" work period, the personnel board shall consider the following factors:

(a) Positions which meet the definition (~~((WAC 356-06-010))~~) (chapter 356-05 WAC) of administrative personnel, agricultural personnel, executive personnel, housed personnel, law enforcement personnel, professional personnel.

(b) Positions which have historically been paid overtime by the state.

(c) Positions which have direct counterparts in private industry or other governmental jurisdictions and which have an historical or prevailing practice of paying overtime.

(d) Other factors it may deem to be appropriate.

WSR 85-01-084**PROPOSED RULES****DEPARTMENT OF ECOLOGY**

[Filed December 19, 1984]

Notice is hereby given in accordance with the provisions of RCW 34.04.025, that the Washington Department of Ecology intends to adopt, amend, or repeal rules concerning general regulations for air pollution sources, chapter 173-400 WAC. A new substance is added to the list of hazardous air pollutants covered by national emission standards (NESHAPS). Clarification is added that in federal regulations adopted by reference the word "administrator" shall mean director of WDOE or control officer of a cognizant local authority. Eight new source categories are to be added to the list of sources covered by new source performance standards (NSPS). The definition of 20 terms are to be referenced to the definition section of chapter 173-403 WAC;

that the agency will at 2:00 p.m., Thursday, January 24, 1985, at the Department of Ecology, St. Martins College Campus, Abbott Raphael Hall, Room 273, Lacey, Washington, conduct a public hearing on the proposed rules.

The formal decision regarding adoption, amendment, or repeal of the rules will take place on February 14, 1985.

The authority under which these rules are proposed is chapters 70.94 and 43.21A RCW.

The specific statute these rules are intended to implement is RCW 70.94.331, 70.94.395 and 70.94.510.

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency before February 1, 1985.

Dated: December 19, 1984

By: Glen H. Fiedler
Acting Deputy Director

STATEMENT OF PURPOSE

Title: General regulations for air pollution sources, chapter 173-400 WAC.

Description of Purpose: To update regulation with federal requirements.

Statutory Authority: Chapters 70.94 and 43.21A RCW.

Summary of Rule: Add fugitive emissions of benzene to those covered under NESHAPS, add eight new source categories requiring NSPS, clarify "administrator" in federal regulations adopted by reference, and referred definition of 20 terms to chapter 173-403 WAC definition section.

Reasons Supporting Proposed Action: To bring regulation into agreement with federal requirement and to clarify and improve readability of the regulations.

Agency Personnel Responsible for Drafting: Henry F. Droege, Division Supervisor, (206) 459-6256; Implementation and Enforcement: Lynda L. Brothers, Assistant Director, (206) 459-6253.

Person or Organization Proposing Rule, and Whether Public, Private, or Governmental: Department of Ecology, state government.

Agency Comments or Recommendations Regarding Statutory Language, Implementation, Enforcement, Fiscal Matters: None.

Whether Rule is Necessary as a Result of Federal Law or Federal or State Court Action: The addition of benzene from fugitive emissions is per 40 CFR, Part 61 dated June 6, 1984. The NSPS categories became applicable as per 40 CFR, Part 60 and the following subparts: LL, February 21, 1984; RR, October 18, 1983, VV, October 18, 1983; WW, August 25, 1983, XX, August 18, 1983; FFF, June 29, 1984; GGG, May 30, 1984; and HHH, April 5, 1984.

Small Business Economic Impact Statement: The proposed changes will impose no new requirements or none not already required by federal action.

The Regulatory Fairness Act, chapter 19.85 RCW, requires that rules which have an economic impact on more than 20% of all industries or more than 10% of the business in any one industry be reviewed and altered to minimize their impact upon small businesses.

The regulatory proposal cited above has been reviewed in light of this requirement. It is apparent that the proposed amendments to this regulation fall into two categories. These are: General editing to clean up or clarify the language of the original version, or material added to bring this state's general air quality regulatory structure into compliance with recently adopted changes in federal (Environmental Protection Agency) regulation.

The conclusions to be drawn from these observations are that this regulatory proposal will impose no requirements upon small (as opposed to large) businesses which a) did not exist already, or b) would not have been incurred in any event (in the absence of state action) due to the recent adoption of the federal regulations cited above.

AMENDATORY SECTION (Amending Order DE 83-13, filed 4/15/83)

WAC 173-400-030 DEFINITIONS. Unless a different meaning is plainly required by context, the following words and phrases, as hereinafter used in this chapter, shall have the following meanings:

(1) ~~((~~"Actual emissions" as of a particular date means the average rate, in weight per unit time, with air pollution controls applied, at which the affected emissions unit emitted the pollutant during the two-year period which precedes the particular date, and which is representative of normal operation. An adjustment may be made to the average annual emissions rate to account for unusual circumstances during the two-year period. The department or cognizant local authority may allow or require the use of an alternative time period upon a determination that the alternative time period is more representative of normal operation than is the immediately preceding two years. Actual emissions shall be calculated using the unit's actual operating hours, production rates, and types of materials processed, stored, or combusted during the selected time period.

~~The department or cognizant local authority may presume that source-specific allowable emissions, which incorporate limits on hours of operation or production rate, are equivalent to the actual emissions of the unit.~~

(2) ~~"Air contaminant" means dust, fumes, mist, smoke, other particulate matter, vapor, gas, odorous substance, or any combination thereof. "Air pollutant" means the same as "air contaminant."~~

(3) ~~"Air pollution" means the presence in the outdoor atmosphere of one or more air contaminants in sufficient quantities, and of such characteristics and duration as is, or is likely to be, injurious to human health, plant or animal life, or property, or which unreasonably interferes with enjoyment of life and property.~~

(4) ~~"Allowable emissions" means the emission rate calculated using the maximum rated capacity of the source (unless the source is limited in production rate or hours of operation, or both, by an applicable regulatory order) and the most stringent of (a), (b), or (c) of this subsection. Physical and process limitations must be considered in determining maximum rated capacity.~~

~~(a) Standards as set forth in 40 CFR Part 60 and Part 61, if applicable to the source, or~~

~~(b) The applicable state implementation plan emission limitation, or~~

~~(c) The emission rate specified by an applicable regulatory order.~~

(5) ~~"Ambient air" means the surrounding outside air.~~

(6) ~~"Ambient air quality standard" means an established concentration, exposure time and frequency of occurrence of a contaminant or multiple contaminants in the air which shall not be exceeded.~~

(7) ~~"Capacity factor" means the ratio of the average load on a machine or equipment for the period of time considered to the capacity rating of the machine or equipment.~~

~~((8) "Cognizant local authority" means an activated air pollution control authority formed pursuant to chapter 70.94 RCW, which authority has jurisdiction over the source being considered.~~

(9) ~~(2) "Combustion and incineration sources" means sources using combustion for waste disposal, steam production, chemical recovery or other process requirements; but excludes open burning.~~

~~((10) "Commenced construction" means that an owner or operator has all the necessary preconstruction approvals or permits and either has:~~

~~(a) Begun, or caused to begin, a continuous program of actual on-site construction of the source, to be completed within a reasonable time; or~~

~~(b) Entered into binding agreements or contractual obligations, which cannot be canceled or modified without substantial loss to the owner or operator, to undertake a program of actual construction of the source to be completed within a reasonable time.~~

~~((11) (3) "Concealment" means any action taken to reduce, the observed or measured concentrations of a pollutant in a gaseous effluent while, in fact, not reducing the total amount of pollutant discharged.~~

~~((12) "Department" means the department of ecology.~~

(13) ~~"Director" means the director of the department of ecology or his duly authorized representative.~~

(14) ~~"Emission" means a release of contaminants into the ambient air.~~

(15) ~~"Emission standard" means a regulation or regulatory order (or portion thereof) setting forth an allowable rate of emissions, level of opacity, or prescribing equipment or operating conditions that result in control of air pollution emission.~~

(16) ~~"Emissions unit" means any equipment, device, process, or activity that produces and emits to the outside air, or that may produce~~

and emit to the outside air, any contaminant regulated by state or federal law:

~~((17))~~ (4) "Excess emissions" means emissions of an air pollutant in excess of an emission standard.

~~((18))~~ (5) "Fossil fuel-fired steam generator" means a furnace or boiler used in the process of burning fossil fuel for the primary purpose of producing steam by heat transfer.

~~((19))~~ (6) "Fugitive dust" means a type of particulate emission made airborne by forces of wind, man's activity, or both, such as unpaved roads, construction sites, or tilled land. Two major categories are anthropogenic sources (those which result directly from and during human activities) and wind erosion sources (those resulting from erosion of soil by wind). Fugitive dust is a type of fugitive emission.

~~((20))~~ "Fugitive emissions" means emissions which do not pass and which could not reasonably pass through a stack, chimney, vent or other functionally equivalent opening.

~~(21))~~ (7) "General process unit" means an emissions unit using a procedure or a combination of procedures for the purpose of causing a change in material by either chemical or physical means excluding combustion.

~~((22))~~ (8) "Incinerator" means a furnace used primarily for the thermal destruction of waste.

~~((23))~~ "Major emissions unit" means any emissions unit which has actual or allowable emissions of one hundred tons per year or more of any pollutant regulated by state or federal law.

(24) "Major source" means any source which has actual or allowable emissions of one hundred tons per year or more of any contaminant regulated by state or federal law.

~~(25))~~ (9) "Masking" means the mixing of a chemically nonreactive control agent with a malodorous gaseous effluent to change the perceived odor, usually to a less offensive odor.

~~((26))~~ (10) "Materials handling" means the handling, transporting, loading, unloading, storage, and transfer of materials with no significant alteration of the chemical or physical properties of the material.

~~((27))~~ "National emission standards for hazardous air pollutants (NESHAPS)" means those federal regulations set forth in 40 CFR Part 61, as promulgated prior to January 1, 1983.

(28) "New source" means a source which commences construction after the effective date of this chapter. Addition to, enlargement, modification, replacement, or any alteration of any process or source which may increase emissions or ambient air concentrations of any contaminant for which federal or state ambient or emissions standards have been established shall be construed as construction or installation or establishment of a new source. In addition every major modification (as defined in WAC 173-403-030) shall be construed as construction or installation or establishment of a new source.

(29) "New source performance standards (NSPS)" means the federal regulations set forth in 40 CFR Part 60, as promulgated prior to January 1, 1983.

(30) "Notice of construction" means a document which makes application for permission to construct a new source or to accomplish the modification of an existing source.

(31) "Opacity" means the degree to which an object seen through a plume is obscured, stated as a percentage.

~~(32))~~ (11) "Open burning" means the combustion of material in an open fire or in an outdoor container, without providing for the control of combustion or the control of the emissions from the combustion. Wood waste disposal in wigwam burners is not considered open burning.

~~((33))~~ (12) "ppm (parts per million)" means parts of contaminant per million parts of gas, by volume, exclusive of water or particulate matter.

~~((34))~~ "Particulate matter" or "particulates" means small discrete masses of liquid or solid, exclusive of uncombined water.

(35) "Person" means an individual, firm, public or private corporation, association, partnership, political subdivision, municipality or government agency.

(36) "Reasonably available control technology (RACT)" means the lowest emission limit that a particular source or source category is capable of meeting by the application of control technology that is reasonably available considering technological and economic feasibility. RACT is determined on a case-by-case basis for an individual source or source category taking into account the impact of the source upon air quality, the availability of additional controls, the emission reduction to be achieved by additional controls, the impact of additional

controls on air quality and the capital and operating costs of the additional controls. RACT requirements for any source or source category may be adopted as an order or regulation after public involvement per WAC 173-403-110.

(37) "Regulatory order" means an order issued by the department or cognizant local authority to an air contaminant source which approves a notice of construction and/or limits emissions and/or establishes other air pollution control requirements.

(38) "Source" means all of the emissions unit(s) including quantifiable fugitive emissions, which are located on one or more contiguous or adjacent properties, and are under the control of the same person (or persons under common control), whose activities are ancillary to the production of a single product or functionally related group of products.

(39) "Source category" means all sources of the same type or classification.

(40) "Standard conditions" means a temperature of 20°C (68°F) and a pressure of 29.92 inches (760 mm) of mercury except when otherwise specified.

~~(41))~~ (13) "Sulfuric acid plant" means any facility producing sulfuric acid by the contact process by burning elemental sulfur, alkylation acid, hydrogen sulfide, or acid sludge.

AMENDATORY SECTION (Amending Order DE 84-8, filed 4/26/84)

WAC 173-400-075 EMISSION STANDARDS FOR SOURCES EMITTING HAZARDOUS AIR POLLUTANTS. (1) The emission standards for asbestos, benzene from fugitive emission sources, beryllium, beryllium rocket motor firing, mercury and vinyl chloride promulgated by the United States environmental protection agency prior to ((January)) October 1, ((1983)) 1984, as contained in Title 40, Code of Federal Regulations, Part 61, are by this reference adopted and incorporated herein. For the purpose of state administration of the federal regulations adopted by reference hereby, the term "administrator" as used therein shall refer to the department or cognizant local authority.

(2) The department or cognizant local authority, at any time after the effective date of this section, may conduct source tests and require access to records, books, files and other information specific to the control, recovery or release of asbestos, benzene from fugitive emission sources, beryllium, mercury, or vinyl chloride in order to determine the status of compliance of sources of these contaminants and to carry out its enforcement responsibilities.

(3) Source testing, monitoring and analytical methods for sources of asbestos, benzene from fugitive emission sources, beryllium, mercury, or vinyl chloride shall conform with the requirements of Title 40, Code of Federal Regulations, Part 61, as promulgated prior to ((January)) October 1, ((1983)) 1984.

(4) This section shall not apply to any source operating pursuant to a waiver granted by the United States environmental protection agency or an exemption granted by the president of the United States during the effective life of such waiver or exemption.

(5) Arsenic standards.

(a) The owner or operator of any source which emits five tons or more of arsenic per year shall:

(i) Use best available technology (BAT) to control fugitive emissions of arsenic, so that community exposure standards are not exceeded outside of the property controlled by the owner or operator of the source.

As used herein BAT means the best controls and work practices available considering economic, energy and environmental impacts. The level of control that represents BAT may be different for new and existing sources within a source category because of higher costs associated with retrofitting controls on existing sources, or differences in control technology for new vs. existing sources.

(ii) Establish and operate monitoring facilities for arsenic at sites approved by the department or cognizant local authority. Such sites shall be representative of areas of potential maximum concentrations to which the public may be exposed.

(iii) Report as soon as possible but within thirty days, or in accordance with an approved work plan, to the department or cognizant local authority any exceedance of the following interim community exposure standards at any arsenic monitoring site:

Maximum 24-hour concentration - 2.0 micrograms arsenic (expressed as As) per cubic meter.

Maximum annual arithmetic mean - 0.3 micrograms arsenic (expressed as As) per cubic meter.

(iv) Maintain daily logs and records of the time and nature of activities that may release fugitive emissions of arsenic.

(v) Complete an evaluation of the cause of such exceedance within thirty days of the report of such exceedance.

(vi) Submit a work plan to the department for the identification and evaluation of fugitive arsenic emissions that is satisfactory to the department or cognizant local authority. The plan is required within thirty days after the effective date of this regulation. The work plan shall include but not be limited to an identification and evaluation of fugitive emission sources, including operating and maintenance procedures, siting of arsenic monitoring stations, a description of sampling equipment, analytical techniques, quality assurance, schedules of sampling, a program to record meteorological conditions at time of sampling, techniques used to evaluate and determine causes of exceedances, and quarterly reports of progress toward implementing the plan. For the arsenic manufacturing process as a whole, this shall include an evaluation of the feasibility of producing As₂O₃ through a chemical leaching process rather than roasting. The work plan shall be implemented within one year. Subparagraphs (ii), (iii), (iv), and (v) shall not impose additional requirements on the source to the extent that such requirements are included in the work plan.

(b) The standards set forth in (a)(iii) of this subsection are intended as interim community exposure standards. As more information becomes available it is anticipated that these standards will be reviewed.

(c) During this interim period the department shall periodically review all monitoring records and plant logs to determine the need for and practicability of additional emission controls, monitoring stations or adjustment to the above standards. Whenever the cause of any exceedance can be attributed to a specific source, process, operation or work practice, the owner or operator thereof shall install or adopt corrective measures which constitute best available technology as soon as possible, to prevent a recurrence. The department or cognizant local authority shall determine if additional measures can be taken to control fugitive emissions of arsenic, and if so shall establish additional BAT requirements and a compliance program. Thereafter the department shall establish such final standards as appropriate to require, monitor and regulate the application of BAT for fugitive emissions of arsenic.

(d) Failure of a source to comply with any provision of subsection (5) of this section or any order issued by the department or cognizant local authority pursuant to WAC 173-400-075, shall constitute cause for enforcement action per WAC 173-403-170 or 173-403-180.

(e) Nothing in these regulations shall relieve the owner or operator of any source to which any part of these regulations may apply from complying with any other rule, regulation, order, statute, or ordinance to which said source may be subject.

AMENDATORY SECTION (Amending Order DE 83-13, filed 4/15/83)

WAC 173-400-100 REGISTRATION. The owner or operator of each source within the following source categories shall register the source with the department unless such registration is required by the cognizant local authority:

- (1) Agricultural drying and dehydrating operations;
- (2) Asphalt plants;
- (3) Beverage can surface coating operations;
- (4) Bulk gasoline terminals;
- (5) Cattle feedlots with facilities for one thousand or more cattle;
- ~~((+))~~ (6) Chemical plants;
- ~~((+))~~ (7) Ferrous foundries;
- ~~((+))~~ (8) Fertilizer plants;
- ~~((+))~~ (9) Flexible vinyl and urethane coating and printing operations;
- (10) Grain handling, seed processing, pea and lentil processing facilities;
- ~~((+))~~ (11) Metallic mineral processing plants;
- (12) Mineralogical processing plants;
- ~~((+))~~ (13) Nonferrous foundries;
- ~~((+))~~ Oil refineries;
- ~~((+))~~ (14) Other metallurgical processing plants;
- ~~((+))~~ (15) Petroleum refineries;
- (16) Power boilers using coal, hog fuel, oil, or other solid or liquid fuel;
- ~~((+))~~ (17) Pressure sensitive tape and label surface coating operations;
- (18) Rendering plants;
- ~~((+))~~ (19) Scrap metal operations;

- ~~((+))~~ (20) Synthetic organic chemical manufacturing industries;
- (21) Sulfuric acid plants;
- (22) Synthetic fiber production facilities;
- (23) Veneer dryers;
- ~~((+))~~ (24) Wood waste incinerators including wigwam burners;
- ~~((+))~~ (25) Other incinerators designed for a capacity of one hundred pounds per hour or more;
- ~~((+))~~ (26) Stationary internal combustion engines rated at five hundred horse power or more;
- ~~((+))~~ (27) Sawmills, including processing for lumber, plywood, shake, shingle, pulpwood insulating board, or any combination thereof;
- ~~((+))~~ (28) Any category of stationary sources to which a federal standard of performance (NSPS) applies;
- ~~((+))~~ (29) Any source which emits a contaminant subject to a national emission standard for hazardous air pollutants (NESHAPS);
- ~~((+))~~ (30) Any major source or major emissions unit.

Registration shall be on forms to be supplied by the department or local authority within the time specified thereon.

A report of closure shall be filed with the department whenever operations producing emissions are permanently ceased at any source within the above categories.

AMENDATORY SECTION (Amending Order DE 83-13, filed 4/15/83)

WAC 173-400-115 STANDARDS OF PERFORMANCE FOR NEW SOURCES. Title 40, Code of Federal Regulations, Part 60 (standards of performance for new sources), as promulgated prior to ~~(January)~~ October 1, ~~((+))~~ 1984, is by this reference adopted and incorporated herein with the exception of sections 60.5 (determination of construction or modification) and 60.6 (review of plans). For the purpose of state administration of the federal regulations adopted by reference hereby, the term "administrator" as used therein shall refer to the department or cognizant local authority.

(1) Sections 60.5 and 60.6 of Title 40, Code of Federal Regulations, are not incorporated herein because they provide for preconstruction review of new sources only on request. By virtue of WAC 173-403-050, such review under the state program is mandatory and an order of approval is required before the construction, installation or establishment of a new source may commence.

(2) As of ~~(January)~~ October 1, ~~((+))~~ 1984, the federal regulations adopted by reference hereby set standards of performance affecting facilities for the following described subparts of 40 CFR Part 60:

- Subpart D Fossil fuel fired steam generators for which construction commenced after August 17, 1971, and prior to September 19, 1978, which have a heat input greater than 73 megawatts but not greater than 250 megawatts
- Subpart Da Electric utility steam generating units for which construction commenced after September 18, 1978, which have a heat input greater than 73 megawatts but not greater than 250 megawatts
- Subpart E Incinerators
- Subpart F Portland cement plants
- Subpart G Nitric acid plants
- Subpart H Sulfuric acid plants
- Subpart I Asphalt concrete plants
- Subpart J Petroleum refineries which produce less than 25,000 barrels per day of refined products
- Subpart K Storage vessels for petroleum liquid constructed after June 11, 1973, and prior to May 19, 1978, which have a capacity greater than 40,000 gallons
- Subpart Ka Storage vessels for petroleum liquids constructed after May 18, 1978, which have a capacity greater than 40,000 gallons
- Subpart L Secondary lead smelters
- Subpart M Brass and bronze ingot production plants
- Subpart N Iron and steel plants
- Subpart O Sewage treatment plants
- Subpart P Primary copper smelters
- Subpart Q Primary zinc smelters
- Subpart R Primary lead smelters
- Subpart T Phosphate fertilizer industry: Wet process phosphoric acid plants
- Subpart U Phosphate fertilizer industry: Superphosphoric acid plants

Subpart V	Phosphate fertilizer industry: Diammonium phosphate plants
Subpart W	Phosphate fertilizer industry: Triple superphosphate plants
Subpart X	Phosphate fertilizer industry: Granular triple superphosphate storage facilities
Subpart Y	Coal preparation plants
Subpart Z	Ferroalloy production facilities
Subpart AA	Steel plants: Electric arc furnaces
Subpart CC	Glass manufacturing plants
Subpart DD	Grain elevators
Subpart EE	Industrial surface coating: Metal furniture
Subpart GG	Stationary gas turbines
Subpart HH	Lime manufacturing plants
Subpart KK	Lead acid batteries
Subpart LL	<u>Metallic mineral processing plants</u>
Subpart MM	<u>Automobile and light duty truck surface coating operations</u>
Subpart NN	Phosphate rock plants
Subpart PP	Ammonium sulfate manufacture
Subpart QQ	Publication rotogravure printing
Subpart RR	<u>Pressure sensitive tape and label surface coating operations</u>
Subpart SS	Industrial surface coating: Large appliances
Subpart TT	Industrial surface coating: Metal coils
Subpart UU	Asphalt processing and asphalt roofing manufacture
Subpart VV	<u>SOCMI equipment leaks (VOC)</u>
Subpart WW	<u>Beverage can surface coating operations</u>
Subpart XX	<u>Bulk gasoline terminals</u>
Subpart FFF	<u>Flexible vinyl and urethane coating and printing</u>
Subpart GGG	<u>Petroleum refineries - compressors and fugitive emission sources</u>
Subpart HHH	<u>Synthetic fiber production facilities</u>

Compliance with the standards for affected facilities within these source categories shall be determined by performance tests and visual observations of opacity as set forth in the regulations adopted by reference hereby.

**WSR 85-01-085
PROPOSED RULES
DEPARTMENT OF LICENSING
(Optometry Board)
[Filed December 19, 1984]**

Notice is hereby given in accordance with the provisions of RCW 34.04.025, that the Washington State Optometry Board intends to adopt, amend, or repeal rules concerning minimum contact lens prescription, WAC 308-53-211.

A copy of the proposed repealer is shown below, however, changes may be made at the hearing;

that the agency will at 8:45, Thursday, January 31, 1985, in the Vance Airport Inn, Olympic Room, 18220 Pacific Highway South, Seattle, WA 98188, 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 18.54.070(5).

The specific statute these rules are intended to implement is RCW 18.54.070(5).

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency before January 31, 1985.

Dated: December 19, 1984
By: Laura R. Heye
Executive Secretary

STATEMENT OF PURPOSE

Name of Agency: Washington State Board of Optometry.

Purpose of Proposed Repealer: To repeal the minimum contact lens prescription rule.

Statutory Authority: RCW 18.54.070(5).

Summary of the Rule: WAC 308-53-211 Minimum contact lens prescription.

Reason for Proposed Repealer: To repeal WAC 308-53-211.

Responsible Personnel: The Washington State Board of Optometry and the executive secretary for the board have the responsibility for drafting, implementing and enforcing these rules. The executive secretary is Laura Heye, 1300 Quince Street S.E., Olympia, WA 98504, telephone (206) 753-0774 comm, 234-0774 scan.

Proponents of the Proposed Repealer: The repealer has been proposed by the Washington State Optometry Board.

Federal Law or Federal or State Court Requirements: The proposed repealer is not necessitated as the result of federal or state court action.

Small Business Economic Impact Statement: Not required since this rule does not impact small businesses as that term is defined in RCW 43.31.920.

REPEALER

The following section of the Washington Administrative Code is repealed:

WAC 308-53-211 MINIMUM CONTACT LENS PRESCRIPTION.

**WSR 85-01-086
PROPOSED RULES
DEPARTMENT OF ECOLOGY
[Filed December 19, 1984]**

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 discharges not subject to permits (state waste discharge program). The department is seeking approval by the EPA of a state pretreatment program. The state Office of the Attorney General has determined that, in the case where a municipality has an approved local pretreatment program which does not use state waste discharge permits, the proposed rule change is necessary to provide the department adequate enforcement authority against industrial users which violate pretreatment requirements;

that the agency will at 2:00 p.m., Wednesday, January 23, 1985, in Room 273, Department of Ecology, Headquarters Office, Lacey, 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 chapters 43.21A and 90.48 RCW.

The specific statute these rules are intended to implement is chapter 90.48 RCW and section 307 of the Federal Clean Water Act.

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency before January 22, 1985.

Dated: December 19, 1984

By: Donald W. Moos
Director

STATEMENT OF PURPOSE

Title: Revision to state waste discharge permit program, WAC 173-216-050.

Description of Purpose: See below.

Statutory Authority: Chapters 90.48 and 43.12A [43.21A] RCW.

Summary of Rule: The rule change grants the department enforcement authority against industrial users which violate pretreatment requirements in the case where a municipality has an approved local pretreatment program which does not use state waste discharge permits.

Reasons Supporting Proposed Action: The rule grants enforcement authority necessary for administration of a state pretreatment program; the department is seeking EPA approval for said program.

Agency Personnel Responsible for Drafting, Implementation and Enforcement: Mike Templeton, Headquarters Office, Lacey, (206) 459-6043, Regional Offices: Redmond (206) 885-1900, Spokane (509) 456-2926, Tumwater (206) 753-2353, and Yakima (509) 575-2491.

Person or Organization Proposing Rule, and Whether Public, Private, or Governmental: Department of Ecology, state government.

Agency Comments or Recommendations Regarding Statutory Language, Implementation, Enforcement, Fiscal Matters: None; recommend adoption.

Whether Rule is Necessary as a Result of Federal Law or Federal or State Court Action: Pursuant to sections 307 and 402(b)(8) and (9) of the Federal Clean Water Act and 40 CFR 403.10, all states administering an EPA-approved national pollutant discharge elimination system (NPDES) permit program are also required to implement a pretreatment program. This rule change is necessary for approval of the state's pretreatment program.

Small Business Economic Impact Statement: N/A.

AMENDATORY SECTION (Amending Order DE 83-29, filed 11/18/83)

WAC 173-216-050 DISCHARGES NOT SUBJECT TO PERMITS. (1) The following discharges are not subject to permits under this chapter:

(a) Discharges to municipal sewerage systems of domestic wastewater from residential, commercial, or industrial structures.

(b) Any industrial or commercial discharge to a municipal sewerage system for which authority to issue permits has been granted to the municipality under RCW 90.48.165.

(c) Any industrial or commercial discharge to a municipal sewerage system operating under a local pretreatment program approved under section 307 of FWPCA, so long as the person undertaking such discharge complies with the applicable requirements of the pretreatment program. In the event of noncompliance, this exemption no longer applies and the discharger is immediately subject to enforcement action under chapter 90.48 RCW for discharging without a waste discharge permit.

(d) Discharges to municipal sewerage systems of wastes from industrial or commercial sources whose wastewater is similar in character

and strength to normal domestic wastewater: PROVIDED, That such discharges do not have the potential to adversely affect performance of the system. Examples of this type of discharge sources may include hotels, restaurants, laundries and food preparation establishments.

(e) Discharges for which an NPDES permit from the department is required pursuant to chapter 173-220 WAC.

(f) Discharges of domestic wastewater from a septic tank with subsurface sewage treatment and disposal and an ultimate design capacity less than or equal to fourteen thousand five hundred gallons per day. These systems are governed by on-site sewage disposal systems, chapter 248-96 WAC which is administered by the Washington state department of social and health services.

(g) Discharges of domestic wastewater from a mechanical treatment system or lagoon followed by subsurface disposal with an ultimate design capacity less than or equal to three thousand five hundred gallons per day. These systems are governed by on-site sewage disposal systems, chapter 248-96 WAC which is administered by the Washington state department of social and health services.

(2) A permit is required for any source subject to pretreatment standards promulgated under section 307 of FWPCA, unless exempted under subsections (1)(b) and (1)(c) of this section.

(3) These exemptions shall not relieve any discharger from the requirement to apply all known, available, and reasonable methods to prevent and control waste discharges to the waters of the state, nor the requirement to obtain approval of plans and reports for the construction of wastewater facilities. Nothing herein shall limit the authority of the department to take enforcement action for any unlawful discharge of waste materials or other violations of the Water Pollution Control Act, chapter 90.48 RCW.

WSR 85-01-087

PROPOSED RULES

DEPARTMENT OF ECOLOGY

[Filed December 19, 1984]

Notice is hereby given in accordance with the provisions of RCW 34.04.025, that the Washington Department of Ecology intends to adopt, amend, or repeal rules concerning implementation of regulations for air contaminant sources, chapter 173-403 WAC. The definitions of four terms were clarified with no change in meaning. WAC 173-403-050 (4)(c) was deleted because it was redundant. A new subsection (9) was added that takes the requirements of (4)(e) and makes them applicable to all new sources in both attainment and nonattainment areas. The former subsection (4)(e) requirements are covered in the new subsection (9) and therefore is deleted. The use of emission reduction credits is qualified in WAC 173-403-070 (3)(f) as being consistent with other program requirements. The effective date of a reference to Federal Prevention of Significant Deterioration (PSD) requirements is charged [changed] to the last date of federal action rather than a current date;

that the agency will at 2:00 p.m., Thursday, January 24, 1985, at the Department of Ecology, St. Martin's College Campus, Abbott Raphael Hall, Room 273, Lacey, Washington, conduct a public hearing on the proposed rules.

The formal decision regarding adoption, amendment, or repeal of the rules will take place on February 14, 1985.

The authority under which these rules are proposed is chapters 70.94 and 43.21A RCW.

The specific statute these rules are intended to implement is RCW 70.94.331.

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency before February 1, 1985.

Dated: December 19, 1984

By: Glen H. Fiedler
Acting Deputy Director

STATEMENT OF PURPOSE

Title: Implementation of regulations for air contaminant sources, chapter 173-403 WAC.

Description of Purpose: To protect visibility and regulate the use of emission reduction credits.

Statutory Authority: Chapters 70.94 and 43.21A RCW.

Summary of Rule: Extend visibility requirements to new sources in nonattainment areas, provide that the use of emission reduction credits is consistent with other requirements and correct the date of an incorporated reference.

Reasons Supporting Proposed Action: To bring regulation into agreement with federal requirements and remove potential inconsistency in the regulation.

Agency Personnel Responsible for Drafting: Henry F. Droege, Division Supervisor, (206) 459-6256; Implementation and Enforcement: Lynda L. Brothers, Assistant Director, (206) 459-6253.

Person or Organization Proposing Rule, and Whether Public, Private, or Governmental: Department of Ecology, state government.

Agency Comments or Recommendations Regarding Statutory Language, Implementation, Enforcement, Fiscal Matters: None.

Whether Rule is Necessary as a Result of Federal Law or Federal or State Court Action: The requirement for visibility provisions for sources in nonattainment areas is required by 40 CFR 51.307.

Small Business Economic Impact Statement: The proposed changes will impose no new requirements or none not already required by federal action.

The Regulatory Fairness Act, chapter 19.85 RCW, requires that rules which have and economic impact on more than 20% of all industries or more than 10% of the business in any one industry be reviewed and altered to minimize their impact upon small businesses.

The regulatory proposal cited above has been reviewed in light of this requirement. It is apparent that the proposed amendments to this regulation fall into two categories. These are: General editing to clean up or clarify the language of the original version, or material added to bring this state's general air quality regulatory structure into compliance with recently adopted changes in federal (Environmental Protection Agency) regulations.

The conclusions to be drawn from these observations are that this regulatory proposal will impose no requirements upon small (as opposed to large) businesses which a) did not exist already, or b) would not have been incurred in any event (in the absence of state action) due to the recent adoption of the federal regulations cited above.

AMENDATORY SECTION (Amending Order DE 83-22, filed 8/26/83)

WAC 173-403-030 DEFINITIONS. Unless a different meaning is ((plainly)) clearly required by context, ((the following)) words and phrases ((, as hereinafter)) used in this chapter((:)) and other chapters of Title 173 WAC shall have the following meanings:

(1) "Actual emissions" as of a particular date means the average rate, in weight per unit time, with air pollution controls applied, at which the affected emission unit emitted the pollutant during the two-year period which precedes the particular date, and which is representative of normal operation. An adjustment may be made to the average annual emission rate to account for unusual circumstances during the two-year period. The department or cognizant local authority may allow or require the use of an alternative time period upon a determination that the alternative time period is more representative of normal operation than is the immediately-preceding two years. Actual emissions shall be calculated using the unit's actual operating hours, production rates, and types of materials processed, stored, or combusted during the selected time period.

The department or cognizant local authority may presume that source-specific allowable emissions, which incorporate limits on hours of operation or production rate, are equivalent to the actual emissions of the unit.

(2) "Adverse impact on visibility" means visibility impairment which interferes with the management, protection, preservation, or enjoyment of the visitor's visual experience of the Federal Class I area. This determination must be made on a case-by-case basis taking into account the geographic extent, intensity, duration, frequency, and time of visibility impairments, and how these factors correlate with (a) times of visitor use of the Federal Class I area, and (b) the frequency and timing of natural conditions that reduce visibility. This term does not include effects on integral vistas.

(3) "Air contaminant" means dust, fumes, mist, smoke, other particulate matter, vapor, gas, odorous substance, or any combination thereof. "Air pollutant" means the same as "air contaminant."

(4) "Air pollution" means the presence in the outdoor atmosphere of one or more air contaminants in sufficient quantities, and of such characteristics and duration as is, or is likely to be, injurious to human health, plant or animal life, or property, or which unreasonably interferes with enjoyment of life and property.

(5) "Allowable emissions" means the emission rate calculated using the maximum rated capacity of the source (unless the source is limited in production rate or hours of operation, or both, by an applicable regulatory order) and the most stringent of (a), (b), or (c) of this subsection. Physical and process limitations must be considered in determining maximum rated capacity.

(a) Standards as set forth in 40 CFR Part 60 and Part 61, if applicable to the source; or

(b) The applicable state implementation plan emission limitation; or

(c) The emission rate specified by an applicable regulatory order.

(6) "Ambient air" means the surrounding outside air.

(7) "Ambient air quality standard" means an established concentration, exposure time, and frequency of occurrence of air contaminant or multiple air contaminants in the ambient air which shall not be exceeded.

(8) "Best available control technology (BACT)" means technology which will result in an emission limitation (including a visible emission standard) based on the maximum degree of reduction for each air pollutant subject to this regulation which would be emitted from any proposed new or modified source which the permitting authority, on a case-by-case basis, taking into account energy, environmental, and economic impacts and other costs, determines is achievable for such sources or modification through application of production processes, available methods, systems, and techniques, including fuel cleaning or treatment or innovative fuel combustion techniques for control of such air pollutant. In no event shall application of the best available technology result in emissions of any air pollutant which would exceed the emissions allowed by any applicable standard under 40 CFR Part 60 and Part 61. If the reviewing agency determines that technological or economic limitations on the application of measurement methodology to a particular class of sources would make the imposition of an emission standard infeasible, it may instead prescribe a design, equipment, work practice or operational standard, or combination thereof, to meet the requirement of best available control technology. Such standard shall, to the degree possible, set forth the emission reduction achievable

by implementation of such design, equipment, work practice or operation and shall provide for compliance by means which achieve equivalent results. The requirement of RCW 70.94.152 that a new source will provide "all known available and reasonable methods of emission control" is interpreted to mean the same as best available control technology.

(9) "Best available retrofit technology (BART)" means any emission limitation based on the degree of reduction achievable through the application of the best system of continuous emission reduction for each pollutant which is emitted by source. The emission limitation must be established, on a case-by-case basis, taking into consideration the technology available, the costs of compliance, the energy and nonair quality environmental impacts of compliance, any pollution control equipment in use or in existence at the source, the remaining useful life of the source, and the degree of improvement in visibility which may reasonably be anticipated to result from the use of such technology. If an emission limitation is not feasible, a design, equipment, work practice, operational standard, or combination thereof, may be required. Such standards shall, to the degree possible, set forth the emission reductions achieved and provide for compliance by prescribing appropriate conditions in a regulatory order.

(10) "Bubble" means a set of emission limits which allows an increase in emissions from a given emissions unit or units in exchange for a decrease in emissions from another emissions unit or units, pursuant to RCW 70.94.155.

(11) "Class I area" means any federal, state, or Indian land which is classified or reclassified Class I.

(12) "Cognizant local authority" means an ((~~activated~~)) air pollution control authority ((~~formed~~)) activated pursuant to chapter 70.94 RCW((~~, which authority~~)) that has jurisdiction over the subject source ((~~being considered~~)).

(13) "Commenced construction" means that the owner or operator has all the necessary preconstruction approvals or permits and either has:

(a) Begun, or caused to begin, a continuous program of actual on-site construction of the source, to be completed within a reasonable time; or

(b) Entered into binding agreements or contractual obligations, which cannot be cancelled or modified without substantial loss to the owner or operator, to undertake a program of actual construction of the source to be completed within a reasonable time.

(14) "Department" means the Washington state department of ecology.

(15) "Director" means director of the Washington state department of ecology or ((~~his~~)) duly authorized representative.

(16) "Dispersion technique" means any one of the following:

(a) A stack whose height exceeds good engineering practice; or

(b) An intermittent or supplemental control of pollutants varying with atmospheric conditions, including any method which attempts to affect the concentration of a pollutant according to atmospheric conditions and the manipulation of source process parameters or selective handling of exhaust gas streams; or

(c) Use of a fan or reheater to obtain a less stringent emission limitation.

(17) "Emission" means a release of air contaminants into the ambient air.

(18) "Emission reduction credit (ERC)" means a credit granted to a source for a voluntary reduction in actual emissions.

(19) "Emission standard" means a regulation or regulatory order (or portion thereof) setting forth an allowable rate of emissions, level of opacity, or prescribing equipment or operating conditions that result in control of air pollution emission.

(20) "Emissions unit" means any equipment, device, process, or activity that produces and emits to the outside air, or that may produce and emit to the outside air, any contaminant regulated by state or federal law.

(21) "Fugitive emissions" means emissions which do not pass and which could not reasonably pass through a stack, chimney, vent, or other functionally equivalent opening.

(22) "Good engineering practice (GEP)" refers to the height of a stack and means one of the following, whichever is the greatest:

(a) Sixty-five meters; or

(b) Height determined by formula. For stacks in existence on or before January 12, 1979, formula height is two and one-half times the height of any nearby structure. For stacks constructed after January 12, 1979, formula height is the height of any nearby structure plus one and one-half times the height or width of said structure, whichever is

lesser. The height of the nearby structure is measured from ground level at the base of the stack. "Nearby," as used in this paragraph, means that distance up to five times the lesser of the height or width dimension of said structure, but no greater than .8 kilometer; or

(c) Height determined by physical demonstration of need to prevent excessive concentrations of a pollutant due to downwash, wakes, or eddies created by structures or terrain obstacles. To make such a demonstration it is required that maximum concentrations caused by the source's emissions from its proposed stack height, without consideration of nearby structures or terrain obstacles, will increase at least forty percent when the effects of the structures or terrain obstacles are considered. This difference in concentrations must be shown either by a fluid model study conducted in accordance with guidelines published by the environmental protection agency or by a field study which has been approved by the department or cognizant local authority. Such a study may be approved only after public involvement pursuant to WAC 173-403-110.

(23) "In operation" means engaged in activity related to the primary design function of the source.

(24) "Integral vista" means a view perceived from within the Class I area of a specific landmark or panorama located outside the boundary of the Class I area.

(25) "Land manager" means the secretary of the federal or head of the state department or Indian governing body with authority over the Class I area.

(26) "Lowest achievable emission rate (LAER)" means for any source that rate of emissions which reflects:

(a) The most stringent emission limitation which is contained in the implementation plan of any state for such class or category of source, unless the owner or operator of the proposed new or modified source demonstrates that such limitations are not achievable; or

(b) The most stringent emission limitation which is achieved in practice by such class or category of source, whichever is more stringent.

In no event shall the application of this term permit a proposed new or modified source to emit any pollutant in excess of the amount allowable under applicable new source performance standards.

(27) "Major emissions unit" means any emissions unit which has actual or allowable emissions of one hundred tons per year or more of any pollutant regulated by state or federal law.

(28) "Major modification" means (a), (b), or (c) of this subsection, whichever is the most stringent:

(a) Any physical change or change in the method of operation of a major source, a source that would become a major source as a result of the proposed change, or a major emissions unit or an emissions unit that would become a major emissions unit as a result of the proposed change that is located in an area that is not in attainment for the pollutant under consideration or is located in an area that is not in attainment for ozone and the pollutant under consideration is volatile organic compounds, which change would cause a net significant emissions increase for any pollutant regulated by state or federal law, except that a net significant emissions increase for any one of the following reasons shall not, in itself, cause the change to be a major modification:

(i) Use of an alternative fuel or raw material by reason of an order under Sections 2 (a) and (b) of the Federal Energy Supply and Environmental Coordination Act of 1974 (or any superseding legislation) or by reason of a natural gas curtailment plan pursuant to the Federal Power Act; or

(ii) Use of an alternative fuel by reason of an order or rule under Section 125 of the Federal Clean Air Act; or

(iii) Use of an alternative fuel or raw material that the source is capable of accommodating and was capable of accommodating prior to December 21, 1976, unless such change in fuel or raw material use is prohibited by a regulatory order; or

(iv) Use of an alternative fuel at a steam-generating unit to the extent that the fuel is generated from municipal solid waste; or

(v) An increase in the hours of operation or the production rate unless such increases are prohibited by a regulatory order.

(b) Any physical change or change in the method of operation of a major source, a source that would become a major source as a result of the proposed change, or a major emissions unit or an emissions unit that would become a major emissions unit as a result of the proposed change that is located in an area that is not in attainment for the pollutant under consideration or is located in an area that is not in attainment for ozone and the pollutant under consideration is volatile

organic compounds, which change would cause the allowable emissions to be exceeded.

(c) Any reconstruction of a major source, or any reconstruction of a major emissions unit that is located in an area that is not in attainment for the pollutant under consideration or located in an area that is not in attainment for ozone and the pollutant under consideration is volatile organic compounds, for which reconstruction the fixed capital cost of the new components exceeds fifty percent of the fixed capital cost of a comparable entirely new source or emissions unit.

(29) "Major source" means any source which has actual or allowable emissions of one hundred tons per year or more of any pollutant regulated by state or federal law.

(30) "National emission standards for hazardous air pollutants (NESHAPS)" means the federal regulations set forth in 40 CFR Part 61, as promulgated prior to January 1, 1983.

(31) "Natural conditions" include naturally occurring phenomenon that reduce visibility as measured in terms of visual range, contrast, or coloration.

(32) "Net emissions increase" means the amount by which the sum of the following exceeds zero:

(a) Any increase in actual emissions of a pollutant resulting from a physical change or change in method of operation of a specific emission unit in a source; and

(b) Any other increases or decreases in actual emissions of the same pollutant from the source that are contemporaneous with the change: PROVIDED, That

(i) Said other increases or decreases are contemporaneous with the change only if they occur at the same time or within one year prior to the change, or if said decrease(s) has been documented by an emission reduction credit; and

(ii) Said other decreases in emissions are creditable only to the extent that the old level of actual emissions or the old level of allowable emissions, whichever is the lesser, exceeds the new level of allowable emissions; and

(iii) Said other decreases in emissions are not creditable if the specific emissions unit is a major emissions unit and is located (A) in an area that is not in attainment for the pollutant or (B) in an area that is not in attainment for ozone and the pollutant is volatile organic compounds; and

(iv) The determination of net emissions increase shall be valid only after a regulatory order has been issued which establishes that the new emissions from every emissions unit involved in the determination are equal to the new allowable emissions expressed as weight of the pollutant per unit time.

(33) "New source" means a source which commences construction after the effective date of this chapter. Addition to, enlargement, modification, replacement, or any alteration of any process or source which may increase emissions or ambient air concentrations of any contaminant for which federal or state ambient or emission standards have been established shall be construed as construction or installation or establishment of a new source. In addition every major modification shall be construed as construction or installation or establishment of a new source.

(34) "New source performance standards (NSPS)" means the federal regulations set forth in 40 CFR Part 60, as promulgated prior to January 1, 1983.

(35) "Nonattainment area" means a clearly delineated geographic area which has been designated by EPA promulgation as exceeding a national ambient air quality standard or standards for one or more of the criteria pollutants.

(36) "Notice of construction" means a ~~((document which makes application for permission))~~ written application to ((construct)) permit construction of a new source or ((to accomplish the)) modification of an existing source.

(37) "Opacity" means the degree to which an object seen through a plume is obscured, stated as a percentage.

(38) "Particulate matter" or "particulates" means small discrete masses of liquid or solid, exclusive of uncombined water.

(39) "Person" means an individual, firm, public or private corporation, association, partnership, political subdivision, municipality, or government agency.

(40) "Prevention of significant deterioration (PSD)" means the federal regulations set forth in 40 CFR Subpart 52.21 as promulgated prior to July 1, 1982, and as modified by WAC 173-403-080.

(41) "Reasonably attributable" means attributable by visual observation or any other technique the state deems appropriate.

(42) "Reasonably available control technology (RACT)" means the lowest emission limit that a particular source or source category is capable of meeting by the application of control technology that is reasonably available considering technological and economic feasibility. RACT is determined on a case-by-case basis for an individual source or source category taking into account the impact of the source upon air quality, the availability of additional controls, the emission reduction to be achieved by additional controls, the impact of additional controls on air quality, and the capital and operating costs of the additional controls. RACT requirements for any source or source category may be adopted as an order or regulation after public involvement per WAC 173-403-110.

(43) "Regulatory order" means an order issued by the department or cognizant local authority to an air contaminant source which approves a notice of construction and/or limits emissions and/or establishes other air pollution control requirements.

(44) "Significant emission" means a rate of emission equal to or greater than any one of the following rates:

Pollutant	Tons/Year	Pounds/Day	Pounds/Hour
Carbon monoxide	100		
Nitrogen oxides	40		
Sulfur dioxide	40	800	80
Volatile organic compounds	40		
Particulates	25	500	50
Lead	.6		
Total reduced sulfur (as H ₂ S)	10		
Total fluoride	3		

(45) "Significant visibility impairment" means visibility impairment which interferes with the management, protection, preservation, or enjoyment of visitor visual experience of the Class I area. The determination must be made on a case-by-case basis, taking into account the geographic extent, intensity, duration, frequency, and time of the visibility impairment, and how these factors correlate with the time of visitor use of the Class I area and frequency and timing of natural conditions that reduce visibility.

(46) "Source" means all of the emissions unit(s) including quantifiable fugitive emissions, which are located on one or more contiguous or adjacent properties, and are under the control of the same person (or persons under common control), whose activities are ancillary to the production of a single product or functionally related group of products.

(47) "Source category" means all sources of the same type or classification.

(48) "Standard conditions" means a temperature of 20°C (68°F) and a pressure of 760mm (29.92 inches) of mercury.

