

OCTOBER 16, 1985

OLYMPIA, WASHINGTON

ISSUE 85-20



---

## IN THIS ISSUE

Administrative Hearings, Office of  
Agriculture, Department of  
Archaeology and Historic Preservation,  
Office of  
Asian American Affairs, Commission on  
Attorney General, Office of the  
Chiropractic Disciplinary Board  
Community College District Twelve  
Community College Education, Board for  
Corrections, Department of  
County Road Administration Board  
Ecology, Department of  
Edmonds Community College  
(District 23)  
Education, State Board of  
Emergency Management, Department of  
Equipment, Commission on  
Fisheries, Department of  
Forest Fire Advisory Board  
Forest Practices Board  
Game, Department of  
Governor, Office of the  
Health, Board of  
Higher Education Personnel Board  
Human Rights Commission  
Insurance Commissioner  
Labor and Industries, Department of

Library Commission  
Licensing, Department of  
Minority and Women's Business Enterprises,  
Office of  
Natural Resources, Department of  
Outdoor Recreation, Interagency Committee for  
Parks and Recreation Commission  
Personnel Appeals Board  
Personnel, Department of  
Pharmacy, Board of  
Postsecondary Education, Council for  
Public Disclosure Commission  
Puget Sound Water Quality Authority  
Revenue, Department of  
Seattle Community College District  
Skagit Valley College  
(District 4)  
Social and Health Services, Department of  
State Patrol  
Supreme Court  
Transportation, Department of  
University of Washington  
Utilities and Transportation Commission  
Veterans Affairs, Department of  
Washington State Library

(Subject/Agency index at back of issue)  
This issue contains documents officially  
filed not later than October 2, 1985

## 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).

## REPUBLICATION OF OFFICIAL DOCUMENTS

All documents appearing in the Washington State Register are prepared and printed at public expense. There are no restrictions on the republication of official documents appearing in the Washington State Register. All news services are especially encouraged to give wide publicity to all documents printed in the Washington State Register.

## 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

(ISSN 0164-6389) is published twice each month by the Statute Law Committee, Office of the Code Reviser, Olympia, WA 98504, pursuant to RCW 34.08.020. Subscription rate is \$150.92 per year, sales tax included, postpaid to points in the United States. Second-class postage paid at Olympia, Washington.

Changes of address notices, subscription orders, and undelivered copies should be sent to:

WASHINGTON STATE REGISTER  
Code Reviser's Office  
Legislative Building  
Olympia, WA 98504

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.

**Robert L. Charette**  
*Chairman, Statute Law Committee*

**Dennis W. Cooper**  
*Code Reviser*

**Gary Reid**  
*Chief Assistant Code Reviser*

**Susan J. Brooks**  
*Editor*

**Joyce Matzen**  
*Subscription Clerk*

## 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.

# 1985 – 1986

## DATES FOR REGISTER CLOSING, DISTRIBUTION, AND FIRST AGENCY ACTION

Issue No.	Closing Dates <sup>1</sup>			Distribution Date	First Agency Action Date <sup>3</sup>
	Non-OTS & 30 p. or more	Non-OTS & 11 to 29 p.	OTS <sup>2</sup> or 10 p. max. Non-OTS		
<i>For Inclusion in—</i>	<i>File no later than—</i>			<i>Count 20 days from—</i>	<i>For hearing/adoption on or after</i>
85-18	Aug 7	Aug 21	Sep 4	Sep 18	Oct 8
85-19	Aug 21	Sep 4	Sep 18	Oct 2	Oct 22
85-20	Sep 4	Sep 18	Oct 2	Oct 16	Nov 5
85-21	Sep 25	Oct 9	Oct 23	Nov 6	Nov 26
85-22	Oct 9	Oct 23	Nov 6	Nov 20	Dec 10
85-23	Oct 23	Nov 6	Nov 20	Dec 4	Dec 24
85-24	Nov 6	Nov 20	Dec 4	Dec 18	Jan 7, 1986
<hr/>					
86-01	Nov 21	Dec 5	Dec 19, 1985	Jan 2, 1986	Jan 22
86-02	Dec 5	Dec 19	Dec 31, 1985	Jan 15, 1986	Feb 4
86-03	Dec 26, 1985	Jan 8, 1986	Jan 22	Feb 5	Feb 25
86-04	Jan 8	Jan 22	Feb 5	Feb 19	Mar 11
86-05	Jan 22	Feb 5	Feb 19	Mar 5	Mar 25
86-06	Feb 5	Feb 19	Mar 5	Mar 19	Apr 8
86-07	Feb 19	Mar 5	Mar 19	Apr 2	Apr 22
86-08	Mar 5	Mar 19	Apr 2	Apr 16	May 6
86-09	Mar 26	Apr 9	Apr 23	May 7	May 27
86-10	Apr 9	Apr 23	May 7	May 21	Jun 10
86-11	Apr 23	May 7	May 21	Jun 4	Jun 24
86-12	May 7	May 21	Jun 4	Jun 18	Jul 8

<sup>1</sup>All 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.

<sup>2</sup>A 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.

<sup>3</sup>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 1, 1985. The 1985 annual subscription price is \$140 for 24 issues. The general business offices of the publisher are located in the Legislative Building, Olympia, Washington 98504.

The editor is Susan J. Brooks, Code Reviser's Office, Legislative Building, Olympia, Washington 98504. There is no managing editor.

The owner is the Statute Law Committee, State of Washington, Legislative Building, Olympia, Washington 98504.

There are no known bondholders, mortgagees, or other security holders.