(49) "Total reduced sulfur, (TRS)" means hydrogen sulfide, mercaptans, dimethyl sulfide, dimethyl disulfide, and any other organic sulfides present, expressed as hydrogen sulfide.

~~((49))~~ (50) "Visibility impairment" means any humanly perceptible change in visibility (visual range, contrast, coloration) from that which would have existed under natural conditions.

~~((50))~~ (51) "Visibility impairment of a Class I areas" means visibility impairment within the area and visibility impairment of any formally designated integral vista associated with the area.

~~((51))~~ (52) "Volatile organic compound" means a hydrocarbon or derivative of hydrocarbon that has a vapor pressure greater than 0.1 millimeters of mercury at 20 degrees C, except the following excluded compounds: Methane, ethane, trichlorofluoromethane, dichlorodifluoromethane, chlorodifluoromethane, trifluoromethane, trichlorotrifluoroethane, dichlorotetrafluoroethane, chloropentafluoroethane, methylene chloride, and 1,1,1-trichloroethane (methyl chloroform).

AMENDATORY SECTION (Amending Order 84-27, filed 10/19/84)

WAC 173-403-050 NEW SOURCE REVIEW (NSR). (1) Applicability.

(a) A notice of construction must be filed with the department or cognizant local authority prior to the construction, installation, or establishment of a new source, if the source is in a category that is required to submit to new source review per applicable regulation of the said authority.

(b) The department or cognizant local authority may require a notice of construction prior to the construction, installation, or establishment of any new source, other than a single family or duplex dwelling.

(c) The notice of construction and new source review shall apply only to the emission unit(s) affected and the contaminants involved.

(2) Additional information. Within thirty days of receipt of a notice of construction, the department or cognizant local authority may require the submission of additional plans, specifications, and such other information as deemed necessary for the review of the proposed new or modified source.

(3) Requirements for nonattainment areas. If the proposed new source is located in an area that is not in attainment for any air contaminant that would be emitted by the source, or if the source is located in an area that is not in attainment for ozone and the source would emit volatile organic compounds, the department or cognizant local authority shall review notice(s) of construction, plans, specifications, and other information associated therewith to determine that:

(a) The new source will be in accord with applicable federal and state rules and regulations, including new source performance standards (NSPS) and national emissions standards for hazardous air pollutants (NESHAPS).

(b) The new source will use best available control technology (BACT) for emissions control.

(c) If the new source is a major source or the proposed change is a major modification, it will comply with lowest achievable emission rate (LAER) for emissions of the contaminants for which nonattainment has been designated.

(d) If the source is a major source and is located in an area that is not in attainment for carbon monoxide or ozone and the source will emit carbon monoxide or volatile organic compounds, it is required that there be an analysis of alternative sites, sizes, and production processes and environmental control techniques for the proposed new source which demonstrates that benefits of the proposed new source significantly outweigh the environmental and social costs imposed as a result of its location, construction, and modification. This analysis is the responsibility of the applicant, who may use an environmental impact statement prepared under the State Environmental Policy Act or the National Environmental Policy Act as a source of information for this analysis.

(e) The proposed new source will not violate the requirements for reasonable further progress established by the state implementation plan. If the source is a major source or the project is a major modification, the total new actual emissions from all sources existing at the time of application for notice of construction plus proposed allowable emissions for the new source, of the contaminants for which nonattainment has been designated, shall be no greater than the total actual emissions from existing sources, except that (i) the department or cognizant local authority may require that new total actual emissions be reduced to less than existing total actual emissions, as necessary to achieve air quality attainment goals stated in an approved plan of attainment, and except that (ii) the emissions from the proposed new source may be approved without an offsetting reduction from existing sources if an adequate emissions growth allowance is included in an approved plan of attainment. The above requirements must be met by reducing actual emissions from existing source(s). Arrangements for such offsetting reduction(s) of actual emissions must be made by the owner or operator of the proposed new source. The proposed new source may be constructed only after the issuance of a regulatory order(s) to the proposed new source and to all the source(s) that provided the offset. The said orders shall include new allowable emissions limits for all the affected sources.

(f) If the source is a major source or the project is a major modification, the owner or operator shall demonstrate that all major sources owned or operated by such person (or persons under common control with such person) in the state which are subject to emission limitations are in compliance or on a schedule for compliance with applicable emission limitations and standards under the Federal Clean Air Act.

(4) Requirements for attainment areas. If the proposed new source is located in an area that is in attainment for all contaminants that would be emitted by the source and the source is located in an ozone attainment area if the source would emit volatile organic compounds, the department or cognizant local authority shall review notice(s) of construction, plans, specifications, and other information associated therewith to determine that:

(a) The new source will be in accord with applicable federal and state regulations, including new source performance standards (NSPS) and national emissions standards for hazardous air pollutants (NESHAPS).

(b) The project will use best available control technology (BACT) for emissions control.

(c) ((If the new source is a major source the source shall meet all the requirements of prevention of significant deterioration regulations under WAC 173-403-080, in Washington and any adjacent state.

(d)) The allowable emissions from the proposed new facility will not delay the attainment date for an area not in attainment. This requirement will be considered to be met if the impact at any location within a nonattainment area does not exceed the following levels:

Pollutant	Annual Average	24-Hour Average	8-Hour Average	3-Hour Average	1-Hour Average
CO	-	-	0.5 mg/m ³	-	2 mg/m ³
TSP	1.0 ug/m ³	5 ug/m ³	-	-	-
SO ₂	1.0 ug/m ³	5 ug/m ³	-	25 ug/m ³	30 ug/m ³

((c) If the new source is a major source, the source shall undergo an impact analysis for visibility impairment with respect to all areas in Washington and any adjacent state that are mandatory Class I areas per 40 CFR 52.21 (c). The impact analysis shall consist of the following procedures:

(i) If the land manager has officially designated visibility as an important attribute of any mandatory Class I area, the owner or operator of the proposed new source shall demonstrate that the potential to emit any pollutant at a significant emission rate, in conjunction with the emissions from any other new source permitted since January 1982, shall not cause or contribute to significant visibility impairment of the Class I area.

(ii) Upon application for a notice of construction, the department shall notify the land manager of any potentially affected mandatory Class I area. Such notification must be made in writing and include a copy of all information relevant to the application, including the information developed for (c) of this subsection. This information shall be transmitted to the land manager within thirty days of receipt of the application and at least sixty days prior to public hearing on the application for permit to construct.

(iii) All estimates of visibility impacts required under this section shall be based on the models on file with the department. Equivalent models may be substituted if approved by the department or EPA.

(iv) The results of the analysis must be sent to the affected land manager(s). The land manager(s) in the affected mandatory Class I area(s) will review the results. Frequency and time of impact, duration, geographic extent, and intensity of the predicted impairment would also be considered in this step. The land manager(s) may demonstrate within thirty days following their receipt of the source's visibility impact analysis that adverse impact on visibility in the Class I area would result.

If the department concurs with the demonstration, the notice of construction for the proposed source will not be approved unless or until mitigating measures are developed. If the department feels a land manager's demonstration is not adequate, the department will determine whether significant impairment of a mandatory Class I area would result. If the department determines it would, approval for the proposed source will not be issued unless or until mitigating measures are developed.

The land manager(s) or department may also demonstrate that the proposed source would cause impairment of any integral vista officially designated at least six months prior to the proposed source's submission of a complete application. In determining whether a source should be controlled to protect an integral vista, the department may take into account the time necessary for compliance, the energy and nonair quality environmental impacts of compliance, and the useful life of the source.

(v) The department may require preconstruction and/or post-construction visibility monitoring at the proposed site or potentially affected area as part of the applicable regulatory order.

(f)) (d) The proposed new source will not cause a violation of any ambient air quality standard.

((g)) (e) An offsetting emissions reduction, issued per ((WAC 173-403-050)) subsection (3)(e) of this section, may be used to satisfy the requirements of (c), (d), or (e)((-or-(f))) of this subsection((-)) and subsection (9) of this section if required.

(5) Preliminary determination. Within thirty days after receipt of all information required, the department or cognizant local authority shall:

(a) Make preliminary determinations on the matters set forth in ((WAC 173-403-050)) subsection (3) ((or)), (4), or (9) of this section whichever is applicable; and

(b) Initiate compliance with the provisions of WAC 173-403-110 relating to public notice and public comment, as applicable.

(6) Final determination. If, after review of all information received including public comment, the department or cognizant local authority finds that all the conditions in (~~WAC 173-403-050~~) subsection (3) ((~~or~~), (4), or (9) of this section are satisfied, whichever is applicable, the authority will issue a regulatory order to approve the notice of construction for the proposed new source or modification.

(7) Portable sources. For portable sources which locate temporarily at particular sites, the owner or operator shall be allowed to operate at the temporary location without filing a notice of construction, providing that the owner or operator notifies the department or cognizant local authority of intent to operate at the new location at least thirty days prior to starting the operation, and supplies sufficient information to enable the department or cognizant local authority to determine that the operation will comply with the emission standards for a new source, will not cause a violation of applicable ambient air quality standards and, if in a nonattainment area, will not interfere with scheduled attainment of ambient standards. The permission to operate shall be for a limited period of time, but in no case longer than one year, and the department or cognizant local authority may set specific conditions for operation during said period. A temporary source shall be required to comply with all applicable emission standards.

(8) Commencement of construction. The owner or operator of the new source shall not commence construction until the applicable notice of construction has been approved.

(9) Visibility requirements. Any new major source or new major modification shall evaluate the visibility impairment per 40 CFR 52.21(e) for all Class I areas in Washington and neighboring states. The evaluation shall comply with the following:

(a) When the land manager has officially designated visibility to be an important attribute, the owner or operator of the new source shall demonstrate that the potential emissions in combination with emissions from all other sources permitted after January 1, 1982, shall not cause or contribute to a significant visibility impairment.

(b) The department shall upon receipt of an application for a notice of construction notify the land managers of potentially affected areas. Notification shall be in writing and include a copy of all information relevant to the application including the information developed for this section. This information shall be transmitted to the land manager within thirty days of receipt of the application and at least sixty days prior to public hearing on the application for permit to construct.

(c) All evaluations of visibility impairment required under this section shall use the models on file with the department or equivalent models approved by the department or EPA.

(d) The results of the evaluation shall be sent to the land manager of the affected areas for their review and recommendation. The review shall consider the degree of visibility impairment, duration, geographic extent, frequency, and time. The recommendation of the land managers concerning adverse impact on visibility shall be sent to the department within thirty days of receipt of the evaluation results.

(e) Should the department concur with the recommendation of the land manager then the notice of construction shall be approved or disapproved according to the recommendation. The department may find the review of a land manager inadequate and make its own determination. A finding of significant visibility impairment shall require a disapproval of the notice of construction, unless sufficient mitigating measures are developed.

(f) The department or land managers may demonstrate that the new source would cause impairment of an integral vista officially designated at least six months before the new source submitted a complete application. The protection of an integral vista by controls on the source shall consider the time necessary for compliance, the energy and nonair quality environmental effects of compliance and the productive life of the source.

(g) The department may require visibility monitoring at the site of the new source or potentially affected areas as a part of the applicable regulatory order. The monitoring period may be before or after construction or both.

AMENDATORY SECTION (Amending Order 84-27, filed 10/19/84)

WAC 173-403-070 ISSUANCE OF EMISSION REDUCTION CREDITS. (1) Applicability. The owner or operator of any source may apply to the department or cognizant local authority for an emission reduction credit (ERC) if the source proposes to reduce its actual emissions rate for any contaminant regulated by state or federal law for which the emission requirement may be stated as an allowable limit

in weight of contaminant per unit time for the emissions unit(s) involved.

(2) Time of application. The application for an ERC must be made prior to or within one hundred eighty days after the emission reduction has been accomplished, except that within one hundred eighty days after the adoption of this regulation, an ERC application may be made for an emission reduction which took place between April 1, 1980, and the date of adoption of this regulation.

(3) Conditions. An ERC may be authorized provided the following conditions have been demonstrated to the satisfaction of the department or cognizant local authority.

(a) The quantity of emissions in the ERC shall be less than the old allowable emissions rate or the old actual emissions rate, whichever is the lesser, minus the new allowable emissions rate.

(b) The ERC application must include a description of all the changes that are required to accomplish the claimed emissions reduction, such as, new control equipment, process modifications, limitation of hours of operation, permanent shutdown or equipment, specified control practices, etc.

(c) The ERC must be large enough so as to be readily quantifiable in relation to the source strength of the emissions unit(s) involved, but in no case shall the ERC be for less than one ton per year.

(d) No part of the emission reductions claimed for credit shall have been used as part of a determination of net emission increase, nor as part of an offsetting transaction under WAC 173-403-050 (3)(e), nor as part of a bubble transaction under WAC 173-403-060, nor to satisfy NSPS, BACT, or LAER.

(e) Concurrently with or prior to the authorization of an ERC, the applicant shall receive (have received) a regulatory order that establishes total allowable emissions from the source of the contaminant for which the ERC is requested, expressed as weight of contaminant per unit time. The new allowable emissions shall be considered RACT.

(f) The use of any ERC shall be consistent with all other requirements of the program in which it is used.

(4) Additional information. Within thirty days after the receipt of an ERC application and all supporting data and documentation, the department or cognizant local authority may require the submission of additional information needed to review the application.

(5) Approval. Within thirty days after all the required information has been received, the department or cognizant local authority shall approve or deny the application, based on a finding that conditions in subsection (3) (a) through (e) of this section have been satisfied or not. If the application is approved, the department or cognizant local authority shall:

(a) Issue a regulatory order or equivalent document to assure that the emissions from the source will not exceed the proposed new allowable emission rate(s) claimed in the ERC application, expressed as weight of pollutant per unit time. The regulatory order or equivalent document must include all requirements that are necessary to provide such assurance. If the ERC depends in whole or in part upon the shutdown or equipment, the regulatory order or equivalent document must prohibit the startup of the affected equipment; and,

(b) Issue a certificate of emission reduction credit. The certificate shall specify the issue date, the contaminant(s) involved, the nonattainment area involved, if applicable, and the person to whom the certificate is issued.

AMENDATORY SECTION (Amending Order 84-27, filed 10/19/84)

WAC 173-403-080 PREVENTION OF SIGNIFICANT DETERIORATION (PSD). Section 40 CFR 52.21, Subparts (b), (c), (d), (e), (f), (g), (h), (i), (j), (k), (l), (m), (n), (o), (p), (r), (t), (v), and (w), Prevention of Significant Deterioration of Air Quality, as in effect on July 1, (~~1982~~) 1981, are herein incorporated by reference with the following additions and modifications:

(1) Construction of "administrator." In 40 CFR 52.21 (b)(17), federally enforceable, (f)(1)(v), (f)(3), and (f)(4)(i), exclusions from increment consumption, (g), redesignation, (l)(2), air quality models, and (t), disputed permits or redesignations, the word "administrator" shall be construed in its original meaning. In all other cases, the word "administrator" shall be construed to mean the director of the department.

(2) Contemporaneous. Subpart 40 CFR 52.21 (b)(3)(ii) is changed to read: "An increase or decrease in actual emissions is contemporaneous with the increase from the particular change only if it occurs at the same time or within one year prior to the change, or if a decrease has been documented by an emission reduction credit."

(3) Public participation. Subpart 40 CFR 51.24(q) public participation, as in effect July 1, ((1982)) 1981, is hereby incorporated by reference, with the following modifications:

(a) In 40 CFR 51.24(q)(2)(iv), the word "administrator" shall be construed in its original meaning.

(b) In 40 CFR 51.24(q)(l), the phrase "specified time period" shall mean thirty days.

(4) List of Class I areas. The following areas are the Class I areas in Washington state as of January 1, 1983:

- Mount Rainier National Park
- North Cascade National Park
- Olympic National Park
- Alpine Lakes Wilderness Area
- Glacier Peak Wilderness Area
- Goat Rocks Wilderness Area
- Mount Adams Wilderness Area
- Pasayten Wilderness Area.

WSR 85-01-088
PROPOSED RULES
DEPARTMENT OF ECOLOGY
 [Filed December 19, 1984]

Notice is hereby given in accordance with the provisions of RCW 34.04.025, that the Washington Department of Ecology intends to adopt, amend, or repeal rules concerning:

- Amd ch. 173-405 WAC Kraft pulping mills.
- Amd ch. 173-410 WAC Sulfite pulping mills.
- Amd ch. 173-415 WAC Primary aluminum plants.

A new section was added to each regulation that preserves the emission requirements in effect on a source when the source is brought under the jurisdiction of the WDOE or the source is moved from the authority of one regulation to another within the department. A number of definitions are referenced to the definitions section of chapter 173-403 WAC;

that the agency will at 2:00 p.m., Thursday, January 24, 1985, at the Department of Ecology, St. Martins College Campus, Abbott Raphael Hall, Room 273, Lacey, Washington, conduct a public hearing on the proposed rules.

The formal decision regarding adoption, amendment, or repeal of the rules will take place on February 14, 1985.

The authority under which these rules are proposed is chapters 70.94 and 43.21A RCW.

The specific statute these rules are intended to implement is RCW 70.94.331.

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency before February 1, 1985.

Dated: December 19, 1984

By: Glen H. Fiedler
 Acting Deputy Director

STATEMENT OF PURPOSE

Title: Kraft pulping mills, chapter 173-405 WAC.
 Description of Purpose: To preserve existing emission controls.

Statutory Authority: Chapters 70.94 and 43.21A RCW.

Summary of Rule: Preserve emission requirements in effect following changes in jurisdiction over the source or applicable regulation.

Reasons Supporting Proposed Action: Controls are required to attain and maintain the clean air standards.

Agency Personnel Responsible for Drafting: Henry F. Droege, Division Supervisor, (206) 459-6256; Implementation and Enforcement: Lynda L. Brothers, Assistant Director, (206) 459-6253.

Person or Organization Proposing Rule, and Whether Public, Private, or Governmental: Department of Ecology, state government.

Agency Comments or Recommendations Regarding Statutory Language, Implementation, Enforcement, Fiscal Matters: None.

Whether Rule is Necessary as a Result of Federal Law or Federal or State Court Action: No.

Title: Sulfite pulping mills, chapter 173-410 WAC.

Description of Purpose: To preserve existing emission controls.

Statutory Authority: Chapters 70.94 and 43.21A RCW.

Summary of Rule: Preserve emission requirements in effect following changes in jurisdiction over the source or applicable regulations.

Reasons Supporting Proposed Action: Controls are required to attain and maintain the clean air standards.

Agency Personnel Responsible for Drafting: Henry F. Droege, Division Supervisor, (206) 459-6256; Implementation and Enforcement: Lynda L. Brothers, Assistant Director, (206) 459-6253.

Person or Organization Proposing Rule, and Whether Public, Private, or Governmental: Department of Ecology, state government.

Agency Comments or Recommendations Regarding Statutory Language, Implementation, Enforcement, Fiscal Matters: None.

Whether Rule is Necessary as a Result of Federal Law or Federal or State Court Action: No.

Title: Primary aluminum mills, chapter 173-415 WAC.

Description of Purpose: To preserve existing emission controls.

Statutory Authority: Chapters 70.94 and 43.21A RCW.

Summary of Rule: Preserve emission requirements in effect following changes in jurisdiction over the source or applicable regulation.

Reasons Supporting Proposed Action: Controls are required to attain and maintain the clean air standards.

Agency Personnel Responsible for Drafting: Henry F. Droege, Division Supervision, (206) 459-6256; Implementation and Enforcement: Lynda L. Brothers, Assistant Director, (206) 459-6253.

Person or Organization Proposing Rule, and Whether Public, Private, or Governmental: Department of Ecology, state government.

Agency Comments or Recommendations Regarding Statutory Language, Implementation, Enforcement, Fiscal Matters: None.

Whether Rule is Necessary as a Result of Federal Law or Federal or State Court Action: No.

Small Business Economic Impact Statement: Chapters 173-405, 173-410, and 173-415 WAC, the proposed changes will impose no new requirements or none not already required by federal action.

The Regulatory Fairness Act, chapter 19.85 RCW, requires that rules which have an economic impact on more than 20% of all industries or more than 10% of the business in any one industry be reviewed and altered to minimize their impact upon small businesses.

The regulatory proposal cited above has been reviewed in light of this requirement. It is apparent that the proposed amendments to this regulation fall into two categories. These are: General editing to clean up or clarify the language of the original version, or material added to bring this state's general air quality regulatory structure into compliance with recently adopted changes in federal (Environmental Protection Agency) regulations.

The conclusions to be drawn from these observations are that this regulatory proposal will impose no requirements upon small (as opposed to large) businesses which a) did not exist already, or b) would not have been incurred in any event (in the absence of state action) due to the recent adoption of the federal regulations cited above.

AMENDATORY SECTION (Amending Order DE 83-13, filed 4/15/83)

WAC 173-405-021 DEFINITIONS. ~~((1))~~ "Air contaminant" means dust, fumes, mist, smoke, other particulate matter, vapor, gas, odorous substance, or any combination thereof which are airborne. "Air pollutant" means the same as "air contaminant."

(2) "Ambient air" means the surrounding outside air.

(3) "Ambient air quality standard" means an established concentration, exposure time and frequency of occurrence of a contaminant or multiple contaminants in the ambient air which shall not be exceeded.

(4) "Commenced construction" means that the owner or operator has all the necessary preconstruction approvals or permits and either has:

(a) Begun or caused to begin a continuous program of actual on-site construction of the source, to be completed within a reasonable time; or

(b) Entered into binding agreements or contractual obligations, which cannot be canceled or modified without substantial loss to the owner or operator, to undertake a program of actual construction of the source to be completed within a reasonable time.

(5) "Department" means the state of Washington department of ecology.

(6) "Emission" means a release of air contaminants into the ambient air.

(7) "Emission standard" means a regulation or regulatory order (or portion thereof) setting forth an allowable rate of emissions, level of opacity, or prescribing equipment or operating conditions that result in control of air pollution emission.

(8) "Emissions unit" means any equipment, device, process, or activity that produces and emits to the outside air, or that may produce and emit to the outside air, any contaminant regulated by state or federal law.

(9) "Fugitive emissions" means emissions which do not pass and which could not reasonably pass through a stack, chimney, vent, or other functionally equivalent opening.

~~((10))~~ Unless a different meaning is clearly required by context words and phrases used in this chapter shall have the following meanings; general terms common with other chapters as defined in chapter 173-403 WAC, and terms specific to Kraft Pulping Mills as defined below.

(1) "Kraft mill" means any manufacturing facility which uses an alkaline solution containing sodium hydroxide and/or sodium sulfide,

and any other chemical pulping facility, except those covered by chapter 173-410 WAC, to produce pulp and/or paper products from wood fibers. For the purposes of this regulation "kraft mill" is equivalent to "source."

~~((11))~~ "National emission standards for hazardous air pollutants (NESHAPS)" means those federal regulations set forth in 40 CFR Part 61, as promulgated prior to January 1, 1983.

~~((12))~~ (2) "New source" means a source which commences construction after September 24, 1976. Addition to, enlargement, modification, replacement, or any alteration of any process or source which may increase emissions or ambient air concentrations of any contaminant for which federal or state ambient or emissions standards have been established shall be construed as construction or installation or establishment of a new source. In addition every major modification (as defined in WAC 173-403-030) shall be construed as construction or installation or establishment of a new source.

~~((13))~~ "New source performance standards (NSPS)" means the federal regulations set forth in 40 CFR Part 60, as promulgated prior to January 1, 1983.

~~((14))~~ (3) "Noncondensibles" means gases and vapors from the digestion and evaporation processes of a mill that are not condensed with the equipment used in those processes.

~~((15))~~ "Notice of construction" means a document which makes application for permission to construct a new source or to accomplish the modification of an existing source.

(16) "Opacity" means the degree to which an object seen through a plume is obscured, stated as a percentage.

(17) "Particulate matter" or "particulates" means small discrete masses of liquid or solid, exclusive of uncombined water.

(18) "Person" means an individual, firm, public or private corporation, association, partnership, political subdivision, municipality or government agency.

(19) "ppm (parts per million)" means parts of a contaminant per million parts of gas, by volume, exclusive of water or particulates.

(20) "Reasonably available control technology (RACT)" means the technology which will result in the lowest emission limit that a kraft mill is capable of meeting by the application of control technology that is reasonably available considering technological and economic feasibility. RACT is determined on a case-by-case basis for an individual mill taking into account the impact of the source upon air quality, the availability of additional controls, the emission reduction to be achieved by additional controls, the impact of additional controls on air quality and the capital and operating costs of the additional controls. RACT requirements for kraft mills may be adopted as an order or regulation after public involvement per WAC 173-403-110.

~~((21))~~ (4) "Recovery furnace stack" means the stack from which the products of combustion from the recovery furnace are emitted to the ambient air.

~~((22))~~ "Source" means all of the emissions unit(s) including quantifiable fugitive emissions, which are located on one or more contiguous or adjacent properties, and are under the control of the same person (or persons under common control) whose activities are ancillary to the production of a single product or functionally related group of products.

(23) "Standard conditions" means a temperature of 20°C (68°F) and a pressure of 760 mm (29.92 inches) of mercury except when otherwise specified.

~~((24))~~ (5) "Total reduced sulfur, (TRS)" means hydrogen sulfide, mercaptans, dimethyl sulfide, dimethyl disulfide, and any other organic sulfides present, expressed as hydrogen sulfide.

NEW SECTION

WAC 173-405-041 EMISSION REQUIREMENTS OF PRIOR JURISDICTIONS. Any emissions unit that was under the jurisdiction of a cognizant local authority and now is under the jurisdiction of the department; or regulated by chapter 173-400 WAC and now is contained in this chapter shall meet all emission requirements that were applicable prior to transfer of jurisdiction.

AMENDATORY SECTION (Amending Order DE 83-13, filed 4/15/83)

WAC 173-410-021 DEFINITIONS. Unless a different meaning is clearly required by context words and phrases used in this chapter shall have the following meanings; general terms common with other chapters as defined in chapter 173-403 WAC, and terms specific to Sulfite Pulping Mills as defined below.

(1) "Acid plant" means the facility in which the cooking liquor is either manufactured or fortified when not associated with a recovery system.

(2) ("~~Air contaminant~~" means dust, fumes, mist, smoke, other particulate matter, vapor, gas, odorous substance, or any combination thereof which are airborne. "~~Air pollutant~~" means the same as "~~air contaminant~~".

(3) "~~Ambient air~~" means the surrounding outside air.

(4) "~~Ambient air quality standard~~" means an established concentration, exposure time and frequency of occurrence of a contaminant or multiple contaminants in the ambient air which shall not be exceeded.

(5) "~~Average daily emission~~" means total weight of an air contaminant emitted in each month, divided by the number of days of production that month.

((6)) (3) "~~Average daily production~~" means air dried tons of unbleached pulp produced in a month, divided by the number of days of production in that month.

((7)) (4) "~~Blow system~~" includes the storage chest, tank or pit to which the digester pulp is discharged following the cook.

((8) "~~Commenced construction~~" means that the owner or operator has all the necessary preconstruction approvals or permits and either has:

(a) Begun or caused to begin a continuous program of actual on-site construction of the source, to be completed within a reasonable time; or

(b) Entered into binding agreements or contractual obligations, which cannot be canceled or modified without substantial loss to the owner or operator, to undertake a program of actual construction of the source to be completed within a reasonable time.

(9) "~~Department~~" means the state of Washington department of ecology.

(10) "~~Director~~" means the director of the department of ecology or his authorized representative.

(11) "~~Emission~~" means a release into the outdoor atmosphere of air contaminants.

(12) "~~Emission standard~~" means a regulation or regulatory order (or portion thereof) setting forth an allowable rate of emissions, level of opacity, or prescribing equipment or operating conditions that result in control of air pollution emission.

(13) "~~Emissions unit~~" means any equipment, device, process, or activity that produces and emits to the outside air, or that may produce and emit to the outside air, any contaminant regulated by state or federal law.

(14) "~~Fugitive emissions~~" means emissions that do not pass and which could not reasonably pass through a stack, chimney, vent, or other functionally equivalent opening.

(15) "~~National emission standards for hazardous air pollutants (NESHAPS)~~" means those federal regulations set forth in 40 CFR Part 61, as promulgated prior to January 1, 1983.

((16)) (5) "~~New source~~" means a source which commences construction after January 1972. Addition to, enlargement, modification, replacement, or any alteration of any process or source which may increase emissions or ambient air concentrations of any contaminant for which federal or state ambient or emissions standards have been established shall be construed as construction or installation or establishment of a new source. In addition every major modification (as defined in WAC 173-403-030) shall be construed as construction or installation or establishment of a new source.

((17) "~~Notice of construction~~" means a document which makes application for permission to construct a new source or to accomplish the modification of an existing source.

(18) "~~Opacity~~" means the degree to which an object seen through a plume is obscured, stated as a percentage.

(19) "~~ppm~~" (parts per million) means parts of a contaminant per million parts of gas, by volume, exclusive of water or particulates.

(20) "~~Particulate matter~~" or "~~particulates~~" means small discrete masses of liquid or solid, exclusive of uncombined water.

(21) "~~Person~~" means an individual, firm, public or private corporation, association, partnership, political subdivision, municipality or government agency.

(22) "~~Reasonably available control technology (RACT)~~" means the technology that will result in the lowest emission limit that a sulfite pulping mill is capable of meeting by the application of control technology that is reasonably available considering technological and economic feasibility. RACT is determined on a case-by-case basis for an individual plant taking into account the impact of the source upon air quality, the availability of additional controls, the emission reduction

to be achieved by additional controls, the impact of additional controls on air quality and the capital and operating costs of the additional controls. RACT requirements for any sulfite pulping mill may be adopted as an order or regulation after public involvement per WAC 173-403-110.

(23)) (6) "~~Recovery system~~" means the process by which all or part of the cooking chemicals may be recovered, and cooking liquor regenerated from spent cooking liquor, including evaporation, combustion, dissolving, fortification, storage facilities, and emission control equipment associated with the recovery cycle.

((24) "~~Source~~" means all of the emissions unit(s) including quantifiable fugitive emissions, which are located on one or more contiguous or adjacent properties, and are under the control of the same person (or persons under common control) whose activities are ancillary to the production of a single product or functionally related group of products.

(25) "~~Standard conditions~~" means a temperature of 20°C (68°F) and a pressure of 760 mm (29.92 inches) of mercury except when otherwise specified.

(26)) (7) "~~Sulfite pulping mill~~" means any manufacturing facility which uses a cooking liquor consisting of sulfurous acid, a sulfite or bisulfite salt alone or in any combination, with or without additional mechanical refining or delignification to produce pulp, pulp products or cellulose from wood fibers. For the purposes of this regulation "sulfite pulping mill" is equivalent to "source."

((27)) (8) "~~Total reduced sulfur (TRS)~~" means hydrogen sulfide, mercaptans, dimethyl sulfide, dimethyl disulfide, and other organic sulfides present, expressed as hydrogen sulfide.

NEW SECTION

WAC 173-410-042 EMISSION REQUIREMENTS OF PRIOR JURISDICTIONS. Any emissions unit that was under the jurisdiction of a cognizant local authority and now is under the jurisdiction of the department; or regulated by chapter 173-400 WAC and now is contained in this chapter shall meet all emission requirements that were applicable prior to transfer of jurisdiction.

AMENDATORY SECTION (Amending Order DE 83-13, filed 4/15/83)

WAC 173-415-020 DEFINITIONS. ((1) "~~Air contaminant~~" means dust, fumes, mist, smoke, other particulate matter, vapor, gas, odorous substance, or any combination thereof which are airborne. "~~Air pollutant~~" means the same as "~~air contaminant~~".

(2) "~~Ambient air~~" means the surrounding outside air.

(3) "~~Ambient air quality standard~~" means an established concentration, exposure time and frequency of occurrence of a contaminant or multiple contaminants in the ambient air which shall not be exceeded.

(4) "~~Commenced construction~~" means that an owner or operator has all the necessary preconstruction approvals or permits and either has:

(a) Begun, or caused to begin, a continuous program of actual on-site construction of the source, to be completed within a reasonable time; or

(b) Entered into binding agreements or contractual obligations which cannot be cancelled or modified without substantial loss to the owner or operator, to undertake a program of actual construction of the source to be completed within a reasonable time.

(5) "~~Department~~" means the state of Washington department of ecology.

(6) "~~Emission~~" means a release of air contaminants into the ambient air.

(7) "~~Emission standard~~" means a regulation or regulatory order (or portion thereof) setting forth an allowable rate of emissions, level of opacity, or prescribing equipment or operating conditions that result in control of air pollution emission.

(8) "~~Emissions unit~~" means any equipment, device, process, or activity that produces and emits to the outside air, or that may produce and emit to the outside air, any contaminant regulated by state or federal law.

(9)) Unless a different meaning is clearly required by context words and phrases used in this chapter shall have the following meanings; general terms common with other chapters as defined in chapter 173-403 WAC, and terms specific to Primary Aluminum Mills as defined below.

(1) "~~Fluorides~~" means compounds of the element fluorine.

((10)) (2) "~~Forage~~" means grasses, pasture and other vegetation that is normally consumed or is intended to be consumed by livestock.

~~((11)) "Fugitive emissions" means emissions that do not pass and which could not reasonably pass through a stack, chimney, vent or other functionally equivalent opening.~~

~~(12) "Materials handling" means the handling, transporting, loading, unloading, storage, and transfer of materials with no significant alteration of the chemical or physical properties of the material.~~

~~((13)) (3) "New source" means a source which commences construction after June 17, 1970. Addition to, enlargement, modification, replacement, or any alteration of any process or source which may increase emissions or ambient air concentrations of any contaminant for which federal or state ambient or emissions standards have been established shall be construed as construction or installation or establishment of a new source. In addition every major modification (as defined in WAC 173-403-030) shall be construed as construction or installation or establishment of a new source.~~

~~((14)) "New source performance standard (NSPS)" means the federal regulations set forth in 40 CFR Part 60, as promulgated prior to January 1, 1983.~~

~~(15) "Notice of construction" means a document which makes application for permission to construct a new source or to accomplish the modification of an existing source.~~

~~(16) "Opacity" means the degree to which an object seen through a plume is obscured, stated as a percentage.~~

~~(17) "Particulate matter" or "particulates" means small discrete masses of liquid or solid, exclusive of uncombined water.~~

~~(18) "Person" means an individual, firm, public or private corporation, association, partnership, political subdivision, municipality or government agency.~~

~~((19)) (4) "Primary aluminum plant" means a plant which produces aluminum metal from aluminum oxide (alumina). For the purposes of this regulation "primary aluminum plant" is equivalent to "source."~~

~~((20)) (5) "Potline primary emission control system" means the equipment and procedures designed to collect and remove contaminants from the exhaust gases which are captured at the pot.~~

~~((21)) "Reasonably available control technology (RACT)" means the technology that will result in the lowest emission limit that a primary aluminum plant is capable of meeting by the application of control technology that is reasonably available considering technological and economic feasibility. RACT is determined on a case-by-case basis for an individual plant taking into account the impact of the source upon air quality, the availability of additional controls, the emission reduction to be achieved by additional controls, the impact of additional controls on air quality and the capital and operating costs of the additional controls. RACT requirements for any primary aluminum plant may be adopted as an order or regulation after public involvement per WAC 173-403-110.~~

~~(22) "Source" means all of the emissions unit(s) including quantifiable fugitive emissions, which are located on one or more contiguous or adjacent properties, and are under the control of the same person (or persons under common control), whose activities are ancillary to the production of a single product or functionally related group of products.~~

~~(23) "Standard conditions" means a temperature of 20°C (68°F) and a pressure of 760 mm (29.92 inches) of mercury except when otherwise specified.)~~

NEW SECTION

WAC 173-415-041 EMISSION REQUIREMENTS OF PRIOR JURISDICTIONS. Any emissions unit that was under the jurisdiction of a cognizant local authority and now is under the jurisdiction of the department; or regulated by chapter 173-400 WAC and now is contained in this chapter shall meet all emission requirements that were applicable prior to transfer of jurisdiction.

**WSR 85-01-089
PROPOSED RULES
DEPARTMENT OF FISHERIES**

[Filed December 19, 1984]

Notice is hereby given in accordance with the provisions of RCW 34.04.025, that the Washington State

Department of Fisheries intends to adopt, amend, or repeal rules concerning volunteer cooperative fisheries enhancement programs;

that the agency will at 10:00 a.m., Friday, January 25, 1985, in the Auditorium, State 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 February 1, 1985.

The authority under which these rules are proposed is RCW 75.08.080.

The specific statute these rules are intended to implement is RCW 75.52.050.

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency before January 25, 1984 [1985].

Dated: December 19, 1984

By: Russell W. Cahill
for William R. Wilkerson
Director

STATEMENT OF PURPOSE

Title: Chapter 220-130 WAC, Volunteer cooperative fisheries enhancement programs.

Description of Purpose: Establish procedure for entering into cooperative agreements between fisheries and volunteer groups.

Summary of Rule: This chapter provides the procedure for volunteer groups to assist in increasing the foodfish and shellfish resources of the state, to provide educational opportunity, and to improve communication between the Department of Fisheries and the public. This procedure includes the method of application, review process, priority of distribution of available supplies and technical support, and method of revocation of the agreement and termination of the project, including grounds for such action.

Agency Personnel Responsible for Drafting: Evan S. Jacoby, 115 General Administration Building, Olympia, Washington, 754-2429; Implementation: Robert A. Turner, 115 General Administration Building, Olympia, Washington, 753-6627; and Enforcement: James W. McKillip, 115 General Administration Building, Olympia, Washington, 753-6585.

This rule is proposed by the Washington State Department of Fisheries.

Comments: None.

This rule is not the result of federal law or court order.

Small Business Economic Impact Statement: This is a set of rules of applicability to volunteer groups. No impact on 10% of businesses in any one three-digit industrial classification nor 20% of all businesses is expected.

CHAPTER 220-130 WAC - VOLUNTEER COOPERATIVE FISHERIES ENHANCEMENT PROGRAMS

NEW SECTION

WAC 220-130-010 PURPOSE. The purpose of this chapter is to establish the procedure for entering into a cooperative agreement between the department and volunteer groups pursuant to Chapter 75.52 RCW to increase the food fish and shellfish resources of the state, to provide educational opportunity and improve communication between

the department and the public. This procedure includes the method of application, review process, and priority of distribution of available supplies and technical support and the method of revocation of the agreement and termination of the project, including grounds for such action.

NEW SECTION

WAC 220-130-020 DEFINITIONS. For the purposes of this chapter:

- (1) Project means a volunteer fisheries resource project.
- (2) Director's designee means the deputy director or the assistant director for resource management having departmental authority over the species being enhanced by the volunteer program.

NEW SECTION

WAC 220-130-030 PROPOSAL. (1) All proposals for volunteer fisheries resource projects shall be made in writing to the department on the department's application form and shall provide the following information:

- a. Date of proposal.
- b. Name of volunteer group or person proposing the project, including name, address and telephone number of contact person. The volunteer group shall immediately notify the Department in writing of a change in contact person.
- c. Location and description of proposed project.
- d. Annual dates of initiation and completion of project, or an indication that the project is ongoing throughout the year.
- e. List of supplies, materials and technical assistance requested from the department and necessary for the completion or operation of the project.

(2) Applications for projects to culture and release food fish and shellfish also must provide:

- a. Number of eggs, larvae, juveniles or adult food fish or shellfish requested by species.
- b. The preferred stock.
- c. The method and type of culturing proposed.
- d. The number of food fish or shellfish to be cultured.
- e. The date of release.
- f. Size at release.
- g. Release location(s).

NEW SECTION

WAC 220-130-040 REVIEW PROCEDURE. (1) A written response will be mailed to the contact person within forty-five calendar days of receipt of the application. The response shall include notice if the application is incomplete and that additional information is required, or any identifiable conflicts with legally existing land, water, or property rights, or any identifiable and unacceptable biological or resource management conflicts, or any identifiable lack of supplies, labor, or expertise either biological or non-biological, or financial resources necessary for project completion or operation. The department shall provide suggested modifications to the proposal which would increase its likelihood of approval together with the name and telephone number of a person in the department responsible for monitoring the review of the proposal, and a list of identifiable state and federal permits that will be required prior to implementation of the project. The list shall not be represented as all-inclusive. The department will identify the date by which a final acceptance or rejection of the proposal can be expected together with an explanation of why that date was selected and the process of further review to occur prior to that date.

(2) During its review of the proposal, the department will coordinate with other agencies and Indian Tribes and assist in the preparation of and coordinate the review of any necessary Hydraulic Project Application, Shellfish Import and Transfer Permit or Live Fish Import and Transfer Permit or applicable requirements of the State Environmental Policy Act.

(3) The department will exempt the volunteer group from payment of permit and license fees to the department for activities relating to the project.

(4) The department will determine its ability to meet the requirements of a project for supplies, technical expertise and other assistance, both biological and non-biological, by considering:

- a. The project's consistency with department goals to preserve, protect and enhance the fishery resources of the state.

- b. The ability to maximize the number of persons participating in or benefiting from the volunteer fisheries resource program.
- c. The desire to maximize public awareness of the resource.

NEW SECTION

WAC 220-130-050 ACCEPTANCE OR REJECTION OF PROPOSAL. (1) The terms and conditions for an acceptable project will be set forth in a written agreement between the department and the volunteer group and provide specifics for project implementation. Agreements may be for up to five years.

(2) If a proposal is rejected, the department must provide in writing to the volunteer group the reasons for the rejection. The volunteer group may appeal any decision rejecting a proposal to the director or the director's designee.

NEW SECTION

WAC 220-130-060 PROJECT TERMINATION. (1) The department may revoke approval and terminate projects for cause. Grounds for termination include:

- a. Violation of the agreement provisions.
- b. Development of unacceptable biological or resource management conflicts during implementation of the project.
- c. Unavailability of adequate resources of expertise necessary to complete the project.

(2) Notice of approval revocation shall be mailed to the contact person for the volunteer cooperative, stating the reason for revocation and, should the reason be violation of the agreement provisions, specifying what agreement provisions were violated and how corrective action can be accomplished to continue with the project.

(3) The volunteer cooperative may appeal any decision for agreement revocation or project termination to the director or the director's designee.

WSR 85-01-090

PROPOSED RULES

UTILITIES AND TRANSPORTATION COMMISSION

[Filed December 19, 1984]

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 WAC 480-120-056(7) relating to interest on deposits. The proposed amendatory section is shown below as Appendix A, Cause No. U-84-69. Written and/or oral submissions may also contain data, views, and arguments concerning the effect of the proposed amendment on economic values, pursuant to chapter 43.21H RCW and WAC 480-08-050(17);

that the agency will at 9:00 a.m., Wednesday, January 30, 1985, in the Commission's Hearing Room, Sixth 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(4) and 80.04.160.

The specific statute these rules are intended to implement is RCW 80.01.040(3).

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency before January 25, 1985.

Dated: December 17, 1984

By: Barry M. Mar
Secretary

STATEMENT OF PURPOSE

In the matter of amendment of WAC 480-120-056 relating to interest on deposits.

The rules proposed by the Washington Utilities and Transportation Commission are to be promulgated pursuant to RCW 80.01.040(4) and 80.04.160 which direct that the commission has authority to implement the provisions of chapter 80.36 RCW.

The rules proposed by the Washington Utilities and Transportation Commission are designed to prescribe the interest rates on amounts received by telephone companies as refundable deposits.

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.

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.

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-147, Cause No. U-80-05, filed 7/14/80)

WAC 480-120-056 DEPOSITS. (1) Establishment of credit—Residential. An applicant for residential service may establish credit by demonstrating to the utility any one of the following subparagraphs (a), (b), or (c), subject to the provisions of subsection (3) of this section:

(a) Prior service with the utility in question of at least twelve months duration, ending no longer than one year prior to the date of application if service was not disconnected for failure to pay and no more than two delinquency notices were served upon the customer, or

(b) Prior service with a utility of the same type as that of which service is sought for at least twelve consecutive months with a satisfactory payment record as demonstrated in (1)(a) of this subsection: PROVIDED, That the reference may be quickly and easily checked, and the necessary information is provided, or

(c) Demonstrate three of the credit factors from the following factors:

(i) Full-time consecutive employment, with no more than two employers, or a regular source of income during the entire twenty-four months prior to the application for service, and the applicant is currently employed or has a regular source of income; or the applicant has a permanent, regular source of income.

(ii) Ownership of the premises to be served.

(iii) Has a savings account.

(iv) Has been issued a major charge card.

(v) Has been issued a major oil charge card.

(vi) Has been issued a local charge card.

(2) Establishment of credit – nonresidential. An applicant for non-residential service may be required to demonstrate satisfactory credit by reasonable means appropriate under the circumstances.

(3) Deposit requirements. A deposit may be required under the following circumstances:

(a) Where the applicant has failed to establish a satisfactory credit history as outlined above.

(b) In any event, a deposit may be required when, within the twelve months prior to the application, the applicant's service of a similar type has been disconnected for failure to pay amounts owing, when due; where applicant has an unpaid, overdue balance owing for service from the utility to which application is being made or any other telephone company; or where three or more delinquency notices have been served upon the applicant by any other telephone company during the twelve months previous to the application for service.

(c) Installation or continuation of service to a residence where a prior subscriber still resides and where any balance for such service to that prior subscriber is past due or owing.

(d) When a subscriber (i) is initially provided service without a deposit on the basis of credit information supplied to the utility by the subscriber which is incorrect or cannot be verified by the utility and the subscriber would have otherwise been required to make a deposit; or (ii) has on two or more occasions in the previous twelve months tendered payment of due amounts with checks which have been dishonored; or (iii) has an unpaid, overdue balance owing for the same class of telephone service from the utility providing that service, or any other telephone company, which becomes known to the serving utility after current service has been provided; or (iv) has given the utility cause to disconnect for nonpayment, but the utility has elected not to disconnect service; or (v) has incurred excessive toll charges as defined in subsection (4)(b) of this section and the subscriber has elected not to make full payment of all proper toll charges as provided in subsection (4)(b) of this section.

(e) Any new or additional deposit required under authority of these rules, except as may be provided for elsewhere in these rules, is due and payable on the sixth business day after written notice of the deposit requirement is mailed to the subscriber, or, if personal service is elected, by 5 p.m. of the first business day following notification.

(4) Amount of deposit.

(a) In instances where a deposit may be required by the utility, the deposit shall not exceed:

(i) For nonresidential service, two-twelfths of estimated annual billings;

(ii) For residential service, two months customary utilization for applicants or subscribers with previous verifiable service, or two months new line billings for all other residential subscribers in a reasonable amount established in the tariffs of the utility, based upon data presented for commission review.

(b) Subscribers whose toll charges exceed the estimated amount by twenty dollars or by twenty percent, whichever is greater, or whose toll charges exceed customary utilization over the previous six months by a like amount when no estimate has been taken, or whose estimated toll or customary utilization is not available and the toll charges exceed fifty percent of the two months new line billing for all utility subscribers of the same class of service as established in the tariffs of the utility, may be required, upon written or verbal notice to the subscriber, to make payment of either of the following in the subscriber's election, before the close of the next business day following receipt of the notice:

(i) Full payment of outstanding toll charges specified in said notice; or all toll charges accrued to the time of payment providing the subscriber has been notified that he or she is liable for toll charges in addition to those charges specified in the notice which come to the attention of the utility between the time of notice and of payment.

(ii) Payment of a new or additional deposit in light of the subscriber's actual use based upon two months customary utilization.

(c) If the notice herein described is mailed, receipt may be presumed on the fourth business day following date of mailing.

(d) At the time application is made for service, the utility may request an estimate of the applicant's greatest monthly toll usage during the ensuing twelve months. When such an estimate is asked and given, the applicant for service shall be advised that if the estimate is exceeded by twenty dollars or twenty percent, whichever is greater, immediate payment may be required, a deposit or additional deposit may be required, or service may be disconnected.

(5) Application of deposits. When the account of a subscriber is delinquent any amount on deposit on that account may be applied by the

WSR 85-01-091

**NOTICE OF PUBLIC MEETINGS
PARKS AND RECREATION
COMMISSION**

[Memorandum—December 18, 1984]

The following is the schedule of the 1985 regular meetings of the Washington State Parks and Recreation Commission:

January 18	Olympia
March 15	Westport
May 17	Goldendale
June 21	Yakima
July 19	Port Angeles
September 20	Spokane
November 15	Anacortes
December 20	Tacoma

All meetings will begin at 9:00 a.m. on the day scheduled. With the exception of the January meeting, exact meeting locations are yet undetermined. The January meeting will be held at the Thurston County Courthouse Complex, 2000 Lakeridge Drive S.W., Olympia, Washington 98502.