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	60	59
Mail subscriptions	356	383
Total paid circulation	416	442
Free distribution by mail, carrier, or other means; samples, complimentary, and other free copies	161	148
Total distribution	577	580
Copies not distributed		
Office use, left over, unaccounted, spoiled after printing	223	220
Returns from news agents	0	0
Total	800	800

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

Susan J. Brooks  
Editor

**WSR 85-20-001**  
**ADOPTED RULES**  
**PERSONNEL APPEALS BOARD**  
 [Order 85-2—Filed September 19, 1985]

Be it resolved by the Personnel Appeals Board, acting at 2828 Capitol Boulevard, Olympia, WA, that it does adopt the annexed rules relating to charges to be made for providing transcripts, and for the requirement that the Personnel Appeals Board will pay for transcripts on cases appealed to superior court, WAC 358-30-030, 358-30-210 and 358-30-220.

This action is taken pursuant to Notice No. WSR 85-16-098 filed with the code reviser on August 6, 1985. 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 41.64 RCW which directs that the Personnel Appeals Board has authority to implement the provisions of chapter 41.64 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 September 18, 1985.

By K. W. Elfbrandt  
 Executive Secretary

AMENDATORY SECTION (Amending Order 81-4, filed 12/16/81)

WAC 358-30-030 HEARINGS. (1) Hearings on all appeals shall be open to the public unless the personnel appeals board or hearings examiner determines there is substantial reason for not having an open hearing, or the employee so requests.

(2) The hearing shall be informal. Technical rules of evidence shall not apply to the proceedings, except for the rules of privilege recognized by law.

(3) All parties may select representatives of their choosing, present and cross-examine witnesses, and give evidence before the personnel appeals board or hearings examiner.

(4) All testimony shall be on oath administered by a member of the personnel appeals board or hearings examiner.

(5) One member of the personnel appeals board may hold a hearing and take testimony to be reported for action by the board. Any such hearing shall be done only at the direction of the chairperson of the board or as provided in these rules.

(6) The personnel appeals board or hearings examiner shall prepare an official record of the hearing, including all testimony recorded manually or by mechanical device, and exhibits.

(7) The personnel appeals board or hearings examiner shall not be required to transcribe such record unless requested by the ~~((employee or agency who shall be furnished with a complete transcript upon payment of a~~

~~reasonable charge therefor)) parties. A transcript can be obtained:~~

(a) If the proceedings before the hearings examiner or board were recorded by a court reporter, a transcript can be ordered from the court reporter.

(b) If the proceedings were recorded mechanically, a copy of transcript can be ordered from the board for \$2.50 a page. Copies of cassettes may be obtained for \$5.00 for the first tape and \$3.00 for each additional tape.

AMENDATORY SECTION (Amending Order 81-4, filed 12/16/81)

WAC 358-30-210 APPEALS TO SUPERIOR COURT. Within 30 calendar days after the recording and mailing of a personnel appeals board order in appeal cases provided for in RCW 41.06.170(2), the employee may appeal to the Thurston county superior court as provided in RCW 41.64.130. The grounds for the appeal shall be stated in a written notice of appeal filed with the court, with copies thereof served on a member of the board or the executive secretary and on the employing agency, all within the appeal period.

AMENDATORY SECTION (Amending Order 82-1, filed 6/25/82)

WAC 358-30-220 ~~((APPEALS TO SUPERIOR COURT. (1) Within 30 calendar days after the mailing of a personnel appeals board order in appeal cases provided for in RCW 41.06.170(2), the employee may appeal to the Thurston county superior court as provided in RCW 41.64.130.~~

~~(2) The grounds for the appeal shall be stated in a written notice of appeal filed with the court, with copies thereof served on a member of the board or the executive secretary and on the employing agency, all within the time stated.))~~ Record for the court. Transcripts on appeal.

~~((3))~~ (1) By stipulation the parties may agree to shorten the record to be filed with the court. The appellant shall contact counsel for the respondent to discuss stipulating to a shortened record. Either party unreasonably refusing to stipulate to such a limitation may be ordered by the court to pay the additional costs involved.

~~((4))~~ (2) Within ((+5)) 10 days after ((service of)) filing the notice of appeal, the appellant will((:)) notify the board in writing of the portion of the record to be filed.

(3) The transcript certified to the court will be paid for by the board.

(4) The parties may obtain a copy of a transcript to be used on appeal:

(a) If the proceedings before the hearings examiner or board were recorded by a court reporter, ~~((order a transcript of proceedings))~~ a copy of the transcript can be ordered from the court reporter. ~~((and direct that the original be transmitted to the principal office of the personnel appeals board for inclusion in the certified record; and))~~

(b) If the proceedings were recorded mechanically, ~~((post a deposit with the personnel appeals board in an~~

~~amount sufficient to cover the reasonable costs of transcription as determined by the personnel appeals board. Prior to transmitting the transcript to court, final adjustment reflecting the actual cost of preparation of the transcript will be made.))~~ a copy can be ordered from the board for 35 cents a page.

~~((5))~~ (4) The board shall transmit to the court a certified ~~((record))~~ transcript of the hearing with exhibits.

~~((6) If the employee prevails before the court, he/she shall be reimbursed by the employing agency for the cost of a transcript.))~~

### WSR 85-20-002

#### ADOPTED RULES

### UTILITIES AND TRANSPORTATION COMMISSION

[Order R-237, Cause No. U-85-43—Filed September 19, 1985]

In the matter of registration of telecommunications companies.

This action is taken pursuant to Notice No. WSR 85-16-009 filed with the code reviser on July 26, 1985. This rule change hereinafter adopted shall take effect pursuant to RCW 34.04.040(2).

This rule-making proceeding is brought on pursuant to RCW 80.01.040 and is intended administratively to implement these statutes.