Locations for the next regular meeting will be announced at the close of each regular meeting, and may also be obtained thereafter by writing to the director at the address given below, or by calling (206) 753-5758, scan 234-5758.

The meeting schedule announced herein is in accordance with the commission regulation which provides that time for holding regular meetings, WAC 352-04-010(4). Currently, the regulation provides in pertinent part that eight regular meetings shall be held each calendar year, commencing at 9:00 a.m., on the third Friday of each month in which a meeting is to be held, unless otherwise called by the chair or a majority of the commissioners.

In accordance with Executive Order 83-19, meeting sites will be selected which are barrier free to the greatest extent feasible. Brailled or taped agenda items for the visually impaired, and interpreters for those with hearing impairment will be provided if requested with adequate notice. Such requests should usually be made at least ten working days in advance of the scheduled meeting date, and should be addressed to:

Director
Washington State Parks and
Recreation Commission
7150 Cleanwater Lane
Olympia, WA 98504

WSR 85-01-092

**NOTICE OF PUBLIC MEETINGS
COMMISSION ON
MEXICAN AMERICAN AFFAIRS**

[Memorandum—December 17, 1984]

The following is the schedule of the 1985 regular meetings of the Washington State Commission on Mexican American Affairs:

utility towards satisfaction of the past due amount before disconnection is effected. Written notice of such application of the deposit shall be promptly furnished to the subscriber. If an amount on deposit is applied toward satisfaction of any past due amount, the utility may require of the subscriber an additional deposit in the amount so applied and, if applicable, payment of any past due amounts still owing after application of the deposit. Application of a deposit as provided for herein shall not prevent disconnection of service for failure by a subscriber to pay any past due amount which may remain outstanding.

(6) Transfer of deposit. Where a subscriber of whom a deposit is required transfers his service to a new location within the same utility's service area, the deposit, less any outstanding balance, shall be transferable and applicable to the new service location.

(7) Interest on deposits. Interest on deposits held shall be accrued at ~~((the)) a rate ((established according to law as interest upon judgments in superior courts of the state of Washington as of January 1 of each))~~ based upon a simple average of the effective interest rate for new issues of one year treasury bills, computed from December 1 of each year, continuing through November 30 of the following year. Deposits would earn that interest rate during January 1 through December 31 of the subsequent year. Interest shall be computed from the time of deposit to the time of refund or total application of the deposit and shall be compounded annually.

(8) Extended payment on deposit. Where a subscriber or applicant for service of whom a deposit is required is unable to pay the entire amount of the deposit in advance of installation or continuation of service, the subscriber or applicant shall be allowed to pay fifty percent of the deposit amount prior to installation or continuation of service, with the remaining amount payable in equal amounts on the utility's ordinary billing cycle during the following two months of service. A subscriber or applicant for service unable to meet this deposit requirement shall have the opportunity to receive service under subsection (9), alternative to deposit, of this section.

(9) Alternative to deposit. A residential subscriber or applicant for residential service of whom a deposit is required, but who is unable to make a deposit, shall be allowed, as an alternative to the making of a deposit, to furnish a satisfactory guarantor to secure payment of bills for service requested in a specified amount not to exceed the amount of deposit which may be required.

(10) Receipt. Where payment is made by cash, a receipt shall be furnished to each applicant or subscriber for the amount deposited.

(11) Refund of deposit. Deposits shall be refunded under the following circumstances and in the following form:

(a) Satisfactory payment. Where the subscriber has for twelve consecutive months paid for service when due in a prompt and satisfactory manner as evidenced by the following:

(i) The utility has not initiated disconnection proceedings against the subscriber.

(ii) No more than two notices of delinquency have been made to the subscriber by the utility.

(b) Termination of service. Upon termination of service, the utility shall return to the subscriber the amount then on deposit plus accrued interest, less any amounts due the utility by the subscriber for service rendered.

(c) Refunds - how made. Any deposit, plus accrued interest, shall be refunded to the subscriber either in the form of a check issued and mailed to the subscriber no longer than fifteen days following completion of twelve months' satisfactory payment as described above, or applied to the subscriber's bill for service in the thirteenth and, if appropriate, subsequent months, in accordance with the preference as to form of refund indicated by the subscriber at the time of deposit, or as thereafter modified.

(12) Should a larger or new deposit be required, the reasons therefor shall be specified in writing to the subscriber. Any requirement for a new or larger deposit shall be in conformity with the standards set forth in this rule.

March 2 Walla Walla
June 1 Tacoma
September 7 Yakima
December 7 Olympia

All meetings will begin at 11:00 a.m. on the day scheduled. Exact meeting locations are, as yet, undetermined. Locations for the regular meetings will be announced at the close of each regular meeting, and may also be obtained thereafter by writing to the executive secretary at the address below, or by calling (206) 753-3159, scan 234-3159.

The meeting schedule announced above is different from a description of regular meetings in WAC 322-12-010, which states that the commission will meet regularly on the first Saturday of each month. There will be no meetings in January, February, July, August, October and November due to budget constraints.

In accordance with Executive Order 79-03, meeting sites will be selected which are barrier-free to the greatest extent possible. Accommodations will be made for the visually and/or hearing-impaired, if requested with adequate notice. Requests should be made at least ten working days in advance of the meeting and addressed to:

Executive Secretary
Washington State Commission
on Mexican American Affairs
1515 South Cherry
Olympia, WA 98504

Table of WAC Sections Affected

KEY TO TABLE

Symbols:

- AMD = Amendment of existing section
- NEW = New section not previously codified
- OBJEC = Notice of objection by Joint Administrative Rules Review Committee
- REP = Repeal of existing section
- READOPT = Readoption of existing section
- REAFF = Order assuming and reaffirming rules
- RESCIND = Rescind previous emergency rule
- REVIEW = Review of previously adopted rule
- STMT = Statement regarding previously adopted rule

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.

Suffixes:

- P = Proposed action
- C = Continuance of previous proposal
- E = Emergency action
- W = Withdrawal of proposed action
- No suffix means permanent action

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16-230-010	AMD-P	84-05-066	16-236-130	NEW	84-24-033	16-400-290	REP-P	84-20-096
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132A-136-010	AMD-P	84-09-031	132I-116-020	AMD	84-14-020	132Q-04-070	AMD-P	84-15-052
132A-136-010	AMD	84-14-019	132I-116-030	AMD-P	84-09-039	132Q-04-070	AMD	84-19-029
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132E-116-004	REP-P	84-22-022	132I-116-040	AMD	84-14-020	132Q-04-080	AMD-P	84-15-052
132E-116-008	REP-P	84-22-022	132I-116-050	AMD-P	84-09-039	132Q-04-080	AMD	84-19-029
132E-116-012	REP-P	84-22-022	132I-116-050	AMD	84-14-020	132Q-04-085	AMD-P	84-15-052
132E-116-016	REP-P	84-22-022	132I-116-060	REP-P	84-09-039	132Q-04-085	AMD	84-19-029
132E-116-020	REP-P	84-22-022	132I-116-060	REP	84-14-020	132Q-04-090	AMD-P	84-15-052
132E-116-024	REP-P	84-22-022	132I-116-070	AMD-P	84-09-039	132Q-04-090	AMD	84-19-029
132E-116-028	REP-P	84-22-022	132I-116-070	AMD	84-14-020	132Q-04-100	AMD-P	84-15-052
132E-116-032	REP-P	84-22-022	132I-116-080	REP-P	84-09-039	132Q-04-100	AMD	84-19-029
132E-116-036	REP-P	84-22-022	132I-116-080	REP	84-14-020	132Q-04-110	AMD-P	84-15-052
132E-116-040	REP-P	84-22-022	132I-116-090	AMD-P	84-09-039	132Q-04-110	AMD	84-19-029
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132E-116-048	REP-P	84-22-022	132I-116-100	AMD-P	84-09-039	132Q-04-120	AMD	84-19-029
132E-116-052	REP-P	84-22-022	132I-116-100	AMD	84-14-020	132Q-04-130	AMD-P	84-15-052
132E-116-056	REP-P	84-22-022	132I-116-110	AMD-P	84-09-039	132Q-04-130	AMD	84-19-029
132E-116-060	REP-P	84-22-022	132I-116-110	AMD	84-14-020	132Q-04-140	AMD-P	84-15-052
132E-116-064	REP-P	84-22-022	132I-116-120	REP-P	84-09-039	132Q-04-140	AMD	84-19-029
132E-116-068	REP-P	84-22-022	132I-116-120	REP	84-14-020	132Q-04-150	AMD-P	84-15-052
132E-116-072	REP-P	84-22-022	132I-116-140	AMD-P	84-09-039	132Q-04-150	AMD	84-19-029
132E-116-076	REP-P	84-22-022	132I-116-140	AMD	84-14-020	132Q-04-160	AMD-P	84-15-052
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132E-116-104	REP-P	84-22-022	132I-116-180	REP-P	84-09-039	132Q-04-190	AMD	84-19-029
132E-116-108	REP-P	84-22-022	132I-116-180	REP	84-14-020	132Q-04-200	AMD-P	84-15-052
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132E-116-124	REP-P	84-22-022	132I-116-210	AMD	84-14-020	132Q-04-230	AMD-P	84-15-052
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132V-14-040	REP-P	84-21-100	136-110-050	NEW-P	84-11-064	136-220-010	NEW	84-16-065
132V-14-050	REP-P	84-21-100	136-110-050	NEW	84-16-065	136-220-020	NEW-P	84-11-064
132V-14-060	REP-P	84-21-100	136-120-010	NEW-P	84-11-064	136-220-020	NEW	84-16-065
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132V-16-060	REP-P	84-21-100	136-130-020	NEW	84-16-065	136-250-040	NEW-P	84-11-064
132V-16-070	REP-P	84-21-100	136-130-030	NEW-P	84-11-064	136-250-040	NEW	84-16-065
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132V-16-090	REP-P	84-21-100	136-130-040	NEW-P	84-11-064	136-250-050	NEW	84-16-065
132V-16-100	REP-P	84-21-100	136-130-040	NEW	84-16-065	137-12-010	REP-P	84-03-014
132V-16-110	REP-P	84-21-100	136-130-050	NEW-P	84-11-064	137-12-010	REP	84-06-009
132V-16-120	REP-P	84-21-100	136-130-050	NEW	84-16-065	137-12-020	REP-P	84-03-014
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132V-18-020	REP-P	84-21-100	136-130-070	NEW-P	84-11-064	137-12-030	REP	84-06-009
132V-18-030	REP-P	84-21-100	136-130-070	NEW	84-16-065	137-12-040	REP-P	84-03-014
132V-18-040	REP-P	84-21-100	136-130-080	NEW-P	84-11-064	137-12-040	REP	84-06-009
132V-18-050	REP-P	84-21-100	136-130-080	NEW	84-16-065	137-12-050	REP-P	84-03-014
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132V-18-070	REP-P	84-21-100	136-150-010	NEW	84-16-065	137-12-060	REP-P	84-03-014
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132V-120-010	NEW-P	84-21-100	136-150-020	NEW	84-16-065	137-12-070	REP-P	84-03-014
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132V-120-120	NEW-P	84-21-100	136-160-040	NEW-P	84-11-064	137-12A-020	NEW	84-06-009
132V-120-130	NEW-P	84-21-100	136-160-040	NEW	84-16-065	137-12A-020	AMD-P	84-11-067
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132V-120-210	NEW-P	84-21-100	136-170-020	NEW	84-16-065	137-12A-040	AMD-P	84-11-067
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132V-120-230	NEW-P	84-21-100	136-170-030	NEW	84-16-065	137-12A-050	NEW-P	84-03-014
132V-120-240	NEW-P	84-21-100	136-180-010	NEW-P	84-11-064	137-12A-050	NEW	84-06-009
132V-120-250	NEW-P	84-21-100	136-180-010	NEW	84-16-065	137-12A-050	AMD-P	84-11-067
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137-28-055	NEW	85-01-060	137-48-060	AMD-P	84-04-045	137-75-020	NEW	84-15-053
137-28-065	NEW-P	84-14-076	137-48-060	AMD-E	84-04-046	137-75-030	NEW-P	84-12-067
137-28-065	NEW-E	84-15-041	137-48-060	AMD	84-08-011	137-75-030	NEW-E	84-12-068
137-28-065	NEW	84-17-058	137-57	AMD-P	84-08-023	137-75-030	NEW	84-15-053
137-28-072	NEW-P	84-14-076	137-57	AMD	84-11-032	137-75-040	NEW-P	84-12-067
137-28-072	NEW-E	84-15-041	137-57-005	AMD-P	84-08-023	137-75-040	NEW-E	84-12-068
137-28-072	NEW	84-17-058	137-57-005	AMD	84-11-032	137-75-040	NEW	84-15-053
137-28-075	NEW-P	84-14-076	137-57-010	AMD-P	84-08-023	137-75-050	NEW-P	84-12-067
137-28-075	NEW-E	84-15-041	137-57-010	AMD	84-11-032	137-75-050	NEW-E	84-12-068
137-28-075	NEW	84-17-058	137-57-020	AMD-P	84-08-023	137-75-050	NEW	84-15-053
137-28-080	NEW-P	84-14-076	137-57-020	AMD	84-11-032	137-75-060	NEW-P	84-12-067
137-28-080	NEW-E	84-15-041	137-57-040	AMD-P	84-08-023	137-75-060	NEW-E	84-12-068
137-28-080	NEW	84-17-058	137-57-040	AMD	84-11-032	137-75-060	NEW	84-15-053
137-28-085	NEW-P	84-14-076	137-57-050	AMD-P	84-08-023	137-91-011	NEW-E	84-13-007
137-28-085	NEW-E	84-15-041	137-57-050	AMD	84-11-032	137-91-011	NEW-P	84-13-075
137-28-085	NEW	84-17-058	137-57-060	AMD-P	84-08-023	137-91-011	NEW	84-16-066
137-28-090	NEW-P	84-14-076	137-57-060	AMD	84-11-032	137-91-021	NEW-E	84-13-007
137-28-090	NEW-E	84-15-041	137-57-070	AMD-P	84-08-023	137-91-021	NEW-P	84-13-075
137-28-090	NEW	84-17-058	137-60-020	AMD-P	84-21-105	137-91-021	NEW	84-16-066
137-28-093	NEW-E	84-15-041	137-60-020	AMD-W	84-23-060	137-91-050	NEW-E	84-13-075
137-28-093	NEW	84-17-058	137-60-020	AMD-P	85-01-058	137-91-050	NEW-P	84-16-066
137-28-095	NEW-P	84-14-076	137-66-010	REP-P	84-22-002	137-91-060	NEW-E	84-13-007
137-28-095	NEW-E	84-15-041	137-66-010	REP	85-01-059	137-91-060	NEW-P	84-13-075
137-28-095	NEW	84-17-058	137-66-015	REP-P	84-22-002	137-91-060	NEW	84-16-066
137-28-097	NEW-P	84-14-076	137-66-015	REP	85-01-059	137-91-070	NEW-E	84-13-007
137-28-097	NEW-E	84-15-041	137-66-020	REP-P	84-22-002	137-91-070	NEW-P	84-13-075
137-28-097	NEW	84-17-058	137-66-020	REP	85-01-059	137-91-070	NEW	84-16-066
137-28-100	NEW-P	84-14-076	137-66-030	REP-P	84-22-002	139-08-014	NEW-P	84-21-019
137-28-100	NEW-E	84-15-041	137-66-030	REP	85-01-059	139-36-020	AMD-P	84-17-097
137-28-100	NEW	84-17-058	137-66-040	REP-P	84-22-002	139-36-020	AMD	84-21-018
137-28-105	NEW-P	84-14-076	137-66-040	REP	85-01-059	139-36-031	AMD-P	84-17-097
137-28-105	NEW-E	84-15-041	137-66-050	REP-P	84-22-002	139-36-031	AMD	84-21-018
137-28-105	NEW	84-17-058	137-66-050	REP	85-01-059	139-36-033	AMD-P	84-17-097
137-28-105	AMD-P	84-22-044	137-66-060	REP-P	84-22-002	139-36-033	AMD	84-21-018
137-28-105	AMD	85-01-060	137-66-060	REP	85-01-059	139-36-034	REP-P	84-17-097
137-28-110	NEW-P	84-14-076	137-66-070	REP-P	84-22-002	139-36-034	REP	84-21-018
137-28-110	NEW-E	84-15-041	137-66-070	REP	85-01-059	139-50-030	NEW-P	84-07-041
137-28-110	NEW	84-17-058	137-66-080	REP-P	84-22-002	139-50-030	NEW	84-13-052
137-28-115	NEW-P	84-14-076	137-66-080	REP	85-01-059	140-08-010	REP-P	84-22-045
137-28-115	NEW-E	84-15-041	137-66-090	REP-P	84-22-002	140-08-020	REP-P	84-22-045
137-28-115	NEW	84-17-058	137-66-090	REP	85-01-059	140-08-030	REP-P	84-22-045
137-28-120	NEW-P	84-14-076	137-66-100	REP-P	84-22-002	140-08-040	REP-P	84-22-045
137-28-120	NEW-E	84-15-041	137-66-100	REP	85-01-059	140-08-050	REP-P	84-22-045
137-28-120	NEW	84-17-058	137-66-110	REP-P	84-22-002	140-08-060	REP-P	84-22-045
137-28-130	NEW-P	84-14-076	137-66-110	REP	85-01-059	140-08-070	REP-P	84-22-045
137-28-130	NEW-E	84-15-041	137-66-120	REP-P	84-22-002	140-08-080	REP-P	84-22-045

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173-19-4502	AMD	84-21-065	173-220-210	AMD	84-11-024	173-303-330	AMD	84-09-088
173-19-4704	AMD-P	84-04-079	173-220-220	AMD-E	84-07-058	173-303-340	AMD	84-09-088
173-19-4704	AMD	84-08-003	173-220-220	AMD-P	84-08-078	173-303-350	AMD	84-09-088
173-144-010	NEW-E	84-21-099	173-220-220	AMD	84-11-024	173-303-360	AMD	84-09-088
173-144-020	NEW-E	84-21-099	173-303	AMD-C	84-04-075	173-303-370	AMD	84-09-088
173-144-030	NEW-E	84-21-099	173-303	AMD-C	84-07-057	173-303-380	AMD	84-09-088
173-144-040	NEW-E	84-21-099	173-303-010	AMD	84-09-088	173-303-390	AMD	84-09-088
173-144-050	NEW-E	84-21-099	173-303-016	NEW-P	84-09-083	173-303-395	AMD-P	84-09-083
173-144-060	NEW-E	84-21-099	173-303-016	NEW-C	84-12-045	173-303-395	AMD-C	84-12-045
173-144-070	NEW-E	84-21-099	173-303-016	NEW	84-14-031	173-303-395	AMD	84-14-031
173-144-080	NEW-E	84-21-099	173-303-017	NEW-P	84-09-083	173-303-400	AMD	84-09-088
173-144-090	NEW-E	84-21-099	173-303-017	NEW-C	84-12-045	173-303-420	NEW	84-09-088
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173-150-030	NEW-P	84-22-058	173-303-030	AMD	84-09-088	173-303-500	AMD-P	84-09-083
173-150-040	NEW-P	84-22-058	173-303-040	AMD	84-09-088	173-303-500	AMD-C	84-12-045
173-150-050	NEW-P	84-22-058	173-303-045	AMD	84-09-088	173-303-500	AMD	84-14-031
173-150-060	NEW-P	84-22-058	173-303-050	AMD	84-09-088	173-303-505	NEW	84-09-088
173-150-070	NEW-P	84-22-058	173-303-060	AMD	84-09-088	173-303-505	NEW-C	84-12-045
173-150-080	NEW-P	84-22-058	173-303-070	AMD-P	84-09-083	173-303-510	AMD-P	84-09-083
173-150-090	NEW-P	84-22-058	173-303-070	AMD-C	84-12-045	173-303-510	AMD-C	84-12-045
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173-154-080	NEW-P	84-22-059	173-303-100	AMD	84-09-088	173-303-610	AMD-C	84-12-045
173-154-090	NEW-P	84-22-059	173-303-101	AMD	84-09-088	173-303-610	AMD	84-14-031
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173-216-010	AMD-P	84-02-070	173-303-103	AMD-C	84-12-045	173-303-640	AMD	84-09-088
173-216-010	AMD	84-06-023	173-303-103	AMD	84-14-031	173-303-645	NEW	84-09-088
173-216-020	AMD-P	84-02-070	173-303-104	AMD-P	84-09-083	173-303-650	AMD	84-09-088
173-216-020	AMD	84-06-023	173-303-104	AMD-C	84-12-045	173-303-655	NEW	84-09-088
173-216-050	AMD-E	84-24-015	173-303-104	AMD	84-14-031	173-303-660	AMD	84-09-088
173-216-050	AMD-P	85-01-086	173-303-110	AMD-P	84-09-083	173-303-665	NEW	84-09-088
173-218-010	NEW-P	84-02-070	173-303-110	AMD-C	84-12-045	173-303-670	AMD	84-09-088
173-218-010	NEW	84-06-023	173-303-110	AMD	84-14-031	173-303-700	AMD	84-09-088
173-218-020	NEW-P	84-02-070	173-303-120	AMD-P	84-09-083	173-303-800	AMD	84-09-088
173-218-020	NEW	84-06-023	173-303-120	AMD-C	84-12-045	173-303-801	AMD	84-09-088
173-218-030	NEW-P	84-02-070	173-303-120	AMD	84-14-031	173-303-802	NEW	84-09-088
173-218-030	NEW	84-06-023	173-303-121	NEW	84-09-088	173-303-804	NEW	84-09-088
173-218-040	NEW-P	84-02-070	173-303-140	AMD	84-09-088	173-303-805	AMD	84-09-088
173-218-040	NEW	84-06-023	173-303-141	AMD	84-09-088	173-303-806	NEW	84-09-088
173-218-050	NEW-P	84-02-070	173-303-145	AMD	84-09-088	173-303-807	NEW	84-09-088
173-218-050	NEW	84-06-023	173-303-160	AMD	84-09-088	173-303-808	NEW	84-09-088
173-218-060	NEW-P	84-02-070	173-303-161	NEW	84-09-088	173-303-809	NEW-P	84-09-083
173-218-060	NEW	84-06-023	173-303-170	AMD	84-09-088	173-303-809	NEW-C	84-12-045
173-218-070	NEW-P	84-02-070	173-303-180	AMD-P	84-09-083	173-303-809	NEW	84-14-031
173-218-070	NEW	84-06-023	173-303-180	AMD	84-14-031	173-303-810	AMD	84-09-088
173-218-080	NEW-P	84-02-070	173-303-190	AMD	84-09-088	173-303-815	AMD	84-09-088
173-218-080	NEW	84-06-023	173-303-200	AMD-P	84-09-083	173-303-820	AMD	84-09-088
173-218-090	NEW-P	84-02-070	173-303-200	AMD-C	84-12-045	173-303-825	AMD	84-09-088
173-218-090	NEW	84-06-023	173-303-200	AMD	84-14-031	173-303-830	AMD	84-09-088
173-218-100	NEW-P	84-02-070	173-303-210	AMD	84-09-088	173-303-840	AMD-P	84-09-083
173-218-100	NEW	84-06-023	173-303-220	AMD	84-09-088	173-303-840	AMD-C	84-12-045
173-218-110	NEW-P	84-02-070	173-303-230	AMD	84-09-088	173-303-840	AMD	84-14-031
173-218-110	NEW	84-06-023	173-303-240	AMD-P	84-09-083	173-303-910	AMD-P	84-09-083
173-220-030	AMD-E	84-07-058	173-303-240	AMD-C	84-12-045	173-303-910	AMD-C	84-12-045
173-220-030	AMD-P	84-08-078	173-303-240	AMD	84-14-031	173-303-910	AMD	84-14-031
173-220-030	AMD	84-11-024	173-303-250	AMD	84-09-088	173-303-950	NEW	84-09-088
173-220-130	AMD-E	84-07-058	173-303-260	AMD	84-09-088	173-303-9901	AMD	84-09-088
173-220-130	AMD-P	84-08-078	173-303-270	AMD	84-09-088	173-303-9903	AMD	84-09-088
173-220-130	AMD-C	84-11-023	173-303-275	REP-P	84-09-083	173-303-9904	AMD	84-09-088
173-220-130	AMD-C	84-14-094	173-303-275	REP	84-14-031	173-303-9905	AMD	84-09-088
173-220-150	AMD-E	84-07-058	173-303-280	AMD	84-09-088	173-305-010	NEW	84-05-012
173-220-150	AMD-P	84-08-078	173-303-290	AMD	84-09-088	173-305-015	NEW	84-05-012
173-220-150	AMD	84-11-024	173-303-300	AMD	84-09-088	173-305-020	NEW	84-05-012
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173-305-050	NEW	84-05-012	173-549-040	REP	84-13-076	173-805-020	REP-P	84-10-049
173-305-060	NEW	84-05-012	173-549-050	REP-P	84-07-056	173-805-020	REP	84-13-036
173-305-070	NEW	84-05-012	173-549-050	REP	84-13-076	173-805-030	REP-P	84-10-049
173-305-080	NEW	84-05-012	173-549-060	AMD-P	84-07-056	173-805-030	REP	84-13-036
173-305-090	NEW	84-05-012	173-549-060	AMD	84-13-076	173-805-040	REP-P	84-10-049
173-330	NEW-C	84-12-069	173-549-070	AMD-P	84-07-056	173-805-040	REP	84-13-036
173-330	NEW-C	84-14-030	173-549-070	AMD	84-13-076	173-805-050	REP-P	84-10-049
173-330-010	NEW-P	84-10-061	173-549-080	NEW-P	84-07-056	173-805-050	REP	84-13-036
173-330-010	NEW	84-16-005	173-549-080	NEW	84-13-076	173-805-060	REP-P	84-10-049
173-330-020	NEW-P	84-10-061	173-549-090	NEW-P	84-07-056	173-805-060	REP	84-13-036
173-330-020	NEW	84-16-005	173-549-090	NEW	84-13-076	173-805-070	REP-P	84-10-049
173-330-030	NEW-P	84-10-061	173-549-100	NEW-P	84-07-056	173-805-070	REP	84-13-036
173-330-030	NEW	84-16-005	173-549-100	NEW	84-13-076	173-805-080	REP-P	84-10-049
173-330-040	NEW-P	84-10-061	173-549-900	NEW-P	84-07-056	173-805-080	REP	84-13-036
173-330-040	NEW	84-16-005	173-549-900	NEW	84-13-076	173-805-090	REP-P	84-10-049
173-330-050	NEW-P	84-10-061	173-801-010	REP-P	84-09-081	173-805-090	REP	84-13-036
173-330-050	NEW	84-16-005	173-801-010	REP	84-13-037	173-805-100	REP-P	84-10-049
173-330-060	NEW-P	84-10-061	173-801-020	REP-P	84-09-081	173-805-100	REP	84-13-036
173-330-060	NEW	84-16-005	173-801-020	REP	84-13-037	173-805-105	REP-P	84-10-049
173-330-070	NEW-P	84-10-061	173-801-030	REP-P	84-09-081	173-805-105	REP	84-13-036
173-330-070	NEW	84-16-005	173-801-030	REP	84-13-037	173-805-110	REP-P	84-10-049
173-330-900	NEW-P	84-10-061	173-801-040	REP-P	84-09-081	173-805-110	REP	84-13-036
173-330-900	NEW	84-16-005	173-801-040	REP	84-13-037	173-805-115	REP-P	84-10-049
173-400-030	AMD-P	85-01-084	173-801-045	REP-P	84-09-081	173-805-115	REP	84-13-036
173-400-075	AMD-P	84-04-076	173-801-045	REP	84-13-037	173-805-120	REP-P	84-10-049
173-400-075	AMD	84-10-019	173-801-050	REP-P	84-09-081	173-805-120	REP	84-13-036
173-400-075	AMD-P	85-01-084	173-801-050	REP	84-13-037	173-805-121	REP-P	84-10-049
173-400-100	AMD-P	85-01-084	173-801-060	REP-P	84-09-081	173-805-121	REP	84-13-036
173-400-115	AMD-P	85-01-084	173-801-060	REP	84-13-037	173-805-130	REP-P	84-10-049
173-403	AMD-C	84-20-039	173-801-070	REP-P	84-09-081	173-805-130	REP	84-13-036
173-403	AMD-C	84-20-065	173-801-070	REP	84-13-037	173-805-135	REP-P	84-10-049
173-403-030	AMD-P	85-01-087	173-801-080	REP-P	84-09-081	173-805-135	REP	84-13-036
173-403-050	AMD-P	84-16-077	173-801-080	REP	84-13-037	173-805-140	REP-P	84-10-049
173-403-050	AMD	84-21-098	173-801-090	REP-P	84-09-081	173-805-140	REP	84-13-036
173-403-050	AMD-P	85-01-087	173-801-090	REP	84-13-037	173-806-010	NEW-P	84-10-049
173-403-070	AMD-P	84-16-077	173-801-100	REP-P	84-09-081	173-806-010	NEW	84-13-036
173-403-070	AMD	84-21-098	173-801-100	REP	84-13-037	173-806-020	NEW-P	84-10-049
173-403-070	AMD-P	85-01-087	173-801-110	REP-P	84-09-081	173-806-020	NEW	84-13-036
173-403-080	AMD-P	84-16-077	173-801-110	REP	84-13-037	173-806-030	NEW-P	84-10-049
173-403-080	AMD	84-21-098	173-801-120	REP-P	84-09-081	173-806-030	NEW	84-13-036
173-403-080	AMD-P	85-01-087	173-801-120	REP	84-13-037	173-806-040	NEW-P	84-10-049
173-403-120	AMD-P	84-16-077	173-801-130	REP-P	84-09-081	173-806-040	NEW	84-13-036
173-403-170	AMD-P	84-16-077	173-801-130	REP	84-13-037	173-806-045	NEW-P	84-10-049
173-403-170	AMD	84-21-098	173-802-010	NEW-P	84-09-081	173-806-050	NEW-P	84-10-049
173-405-021	AMD-P	85-01-088	173-802-010	NEW	84-13-037	173-806-050	NEW	84-13-036
173-405-041	NEW-P	85-01-088	173-802-020	NEW-P	84-09-081	173-806-053	NEW	84-13-036
173-410-021	AMD-P	85-01-088	173-802-020	NEW	84-13-037	173-806-055	NEW	84-13-036
173-410-042	NEW-P	85-01-088	173-802-030	NEW-P	84-09-081	173-806-055	NEW	84-13-036
173-415-020	AMD-P	85-01-088	173-802-030	NEW	84-13-037	173-806-060	NEW-P	84-10-049
173-415-041	NEW-P	85-01-088	173-802-040	NEW-P	84-09-081	173-806-065	NEW	84-13-036
173-422-050	AMD-P	84-03-056	173-802-040	NEW	84-13-037	173-806-070	NEW-P	84-10-049
173-422-050	AMD	84-09-087	173-802-050	NEW-P	84-09-081	173-806-070	NEW	84-13-036
173-514-010	NEW	84-04-014	173-802-050	NEW	84-13-037	173-806-080	NEW-P	84-10-049
173-514-020	NEW	84-04-014	173-802-060	NEW-P	84-09-081	173-806-080	NEW	84-13-036
173-514-030	NEW	84-04-014	173-802-060	NEW	84-13-037	173-806-090	NEW-P	84-10-049
173-514-040	NEW	84-04-014	173-802-070	NEW-P	84-09-081	173-806-090	NEW	84-13-036
173-514-050	NEW	84-04-014	173-802-070	NEW	84-13-037	173-806-100	NEW-P	84-10-049
173-514-060	NEW	84-04-014	173-802-080	NEW-P	84-09-081	173-806-100	NEW	84-13-036
173-514-070	NEW	84-04-014	173-802-080	NEW	84-13-037	173-806-110	NEW	84-13-036
173-514-080	NEW	84-04-014	173-802-090	NEW-P	84-09-081	173-806-120	NEW-P	84-10-049
173-514-090	NEW	84-04-014	173-802-090	NEW	84-13-037	173-806-120	NEW	84-13-036
173-549-010	AMD-P	84-07-056	173-802-100	NEW-P	84-09-081	173-806-125	NEW-P	84-10-049
173-549-010	AMD	84-13-076	173-802-100	NEW	84-13-037	173-806-125	NEW	84-13-036
173-549-015	NEW-P	84-07-056	173-802-110	NEW-P	84-09-081	173-806-128	NEW	84-13-036
173-549-015	NEW	84-13-076	173-802-110	NEW	84-13-037	173-806-130	NEW-P	84-10-049
173-549-016	NEW	84-13-076	173-802-120	NEW-P	84-09-081	173-806-130	NEW	84-13-036
173-549-020	AMD-P	84-07-056	173-802-120	NEW	84-13-037	173-806-140	NEW-P	84-10-049
173-549-020	AMD	84-13-076	173-802-130	NEW-P	84-09-081	173-806-140	NEW	84-13-036
173-549-025	NEW-P	84-07-056	173-802-130	NEW	84-13-037	173-806-150	NEW-P	84-10-049
173-549-025	NEW	84-13-076	173-802-140	NEW-P	84-09-081	173-806-150	NEW	84-13-036
173-549-027	NEW-P	84-07-056	173-802-140	NEW	84-13-037	173-806-155	NEW	84-13-036
173-549-027	NEW	84-13-076	173-802-150	NEW-P	84-09-081	173-806-160	NEW-P	84-10-049
173-549-030	REP-P	84-07-056	173-802-150	NEW	84-13-037	173-806-160	NEW	84-13-036
173-549-030	REP	84-13-076	173-802-190	NEW-P	84-09-081	173-806-170	NEW-P	84-10-049
173-549-035	NEW-P	84-07-056	173-802-190	NEW	84-13-037	173-806-170	NEW	84-13-036
173-549-035	NEW	84-13-076	173-805-010	REP-P	84-10-049	173-806-173	NEW	84-13-036

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WAC #	WSR #	WAC #	WSR #	WAC #	WSR #
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173-806-180	NEW-P	84-10-049	174-148-040	REP-P	84-08-064
173-806-180	NEW	84-13-036	174-148-040	REP-C	84-11-020
173-806-185	NEW	84-13-036	174-148-050	REP-P	84-08-064
173-806-190	NEW-P	84-10-049	174-148-050	REP-C	84-11-020
173-806-190	NEW	84-13-036	174-148-060	REP-P	84-08-064
173-806-200	NEW-P	84-10-049	174-148-060	REP-C	84-11-020
173-806-200	NEW	84-13-036	174-148-070	REP-P	84-08-064
173-806-205	NEW	84-13-036	174-148-070	REP-C	84-11-020
173-806-210	NEW-P	84-10-049	174-148-080	REP-P	84-08-064
173-806-220	NEW-P	84-10-049	174-148-080	REP-C	84-11-020
173-806-220	NEW	84-13-036	174-148-085	REP-P	84-08-064
173-806-230	NEW	84-13-036	174-148-085	REP-C	84-11-020
174-104-010	AMD-C	84-04-017	174-148-090	REP-P	84-08-064
174-104-010	AMD-C	84-09-051	174-148-090	REP-C	84-11-020
174-104-010	AMD	84-14-025	174-148-100	REP-P	84-08-064
174-109-010	NEW-P	84-08-064	174-148-100	REP-C	84-11-020
174-109-010	NEW-C	84-11-020	174-148-110	REP-P	84-08-064
174-109-010	NEW	84-17-108	174-148-110	REP-C	84-11-020
174-109-020	NEW-P	84-08-064	174-148-120	REP-P	84-08-064
174-109-020	NEW-C	84-11-020	174-148-120	REP-C	84-11-020
174-109-020	NEW	84-17-108	177-04	REAFF	84-14-064
174-109-030	NEW-P	84-08-064	177-06	REAFF	84-14-064
174-109-030	NEW-C	84-11-020	177-08	REAFF	84-14-064
174-109-030	NEW	84-17-108	180-16-002	NEW-P	84-08-051
174-109-040	NEW-P	84-08-064	180-16-002	NEW	84-11-043
174-109-040	NEW-C	84-11-020	180-16-003	REP-P	84-08-051
174-109-040	NEW	84-17-108	180-16-003	REP	84-11-043
174-109-050	NEW-P	84-08-064	180-16-006	NEW-P	84-08-051
174-109-050	NEW-C	84-11-020	180-16-006	NEW	84-11-043
174-109-050	NEW	84-17-108	180-16-191	AMD-P	84-08-051
174-109-060	NEW-P	84-08-064	180-16-191	AMD	84-11-043
174-109-060	NEW-C	84-11-020	180-16-195	AMD-P	84-08-051
174-109-060	NEW	84-17-108	180-16-195	AMD	84-11-043
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174-109-070	NEW-C	84-11-020	180-16-200	AMD	84-11-043
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174-109-080	NEW-P	84-08-064	180-16-205	AMD	84-11-043
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174-109-090	NEW-P	84-08-064	180-16-220	AMD-P	84-08-051
174-109-090	NEW-C	84-11-020	180-16-220	AMD	84-11-043
174-109-090	NEW	84-17-108	180-16-225	AMD-P	84-08-051
174-109-100	NEW-P	84-08-064	180-16-225	AMD	84-11-043
174-109-100	NEW-C	84-11-020	180-16-240	AMD-P	84-08-051
174-109-100	NEW	84-17-108	180-16-240	AMD	84-11-043
174-109-200	NEW-P	84-08-064	180-22-100	NEW-P	84-08-047
174-109-200	NEW-C	84-11-020	180-22-100	NEW-W	84-08-058
174-109-200	NEW	84-17-108	180-22-100	NEW-P	84-17-084
174-109-300	NEW-P	84-08-064	180-22-100	NEW	84-21-001
174-109-300	NEW-C	84-11-020	180-22-105	NEW-P	84-08-047
174-109-300	NEW	84-17-108	180-22-105	NEW-W	84-08-058
174-109-400	NEW-P	84-08-064	180-22-105	NEW-P	84-17-084
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174-109-400	NEW	84-17-108	180-22-140	NEW-P	84-08-047
174-109-500	NEW-P	84-08-064	180-22-140	NEW-W	84-08-058
174-109-500	NEW-C	84-11-020	180-22-140	NEW-P	84-17-084
174-109-500	NEW	84-17-108	180-22-140	NEW	84-21-001
174-116-011	AMD-P	84-10-047	180-22-150	AMD-P	84-08-047
174-116-011	AMD	84-13-056	180-22-150	AMD-W	84-08-058
174-116-040	AMD-P	84-10-047	180-22-150	AMD-P	84-17-084
174-116-040	AMD	84-13-056	180-22-150	AMD	84-21-001
174-116-040	AMD-E	84-24-006	180-22-200	REP-P	84-08-047
174-116-040	AMD-P	84-24-045	180-22-200	REP-W	84-08-058
174-116-044	AMD-P	84-10-047	180-22-200	REP-P	84-17-084
174-116-044	AMD	84-13-056	180-22-200	REP	84-21-001
174-116-119	AMD-P	84-10-047	180-22-250	REP-P	84-08-047
174-116-119	AMD	84-13-056	180-22-250	REP-W	84-08-058
174-116-122	AMD-P	84-10-047	180-22-250	REP-P	84-08-059
174-116-122	AMD	84-13-056	180-22-250	REP	84-11-044
174-116-123	AMD-P	84-10-047	180-22-255	REP-P	84-08-047
174-116-123	AMD	84-13-056	180-22-255	REP-W	84-08-058
174-148-010	REP-P	84-08-064	180-22-255	REP-P	84-08-059
174-148-010	REP-C	84-11-020	180-22-255	REP	84-11-044
174-148-015	REP-P	84-08-064	180-22-260	REP-P	84-08-047
174-148-015	REP-C	84-11-020	180-22-260	REP-W	84-08-058
174-148-030	REP-P	84-08-064	180-22-260	REP-P	84-08-059
180-22-260	REP	84-11-044	180-22-260	REP	84-11-044
180-22-265	REP-P	84-08-047	180-22-265	REP-P	84-08-047
180-22-265	REP-W	84-08-058	180-22-265	REP-P	84-08-058
180-22-265	REP-P	84-08-059	180-22-270	REP-P	84-08-059
180-22-265	REP	84-11-044	180-22-265	REP	84-11-044
180-22-270	REP-P	84-08-047	180-22-270	REP-P	84-08-047
180-22-270	REP-W	84-08-058	180-22-270	REP-W	84-08-058
180-22-270	REP-P	84-08-059	180-22-270	REP-P	84-08-059
180-22-270	REP	84-11-044	180-22-270	REP	84-11-044
180-22-275	REP-P	84-08-047	180-22-275	REP-P	84-08-047
180-22-275	REP-W	84-08-058	180-22-275	REP-W	84-08-058
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180-22-275	REP	84-11-044	180-22-275	REP	84-11-044
180-22-280	REP-P	84-08-047	180-22-280	REP-P	84-08-047
180-22-280	REP-W	84-08-058	180-22-280	REP-W	84-08-058
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180-22-295	REP-P	84-08-047	180-22-295	REP-P	84-08-047
180-22-295	REP-W	84-08-058	180-22-295	REP-W	84-08-058
180-22-295	REP-P	84-08-059	180-22-295	REP-P	84-08-059
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180-23-037	NEW-P	84-08-050	180-23-037	NEW-P	84-08-050
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180-23-043	NEW-P	84-08-050	180-23-043	NEW-P	84-08-050
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180-23-070	AMD-P	84-17-085	180-23-070	AMD-P	84-17-085
180-23-070	AMD	84-21-002	180-23-070	AMD	84-21-002
180-23-075	NEW-P	84-08-050	180-23-075	NEW-P	84-08-050
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180-23-077	NEW-P	84-08-050	180-23-077	NEW-P	84-08-050
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180-23-078	NEW-P	84-08-050	180-23-078	NEW-P	84-08-050
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180-23-115	NEW-P	84-08-050	180-23-115	NEW-P	84-08-050
180-23-120	NEW-P	84-11-045	180-23-120	NEW-P	84-11-045
180-23-120	NEW	84-11-045	180-23-120	NEW	84-11-045
180-26-025	AMD-P	84-08-049	180-26-025	AMD-P	84-08-049
180-26-025	AMD	84-11-046	180-26-025	AMD	84-11-046

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180-27-035	AMD	84-11-047	180-51-030	NEW	84-11-049	180-57-040	NEW-P	84-21-137
180-27-040	AMD-P	84-08-048	180-51-035	NEW-P	84-08-076	180-57-040	NEW	85-01-017
180-27-040	AMD	84-11-047	180-51-035	NEW	84-11-049	180-57-050	NEW-P	84-21-137
180-27-053	NEW-P	84-08-048	180-51-040	NEW-P	84-08-076	180-57-050	NEW	85-01-017
180-27-053	NEW-C	84-11-048	180-51-040	NEW	84-11-049	180-57-055	NEW-P	84-21-137
180-27-053	NEW-P	84-17-083	180-51-045	NEW-P	84-08-076	180-57-055	NEW	85-01-017
180-27-053	NEW-C	84-21-138	180-51-045	NEW	84-11-049	180-57-060	NEW-P	84-21-137
180-27-053	NEW-P	84-24-064	180-51-050	NEW-P	84-08-076	180-57-060	NEW	85-01-017
180-27-054	NEW-P	84-08-048	180-51-050	NEW	84-11-049	180-57-065	NEW-P	84-21-137
180-27-054	NEW-C	84-11-048	180-51-055	NEW-P	84-08-076	180-57-065	NEW	85-01-017
180-27-054	NEW-P	84-17-083	180-51-055	NEW	84-11-049	180-57-070	NEW-P	84-21-137
180-27-054	NEW-C	84-21-138	180-51-060	NEW-P	84-08-076	180-57-070	NEW	85-01-017
180-27-054	NEW-P	84-24-064	180-51-060	NEW	84-11-049	180-57-080	NEW-P	84-21-137
180-27-055	REP-P	84-24-064	180-51-065	NEW-P	84-08-076	180-57-080	NEW	85-01-017
180-27-056	NEW-P	84-24-064	180-51-065	NEW	84-11-049	180-57-090	NEW-P	84-21-137
180-27-058	NEW-P	84-24-064	180-51-070	NEW-P	84-08-076	180-57-090	NEW	85-01-017
180-27-060	AMD-P	84-08-048	180-51-070	NEW	84-11-049	180-57-100	NEW-P	84-21-137
180-27-060	AMD	84-11-047	180-51-075	NEW-P	84-08-076	180-57-100	NEW	85-01-017
180-27-070	AMD-P	84-04-084	180-51-075	NEW	84-11-049	180-57-110	NEW-P	84-21-137
180-27-070	AMD	84-07-036	180-51-080	NEW-P	84-08-076	180-57-110	NEW	85-01-017
180-29-090	AMD-P	84-17-086	180-51-080	NEW	84-11-049	180-72-045	AMD-P	84-17-089
180-29-090	AMD	84-21-003	180-51-085	NEW-P	84-08-076	180-72-045	AMD	84-21-006
180-29-095	AMD-P	84-17-086	180-51-085	NEW	84-11-049	180-72-060	AMD-P	84-17-089
180-29-095	AMD	84-21-003	180-51-100	NEW-P	84-08-076	180-72-065	AMD-P	84-17-089
180-29-106	NEW-E	84-24-041	180-51-100	NEW	84-11-049	180-72-065	AMD	84-21-006
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180-50-010	REP	84-21-004	180-51-110	NEW	84-11-049	180-78-050	AMD-C	84-24-067
180-50-020	REP-P	84-17-087	180-51-115	NEW-P	84-08-076	180-79-013	NEW-P	84-21-141
180-50-020	REP	84-21-004	180-51-115	NEW	84-11-049	180-79-013	NEW	85-01-016
180-50-030	REP-P	84-17-087	180-55-010	AMD-P	84-08-075	180-79-014	NEW-P	84-21-141
180-50-030	REP	84-21-004	180-55-010	AMD	84-11-050	180-79-014	NEW	85-01-016
180-50-040	REP-P	84-17-087	180-55-015	AMD-P	84-08-075	180-79-115	AMD-P	84-21-141
180-50-040	REP	84-21-004	180-55-015	AMD	84-11-050	180-79-130	AMD-P	84-21-141
180-50-050	REP-P	84-17-087	180-55-020	AMD-P	84-08-075	180-79-130	AMD	85-01-016
180-50-050	REP	84-21-004	180-55-020	AMD	84-11-050	180-79-135	AMD-P	84-21-141
180-50-070	REP-P	84-17-087	180-55-050	AMD-P	84-08-075	180-79-135	AMD	85-01-016
180-50-070	REP	84-21-004	180-55-050	AMD	84-11-050	182-08-140	REP-E	84-04-063
180-50-100	NEW-P	84-17-087	180-56-003	NEW-P	84-17-088	182-08-140	REP-P	84-05-029
180-50-100	NEW	84-21-004	180-56-003	NEW	84-21-005	182-08-140	REP	84-09-043
180-50-105	NEW-P	84-17-087	180-56-006	REP-P	84-17-088	182-08-140	REP-E	84-09-060
180-50-105	NEW	84-21-004	180-56-006	REP	84-21-005	182-08-150	REP-E	84-04-063
180-50-110	NEW-P	84-17-087	180-56-011	REP-P	84-17-088	182-08-150	REP-P	84-05-029
180-50-110	NEW	84-21-004	180-56-011	REP	84-21-005	182-08-150	REP	84-09-043
180-50-115	NEW-P	84-17-087	180-56-016	REP-P	84-17-088	182-08-150	REP-E	84-09-060
180-50-115	NEW	84-21-004	180-56-016	REP	84-21-005	182-08-195	NEW-E	84-04-063
180-50-120	NEW-P	84-17-087	180-56-021	REP-P	84-17-088	182-08-195	NEW-P	84-05-029
180-50-120	NEW	84-21-004	180-56-021	REP	84-21-005	182-08-195	NEW	84-09-043
180-50-120	AMD-P	84-24-066	180-56-023	REP-P	84-17-088	182-08-195	NEW-E	84-09-060
180-50-125	NEW-P	84-17-087	180-56-023	REP	84-21-005	182-12-125	AMD-E	84-04-063
180-50-125	NEW	84-21-004	180-56-026	REP-P	84-17-088	182-12-125	AMD-P	84-05-029
180-50-130	NEW-P	84-17-087	180-56-026	REP	84-21-005	182-12-125	AMD	84-09-043
180-50-130	NEW	84-21-004	180-56-031	REP-P	84-17-088	182-12-125	REP-E	84-09-044
180-50-135	NEW-P	84-17-087	180-56-031	REP	84-21-005	182-12-125	REP-P	84-10-020
180-50-135	NEW	84-21-004	180-56-036	REP-P	84-17-088	182-12-125	REP-C	84-13-012
180-50-140	NEW-P	84-17-087	180-56-036	REP	84-21-005	182-12-125	REP	84-14-058
180-50-140	NEW	84-21-004	180-56-041	REP-P	84-17-088	192-12-131	NEW	84-02-061
180-50-300	NEW-P	84-17-087	180-56-041	REP	84-21-005	192-12-131	REP-E	84-09-033
180-50-300	NEW	84-21-004	180-56-046	REP-P	84-17-088	192-12-131	REP-P	84-09-034
180-50-310	NEW-P	84-17-087	180-56-046	REP	84-21-005	192-12-131	REP	84-13-050
180-50-310	NEW	84-21-004	180-56-051	REP-P	84-17-088	192-12-132	NEW	84-02-061
180-50-315	NEW-P	84-17-087	180-56-051	REP	84-21-005	192-12-132	REP-E	84-09-033
180-50-315	NEW	84-21-004	180-56-056	REP-P	84-17-088	192-12-132	REP-P	84-09-034
180-50-320	NEW-P	84-17-087	180-56-056	REP	84-21-005	192-12-132	REP	84-13-050
180-50-320	NEW	84-21-004	180-56-061	REP-P	84-17-088	192-12-134	NEW	84-02-061
180-51-005	NEW-P	84-08-076	180-56-061	REP	84-21-005	192-12-151	NEW-E	84-09-033
180-51-005	NEW	84-11-049	180-56-066	REP-P	84-17-088	192-12-151	NEW-P	84-09-034
180-51-010	NEW-P	84-08-076	180-56-066	REP	84-21-005	192-12-151	NEW	84-13-050
180-51-010	NEW	84-11-049	180-57-005	NEW-P	84-21-137	192-12-190	NEW-E	84-20-053
180-51-015	NEW-P	84-08-076	180-57-005	NEW	85-01-017	192-12-190	NEW-P	84-21-108
180-51-015	NEW	84-11-049	180-57-010	NEW-P	84-21-137	192-12-190	NEW	84-24-061
180-51-020	NEW-P	84-08-076	180-57-010	NEW	85-01-017	192-23-001	NEW-P	84-10-022
180-51-020	NEW	84-11-049	180-57-020	NEW-P	84-21-137	192-23-001	NEW-E	84-10-023
180-51-025	NEW-P	84-08-076	180-57-020	NEW	85-01-017	192-23-001	NEW	84-13-050
180-51-025	NEW	84-11-049	180-57-030	NEW-P	84-21-137	192-23-002	NEW-P	84-10-022

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WAC #	WSR #	WAC #	WSR #	WAC #	WSR #
192-23-002	NEW-E 84-10-023	194-12-010	AMD-P 84-17-067	197-10-305	REP 84-05-021
192-23-002	NEW 84-13-050	194-12-010	AMD 84-20-044	197-10-310	REP 84-05-021
192-23-011	NEW-P 84-10-022	194-12-020	AMD-P 84-17-067	197-10-320	REP 84-05-021
192-23-011	NEW-E 84-10-023	194-12-020	AMD 84-20-044	197-10-330	REP 84-05-021
192-23-011	NEW 84-13-050	194-12-030	REP-P 84-17-067	197-10-340	REP 84-05-021
192-23-012	NEW-P 84-10-022	194-12-030	REP 84-20-044	197-10-345	REP 84-05-021
192-23-012	NEW-E 84-10-023	194-12-040	REP-P 84-17-067	197-10-350	REP 84-05-021
192-23-012	NEW 84-13-050	194-12-040	REP 84-20-044	197-10-355	REP 84-05-021
192-23-013	NEW-P 84-10-022	194-12-050	REP-P 84-17-067	197-10-360	REP 84-05-021
192-23-013	NEW-E 84-10-023	194-12-050	REP 84-20-044	197-10-365	REP 84-05-021
192-23-013	NEW 84-13-050	194-12-060	REP-P 84-17-067	197-10-370	REP 84-05-021
192-23-014	NEW-P 84-10-022	194-12-060	REP 84-20-044	197-10-375	REP 84-05-021
192-23-014	NEW-E 84-10-023	194-12-070	REP-P 84-17-067	197-10-380	REP 84-05-021
192-23-014	NEW 84-13-050	194-12-070	REP 84-20-044	197-10-390	REP 84-05-021
192-23-015	NEW-P 84-10-022	194-12-080	REP-P 84-17-067	197-10-400	REP 84-05-021
192-23-015	NEW-E 84-10-023	194-12-080	REP 84-20-044	197-10-405	REP 84-05-021
192-23-015	NEW 84-13-050	194-12-090	REP-P 84-17-067	197-10-410	REP 84-05-021
192-23-016	NEW-P 84-10-022	194-12-090	REP 84-20-044	197-10-420	REP 84-05-021
192-23-016	NEW-E 84-10-023	194-12-100	REP-P 84-17-067	197-10-425	REP 84-05-021
192-23-016	NEW 84-13-050	194-12-100	REP 84-20-044	197-10-440	REP 84-05-021
192-23-017	NEW-P 84-10-022	194-12-110	REP-P 84-17-067	197-10-442	REP 84-05-021
192-23-017	NEW-E 84-10-023	194-12-110	REP 84-20-044	197-10-444	REP 84-05-021
192-23-017	NEW 84-13-050	194-12-120	REP-P 84-17-067	197-10-446	REP 84-05-021
192-23-051	NEW-P 84-10-022	194-12-120	REP 84-20-044	197-10-450	REP 84-05-021
192-23-051	NEW-E 84-10-023	196-04-030	NEW-E 84-22-009	197-10-455	REP 84-05-021
192-23-051	NEW 84-13-050	196-04-030	NEW-P 84-23-035	197-10-460	REP 84-05-021
192-23-052	NEW-P 84-10-022	196-04-040	NEW-E 84-22-009	197-10-465	REP 84-05-021
192-23-052	NEW-E 84-10-023	196-04-040	NEW-P 84-23-035	197-10-470	REP 84-05-021
192-23-052	NEW 84-13-050	196-08-085	AMD 84-04-027	197-10-480	REP 84-05-021
192-23-061	NEW-P 84-10-022	196-12-010	AMD 84-04-027	197-10-485	REP 84-05-021
192-23-061	NEW-E 84-10-023	196-12-020	AMD 84-04-027	197-10-490	REP 84-05-021
192-23-061	NEW 84-13-050	196-12-030	AMD 84-04-027	197-10-495	REP 84-05-021
192-23-071	NEW-P 84-10-022	196-12-050	AMD 84-04-027	197-10-500	REP 84-05-021
192-23-071	NEW-E 84-10-023	196-12-060	AMD 84-04-027	197-10-510	REP 84-05-021
192-23-081	NEW-P 84-10-022	196-12-085	AMD 84-04-027	197-10-520	REP 84-05-021
192-23-081	NEW-E 84-10-023	196-16-007	AMD 84-04-027	197-10-530	REP 84-05-021
192-23-081	NEW 84-13-050	196-16-010	AMD 84-04-027	197-10-535	REP 84-05-021
192-23-082	NEW-P 84-10-022	196-16-020	AMD 84-04-027	197-10-540	REP 84-05-021
192-23-082	NEW-E 84-10-023	196-16-031	AMD 84-04-027	197-10-545	REP 84-05-021
192-23-082	NEW 84-13-050	196-20-010	AMD 84-04-027	197-10-550	REP 84-05-021
192-23-091	NEW-P 84-10-022	196-20-030	AMD 84-04-027	197-10-570	REP 84-05-021
192-23-091	NEW-E 84-10-023	196-24-030	AMD 84-04-027	197-10-580	REP 84-05-021
192-23-091	NEW 84-13-050	196-24-040	AMD 84-04-027	197-10-600	REP 84-05-021
192-23-096	NEW-P 84-10-022	196-24-050	AMD 84-04-027	197-10-650	REP 84-05-021
192-23-096	NEW-E 84-10-023	196-24-080	AMD 84-04-027	197-10-652	REP 84-05-021
192-23-096	NEW 84-13-050	196-27-010	NEW 84-04-027	197-10-660	REP 84-05-021
192-23-113	NEW-P 84-10-022	196-27-020	NEW 84-04-027	197-10-690	REP 84-05-021
192-23-113	NEW-E 84-10-023	197-10-010	REP 84-05-021	197-10-695	REP 84-05-021
192-23-113	NEW 84-13-050	197-10-020	REP 84-05-021	197-10-700	REP 84-05-021
192-23-301	NEW-P 84-10-022	197-10-025	REP 84-05-021	197-10-710	REP 84-05-021
192-23-301	NEW-E 84-10-023	197-10-030	REP 84-05-021	197-10-800	REP 84-05-021
192-23-301	NEW 84-13-050	197-10-040	REP 84-05-021	197-10-805	REP 84-05-021
192-23-320	NEW-P 84-10-022	197-10-050	REP 84-05-021	197-10-810	REP 84-05-021
192-23-320	NEW-E 84-10-023	197-10-055	REP 84-05-021	197-10-820	REP 84-05-021
192-23-320	NEW 84-13-050	197-10-060	REP 84-05-021	197-10-825	REP 84-05-021
192-23-350	NEW-P 84-10-022	197-10-100	REP 84-05-021	197-10-831	REP 84-05-021
192-23-350	NEW-E 84-10-023	197-10-150	REP 84-05-021	197-10-840	REP 84-05-021
192-23-350	NEW 84-13-050	197-10-160	REP 84-05-021	197-10-860	REP 84-05-021
192-23-800	NEW-P 84-10-022	197-10-170	REP 84-05-021	197-10-900	REP 84-05-021
192-23-800	NEW-E 84-10-023	197-10-175	REP 84-05-021	197-10-910	REP 84-05-021
192-23-800	NEW 84-13-050	197-10-177	REP 84-05-021	197-11-010	NEW 84-05-020
192-23-810	NEW-P 84-10-022	197-10-180	REP 84-05-021	197-11-020	NEW 84-05-020
192-23-810	NEW-E 84-10-023	197-10-190	REP 84-05-021	197-11-030	NEW 84-05-020
192-23-810	NEW 84-13-050	197-10-200	REP 84-05-021	197-11-040	NEW 84-05-020
192-23-820	NEW-P 84-10-022	197-10-203	REP 84-05-021	197-11-050	NEW 84-05-020
192-23-820	NEW-E 84-10-023	197-10-205	REP 84-05-021	197-11-055	NEW 84-05-020
192-23-900	NEW-P 84-10-022	197-10-210	REP 84-05-021	197-11-060	NEW 84-05-020
192-23-900	NEW-E 84-10-023	197-10-215	REP 84-05-021	197-11-070	NEW 84-05-020
192-23-900	NEW 84-13-050	197-10-220	REP 84-05-021	197-11-080	NEW 84-05-020
192-24-001	NEW-P 84-10-022	197-10-225	REP 84-05-021	197-11-090	NEW 84-05-020
192-24-001	NEW 84-13-050	197-10-230	REP 84-05-021	197-11-100	NEW 84-05-020
192-24-010	NEW-P 84-10-022	197-10-235	REP 84-05-021	197-11-300	NEW 84-05-020
192-24-010	NEW 84-13-050	197-10-240	REP 84-05-021	197-11-305	NEW 84-05-020
192-24-020	NEW-P 84-10-022	197-10-245	REP 84-05-021	197-11-310	NEW 84-05-020
192-24-020	NEW 84-13-050	197-10-260	REP 84-05-021	197-11-315	NEW 84-05-020
192-24-030	NEW-P 84-10-022	197-10-270	REP 84-05-021	197-11-330	NEW 84-05-020
192-24-030	NEW 84-13-050	197-10-300	REP 84-05-021	197-11-335	NEW 84-05-020

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WAC #	WSR #	WAC #	WSR #	WAC #	WSR #			
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212-70-120	NEW	84-14-015	220-28-408	NEW-E	84-15-030	220-32-03000M	REP-E	84-20-072
212-70-130	NEW-P	84-09-038	220-28-408	REP-E	84-15-039	220-32-03000N	NEW-E	84-20-072
212-70-130	NEW	84-14-015	220-28-409	NEW-E	84-15-039	220-32-04000T	NEW-E	84-02-049
212-70-140	NEW-P	84-09-038	220-28-409	REP-E	84-15-069	220-32-04000T	REP-E	84-04-060
212-70-140	NEW	84-14-015	220-28-410	NEW-E	84-15-069	220-32-04000U	NEW-E	84-04-060
212-70-150	NEW-P	84-09-038	220-28-410	REP-E	84-16-014	220-32-04000U	REP-E	84-05-035
212-70-150	NEW	84-14-015	220-28-411	NEW-E	84-16-014	220-32-04000V	NEW-E	84-05-035
212-70-160	NEW-P	84-09-038	220-28-411	REP-E	84-16-040	220-32-04100G	NEW-E	84-12-028
212-70-160	NEW	84-14-015	220-28-412	NEW-E	84-16-040	220-32-044	AMD-P	84-04-091
212-70-170	NEW-P	84-09-038	220-28-412	REP-E	84-16-074	220-32-044	AMD	84-08-014
212-70-170	NEW	84-14-015	220-28-413	NEW-E	84-16-074	220-32-05000H	REP-E	84-11-058
212-70-180	NEW-P	84-09-038	220-28-413	REP-E	84-17-075	220-32-05100B	NEW-E	84-05-036
212-70-180	NEW	84-14-015	220-28-414	NEW-E	84-17-075	220-32-05100B	REP-E	84-14-012
212-70-190	NEW-P	84-09-038	220-28-414	REP-E	84-17-091	220-32-05100C	NEW-E	84-14-012
212-70-190	NEW	84-14-015	220-28-415	NEW-E	84-17-091	220-32-05100C	REP-E	84-17-022
212-70-200	NEW-P	84-09-038	220-28-415	REP-E	84-18-008	220-32-05100D	NEW-E	84-17-022
212-70-200	NEW	84-14-015	220-28-416	NEW-E	84-18-008	220-32-05100D	REP-E	84-17-095
212-70-210	NEW-P	84-09-038	220-28-416	REP-E	84-18-043	220-32-05100E	NEW-E	84-17-095
212-70-210	NEW	84-14-015	220-28-417	NEW-E	84-18-043	220-32-05100E	REP-E	84-19-012
212-70-220	NEW-P	84-09-038	220-28-417	REP-E	84-18-076	220-32-05100F	NEW-E	84-19-012
212-70-220	NEW	84-14-015	220-28-418	NEW-E	84-18-076	220-32-05100F	REP-E	84-19-032
212-70-230	NEW-P	84-09-038	220-28-418	REP-E	84-19-006	220-32-05100G	NEW-E	84-19-032
212-70-230	NEW	84-14-015	220-28-419	NEW-E	84-19-006	220-32-05100G	REP-E	84-21-028
212-70-240	NEW-P	84-09-038	220-28-419	REP-E	84-19-015	220-32-05100H	NEW-E	84-21-028
212-70-240	NEW	84-14-015	220-28-420	NEW-E	84-19-015	220-32-055	AMD-P	84-03-059
212-70-250	NEW-P	84-09-038	220-28-420	REP-E	84-19-035	220-32-055	AMD	84-05-046
212-70-250	NEW	84-14-015	220-28-421	NEW-E	84-19-035	220-32-05500H	NEW-E	84-10-042
212-70-260	NEW	84-14-015	220-28-421	REP-E	84-19-052	220-32-05500H	REP-E	84-12-044
212-75-001	NEW-P	84-05-013	220-28-422	NEW-E	84-19-052	220-32-05500I	NEW-E	84-11-058
212-75-001	NEW	84-08-018	220-28-422	REP-E	84-20-009	220-32-05500I	REP-E	84-12-044
212-75-005	NEW-P	84-05-013	220-28-423	NEW-E	84-20-009	220-32-05500J	NEW-E	84-12-044
212-75-005	NEW	84-08-018	220-28-423	REP-E	84-20-063	220-32-05500J	REP-E	84-14-012
220-12-020	AMD-P	84-21-134	220-28-424	NEW-E	84-20-063	220-32-05500K	NEW-E	84-14-012
220-12-020	AMD	85-01-010	220-28-424	REP-E	84-21-017	220-32-05700T	NEW-E	84-02-049
220-12-02000A	NEW-E	84-10-010	220-28-425	NEW-E	84-21-017	220-32-05800M	NEW-E	84-17-022
220-12-02000A	NEW-E	84-14-009	220-28-425	REP-E	84-21-056	220-32-05800M	REP-E	84-17-095
220-16-085	AMD-P	84-04-091	220-28-426	NEW-E	84-21-056	220-32-05800N	NEW-E	84-17-095
220-16-085	AMD	84-08-014	220-28-426	REP-E	84-21-081	220-32-05800N	REP-E	84-19-012
220-16-100	AMD-P	84-04-091	220-28-427	NEW-E	84-21-081	220-32-05800P	NEW-E	84-19-012
220-16-100	AMD	84-08-014	220-28-427	REP-E	84-22-031	220-36-021	AMD-P	84-11-097
220-16-375	NEW-P	84-03-060	220-28-428	NEW-E	84-22-031	220-36-021	AMD	84-15-008
220-16-375	NEW	84-09-026	220-28-428	REP-E	84-22-042	220-36-02100P	NEW-E	84-14-092
220-16-380	NEW-P	84-03-060	220-28-429	NEW-E	84-22-042	220-36-02100Q	NEW-E	84-24-007
220-16-380	NEW	84-09-026	220-28-429	REP-E	84-23-012	220-36-02100Q	REP-E	84-24-034
220-20-010	AMD-P	84-04-091	220-28-430	NEW-E	84-23-012	220-36-02100R	NEW-E	84-24-034
220-20-010	AMD	84-08-014	220-28-430	REP-E	84-23-045	220-36-02100R	REP-E	84-24-069
220-20-015	AMD-P	84-08-065	220-28-431	NEW-E	84-23-045	220-36-02100S	NEW-E	84-24-069
220-20-015	AMD-C	84-11-098	220-28-431	REP-E	84-23-050	220-36-022	AMD-P	84-11-097
220-20-015	AMD	84-13-078	220-28-432	NEW-E	84-23-050	220-36-022	AMD	84-15-008
220-20-02000B	NEW-E	84-14-092	220-28-432	REP-E	84-23-072	220-36-024	AMD-P	84-11-097
220-22-020	AMD-P	84-11-097	220-28-433	NEW-E	84-23-072	220-36-024	AMD	84-15-008
220-22-020	AMD	84-15-008	220-28-433	REP-E	84-24-025	220-36-02500J	NEW-E	84-06-051
220-22-030	AMD-P	84-08-065	220-28-434	NEW-E	84-24-025	220-36-02500K	NEW-E	84-18-010
220-22-030	AMD-C	84-11-098	220-28-434	REP-E	84-24-035	220-36-02500L	REP-E	84-22-026
220-22-030	AMD	84-13-078	220-28-435	NEW-E	84-24-035	220-36-02500L	NEW-E	84-23-002
220-22-03000A	NEW-E	84-13-045	220-28-435	REP-E	84-24-040	220-36-02500L	REP-E	84-24-007
220-22-410	AMD-P	84-04-091	220-28-436	NEW-E	84-24-040	220-36-02500L	REP-E	84-24-010
220-22-410	AMD	84-08-014	220-28-436	REP-E	84-24-054	220-36-02500M	NEW-E	85-01-014
220-24-02000A	NEW-E	84-11-011	220-28-437	NEW-E	84-24-054	220-36-02500M	REP-E	85-01-050
220-24-02000A	REP-E	84-17-021	220-28-437	REP-E	85-01-009	220-36-03001	AMD-P	84-04-091
220-24-02000B	NEW-E	84-17-021	220-28-438	NEW-E	85-01-009	220-36-03001	AMD	84-08-014
220-24-02000Z	NEW-E	84-10-024	220-28-438	REP-E	85-01-036	220-36-03001A	NEW-E	84-16-017
220-28-073HOF	NEW-E	84-11-013	220-28-439	NEW-E	85-01-036	220-36-03001B	NEW-E	84-24-068
220-28-401	NEW-E	84-09-037	220-32-02000L	NEW-E	84-05-006	220-40-021	AMD-P	84-11-097
220-28-401	REP-E	84-11-010	220-32-02200K	NEW-E	84-04-043	220-40-021	AMD	84-15-008
220-28-402	NEW-E	84-10-015	220-32-02200K	REP-E	84-05-006	220-40-02100I	NEW-E	84-14-092
220-28-402	REP-E	84-12-060	220-32-02500I	NEW-E	84-06-022	220-40-02100I	REP-E	84-16-057
220-28-403	NEW-E	84-12-060	220-32-02500I	REP-E	84-06-051	220-40-02100J	NEW-E	84-16-057
220-28-403	REP-E	84-13-044	220-32-03000H	NEW-E	84-05-037	220-40-02100J	REP-E	84-16-082
220-28-404	NEW-E	84-13-044	220-32-03000H	REP-E	84-06-008	220-40-02100K	NEW-E	84-16-082
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220-28-405	NEW-E	84-14-059	220-32-03000I	NEW-E	84-14-010	220-40-02100L	NEW-E	84-17-068
220-28-405	REP-E	84-14-093	220-32-03000K	NEW-E	84-19-013	220-40-02100L	REP-E	84-18-005
220-28-406	NEW-E	84-14-093	220-32-03000K	REP-E	84-19-033	220-40-02100M	NEW-E	84-20-008
220-28-406	REP-E	84-15-009	220-32-03000L	NEW-E	84-19-033	220-40-02100M	REP-E	84-20-017
220-28-407	NEW-E	84-15-009	220-32-03000L	REP-E	84-20-020	220-40-02100N	NEW-E	84-20-017

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220-40-02100P	NEW-E	84-20-049	220-47-258	REP-C	84-11-098	220-47-907	NEW-E	84-17-064
220-40-02100P	REP-E	84-20-062	220-47-258	REP	84-13-078	220-47-907	REP-E	84-17-081
220-40-02100Q	NEW-E	84-20-062	220-47-259	REP-P	84-08-065	220-47-908	NEW-E	84-17-081
220-40-02100Q	REP-E	84-20-073	220-47-259	REP-C	84-11-098	220-47-908	REP-E	84-18-007
220-40-02100R	NEW-E	84-20-073	220-47-259	REP	84-13-078	220-47-909	NEW-E	84-18-007
220-40-02100R	REP-E	84-20-109	220-47-260	REP-P	84-08-065	220-47-909	REP-E	84-18-042
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220-40-02100T	NEW-E	84-21-015	220-47-261	REP-P	84-08-065	220-47-911	NEW-E	84-18-075
220-40-02100T	REP-E	84-21-055	220-47-261	REP-C	84-11-098	220-47-911	REP-E	84-19-005
220-40-02100U	NEW-E	84-21-033	220-47-261	REP	84-13-078	220-47-912	NEW-E	84-19-005
220-40-02100U	REP-E	84-21-055	220-47-263	REP-P	84-08-065	220-47-912	REP-E	84-19-016
220-40-02100V	NEW-E	84-21-055	220-47-263	REP-C	84-11-098	220-47-913	NEW-E	84-19-016
220-40-02100V	REP-E	84-21-062	220-47-263	REP	84-13-078	220-47-913	REP-E	84-19-034
220-40-02100W	NEW-E	84-21-062	220-47-264	REP-P	84-08-065	220-47-914	NEW-E	84-19-034
220-40-02100W	REP-E	84-21-089	220-47-264	REP-C	84-11-098	220-47-914	REP-E	84-20-001
220-40-02100X	NEW-E	84-21-089	220-47-264	REP	84-13-078	220-47-915	NEW-E	84-20-001
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220-40-022	AMD	84-15-008	220-47-265	REP-C	84-11-098	220-47-916	NEW-E	84-20-010
220-40-024	AMD-P	84-11-097	220-47-265	REP	84-13-078	220-47-916	REP-E	84-20-050
220-40-024	AMD	84-15-008	220-47-267	REP-P	84-08-065	220-47-917	NEW-E	84-20-050
220-40-030	AMD-P	84-04-091	220-47-267	REP-C	84-11-098	220-47-917	REP-E	84-21-016
220-40-030	AMD	84-08-014	220-47-267	REP	84-13-078	220-47-918	NEW-E	84-21-016
220-40-030	AMD-P	84-11-097	220-47-268	REP-P	84-08-065	220-47-918	REP-E	84-21-057
220-40-030	AMD	84-15-008	220-47-268	REP-C	84-11-098	220-47-919	NEW-E	84-21-057
220-40-03000A	NEW-E	84-14-092	220-47-268	REP	84-13-078	220-47-919	REP-E	84-21-082
220-40-03000B	NEW-E	84-16-017	220-47-307	AMD-P	84-08-065	220-47-920	NEW-E	84-21-082
220-40-03000C	NEW-E	84-24-068	220-47-307	AMD-C	84-11-098	220-47-920	REP-E	84-22-006
220-44	AMD-P	84-04-091	220-47-307	AMD	84-13-078	220-47-921	NEW-E	84-22-006
220-44	AMD	84-08-014	220-47-311	AMD-P	84-08-065	220-47-921	REP-E	84-22-030
220-44-020	AMD-P	84-04-091	220-47-311	AMD-C	84-11-098	220-47-922	NEW-E	84-22-030
220-44-020	AMD	84-08-014	220-47-311	AMD	84-13-078	220-47-922	REP-E	84-22-043
220-44-030	AMD-P	84-04-091	220-47-312	AMD-P	84-08-065	220-47-923	NEW-E	84-22-043
220-44-030	AMD	84-08-014	220-47-312	AMD-C	84-11-098	220-47-923	REP-E	84-23-011
220-44-040	AMD-P	84-04-091	220-47-312	AMD	84-13-078	220-47-924	NEW-E	84-23-011
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220-44-050	AMD	84-08-014	220-47-313	AMD	84-13-078	220-47-925	REP-E	84-23-071
220-44-05000E	REP-E	84-08-007	220-47-314	REP-P	84-08-065	220-47-926	NEW-E	84-23-071
220-44-05000F	NEW-E	84-08-007	220-47-314	REP-C	84-11-098	220-47-926	REP-E	84-24-026
220-44-05000F	NEW-E	84-11-001	220-47-314	REP	84-13-078	220-47-927	NEW-E	84-24-026
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220-44-05000H	NEW-E	84-15-034	220-47-319	AMD-C	84-11-098	220-47-928	NEW-E	84-24-053
220-44-05000H	REP-E	84-16-013	220-47-319	AMD	84-13-078	220-47-928	REP-E	85-01-005
220-44-05000I	NEW-E	84-16-013	220-47-411	AMD-P	84-08-065	220-47-929	NEW-E	85-01-005
220-44-05000I	REP-E	84-17-043	220-47-411	AMD-C	84-11-098	220-47-929	REP-E	85-01-049
220-44-05000J	NEW-E	84-17-043	220-47-411	AMD	84-13-078	220-47-930	NEW-E	85-01-049
220-44-05000J	REP-E	84-18-050	220-47-412	AMD-P	84-08-065	220-48-011	AMD-P	84-04-091
220-44-05000K	NEW-E	84-18-050	220-47-412	AMD-C	84-11-098	220-48-011	AMD	84-08-014
220-44-05000K	REP-E	84-23-070	220-47-412	AMD	84-13-078	220-48-01100A	NEW-E	84-20-007
220-44-05000L	NEW-E	84-23-070	220-47-413	AMD-P	84-08-065	220-48-015	AMD-P	84-04-091
220-44-060	NEW-P	84-04-091	220-47-413	AMD-C	84-11-098	220-48-015	AMD	84-08-014
220-44-060	NEW	84-08-014	220-47-413	AMD	84-13-078	220-48-01500G	REP-E	84-05-025
220-44-070	NEW-P	84-04-091	220-47-414	AMD-P	84-08-065	220-48-01500H	NEW-E	84-05-025
220-44-070	NEW	84-08-014	220-47-414	AMD-C	84-11-098	220-48-01500H	REP-E	84-06-007
220-47-121	AMD-P	84-08-065	220-47-414	AMD	84-13-078	220-48-01500I	NEW-E	84-06-007
220-47-121	AMD-C	84-11-098	220-47-50101	AMD-P	84-08-065	220-48-01500I	REP-E	84-07-002
220-47-121	AMD	84-13-078	220-47-50101	AMD-C	84-11-098	220-48-01500J	NEW-E	84-07-002
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220-47-253	REP-C	84-11-098	220-47-503	AMD-P	84-08-065	220-48-017	AMD	84-08-014
220-47-253	REP	84-13-078	220-47-503	AMD-C	84-11-098	220-48-029	AMD-P	84-04-091
220-47-254	REP-P	84-08-065	220-47-503	AMD	84-13-078	220-48-029	AMD	84-08-014
220-47-254	REP-C	84-11-098	220-47-901	NEW-E	84-16-055	220-48-031	AMD-P	84-04-091
220-47-254	REP	84-13-078	220-47-901	REP-E	84-16-064	220-48-031	AMD	84-08-014
220-47-255	REP-P	84-08-065	220-47-902	NEW-E	84-16-064	220-48-071	AMD-P	84-04-091
220-47-255	REP-C	84-11-098	220-47-902	REP-E	84-17-019	220-48-071	AMD	84-08-014
220-47-255	REP	84-13-078	220-47-903	NEW-E	84-17-019	220-49-020	AMD-P	84-04-091
220-47-256	REP-P	84-08-065	220-47-903	REP-E	84-17-025	220-49-020	AMD	84-08-014
220-47-256	REP-C	84-11-098	220-47-904	NEW-E	84-17-025	220-49-02000Q	NEW-E	84-09-078
220-47-256	REP	84-13-078	220-47-904	REP-E	84-17-045	220-52-001	NEW-P	84-04-091
220-47-257	REP-P	84-08-065	220-47-905	NEW-E	84-17-045	220-52-001	NEW	84-08-014
220-47-257	REP-C	84-11-098	220-47-905	REP-E	84-17-054	220-52-010	AMD-P	84-04-091
220-47-257	REP	84-13-078	220-47-906	NEW-E	84-17-054	220-52-010	AMD	84-08-014

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220-52-018	AMD	84-08-014	220-56-18000M	NEW-E	84-08-005	220-57-135	AMD-P	84-03-060
220-52-019	AMD-P	84-04-091	220-56-18000M	NEW-E	84-14-071	220-57-135	AMD	84-09-026
220-52-019	AMD	84-08-014	220-56-18000M	REP-E	84-16-009	220-57-13500E	NEW-E	84-21-054
220-52-01901	AMD-P	84-04-091	220-56-18000N	NEW-E	84-16-009	220-57-13500E	REP-E	84-22-066
220-52-01901	AMD	84-08-014	220-56-18000O	NEW-E	84-16-075	220-57-13500F	NEW-E	84-23-003
220-52-020	AMD-P	84-04-091	220-56-18000O	REP-E	84-17-076	220-57-140	AMD-P	84-05-042
220-52-020	AMD	84-08-014	220-56-18000P	NEW-E	84-17-076	220-57-140	AMD	84-08-024
220-52-030	AMD-P	84-04-091	220-56-18000P	REP-E	84-19-025	220-57-14000D	NEW-E	84-21-029
220-52-030	AMD	84-08-014	220-56-18000Q	NEW-E	84-18-051	220-57-150	AMD-P	84-03-060
220-52-03000B	NEW-E	84-07-023	220-56-18000R	NEW-E	84-19-049	220-57-150	AMD	84-09-026
220-52-040	AMD-P	84-04-091	220-56-18500A	NEW-E	84-14-060	220-57-155	AMD-P	84-03-060
220-52-040	AMD	84-08-014	220-56-190	AMD-P	84-03-060	220-57-155	AMD	84-09-026
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220-52-040	AMD	85-01-010	220-56-19000D	NEW-E	84-10-041	220-57-160	AMD	84-09-026
220-52-043	AMD-P	84-04-091	220-56-19000D	REP-E	84-12-025	220-57-16000D	NEW-E	84-07-022
220-52-043	AMD	84-08-014	220-56-19000E	NEW-E	84-11-002	220-57-16000E	NEW-E	84-14-011
220-52-046	AMD-P	84-04-091	220-56-19000F	NEW-E	84-12-025	220-57-16000E	REP-E	84-14-061
220-52-046	AMD	84-08-014	220-56-19000F	REP-E	84-13-085	220-57-16000F	NEW-E	84-14-061
220-52-046	AMD-P	84-21-134	220-56-19000G	NEW-E	84-13-085	220-57-16000F	REP-E	84-15-010
220-52-046	AMD	85-01-010	220-56-19000G	REP-E	84-15-035	220-57-16000G	NEW-E	84-15-010
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220-52-04600P	NEW-E	84-20-006	220-56-19000I	NEW-E	84-15-040	220-57-16000I	NEW-E	84-17-024
220-52-050	AMD-P	84-04-091	220-56-19000I	REP-E	84-16-012	220-57-16000I	REP-E	84-17-065
220-52-050	AMD	84-08-014	220-56-19000J	NEW-E	84-16-012	220-57-16000J	NEW-E	84-17-065
220-52-053	AMD-P	84-04-091	220-56-19000J	REP-E	84-16-029	220-57-16000J	REP-E	84-18-002
220-52-053	AMD	84-08-014	220-56-19000K	NEW-E	84-16-029	220-57-16000K	NEW-E	84-18-002
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220-52-063	AMD	84-08-014	220-56-19000L	REP-E	84-17-063	220-57-16000L	REP-E	84-20-110
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220-52-074	AMD	85-01-010	220-56-23500B	NEW-E	84-08-005	220-57-270	AMD-P	84-03-060
220-52-075	AMD-P	84-04-091	220-56-240	AMD-P	84-03-060	220-57-270	AMD	84-09-026
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230-04-325	AMD-C	84-10-006	230-40-030	AMD-P	84-16-011	232-18-205	REP	84-20-012
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230-30-016	AMD-P	84-09-064	232-18-020	REP-P	84-14-088	232-18-450	REP	84-20-012
230-30-016	AMD-C	84-10-006	232-18-020	REP	84-20-012	232-18-455	REP-P	84-14-088
230-30-016	AMD	84-13-038	232-18-025	REP-P	84-14-088	232-18-455	REP	84-20-012
230-30-018	AMD-P	84-10-040	232-18-025	REP	84-20-012	232-18-460	REP-P	84-14-088
230-30-018	AMD	84-13-038	232-18-040	REP-P	84-14-088	232-18-460	REP	84-20-012
230-30-030	AMD-P	84-09-064	232-18-040	REP	84-20-012	232-18-470	REP-P	84-14-088
230-30-030	AMD-C	84-10-006	232-18-050	REP-P	84-14-088	232-18-470	REP	84-20-012
230-30-030	AMD	84-13-038	232-18-050	REP	84-20-012	232-18-480	REP-P	84-14-088
230-30-030	AMD-P	84-21-052	232-18-060	REP-P	84-14-088	232-18-480	REP	84-20-012
230-30-030	AMD	85-01-065	232-18-060	REP	84-20-012	232-18-485	REP-P	84-14-088
230-30-060	AMD-P	84-09-064	232-18-100	REP-P	84-14-088	232-18-485	REP	84-20-012

Table of WAC Sections Affected

WAC #		WSR #	WAC #		WSR #	WAC #		WSR #
232-18-490	REP-P	84-14-088	232-28-106	REP	84-16-016	232-28-706	REP-P	84-23-068
232-18-490	REP	84-20-012	232-28-107	NEW-P	84-11-096	232-28-707	NEW-P	84-23-068
232-18-495	REP-P	84-14-088	232-28-107	NEW	84-16-016	232-28-805	REP-P	84-05-059
232-18-495	REP	84-20-012	232-28-207	REP-P	84-08-073	232-28-805	REP	84-12-031
232-18-500	REP-P	84-14-088	232-28-207	REP	84-14-070	232-28-806	NEW-P	84-05-059
232-18-500	REP	84-20-012	232-28-208	NEW-P	84-08-073	232-28-806	NEW	84-12-031
232-18-510	REP-P	84-14-088	232-28-208	NEW	84-14-070	232-32-010	NEW-P	84-14-085
232-18-510	REP	84-20-012	232-28-20801	NEW-E	84-18-027	232-32-010	NEW	84-18-065
232-18-535	REP-P	84-14-088	232-28-20801	NEW-P	84-18-061	232-32-020	NEW-P	84-14-085
232-18-535	REP	84-20-012	232-28-20801	NEW	84-21-050	232-32-020	NEW	84-18-065
232-18-540	REP-P	84-14-088	232-28-20802	NEW-E	84-18-028	232-32-030	NEW-P	84-14-085
232-18-540	REP	84-20-012	232-28-20802	NEW-P	84-18-063	232-32-030	NEW	84-18-065
232-18-545	REP-P	84-14-088	232-28-20802	NEW	84-21-051	232-32-040	NEW-P	84-14-085
232-18-545	REP	84-20-012	232-28-20803	NEW-E	84-23-066	232-32-040	NEW	84-18-065
232-18-550	REP-P	84-14-088	232-28-406	REP-P	84-14-066	232-32-050	NEW-P	84-14-085
232-18-550	REP	84-20-012	232-28-406	REP	84-18-026	232-32-050	NEW	84-18-065
232-18-570	REP-P	84-14-088	232-28-408	NEW-P	84-14-066	232-32-060	NEW-P	84-14-085
232-18-570	REP	84-20-012	232-28-408	NEW	84-18-026	232-32-060	NEW	84-18-065
232-18-580	REP-P	84-14-088	232-28-40801	NEW-E	84-24-044	232-32-070	NEW-P	84-14-085
232-18-580	REP	84-20-012	232-28-506	REP-P	84-11-094	232-32-070	NEW	84-18-065
232-18-600	REP-P	84-14-088	232-28-506	REP	84-18-025	232-32-155	NEW-E	84-02-063
232-18-600	REP	84-20-012	232-28-50601	NEW-E	84-05-061	232-32-157	NEW-E	84-02-065
232-18-650	REP-P	84-14-088	232-28-507	NEW-P	84-11-094	232-32-158	NEW-E	84-03-023
232-18-650	REP	84-20-012	232-28-507	NEW	84-18-025	232-32-159	NEW-E	84-03-029
232-18-652	REP-P	84-14-088	232-28-606	REP-P	84-14-086	232-32-160	NEW-E	84-03-022
232-18-652	REP	84-20-012	232-28-606	REP	84-24-031	232-32-161	NEW-E	84-03-030
232-18-660	REP-P	84-14-088	232-28-60601	NEW-E	84-02-062	232-32-162	NEW-E	84-03-031
232-18-660	REP	84-20-012	232-28-60602	NEW-E	84-04-001	232-32-163	NEW-E	84-05-001
232-18-690	REP-P	84-14-088	232-28-60603	NEW-E	84-04-002	232-32-164	NEW-E	84-07-044
232-18-690	REP	84-20-012	232-28-60604	NEW-E	84-05-002	232-32-165	NEW-E	84-09-004
232-18-695	REP-P	84-14-088	232-28-60605	NEW-E	84-06-005	236-10-010	REP-P	84-17-046
232-18-695	REP	84-20-012	232-28-60606	NEW-E	84-07-031	236-10-015	REP-P	84-17-046
232-18-700	REP-P	84-14-088	232-28-60607	NEW-E	84-07-031	236-10-020	REP-P	84-17-046
232-18-700	REP	84-20-012	232-28-607	REP-P	84-14-086	236-10-030	REP-P	84-17-046
232-18-710	REP-P	84-14-088	232-28-607	REP	84-24-031	236-10-040	REP-P	84-17-046
232-18-710	REP	84-20-012	232-28-60701	NEW-P	84-08-069	236-10-050	REP-P	84-17-046
232-18-840	REP-P	84-14-088	232-28-60701	NEW	84-12-011	236-10-060	REP-P	84-17-046
232-18-840	REP	84-20-012	232-28-60701	REP-P	84-14-086	236-10-070	REP-P	84-17-046
232-18-870	REP-P	84-14-088	232-28-60701	AMD-E	84-16-032	236-10-080	REP-P	84-17-046
232-18-870	REP	84-20-012	232-28-60701	REP	84-24-031	236-10-090	REP-P	84-17-046
232-18-910	REP-P	84-14-088	232-28-608	REP-P	84-14-086	236-10-100	REP-P	84-17-046
232-18-910	REP	84-20-012	232-28-608	REP	84-24-031	236-10-110	REP-P	84-17-046
232-19-010	NEW-P	84-14-088	232-28-60801	NEW-E	84-18-036	236-11-010	NEW-P	84-17-046
232-19-010	NEW	84-20-012	232-28-60802	NEW-E	84-24-018	236-11-010	NEW	84-20-015
232-19-015	NEW-P	84-14-088	232-28-609	REP-P	84-14-086	236-11-020	NEW-P	84-17-046
232-19-015	NEW	84-20-012	232-28-609	REP	84-24-031	236-11-020	NEW	84-20-015
232-19-020	NEW-P	84-14-088	232-28-60901	NEW-E	84-16-071	236-11-030	NEW-P	84-17-046
232-19-020	NEW	84-20-012	232-28-60902	NEW-E	84-20-047	236-11-030	NEW	84-20-015
232-19-030	NEW-P	84-14-088	232-28-60903	NEW-E	84-20-046	236-11-040	NEW-P	84-17-046
232-19-030	NEW	84-20-012	232-28-610	REP-P	84-14-086	236-11-040	NEW	84-20-015
232-19-040	NEW-P	84-14-088	232-28-610	REP	84-24-031	236-11-050	NEW-P	84-17-046
232-19-040	NEW	84-20-012	232-28-61001	NEW-E	84-16-070	236-11-050	NEW	84-20-015
232-19-050	NEW-P	84-14-088	232-28-611	REP-P	84-14-086	236-11-060	NEW-P	84-17-046
232-19-050	NEW	84-20-012	232-28-611	REP	84-24-031	236-11-060	NEW	84-20-015
232-19-055	NEW-P	84-14-088	232-28-61101	NEW-P	84-08-071	236-11-070	NEW-P	84-17-046
232-19-055	NEW	84-20-012	232-28-61101	NEW	84-12-012	236-11-070	NEW	84-20-015
232-19-060	NEW-P	84-14-088	232-28-61101	NEW-E	84-12-014	236-11-080	NEW-P	84-17-046
232-19-060	NEW	84-20-012	232-28-61101	REP-P	84-14-086	236-11-080	NEW	84-20-015
232-19-070	NEW-P	84-14-088	232-28-61101	REP	84-24-031	236-11-090	NEW-P	84-17-046
232-19-070	NEW	84-20-012	232-28-61102	NEW-E	84-18-048	236-11-090	NEW	84-20-015
232-19-080	NEW-P	84-14-088	232-28-61103	NEW-E	84-20-105	236-11-100	NEW-P	84-17-046
232-19-080	NEW	84-20-012	232-28-612	REP-P	84-14-086	236-11-100	NEW	84-20-015
232-19-090	NEW-P	84-14-088	232-28-612	REP	84-24-031	236-11-110	NEW-P	84-17-046
232-19-090	NEW	84-20-012	232-28-613	REP-P	84-14-086	236-11-110	NEW	84-20-015
232-19-100	NEW-P	84-14-088	232-28-613	REP	84-24-031	236-11-120	NEW-P	84-17-046
232-19-100	NEW	84-20-012	232-28-61301	NEW-P	84-08-070	236-11-120	NEW	84-20-015
232-19-110	NEW-P	84-14-088	232-28-61301	NEW	84-12-010	236-11-130	NEW-P	84-17-046
232-19-110	NEW	84-20-012	232-28-61301	NEW-E	84-12-013	236-11-130	NEW	84-20-015
232-19-120	NEW-P	84-14-088	232-28-61301	REP-P	84-14-086	236-28-030	AMD-P	84-15-013
232-19-120	NEW	84-20-012	232-28-61301	REP	84-24-031	236-28-030	AMD-E	84-15-014
232-19-130	NEW-P	84-14-088	232-28-614	NEW-P	84-14-086	236-28-030	AMD	84-19-058
232-19-130	NEW	84-20-012	232-28-614	NEW	84-24-031	236-28-040	REP-P	84-15-013
232-19-140	NEW-P	84-14-088	232-28-61401	NEW-P	84-23-065	236-28-040	REP-E	84-15-014
232-19-140	NEW	84-20-012	232-28-61402	NEW-P	84-23-065	236-28-040	REP	84-19-058
232-19-180	NEW-P	84-14-088	232-28-61403	NEW-E	84-24-037	236-28-050	REP-P	84-15-013
232-19-180	NEW	84-20-012	232-28-705	REP	84-05-060	236-28-050	REP-E	84-15-014
232-28-106	REP-P	84-11-096	232-28-706	NEW	84-05-060	236-28-050	REP	84-19-058