This rule-making proceeding is in compliance with the Open Public Meetings Act (chapter 42.30 RCW), the Administrative Procedure Act (chapter 34.04 RCW), the State Register Act (chapter 34.08 RCW), the State Environmental Policy Act of 1971 (chapter 43.21C RCW), and the Regulatory Fairness Act (chapter 19.85 RCW).

Pursuant to Notice No. WSR 85-16-009 the above matter was scheduled for consideration at 9:00 a.m., Wednesday, September 18, 1985, in the Commission's Hearing Room, Sixth Floor, Highways-Licenses Building, Olympia, Washington, before Chairman Sharon L. Nelson and Commissioners Robert W. Bratton and Richard D. Casad.

Under the terms of said notice, interested persons were afforded the opportunity to submit data, views, or arguments to the commission in writing prior to September 13, 1985. Under the terms of said notice, interested persons were afforded the opportunity to submit data, views, or arguments orally at 9:00 a.m., Wednesday, September 18, 1985, in the Commission's Hearing Room, Sixth Floor, Highways-Licenses Building, Olympia, Washington.

At the September 18, 1985, meeting the commission considered the rule change proposal. Written comments were received from Northwest Association of Telecommunications Carriers, General Telephone Company of the Northwest, Inc., and Altcom Corporation. Oral statements at the open public meeting were presented by Jim Otterstram and Burt Kornick, the Northwest Association of Telecommunication Carriers; and Don Taylor, Tri-Comm.

The rule change affects no economic values.

In reviewing the entire record herein, it has been determined that chapter 480-121 WAC should be adopted to read as set forth in Appendix A shown below and by this reference made a part hereof. Chapter 480-121 WAC as adopted will provide for the registration of telecommunications companies which had not been providing service under tariff prior to January 1, 1985, in accordance with section 7, chapter 450, Laws of 1985.

#### ORDER

WHEREFORE, IT IS ORDERED That chapter 480-121 WAC as set forth in Appendix A, be adopted as a rule of the Washington Utilities and Transportation Commission to take effect pursuant to RCW 34.04.040(2).

IT IS FURTHER ORDERED That the order and the annexed rule, after first being recorded in the order register of the Washington Utilities and Transportation Commission, shall be forwarded to the code reviser for filing pursuant to chapter 34.04 RCW and chapter 1-12 WAC.

DATED at Olympia, Washington, this 18th day of September, 1985.

Washington Utilities and Transportation Commission  
Sharon L. Nelson, Chairman  
Robert W. Bratton, Commissioner  
Richard D. Casad, Commissioner

#### APPENDIX "A"

#### Chapter 480-121 WAC REGISTRATION OF TELECOMMUNICATIONS COMPANIES

#### WAC

480-121-010	Filing of registration application.
480-121-020	Number of copies.
480-121-030	Additional information.
480-121-040	Grant or denial of registration.
480-121-050	Form.

#### NEW SECTION

WAC 480-121-010 FILING OF REGISTRATION APPLICATION. Applications shall be filed at the office of the commission in Olympia, Washington, by mail or in person, and shall be signed by the applicant or its attorney, dated, and verified. Applications will be assigned a number, and all additional exhibits and data thereafter filed, and correspondence in connection with the application, should bear that number.

Applications shall be in the form prescribed by WAC 480-121-050, and shall in all respects adhere to the rules set out herein. Applications not in substantial compliance with these rules may be rejected by the commission and returned to the applicant.

#### NEW SECTION

WAC 480-121-020 NUMBER OF COPIES. Applicant shall file with the commission an original application and such additional copies as the commission may require.

**NEW SECTION**

**WAC 480-121-030 ADDITIONAL INFORMATION.** The commission may at its discretion require the production of data and information to supplement that contained in the application. Unless a different time is specified, such information shall be provided within ten days of the request.

**NEW SECTION**

**WAC 480-121-040 GRANT OR DENIAL OF REGISTRATION.** As a condition to registration, with or without hearing, applicant must clearly show that:

- (1) Applicant possesses adequate financial resources to provide the proposed service;
- (2) Applicant possesses adequate technical competence to provide the proposed service; and
- (3) Applicant has procured and will maintain:
  - (a) A performance bond satisfactory to the commission sufficient to cover any customer advances or deposits; or
  - (b) Provision has been made for deposit of customer advances or deposits in a federally insured interest bearing trust account maintained by applicant solely for customer advances or deposits, in a bank, savings and loan association, mutual savings bank, or licensed escrow agent located in Washington, with access to such funds only for the purpose of applying an amount to a delinquent bill in accordance with commission deposit rules, or for the purpose of refunding advances or deposits to customers. In any order granting certification, the commission may require either bond or trust account or escrow as a condition.

Such application may be granted without hearing upon a determination by the commission that the application is consistent with the public interest, and that applicant meets financial and technical requirements, and has provided adequately for the protection of customer advances or deposits, or the application may be set for hearing in accordance with notice issued by the commission. If, upon hearing, the commission finds that registration is not consistent with the public interest, or that the applicant is not financially or technically able to provide the contemplated service or that customer advances or deposits cannot be adequately protected, it will deny the application.

**NEW SECTION**

**WAC 480-121-050 FORM.** Applications for registration as a telecommunications company pursuant to the provisions of chapter 450, Laws of 1985, shall be submitted in the following form.

APPLICATION FOR REGISTRATION  
OF TELECOMMUNICATIONS COMPANY  
FILED WITH THE  
WASHINGTON UTILITIES AND TRANSPORTATION  
COMMISSION  
HIGHWAYS-LICENSES BUILDING, OLYMPIA, WA 98504

IN THE MATTER OF THE  
APPLICATION OF (here insert  
name of applicant) FOR AN

ORDER authorizing the  
registration of applicant  
as a telecommunications  
company

NO. . . . .  
  