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WAC #	WSR #	WAC #	WSR #	WAC #	WSR #			
236-28-060	REP-P	84-15-013	248-06-174	AMD-P	84-21-024	248-06-831	AMD	85-01-003
236-28-060	REP-E	84-15-014	248-06-174	AMD-E	84-21-025	248-06-833	REP-P	84-21-024
236-28-060	REP	84-19-058	248-06-174	AMD	85-01-003	248-06-833	REP-E	84-21-025
236-47-001	NEW-P	84-07-024	248-06-175	REP-P	84-21-024	248-06-833	REP	85-01-003
236-47-001	NEW	84-13-008	248-06-175	REP-E	84-21-025	248-06-835	NEW-P	84-21-024
236-47-002	NEW-P	84-07-024	248-06-175	REP	85-01-003	248-06-835	NEW-E	84-21-025
236-47-002	NEW	84-13-008	248-06-176	REP-P	84-21-024	248-06-835	NEW	85-01-003
236-47-003	NEW-P	84-07-024	248-06-176	REP-E	84-21-025	248-08-595	REP-P	84-12-058
236-47-003	NEW	84-13-008	248-06-176	REP	85-01-003	248-08-595	REP	84-16-031
236-47-004	NEW-P	84-07-024	248-06-203	AMD-P	84-21-024	248-08-596	NEW-P	84-12-058
236-47-004	NEW	84-13-008	248-06-203	AMD-E	84-21-025	248-08-596	NEW	84-16-031
236-47-005	NEW-P	84-07-024	248-06-203	AMD	85-01-003	248-14-050	REP-P	84-11-036
236-47-005	NEW	84-13-008	248-06-305	AMD-P	84-21-024	248-14-050	REP	84-15-007
236-47-006	NEW-P	84-07-024	248-06-305	AMD-E	84-21-025	248-15-020	AMD-P	84-11-068
236-47-006	NEW	84-13-008	248-06-305	AMD	85-01-003	248-15-020	AMD	84-17-035
236-47-007	NEW-P	84-07-024	248-06-340	AMD-P	84-21-024	248-15-030	AMD-P	84-11-068
236-47-007	NEW	84-13-008	248-06-340	AMD-E	84-21-025	248-15-030	AMD	84-17-035
236-47-008	NEW-P	84-07-024	248-06-340	AMD	85-01-003	248-15-080	AMD-P	84-11-068
236-47-008	NEW	84-13-008	248-06-350	REP-P	84-21-024	248-15-080	AMD	84-17-035
236-47-009	NEW-P	84-07-024	248-06-350	REP-E	84-21-025	248-15-100	AMD-P	84-11-068
236-47-009	NEW	84-13-008	248-06-350	REP	85-01-003	248-15-100	AMD	84-17-035
236-47-010	NEW-P	84-07-024	248-06-380	REP-P	84-21-024	248-17-020	AMD-P	84-11-069
236-47-010	NEW	84-13-008	248-06-380	REP-E	84-21-025	248-17-020	AMD	84-17-036
236-47-011	NEW-P	84-07-024	248-06-380	REP	85-01-003	248-17-212	AMD-P	84-11-069
236-47-011	NEW	84-13-008	248-06-385	NEW-P	84-21-024	248-17-212	AMD	84-17-036
236-47-012	NEW-P	84-07-024	248-06-385	NEW-E	84-21-025	248-17-213	AMD-P	84-11-069
236-47-012	NEW	84-13-008	248-06-385	NEW	85-01-003	248-17-213	AMD	84-17-036
236-47-013	NEW-P	84-07-024	248-06-410	AMD-P	84-21-024	248-17-214	AMD-P	84-11-069
236-47-013	NEW	84-13-008	248-06-410	AMD-E	84-21-025	248-17-214	AMD	84-17-036
236-47-014	NEW-P	84-07-024	248-06-410	AMD	85-01-003	248-17-220	AMD-P	84-11-069
236-47-014	NEW	84-13-008	248-06-420	REP-P	84-21-024	248-17-220	AMD	84-17-036
236-47-015	NEW-P	84-07-024	248-06-420	REP-E	84-21-025	248-17-250	NEW-P	84-11-069
236-47-015	NEW	84-13-008	248-06-420	REP	85-01-003	248-17-250	NEW	84-17-036
236-47-016	NEW-P	84-07-024	248-06-455	REP-P	84-21-024	248-17-255	NEW-P	84-11-069
236-47-016	NEW	84-13-008	248-06-455	REP-E	84-21-025	248-17-255	NEW	84-17-036
236-47-017	NEW-P	84-07-024	248-06-455	REP	85-01-003	248-17-260	NEW-P	84-11-069
236-47-017	NEW	84-13-008	248-06-460	AMD-P	84-21-024	248-17-260	NEW	84-17-036
236-70-010	NEW-P	84-21-083	248-06-460	AMD-E	84-21-025	248-17-265	NEW-P	84-11-069
236-70-010	NEW	84-24-030	248-06-460	AMD	85-01-003	248-17-265	NEW	84-17-036
236-70-020	NEW-P	84-21-083	248-06-470	NEW-P	84-21-024	248-17-270	NEW-P	84-11-069
236-70-020	NEW	84-24-030	248-06-470	NEW-E	84-21-025	248-17-270	NEW	84-17-036
236-70-030	NEW-P	84-21-083	248-06-470	NEW	85-01-003	248-17-275	NEW-P	84-11-069
236-70-030	NEW	84-24-030	248-06-480	AMD-P	84-21-024	248-17-275	NEW	84-17-036
236-70-040	NEW-P	84-21-083	248-06-480	AMD-E	84-21-025	248-18-001	AMD-P	84-14-089
236-70-040	NEW	84-24-030	248-06-480	AMD	85-01-003	248-18-001	AMD	84-17-077
236-70-050	NEW-P	84-21-083	248-06-510	AMD-P	84-21-024	248-18-030	REP-P	84-14-089
236-70-050	NEW	84-24-030	248-06-510	AMD-E	84-21-025	248-18-030	REP	84-17-077
236-70-060	NEW-P	84-21-083	248-06-510	AMD	85-01-003	248-18-031	NEW-P	84-14-089
236-70-060	NEW	84-24-030	248-06-520	REP-P	84-21-024	248-18-031	NEW	84-17-077
236-70-070	NEW-P	84-21-083	248-06-520	REP-E	84-21-025	248-18-033	NEW-P	84-14-089
236-70-070	NEW	84-24-030	248-06-520	REP	85-01-003	248-18-033	NEW	84-17-077
236-70-080	NEW-P	84-21-083	248-06-550	REP-P	84-21-024	248-18-235	NEW-P	84-18-033
236-70-080	NEW	84-24-030	248-06-550	REP-E	84-21-025	248-18-235	NEW	84-22-003
248-06-001	AMD-P	84-21-024	248-06-550	REP	85-01-003	248-18-532	NEW-P	84-18-033
248-06-001	AMD-E	84-21-025	248-06-600	REP-P	84-21-024	248-18-532	NEW	84-22-003
248-06-001	AMD	85-01-003	248-06-600	REP-E	84-21-025	248-19-220	AMD-P	84-04-026
248-06-003	REP-P	84-21-024	248-06-600	REP	85-01-003	248-19-220	AMD-E	84-04-057
248-06-003	REP-E	84-21-025	248-06-700	REP-P	84-21-024	248-19-220	AMD	84-07-014
248-06-003	REP	85-01-003	248-06-700	REP-E	84-21-025	248-19-230	AMD-P	84-04-026
248-06-005	REP-P	84-21-024	248-06-700	REP	85-01-003	248-19-230	AMD-E	84-04-057
248-06-005	REP-E	84-21-025	248-06-805	REP-P	84-21-024	248-19-230	AMD	84-07-014
248-06-005	REP	85-01-003	248-06-805	REP-E	84-21-025	248-19-360	AMD-P	85-01-048
248-06-010	NEW-P	84-21-024	248-06-805	REP	85-01-003	248-19-370	AMD-P	85-01-048
248-06-010	NEW-E	84-21-025	248-06-810	REP-P	84-21-024	248-19-373	NEW-P	85-01-048
248-06-010	NEW	85-01-003	248-06-810	REP-E	84-21-025	248-22-500	REP-P	84-12-003
248-06-020	NEW-P	84-21-024	248-06-810	REP	85-01-003	248-22-500	REP	84-17-014
248-06-020	NEW-E	84-21-025	248-06-815	AMD-P	84-21-024	248-22-501	REP-P	84-12-003
248-06-020	NEW	85-01-003	248-06-815	AMD-E	84-21-025	248-22-501	REP	84-17-014
248-06-040	AMD-P	84-21-024	248-06-815	AMD	85-01-003	248-22-510	REP-P	84-12-003
248-06-040	AMD-E	84-21-025	248-06-820	REP-P	84-21-024	248-22-510	REP	84-17-014
248-06-040	AMD	85-01-003	248-06-820	REP-E	84-21-025	248-22-520	REP-P	84-12-003
248-06-055	REP-P	84-21-024	248-06-820	REP	85-01-003	248-22-520	REP	84-17-014
248-06-055	REP-E	84-21-025	248-06-825	REP-P	84-21-024	248-22-530	REP-P	84-12-003
248-06-055	REP	85-01-003	248-06-825	REP-E	84-21-025	248-22-530	REP	84-17-014
248-06-100	REP-P	84-21-024	248-06-825	REP	85-01-003	248-22-540	REP-P	84-12-003
248-06-100	REP-E	84-21-025	248-06-831	AMD-P	84-21-024	248-22-540	REP	84-17-014
248-06-100	REP	85-01-003	248-06-831	AMD-E	84-21-025	248-22-550	REP-P	84-12-003

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WAC #		WSR #	WAC #		WSR #	WAC #		WSR #
248-22-550	REP	84-17-014	248-31-070	NEW-P	85-01-028	248-61-090	REP	84-18-034
248-22-560	REP-P	84-12-003	248-31-070	NEW-E	85-01-031	248-61-100	REP-P	84-12-059
248-22-560	REP	84-17-014	248-31-075	NEW-P	85-01-028	248-61-110	REP	84-18-034
248-22-570	REP-P	84-12-003	248-31-075	NEW-E	85-01-031	248-61-110	REP-P	84-12-059
248-22-570	REP	84-17-014	248-31-080	NEW-P	85-01-028	248-61-110	REP	84-18-034
248-22-580	REP-P	84-12-003	248-31-080	NEW-E	85-01-031	248-61-120	REP-P	84-12-059
248-22-580	REP	84-17-014	248-31-090	NEW-P	85-01-028	248-61-120	REP	84-18-034
248-22-590	REP-P	84-12-003	248-31-090	NEW-E	85-01-031	248-61-130	REP-P	84-12-059
248-22-590	REP	84-17-014	248-31-100	NEW-P	85-01-028	248-61-130	REP	84-18-034
248-26-001	NEW-P	84-12-004	248-31-100	NEW-E	85-01-031	248-61-140	REP-P	84-12-059
248-26-001	NEW	84-17-010	248-31-110	NEW-P	85-01-028	248-61-140	REP	84-18-034
248-26-010	NEW-P	84-12-004	248-31-110	NEW-E	85-01-031	248-61-150	REP-P	84-12-059
248-26-010	NEW	84-17-010	248-31-120	NEW-P	85-01-028	248-61-150	REP	84-18-034
248-26-020	NEW-P	84-12-004	248-31-120	NEW-E	85-01-031	248-61-160	REP-P	84-12-059
248-26-020	NEW	84-17-010	248-31-130	NEW-P	85-01-028	248-61-160	REP	84-18-034
248-26-030	NEW-P	84-12-004	248-31-130	NEW-E	85-01-031	248-61-170	REP-P	84-12-059
248-26-030	NEW	84-17-010	248-31-140	NEW-P	85-01-028	248-61-170	REP	84-18-034
248-26-040	NEW-P	84-12-004	248-31-140	NEW-E	85-01-031	248-61-180	REP-P	84-12-059
248-26-040	NEW	84-17-010	248-31-150	NEW-P	85-01-028	248-61-180	REP	84-18-034
248-26-050	NEW-P	84-12-004	248-31-150	NEW-E	85-01-031	248-63-001	NEW-P	84-12-059
248-26-050	NEW	84-17-010	248-31-160	NEW-P	85-01-028	248-63-001	NEW	84-18-034
248-26-060	NEW-P	84-12-004	248-31-160	NEW-E	85-01-031	248-63-010	NEW-P	84-12-059
248-26-060	NEW	84-17-010	248-60A-010	REP-P	84-12-059	248-63-010	NEW	84-18-034
248-26-070	NEW-P	84-12-004	248-60A-010	REP	84-18-034	248-63-020	NEW-P	84-12-059
248-26-070	NEW	84-17-010	248-60A-020	REP-P	84-12-059	248-63-020	NEW	84-18-034
248-26-080	NEW-P	84-12-004	248-60A-020	REP	84-18-034	248-63-030	NEW-P	84-12-059
248-26-080	NEW	84-17-010	248-60A-030	REP-P	84-12-059	248-63-030	NEW	84-18-034
248-26-090	NEW-P	84-12-004	248-60A-030	REP	84-18-034	248-63-040	NEW-P	84-12-059
248-26-090	NEW	84-17-010	248-60A-040	REP-P	84-12-059	248-63-040	NEW	84-18-034
248-26-100	NEW-P	84-12-004	248-60A-040	REP	84-18-034	248-63-050	NEW-P	84-12-059
248-26-100	NEW	84-17-010	248-60A-050	REP-P	84-12-059	248-63-050	NEW	84-18-034
248-27-001	NEW-P	84-12-078	248-60A-050	REP	84-18-034	248-63-060	NEW-P	84-12-059
248-27-001	NEW	84-17-006	248-60A-060	REP-P	84-12-059	248-63-060	NEW	84-18-034
248-27-002	NEW-P	84-12-078	248-60A-060	REP	84-18-034	248-63-070	NEW-P	84-12-059
248-27-002	NEW	84-17-006	248-60A-070	REP-P	84-12-059	248-63-070	NEW	84-18-034
248-27-010	NEW-P	84-12-078	248-60A-070	REP	84-18-034	248-63-080	NEW-P	84-12-059
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248-27-090	NEW-P	84-12-078	248-60A-150	REP	84-18-034	248-63-160	NEW-P	84-12-059
248-27-090	NEW	84-17-006	248-60A-160	REP-P	84-12-059	248-63-160	NEW	84-18-034
248-27-100	NEW-P	84-12-078	248-60A-160	REP	84-18-034	248-63-170	NEW-P	84-12-059
248-27-100	NEW	84-17-006	248-60A-170	REP-P	84-12-059	248-63-170	NEW	84-18-034
248-27-120	NEW-P	84-12-078	248-60A-170	REP	84-18-034	248-63-180	NEW-P	84-12-059
248-27-120	NEW	84-17-006	248-61-001	REP-P	84-12-059	248-63-180	NEW	84-18-034
248-30-080	AMD-P	84-24-062	248-61-001	REP	84-18-034	248-84-002	AMD-P	84-10-044
248-30-110	AMD-P	84-24-062	248-61-010	REP-P	84-12-059	248-84-002	AMD	84-14-090
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248-31-002	NEW-P	85-01-028	248-61-020	REP	84-18-034	248-84-062	NEW-P	84-10-044
248-31-002	NEW-E	85-01-031	248-61-030	REP-P	84-12-059	248-84-062	NEW	84-14-090
248-31-010	NEW-P	85-01-028	248-61-030	REP	84-18-034	248-100-075	AMD-P	84-16-081
248-31-010	NEW-E	85-01-031	248-61-040	REP-P	84-12-059	248-100-075	AMD	84-19-043
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248-31-020	NEW-E	85-01-031	248-61-050	REP-P	84-12-059	248-100-075	AMD	85-01-080
248-31-030	NEW-P	85-01-028	248-61-050	REP	84-18-034	250-18-060	AMD-E	84-10-027
248-31-030	NEW-E	85-01-031	248-61-060	REP-P	84-12-059	250-18-060	AMD-P	84-10-043
248-31-040	NEW-P	85-01-028	248-61-060	REP	84-18-034	250-18-060	AMD	84-14-024
248-31-040	NEW-E	85-01-031	248-61-070	REP-P	84-12-059	250-44-050	AMD-P	84-10-048
248-31-050	NEW-P	85-01-028	248-61-070	REP	84-18-034	250-44-050	AMD	84-14-084
248-31-050	NEW-E	85-01-031	248-61-080	REP-P	84-12-059	250-44-060	AMD-P	84-10-048
248-31-060	NEW-P	85-01-028	248-61-080	REP	84-18-034	250-44-060	AMD	84-14-084
248-31-060	NEW-E	85-01-031	248-61-090	REP-P	84-12-059	250-44-070	AMD-P	84-10-048

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250-44-080	AMD-P	84-10-048	251-18-012	NEW	84-10-056	251-18-270	AMD-P	84-06-065
250-44-080	AMD	84-14-084	251-18-015	NEW-P	84-06-065	251-18-270	AMD	84-10-056
250-44-090	AMD-P	84-10-048	251-18-015	NEW	84-10-056	251-18-315	NEW-P	84-02-067
250-44-090	AMD	84-14-084	251-18-020	AMD-P	84-06-065	251-18-315	NEW-C	84-06-004
250-44-110	AMD-P	84-10-048	251-18-020	AMD	84-10-056	251-18-315	NEW-C	84-12-088
250-44-110	AMD	84-14-084	251-18-025	REP-P	84-06-065	251-18-320	AMD-P	84-04-070
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250-44-130	AMD	84-14-084	251-18-025	REP	84-18-060	251-18-320	AMD	84-08-032
251-04-020	AMD-P	84-02-067	251-18-030	REP-P	84-06-065	251-18-320	AMD-P	84-12-087
251-04-020	AMD-P	84-04-070	251-18-030	REP-C	84-10-055	251-18-320	AMD	84-16-067
251-04-020	AMD-E	84-04-071	251-18-030	REP	84-18-060	251-18-330	AMD-P	84-02-067
251-04-020	AMD-C	84-06-004	251-18-050	AMD-P	84-06-065	251-18-330	AMD-P	84-04-070
251-04-020	AMD	84-06-035	251-18-050	AMD	84-10-056	251-18-330	AMD-E	84-04-071
251-04-020	AMD-P	84-06-065	251-18-060	AMD-P	84-06-065	251-18-330	AMD	84-08-032
251-04-020	AMD	84-10-058	251-18-060	AMD-C	84-10-055	251-18-340	AMD-P	84-04-070
251-04-020	AMD-C	84-12-087	251-18-060	AMD	84-12-047	251-18-340	AMD-E	84-04-071
251-04-020	AMD-C	84-12-088	251-18-070	AMD-P	84-06-065	251-18-340	AMD	84-08-032
251-04-020	AMD-E	84-14-079	251-18-070	AMD	84-10-056	251-18-347	AMD-P	84-12-087
251-04-020	AMD	84-16-067	251-18-080	REP-P	84-06-065	251-18-347	AMD	84-16-067
251-04-020	AMD-P	84-19-061	251-18-080	REP	84-10-056	251-18-350	AMD-P	84-02-067
251-04-020	AMD	84-22-021	251-18-100	REP-P	84-06-065	251-18-350	AMD-C	84-06-004
251-04-020	AMD-P	84-24-059	251-18-100	REP	84-10-056	251-18-350	AMD-C	84-12-088
251-04-040	AMD-P	84-02-067	251-18-110	AMD-P	84-06-065	251-18-350	AMD	84-16-067
251-04-040	AMD-C	84-06-004	251-18-110	AMD	84-10-056	251-18-355	NEW-P	84-02-067
251-04-040	AMD-C	84-12-088	251-18-115	REP-P	84-06-065	251-18-355	NEW-C	84-06-004
251-04-040	AMD	84-16-067	251-18-115	REP	84-10-056	251-18-355	NEW-C	84-12-088
251-04-050	AMD-P	84-09-068	251-18-120	AMD-P	84-06-065	251-18-361	NEW-P	84-02-067
251-04-050	AMD	84-12-047	251-18-120	AMD	84-10-056	251-18-361	NEW-C	84-06-004
251-08-090	AMD-P	84-12-087	251-18-130	AMD-P	84-06-065	251-18-361	NEW-C	84-12-088
251-08-090	AMD-E	84-14-079	251-18-130	AMD-C	84-10-055	251-20-010	AMD-P	84-12-087
251-08-090	AMD	84-16-067	251-18-130	AMD	84-12-047	251-20-010	AMD-E	84-14-079
251-08-090	AMD-P	84-19-061	251-18-130	AMD-P	84-18-058	251-20-010	AMD	84-16-067
251-08-091	NEW-P	84-12-087	251-18-130	AMD-C	84-22-020	251-20-010	AMD-P	84-19-061
251-08-091	NEW-E	84-14-079	251-18-130	AMD	84-24-032	251-20-020	AMD-P	84-12-087
251-08-091	NEW	84-16-067	251-18-140	AMD-P	84-06-065	251-20-020	AMD-E	84-14-079
251-08-091	AMD-P	84-19-061	251-18-140	AMD	84-10-056	251-20-020	AMD	84-16-067
251-08-093	NEW-P	84-12-087	251-18-140	AMD-C	84-12-087	251-20-030	AMD-P	84-12-087
251-08-093	NEW-P	84-19-061	251-18-140	AMD-C	84-18-059	251-20-030	AMD-E	84-14-079
251-09-040	AMD-P	84-09-068	251-18-140	AMD-C	84-21-067	251-20-030	AMD	84-16-067
251-10-025	NEW-P	84-24-059	251-18-140	AMD-C	84-24-060	251-20-030	AMD-P	84-19-061
251-10-031	AMD-P	84-19-061	251-18-145	NEW-P	84-06-065	251-20-040	AMD-P	84-12-087
251-10-032	NEW-P	84-19-061	251-18-145	NEW	84-10-056	251-20-040	AMD-E	84-14-079
251-10-045	AMD-P	84-04-070	251-18-150	REP-P	84-06-065	251-20-040	AMD	84-16-067
251-10-045	AMD-E	84-04-071	251-18-150	REP	84-10-056	251-20-045	NEW-P	84-12-087
251-10-045	AMD	84-08-032	251-18-155	REP-P	84-06-065	251-20-045	NEW-E	84-14-079
251-10-055	AMD-P	84-04-070	251-18-155	REP	84-10-056	251-20-045	NEW	84-16-067
251-10-055	AMD-E	84-04-071	251-18-160	AMD-P	84-06-065	251-20-050	AMD-P	84-12-087
251-10-055	AMD	84-08-032	251-18-160	AMD	84-10-056	251-20-050	AMD-E	84-14-079
251-10-112	NEW-P	84-06-065	251-18-170	REP-P	84-06-065	251-20-050	AMD	84-16-067
251-10-112	NEW-C	84-10-055	251-18-170	REP	84-10-056	251-20-050	AMD-P	84-19-061
251-10-112	NEW-C	84-12-087	251-18-175	REP-P	84-06-065	251-22-070	AMD-P	84-04-070
251-10-112	NEW-C	84-18-059	251-18-175	REP	84-10-056	251-22-070	AMD-E	84-04-071
251-10-112	NEW-C	84-21-067	251-18-180	AMD-P	84-04-070	251-22-070	AMD	84-08-032
251-10-112	NEW-C	84-24-060	251-18-180	AMD-E	84-04-071	251-22-090	AMD-P	84-09-068
251-10-140	AMD-P	84-09-068	251-18-180	AMD-P	84-06-065	251-22-090	AMD-E	84-10-018
251-10-140	AMD-E	84-10-018	251-18-180	AMD	84-08-032	251-22-090	AMD	84-12-047
251-10-140	AMD	84-12-047	251-18-180	AMD	84-10-056	251-22-091	REP-P	84-09-068
251-10-160	AMD-P	84-12-087	251-18-180	AMD-C	84-12-087	251-22-091	REP-E	84-10-018
251-10-160	AMD-E	84-14-079	251-18-180	AMD	84-16-067	251-22-091	REP	84-12-047
251-10-160	AMD	84-16-067	251-18-181	REP-P	84-06-065	251-22-200	AMD-P	84-09-068
251-12-072	AMD-P	84-18-058	251-18-181	REP	84-10-056	251-22-200	AMD	84-12-047
251-12-072	AMD-C	84-22-020	251-18-190	AMD-P	84-06-065	253-02-010	NEW-E	84-18-040
251-12-072	AMD	84-24-032	251-18-190	AMD	84-10-056	253-02-010	NEW-P	84-21-113
251-12-080	AMD-P	84-12-087	251-18-190	AMD-P	84-24-059	253-02-010	NEW-E	84-23-013
251-12-080	AMD-E	84-14-079	251-18-200	AMD-P	84-06-065	253-02-010	NEW	84-24-012
251-12-080	AMD	84-16-067	251-18-200	AMD	84-10-056	253-02-020	NEW-E	84-18-040
251-12-110	AMD-P	84-12-087	251-18-200	AMD-P	84-24-059	253-02-020	NEW-P	84-21-113
251-12-110	AMD-E	84-14-079	251-18-230	REP-P	84-06-065	253-02-020	NEW-E	84-23-013
251-12-110	AMD	84-16-067	251-18-230	REP	84-10-056	253-02-020	NEW	84-24-012
251-12-240	AMD-P	84-12-087	251-18-240	AMD-P	84-06-065	253-02-030	NEW-E	84-18-040
251-12-240	AMD-E	84-14-079	251-18-240	AMD	84-10-056	253-02-030	NEW-P	84-21-113
251-12-240	AMD	84-16-067	251-18-240	AMD-C	84-12-087	253-02-030	NEW-E	84-23-013
251-18-010	AMD-P	84-06-065	251-18-240	AMD	84-16-067	253-02-030	NEW	84-24-012
251-18-010	AMD	84-10-056	251-18-260	AMD-P	84-06-065	253-02-040	NEW-E	84-18-040
251-18-011	NEW-P	84-06-065	251-18-260	AMD	84-10-056	253-02-040	NEW-P	84-21-113
251-18-011	NEW	84-10-056	251-18-265	AMD-P	84-06-065	253-02-040	NEW-E	84-23-013

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253-02-050	NEW-E	84-18-040	253-16-090	NEW-P	84-21-113	261-20-074	AMD	84-20-066
253-02-050	NEW-P	84-21-113	253-16-090	NEW-E	84-23-013	261-20-090	AMD-P	85-01-052
253-02-050	NEW-E	84-23-013	253-16-090	NEW	84-24-012	261-40-010	AMD-P	84-17-138
253-02-050	NEW	84-24-012	253-16-100	NEW-E	84-18-040	261-40-010	AMD	84-20-066
253-12-010	NEW-E	84-18-040	253-16-100	NEW-P	84-21-113	261-40-015	AMD-P	84-17-138
253-12-010	NEW-P	84-21-113	253-16-100	NEW-E	84-23-013	261-40-015	AMD	84-20-066
253-12-010	NEW-E	84-23-013	253-16-100	NEW	84-24-012	261-40-020	AMD-P	84-17-138
253-12-010	NEW	84-24-012	260-32-160	AMD-P	84-11-099	261-40-020	AMD	84-20-066
253-12-020	NEW-E	84-18-040	260-56-030	AMD-P	84-11-099	261-40-150	AMD-P	84-17-138
253-12-020	NEW-P	84-21-113	260-70-010	AMD-P	84-04-061	261-40-150	AMD	84-20-066
253-12-020	NEW-E	84-23-013	260-70-010	AMD	84-06-061	261-40-315	AMD-P	84-17-138
253-12-020	NEW	84-24-012	260-70-021	AMD-P	84-04-061	261-40-315	AMD	84-20-066
253-12-030	NEW-E	84-18-040	260-70-021	AMD	84-06-061	261-40-480	AMD-P	84-17-138
253-12-030	NEW-P	84-21-113	260-70-025	NEW-P	84-04-061	261-40-480	AMD	84-20-066
253-12-030	NEW-E	84-23-013	260-70-025	NEW	84-06-061	261-40-485	AMD-P	84-17-138
253-12-030	NEW	84-24-012	260-70-026	NEW-P	84-04-061	261-40-485	AMD	84-20-066
253-12-040	NEW-E	84-18-040	260-70-026	NEW	84-06-061	261-50	NEW-C	84-18-016
253-12-040	NEW-P	84-21-113	260-70-027	NEW-P	84-04-061	261-50-010	NEW-E	84-13-010
253-12-040	NEW-E	84-23-013	260-70-027	NEW	84-06-061	261-50-010	NEW-P	84-14-075
253-12-040	NEW	84-24-012	260-70-028	NEW-P	84-04-061	261-50-010	NEW-E	84-18-035
253-12-050	NEW-E	84-18-040	260-70-028	NEW	84-06-061	261-50-010	NEW	84-20-067
253-12-050	NEW-P	84-21-113	260-70-029	NEW-P	84-04-061	261-50-020	NEW-E	84-13-010
253-12-050	NEW-E	84-23-013	260-70-029	NEW	84-06-061	261-50-020	NEW-P	84-14-075
253-12-050	NEW	84-24-012	260-70-031	NEW-P	84-04-061	261-50-020	NEW-E	84-18-035
253-12-060	NEW-E	84-18-040	260-70-031	NEW	84-06-061	261-50-020	NEW	84-20-067
253-12-060	NEW-P	84-21-113	260-70-032	NEW-P	84-04-061	261-50-030	NEW-E	84-13-010
253-12-060	NEW-E	84-23-013	260-70-032	NEW	84-06-061	261-50-030	NEW-P	84-14-075
253-12-060	NEW	84-24-012	260-70-032	NEW	84-04-061	261-50-030	NEW-E	84-18-035
253-12-070	NEW-E	84-18-040	260-70-090	AMD	84-06-061	261-50-030	NEW	84-20-067
253-12-070	NEW-P	84-21-113	260-70-100	AMD-P	84-04-061	261-50-040	NEW-E	84-13-010
253-12-070	NEW-E	84-23-013	260-70-100	AMD	84-06-061	261-50-040	NEW-P	84-14-075
253-12-070	NEW	84-24-012	260-84-010	AMD-P	84-11-099	261-50-040	NEW-E	84-18-035
253-12-080	NEW-E	84-18-040	261-02-030	AMD-P	84-17-138	261-50-040	NEW	84-20-067
253-12-080	NEW-P	84-21-113	261-02-030	AMD	84-20-066	261-50-045	NEW-E	84-13-010
253-12-080	NEW-E	84-23-013	261-02-040	AMD-P	84-17-138	261-50-045	NEW-P	84-14-075
253-12-080	NEW	84-24-012	261-02-040	AMD	84-20-066	261-50-045	NEW-E	84-18-035
253-12-090	NEW-E	84-18-040	261-06-030	AMD-P	84-17-138	261-50-045	NEW	84-20-067
253-12-090	NEW-P	84-21-113	261-06-030	AMD	84-20-066	261-50-050	NEW-E	84-13-010
253-12-090	NEW-E	84-23-013	261-06-040	AMD-P	84-17-138	261-50-050	NEW-P	84-14-075
253-12-090	NEW	84-24-012	261-06-040	AMD	84-20-066	261-50-050	NEW-E	84-18-035
253-12-100	NEW-E	84-18-040	261-10-020	AMD-P	84-17-138	261-50-050	NEW	84-20-067
253-12-100	NEW-P	84-21-113	261-10-020	AMD	84-20-066	261-50-060	NEW-E	84-13-010
253-12-100	NEW-E	84-23-013	261-12-020	AMD-P	84-17-138	261-50-060	NEW-P	84-14-075
253-12-100	NEW	84-24-012	261-12-020	AMD	84-20-066	261-50-060	NEW-E	84-18-035
253-12-101	NEW-E	84-18-040	261-14-010	NEW-P	84-21-128	261-50-060	NEW	84-20-067
253-12-101	NEW-P	84-21-113	261-14-010	NEW	85-01-007	261-50-065	NEW-E	84-13-010
253-12-101	NEW-E	84-23-013	261-14-020	NEW-P	84-21-128	261-50-065	NEW-P	84-14-075
253-12-101	NEW	84-24-012	261-14-020	NEW	85-01-007	261-50-065	NEW-E	84-18-035
253-16-010	NEW-E	84-18-040	261-14-030	NEW-P	84-21-128	261-50-065	NEW	84-20-067
253-16-010	NEW-P	84-21-113	261-14-030	NEW	85-01-007	261-50-070	NEW-E	84-13-010
253-16-010	NEW-E	84-23-013	261-14-040	NEW-P	84-21-128	261-50-070	NEW-P	84-14-075
253-16-010	NEW	84-24-012	261-14-040	NEW	85-01-007	261-50-070	NEW-E	84-18-035
253-16-020	NEW-E	84-18-040	261-14-050	NEW	85-01-007	261-50-070	NEW	84-20-067
253-16-020	NEW-P	84-21-113	261-20	AMD-P	84-09-021	262-01-010	NEW	84-04-042
253-16-020	NEW-E	84-23-013	261-20	AMD-C	84-10-013	262-01-020	NEW	84-04-042
253-16-020	NEW	84-24-012	261-20	AMD	84-13-009	262-01-030	NEW	84-04-042
253-16-030	NEW-E	84-18-040	261-20	AMD-P	84-14-074	262-01-040	NEW	84-04-042
253-16-030	NEW-P	84-21-113	261-20	AMD	84-18-015	262-01-050	NEW	84-04-042
253-16-030	NEW-E	84-23-013	261-20	AMD-P	84-21-127	263-12-115	AMD-C	84-04-025
253-16-030	NEW	84-24-012	261-20	AMD	85-01-008	263-12-115	AMD-C	84-04-058
253-16-040	NEW-E	84-18-040	261-20	AMD-P	85-01-052	263-12-115	AMD-E	84-04-059
253-16-040	NEW-P	84-21-113	261-20-010	AMD-P	84-17-138	263-12-115	AMD	84-08-036
253-16-040	NEW-E	84-23-013	261-20-010	AMD	84-20-066	275-16-030	AMD-P	84-13-067
253-16-040	NEW	84-24-012	261-20-020	AMD-P	84-17-138	275-16-030	AMD-E	84-14-043
253-16-050	NEW-E	84-18-040	261-20-020	AMD	84-20-066	275-16-030	AMD	84-17-011
253-16-050	NEW-P	84-21-113	261-20-030	AMD-P	84-17-138	275-18-010	REP-P	84-17-102
253-16-050	NEW-E	84-23-013	261-20-030	AMD	84-20-066	275-18-010	REP	84-24-029
253-16-050	NEW	84-24-012	261-20-040	AMD-P	84-17-138	275-18-020	REP-P	84-17-102
253-16-060	NEW-E	84-18-040	261-20-040	AMD	84-20-066	275-18-020	REP	84-24-029
253-16-060	NEW-P	84-21-113	261-20-045	AMD-P	84-17-138	275-18-030	REP-P	84-17-102
253-16-060	NEW-E	84-23-013	261-20-045	AMD	84-20-066	275-18-030	REP	84-24-029
253-16-060	NEW	84-24-012	261-20-050	AMD-P	84-17-138	275-18-040	REP-P	84-17-102
253-16-070	NEW-E	84-18-040	261-20-050	AMD	84-20-066	275-18-040	REP	84-24-029
253-16-070	NEW-P	84-21-113	261-20-054	NEW-P	84-17-138	275-18-050	REP-P	84-17-102
253-16-070	NEW-E	84-23-013	261-20-054	NEW	84-20-066	275-18-050	REP	84-24-029
253-16-070	NEW	84-24-012	261-20-057	NEW-P	85-01-052	275-18-060	REP-P	84-17-102

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WAC #	WSR #	WAC #	WSR #	WAC #	WSR #			
275-18-060	REP	84-24-029	275-19-220	AMD-P	84-17-102	275-27-030	AMD-P	84-12-036
275-18-070	REP-P	84-17-102	275-19-220	AMD	84-24-029	275-27-030	AMD	84-15-058
275-18-070	REP	84-24-029	275-19-230	AMD-P	84-17-102	275-27-040	AMD-P	84-12-036
275-18-080	REP-P	84-17-102	275-19-230	AMD	84-24-029	275-27-040	AMD	84-15-058
275-18-080	REP	84-24-029	275-19-240	AMD-P	84-17-102	275-27-050	AMD-P	84-12-036
275-18-090	REP-P	84-17-102	275-19-240	AMD	84-24-029	275-27-050	AMD	84-15-058
275-18-090	REP	84-24-029	275-19-250	AMD-P	84-17-102	275-27-060	AMD-P	84-12-036
275-18-100	REP-P	84-17-102	275-19-250	AMD	84-24-029	275-27-060	AMD	84-15-058
275-18-100	REP	84-24-029	275-19-260	AMD-P	84-17-102	275-27-210	AMD-P	84-12-036
275-18-110	REP-P	84-17-102	275-19-260	AMD	84-24-029	275-27-210	AMD	84-15-058
275-18-110	REP	84-24-029	275-19-270	AMD-P	84-17-102	275-27-230	AMD-P	84-12-036
275-18-120	REP-P	84-17-102	275-19-270	AMD	84-24-029	275-27-230	AMD	84-15-058
275-18-120	REP	84-24-029	275-19-280	AMD-P	84-17-102	275-27-240	AMD-P	84-12-036
275-18-130	REP-P	84-17-102	275-19-280	AMD	84-24-029	275-27-240	AMD	84-15-058
275-18-130	REP	84-24-029	275-19-300	AMD-P	84-17-102	275-27-250	AMD-P	84-12-036
275-18-140	REP-P	84-17-102	275-19-300	AMD	84-24-029	275-27-250	AMD	84-15-058
275-18-140	REP	84-24-029	275-19-310	AMD-P	84-17-102	275-27-300	AMD-P	84-12-036
275-18-150	REP-P	84-17-102	275-19-310	AMD	84-24-029	275-27-300	AMD	84-15-058
275-18-150	REP	84-24-029	275-19-320	AMD-P	84-17-102	275-27-400	AMD-P	84-12-036
275-18-160	REP-P	84-17-102	275-19-320	AMD	84-24-029	275-27-400	AMD	84-15-058
275-18-160	REP	84-24-029	275-19-400	AMD-P	84-17-102	275-27-500	AMD-P	84-08-015
275-18-170	REP-P	84-17-102	275-19-400	AMD	84-24-029	275-27-500	AMD-C	84-12-032
275-18-170	REP	84-24-029	275-19-410	AMD-P	84-17-102	275-27-500	AMD	84-15-038
275-18-180	REP-P	84-17-102	275-19-410	AMD	84-24-029	275-27-800	NEW-P	84-04-009
275-18-180	REP	84-24-029	275-19-430	AMD-P	84-17-102	275-27-800	NEW-E	84-04-010
275-18-190	REP-P	84-17-102	275-19-430	AMD	84-24-029	275-27-800	NEW	84-07-018
275-18-190	REP	84-24-029	275-19-500	AMD-P	84-17-102	275-27-810	NEW-P	84-04-009
275-18-200	REP-P	84-17-102	275-19-500	AMD	84-24-029	275-27-810	NEW-E	84-04-010
275-18-200	REP	84-24-029	275-19-510	AMD-P	84-17-102	275-27-810	NEW	84-07-018
275-19-010	AMD-P	84-17-102	275-19-510	AMD	84-24-029	275-27-820	NEW-P	84-04-009
275-19-010	AMD	84-24-029	275-19-530	AMD-P	84-17-102	275-27-820	NEW-E	84-04-010
275-19-020	AMD-P	84-17-102	275-19-530	AMD	84-24-029	275-27-820	NEW	84-07-018
275-19-020	AMD	84-24-029	275-19-550	AMD-P	84-17-102	275-31-005	NEW	84-03-054
275-19-030	AMD-P	84-17-102	275-19-550	AMD	84-24-029	275-31-010	NEW	84-03-054
275-19-030	AMD	84-24-029	275-19-560	NEW-P	84-17-102	275-31-020	NEW	84-03-054
275-19-040	AMD-P	84-17-102	275-19-560	NEW	84-24-029	275-31-030	NEW	84-03-054
275-19-040	AMD	84-24-029	275-19-570	NEW-P	84-17-102	275-31-040	NEW	84-03-054
275-19-050	AMD-P	84-17-102	275-19-570	NEW	84-24-029	275-31-050	NEW	84-03-054
275-19-050	AMD	84-24-029	275-19-600	AMD-P	84-17-102	275-31-070	NEW	84-03-054
275-19-060	AMD-P	84-17-102	275-19-600	AMD	84-24-029	275-31-080	NEW	84-03-054
275-19-060	AMD	84-24-029	275-19-610	AMD-P	84-17-102	275-31-090	NEW	84-03-054
275-19-070	AMD-P	84-17-102	275-19-610	AMD	84-24-029	275-33-010	NEW-E	84-06-016
275-19-070	AMD	84-24-029	275-19-630	REP-P	84-17-102	275-33-010	NEW-P	84-06-025
275-19-075	AMD-P	84-17-102	275-19-630	REP	84-24-029	275-33-010	NEW	84-10-032
275-19-075	AMD	84-24-029	275-19-650	NEW-P	84-17-102	275-33-020	NEW-E	84-06-016
275-19-080	AMD-P	84-17-102	275-19-650	NEW	84-24-029	275-33-020	NEW-P	84-06-025
275-19-080	AMD	84-24-029	275-19-660	NEW-P	84-17-102	275-33-020	NEW	84-10-032
275-19-100	AMD-P	84-17-102	275-19-660	NEW	84-24-029	275-33-030	NEW-E	84-06-016
275-19-100	AMD	84-24-029	275-19-700	AMD-P	84-17-102	275-33-030	NEW-P	84-06-025
275-19-110	AMD-P	84-17-102	275-19-700	AMD	84-24-029	275-33-030	NEW	84-10-032
275-19-110	AMD	84-24-029	275-19-710	AMD-P	84-17-102	275-33-040	NEW-E	84-06-016
275-19-130	AMD-P	84-17-102	275-19-710	AMD	84-24-029	275-33-040	NEW-P	84-06-025
275-19-130	AMD	84-24-029	275-19-720	REP-P	84-17-102	275-33-040	NEW	84-10-032
275-19-135	NEW-P	84-17-102	275-19-720	REP	84-24-029	275-33-050	NEW-E	84-06-016
275-19-135	NEW	84-24-029	275-19-750	AMD-P	84-17-102	275-33-050	NEW-P	84-06-025
275-19-140	AMD-P	84-17-102	275-19-750	AMD	84-24-029	275-33-050	NEW	84-10-032
275-19-140	AMD	84-24-029	275-19-770	AMD-P	84-17-102	275-33-060	NEW-E	84-06-016
275-19-145	AMD-P	84-17-102	275-19-770	AMD	84-24-029	275-33-060	NEW-P	84-06-025
275-19-145	AMD	84-24-029	275-19-800	AMD-P	84-17-102	275-33-060	NEW	84-10-032
275-19-150	AMD-P	84-17-102	275-19-800	AMD	84-24-029	275-38-001	AMD-P	84-15-020
275-19-150	AMD	84-24-029	275-19-810	AMD-P	84-17-102	275-38-001	AMD-E	84-15-021
275-19-160	AMD-P	84-17-102	275-19-810	AMD	84-24-029	275-38-001	AMD	84-19-042
275-19-160	AMD	84-24-029	275-19-820	AMD-P	84-17-102	275-38-535	AMD-P	84-15-020
275-19-165	NEW-P	84-17-102	275-19-820	AMD	84-24-029	275-38-535	AMD-E	84-15-021
275-19-165	NEW	84-24-029	275-19-830	AMD-P	84-17-102	275-38-535	AMD	84-19-042
275-19-170	AMD-P	84-17-102	275-19-830	AMD	84-24-029	275-38-600	AMD-P	84-05-056
275-19-170	AMD	84-24-029	275-19-900	AMD-P	84-17-102	275-38-600	AMD	84-09-018
275-19-180	AMD-P	84-17-102	275-19-900	AMD	84-24-029	275-38-730	AMD-P	84-04-056
275-19-180	AMD	84-24-029	275-19-910	AMD-P	84-17-102	275-38-730	AMD	84-09-032
275-19-185	AMD-P	84-17-102	275-19-910	AMD	84-24-029	275-38-730	REP-P	84-15-020
275-19-185	AMD	84-24-029	275-19-920	AMD-P	84-17-102	275-38-730	REP-E	84-15-021
275-19-190	REP-P	84-17-102	275-19-920	AMD	84-24-029	275-38-730	REP	84-19-042
275-19-190	REP	84-24-029	275-20-030	AMD-P	84-15-004	275-38-740	REP-P	84-15-020
275-19-200	AMD-P	84-17-102	275-20-030	AMD-E	84-15-005	275-38-740	REP-E	84-15-021
275-19-200	AMD	84-24-029	275-20-030	AMD	84-18-022	275-38-740	REP	84-19-042
275-19-210	AMD-P	84-17-102	275-27-020	AMD-P	84-12-036	275-38-831	AMD-P	84-15-020
275-19-210	AMD	84-24-029	275-27-020	AMD	84-15-058	275-38-831	AMD-E	84-15-021

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275-38-831	AMD	84-19-042	275-82-020	REP-P	84-22-002	275-88-097	REP-P	84-14-076
275-38-845	AMD-P	84-15-020	275-82-020	REP	85-01-059	275-88-097	REP-E	84-15-041
275-38-845	AMD-E	84-15-021	275-82-025	REP-P	84-22-002	275-88-097	REP	84-17-058
275-38-845	AMD	84-19-042	275-82-025	REP	85-01-059	275-88-100	REP-P	84-14-076
275-38-860	AMD-P	84-15-020	275-82-030	REP-P	84-22-002	275-88-100	REP-E	84-15-041
275-38-860	AMD-E	84-15-021	275-82-030	REP	85-01-059	275-88-100	REP	84-17-058
275-38-860	AMD	84-19-042	275-82-035	REP-P	84-22-002	275-88-105	REP-P	84-14-076
275-38-865	AMD-P	84-15-020	275-82-035	REP	85-01-059	275-88-105	REP-E	84-15-041
275-38-865	AMD-E	84-15-021	275-82-040	REP-P	84-22-002	275-88-105	REP	84-17-058
275-38-865	AMD	84-19-042	275-82-040	REP	85-01-059	275-88-110	REP-P	84-14-076
275-38-868	NEW-P	84-15-020	275-82-045	REP-P	84-22-002	275-88-110	REP-E	84-15-041
275-38-868	NEW-E	84-15-021	275-82-045	REP	85-01-059	275-88-110	REP	84-17-058
275-38-868	NEW	84-19-042	275-82-050	REP-P	84-22-002	275-88-115	REP-P	84-14-076
275-38-869	NEW-P	84-15-020	275-82-050	REP	85-01-059	275-88-115	REP-E	84-15-041
275-38-869	NEW-E	84-15-021	275-88-005	REP-P	84-14-076	275-88-115	REP	84-17-058
275-38-869	NEW	84-19-042	275-88-005	REP-E	84-15-041	275-88-120	REP-P	84-14-076
275-38-870	AMD-P	84-15-020	275-88-005	REP	84-17-058	275-88-120	REP-E	84-15-041
275-38-870	AMD-E	84-15-021	275-88-006	REP-P	84-14-076	275-88-120	REP	84-17-058
275-38-870	AMD	84-19-042	275-88-006	REP-E	84-15-041	275-88-130	REP-P	84-14-076
275-38-875	AMD-P	84-15-020	275-88-006	REP	84-17-058	275-88-130	REP-E	84-15-041
275-38-875	AMD-E	84-15-021	275-88-010	REP-P	84-14-076	275-88-130	REP	84-17-058
275-38-875	AMD	84-19-042	275-88-010	REP-E	84-15-041	275-88-130	REP-P	84-14-076
275-38-880	AMD-P	84-15-020	275-88-010	REP	84-17-058	275-91-011	REP-E	84-13-007
275-38-880	AMD-E	84-15-021	275-88-015	REP-P	84-14-076	275-91-011	REP-P	84-13-075
275-38-880	AMD	84-19-042	275-88-015	REP-E	84-15-041	275-91-011	REP	84-16-066
275-38-886	AMD-P	84-15-020	275-88-015	REP	84-17-058	275-91-021	REP-E	84-13-007
275-38-886	AMD-E	84-15-021	275-88-020	REP-P	84-14-076	275-91-021	REP-P	84-13-075
275-38-886	AMD	84-19-042	275-88-020	REP-E	84-15-041	275-91-021	REP	84-16-066
275-38-890	NEW-P	84-15-020	275-88-020	REP	84-17-058	275-91-031	REP-E	84-13-007
275-38-890	NEW-E	84-15-021	275-88-025	REP-P	84-14-076	275-91-031	REP-P	84-13-075
275-38-890	NEW	84-19-042	275-88-025	REP-E	84-15-041	275-91-041	REP	84-16-066
275-38-892	NEW-P	84-15-020	275-88-025	REP	84-17-058	275-91-041	REP-E	84-13-007
275-38-892	NEW-E	84-15-021	275-88-030	REP-P	84-14-076	275-91-041	REP-P	84-13-075
275-38-892	NEW	84-19-042	275-88-030	REP-E	84-15-041	275-91-050	REP	84-16-066
275-55-020	AMD	84-03-035	275-88-030	REP	84-17-058	275-91-050	REP-E	84-13-007
275-55-161	AMD	84-03-035	275-88-035	REP-P	84-14-076	275-91-050	REP-P	84-13-075
275-55-263	AMD	84-03-035	275-88-035	REP-E	84-15-041	275-91-060	REP	84-16-066
275-55-271	AMD	84-03-035	275-88-035	REP	84-17-058	275-91-060	REP-E	84-13-007
275-55-281	AMD	84-03-035	275-88-040	REP-P	84-14-076	275-91-060	REP-P	84-13-075
275-55-291	AMD	84-03-035	275-88-040	REP-E	84-15-041	275-91-060	REP	84-16-066
275-55-293	AMD	84-03-035	275-88-040	REP	84-17-058	275-91-070	REP-E	84-13-007
275-55-297	AMD	84-03-035	275-88-045	REP-P	84-14-076	275-91-070	REP-P	84-13-075
275-55-301	AMD	84-03-035	275-88-045	REP-E	84-15-041	275-91-070	REP	84-16-066
275-55-331	AMD	84-03-035	275-88-045	REP	84-17-058	284-17-120	AMD-P	84-16-023
275-55-371	AMD	84-03-035	275-88-050	REP-P	84-14-076	284-17-120	AMD	84-19-022
275-60-010	NEW-P	84-10-009	275-88-050	REP-E	84-15-041	284-17-400	AMD-P	84-16-023
275-60-010	NEW	84-13-029	275-88-050	REP	84-17-058	284-17-400	AMD	84-19-022
275-60-020	NEW-P	84-10-009	275-88-055	REP-P	84-14-076	284-17-410	AMD-P	84-16-023
275-60-020	NEW	84-13-029	275-88-055	REP-E	84-15-041	284-17-410	AMD	84-19-022
275-60-030	NEW-P	84-10-009	275-88-060	REP	84-17-058	284-17-420	AMD-P	84-16-023
275-60-030	NEW	84-13-029	275-88-060	REP-P	84-14-076	284-17-420	AMD	84-19-022
275-60-040	NEW-P	84-10-009	275-88-060	REP-E	84-15-041	284-19-200	AMD-P	84-20-103
275-60-040	NEW	84-13-029	275-88-060	REP	84-17-058	284-19-200	AMD	84-23-006
275-60-050	NEW-P	84-10-009	275-88-065	REP-P	84-14-076	284-19-200	AMD-E	84-22-054
275-60-050	NEW	84-13-029	275-88-065	REP-E	84-15-041	284-30-390	AMD-P	84-22-054
275-60-060	NEW-P	84-10-009	275-88-065	REP	84-17-058	284-30-500	NEW-P	84-22-054
275-60-060	NEW	84-13-029	275-88-070	REP-P	84-14-076	284-30-550	NEW-P	84-22-054
275-60-070	NEW-P	84-10-009	275-88-070	REP-E	84-15-041	284-30-560	NEW-P	84-22-054
275-60-070	NEW	84-13-029	275-88-070	REP	84-17-058	284-30-570	NEW-P	84-22-054
275-60-200	NEW-P	84-10-009	275-88-075	REP-P	84-14-076	284-30-580	NEW-P	84-22-054
275-60-200	NEW	84-13-029	275-88-075	REP-E	84-15-041	284-30-600	NEW-P	84-21-061
275-60-300	NEW-P	84-10-009	275-88-075	REP	84-17-058	284-44-020	REP-P	84-04-032
275-60-300	NEW	84-13-029	275-88-080	REP-P	84-14-076	284-44-020	REP	84-08-001
275-60-400	NEW-P	84-10-009	275-88-080	REP-E	84-15-041	284-44-040	AMD-P	84-16-049
275-60-400	NEW	84-13-029	275-88-080	REP	84-17-058	284-44-040	AMD	84-19-055
275-60-500	NEW-P	84-10-009	275-88-085	REP-P	84-14-076	284-44-400	NEW-P	84-04-032
275-60-500	NEW	84-13-029	275-88-085	REP-E	84-15-041	284-44-410	NEW	84-08-001
275-60-510	NEW-P	84-10-009	275-88-085	REP	84-17-058	284-44-410	NEW-P	84-04-032
275-60-510	NEW	84-13-029	275-88-090	REP-P	84-14-076	284-46-010	NEW	84-08-001
275-60-520	NEW-P	84-10-009	275-88-090	REP-E	84-15-041	284-46-010	NEW-P	84-04-033
275-60-520	NEW	84-13-029	275-88-090	REP	84-17-058	284-46-020	NEW	84-08-002
275-82-005	REP-P	84-22-002	275-88-093	REP-P	84-14-076	284-46-020	NEW-P	84-04-033
275-82-005	REP	85-01-059	275-88-093	REP-E	84-15-041	284-46-020	NEW	84-08-002
275-82-010	REP-P	84-22-002	275-88-093	REP	84-17-058	284-52-010	NEW-P	84-16-049
275-82-010	REP	85-01-059	275-88-095	REP-P	84-14-076	284-52-010	NEW	84-19-055
275-82-015	REP-P	84-22-002	275-88-095	REP-E	84-15-041	284-52-020	NEW-P	84-16-049
275-82-015	REP	85-01-059	275-88-095	REP	84-17-058	284-52-020	NEW	84-19-055
						284-52-030	NEW-P	84-16-049

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284-52-030	NEW	84-19-055	289-15-225	AMD	84-16-041	289-26-720	NEW	84-21-043
284-52-040	NEW-P	84-16-049	289-15-225	AMD-P	84-21-041	289-26-730	NEW-P	84-17-139
284-52-040	NEW	84-19-055	289-15-225	AMD	85-01-034	289-26-730	NEW	84-21-043
284-52-050	NEW-P	84-16-049	289-15-225	AMD-P	85-01-035	289-26-735	NEW-P	84-17-139
284-52-050	NEW	84-19-055	289-15-230	AMD-P	84-09-066	289-26-735	NEW	84-21-043
284-52-050	AMD-P	84-24-022	289-15-230	AMD	84-16-042	289-26-740	NEW-P	84-17-139
284-52-050	AMD-E	84-24-023	289-16-100	AMD-P	84-09-065	289-26-740	NEW	84-21-043
284-52-060	NEW-P	84-16-049	289-16-100	AMD-C	84-21-110	289-26-750	NEW-P	84-17-139
284-52-060	NEW	84-19-055	289-16-100	AMD	85-01-032	289-26-750	NEW	84-21-043
284-52-060	AMD-P	84-24-022	289-16-100	AMD-E	85-01-033	289-26-760	NEW-P	84-17-139
284-52-060	AMD-E	84-24-023	289-16-200	AMD-P	84-09-065	289-26-760	NEW	84-21-043
284-52-070	NEW-P	84-16-049	289-16-200	AMD-C	84-21-110	289-26-765	NEW-P	84-17-139
284-52-070	NEW	84-19-055	289-16-200	AMD	85-01-032	289-26-765	NEW	84-21-043
286-26-020	AMD-P	84-12-049	289-16-200	AMD-E	85-01-033	289-26-770	NEW-P	84-17-139
286-26-020	AMD	84-17-029	289-19-110	AMD-P	84-16-043	289-26-770	NEW	84-21-043
286-26-055	AMD-P	84-12-049	289-19-110	AMD	84-21-042	289-26-780	NEW-P	84-17-139
286-26-055	AMD	84-17-029	289-19-220	AMD-P	84-16-043	289-26-780	NEW	84-21-043
289-02-020	AMD-P	84-09-065	289-19-220	AMD	84-21-042	289-26-790	NEW-P	84-17-139
289-02-020	AMD-P	84-17-139	289-22-200	AMD-P	84-16-044	289-26-790	NEW	84-21-043
289-02-020	AMD	84-21-043	289-22-200	AMD	84-21-042	289-26-800	NEW-P	84-17-139
289-02-020	AMD-C	84-21-110	289-26-005	NEW-P	84-17-139	289-26-800	NEW	84-21-043
289-02-020	AMD	85-01-032	289-26-005	NEW	84-21-043	289-26-810	NEW-P	84-17-139
289-02-020	AMD-E	85-01-033	289-26-100	NEW-P	84-17-139	289-26-810	NEW	84-21-043
289-02-050	NEW-P	84-17-139	289-26-100	NEW	84-21-043	289-26-900	NEW-P	84-17-139
289-02-050	NEW	84-21-043	289-26-120	NEW-P	84-17-139	289-26-900	NEW	84-21-043
289-10-100	NEW-P	84-17-139	289-26-120	NEW	84-21-043	289-26-910	NEW-P	84-17-139
289-10-100	NEW	84-21-043	289-26-130	NEW-P	84-17-139	289-26-910	NEW	84-21-043
289-10-110	NEW-P	84-17-139	289-26-130	NEW	84-21-043	289-26-920	NEW-P	84-17-139
289-10-110	NEW	84-21-043	289-26-200	NEW-P	84-17-139	289-26-920	NEW	84-21-043
289-10-200	NEW-P	84-17-139	289-26-200	NEW	84-21-043	289-28-100	NEW-P	84-17-139
289-10-200	NEW	84-21-043	289-26-210	NEW-P	84-17-139	289-28-100	NEW	84-21-043
289-10-300	NEW-P	84-17-139	289-26-210	NEW	84-21-043	289-28-200	NEW-P	84-17-139
289-10-300	NEW	84-21-043	289-26-220	NEW-P	84-17-139	289-28-200	NEW	84-21-043
289-10-310	NEW-P	84-17-139	289-26-220	NEW	84-21-043	289-28-210	NEW-P	84-17-139
289-10-310	NEW	84-21-043	289-26-300	NEW-P	84-17-139	289-28-210	NEW	84-21-043
289-10-320	NEW-P	84-17-139	289-26-300	NEW	84-21-043	289-28-220	NEW-P	84-17-139
289-10-320	NEW	84-21-043	289-26-310	NEW-P	84-17-139	289-28-220	NEW	84-21-043
289-10-330	NEW-P	84-17-139	289-26-310	NEW	84-21-043	289-28-230	NEW-P	84-17-139
289-10-330	NEW	84-21-043	289-26-320	NEW-P	84-17-139	289-28-230	NEW	84-21-043
289-10-340	NEW-P	84-17-139	289-26-320	NEW	84-21-043	289-28-300	NEW-P	84-17-139
289-10-340	NEW	84-21-043	289-26-400	NEW-P	84-17-139	289-28-300	NEW	84-21-043
289-10-350	NEW-P	84-17-139	289-26-400	NEW	84-21-043	289-28-400	NEW-P	84-17-139
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289-10-360	NEW-P	84-17-139	289-26-410	NEW	84-21-043	289-28-410	NEW-P	84-17-139
289-10-360	NEW	84-21-043	289-26-420	NEW-P	84-17-139	289-28-410	NEW	84-21-043
289-10-370	NEW-P	84-17-139	289-26-420	NEW	84-21-043	296-04-500	REP	84-04-024
289-10-370	NEW	84-21-043	289-26-430	NEW-P	84-17-139	296-04-501	REP	84-04-024
289-10-380	NEW-P	84-17-139	289-26-430	NEW	84-21-043	296-04-502	REP	84-04-024
289-10-380	NEW	84-21-043	289-26-440	NEW-P	84-17-139	296-04-503	REP	84-04-024
289-10-390	NEW-P	84-17-139	289-26-440	NEW	84-21-043	296-04-504	REP	84-04-024
289-10-390	NEW	84-21-043	289-26-450	NEW-P	84-17-139	296-04-505	REP	84-04-024
289-10-400	NEW-P	84-17-139	289-26-450	NEW	84-21-043	296-04-506	REP	84-04-024
289-10-400	NEW	84-21-043	289-26-460	NEW-P	84-17-139	296-13	AMD-P	84-13-003
289-10-410	NEW-P	84-17-139	289-26-460	NEW	84-21-043	296-13	AMD	84-18-009
289-10-410	NEW	84-21-043	289-26-500	NEW-P	84-17-139	296-13-001	AMD-P	84-13-003
289-10-420	NEW-P	84-17-139	289-26-500	NEW	84-21-043	296-13-001	AMD	84-18-009
289-10-420	NEW	84-21-043	289-26-510	NEW-P	84-17-139	296-13-010	AMD-P	84-13-003
289-10-430	NEW-P	84-17-139	289-26-510	NEW	84-21-043	296-13-010	AMD	84-18-009
289-10-430	NEW	84-21-043	289-26-520	NEW-P	84-17-139	296-13-020	AMD-P	84-13-003
289-10-440	NEW-P	84-17-139	289-26-520	NEW	84-21-043	296-13-020	AMD	84-18-009
289-10-440	NEW	84-21-043	289-26-600	NEW-P	84-17-139	296-13-030	AMD-P	84-13-003
289-10-500	NEW-P	84-17-139	289-26-600	NEW	84-21-043	296-13-030	AMD	84-18-009
289-10-500	NEW	84-21-043	289-26-610	NEW-P	84-17-139	296-13-035	NEW-P	84-13-003
289-10-510	NEW-P	84-17-139	289-26-610	NEW	84-21-043	296-13-035	NEW	84-18-009
289-10-510	NEW	84-21-043	289-26-620	NEW-P	84-17-139	296-13-040	AMD-P	84-13-003
289-10-520	NEW-P	84-17-139	289-26-620	NEW	84-21-043	296-13-040	AMD	84-18-009
289-10-520	NEW	84-21-043	289-26-630	NEW-P	84-17-139	296-13-045	NEW-P	84-13-003
289-10-530	NEW-P	84-17-139	289-26-630	NEW	84-21-043	296-13-045	NEW	84-18-009
289-10-530	NEW	84-21-043	289-26-640	NEW-P	84-17-139	296-13-050	AMD-P	84-13-003
289-10-600	NEW-P	84-17-139	289-26-640	NEW	84-21-043	296-13-050	AMD	84-18-009
289-10-600	NEW	84-21-043	289-26-700	NEW-P	84-17-139	296-13-052	NEW-P	84-13-003
289-12-030	AMD-P	84-21-040	289-26-700	NEW	84-21-043	296-13-052	NEW	84-18-009
289-15-130	AMD-P	84-09-066	289-26-705	NEW-P	84-17-139	296-13-053	NEW-P	84-13-003
289-15-130	AMD	84-16-042	289-26-705	NEW	84-21-043	296-13-053	NEW	84-18-009
289-15-210	AMD-P	84-16-045	289-26-710	NEW-P	84-17-139	296-13-055	NEW-P	84-13-003
289-15-210	AMD	84-21-042	289-26-710	NEW	84-21-043	296-13-055	NEW	84-18-009
289-15-225	AMD-P	84-09-067	289-26-720	NEW-P	84-17-139	296-13-057	NEW-P	84-13-003

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296-13-057	NEW	84-18-009	296-13-440	NEW-P	84-13-003	296-24-21703	AMD-P	84-15-043
296-13-060	AMD-P	84-13-003	296-13-440	NEW	84-18-009	296-24-21703	AMD	84-17-099
296-13-060	AMD	84-18-009	296-14-010	AMD-P	84-02-059	296-24-21705	AMD-P	84-15-043
296-13-070	REP-P	84-13-003	296-14-010	AMD	84-06-018	296-24-21705	AMD	84-17-099
296-13-070	REP	84-18-009	296-15-02601	AMD-P	84-02-078	296-24-21707	AMD-P	84-15-043
296-13-080	AMD-P	84-13-003	296-15-02601	AMD	84-06-031	296-24-21707	AMD	84-17-099
296-13-080	AMD	84-18-009	296-15-030	AMD-P	85-01-073	296-24-21709	AMD-P	84-15-043
296-13-090	AMD-P	84-13-003	296-15-050	AMD-P	85-01-073	296-24-21709	AMD	84-17-099
296-13-090	AMD	84-18-009	296-15-21001	REP-P	84-02-078	296-24-21711	AMD-P	84-15-043
296-13-100	AMD-P	84-13-003	296-15-21001	REP	84-06-031	296-24-21711	AMD	84-17-099
296-13-100	AMD	84-18-009	296-15-215	AMD-P	85-01-073	296-24-21713	NEW-P	84-15-043
296-13-110	AMD-P	84-13-003	296-15-230	AMD-P	85-01-073	296-24-21713	NEW	84-17-099
296-13-110	AMD	84-18-009	296-17-330	AMD-P	84-20-104	296-27-16009	AMD-P	84-20-060
296-13-120	REP-P	84-13-003	296-17-330	AMD	84-24-016	296-30-010	NEW-P	84-23-025
296-13-120	REP	84-18-009	296-17-340	AMD-P	84-20-104	296-30-020	NEW-P	84-23-025
296-13-130	NEW-P	84-13-003	296-17-340	AMD	84-24-016	296-30-050	NEW-P	84-23-025
296-13-130	NEW	84-18-009	296-17-345	NEW-P	84-15-055	296-30-060	NEW-P	84-23-025
296-13-140	NEW-P	84-13-003	296-17-345	NEW	84-19-024	296-30-080	NEW-P	84-23-025
296-13-140	NEW	84-18-009	296-17-350	AMD-P	84-08-077	296-30-130	NEW-P	84-23-025
296-13-150	NEW-P	84-13-003	296-17-350	AMD	84-11-034	296-30-170	NEW-P	84-23-025
296-13-150	NEW	84-18-009	296-17-350	AMD-P	84-20-104	296-30-900	NEW-P	84-23-025
296-13-160	NEW-P	84-13-003	296-17-350	AMD	84-24-016	296-46-110	AMD-P	84-07-010
296-13-160	NEW	84-18-009	296-17-35101	NEW-P	84-02-059	296-46-110	AMD-E	84-08-006
296-13-170	NEW-P	84-13-003	296-17-35101	NEW	84-06-018	296-46-110	AMD-E	84-13-004
296-13-170	NEW	84-18-009	296-17-765	AMD-P	84-09-035	296-46-110	AMD	84-15-051
296-13-180	NEW-P	84-13-003	296-17-765	AMD-E	84-09-036	296-46-120	REP-P	84-07-010
296-13-180	NEW	84-18-009	296-17-765	AMD	84-12-048	296-46-120	REP	84-15-051
296-13-190	NEW-P	84-13-003	296-17-779	NEW-P	84-08-077	296-46-130	AMD-P	84-07-010
296-13-190	NEW	84-18-009	296-17-779	NEW	84-11-034	296-46-130	AMD	84-15-051
296-13-200	NEW-P	84-13-003	296-17-855	AMD-P	84-20-104	296-46-140	AMD-P	84-07-010
296-13-200	NEW	84-18-009	296-17-855	AMD	84-24-016	296-46-140	AMD	84-15-051
296-13-210	NEW-P	84-13-003	296-17-875	AMD-P	84-20-104	296-46-150	AMD-P	84-07-010
296-13-210	NEW	84-18-009	296-17-875	AMD	84-24-016	296-46-150	AMD	84-15-051
296-13-220	NEW-P	84-13-003	296-17-880	AMD-P	84-20-104	296-46-160	AMD-P	84-07-010
296-13-220	NEW	84-18-009	296-17-880	AMD	84-24-016	296-46-160	AMD	84-15-051
296-13-230	NEW-P	84-13-003	296-17-885	AMD-P	84-20-104	296-46-170	REP-P	84-07-010
296-13-230	NEW	84-18-009	296-17-885	AMD	84-24-016	296-46-170	REP	84-15-051
296-13-240	NEW-P	84-13-003	296-17-890	AMD-P	84-20-104	296-46-180	AMD-P	84-07-010
296-13-240	NEW	84-18-009	296-17-890	AMD	84-24-016	296-46-180	AMD	84-15-051
296-13-250	NEW-P	84-13-003	296-17-895	AMD-P	84-09-035	296-46-190	REP-P	84-07-010
296-13-250	NEW	84-18-009	296-17-895	AMD-E	84-09-036	296-46-190	REP	84-15-051
296-13-260	NEW-P	84-13-003	296-17-895	AMD	84-12-048	296-46-200	AMD-P	84-07-010
296-13-260	NEW	84-18-009	296-17-895	AMD-P	84-20-104	296-46-200	AMD	84-15-051
296-13-270	NEW-P	84-13-003	296-17-895	AMD	84-24-016	296-46-210	REP-P	84-07-010
296-13-270	NEW	84-18-009	296-17-905	AMD-P	84-02-060	296-46-210	REP	84-15-051
296-13-280	NEW-P	84-13-003	296-17-905	AMD	84-06-024	296-46-220	AMD-P	84-07-010
296-13-280	NEW	84-18-009	296-17-910	AMD-P	84-02-060	296-46-220	AMD	84-15-051
296-13-290	NEW-P	84-13-003	296-17-910	AMD	84-06-024	296-46-230	REP-P	84-07-010
296-13-290	NEW	84-18-009	296-17-911	AMD-P	84-02-060	296-46-230	REP	84-15-051
296-13-300	NEW-P	84-13-003	296-17-911	AMD	84-06-024	296-46-240	AMD-P	84-07-010
296-13-300	NEW	84-18-009	296-17-913	AMD-P	84-02-060	296-46-240	AMD	84-15-051
296-13-310	NEW-P	84-13-003	296-17-913	AMD	84-06-024	296-46-242	REP-P	84-07-010
296-13-310	NEW	84-18-009	296-17-914	AMD-P	84-02-060	296-46-242	REP	84-15-051
296-13-320	NEW-P	84-13-003	296-17-914	AMD	84-06-024	296-46-244	REP-P	84-07-010
296-13-320	NEW	84-18-009	296-17-916	AMD-P	84-02-060	296-46-244	REP	84-15-051
296-13-330	NEW-P	84-13-003	296-17-916	AMD	84-06-024	296-46-270	REP-P	84-07-010
296-13-330	NEW	84-18-009	296-17-917	AMD-P	84-02-060	296-46-270	REP	84-15-051
296-13-340	NEW-P	84-13-003	296-17-917	AMD	84-06-024	296-46-280	REP-P	84-07-010
296-13-340	NEW	84-18-009	296-17-918	NEW-P	84-02-060	296-46-280	REP	84-15-051
296-13-350	NEW-P	84-13-003	296-17-918	NEW	84-06-024	296-46-290	REP-P	84-07-010
296-13-350	NEW	84-18-009	296-17-919	AMD-P	84-02-060	296-46-290	REP	84-15-051
296-13-360	NEW-P	84-13-003	296-17-919	AMD	84-06-024	296-46-300	REP-P	84-07-010
296-13-360	NEW	84-18-009	296-17-91901	AMD-P	84-02-060	296-46-300	REP	84-15-051
296-13-370	NEW-P	84-13-003	296-17-91901	AMD	84-06-024	296-46-335	REP-P	84-07-010
296-13-370	NEW	84-18-009	296-17-91902	AMD-P	84-02-060	296-46-335	REP	84-15-051
296-13-380	NEW-P	84-13-003	296-17-91902	AMD	84-06-024	296-46-336	NEW-P	84-07-010
296-13-380	NEW	84-18-009	296-19-010	REP-P	84-02-059	296-46-350	AMD-P	84-07-010
296-13-390	NEW-P	84-13-003	296-19-010	REP	84-06-018	296-46-350	AMD	84-15-051
296-13-390	NEW	84-18-009	296-20-12503	NEW-E	84-15-031	296-46-355	REP-P	84-07-010
296-13-400	NEW-P	84-13-003	296-24-073	AMD-E	84-10-016	296-46-355	REP	84-15-051
296-13-400	NEW	84-18-009	296-24-073	AMD-E	84-17-098	296-46-360	AMD-P	84-07-010
296-13-410	NEW-P	84-13-003	296-24-073	AMD-P	84-20-107	296-46-360	AMD	84-15-051
296-13-410	NEW	84-18-009	296-24-073	AMD	85-01-022	296-46-370	AMD-P	84-07-010
296-13-420	NEW-P	84-13-003	296-24-217	AMD-P	84-15-043	296-46-370	AMD	84-15-051
296-13-420	NEW	84-18-009	296-24-217	AMD	84-17-099	296-46-380	REP-P	84-07-010
296-13-430	NEW-P	84-13-003	296-24-21701	AMD-P	84-15-043	296-46-380	REP	84-15-051
296-13-430	NEW	84-18-009	296-24-21701	AMD	84-17-099	296-46-390	REP-P	84-07-010

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WAC #	WSR #	WAC #	WSR #	WAC #	WSR #			
296-56-60207	NEW-P	84-20-060	296-62-05417	AMD	84-22-012	296-80-290	REP-P	84-18-029
296-56-60207	NEW	85-01-022	296-62-05419	NEW-P	84-09-029	296-80-290	REP	84-23-001
296-56-60209	NEW-P	84-20-060	296-62-05419	NEW	84-13-001	296-81-007	AMD-C	84-03-008
296-56-60209	NEW	85-01-022	296-62-05421	NEW-P	84-09-029	296-81-007	AMD	84-05-005
296-56-60211	NEW-P	84-20-060	296-62-05421	NEW	84-13-001	296-81-007	AMD-P	84-18-029
296-56-60211	NEW	85-01-022	296-62-05421	AMD-P	84-19-057	296-81-007	AMD	84-23-001
296-56-60213	NEW-P	84-20-060	296-62-05421	AMD	84-22-012	296-81-340	AMD-C	84-03-008
296-56-60213	NEW	85-01-022	296-62-05423	NEW-P	84-09-029	296-81-340	AMD	84-05-005
296-56-60215	NEW-P	84-20-060	296-62-05423	NEW	84-13-001	296-81-360	AMD-C	84-03-008
296-56-60215	NEW	85-01-022	296-62-05425	NEW-P	84-09-029	296-81-360	AMD	84-05-005
296-56-60217	NEW-P	84-20-060	296-62-05425	NEW	84-13-001	296-81-991	NEW-C	84-03-008
296-56-60217	NEW	85-01-022	296-62-07353	NEW-P	84-20-060	296-81-991	NEW	84-05-005
296-56-60219	NEW-P	84-20-060	296-62-07353	NEW	85-01-022	296-81-991	AMD-P	84-18-029
296-56-60219	NEW	85-01-022	296-62-07515	AMD-P	84-20-060	296-81-991	AMD	84-23-001
296-56-60221	NEW-P	84-20-060	296-62-07515	AMD	85-01-022	296-93-010	NEW-P	84-05-032
296-56-60221	NEW	85-01-022	296-62-09001	AMD-P	84-20-060	296-93-010	NEW	84-10-025
296-56-60223	NEW-P	84-20-060	296-62-09001	AMD	85-01-022	296-93-020	NEW-P	84-05-032
296-56-60223	NEW	85-01-022	296-62-09004	AMD-P	84-20-060	296-93-020	NEW	84-10-025
296-56-60225	NEW-P	84-20-060	296-62-09004	AMD	85-01-022	296-93-030	NEW-P	84-05-032
296-56-60225	NEW	85-01-022	296-62-09005	AMD-P	84-20-060	296-93-030	NEW	84-10-025
296-56-60227	NEW-P	84-20-060	296-62-09005	AMD	85-01-022	296-93-040	NEW-P	84-05-032
296-56-60227	NEW	85-01-022	296-80-010	REP-P	84-18-029	296-93-040	NEW	84-10-025
296-56-60229	NEW-P	84-20-060	296-80-010	REP	84-23-001	296-93-050	NEW-P	84-05-032
296-56-60229	NEW	85-01-022	296-80-020	REP-P	84-18-029	296-93-050	NEW	84-10-025
296-56-60231	NEW-P	84-20-060	296-80-020	REP	84-23-001	296-93-060	NEW-P	84-05-032
296-56-60231	NEW	85-01-022	296-80-030	REP-P	84-18-029	296-93-060	NEW	84-10-025
296-56-60233	NEW-P	84-20-060	296-80-030	REP	84-23-001	296-93-070	NEW-P	84-05-032
296-56-60233	NEW	85-01-022	296-80-040	REP-P	84-18-029	296-93-070	NEW	84-10-025
296-56-60235	NEW-P	84-20-060	296-80-040	REP	84-23-001	296-93-080	NEW-P	84-05-032
296-56-60235	NEW	85-01-022	296-80-050	REP-P	84-18-029	296-93-080	NEW	84-10-025
296-56-60237	NEW-P	84-20-060	296-80-050	REP	84-23-001	296-93-090	NEW-P	84-05-032
296-56-60237	NEW	85-01-022	296-80-060	REP-P	84-18-029	296-93-090	NEW	84-10-025
296-56-60239	NEW-P	84-20-060	296-80-060	REP	84-23-001	296-93-100	NEW-P	84-05-032
296-56-60239	NEW	85-01-022	296-80-070	REP-P	84-18-029	296-93-100	NEW	84-10-025
296-56-60241	NEW-P	84-20-060	296-80-070	REP	84-23-001	296-93-110	NEW-P	84-05-032
296-56-60241	NEW	85-01-022	296-80-080	REP-P	84-18-029	296-93-110	NEW	84-10-025
296-56-60243	NEW-P	84-20-060	296-80-080	REP	84-23-001	296-93-120	NEW-P	84-05-032
296-56-60243	NEW	85-01-022	296-80-090	REP-P	84-18-029	296-93-120	NEW	84-10-025
296-56-60245	NEW-P	84-20-060	296-80-090	REP	84-23-001	296-93-130	NEW-P	84-05-032
296-56-60245	NEW	85-01-022	296-80-100	REP-P	84-18-029	296-93-130	NEW	84-10-025
296-56-60247	NEW-P	84-20-060	296-80-100	REP	84-23-001	296-93-140	NEW-P	84-05-032
296-56-60247	NEW	85-01-022	296-80-110	REP-P	84-18-029	296-93-140	NEW	84-10-025
296-56-60249	NEW-P	84-20-060	296-80-110	REP	84-23-001	296-93-150	NEW-P	84-05-032
296-56-60249	NEW	85-01-022	296-80-120	REP-P	84-18-029	296-93-150	NEW	84-10-025
296-56-60251	NEW-P	84-20-060	296-80-120	REP	84-23-001	296-93-160	NEW-P	84-05-032
296-56-60251	NEW	85-01-022	296-80-130	REP-P	84-18-029	296-93-160	NEW	84-10-025
296-56-60253	NEW-P	84-20-060	296-80-130	REP	84-23-001	296-93-170	NEW-P	84-05-032
296-56-60253	NEW	85-01-022	296-80-140	REP-P	84-18-029	296-93-170	NEW	84-10-025
296-56-60255	NEW-P	84-20-060	296-80-140	REP	84-23-001	296-93-180	NEW-P	84-05-032
296-56-60255	NEW	85-01-022	296-80-150	REP-P	84-18-029	296-93-180	NEW	84-10-025
296-62-054	NEW-P	84-09-029	296-80-150	REP	84-23-001	296-93-190	NEW-P	84-05-032
296-62-054	NEW	84-13-001	296-80-160	REP-P	84-18-029	296-93-190	NEW	84-10-025
296-62-054	AMD-P	84-19-057	296-80-160	REP	84-23-001	296-93-200	NEW-P	84-05-032
296-62-05403	AMD	84-22-012	296-80-170	REP-P	84-18-029	296-93-200	NEW	84-10-025
296-62-05403	NEW-P	84-09-029	296-80-170	REP	84-23-001	296-93-210	NEW-P	84-05-032
296-62-05403	NEW	84-13-001	296-80-180	REP-P	84-18-029	296-93-210	NEW	84-10-025
296-62-05403	AMD-P	84-19-057	296-80-180	REP	84-23-001	296-93-220	NEW-P	84-05-032
296-62-05403	AMD	84-22-012	296-80-190	REP-P	84-18-029	296-93-220	NEW	84-10-025
296-62-05405	NEW-P	84-09-029	296-80-190	REP	84-23-001	296-93-230	NEW-P	84-05-032
296-62-05405	NEW	84-13-001	296-80-200	REP-P	84-18-029	296-93-230	NEW	84-10-025
296-62-05405	AMD-P	84-19-057	296-80-200	REP	84-23-001	296-93-240	NEW-P	84-05-032
296-62-05405	AMD	84-22-012	296-80-210	REP-P	84-18-029	296-93-240	NEW	84-10-025
296-62-05407	NEW-P	84-09-029	296-80-210	REP	84-23-001	296-93-250	NEW-P	84-05-032
296-62-05407	NEW	84-13-001	296-80-220	REP-P	84-18-029	296-93-250	NEW	84-10-025
296-62-05409	NEW-P	84-09-029	296-80-220	REP	84-23-001	296-93-260	NEW-P	84-05-032
296-62-05409	NEW	84-13-001	296-80-230	REP-P	84-18-029	296-93-260	NEW	84-10-025
296-62-05411	NEW-P	84-09-029	296-80-230	REP	84-23-001	296-93-270	NEW-P	84-05-032
296-62-05411	NEW	84-13-001	296-80-240	REP-P	84-18-029	296-93-270	NEW	84-10-025
296-62-05413	NEW-P	84-09-029	296-80-240	REP	84-23-001	296-93-280	NEW-P	84-05-032
296-62-05413	NEW	84-13-001	296-80-250	REP-P	84-18-029	296-93-280	NEW	84-10-025
296-62-05413	AMD-P	84-19-057	296-80-250	REP	84-23-001	296-93-290	NEW-P	84-05-032
296-62-05413	AMD	84-22-012	296-80-260	REP-P	84-18-029	296-93-290	NEW	84-10-025
296-62-05415	NEW-P	84-09-029	296-80-260	REP	84-23-001	296-93-300	NEW-P	84-05-032
296-62-05415	NEW	84-13-001	296-80-270	REP-P	84-18-029	296-93-300	NEW	84-10-025
296-62-05417	NEW-P	84-09-029	296-80-270	REP	84-23-001	296-93-320	NEW-P	84-05-032
296-62-05417	NEW	84-13-001	296-80-280	REP-P	84-18-029	296-93-320	NEW	84-10-025
296-62-05417	AMD-P	84-19-057	296-80-280	REP	84-23-001	296-93-330	NEW-P	84-05-032

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WAC #	WSR #	WAC #	WSR #	WAC #	WSR #
308-20-130	NEW-E 84-14-063	308-24-470	REP-P 84-15-066	308-42-125	NEW-P 84-10-060
308-20-130	NEW-P 84-15-066	308-24-470	REP 84-19-020	308-42-125	NEW 84-13-057
308-20-130	NEW 84-19-020	308-24-485	REP-P 84-15-066	308-42-130	NEW-P 84-10-060
308-20-140	NEW-E 84-14-063	308-24-485	REP 84-19-020	308-42-130	NEW 84-13-057
308-20-140	NEW-P 84-15-066	308-24-500	REP-P 84-15-066	308-42-135	NEW-P 84-10-060
308-20-140	NEW 84-19-020	308-24-500	REP 84-19-020	308-42-135	NEW-P 84-13-058
308-20-150	NEW-E 84-14-063	308-24-510	REP-P 84-15-066	308-42-135	NEW 84-17-032
308-20-150	NEW-P 84-15-066	308-24-510	REP 84-19-020	308-42-140	NEW-P 84-10-060
308-20-150	NEW 84-19-020	308-24-520	REP-P 84-15-066	308-42-140	NEW 84-13-057
308-20-160	NEW-E 84-14-063	308-24-520	REP 84-19-020	308-42-145	NEW-P 84-10-060
308-20-160	NEW-P 84-15-066	308-24-530	REP-P 84-15-066	308-42-145	NEW-P 84-13-058
308-20-160	NEW 84-19-020	308-24-530	REP 84-19-020	308-42-145	NEW 84-17-032
308-20-170	NEW-E 84-16-010	308-24-540	REP-P 84-15-066	308-42-150	NEW-P 84-10-060
308-20-170	NEW-P 84-17-141	308-24-540	REP 84-19-020	308-42-150	NEW 84-13-057
308-20-170	REP-E 84-20-019	308-25-020	REP 84-04-088	308-42-155	NEW-P 84-10-060
308-20-171	NEW-E 84-20-019	308-25-025	NEW 84-04-088	308-42-155	NEW 84-13-057
308-20-171	NEW-P 84-21-129	308-25-025	AMD-P 84-07-049	308-42-160	NEW-P 84-10-060
308-20-171	NEW 85-01-044	308-25-025	AMD 84-10-063	308-42-160	NEW-P 84-13-058
308-20-180	NEW-E 84-14-063	308-25-030	AMD 84-04-088	308-42-160	NEW 84-17-032
308-20-180	NEW-P 84-15-066	308-25-040	REP 84-04-088	308-42-200	NEW-P 84-13-083
308-20-180	NEW 84-19-020	308-25-070	AMD 84-04-088	308-42-200	NEW 84-17-031
308-20-190	NEW-E 84-14-063	308-25-200	NEW-P 84-17-112	308-48-145	NEW-P 84-08-061
308-20-190	NEW-P 84-15-066	308-25-200	NEW 84-21-090	308-48-145	NEW 84-11-059
308-20-190	NEW 84-19-020	308-26-015	AMD-P 84-04-085	308-48-320	NEW-P 84-18-067
308-20-200	NEW-E 84-14-063	308-26-015	AMD 84-08-019	308-48-320	NEW 84-21-132
308-20-200	NEW-P 84-15-066	308-26-017	AMD-P 84-04-085	308-48-510	NEW-P 84-22-065
308-20-200	NEW 84-19-020	308-26-017	AMD 84-08-019	308-48-510	NEW 85-01-077
308-20-205	NEW-P 84-15-066	308-26-030	NEW-P 84-17-116	308-48-520	NEW-P 84-22-065
308-20-205	NEW 84-19-020	308-26-030	NEW 84-21-093	308-48-520	NEW 85-01-077
308-24-300	REP-P 84-15-066	308-31-015	NEW 84-02-077	308-48-530	NEW-P 84-22-065
308-24-300	REP 84-19-020	308-31-020	AMD 84-02-077	308-48-530	NEW 85-01-077
308-24-305	REP-P 84-15-066	308-31-100	NEW 84-02-077	308-48-540	NEW-P 84-22-065
308-24-305	REP 84-19-020	308-31-110	NEW 84-02-077	308-48-540	NEW 85-01-077
308-24-315	REP-P 84-15-066	308-31-120	NEW 84-02-077	308-48-550	NEW-P 84-22-065
308-24-315	REP 84-19-020	308-31-200	NEW-P 84-21-116	308-48-550	NEW 85-01-077
308-24-320	REP-P 84-15-066	308-31-500	NEW 84-02-077	308-48-560	NEW-P 84-22-065
308-24-320	REP 84-19-020	308-31-510	NEW 84-02-077	308-48-560	NEW 85-01-077
308-24-330	REP-P 84-15-066	308-31-520	NEW 84-02-077	308-48-570	NEW-P 84-22-065
308-24-330	REP 84-19-020	308-31-530	NEW 84-02-077	308-48-570	NEW 85-01-077
308-24-335	REP-P 84-15-066	308-31-540	NEW 84-02-077	308-48-580	NEW-P 84-22-065
308-24-335	REP 84-19-020	308-31-550	NEW 84-02-077	308-48-580	NEW 85-01-077
308-24-340	REP-P 84-15-066	308-31-560	NEW 84-02-077	308-48-590	NEW-P 84-22-065
308-24-340	REP 84-19-020	308-31-570	NEW 84-02-077	308-48-590	NEW 85-01-077
308-24-345	REP-P 84-15-066	308-34-080	AMD-P 84-20-076	308-48-600	NEW-P 84-22-065
308-24-345	REP 84-19-020	308-34-080	AMD 85-01-018	308-48-600	NEW 85-01-077
308-24-350	REP-P 84-15-066	308-34-100	NEW-P 84-17-113	308-50-010	AMD-E 84-03-018
308-24-350	REP 84-19-020	308-34-100	NEW 84-21-091	308-50-010	AMD-P 84-04-048
308-24-355	REP-P 84-15-066	308-37-150	NEW-P 84-02-076	308-50-010	AMD 84-08-062
308-24-355	REP 84-19-020	308-37-150	NEW 84-05-070	308-50-020	AMD-E 84-03-018
308-24-360	REP-P 84-15-066	308-37-150	AMD-P 84-18-070	308-50-020	AMD-P 84-04-048
308-24-360	REP 84-19-020	308-37-150	AMD 84-21-072	308-50-020	AMD-P 84-10-059
308-24-370	REP-P 84-15-066	308-37-160	NEW-P 84-18-071	308-50-020	AMD-P 84-14-097
308-24-370	REP 84-19-020	308-37-160	NEW-C 84-21-075	308-50-020	AMD 84-19-019
308-24-382	REP-P 84-15-066	308-40-102	AMD-P 84-04-087	308-50-050	REP-P 84-04-048
308-24-382	REP 84-19-020	308-40-102	AMD 84-07-050	308-50-050	REP 84-08-062
308-24-384	REP-P 84-15-066	308-40-104	AMD-P 84-07-048	308-50-060	REP-P 84-24-070
308-24-384	REP 84-19-020	308-40-104	AMD 84-11-025	308-50-070	REP-P 84-24-070
308-24-390	REP-P 84-15-066	308-40-110	AMD-P 84-20-116	308-50-080	REP-P 84-24-070
308-24-390	REP 84-19-020	308-40-110	AMD 84-23-062	308-50-090	AMD-E 84-03-018
308-24-395	REP-P 84-15-066	308-40-111	REP-P 85-01-074	308-50-090	AMD-P 84-04-048
308-24-395	REP 84-19-020	308-40-140	NEW-P 84-20-116	308-50-090	AMD-P 84-14-096
308-24-400	REP-P 84-15-066	308-42-010	AMD-P 84-10-060	308-50-090	AMD 84-19-018
308-24-400	REP 84-19-020	308-42-010	AMD 84-13-057	308-50-100	AMD-P 84-04-048
308-24-403	REP-P 84-15-066	308-42-020	REP 84-03-055	308-50-100	AMD 84-08-062
308-24-403	REP 84-19-020	308-42-030	REP 84-03-055	308-50-110	AMD-P 84-04-048
308-24-404	REP-P 84-15-066	308-42-035	REP 84-03-055	308-50-110	AMD-P 84-10-059
308-24-404	REP 84-19-020	308-42-040	AMD 84-03-055	308-50-110	AMD-P 84-14-097
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308-24-420	REP 84-19-020	308-42-045	AMD-P 84-13-058	308-50-120	AMD-P 84-04-048
308-24-430	REP-P 84-15-066	308-42-045	AMD 84-17-032	308-50-120	AMD 84-08-062
308-24-430	REP 84-19-020	308-42-050	REP 84-03-055	308-50-130	AMD-P 84-14-096
308-24-440	REP-P 84-15-066	308-42-055	REP 84-03-055	308-50-130	AMD 84-19-018
308-24-440	REP 84-19-020	308-42-060	AMD-P 84-10-060	308-50-140	AMD 84-10-062
308-24-450	REP-P 84-15-066	308-42-060	AMD-P 84-13-058	308-50-140	READOPT 84-14-100
308-24-450	REP 84-19-020	308-42-060	AMD 84-17-032	308-50-150	AMD 84-14-096
308-24-460	REP-P 84-15-066	308-42-070	AMD 84-03-055	308-50-150	AMD 84-19-018
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308-50-170	READOPT	84-14-100	308-78-040	AMD-P	84-06-066	308-93-215	NEW	84-13-086
308-50-180		84-10-062	308-78-040	AMD-P	84-20-018	308-93-215	NEW-E	84-13-087
308-50-180	READOPT	84-14-100	308-78-045	AMD-P	84-06-066	308-93-225	NEW-P	84-10-081
308-50-190		84-10-062	308-78-045	AMD-P	84-20-018	308-93-225	NEW	84-13-086
308-50-190	READOPT	84-14-100	308-78-050	AMD-P	84-06-066	308-93-225	NEW-E	84-13-087
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308-50-200	READOPT	84-14-100	308-78-070	AMD-P	84-06-066	308-93-260	AMD	84-13-086
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308-50-210	READOPT	84-14-100	308-78-080	AMD-P	84-20-018	308-93-270	AMD-P	84-10-081
308-50-220	AMD-P	84-10-062	308-93-010	AMD-P	84-10-081	308-93-270	AMD	84-13-086
308-50-220	AMD	84-14-100	308-93-010	AMD-P	84-13-082	308-93-270	AMD-E	84-13-087
308-50-230		84-10-062	308-93-010	AMD-E	84-13-087	308-93-290	AMD-P	84-10-081
308-50-230	READOPT	84-14-100	308-93-010	AMD	84-19-026	308-93-290	AMD	84-13-086
308-50-240		84-10-062	308-93-020	AMD-P	84-10-081	308-93-290	AMD-E	84-13-087
308-50-240	READOPT	84-14-100	308-93-020	AMD	84-13-086	308-93-310	AMD-P	84-10-081
308-50-250		84-10-062	308-93-020	AMD-E	84-13-087	308-93-310	AMD	84-13-086
308-50-250	READOPT	84-14-100	308-93-030	AMD-P	84-10-081	308-93-310	AMD-E	84-13-087
308-50-260		84-10-062	308-93-030	AMD-P	84-13-082	308-93-350	AMD-P	84-10-081
308-50-260	READOPT	84-14-100	308-93-030	AMD-E	84-13-087	308-93-350	AMD	84-13-086
308-50-270		84-10-062	308-93-030	AMD	84-19-026	308-93-350	AMD-E	84-13-087
308-50-270	READOPT	84-14-100	308-93-040	AMD-P	84-10-081	308-93-360	AMD-P	84-10-081
308-50-270	AMD-P	84-24-070	308-93-040	AMD-P	84-13-082	308-93-360	AMD	84-13-086
308-50-280		84-10-062	308-93-040	AMD-E	84-13-087	308-93-360	AMD-E	84-13-087
308-50-280	READOPT	84-14-100	308-93-040	AMD	84-19-026	308-93-500	AMD-P	84-10-081
308-50-290		84-10-062	308-93-050	AMD-P	84-10-081	308-93-500	AMD	84-13-086
308-50-290	READOPT	84-14-100	308-93-050	AMD-P	84-13-082	308-93-500	AMD-E	84-13-087
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308-50-295	READOPT	84-14-100	308-93-050	AMD	84-19-026	308-93-560	AMD	84-13-086
308-50-300	AMD-P	84-24-070	308-93-060	AMD-P	84-10-081	308-93-560	AMD-E	84-13-087
308-50-320	AMD-P	84-24-070	308-93-060	AMD-P	84-13-082	308-93-610	REP-P	84-10-081
308-50-375	AMD-P	84-18-068	308-93-060	AMD-E	84-13-087	308-93-610	REP	84-13-086
308-50-375	AMD	84-22-061	308-93-060	AMD	84-19-026	308-93-640	AMD-P	84-10-081
308-50-380	NEW-P	84-24-070	308-93-070	AMD-P	84-10-081	308-93-640	AMD-P	84-13-082
308-50-390	NEW-P	84-24-070	308-93-070	AMD	84-13-086	308-93-640	AMD-E	84-13-087
308-50-400	NEW-P	84-24-070	308-93-070	AMD-E	84-13-087	308-93-640	AMD	84-19-026
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308-51-010	AMD	85-01-043	308-93-075	NEW	84-13-086	308-93-650	NEW	84-11-060
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308-51-020	AMD	85-01-043	308-93-080	AMD-P	84-10-081	308-96A-045	REP	84-21-130
308-51-100	AMD-P	84-21-073	308-93-080	AMD	84-13-086	308-96A-046	NEW-P	84-18-069
308-51-100	AMD	85-01-043	308-93-080	AMD-E	84-13-087	308-96A-046	NEW	84-21-130
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308-51-190	NEW-P	84-17-111	308-93-085	NEW-E	84-13-087	308-96A-310	NEW-E	84-13-063
308-51-190	NEW	84-21-092	308-93-090	AMD-P	84-10-081	308-96A-310	NEW-P	84-13-065
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308-52-254	NEW-P	84-15-067	308-93-110	AMD-P	84-10-081	308-96A-315	NEW	84-17-073
308-52-255	AMD-P	84-12-090	308-93-110	AMD	84-13-086	308-96A-320	NEW-E	84-13-063
308-52-255	AMD-P	84-15-067	308-93-110	AMD-E	84-13-087	308-96A-320	NEW-P	84-13-065
308-52-255	AMD	84-15-068	308-93-135	NEW-P	84-10-081	308-96A-320	NEW	84-17-073
308-52-255	AMD	84-19-021	308-93-135	NEW	84-13-086	308-96A-325	NEW-E	84-13-063
308-52-260	AMD-P	84-23-063	308-93-135	NEW-E	84-13-087	308-96A-325	NEW-P	84-13-065
308-52-270	AMD-P	84-23-063	308-93-140	AMD-P	84-10-081	308-96A-325	NEW	84-17-073
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308-53-211	REP-P	85-01-085	308-93-150	AMD-E	84-13-087	308-96A-350	NEW	84-17-074
308-53-290	NEW-P	84-21-117	308-93-155	NEW-P	84-10-081	308-96A-355	NEW-E	84-13-062
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308-54-140	AMD	84-07-051	308-93-155	NEW-E	84-13-087	308-96A-355	NEW	84-17-074
308-54-150	AMD-P	84-04-086	308-93-160	AMD-P	84-10-081	308-96A-360	NEW-E	84-13-062
308-54-150	AMD	84-07-051	308-93-160	AMD	84-13-086	308-96A-360	NEW-P	84-13-064
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308-96A-375	NEW-P	84-13-064	314-16-040	AMD	84-11-092	315-11-110	NEW-E	84-05-053
308-96A-375	NEW	84-17-074	314-16-110	AMD	84-02-066	315-11-110	NEW	84-09-008
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308-122-630	NEW-P	84-24-072	314-18-040	AMD-P	84-06-064	315-11-121	NEW-P	84-07-053
308-122-640	NEW-P	84-24-072	314-18-040	AMD	84-09-025	315-11-121	NEW-E	84-09-009
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308-151-100	AMD-P	84-24-073	315-04-070	AMD-P	84-09-085	315-11-132	NEW	84-17-017
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316-25-610	NEW-P	84-04-081	316-45-390	NEW	84-07-037	316-65-550	NEW-P	84-04-081
316-25-610	NEW	84-07-037	316-45-410	NEW-P	84-04-081	316-65-550	NEW	84-07-037
316-25-630	NEW-P	84-04-081	316-45-410	NEW	84-07-037	316-65-555	NEW-P	84-04-081
316-25-630	NEW	84-07-037	316-45-430	NEW-P	84-04-081	316-65-555	NEW	84-07-037
316-25-650	NEW-P	84-04-081	316-45-430	NEW	84-07-037	316-65-560	NEW-P	84-04-081
316-25-650	NEW	84-07-037	316-45-550	NEW-P	84-04-081	316-65-560	NEW	84-07-037
316-25-670	NEW-P	84-04-081	316-45-550	NEW	84-07-037	316-75-001	NEW-P	84-04-081
316-25-670	NEW	84-07-037	316-55-001	NEW-P	84-04-081	316-75-001	NEW	84-07-037
316-35-001	NEW-P	84-04-081	316-55-001	NEW	84-07-037	316-75-010	NEW-P	84-04-081
316-35-001	NEW	84-07-037	316-55-010	NEW-P	84-04-081	316-75-010	NEW	84-07-037
316-35-010	NEW-P	84-04-081	316-55-010	NEW	84-07-037	316-75-030	NEW-P	84-04-081
316-35-010	NEW	84-07-037	316-55-020	NEW-P	84-04-081	316-75-030	NEW	84-07-037
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316-35-030	NEW	84-07-037	316-55-030	NEW-P	84-04-081	316-75-050	NEW	84-07-037
316-35-050	NEW-P	84-04-081	316-55-030	NEW	84-07-037	316-75-070	NEW-P	84-04-081
316-35-050	NEW	84-07-037	316-55-050	NEW-P	84-04-081	316-75-070	NEW	84-07-037
316-35-070	NEW-P	84-04-081	316-55-050	NEW	84-07-037	316-75-090	NEW-P	84-04-081
316-35-070	NEW	84-07-037	316-55-070	NEW-P	84-04-081	316-75-090	NEW	84-07-037
316-35-090	NEW-P	84-04-081	316-55-070	NEW	84-07-037	316-75-110	NEW-P	84-04-081
316-35-090	NEW	84-07-037	316-55-090	NEW-P	84-04-081	316-75-110	NEW	84-07-037
316-35-110	NEW-P	84-04-081	316-55-090	NEW	84-07-037	316-75-130	NEW-P	84-04-081
316-35-110	NEW	84-07-037	316-55-110	NEW-P	84-04-081	316-75-130	NEW	84-07-037
316-35-130	NEW-P	84-04-081	316-55-110	NEW	84-07-037	316-75-150	NEW-P	84-04-081
316-35-130	NEW	84-07-037	316-55-130	NEW-P	84-04-081	316-75-150	NEW	84-07-037
316-35-150	NEW-P	84-04-081	316-55-130	NEW	84-07-037	316-75-170	NEW-P	84-04-081
316-35-150	NEW	84-07-037	316-55-150	NEW-P	84-04-081	316-75-170	NEW	84-07-037
316-35-170	NEW-P	84-04-081	316-55-150	NEW	84-07-037	316-75-190	NEW-P	84-04-081
316-35-170	NEW	84-07-037	316-55-160	NEW-P	84-04-081	316-75-190	NEW	84-07-037
316-35-190	NEW-P	84-04-081	316-55-160	NEW	84-07-037	316-75-210	NEW-P	84-04-081
316-35-190	NEW	84-07-037	316-55-170	NEW-P	84-04-081	316-75-210	NEW	84-07-037
316-35-210	NEW-P	84-04-081	316-55-170	NEW	84-07-037	316-75-230	NEW-P	84-04-081
316-35-210	NEW	84-07-037	316-55-500	NEW-P	84-04-081	316-75-230	NEW	84-07-037
316-35-230	NEW-P	84-04-081	316-55-500	NEW	84-07-037	316-75-250	NEW-P	84-04-081
316-35-230	NEW	84-07-037	316-55-505	NEW-P	84-04-081	316-75-250	NEW	84-07-037
316-35-250	NEW-P	84-04-081	316-55-505	NEW	84-07-037	316-75-270	NEW-P	84-04-081
316-35-250	NEW	84-07-037	316-55-510	NEW-P	84-04-081	316-75-270	NEW	84-07-037
316-45-001	NEW-P	84-04-081	316-55-510	NEW	84-07-037	316-75-290	NEW-P	84-04-081
316-45-001	NEW	84-07-037	316-55-515	NEW-P	84-04-081	316-75-290	NEW	84-07-037
316-45-010	NEW-P	84-04-081	316-55-515	NEW	84-07-037	316-75-310	NEW-P	84-04-081
316-45-010	NEW	84-07-037	316-55-520	NEW-P	84-04-081	316-75-310	NEW	84-07-037
316-45-030	NEW-P	84-04-081	316-55-520	NEW	84-07-037	320-18-010	AMD-P	84-20-075
316-45-030	NEW	84-07-037	316-55-525	NEW-P	84-04-081	320-18-010	AMD-W	84-23-047
316-45-050	NEW-P	84-04-081	316-55-525	NEW	84-07-037	320-20-020	AMD-P	84-20-075
316-45-050	NEW	84-07-037	316-55-600	NEW-P	84-04-081	320-20-020	AMD-W	84-23-047
316-45-070	NEW-P	84-04-081	316-55-600	NEW	84-07-037	320-20-025	NEW-P	84-20-075
316-45-070	NEW	84-07-037	316-65-001	NEW-P	84-04-081	320-20-025	NEW-W	84-23-047
316-45-090	NEW-P	84-04-081	316-65-001	NEW	84-07-037	320-20-030	AMD-P	84-20-075
316-45-090	NEW	84-07-037	316-65-010	NEW-P	84-04-081	320-20-030	AMD-W	84-23-047
316-45-110	NEW-P	84-04-081	316-65-010	NEW	84-07-037	320-20-040	AMD-P	84-20-075
316-45-110	NEW	84-07-037	316-65-030	NEW-P	84-04-081	320-20-040	AMD-W	84-23-047
316-45-130	NEW-P	84-04-081	316-65-030	NEW	84-07-037	320-20-050	AMD-P	84-20-075
316-45-130	NEW	84-07-037	316-65-050	NEW-P	84-04-081	320-20-050	AMD-W	84-23-047
316-45-150	NEW-P	84-04-081	316-65-050	NEW	84-07-037	320-20-080	AMD-P	84-20-075
316-45-150	NEW	84-07-037	316-65-090	NEW-P	84-04-081	320-20-080	AMD-W	84-23-047
316-45-170	NEW-P	84-04-081	316-65-090	NEW	84-07-037	326-02-030	AMD-P	84-05-033
316-45-170	NEW	84-07-037	316-65-110	NEW-P	84-04-081	326-02-030	AMD-E	84-05-034
316-45-190	NEW-P	84-04-081	316-65-110	NEW	84-07-037	326-02-030	AMD	84-09-002
316-45-190	NEW	84-07-037	316-65-130	NEW-P	84-04-081	326-06-010	NEW-P	84-05-033
316-45-210	NEW-P	84-04-081	316-65-130	NEW	84-07-037	326-06-010	NEW-E	84-05-034
316-45-210	NEW	84-07-037	316-65-150	NEW-P	84-04-081	326-06-010	NEW	84-09-002
316-45-230	NEW-P	84-04-081	316-65-150	NEW	84-07-037	326-06-020	NEW-P	84-05-033
316-45-230	NEW	84-07-037	316-65-500	NEW-P	84-04-081	326-06-020	NEW-E	84-05-034
316-45-250	NEW-P	84-04-081	316-65-500	NEW	84-07-037	326-06-020	NEW	84-09-002
316-45-250	NEW	84-07-037	316-65-510	NEW-P	84-04-081	326-06-030	NEW-P	84-05-033
316-45-270	NEW-P	84-04-081	316-65-510	NEW	84-07-037	326-06-030	NEW-E	84-05-034
316-45-270	NEW	84-07-037	316-65-515	NEW-P	84-04-081	326-06-030	NEW	84-09-002
316-45-290	NEW-P	84-04-081	316-65-515	NEW	84-07-037	326-06-040	NEW-P	84-05-033
316-45-290	NEW	84-07-037	316-65-525	NEW-P	84-04-081	326-06-040	NEW-E	84-05-034
316-45-310	NEW-P	84-04-081	316-65-525	NEW	84-07-037	326-06-040	NEW	84-09-002
316-45-310	NEW	84-07-037	316-65-530	NEW-P	84-04-081	326-06-050	NEW-P	84-05-033
316-45-330	NEW-P	84-04-081	316-65-530	NEW	84-07-037	326-06-050	NEW-E	84-05-034
316-45-330	NEW	84-07-037	316-65-535	NEW-P	84-04-081	326-06-050	NEW	84-09-002
316-45-350	NEW-P	84-04-081	316-65-535	NEW	84-07-037	326-06-060	NEW-P	84-05-033
316-45-350	NEW	84-07-037	316-65-540	NEW-P	84-04-081	326-06-060	NEW-E	84-05-034