(Number to  
be inserted  
by secretary  
of the  
Commission)

Application is hereby made to the Washington utilities and transportation commission for an order authorizing (here insert name of applicant) to register as a telecommunications company pursuant to the provisions of chapter 450, Laws of 1985. The following general information and specific exhibits are furnished in support thereof:

GENERAL INFORMATION

- 1. Name of applicant.
- 2. Address of principal office of applicant.
- 3. Name and address of registered agent of applicant if any.
- 4. State or states under which applicant is organized and form of organization (corporation, partnership, association, firm, individual, etc.). Date of organization and term or duration thereof.
- 5. A general description of the property owned by applicant and the field of its operations.
- 6. If a corporation, the names and addresses of the ten common stockholders of applicant owning the greatest number of shares of common stock and the number of such shares owned by each, as follows:

Name and Address	Shares Owned	Percentage of all Shares Issued & Outstanding	Percentage of Voting Control
------------------------	-----------------	--	---------------------------------

- 7. Names and addresses of the officers and directors of applicant.
- 8. Name and address of any corporation, association, or similar organization holding a 5% or greater ownership or a management interest in the applicant. As to ownership, the amount and character of the interest must be indicated. A copy of any management agreement must be attached.
- 9. Names and addresses of subsidiaries owned or controlled by applicant.

EXHIBIT A

Detailed description of the telecommunications services applicant intends to offer, designating geographic areas of operation, and the location of other areas in which applicant is providing or has provided service, either independently or in conjunction with any other telecommunications company.

EXHIBIT B

Current detailed balance sheet.

EXHIBIT C

Detailed income and profit and loss statement of applicant reflecting current and prior year balances for the twelve months ended as of the date of the balance sheet submitted as Exhibit B, or, if more readily available, for the period since the close of the preceding calendar year. If balance sheet and income statement are not available, applicant must submit financial data sufficient to establish it possesses adequate financial resources to provide the proposed service.

EXHIBIT D

Latest annual report, if any.

EXHIBIT E

Detail of the type and quantity of equipment to be used in the operation, capacity and expected use of such equipment, the method of transmission (i.e., copper cable, microwave, fiber optic, etc.), and a map depicting the physical route of transmission.

EXHIBIT F

A commitment for issuance of a performance bond by a company authorized to do business in Washington to cover any advances or deposits, or a detailed description of the account to be maintained for customer deposits including the name of the depository and a copy of the deposit arrangement.

EXHIBIT G

Proposed initial tariff setting forth rates, rules and regulations applicable to the contemplated service.

EXHIBIT H

Such other facts, not set forth in preceding exhibits, as in the opinion of the applicant may be pertinent in support of the application.

WHEREFORE, the undersigned applicant requests that the Washington utilities and transportation commission, enter an order granting the application, in accordance with the provisions of chapter 450, Laws of 1985.

DATED at ..... this ..... day of ..... 19..

.....  
(Applicant)

By .....  
Title .....

STATE OF WASHINGTON

County of ..... } ss.

....., being first duly sworn, deposes and says that ..... is (Title) of (name of applicant), the applicant in the proceeding entitled above, that ..... has read the foregoing application and knows the contents thereof; that the same are true of ..... knowledge, except as to matters

which are therein stated on information or belief, and as to those matters ..... believes them to be true.

.....  
Subscribed and sworn to before this ..... day of ....., 19...

.....  
Notary Public in and for the state of Washington, residing at .....

**WSR 85-20-003**  
**ADOPTED RULES**  
**UTILITIES AND TRANSPORTATION**  
**COMMISSION**

[Order R-238, Cause No. U-85-44—Filed September 19, 1985]

In the matter of amending WAC 480-80-010, 480-80-030, 480-80-120, 480-80-125, 480-80-220, 480-80-240 and adopting WAC 480-80-045.

This action is taken pursuant to Notice No. WSR 85-16-008 filed with the code reviser on July 26, 1985. This rule change hereinafter adopted shall take effect pursuant to RCW 34.04.040(2).

This rule-making proceeding is brought on pursuant to RCW 80.01.040 and is intended administratively to implement these statutes.

This rule-making proceeding is in compliance with the Open Public Meetings Act (chapter 42.30 RCW), the Administrative Procedure Act (chapter 34.04 RCW), the State Register Act (chapter 34.08 RCW), the State Environmental Policy Act of 1971 (chapter 43.21C RCW), and the Regulatory Fairness Act (chapter 19.85 RCW).

Pursuant to Notice No. WSR 85-16-008 the above matter was scheduled for consideration at 9:00 a.m., Wednesday, September 18, 1985, in the Commission's Hearing Room, Sixth Floor, Highways-Licenses Building, Olympia, Washington, before Chairman Sharon L. Nelson and Commissioners Robert W. Bratton and Richard D. Casad.

Under the terms of said notice, interested persons were afforded the opportunity to submit data, views, or arguments to the commission in writing prior to September 13, 1985. Under the terms of said notice, interested persons were afforded the opportunity to submit data, views, or arguments orally at 9:00 a.m., Wednesday, September 18, 1985, in the Commission's Hearing Room, Sixth Floor, Highways-Licenses Building, Olympia, Washington.

At the September 18, 1985, meeting the commission considered the rule change proposal. Written comments were received from Allnet Communication Services, Inc., Altcom Corporation, GTE Sprint Communications Corporation, Northwest Association of Telecommunications Carriers, and General Telephone Company of the Northwest, Inc. An oral statement at the open meeting was presented by John Hart, GTE Sprint.

The rule change affects no economic values.