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WAC #		WSR #	WAC #		WSR #	WAC #		WSR #
326-06-060	NEW	84-09-002	326-20-210	AMD-E	84-05-034	332-22-020	AMD	84-19-007
326-06-070	NEW-P	84-05-033	326-20-210	AMD	84-09-002	332-22-025	NEW	84-19-007
326-06-070	NEW-E	84-05-034	326-30-010	NEW	84-03-005	332-22-030	AMD-P	84-13-040
326-06-070	NEW	84-09-002	326-30-020	NEW	84-03-005	332-22-030	AMD	84-19-007
326-06-080	NEW-P	84-05-033	326-30-030	NEW	84-03-005	332-22-040	AMD-P	84-13-040
326-06-080	NEW-E	84-05-034	326-30-035	NEW	84-03-005	332-22-040	AMD	84-19-007
326-06-080	NEW	84-09-002	326-30-036	NEW-P	84-14-002	332-22-050	AMD-P	84-13-040
326-06-090	NEW-P	84-05-033	326-30-036	NEW-E	84-14-003	332-22-050	AMD	84-19-007
326-06-090	NEW-E	84-05-034	326-30-036	NEW	84-17-049	332-22-060	AMD-P	84-13-040
326-06-090	NEW	84-09-002	326-30-040	NEW	84-03-005	332-22-060	AMD	84-19-007
326-06-100	NEW-P	84-05-033	326-30-050	NEW	84-03-005	332-22-070	AMD-P	84-13-040
326-06-100	NEW-E	84-05-034	326-30-060	NEW	84-03-005	332-22-070	AMD	84-19-007
326-06-100	NEW	84-09-002	326-30-070	NEW	84-03-005	332-22-080	AMD-P	84-13-040
326-06-110	NEW-P	84-05-033	326-30-080	NEW	84-03-005	332-22-090	AMD-P	84-13-040
326-06-110	NEW-E	84-05-034	326-30-090	NEW	84-03-005	332-22-100	AMD-P	84-13-040
326-06-110	NEW	84-09-002	326-30-090	AMD-E	84-18-037	332-22-100	AMD	84-19-007
326-06-120	NEW-P	84-05-033	326-30-090	AMD-E	84-24-027	332-22-103	NEW-P	84-13-040
326-06-120	NEW-E	84-05-034	326-30-100	NEW	84-03-005	332-22-105	NEW-P	84-13-040
326-06-120	NEW	84-09-002	326-30-100	AMD-P	84-03-048	332-22-105	NEW	84-19-007
326-06-130	NEW-P	84-05-033	326-30-100	AMD-E	84-03-049	332-22-110	AMD-P	84-13-040
326-06-130	NEW-E	84-05-034	326-30-100	AMD-P	84-05-033	332-22-110	AMD	84-19-007
326-06-130	NEW	84-09-002	326-30-100	AMD-E	84-05-034	332-22-120	AMD-P	84-13-040
326-06-140	NEW-P	84-05-033	326-30-100	AMD	84-06-017	332-22-120	AMD	84-19-007
326-06-140	NEW-E	84-05-034	326-30-100	AMD	84-09-002	332-22-130	AMD-P	84-13-040
326-06-140	NEW	84-09-002	326-30-100	AMD-P	84-14-002	332-22-130	AMD	84-19-007
326-06-160	NEW-P	84-05-033	326-30-100	AMD-E	84-14-003	332-22-140	AMD-P	84-13-040
326-06-160	NEW-E	84-05-034	326-30-100	AMD	84-17-049	332-22-140	AMD	84-19-007
326-06-160	NEW	84-09-002	326-30-110	NEW	84-03-005	332-22-150	AMD-P	84-13-040
326-08-010	NEW-P	84-05-033	326-40	NEW-C	84-03-002	332-26-010	NEW-E	84-09-014
326-08-010	NEW-E	84-05-034	326-40-010	NEW-E	84-05-034	332-26-015	NEW-E	84-11-053
326-08-010	NEW	84-09-002	326-40-010	NEW	84-05-054	332-26-015	NEW-E	84-18-038
326-08-020	NEW-P	84-05-033	326-40-020	NEW-E	84-05-034	332-26-020	NEW-E	84-15-011
326-08-020	NEW-E	84-05-034	326-40-020	NEW	84-05-054	332-26-021	NEW-E	84-16-025
326-08-020	NEW	84-09-002	326-40-100	NEW-P	84-05-033	332-26-021	AMD-E	84-16-037
326-08-030	NEW-P	84-05-033	326-40-100	NEW-E	84-05-034	332-26-022	NEW-E	84-16-050
326-08-030	NEW-E	84-05-034	326-40-100	NEW	84-09-002	332-26-022	AMD-E	84-16-063
326-08-030	NEW	84-09-002	330-01	NEW-C	84-07-008	332-26-022	AMD-E	84-16-085
326-08-040	NEW-P	84-05-033	330-01-010	NEW-P	84-03-041	332-26-030	NEW-E	84-15-011
326-08-040	NEW-E	84-05-034	330-01-010	NEW-E	84-03-042	332-26-040	NEW-E	84-15-011
326-08-040	NEW	84-09-002	330-01-010	NEW	84-07-034	332-26-050	NEW-E	84-15-011
326-08-050	NEW-P	84-05-033	330-01-020	NEW-P	84-03-041	332-26-051	NEW-E	84-16-021
326-08-050	NEW-E	84-05-034	330-01-020	NEW-E	84-03-042	332-26-052	NEW-E	84-16-037
326-08-050	NEW	84-09-002	330-01-020	NEW	84-07-034	332-26-052	AMD-E	84-16-063
326-08-060	NEW-P	84-05-033	330-01-030	NEW-P	84-03-041	332-26-052	AMD-E	84-16-085
326-08-060	NEW-E	84-05-034	330-01-030	NEW-E	84-03-042	332-26-060	NEW-E	84-15-011
326-08-060	NEW	84-09-002	330-01-030	NEW	84-07-034	332-26-061	NEW-E	84-16-024
326-08-070	NEW-P	84-05-033	330-01-040	NEW-P	84-03-041	332-26-080	NEW-E	84-16-068
326-08-070	NEW-E	84-05-034	330-01-040	NEW-E	84-03-042	332-26-081	NEW-E	84-16-085
326-08-070	NEW	84-09-002	330-01-040	NEW	84-07-034	332-26-082	NEW-E	84-17-001
326-08-080	NEW-P	84-05-033	330-01-050	NEW-P	84-03-041	332-26-083	NEW-E	84-17-007
326-08-080	NEW-E	84-05-034	330-01-050	NEW-E	84-03-042	332-26-083	AMD-E	84-17-023
326-08-080	NEW	84-09-002	330-01-050	NEW	84-07-034	332-26-083	AMD-E	84-17-038
326-08-090	NEW-P	84-05-033	330-01-060	NEW-P	84-03-041	332-26-083	AMD-E	84-17-048
326-08-090	NEW-E	84-05-034	330-01-060	NEW-E	84-03-042	332-26-083	AMD-E	84-17-080
326-08-090	NEW	84-09-002	330-01-060	NEW	84-07-034	332-26-083	AMD-E	84-17-096
326-08-100	NEW-P	84-05-033	330-01-070	NEW-P	84-03-041	332-26-083	AMD-E	84-18-001
326-08-100	NEW-E	84-05-034	330-01-070	NEW-E	84-03-042	332-26-100	NEW-E	84-17-056
326-08-100	NEW	84-09-002	330-01-070	NEW	84-07-034	332-26-100	AMD-E	84-18-039
326-08-110	NEW-P	84-05-033	330-01-080	NEW-P	84-03-041	332-30	AMD-C	84-22-001
326-08-110	NEW-E	84-05-034	330-01-080	NEW-E	84-03-042	332-30-106	AMD-P	84-15-070
326-08-110	NEW	84-09-002	330-01-080	NEW	84-07-034	332-30-106	AMD-E	84-20-051
326-08-120	NEW-P	84-05-033	330-01-090	NEW-P	84-03-041	332-30-106	AMD	84-23-014
326-08-120	NEW-E	84-05-034	330-01-090	NEW-E	84-03-042	332-30-108	NEW-P	84-06-068
326-08-120	NEW	84-09-002	330-01-090	NEW	84-07-034	332-30-108	NEW-C	84-11-027
326-08-130	NEW-P	84-05-033	332-21-010	NEW-P	84-13-039	332-30-108	NEW-C	84-21-101
326-08-130	NEW-E	84-05-034	332-21-010	NEW	84-19-008	332-30-108	NEW	84-23-008
326-08-130	NEW	84-09-002	332-21-020	NEW-P	84-13-039	332-30-114	NEW-P	84-15-070
326-20-050	AMD-P	84-05-033	332-21-020	NEW	84-19-008	332-30-114	NEW-E	84-20-051
326-20-050	AMD-E	84-05-034	332-21-030	NEW-P	84-13-039	332-30-114	NEW	84-23-014
326-20-050	AMD	84-09-002	332-21-030	NEW	84-19-008	332-30-122	NEW-P	84-15-070
326-20-060	AMD-P	84-05-033	332-21-040	NEW-P	84-13-039	332-30-122	NEW-E	84-20-051
326-20-060	AMD-E	84-05-034	332-21-040	NEW	84-19-008	332-30-122	NEW	84-23-014
326-20-060	AMD	84-09-002	332-21-050	NEW-P	84-13-039	332-30-123	NEW-P	84-15-070
326-20-180	AMD-P	84-05-033	332-21-050	NEW	84-19-008	332-30-123	NEW-E	84-20-051
326-20-180	AMD-E	84-05-034	332-22-010	AMD-P	84-13-040	332-30-123	NEW	84-23-014
326-20-180	AMD	84-09-002	332-22-010	AMD	84-19-007	332-30-124	REP-P	84-15-070
326-20-210	AMD-P	84-05-033	332-22-020	AMD-P	84-13-040	332-30-124	REP-E	84-20-051

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332-54-010	NEW-E	84-21-037	344-18-350	NEW-E	84-21-097	352-10-310	REP-P	84-16-089
332-54-020	NEW-E	84-13-034	344-18-350	NEW-P	84-21-107	352-10-310	REP	84-20-112
332-54-020	NEW-E	84-21-037	344-18-420	NEW-E	84-21-097	352-10-320	REP-P	84-16-089
332-54-030	NEW-E	84-13-034	344-18-420	NEW-P	84-21-107	352-10-320	REP	84-20-112
332-54-030	NEW-E	84-21-037	344-18-504	NEW-E	84-21-097	352-10-330	REP-P	84-16-089
332-54-040	NEW-E	84-21-037	344-18-504	NEW-P	84-21-107	352-10-330	REP	84-20-112
332-54-050	NEW-E	84-21-037	344-18-510	NEW-E	84-21-097	352-10-340	REP-P	84-16-089
332-54-060	NEW-E	84-21-037	344-18-510	NEW-P	84-21-107	352-10-340	REP	84-20-112
332-140-300	NEW-E	84-19-060	344-18-665	NEW-E	84-21-097	352-10-345	REP-P	84-16-089
332-140-300	NEW-P	84-21-063	344-18-665	NEW-P	84-21-107	352-10-345	REP	84-20-112
332-140-300	NEW-C	84-24-052	344-18-910	NEW-E	84-21-097	352-10-350	REP-P	84-16-089
332-140-300	NEW	85-01-066	344-18-910	NEW-P	84-21-107	352-10-350	REP	84-20-112
335-06	NEW-C	84-11-073	344-18-950	NEW-E	84-21-097	352-10-355	REP-P	84-16-089
335-06-010	NEW-P	84-10-035	344-18-950	NEW-P	84-21-107	352-10-355	REP	84-20-112
335-06-010	NEW-E	84-10-036	352-10-010	AMD	84-04-035	352-10-360	REP-P	84-16-089
335-06-010	NEW	84-14-001	352-10-010	REP-P	84-16-089	352-10-360	REP	84-20-112
335-06-020	NEW-P	84-10-035	352-10-010	REP	84-20-112	352-10-365	REP-P	84-16-089
335-06-020	NEW-E	84-10-036	352-10-020	REP-P	84-16-089	352-10-365	REP	84-20-112
335-06-020	NEW	84-14-001	352-10-020	REP	84-20-112	352-10-370	REP-P	84-16-089
335-06-030	NEW-P	84-10-035	352-10-025	REP-P	84-16-089	352-10-370	REP	84-20-112
335-06-030	NEW-E	84-10-036	352-10-025	REP	84-20-112	352-10-375	REP-P	84-16-089
335-06-030	NEW	84-14-001	352-10-030	REP-P	84-16-089	352-10-375	REP	84-20-112
335-06-040	NEW-P	84-10-035	352-10-030	REP	84-20-112	352-10-380	REP-P	84-16-089
335-06-040	NEW-E	84-10-036	352-10-040	REP-P	84-16-089	352-10-380	REP	84-20-112
335-06-040	NEW	84-14-001	352-10-040	REP	84-20-112	352-10-390	REP-P	84-16-089
335-06-050	NEW-P	84-10-035	352-10-050	REP-P	84-16-089	352-10-390	REP	84-20-112
335-06-050	NEW-E	84-10-036	352-10-050	REP	84-20-112	352-10-400	REP-P	84-16-089
335-06-050	NEW	84-14-001	352-10-055	REP-P	84-16-089	352-10-400	REP	84-20-112
335-06-060	NEW-P	84-10-035	352-10-055	REP	84-20-112	352-10-405	REP-P	84-16-089
335-06-060	NEW-E	84-10-036	352-10-060	REP-P	84-16-089	352-10-405	REP	84-20-112
335-06-060	NEW	84-14-001	352-10-060	REP	84-20-112	352-10-410	REP-P	84-16-089
335-06-070	NEW-P	84-10-035	352-10-100	REP-P	84-16-089	352-10-410	REP	84-20-112
335-06-070	NEW-E	84-10-036	352-10-100	REP	84-20-112	352-10-420	REP-P	84-16-089
335-06-070	NEW	84-14-001	352-10-100	REP-P	84-16-089	352-10-420	REP	84-20-112
335-06-080	NEW-P	84-10-035	352-10-150	REP	84-20-112	352-10-425	REP-P	84-16-089
335-06-080	NEW-E	84-10-036	352-10-150	REP-P	84-16-089	352-10-425	REP	84-20-112
335-06-080	NEW	84-14-001	352-10-160	REP	84-20-112	352-10-440	REP-P	84-16-089
335-06-090	NEW-P	84-10-035	352-10-160	REP-P	84-16-089	352-10-440	REP	84-20-112
335-06-090	NEW-E	84-10-036	352-10-170	REP	84-20-112	352-10-440	REP-P	84-16-089
335-06-090	NEW	84-14-001	352-10-170	REP-P	84-16-089	352-10-442	REP	84-20-112
335-06-100	NEW-P	84-10-035	352-10-175	REP	84-20-112	352-10-444	REP-P	84-16-089
335-06-100	NEW-E	84-10-036	352-10-175	REP-P	84-16-089	352-10-444	REP	84-20-112
335-06-100	NEW	84-14-001	352-10-177	REP	84-20-112	352-10-446	REP-P	84-16-089
335-07-010	NEW-P	84-17-110	352-10-177	REP-P	84-16-089	352-10-446	REP	84-20-112
344-12-015	AMD-P	84-22-041	352-10-180	REP	84-20-112	352-10-446	REP-P	84-16-089
344-12-030	AMD-P	84-22-041	352-10-180	REP-P	84-16-089	352-10-450	REP	84-20-112
344-12-035	AMD-P	84-22-041	352-10-190	REP	84-20-112	352-10-455	REP-P	84-16-089
344-12-040	AMD-P	84-22-041	352-10-190	REP-P	84-16-089	352-10-455	REP	84-20-112
344-12-045	AMD-P	84-22-041	352-10-200	REP	84-20-112	352-10-460	REP-P	84-16-089
344-12-050	AMD-P	84-22-041	352-10-200	REP-P	84-16-089	352-10-460	REP	84-20-112
344-12-060	AMD-P	84-22-041	352-10-203	REP	84-20-112	352-10-465	REP-P	84-16-089
344-12-070	AMD-P	84-22-041	352-10-203	REP-P	84-16-089	352-10-465	REP	84-20-112
344-12-080	AMD-P	84-22-041	352-10-205	REP	84-20-112	352-10-470	REP-P	84-16-089
344-12-087	AMD-P	84-22-041	352-10-205	REP-P	84-16-089	352-10-470	REP	84-20-112
344-12-098	AMD-P	84-22-041	352-10-210	REP	84-20-112	352-10-480	REP-P	84-16-089
344-12-112	AMD-P	84-22-041	352-10-210	REP-P	84-16-089	352-10-480	REP	84-20-112
344-12-125	AMD-P	84-22-041	352-10-215	REP	84-20-112	352-10-485	REP-P	84-16-089
344-12-131	AMD-P	84-22-041	352-10-215	REP-P	84-16-089	352-10-485	REP	84-20-112
344-12-140	AMD-P	84-22-041	352-10-220	REP	84-20-112	352-10-490	REP-P	84-16-089
344-12-205	AMD-P	84-22-041	352-10-220	REP-P	84-16-089	352-10-490	REP	84-20-112
344-12-230	AMD-P	84-22-041	352-10-225	REP	84-20-112	352-10-495	REP-P	84-16-089
344-12-235	AMD-P	84-22-041	352-10-225	REP-P	84-16-089	352-10-495	REP	84-20-112
344-12-245	AMD-P	84-22-041	352-10-230	REP	84-20-112	352-10-500	REP-P	84-16-089
344-12-260	AMD-P	84-22-041	352-10-230	REP-P	84-16-089	352-10-500	REP	84-20-112
344-12-262	AMD-P	84-22-041	352-10-235	REP	84-20-112	352-10-510	REP-P	84-16-089
344-12-265	AMD-P	84-22-041	352-10-235	REP-P	84-16-089	352-10-510	REP	84-20-112
344-12-275	AMD-P	84-22-041	352-10-240	REP	84-20-112	352-10-520	REP-P	84-16-089
344-18-010	NEW-E	84-21-097	352-10-240	REP-P	84-16-089	352-10-520	REP	84-20-112
344-18-010	NEW-P	84-21-107	352-10-245	REP	84-20-112	352-10-530	REP-P	84-16-089
344-18-020	NEW-E	84-21-097	352-10-245	REP-P	84-16-089	352-10-530	REP	84-20-112
344-18-020	NEW-P	84-21-107	352-10-260	REP	84-20-112	352-10-535	REP-P	84-16-089
344-18-030	NEW-E	84-21-097	352-10-260	REP-P	84-16-089	352-10-535	REP	84-20-112
344-18-030	NEW-P	84-21-107	352-10-270	REP	84-20-112	352-10-540	REP-P	84-16-089
344-18-040	NEW-E	84-21-097	352-10-270	REP-P	84-16-089	352-10-540	REP	84-20-112
344-18-040	NEW-P	84-21-107	352-10-300	REP	84-20-112	352-10-545	REP-P	84-16-089
344-18-055	NEW-E	84-21-097	352-10-300	REP-P	84-16-089	352-10-545	REP	84-20-112
344-18-055	NEW-P	84-21-107	352-10-305	REP-P	84-16-089	352-10-550	REP-P	84-16-089

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WAC #		WSR #	WAC #		WSR #	WAC #		WSR #
352-10-550	REP	84-20-112	352-28	AMD-C	84-04-037	356-05-001	NEW	84-17-042
352-10-570	REP-P	84-16-089	352-28-005	NEW	84-08-017	356-05-005	NEW-P	84-14-081
352-10-570	REP	84-20-112	352-28-010	AMD	84-08-017	356-05-005	NEW	84-17-042
352-10-580	REP-P	84-16-089	352-28-020	AMD	84-08-017	356-05-010	NEW-P	84-14-081
352-10-580	REP	84-20-112	352-32-035	AMD-P	84-04-082	356-05-010	NEW	84-17-042
352-10-600	REP-P	84-16-089	352-32-035	AMD	84-09-045	356-05-015	NEW-P	84-14-081
352-10-600	REP	84-20-112	352-32-250	AMD-P	84-04-082	356-05-015	NEW	84-17-042
352-10-650	REP-P	84-16-089	352-32-250	AMD	84-09-045	356-05-020	NEW-P	84-14-081
352-10-650	REP	84-20-112	352-32-25001	NEW-P	84-20-111	356-05-020	NEW	84-17-042
352-10-652	REP-P	84-16-089	352-32-25001	NEW	84-23-049	356-05-025	NEW-P	84-14-081
352-10-652	REP	84-20-112	352-32-290	NEW-P	84-12-074	356-05-025	NEW	84-17-042
352-10-660	REP-P	84-16-089	352-32-290	NEW-C	84-13-074	356-05-030	NEW-P	84-14-081
352-10-660	REP	84-20-112	352-32-290	NEW	84-20-071	356-05-030	NEW	84-17-042
352-10-690	REP-P	84-16-089	352-32-295	NEW-P	84-12-071	356-05-035	NEW-P	84-14-081
352-10-690	REP	84-20-112	352-32-295	NEW-C	84-13-071	356-05-035	NEW	84-17-042
352-10-695	REP-P	84-16-089	352-32-295	NEW	84-20-068	356-05-040	NEW-P	84-14-081
352-10-695	REP	84-20-112	352-32-300	NEW-P	84-12-072	356-05-040	NEW	84-17-042
352-10-700	REP-P	84-16-089	352-32-300	NEW-C	84-13-072	356-05-045	NEW-P	84-14-081
352-10-700	REP	84-20-112	352-32-300	NEW	84-20-069	356-05-045	NEW	84-17-042
352-10-710	REP-P	84-16-089	352-44	REVIEW	84-09-046	356-05-050	NEW-P	84-14-081
352-10-710	REP	84-20-112	352-60-010	NEW-E	84-07-030	356-05-050	NEW	84-17-042
352-10-810	REP-P	84-16-089	352-60-010	NEW-E	84-08-063	356-05-055	NEW-P	84-14-081
352-10-810	REP	84-20-112	352-60-010	NEW	84-11-057	356-05-055	NEW	84-17-042
352-10-820	REP-P	84-16-089	352-60-020	NEW-E	84-07-030	356-05-060	NEW-P	84-14-081
352-10-820	REP	84-20-112	352-60-020	NEW-P	84-08-063	356-05-060	NEW	84-17-042
352-10-825	REP-P	84-16-089	352-60-020	NEW	84-11-057	356-05-065	NEW-P	84-14-081
352-10-825	REP	84-20-112	352-60-030	NEW-E	84-07-030	356-05-065	NEW	84-17-042
352-10-830	REP-P	84-16-089	352-60-030	NEW-P	84-08-063	356-05-070	NEW-P	84-14-081
352-10-830	REP	84-20-112	352-60-030	NEW	84-11-057	356-05-070	NEW	84-17-042
352-10-840	REP-P	84-16-089	352-60-040	NEW-E	84-07-030	356-05-075	NEW-P	84-14-081
352-10-840	REP	84-20-112	352-60-040	NEW-P	84-08-063	356-05-075	NEW	84-17-042
352-10-860	REP-P	84-16-089	352-60-040	NEW	84-11-057	356-05-080	NEW-P	84-14-081
352-10-860	REP	84-20-112	352-60-050	NEW-E	84-07-030	356-05-080	NEW	84-17-042
352-10-910	REP-P	84-16-089	352-60-050	NEW-P	84-08-063	356-05-085	NEW-P	84-14-081
352-10-910	REP	84-20-112	352-60-050	NEW	84-11-057	356-05-085	NEW	84-17-042
352-10-920	REP-P	84-16-089	352-60-060	NEW-E	84-07-030	356-05-090	NEW-P	84-14-081
352-10-920	REP	84-20-112	352-60-060	NEW-P	84-08-063	356-05-090	NEW	84-17-042
352-11-010	NEW-P	84-16-089	352-60-060	NEW	84-11-057	356-05-095	NEW-P	84-14-081
352-11-010	NEW	84-20-112	352-60-070	NEW-E	84-07-030	356-05-095	NEW	84-17-042
352-11-020	NEW-P	84-16-089	352-60-070	NEW-P	84-08-063	356-05-100	NEW-P	84-14-081
352-11-020	NEW	84-20-112	352-60-070	NEW	84-11-057	356-05-100	NEW	84-17-042
352-11-030	NEW-P	84-16-089	352-60-080	NEW-E	84-07-030	356-05-105	NEW-P	84-14-081
352-11-030	NEW	84-20-112	352-60-080	NEW-P	84-08-063	356-05-105	NEW	84-17-042
352-11-040	NEW-P	84-16-089	352-60-080	NEW	84-11-057	356-05-110	NEW-P	84-14-081
352-11-040	NEW	84-20-112	352-60-090	NEW-E	84-07-030	356-05-110	NEW	84-17-042
352-11-055	NEW-P	84-16-089	352-60-090	NEW-P	84-08-063	356-05-115	NEW-P	84-14-081
352-11-055	NEW	84-20-112	352-60-090	NEW	84-11-057	356-05-115	NEW	84-17-042
352-11-310	NEW-P	84-16-089	352-60-100	NEW-E	84-07-030	356-05-120	NEW-P	84-14-081
352-11-310	NEW	84-20-112	352-60-100	NEW-P	84-08-063	356-05-120	NEW	84-17-042
352-11-350	NEW-P	84-16-089	352-60-100	NEW	84-11-057	356-05-120	AMD-P	84-20-058
352-11-350	NEW	84-20-112	352-60-110	NEW-E	84-07-030	356-05-120	AMD	84-23-059
352-11-420	NEW-P	84-16-089	352-60-110	NEW-P	84-08-063	356-05-125	NEW-P	84-14-081
352-11-420	NEW	84-20-112	352-60-110	NEW	84-11-057	356-05-125	NEW	84-17-042
352-11-504	NEW-P	84-16-089	352-64-010	NEW-P	84-24-074	356-05-130	NEW-P	84-14-081
352-11-504	NEW	84-20-112	352-64-020	NEW-P	84-24-074	356-05-130	NEW	84-17-042
352-11-508	NEW-P	84-16-089	352-64-030	NEW-P	84-24-074	356-05-135	NEW-P	84-14-081
352-11-508	NEW	84-20-112	352-64-040	NEW-P	84-24-074	356-05-135	NEW	84-17-042
352-11-510	NEW-P	84-16-089	352-64-050	NEW-P	84-24-074	356-05-140	NEW-P	84-14-081
352-11-510	NEW	84-20-112	352-64-060	NEW-P	84-24-074	356-05-140	NEW	84-17-042
352-11-615	NEW-P	84-16-089	352-64-070	NEW-P	84-24-074	356-05-145	NEW-P	84-14-081
352-11-615	NEW	84-20-112	352-64-080	NEW-P	84-24-074	356-05-145	NEW	84-17-042
352-11-665	NEW-P	84-16-089	352-74	NEW-C	84-13-073	356-05-150	NEW-P	84-14-081
352-11-665	NEW	84-20-112	352-74-010	NEW-P	84-12-073	356-05-150	NEW	84-17-042
352-11-800	NEW-P	84-16-089	352-74-010	NEW	84-20-070	356-05-155	NEW-P	84-14-081
352-11-800	NEW	84-20-112	352-74-020	NEW-P	84-12-073	356-05-155	NEW	84-17-042
352-11-905	NEW-P	84-16-089	352-74-020	NEW	84-20-070	356-05-160	NEW-P	84-14-081
352-11-905	NEW	84-20-112	352-74-030	NEW-P	84-12-073	356-05-160	NEW	84-17-042
352-11-908	NEW-P	84-16-089	352-74-030	NEW	84-20-070	356-05-165	NEW-P	84-14-081
352-11-908	NEW	84-20-112	352-74-040	NEW-P	84-12-073	356-05-165	NEW	84-17-042
352-11-910	NEW-P	84-16-089	352-74-040	NEW	84-20-070	356-05-170	NEW-P	84-14-081
352-11-910	NEW	84-20-112	352-74-050	NEW-P	84-12-073	356-05-170	NEW	84-17-042
352-11-950	NEW-P	84-16-089	352-74-050	NEW	84-20-070	356-05-175	NEW-P	84-14-081
352-11-950	NEW	84-20-112	352-74-060	NEW-P	84-12-073	356-05-175	NEW	84-17-042
352-12-020	AMD-P	84-04-082	352-74-060	NEW	84-20-070	356-05-180	NEW-P	84-14-081
352-12-020	AMD	84-09-045	352-74-070	NEW-P	84-12-073	356-05-180	NEW	84-17-042
352-16-020	AMD-C	84-04-036	352-74-070	NEW	84-20-070	356-05-185	NEW-P	84-14-081
352-16-020	AMD	84-08-016	356-05-001	NEW-P	84-14-081	356-05-185	NEW	84-17-042

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WAC #	WSR #	WAC #	WSR #	WAC #	WSR #
356-05-190	NEW-P	84-14-081	356-05-410	NEW	84-17-042
356-05-190	NEW	84-17-042	356-05-415	NEW-P	84-14-081
356-05-195	NEW-P	84-14-081	356-05-415	NEW	84-17-042
356-05-195	NEW	84-17-042	356-05-420	NEW-P	84-14-081
356-05-200	NEW-P	84-14-081	356-05-420	NEW	84-17-042
356-05-200	NEW	84-17-042	356-05-425	NEW-P	84-14-081
356-05-205	NEW-P	84-14-081	356-05-425	NEW	84-17-042
356-05-205	NEW	84-17-042	356-05-430	NEW-P	84-14-081
356-05-210	NEW-P	84-14-081	356-05-430	NEW	84-17-042
356-05-210	NEW	84-17-042	356-05-435	NEW-P	84-14-081
356-05-213	NEW-P	84-14-081	356-05-435	NEW	84-17-042
356-05-213	NEW	84-17-042	356-05-440	NEW-P	84-14-081
356-05-215	NEW-P	84-14-081	356-05-440	NEW	84-17-042
356-05-215	NEW	84-17-042	356-05-445	NEW-P	84-14-081
356-05-220	NEW-P	84-14-081	356-05-445	NEW	84-17-042
356-05-220	NEW	84-17-042	356-05-450	NEW-P	84-14-081
356-05-222	NEW-P	84-14-081	356-05-450	NEW	84-17-042
356-05-222	NEW	84-17-042	356-05-455	NEW-P	84-14-081
356-05-225	NEW-P	84-14-081	356-05-455	NEW	84-17-042
356-05-225	NEW	84-17-042	356-05-460	NEW-P	84-14-081
356-05-230	NEW-P	84-14-081	356-05-460	NEW	84-17-042
356-05-230	NEW	84-17-042	356-05-465	NEW-P	84-14-081
356-05-235	NEW-P	84-14-081	356-05-465	NEW	84-17-042
356-05-235	NEW	84-17-042	356-05-470	NEW-P	84-14-081
356-05-240	NEW-P	84-14-081	356-05-470	NEW	84-17-042
356-05-240	NEW	84-17-042	356-05-475	NEW-P	84-14-081
356-05-245	NEW-P	84-14-081	356-05-475	NEW	84-17-042
356-05-245	NEW	84-17-042	356-05-480	NEW-P	84-14-081
356-05-250	NEW-P	84-14-081	356-05-480	NEW	84-17-042
356-05-250	NEW	84-17-042	356-05-485	NEW-P	84-14-081
356-05-300	NEW-P	84-14-081	356-05-485	NEW	84-17-042
356-05-300	NEW	84-17-042	356-05-490	NEW-P	84-14-081
356-05-305	NEW-P	84-14-081	356-05-490	NEW	84-17-042
356-05-305	NEW	84-17-042	356-05-495	NEW-P	84-14-081
356-05-310	NEW-P	84-14-081	356-05-495	NEW	84-17-042
356-05-310	NEW	84-17-042	356-05-500	NEW-P	84-14-081
356-05-315	NEW-P	84-14-081	356-05-500	NEW	84-17-042
356-05-315	NEW	84-17-042	356-05-505	NEW-P	84-14-081
356-05-320	NEW-P	84-14-081	356-05-505	NEW	84-17-042
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356-05-325	NEW-P	84-14-081	356-06-010	AMD-P	84-04-073
356-05-325	NEW	84-17-042	356-06-010	AMD-C	84-06-049
356-05-330	NEW-P	84-14-081	356-06-010	AMD-C	84-07-003
356-05-330	NEW	84-17-042	356-06-010	AMD-C	84-09-049
356-05-335	NEW-P	84-14-081	356-06-010	AMD-E	84-10-007
356-05-335	NEW	84-17-042	356-06-010	AMD-P	84-10-038
356-05-340	NEW-P	84-14-081	356-06-010	AMD	84-11-003
356-05-340	NEW	84-17-042	356-06-010	AMD	84-12-079
356-05-345	NEW-P	84-14-081	356-06-010	AMD	84-14-006
356-05-345	NEW	84-17-042	356-06-010	AMD-E	84-14-062
356-05-350	NEW-P	84-14-081	356-06-010	REP-P	84-14-081
356-05-350	NEW	84-17-042	356-06-010	REP	84-17-042
356-05-355	NEW-P	84-14-081	356-06-020	AMD-E	84-14-062
356-05-355	NEW	84-17-042	356-06-020	AMD-P	84-14-082
356-05-360	NEW-P	84-14-081	356-06-020	AMD	84-17-042
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388-100-025	AMD-P	84-17-008	390-37-225	REP	84-12-017	392-121-155	AMD	84-20-077
388-100-025	AMD-C	84-20-097	390-37-230	REP-P	84-09-027	392-121-170	AMD-P	84-17-119
388-100-035	AMD	84-02-054	390-37-230	REP	84-12-017	392-121-170	AMD	84-20-077
389-12-010	AMD	84-03-037	392-109-037	NEW-P	84-08-057	392-121-195	AMD-P	84-10-076
389-12-010	AMD-E	84-13-046	392-109-037	NEW	84-11-038	392-121-195	AMD	84-13-019
389-12-010	AMD-P	84-18-057	392-109-040	AMD-P	84-08-057	392-122	NEW-C	84-11-077
389-12-010	AMD	84-21-036	392-109-040	AMD	84-11-038	392-122	AMD-C	84-20-024
389-12-020	AMD	84-03-037	392-109-043	NEW-P	84-08-057	392-122-005	NEW-P	84-10-065
389-12-020	AMD-E	84-13-046	392-109-043	NEW	84-11-038	392-122-005	NEW	84-13-020
389-12-020	AMD-P	84-18-057	392-109-047	NEW-P	84-08-057	392-122-010	NEW-P	84-10-065
389-12-020	AMD	84-21-036	392-109-047	NEW	84-11-038	392-122-010	NEW	84-13-020
389-12-030	AMD	84-03-037	392-109-050	AMD-P	84-08-057	392-122-100	NEW-P	84-17-120
389-12-030	AMD-E	84-13-046	392-109-050	AMD	84-11-038	392-122-100	NEW	84-20-078
389-12-030	AMD-P	84-18-057	392-109-058	NEW-P	84-08-057	392-122-105	NEW-P	84-17-120
389-12-030	AMD	84-21-036	392-109-058	NEW	84-11-038	392-122-105	NEW	84-20-078
389-12-040	AMD	84-03-037	392-109-060	AMD-P	84-08-057	392-122-110	NEW-P	84-17-120
389-12-040	AMD-E	84-13-046	392-109-060	AMD	84-11-038	392-122-110	NEW	84-20-078
389-12-040	AMD-P	84-18-057	392-109-070	AMD-P	84-12-007	392-122-115	NEW-P	84-17-120
389-12-040	AMD	84-21-036	392-109-070	AMD	84-15-026	392-122-115	NEW	84-20-078
389-12-050	AMD	84-03-037	392-109-075	AMD-P	84-08-057	392-122-120	NEW-P	84-17-120
389-12-050	AMD-E	84-13-046	392-109-075	AMD	84-11-038	392-122-120	NEW	84-20-078
389-12-050	AMD-P	84-18-057	392-109-078	NEW-P	84-08-057	392-122-125	NEW-P	84-17-120
389-12-050	AMD	84-21-036	392-109-078	NEW	84-11-038	392-122-125	NEW	84-20-078
389-12-065	NEW-E	84-13-046	392-109-080	AMD-P	84-08-057	392-122-130	NEW-P	84-17-120
389-12-065	NEW-P	84-18-057	392-109-080	AMD	84-11-038	392-122-130	NEW	84-20-078
389-12-065	NEW	84-21-036	392-109-085	AMD-P	84-08-057	392-122-135	NEW-P	84-17-120
389-12-080	AMD	84-03-037	392-109-085	AMD	84-11-038	392-122-135	NEW	84-20-078
389-12-080	AMD-E	84-13-046	392-109-090	AMD-P	84-08-057	392-122-140	NEW-P	84-17-120
389-12-080	AMD-P	84-18-057	392-109-090	AMD	84-11-038	392-122-140	NEW	84-20-078
389-12-080	AMD	84-21-036	392-109-095	AMD-P	84-08-057	392-122-145	NEW-P	84-17-120
389-12-100	AMD	84-03-037	392-109-095	AMD	84-11-038	392-122-145	NEW	84-20-078
389-12-130	AMD	84-03-037	392-109-100	AMD-P	84-08-057	392-122-150	NEW-P	84-17-120
389-12-230	AMD	84-03-037	392-109-100	AMD	84-11-038	392-122-150	NEW	84-20-078
389-12-230	AMD-E	84-13-046	392-109-105	AMD-P	84-08-057	392-122-155	NEW-P	84-17-120
389-12-230	AMD-P	84-18-057	392-109-105	AMD	84-11-038	392-122-155	NEW	84-20-078
389-12-230	AMD	84-21-036	392-109-110	AMD-P	84-08-057	392-122-160	NEW-P	84-17-120
389-12-270	AMD	84-03-037	392-109-110	AMD	84-11-038	392-122-160	NEW	84-20-078
390-16-011	AMD-P	85-01-072	392-109-115	AMD-P	84-08-057	392-122-200	NEW-P	84-17-120
390-16-031	AMD	84-05-018	392-109-115	AMD	84-11-038	392-122-200	NEW	84-20-078
390-16-041	AMD	84-05-018	392-121	AMD-C	84-11-076	392-122-205	NEW-P	84-17-120
390-18-010	NEW-E	84-12-016	392-121	AMD-C	84-20-023	392-122-205	NEW	84-20-078
390-18-010	NEW-P	84-13-011	392-121-100	REP-P	84-17-119	392-122-210	NEW-P	84-17-120
390-18-010	NEW-C	84-18-017	392-121-100	REP	84-20-077	392-122-210	NEW	84-20-078
390-18-010	NEW-E	84-18-018	392-121-101	NEW-P	84-17-119	392-122-215	NEW-P	84-17-120
390-18-010	NEW-E	85-01-019	392-121-101	NEW	84-20-077	392-122-215	NEW	84-20-078
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390-20-110	REVIEW	84-12-035	392-121-103	NEW	84-20-077	392-122-230	NEW	84-20-078
390-20-110	OBJEC	84-18-014	392-121-105	AMD-P	84-17-119	392-122-235	NEW-P	84-17-120
390-24-300	REP	84-05-018	392-121-105	AMD	84-20-077	392-122-235	NEW	84-20-078
390-37-020	AMD-P	84-09-027	392-121-121	AMD-P	84-17-119	392-122-240	NEW-P	84-17-120
390-37-020	AMD	84-12-017	392-121-121	AMD	84-20-077	392-122-240	NEW	84-20-078
390-37-030	AMD-P	84-09-027	392-121-125	AMD-P	84-17-119	392-122-245	NEW-P	84-17-120
390-37-030	AMD	84-12-017	392-121-125	AMD	84-20-077	392-122-245	NEW	84-20-078