In reviewing the entire record herein, it has been determined that WAC 480-80-010, 480-80-030, 480-80-

120, 480-80-125, 480-80-220, 480-80-240 and 480-80-045 should be amended and adopted to read as set forth in Appendix A shown below and by this reference made a part hereof. WAC 480-80-010, 480-80-030, 480-80-120, 480-80-125, 480-80-220, 480-80-240 and 480-80-045 as amended and adopted will provide for the treatment of banded rates for telecommunications companies in accordance with section 6, chapter 450, Laws of 1985.

#### ORDER

WHEREFORE, IT IS ORDERED That WAC 480-80-010, 480-80-030, 480-80-120, 480-80-125, 480-80-220, 480-80-240 and 480-80-045 as set forth in Appendix A, be amended and adopted as rules of the Washington Utilities and Transportation Commission to take effect pursuant to RCW 34.04.040(2).

IT IS FURTHER ORDERED That the order and the annexed rule, after first being recorded in the order register of the Washington Utilities and Transportation Commission, shall be forwarded to the code reviser for filing pursuant to chapter 34.04 RCW and chapter 1-12 WAC.

DATED at Olympia, Washington, this 18th day of September, 1985.

Washington Utilities and Transportation Commission  
Sharon L. Nelson, Chairman  
Robert W. Bratton, Commissioner  
Richard D. Casad, Commissioner

#### APPENDIX "A"

AMENDATORY SECTION (Amending Order R-5, filed 6/6/69, effective 10/9/69)

WAC 480-80-010 APPLICATION OF RULES.

(1) These rules shall apply to any public service company, defined as such by the laws of the state of Washington, as amended, operating a gas, electric, ~~((telephone, telegraph))~~ telecommunications, water or irrigation plant which is subject to the jurisdiction of the Washington utilities and transportation commission as to rates and service.

(2) Upon acceptable showing by any utility, the commission may waive or modify, as to that utility, the provisions of any rule herein contained, except when such provisions are fixed by statute.

(3) In no case shall any utility deviate from these rules unless authorized in writing by the commission.

AMENDATORY SECTION (Amending Order R-5, filed 6/6/69, effective 10/9/69)

WAC 480-80-030 DEFINITIONS. (1) "Utility," when used in these rules, means any person, partnership, firm or corporation operating a gas, electric, ~~((telephone, telegraph))~~ telecommunications, water or irrigation plant which is subject to the jurisdiction of the commission as to rates and service.

(2) "Commission," when used in these rules, means the Washington utilities and transportation commission.

(3) "Tariff," as used in these rules, shall mean the complete tariff or any portion thereof containing those

rate schedules and rules and regulations relating to charges and service which is regularly established under and in accordance with these rules and regulations relating to charges and service which is regularly established under and in accordance with these rules and regulations and the applicable statutes and which is applied to specific groups of customers within any particular territory but shall exclude special contracts for special rates, service and facilities.

(4) "Banded tariff," as used in these rules means a tariff filed by a telecommunications company in which at least one element of the rate schedule (WAC 480-80-230) is a band consisting of a maximum and minimum rate within which the rate may vary.

(5) "Number," "numbers," "numbered" and "numbering," when used in these rules, means either a letter of the alphabet or a numeral unless otherwise specifically indicated.

#### NEW SECTION

WAC 480-80-045 FILING OF BANDED TARIFFS. Telecommunications companies may file banded tariffs. Such banded tariff filings must, at a minimum, be accompanied with the following:

(1) A statement detailing how the public interest will be better served by a banded tariff rather than a tariff with fixed rates;

(2) A verifiable cost of service study supporting the contention that the minimum rate in the banded tariff covers the cost of the service;

(3) Information detailing the revenue impact of the banded tariff.

AMENDATORY SECTION (Amending Order R-5, filed 6/6/69, effective 10/9/69)

WAC 480-80-120 NOTICE TO THE PUBLIC OF TARIFF CHANGES. (1) Except as to variations between the prescribed maximum and minimum rates in banded tariffs previously authorized by the commission, every utility desiring to change, modify, cancel or annul any rate, must place on file the tariff containing such modification or change at its listed business offices in the territory affected thereby for a period of at least thirty days prior to the expiration of statutory notice in connection therewith. A notice, coincident with or immediately prior to the date of such filing, that such tariff is on file at said offices shall be posted at the cashier's windows or other places where the customers pay their bills at the aforesaid offices. Said posted notice shall give anyone viewing same a brief summary as to the content of the tariff; state that the tariff is being submitted to the Washington utilities and transportation commission at Olympia; indicate the inserted effective date thereof; and relate that a copy of the tariff is available for inspection.

(2) If there is no listed business office in the territory to be affected by a tariff proposal subject to this notification but there is a payment agency therein, posted notice with the same content and timing as set forth above shall be employed at each such agency which notice, in

addition thereto, shall give the name, address and telephone number of the nearest listed business office responsible for that service area at which such tariff may be examined in person without assigning any reason therefor.

(3) In lieu of the above posted notice, insofar as payment agencies are concerned, the utility may stamp or print on each bill or envelope in which such bill is mailed, enclose therewith or separately mail, with the same content as set forth above with respect to the posted notice in payment agencies and at the earliest practicable date subsequent to filing, a notice to each subscriber to be affected by the tariff proposal. Commencing ninety days or earlier from July 31, 1959, the latter procedure must be followed in those instances where a utility does not have a listed business office or a payment agency in the service area where notice, as set forth above, could otherwise be employed in a service area subject to a tariff proposal falling within this notification procedure.

(4) Whenever the alternative provision is chosen or must be used, the utility shall use such other adequate and appropriate means of notification, on or by the filing date, that will reasonably insure notice to the public of tariff revisions proposed and the effect on the public in the service area or areas involved. Such other notification may include personal contacts, letters or mailing pieces, newspaper articles or advertisements and radio and television announcements.

(5) The commission may require such other notification to the public as may be necessary in any particular case of tariff filing: PROVIDED, That where a tariff or a part of a tariff is filed involving no increase in charges to its patrons; where the users to be affected by a tariff change are so few in number the utility chooses to advise each by direct mail or contact; or where there is no one to be affected by the tariff proposal, the utility may forego posting of notice relative thereto and will not be required to have a copy of the proposed tariff available for inspection.

(6) The inserted effective date, unless otherwise directed, shall be a date not less than thirty days after the date the commission receives the tariff. Also, if the commission permits the tariff to become effective without statutory notice, the period of notice to the public shall still be for at least thirty days after the date the commission receives the tariff.

**AMENDATORY SECTION** (Amending Order R-184, Cause No. U-82-03, filed 6/23/82)

**WAC 480-80-125 NOTICE BY UTILITY TO CUSTOMERS CONCERNING HEARING.** The purpose of this requirement is to ensure that customers of a utility which is proposing a rate increase or a banded tariff which proposes an increase in the maximum rate receive reasonable notice of the nature and the magnitude of the proposed increase, so that the customer is able reasonably to make an informed decision about whether to participate in the hearing process.

(1) Whenever any utility proposes to increase any rate or charge for the service or commodities furnished by it or proposes a banded tariff which includes an increased

maximum rate, and the commission has issued an order instituting investigation concerning such increase, the utility shall supply a statement to such customers or classes of customers designated in the order instituting investigation that a hearing will be held by the commission at which members of the public will be afforded an opportunity to testify. The statement shall also set forth the amount of the proposed increase expressed in (a) total dollars and average percentage terms, and (b) the average monthly increases that customers in each category or subcategory of service might reasonably expect. Categories or subcategories of service shall be identified in tariff terms, and if those terms are different from those commonly used by the utility or understood by customers, the notice shall incorporate that commonly used or understood terminology. The notice shall further contain the information that a public counsel will be appointed to represent the public and the mailing address of the commission to which any customer inquiries to the commission or to the public counsel relative to the public hearing date may be directed. The statement shall accompany, as a separate document, regular bills distributed by the utility to its customers, starting with the first billing cycle reasonably available following issuance of the commission's order instituting investigation and continuing throughout the utility's billing cycle covering customers of the utility as of the date of the commission's order instituting investigation. As an alternative the utility may make a separate distribution of the statement within thirty days following the date of the issuance of the order instituting investigation. Whether disseminated as part of a regular billing or separately the notice shall be prepared in such a manner as to attract attention to it and to distinguish it from other material simultaneously distributed. A copy of such statement shall also be mailed or delivered to at least one newspaper of general circulation, and at least one radio station and at least one television station, in the area or each of the areas affected. The utility shall promptly file a copy of the statement with the commission and certify it has complied with or is in the process of complying with these mailing and delivery requirements.

(2) The statement required by WAC 480-80-125(1) shall be in form and content substantially as follows:

**IMPORTANT NOTICE**

(Company) is Requesting  
A Rate Increase

Washington Utilities  
and Transportation  
Commission

Cause No. U-.....

(Name of Company) has asked the Washington Utilities and Transportation Commission for permission to raise its rates by about \$..... a year, or about ..... percent, over present levels. A summary of the increases asked, and the kinds of service affected, (is attached) (appears below). The commission has suspended the increase and

has ordered its staff to investigate the company's request. Formal hearings will be held for the company, commission staff and others to give evidence about the proposal.

The commission has ordered the company to send you this notice to tell you:

(1) One or more hearing sessions will be held just to hear members of the public who want to testify, in addition to hearings for technical or expert evidence.

(2) If you ask, the commission will send you a notice of the time and place for hearings when they are scheduled so you can attend. To get notices or for more information, call the Secretary of the Commission, in Olympia at (206) 753-6420 or write to:

Secretary  
Washington Utilities and Transportation  
Commission  
Highways-Licenses Building  
Olympia, WA 98504.

If you write, include your name and mailing address, the name of the company, and Cause

No. U- .....

(3) A lawyer (has been) (will be) appointed to represent the public. You can reach this "public counsel" by calling or writing the commission at the address above or directly by calling or writing \_\_\_\_\_.

(4) The rates shown here are only a request by the company. After the hearings are over, the commission will consider the evidence. It can deny all of the request, grant it all, or grant some of it. The commission also has the authority to set rates that are different from the company's request—higher or lower—for each kind of service.

Name of Company Official  
Title of Company Official  
Name of Company

SUMMARY OF REQUESTED RATE INCREASES

Type of Service	Range of Requested Increases or Increases in Unit Price	Typical Increase in Average Bill (Dollars)
-----------------	--	---

(Identify the tariff category, including, as needed for public understanding, the tariff category title, the term commonly used by the company, and the term commonly used by customers to describe the type of service affected. Set out the information on a monthly basis. If the company's billing cycle is not monthly, clearly explain the effect, by

footnote or otherwise, per billing cycle. If the rates vary by season or time, specify the range and basis for variation. If the rate is charged on the basis of unit consumption, such as energy consumption, the increase shall be stated in a cents-per-unit or on a percentage basis for the tariff category. It shall then as to residential customers illustrate increases in representative consumption classifications. If the rate is charged on the basis of monthly rate per service or per item of equipment, the increase shall be stated on the basis of percentage increase for the classification or range of increase within the classification, using commonly recognized representative examples demonstrating the range and the typical effect of the increases.)

(The following shall be added, if applicable:)

NOTE: The figures shown here are ranges and averages. It is not possible to set out every service or every variation in this brief notice.

If you want to know how the company's proposal will affect you if the commission adopts it totally, call or write (telephone number and address of office or offices where customers will receive a prompt, accurate answer. Address and telephone number may be omitted if included elsewhere in the information simultaneously received by the consumer and if clearly referenced. The utility shall respond to customer inquiries no later than the close of the fifth business day following receipt of the inquiry at any of its appointed offices. Inquiries may be forwarded from branch offices to a central office or division if this is done at no cost to the consumer and if a response is generated to the consumer within the reasonable time limit).