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392-122-250	NEW	84-20-078	392-125-065	AMD-P	84-10-067	392-126-275	NEW-E	84-14-051
392-122-255	NEW-P	84-17-120	392-125-065	AMD	84-13-022	392-126-275	NEW-P	84-14-055
392-122-255	NEW	84-20-078	392-126-005	NEW-E	84-14-051	392-126-275	NEW	84-17-053
392-122-260	NEW-P	84-17-120	392-126-005	NEW-P	84-14-055	392-126-280	NEW-E	84-14-051
392-122-260	NEW	84-20-078	392-126-005	NEW	84-17-053	392-126-280	NEW-P	84-14-055
392-122-265	NEW-P	84-17-120	392-126-010	NEW-E	84-14-051	392-126-280	NEW	84-17-053
392-122-265	NEW	84-20-078	392-126-010	NEW-P	84-14-055	392-126-285	NEW-E	84-14-051
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392-122-600	NEW	84-13-020	392-126-105	NEW-P	84-14-055	392-126-305	NEW-E	84-14-051
392-122-600	AMD-P	84-17-120	392-126-105	NEW	84-17-053	392-126-305	NEW-P	84-14-055
392-122-600	AMD	84-20-078	392-126-110	NEW-E	84-14-051	392-126-305	NEW	84-17-053
392-122-605	NEW-P	84-10-065	392-126-110	NEW-P	84-14-055	392-126-310	NEW-E	84-14-051
392-122-605	NEW	84-13-020	392-126-110	NEW	84-17-053	392-126-310	NEW-P	84-14-055
392-122-605	AMD-P	84-17-120	392-126-115	NEW-E	84-14-051	392-126-310	NEW	84-17-053
392-122-605	AMD	84-20-078	392-126-115	NEW-P	84-14-055	392-126-315	NEW-E	84-14-051
392-122-610	NEW-P	84-10-065	392-126-115	NEW	84-17-053	392-126-315	NEW-P	84-14-055
392-122-610	NEW	84-13-020	392-126-120	NEW-E	84-14-051	392-126-315	NEW	84-17-053
392-122-610	AMD-P	84-17-120	392-126-120	NEW-P	84-14-055	392-126-320	NEW-E	84-14-051
392-122-610	AMD	84-20-078	392-126-120	NEW	84-17-053	392-126-320	NEW-P	84-14-055
392-122-700	NEW-P	84-10-065	392-126-125	NEW-E	84-14-051	392-126-320	NEW	84-17-053
392-122-700	NEW	84-13-020	392-126-125	NEW-P	84-14-055	392-126-325	NEW-E	84-14-051
392-122-700	AMD-P	84-17-120	392-126-125	NEW	84-17-053	392-126-325	NEW-P	84-14-055
392-122-700	AMD	84-20-078	392-126-130	NEW-E	84-14-051	392-126-325	NEW	84-17-053
392-122-705	NEW-P	84-10-065	392-126-130	NEW-P	84-14-055	392-126-330	NEW-E	84-14-051
392-122-705	NEW	84-13-020	392-126-130	NEW	84-17-053	392-126-330	NEW-P	84-14-055
392-122-705	AMD-P	84-17-120	392-126-135	NEW-E	84-14-051	392-126-330	NEW	84-17-053
392-122-705	AMD	84-20-078	392-126-135	NEW-P	84-14-055	392-126-335	NEW-E	84-14-051
392-122-710	NEW-P	84-10-065	392-126-135	NEW	84-17-053	392-126-335	NEW-P	84-14-055
392-122-710	NEW	84-13-020	392-126-200	NEW-E	84-14-051	392-126-335	NEW	84-17-053
392-122-710	AMD-P	84-17-120	392-126-200	NEW-P	84-14-055	392-126-340	NEW-E	84-14-051
392-122-710	AMD	84-20-078	392-126-200	NEW	84-17-053	392-126-340	NEW-P	84-14-055
392-122-800	NEW-P	84-10-065	392-126-205	NEW-E	84-14-051	392-126-340	NEW	84-17-053
392-122-800	NEW	84-13-020	392-126-205	NEW-P	84-14-055	392-126-345	NEW-E	84-14-051
392-122-805	NEW-P	84-10-065	392-126-205	NEW	84-17-053	392-126-345	NEW-P	84-14-055
392-122-805	NEW	84-13-020	392-126-210	NEW-E	84-14-051	392-126-345	NEW	84-17-053
392-122-805	AMD-P	84-17-120	392-126-210	NEW-P	84-14-055	392-126-350	NEW-E	84-14-051
392-122-805	AMD	84-20-078	392-126-210	NEW	84-17-053	392-126-350	NEW-P	84-14-055
392-122-810	NEW-P	84-10-065	392-126-215	NEW-E	84-14-051	392-126-350	NEW	84-17-053
392-122-810	NEW	84-13-020	392-126-215	NEW-P	84-14-055	392-126-355	NEW-E	84-14-051
392-122-810	AMD-P	84-17-120	392-126-215	NEW	84-17-053	392-126-355	NEW-P	84-14-055
392-122-810	AMD	84-20-078	392-126-220	NEW-E	84-14-051	392-126-355	NEW	84-17-053
392-122-900	NEW-P	84-10-065	392-126-220	NEW-P	84-14-055	392-126-360	NEW-E	84-14-051
392-122-900	NEW	84-13-020	392-126-220	NEW	84-17-053	392-126-360	NEW-P	84-14-055
392-122-900	AMD-P	84-17-120	392-126-225	NEW-E	84-14-051	392-126-360	NEW	84-17-053
392-122-900	AMD	84-20-078	392-126-225	NEW-P	84-14-055	392-126-365	NEW-E	84-14-051
392-122-905	NEW-P	84-10-065	392-126-225	NEW	84-17-053	392-126-365	NEW-P	84-14-055
392-122-905	NEW	84-13-020	392-126-230	NEW-E	84-14-051	392-126-365	NEW	84-17-053
392-123	AMD-C	84-11-078	392-126-230	NEW-P	84-14-055	392-126-370	NEW-E	84-14-051
392-123-054	AMD-P	84-10-066	392-126-230	NEW	84-17-053	392-126-370	NEW-P	84-14-055
392-123-054	AMD	84-13-021	392-126-235	NEW-E	84-14-051	392-126-370	NEW	84-17-053
392-123-071	AMD-P	84-10-066	392-126-235	NEW-P	84-14-055	392-126-375	NEW-E	84-14-051
392-123-071	AMD	84-13-021	392-126-235	NEW	84-17-053	392-126-375	NEW-P	84-14-055
392-123-072	AMD-P	84-10-066	392-126-240	NEW-E	84-14-051	392-126-375	NEW	84-17-053
392-123-072	AMD	84-13-021	392-126-240	NEW-P	84-14-055	392-126-380	NEW-E	84-14-051
392-125	AMD-C	84-11-079	392-126-240	NEW	84-17-053	392-126-380	NEW-P	84-14-055
392-125-003	NEW-P	84-10-067	392-126-245	NEW-E	84-14-051	392-126-380	NEW	84-17-053
392-125-003	NEW	84-13-022	392-126-245	NEW-P	84-14-055	392-126-385	NEW-E	84-14-051
392-125-011	AMD-P	84-10-067	392-126-245	NEW	84-17-053	392-126-385	NEW-P	84-14-055
392-125-011	AMD	84-13-022	392-126-250	NEW-E	84-14-051	392-126-385	NEW	84-17-053
392-125-012	NEW-P	84-10-067	392-126-250	NEW-P	84-14-055	392-126-500	NEW-E	84-14-051
392-125-012	NEW	84-13-022	392-126-250	NEW	84-17-053	392-126-500	NEW-P	84-14-055
392-125-020	AMD-P	84-10-067	392-126-255	NEW-E	84-14-051	392-126-500	NEW	84-17-053
392-125-020	AMD	84-13-022	392-126-255	NEW-P	84-14-055	392-126-505	NEW-E	84-14-051
392-125-025	AMD-P	84-10-067	392-126-255	NEW	84-17-053	392-126-505	NEW-P	84-14-055
392-125-025	AMD	84-13-022	392-126-260	NEW-E	84-14-051	392-126-505	NEW	84-17-053
392-125-030	AMD-P	84-10-067	392-126-260	NEW-P	84-14-055	392-126-510	NEW-E	84-14-051
392-125-030	AMD	84-13-022	392-126-260	NEW	84-17-053	392-126-510	NEW-P	84-14-055
392-125-035	AMD-P	84-10-067	392-126-265	NEW-E	84-14-051	392-126-510	NEW	84-17-053
392-125-035	AMD	84-13-022	392-126-265	NEW-P	84-14-055	392-126-600	NEW-E	84-14-051
392-125-040	AMD-P	84-10-067	392-126-265	NEW	84-17-053	392-126-600	NEW-P	84-14-055
392-125-040	AMD	84-13-022	392-126-270	NEW-E	84-14-051	392-126-600	NEW	84-17-053
392-125-045	AMD-P	84-10-067	392-126-270	NEW-P	84-14-055	392-126-605	NEW-E	84-14-051

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392-127-610	NEW	84-17-052	392-138-012	NEW	84-13-025	392-140-029	REP	84-20-087
392-127-615	NEW-E	84-14-050	392-138-015	REP-P	84-10-070	392-140-030	REP-P	84-17-122
392-127-615	NEW-P	84-14-054	392-138-015	REP	84-13-025	392-140-030	REP	84-20-087
392-127-615	NEW	84-17-052	392-138-016	NEW-P	84-10-070	392-140-031	REP-P	84-17-122
392-127-620	NEW-E	84-14-050	392-138-016	NEW	84-13-025	392-140-031	REP	84-20-087
392-127-620	NEW-P	84-14-054	392-138-020	REP-P	84-10-070	392-140-032	REP-P	84-17-122
392-127-620	NEW	84-17-052	392-138-020	REP	84-13-025	392-140-032	REP	84-20-087
392-127-625	NEW-E	84-14-050	392-138-025	AMD-P	84-10-070	392-140-033	REP-P	84-17-122
392-127-625	NEW-P	84-14-054	392-138-025	AMD	84-13-025	392-140-033	REP	84-20-087
392-127-625	NEW	84-17-052	392-138-030	AMD-P	84-10-070	392-140-034	REP-P	84-17-122
392-127-630	NEW-E	84-14-050	392-138-030	AMD	84-13-025	392-140-034	REP	84-20-087
392-127-630	NEW-P	84-14-054	392-138-035	AMD-P	84-10-070	392-140-035	REP-P	84-17-122
392-127-630	NEW	84-17-052	392-138-035	AMD	84-13-025	392-140-035	REP	84-20-087
392-127-635	NEW-E	84-14-050	392-138-047	NEW-P	84-10-070	392-140-040	REP-P	84-17-122
392-127-635	NEW-P	84-14-054	392-138-047	NEW	84-13-025	392-140-040	REP	84-20-087
392-127-635	NEW	84-17-052	392-138-050	AMD-P	84-10-070	392-140-041	REP-P	84-17-122
392-127-640	NEW-E	84-14-050	392-138-050	AMD	84-13-025	392-140-041	REP	84-20-087
392-127-640	NEW-P	84-14-054	392-138-071	NEW-P	84-10-070	392-140-045	NEW-P	84-17-123
392-127-640	NEW	84-17-052	392-138-071	NEW	84-13-025	392-140-045	NEW	84-20-080
392-127-645	NEW-E	84-14-050	392-138-075	AMD-P	84-10-070	392-140-046	NEW-P	84-17-123
392-127-645	NEW-P	84-14-054	392-138-075	AMD	84-13-025	392-140-046	NEW	84-20-080
392-127-645	NEW	84-17-052	392-138-100	NEW-P	84-10-070	392-140-047	NEW-P	84-17-123
392-127-650	NEW-E	84-14-050	392-138-100	NEW	84-13-025	392-140-047	NEW	84-20-080
392-127-650	NEW-P	84-14-054	392-139-001	AMD	84-05-017	392-140-048	NEW-P	84-17-123
392-127-650	NEW	84-17-052	392-140	AMD-C	84-20-026	392-140-048	NEW	84-20-080
392-127-655	NEW-E	84-14-050	392-140	AMD-C	84-20-027	392-140-049	NEW-P	84-17-123
392-127-655	NEW-P	84-14-054	392-140-010	REP-E	84-14-053	392-140-049	NEW	84-20-080
392-127-655	NEW	84-17-052	392-140-010	REP-P	84-14-057	392-140-050	NEW-P	84-17-123
392-127-660	NEW-E	84-14-050	392-140-010	REP	84-17-050	392-140-050	NEW	84-20-080
392-127-660	NEW-P	84-14-054	392-140-011	REP-E	84-14-053	392-140-051	NEW-P	84-17-123
392-127-660	NEW	84-17-052	392-140-011	REP-P	84-14-057	392-140-051	NEW	84-20-080
392-127-665	NEW-E	84-14-050	392-140-011	REP	84-17-050	392-140-052	NEW-P	84-17-123
392-127-665	NEW-P	84-14-054	392-140-012	REP-E	84-14-053	392-140-052	NEW	84-20-080
392-127-665	NEW	84-17-052	392-140-012	REP-P	84-14-057	392-140-053	NEW-P	84-17-123
392-127-670	NEW-E	84-14-050	392-140-012	REP	84-17-050	392-140-053	NEW	84-20-080
392-127-670	NEW-P	84-14-054	392-140-013	REP-E	84-14-053	392-140-054	NEW-P	84-17-123
392-127-670	NEW	84-17-052	392-140-013	REP-P	84-14-057	392-140-054	NEW	84-20-080
392-127-675	NEW-E	84-14-050	392-140-013	REP	84-17-050	392-140-055	NEW-P	84-17-123
392-127-675	NEW-P	84-14-054	392-140-014	REP-E	84-14-053	392-140-055	NEW	84-20-080
392-127-675	NEW	84-17-052	392-140-014	REP-P	84-14-057	392-140-056	NEW-P	84-17-123
392-129	AMD-C	84-11-080	392-140-014	REP	84-17-050	392-140-056	NEW	84-20-080
392-129-013	NEW-P	84-10-068	392-140-015	REP-E	84-14-053	392-140-057	NEW-P	84-17-123
392-129-013	NEW	84-13-023	392-140-015	REP-P	84-14-057	392-140-057	NEW	84-20-080
392-132	NEW-C	84-11-081	392-140-015	REP	84-17-050	392-140-058	NEW-P	84-17-123
392-132-010	NEW-P	84-10-069	392-140-016	REP-E	84-14-053	392-140-058	NEW	84-20-080
392-132-010	NEW	84-13-024	392-140-016	REP-P	84-14-057	392-140-059	NEW-P	84-17-123
392-132-020	NEW-P	84-10-069	392-140-016	REP	84-17-050	392-140-059	NEW	84-20-080
392-132-020	NEW	84-13-024	392-140-017	REP-E	84-14-053	392-140-060	NEW-P	84-17-123
392-132-030	NEW-P	84-10-069	392-140-017	REP-P	84-14-057	392-140-060	NEW	84-20-080
392-132-030	NEW	84-13-024	392-140-017	REP	84-17-050	392-140-061	NEW-P	84-17-123
392-132-040	NEW-P	84-10-069	392-140-018	REP-E	84-14-053	392-140-061	NEW	84-20-080
392-132-040	NEW	84-13-024	392-140-018	REP-P	84-14-057	392-140-062	NEW-P	84-17-123
392-132-050	NEW-P	84-10-069	392-140-018	REP	84-17-050	392-140-062	NEW	84-20-080
392-132-050	NEW	84-13-024	392-140-019	REP-E	84-14-053	392-140-063	NEW-P	84-17-123
392-132-060	NEW-P	84-10-069	392-140-019	REP-P	84-14-057	392-140-063	NEW	84-20-080
392-132-060	NEW	84-13-024	392-140-019	REP	84-17-050	392-140-064	NEW-P	84-17-123
392-132-070	NEW-P	84-10-069	392-140-020	REP-E	84-14-053	392-140-064	NEW	84-20-080
392-132-070	NEW	84-13-024	392-140-020	REP-P	84-14-057	392-141	AMD-P	84-12-002
392-136-003	NEW	84-04-034	392-140-020	REP	84-17-050	392-141	AMD	84-15-025
392-136-005	AMD	84-04-034	392-140-021	REP-E	84-14-053	392-141-005	REP-P	84-16-026
392-136-010	AMD	84-04-034	392-140-021	REP-P	84-14-057	392-141-005	REP	84-19-002
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392-136-070	NEW	84-04-034	392-140-023	REP-E	84-14-053	392-141-017	REP-P	84-16-026
392-136-075	NEW	84-04-034	392-140-023	REP-P	84-14-057	392-141-017	REP	84-19-002
392-136-085	NEW	84-04-034	392-140-023	REP	84-17-050	392-141-018	REP-P	84-16-026
392-137	AMD-C	84-20-025	392-140-025	REP-P	84-17-122	392-141-018	REP	84-19-002
392-137-020	AMD-P	84-17-121	392-140-025	REP	84-20-087	392-141-027	REP-P	84-16-026
392-137-020	AMD	84-20-079	392-140-026	REP-P	84-17-122	392-141-027	REP	84-19-002
392-138	AMD-C	84-11-082	392-140-026	REP	84-20-087	392-141-028	REP-P	84-16-026
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392-138-010	AMD-P	84-10-070	392-140-028	REP-P	84-17-122	392-141-037	REP	84-19-002
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392-141-043	REP-P	84-16-026	392-145-040	AMD-P	84-17-125	392-162-050	NEW	84-14-038
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392-141-105	NEW	84-15-025	392-160	AMD-C	84-11-085	392-162-060	NEW-P	84-10-073
392-141-110	NEW-P	84-12-002	392-160	AMD	84-13-027	392-162-060	NEW	84-14-038
392-141-110	NEW	84-15-025	392-160	AMD-P	84-17-126	392-162-065	NEW-P	84-10-073
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392-141-120	NEW-P	84-12-002	392-160-001	REP-P	84-10-072	392-162-070	NEW	84-14-038
392-141-120	NEW	84-15-025	392-160-001	REP	84-13-027	392-162-075	NEW-P	84-10-073
392-141-125	NEW-P	84-12-002	392-160-003	NEW-P	84-10-072	392-162-075	NEW	84-14-038
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392-141-140	NEW-P	84-12-002	392-160-005	AMD-P	84-10-072	392-162-085	NEW	84-14-038
392-141-140	NEW	84-15-025	392-160-005	AMD	84-13-027	392-162-090	NEW-P	84-10-073
392-141-145	NEW-P	84-12-002	392-160-005	AMD-P	84-17-126	392-162-090	NEW	84-14-038
392-141-145	NEW	84-15-025	392-160-005	AMD	84-20-083	392-162-095	NEW-P	84-10-073
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392-141-155	NEW-P	84-12-002	392-160-010	AMD-P	84-17-126	392-162-100	NEW	84-14-038
392-141-155	NEW	84-15-025	392-160-010	AMD	84-20-083	392-162-105	NEW-P	84-10-073
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392-141-170	NEW-P	84-12-002	392-160-020	AMD-P	84-10-072	392-162-115	NEW	84-14-038
392-141-170	NEW	84-15-025	392-160-020	AMD	84-13-027	392-163	AMD-P	84-17-128
392-141-175	NEW-P	84-12-002	392-160-020	AMD-P	84-17-126	392-163	AMD-C	84-20-032
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392-141-185	NEW-P	84-12-002	392-160-026	AMD-P	84-17-126	392-163-110	AMD-P	84-17-128
392-141-185	NEW	84-15-025	392-160-026	AMD	84-20-083	392-163-110	AMD	84-20-089
392-141-190	NEW-P	84-12-002	392-160-027	NEW-P	84-10-072	392-163-115	AMD-P	84-17-128
392-141-190	NEW	84-15-025	392-160-027	NEW	84-13-027	392-163-115	AMD	84-20-089
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392-141-195	NEW	84-15-025	392-160-028	NEW	84-13-027	392-163-120	AMD	84-20-089
392-142	AMD-C	84-11-083	392-160-028	AMD-P	84-17-126	392-163-125	AMD-P	84-17-128
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392-142-020	AMD	84-13-026	392-160-029	NEW-P	84-10-072	392-163-130	AMD-P	84-17-128
392-143	AMD-C	84-20-028	392-160-029	NEW	84-13-027	392-163-130	AMD	84-20-089
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392-143-001	AMD	84-20-081	392-160-035	AMD	84-13-027	392-163-140	AMD	84-20-089
392-143-010	AMD-P	84-17-124	392-160-035	AMD-P	84-17-126	392-163-142	AMD-P	84-17-128
392-143-010	AMD	84-20-081	392-160-035	AMD	84-20-083	392-163-142	AMD	84-20-089
392-143-015	AMD-P	84-17-124	392-160-040	AMD-P	84-10-072	392-163-145	AMD-P	84-17-128
392-143-015	AMD	84-20-081	392-160-040	AMD	84-13-027	392-163-145	AMD	84-20-089
392-143-030	AMD	84-03-001	392-160-040	AMD-P	84-17-126	392-163-180	AMD-P	84-17-128
392-143-030	AMD-P	84-17-124	392-160-040	AMD	84-20-083	392-163-180	AMD	84-20-089
392-143-035	AMD-P	84-17-124	392-160-045	AMD-P	84-17-126	392-163-186	NEW-P	84-17-128
392-143-035	AMD	84-20-081	392-160-045	AMD	84-20-083	392-163-186	NEW	84-20-089
392-143-040	AMD-P	84-17-124	392-162	NEW-C	84-11-084	392-163-236	NEW-P	84-17-128
392-143-040	AMD	84-20-081	392-162	NEW-C	84-13-016	392-163-236	NEW	84-20-089
392-143-050	AMD-P	84-17-124	392-162	NEW-C	84-14-016	392-163-237	NEW-P	84-17-128
392-143-050	AMD	84-20-081	392-162	AMD-C	84-20-031	392-163-237	NEW	84-20-089
392-143-060	AMD-P	84-17-124	392-162-005	NEW-P	84-10-073	392-163-260	AMD-P	84-17-128
392-143-060	AMD	84-20-081	392-162-005	NEW	84-14-038	392-163-260	AMD	84-20-089
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392-143-065	AMD	84-20-081	392-162-010	NEW	84-14-038	392-163-265	NEW	84-20-089
392-143-070	AMD	84-03-001	392-162-015	NEW-P	84-10-073	392-163-270	NEW-P	84-17-128
392-143-070	AMD-P	84-17-124	392-162-015	NEW	84-14-038	392-163-270	NEW	84-20-089
392-143-070	AMD	84-20-081	392-162-020	NEW-P	84-10-073	392-163-275	NEW-P	84-17-128
392-145	AMD-C	84-20-029	392-162-020	NEW	84-14-038	392-163-275	NEW	84-20-089
392-145-005	AMD-P	84-17-125	392-162-025	NEW-P	84-10-073	392-163-280	NEW-P	84-17-128
392-145-005	AMD	84-20-082	392-162-025	NEW	84-14-038	392-163-280	NEW	84-20-089
392-145-015	AMD-P	84-17-125	392-162-030	NEW-P	84-10-073	392-163-299	NEW-P	84-17-128
392-145-015	AMD	84-20-082	392-162-030	NEW	84-14-038	392-163-299	NEW	84-20-089
392-145-020	AMD-P	84-17-125	392-162-035	NEW-P	84-10-073	392-163-300	AMD-P	84-17-128
392-145-020	AMD	84-20-082	392-162-035	NEW	84-14-038	392-163-300	AMD	84-20-089
392-145-025	AMD-P	84-17-125	392-162-040	NEW-P	84-10-073	392-163-305	AMD-P	84-17-128
392-145-025	AMD	84-20-082	392-162-040	NEW	84-14-038	392-163-305	AMD	84-20-089
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392-163-320	AMD-P	84-17-128	392-170-025	NEW	84-14-037	392-171-413	NEW-P	84-10-075
392-163-320	AMD	84-20-089	392-170-030	NEW-P	84-10-074	392-171-413	NEW	84-14-036
392-163-335	AMD-P	84-17-128	392-170-030	NEW	84-14-037	392-171-416	AMD-P	84-03-013
392-163-335	AMD	84-20-089	392-170-035	NEW-P	84-10-074	392-171-416	AMD-W	84-09-001
392-163-360	AMD-P	84-17-128	392-170-035	NEW	84-14-037	392-171-416	REP	84-14-036
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392-163-363	NEW	84-20-089	392-170-050	NEW-P	84-10-074	392-171-426	REP	84-14-036
392-163-364	NEW-P	84-17-128	392-170-050	NEW	84-14-037	392-171-431	AMD-P	84-10-075
392-163-364	NEW	84-20-089	392-170-055	NEW-P	84-10-074	392-171-431	AMD	84-14-036
392-163-365	AMD-P	84-17-128	392-170-055	NEW	84-14-037	392-171-461	AMD-P	84-10-075
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392-163-375	AMD-P	84-17-128	392-170-060	NEW	84-14-037	392-171-461	AMD	84-14-036
392-163-375	AMD	84-20-089	392-170-065	NEW-P	84-10-074	392-171-516	AMD-P	84-03-013
392-163-385	AMD-P	84-17-128	392-170-065	NEW	84-14-037	392-171-516	AMD-W	84-09-001
392-163-385	AMD	84-20-089	392-170-070	NEW-P	84-10-074	392-171-516	AMD-P	84-10-075
392-163-435	NEW-P	84-17-128	392-170-070	NEW	84-14-037	392-171-516	AMD	84-14-036
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392-165	NEW-C	84-05-043	392-170-085	NEW-P	84-10-074	392-171-536	AMD-E	84-16-020
392-165-100	NEW	84-06-019	392-170-085	NEW	84-14-037	392-171-536	AMD	84-19-001
392-165-105	NEW	84-06-019	392-170-090	NEW-P	84-10-074	392-171-541	REP-P	84-16-019
392-165-110	NEW	84-06-019	392-170-090	NEW	84-14-037	392-171-541	REP-E	84-16-020
392-165-115	NEW	84-06-019	392-170-095	NEW-P	84-10-074	392-171-541	REP	84-19-001
392-165-120	NEW	84-06-019	392-170-095	NEW	84-14-037	392-171-546	REP-P	84-16-019
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392-165-140	NEW	84-06-019	392-171	AMD-C	84-20-033	392-171-551	AMD-E	84-16-020
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392-165-180	NEW	84-06-019	392-171-295	NEW	84-14-036	392-171-559	NEW	84-19-001
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392-165-265	NEW	84-06-019	392-171-331	AMD-P	84-10-075	392-171-566	AMD	84-11-037
392-165-302	NEW	84-06-019	392-171-331	AMD	84-14-036	392-171-566	REP-P	84-16-019
392-165-304	NEW	84-06-019	392-171-351	AMD-P	84-03-013	392-171-566	REP-E	84-16-020
392-165-310	NEW	84-06-019	392-171-351	AMD-W	84-09-001	392-171-566	REP	84-19-001
392-165-315	NEW	84-06-019	392-171-351	AMD-P	84-10-075	392-171-566	REP-P	84-16-019
392-165-320	NEW	84-06-019	392-171-351	AMD-E	84-13-031	392-171-571	REP-E	84-16-020
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392-165-360	NEW	84-06-019	392-171-382	NEW-P	84-10-075	392-171-721	AMD-P	84-10-075
392-165-365	NEW	84-06-019	392-171-382	NEW	84-14-036	392-171-731	AMD-P	84-03-013
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392-165-440	NEW	84-06-019	392-171-384	NEW-P	84-10-075	392-171-731	AMD	84-14-036
392-165-445	NEW	84-06-019	392-171-384	NEW	84-14-036	392-173	AMD-P	84-17-130
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392-165-460	NEW	84-06-019	392-171-391	AMD-P	84-10-075	392-173-003	NEW-P	84-17-130
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392-170	NEW-C	84-11-086	392-171-401	AMD-P	84-10-075	392-173-005	AMD-P	84-17-130
392-170	NEW-C	84-13-017	392-171-401	AMD	84-14-036	392-173-005	AMD	84-20-086
392-170	NEW-C	84-14-017	392-171-406	AMD-P	84-03-013	392-173-010	AMD-P	84-17-130
392-170-005	NEW-P	84-10-074	392-171-406	AMD-W	84-09-001	392-173-010	AMD	84-20-086
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392-170-015	NEW-P	84-10-074	392-171-411	AMD-W	84-09-001	392-173-020	AMD	84-20-086
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392-173-035	AMD	84-20-086	419-14-120	NEW-E	84-08-009	437-10-010	NEW-P	84-19-065
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392-173-050	AMD	84-20-086	434-20-030	REP-P	84-12-086	437-10-040	NEW-P	84-19-065
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419-14-060	AMD-P	84-09-056	437-06-060	NEW	84-23-048	458-18-100	AMD	84-21-010
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419-14-070	AMD-E	84-09-057	437-06-080	NEW	84-23-048	458-20-114	AMD	84-08-012
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458-20-246	NEW	84-24-028	458-53-163	NEW	84-14-039	463-46-200	REP-P	84-16-048
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458-40-18600	AMD-P	84-22-046	458-53-210	AMD-P	84-11-065	463-46-220	REP	84-19-031
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458-40-18700	AMD-P	84-22-046	458-61-060	AMD-P	84-11-040	463-46-230	REP	84-19-031
458-40-18701	REP-P	84-10-052	458-61-060	AMD	84-17-002	463-46-240	REP-P	84-16-048
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458-40-18701	REP	84-14-049	458-61-080	AMD	84-17-002	463-46-245	REP-P	84-16-048
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458-40-18702	REP-E	84-14-048	458-61-100	AMD	84-17-002	463-46-260	REP-P	84-16-048
458-40-18702	REP	84-14-049	458-61-210	AMD-P	84-11-040	463-46-260	REP	84-19-031
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458-40-18703	REP-E	84-14-048	458-61-220	AMD-P	84-11-040	463-46-270	REP	84-19-031
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458-53-141	AMD	84-14-039	463-46-177	REP-P	84-16-048	463-46-455	REP	84-19-031
458-53-150	AMD-P	84-11-065	463-46-177	REP	84-19-031	463-46-460	REP-P	84-16-048
458-53-150	AMD	84-14-039	463-46-180	REP-P	84-16-048	463-46-460	REP	84-19-031
458-53-160	AMD-P	84-11-065	463-46-180	REP	84-19-031	463-46-465	REP-P	84-16-048

Table of WAC Sections Affected

WAC #		WSR #	WAC #		WSR #	WAC #		WSR #
463-46-465	REP	84-19-031	463-47-130	NEW-P	84-16-048	468-87-020	REP	85-01-054
463-46-470	REP-P	84-16-048	463-47-130	NEW	84-19-031	468-87-030	REP-P	84-21-102
463-46-470	REP	84-19-031	463-47-140	NEW-P	84-16-048	468-87-030	REP	85-01-054
463-46-480	REP-P	84-16-048	463-47-140	NEW	84-19-031	468-87-100	REP-P	84-21-102
463-46-480	REP	84-19-031	463-47-150	NEW-P	84-16-048	468-87-100	REP	85-01-054
463-46-485	REP-P	84-16-048	463-47-150	NEW	84-19-031	468-87-110	REP-P	84-21-102
463-46-485	REP	84-19-031	463-47-190	NEW-P	84-16-048	468-87-110	REP	85-01-054
463-46-490	REP-P	84-16-048	463-47-190	NEW	84-19-031	468-87-200	REP-P	84-21-102
463-46-490	REP	84-19-031	468-12-010	AMD-P	84-16-004	468-87-200	REP	85-01-054
463-46-495	REP-P	84-16-048	468-12-010	AMD	84-19-030	468-87-210	REP-P	84-21-102
463-46-495	REP	84-19-031	468-12-020	AMD-P	84-16-004	468-87-210	REP	85-01-054
463-46-500	REP-P	84-16-048	468-12-020	AMD	84-19-030	468-87-220	REP-P	84-21-102
463-46-500	REP	84-19-031	468-12-025	REP-P	84-16-004	468-87-220	REP	85-01-054
463-46-510	REP-P	84-16-048	468-12-025	REP	84-19-030	468-87-230	REP-P	84-21-102
463-46-510	REP	84-19-031	468-12-040	REP-P	84-21-020	468-87-230	REP	85-01-054
463-46-520	REP-P	84-16-048	468-12-040	REP	85-01-055	468-87-240	REP-P	84-21-102
463-46-520	REP	84-19-031	468-12-055	AMD-P	84-16-004	468-87-240	REP	85-01-054
463-46-530	REP-P	84-16-048	468-12-055	AMD	84-19-030	468-87-300	REP-P	84-21-102
463-46-530	REP	84-19-031	468-12-060	AMD-P	84-16-004	468-87-300	REP	85-01-054
463-46-535	REP-P	84-16-048	468-12-060	AMD	84-19-030	468-87-310	REP-P	84-21-102
463-46-535	REP	84-19-031	468-12-080	REP-P	84-21-020	468-87-310	REP	85-01-054
463-46-540	REP-P	84-16-048	468-12-080	REP	85-01-055	468-87-320	REP-P	84-21-102
463-46-540	REP	84-19-031	468-12-170	REP-P	84-21-020	468-87-320	REP	85-01-054
463-46-545	REP-P	84-16-048	468-12-170	REP	85-01-055	468-87-330	REP-P	84-21-102
463-46-545	REP	84-19-031	468-12-180	REP-P	84-21-020	468-87-330	REP	85-01-054
463-46-550	REP-P	84-16-048	468-12-180	REP	85-01-055	468-87-340	REP-P	84-21-102
463-46-550	REP	84-19-031	468-12-185	REP-P	84-21-020	468-87-340	REP	85-01-054
463-46-570	REP-P	84-16-048	468-12-185	REP	85-01-055	468-87-350	REP-P	84-21-102
463-46-570	REP	84-19-031	468-12-455	NEW-P	84-16-004	468-87-350	REP	85-01-054
463-46-580	REP-P	84-16-048	468-12-455	NEW	84-19-030	468-87-360	REP-P	84-21-102
463-46-580	REP	84-19-031	468-12-460	AMD-P	84-16-004	468-87-360	REP	85-01-054
463-46-600	REP-P	84-16-048	468-12-460	AMD	84-19-030	468-87-370	REP-P	84-21-102
463-46-600	REP	84-19-031	468-12-510	NEW-P	84-16-004	468-87-370	REP	85-01-054
463-46-650	REP-P	84-16-048	468-12-510	NEW	84-19-030	468-87-380	REP-P	84-21-102
463-46-650	REP	84-19-031	468-12-520	REP-P	84-21-020	468-87-380	REP	85-01-054
463-46-652	REP-P	84-16-048	468-12-520	REP	85-01-055	468-87-390	REP-P	84-21-102
463-46-652	REP	84-19-031	468-12-550	REP-P	84-21-020	468-87-390	REP	85-01-054
463-46-660	REP-P	84-16-048	468-12-550	REP	85-01-055	468-87-410	REP-P	84-21-102
463-46-660	REP	84-19-031	468-12-660	NEW-P	84-16-004	468-87-410	REP	85-01-054
463-46-690	REP-P	84-16-048	468-12-660	NEW	84-19-030	468-87-420	REP-P	84-21-102
463-46-690	REP	84-19-031	468-12-680	NEW-P	84-16-004	468-87-420	REP	85-01-054
463-46-695	REP-P	84-16-048	468-12-680	NEW	84-19-030	468-87-430	REP-P	84-21-102
463-46-695	REP	84-19-031	468-12-704	NEW-P	84-16-004	468-87-430	REP	85-01-054
463-46-700	REP-P	84-16-048	468-12-704	NEW	84-19-030	468-87-440	REP-P	84-21-102
463-46-700	REP	84-19-031	468-12-800	NEW-P	84-16-004	468-87-440	REP	85-01-054
463-46-830	REP-P	84-16-048	468-12-800	NEW	84-19-030	468-87-510	REP-P	84-21-102
463-46-830	REP	84-19-031	468-12-820	REP-P	84-21-020	468-87-510	REP	85-01-054
463-46-840	REP-P	84-16-048	468-12-820	REP	85-01-055	468-87-610	REP-P	84-21-102
463-46-840	REP	84-19-031	468-12-880	NEW-P	84-16-004	468-87-610	REP	85-01-054
463-46-910	REP-P	84-16-048	468-12-880	NEW	84-19-030	468-87-710	REP-P	84-21-102
463-46-910	REP	84-19-031	468-12-904	NEW-P	84-16-004	468-87-710	REP	85-01-054
463-47-010	NEW-P	84-16-048	468-12-904	NEW	84-19-030	468-95	AMD-P	84-22-019
463-47-010	NEW	84-19-031	468-12-910	NEW-P	84-16-004	468-95	AMD	85-01-056
463-47-020	NEW-P	84-16-048	468-12-910	NEW	84-19-030	468-95-010	NEW-P	84-22-019
463-47-020	NEW	84-19-031	468-12-912	NEW-P	84-16-004	468-95-010	NEW	85-01-056
463-47-030	NEW-P	84-16-048	468-12-912	NEW	84-19-030	468-95-020	NEW-P	84-22-019
463-47-030	NEW	84-19-031	468-12-990	REP-P	84-21-020	468-95-020	NEW	85-01-056
463-47-040	NEW-P	84-16-048	468-12-990	REP	85-01-055	468-95-030	NEW-P	84-22-019
463-47-040	NEW	84-19-031	468-38-135	NEW-P	84-03-033	468-95-030	NEW	85-01-056
463-47-050	NEW-P	84-16-048	468-38-135	NEW-E	84-03-034	468-95-040	NEW-P	84-22-019
463-47-050	NEW	84-19-031	468-38-135	NEW	84-05-045	468-95-040	NEW	85-01-056
463-47-051	NEW-P	84-16-048	468-38-235	AMD	84-04-011	468-95-050	NEW-P	84-22-019
463-47-051	NEW	84-19-031	468-58-110	REP-P	84-03-032	468-95-050	NEW	85-01-056
463-47-060	NEW-P	84-16-048	468-58-110	REP	84-05-044	468-95-060	NEW-P	84-22-019
463-47-060	NEW	84-19-031	468-66	AMD-C	84-23-037	468-95-060	NEW	85-01-056
463-47-070	NEW-P	84-16-048	468-66	AMD-C	85-01-053	468-95-070	NEW-P	84-22-019
463-47-070	NEW	84-19-031	468-66-010	AMD-P	84-18-047	468-95-070	NEW	85-01-056
463-47-080	NEW-P	84-16-048	468-66-030	AMD-P	84-18-047	468-95-080	NEW-P	84-22-019
463-47-080	NEW	84-19-031	468-66-032	NEW-P	84-18-047	468-95-080	NEW	85-01-056
463-47-090	NEW-P	84-16-048	468-70	AMD-C	84-23-037	468-95-090	NEW-P	84-22-019
463-47-090	NEW	84-19-031	468-70	AMD-C	85-01-053	468-95-090	NEW	85-01-056
463-47-100	NEW-P	84-16-048	468-70-050	AMD-P	84-18-047	468-300-010	AMD-P	84-06-050
463-47-100	NEW	84-19-031	468-70-060	AMD-P	84-18-047	468-300-010	AMD-C	84-10-001
463-47-110	NEW-P	84-16-048	468-70-080	AMD-P	84-18-047	468-300-010	AMD	84-10-002
463-47-110	NEW	84-19-031	468-87-010	REP-P	84-21-102	468-300-010	AMD	84-11-052
463-47-120	NEW-P	84-16-048	468-87-010	REP	85-01-054	468-300-020	AMD-P	84-06-050
463-47-120	NEW	84-19-031	468-87-020	REP-P	84-21-102	468-300-020	AMD-C	84-10-001

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WAC #	WSR #	WAC #	WSR #	WAC #	WSR #			
468-300-020	AMD	84-10-002	478-325-020	REP	84-20-074	480-10-240	REP-P	84-18-053
468-300-020	AMD	84-11-052	478-325-025	REP-P	84-16-078	480-10-240	REP	84-21-030
468-300-030	AMD-P	84-06-050	478-325-025	REP	84-20-074	480-10-245	REP-P	84-18-053
468-300-030	AMD-C	84-10-001	478-325-030	REP-P	84-16-078	480-10-245	REP	84-21-030
468-300-030	AMD	84-10-002	478-325-030	REP	84-20-074	480-10-270	REP-P	84-18-053
468-300-030	AMD	84-11-052	478-325-040	REP-P	84-16-078	480-10-270	REP	84-21-030
468-300-040	AMD-P	84-06-050	478-325-040	REP	84-20-074	480-10-300	REP-P	84-18-053
468-300-040	AMD-C	84-10-001	478-325-050	REP-P	84-16-078	480-10-300	REP	84-21-030
468-300-040	AMD	84-11-052	478-325-050	REP	84-20-074	480-10-305	REP-P	84-18-053
468-300-070	AMD-P	84-06-050	478-325-060	REP-P	84-16-078	480-10-305	REP	84-21-030
468-300-070	AMD-C	84-10-001	478-325-060	REP	84-20-074	480-10-310	REP-P	84-18-053
468-300-070	AMD	84-11-052	478-325-070	REP-P	84-16-078	480-10-310	REP	84-21-030
478-116-010	AMD-P	84-06-046	478-325-070	REP	84-20-074	480-10-320	REP-P	84-18-053
478-116-010	AMD	84-10-030	478-325-080	REP-P	84-16-078	480-10-320	REP	84-21-030
478-116-240	AMD-P	84-06-046	478-325-080	REP	84-20-074	480-10-330	REP-P	84-18-053
478-116-240	AMD	84-10-030	478-325-090	REP-P	84-16-078	480-10-330	REP	84-21-030
478-116-440	AMD-P	84-06-046	478-325-090	REP	84-20-074	480-10-340	REP-P	84-18-053
478-116-511	NEW-P	84-06-046	478-325-100	REP-P	84-16-078	480-10-340	REP	84-21-030
478-116-511	NEW	84-10-030	478-325-100	REP	84-20-074	480-10-345	REP-P	84-18-053
478-116-588	AMD-P	84-06-046	478-325-110	REP-P	84-16-078	480-10-345	REP	84-21-030
478-116-600	AMD-P	84-06-046	478-325-110	REP	84-20-074	480-10-350	REP-P	84-18-053
478-116-600	AMD-E	84-04-090	478-325-120	REP-P	84-16-078	480-10-350	REP	84-21-030
478-116-600	AMD-E	84-08-052	478-325-120	REP	84-20-074	480-10-355	REP-P	84-18-053
478-116-600	AMD	84-10-030	478-325-130	REP-P	84-16-078	480-10-355	REP	84-21-030
478-116-600	AMD-P	84-11-062	478-325-130	REP	84-20-074	480-10-360	REP-P	84-18-053
478-116-600	AMD	84-16-028	479-13-010	AMD-P	84-06-032	480-10-360	REP	84-21-030
478-136-030	AMD-P	84-21-058	479-13-010	AMD	84-11-014	480-10-365	REP-P	84-18-053
478-136-030	AMD	85-01-045	479-13-060	AMD-P	84-06-032	480-10-365	REP	84-21-030
478-210-010	NEW	84-09-020	479-13-060	AMD	84-11-014	480-10-370	REP-P	84-18-053
478-210-020	NEW	84-09-020	480-10-010	REP-P	84-18-053	480-10-370	REP	84-21-030
478-324-010	NEW-P	84-16-078	480-10-010	REP	84-21-030	480-10-375	REP-P	84-18-053
478-324-010	NEW	84-20-074	480-10-020	REP-P	84-18-053	480-10-375	REP	84-21-030
478-324-020	NEW-P	84-16-078	480-10-020	REP	84-21-030	480-10-390	REP-P	84-18-053
478-324-020	NEW	84-20-074	480-10-025	REP-P	84-18-053	480-10-390	REP	84-21-030
478-324-030	NEW-P	84-16-078	480-10-025	REP	84-21-030	480-10-400	REP-P	84-18-053
478-324-030	NEW	84-20-074	480-10-030	REP-P	84-18-053	480-10-400	REP	84-21-030
478-324-040	NEW-P	84-16-078	480-10-030	REP	84-21-030	480-10-405	REP-P	84-18-053
478-324-040	NEW	84-20-074	480-10-040	REP-P	84-18-053	480-10-405	REP	84-21-030
478-324-050	NEW-P	84-16-078	480-10-040	REP	84-21-030	480-10-410	REP-P	84-18-053
478-324-050	NEW	84-20-074	480-10-050	REP-P	84-18-053	480-10-410	REP	84-21-030
478-324-060	NEW-P	84-16-078	480-10-050	REP	84-21-030	480-10-420	REP-P	84-18-053
478-324-060	NEW	84-20-074	480-10-055	REP-P	84-18-053	480-10-420	REP	84-21-030
478-324-070	NEW-P	84-16-078	480-10-055	REP	84-21-030	480-10-425	REP-P	84-18-053
478-324-070	NEW	84-20-074	480-10-060	REP-P	84-18-053	480-10-425	REP	84-21-030
478-324-080	NEW-P	84-16-078	480-10-060	REP	84-21-030	480-10-440	REP-P	84-18-053
478-324-090	NEW-P	84-16-078	480-10-100	REP-P	84-18-053	480-10-440	REP	84-21-030
478-324-090	NEW	84-20-074	480-10-100	REP	84-21-030	480-10-442	REP-P	84-18-053
478-324-100	NEW-P	84-16-078	480-10-150	REP-P	84-18-053	480-10-442	REP	84-21-030
478-324-100	NEW	84-20-074	480-10-150	REP	84-21-030	480-10-444	REP-P	84-18-053
478-324-110	NEW-P	84-16-078	480-10-160	REP-P	84-18-053	480-10-444	REP	84-21-030
478-324-110	NEW	84-20-074	480-10-160	REP	84-21-030	480-10-446	REP-P	84-18-053
478-324-120	NEW-P	84-16-078	480-10-170	REP-P	84-18-053	480-10-446	REP	84-21-030
478-324-120	NEW	84-20-074	480-10-170	REP	84-21-030	480-10-450	REP-P	84-18-053
478-324-130	NEW-P	84-16-078	480-10-175	REP-P	84-18-053	480-10-450	REP	84-21-030
478-324-130	NEW	84-20-074	480-10-175	REP	84-21-030	480-10-455	REP-P	84-18-053
478-324-140	NEW-P	84-16-078	480-10-180	REP-P	84-18-053	480-10-455	REP	84-21-030
478-324-140	NEW	84-20-074	480-10-180	REP	84-21-030	480-10-460	REP-P	84-18-053
478-324-150	NEW-P	84-16-078	480-10-190	REP-P	84-18-053	480-10-460	REP	84-21-030
478-324-150	NEW	84-20-074	480-10-190	REP	84-21-030	480-10-465	REP-P	84-18-053
478-324-160	NEW-P	84-16-078	480-10-200	REP-P	84-18-053	480-10-465	REP	84-21-030
478-324-160	NEW	84-20-074	480-10-200	REP	84-21-030	480-10-480	REP-P	84-18-053
478-324-170	NEW-P	84-16-078	480-10-203	REP-P	84-18-053	480-10-480	REP	84-21-030
478-324-170	NEW	84-20-074	480-10-203	REP	84-21-030	480-10-485	REP-P	84-18-053
478-324-180	NEW-P	84-16-078	480-10-205	REP-P	84-18-053	480-10-485	REP	84-21-030
478-324-180	NEW	84-20-074	480-10-205	REP	84-21-030	480-10-490	REP-P	84-18-053
478-324-190	NEW-P	84-16-078	480-10-210	REP-P	84-18-053	480-10-490	REP	84-21-030
478-324-190	NEW	84-20-074	480-10-210	REP	84-21-030	480-10-495	REP-P	84-18-053
478-324-200	NEW-P	84-16-078	480-10-215	REP-P	84-18-053	480-10-495	REP	84-21-030
478-324-200	NEW	84-20-074	480-10-215	REP	84-21-030	480-10-510	REP-P	84-18-053
478-324-210	NEW-P	84-16-078	480-10-220	REP-P	84-18-053	480-10-510	REP	84-21-030
478-324-210	NEW	84-20-074	480-10-220	REP	84-21-030	480-10-520	REP-P	84-18-053
478-324-220	NEW-P	84-16-078	480-10-225	REP-P	84-18-053	480-10-520	REP	84-21-030
478-324-220	NEW	84-20-074	480-10-225	REP	84-21-030	480-10-530	REP-P	84-18-053
478-324-230	NEW	84-20-074	480-10-230	REP-P	84-18-053	480-10-530	REP	84-21-030
478-325-010	REP-P	84-16-078	480-10-230	REP	84-21-030	480-10-535	REP-P	84-18-053
478-325-010	REP	84-20-074	480-10-235	REP-P	84-18-053	480-10-535	REP	84-21-030
478-325-020	REP-P	84-16-078	480-10-235	REP	84-21-030	480-10-540	REP-P	84-18-053

Table of WAC Sections Affected

WAC #		WSR #	WAC #		WSR #	WAC #		WSR #
480-10-540	REP	84-21-030	480-30-130	AMD-P	84-12-081	480-120-088	AMD-C	84-02-068
480-10-545	REP-P	84-18-053	480-30-130	AMD-E	84-12-082	480-120-088	AMD-C	84-03-051
480-10-545	REP	84-21-030	480-30-130	AMD	84-15-023	480-120-088	AMD-C	84-05-062
480-10-550	REP-P	84-18-053	480-40-080	AMD-P	84-12-077	480-120-088	AMD-P	84-06-057
480-10-550	REP	84-21-030	480-40-080	AMD	84-15-024	480-120-088	AMD	84-09-054
480-10-570	REP-P	84-18-053	480-90-021	AMD-P	84-20-048	480-125	REP-E	84-04-031
480-10-570	REP	84-21-030	480-90-021	AMD-E	84-22-050	480-149-060	AMD-P	84-12-081
480-10-580	REP-P	84-18-053	480-90-021	AMD	84-23-030	480-149-060	AMD-E	84-12-082
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480-10-600	REP-P	84-18-053	480-90-071	AMD-E	84-22-050	480-149-070	AMD-P	84-12-081
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