(3) The requirements of WAC 480-80-125 shall be in addition to such other requirements as are imposed or may be imposed by statute or rule pertaining to notice to the public of proposed tariff changes.

(4) Upon determination by the commission that the due and timely exercise of its functions requires the hearing for receipt of evidence from the public to be held at a time which makes it impracticable for the utility to comply with the requirements of WAC 480-80-125(1), it may by letter to the utility dispense with all or part of such requirement.

(5) Failure to accomplish substantial compliance with the requirements of this rule will subject the utility to imposition of penalties in accordance with the provisions of RCW 80.04.405.

AMENDATORY SECTION (Amending Order R-5, filed 6/6/69, effective 10/9/69)

WAC 480-80-220 RULES AND REGULATIONS PAGE. (1) Each utility filing a tariff or tariffs

with the commission shall include, as a part of that tariff, a complete set of rules and regulations governing service under that tariff. These rules and regulations shall cover at least the following when applicable:

- (a) Application for service
- (b) Definition of service
- (c) Reconnection charge
- (d) Service connection
- (e) Installation of meters
- (f) Distribution main extension and line extension (except where filed as a rate schedule)
- (g) Responsibility for, and maintenance of, service
- (h) Access to premises
- (i) Interruptions to service
- (j) Bills
- (k) Deposits
- (l) Delinquent accounts
- (m) Discontinuance of service
- (n) As to each service to which banded rates are applicable, the manner by which the utility will give notice to its customers of changes within the limits of the band.

(2) Such additional rules and regulations as are necessary shall also be filed. Rules and regulations shall be published on consecutively numbered standard tariff sheets in accordance with these rules and revisions thereof shall be as outlined in these rules.

**AMENDATORY SECTION** (Amending Order R-5, filed 6/6/69, effective 10/9/69)

WAC 480-80-240 WITHOUT STATUTORY NOTICE. (1) On every tariff that is to become effective on less than thirty days' notice by permission, or regulation or order of the commission, if it is not otherwise excluded from that requirement, notation must be made on the tariff that it is issued under special permission or by order of the commission as follows:

(a) By authority of W.U.T.C. W.S.N. Order No. . . . .

(b) By authority of order of the Washington utilities and transportation commission, Cause No. U- . . . . .

(2) Tariffs providing (a) rates for classes of service, etc. not heretofore rendered and covered by the utility's tariff, (b) tariff revisions which reflect no basic change affecting the public, (c) changes in banded rates as to which notice to customers has been or will be given in accordance with tariff rules applicable to such service, or (d) initial tariffs not affecting regulated service, may become effective on a minimum of one day's notice.

(3) Requests for permission to change tariffs without statutory notice will be granted by the commission only in instances where it deems that circumstances or conditions fully justify it. A complete explanation giving the reasons for such request will be required in connection with the tariff revision, which revision will bear an effective date not less than thirty days after the commission receives same and all notices relative thereto will contain, in addition to the minimum requirements hereinbefore set forth, a statement to the effect that the utility is seeking an earlier effective date than the inserted effective date by means of a W.S.N. Order, which date is (date sought). If such permission is

granted by the commission, it will alter the inserted effective date in keeping therewith subsequent to which the utility affected thereby, after receiving advice to that effect, shall alter, to the same extent, the effective date on the tariff revision which is on file at its listed business offices in the territory affected thereby and on all posted notices relative thereto, with all such alterations bearing appropriate reference to the applicable W.S.N. Order. Said altered posted notice shall remain posted in that manner until the date originally inserted as the effective date thereof.

**WSR 85-20-004**  
**EMERGENCY RULES**  
**DEPARTMENT OF**  
**LABOR AND INDUSTRIES**  
**(Board of Boiler Rules)**

[Order 85-22—Filed September 19, 1985]

Be it resolved by the Board of Boiler Rules, acting at the Conference Room, Department of Labor and Industries, 19435 West Valley Highway, Kent, WA, that it does adopt the annexed rules relating to this order amends and repeals the present sections of chapter 296-104 WAC, Board of Boiler Rules—Substantive. WAC 296-104-010, definitions is being amended to define child care centers which are subject to boiler rules, regulations and inspections; 296-104-015, board meetings is being amended to simplify convening the Board of Boiler Rules; 296-104-200, standards for new construction is being amended to adopt the current ASME code by reference; and 296-104-201 is being repealed because the section no longer is applicable to the technology involved.

We, the members of the Board of Boiler Rules, 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 Board of Boiler Rules has identified problems in the area of boiler regulation that substantially affect the interest of the state of Washington and members of the industry regulated.

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

This rule is promulgated pursuant to RCW 70.79.030 and is intended to administratively implement that statute.

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

APPROVED AND ADOPTED September 17, 1985.

By Howard Richardson  
Chairman, Board of Boiler Rules

**AMENDATORY SECTION** (Amending Order 72-11, filed 7/7/72)

WAC 296-104-010 **DEFINITIONS.** (1) "Director" shall mean the director of the department of labor and industries.

(2) "Board of boiler rules" shall mean the board created by law and empowered to make, alter, amend, and interpret rules and regulations for the safe and proper construction, installation, repair, and use of boilers and for the proper construction, installation, and repair of unfired pressure vessels in this state.

(3) "Chief inspector" shall mean the chief boiler inspector appointed under RCW 70.79.100.

(4) "Deputy inspector" shall mean a deputy inspector of boilers and unfired pressure vessels appointed by the chief boiler inspector of Washington under the provisions of RCW 70.79.120.

(5) "Special inspector" shall mean an inspector holding a Washington commission, who is regularly employed by an insurance company authorized to insure against loss from explosion of boilers and unfired pressure vessels in this state, or who is continuously employed by any company operating unfired pressure vessels in this state for the purpose of making inspections of unfired pressure vessels used or to be used by such company.

(6) "Inspector" shall mean the chief boiler inspector, a deputy inspector, or a special inspector.

(7) "Certificate of competency" shall mean a certificate issued to a person who has passed an examination prescribed by the board of boiler rules.

(8) "Department" as used herein shall mean the department of labor and industries of the state of Washington.

(9) "Owner" or "user" shall mean a person, firm, or corporation owning or operating any boiler or unfired pressure vessel within the state.

(10) "ASME Code" shall mean the boiler and pressure vessel code of the American Society of Mechanical Engineers with amendments and interpretations thereto made and approved by the council of the society which have been regularly adopted by the board of boiler rules in accordance with the provisions of RCW 70.79.030.

(11) "Existing installations" shall mean any boiler or unfired pressure vessel constructed, installed, placed in operation, or contracted for before January 1, 1952.

(12) "Approved" shall mean approved by the chief boiler inspector as evidenced by his issuance of an inspection certificate.

(13) "Standard boiler or unfired pressure vessel" shall mean a boiler or unfired pressure vessel which bears the ASME stamp.

(14) "Nonstandard boiler or unfired pressure vessel" shall mean a boiler or unfired pressure vessel that does not bear the ASME stamp.

(15) "Boiler" shall mean a closed vessel used for heating water or liquid or for generating steam or vapor by the direct application of heat.

(16) "Direct application of heat" shall mean the firing of any fuel, solid, liquid, or gaseous, including electrical elements of any description.

(17) "Power boiler" shall mean a boiler used to produce steam or vapor at a pressure exceeding 15 lbs. per square inch gage, or a boiler used for heating water or liquid to a pressure exceeding 160 psi. or to a temperature exceeding 250°F.

(18) "Low pressure heating boiler" shall mean a boiler operated at a pressure not exceeding 15 lbs. per square inch gage steam, or at a pressure not exceeding 160 lbs. per square inch and a temperature not exceeding 250°F. for water.

(19) "Hot water supply boiler" shall mean a low pressure boiler used to heat water to a temperature not exceeding 200°F.

(20) "Unfired steam boiler" shall mean a pressure vessel in which steam is generated by an indirect application of heat.

(21) "Unfired pressure vessel" shall mean a closed vessel in which pressure is obtained from an external source, or from an indirect application of heat, including steam or hot water coils, converters or heat exchangers.

(22) "Reinstalled boiler or unfired pressure vessel" shall mean a boiler or unfired pressure vessel removed from its original setting and reerected at the same location or at a new location without change of ownership.

(23) "Second hand boiler or unfired pressure vessel" shall mean a boiler or unfired pressure vessel of which both the location and ownership have changed after primary use.

(24) "Condemned boiler or unfired pressure vessel" shall mean a boiler or unfired pressure vessel that has been inspected and declared unsafe or disqualified by legal requirements by an inspector who has applied a stamping or marking designating its condemnation.

(25) "Internal inspection" shall mean an inspection made when a boiler or unfired pressure vessel is shut down and handholes, manholes, or other inspection openings are open or removed for inspection of the interior.

(26) "External inspection" shall mean an inspection made while a boiler or unfired pressure vessel is in operation and includes the inspection and demonstration of controls and safety devices.

(27) "Place of public assembly" shall mean a building used in whole or in part for occupation by persons for such purposes as worship, hospitals, education, instruction, entertainment, amusement, ((or)) waiting transportation, or child care centers.

Child care centers include those agencies which operate facilities for the care of thirteen children or more. No such center shall be located in a private family residence. The substantive rules of this code shall apply to all child care centers operated in the state of Washington.

(28) "Fusion welding" shall mean a process of welding metals in a molten, or molten and vaporous state, without the application of mechanical pressure or blows. Such welding may be accomplished by the oxy-acetylene or oxy-hydrogen flame or by the electric arc. Thermit welding shall be classified as fusion welding.

(29) "Major repair" shall mean one upon which the strength of a boiler or unfired pressure vessel depends.

(30) "Agriculture purposes" shall mean any act performed on a farm in production of crops or livestock, and shall include the storage of such crops and livestock in their natural state, but shall not be construed to include the processing or sale of crops or livestock.

(31) "Attendant" shall mean the person in charge of the operation of a boiler or unfired pressure vessel.

(32) "Automatic operation of a boiler" shall mean full control of feed water and fuel in order to maintain the pressure and temperature constant within the limits set. Controls must be such that the operation follows the demand without interruption. Manual restart may be required when the burner is off because of low water, flame failure, or power failure.

(33) "Alteration" is a structural modification of, or a departure from an original design or existing construction.

(34) "Repair" is a restoration of any damaged or impaired part to an effective and safe condition.

**AMENDATORY SECTION** (Amending Order 72-11, filed 7/7/72)

WAC 296-104-015 BOARD MEETINGS. The board of boiler rules shall hold its regular meetings on the third Tuesday of January, March, May, September and November of each year (~~at the hour of 10 a.m. at the Office of the Chief Boiler Inspector, 300 West Harrison Street, Seattle, Washington~~), the time and place of each regular meeting to be set by the chairman of the board.

**AMENDATORY SECTION** (Amending Order 84-09, filed 5/10/84)

WAC 296-104-200 STANDARDS FOR NEW CONSTRUCTION. The standards for new construction are (~~the 1980 edition of~~) the ASME Boiler and Pressure Vessel Code, the 1980 edition of ANSI B31.3 for oil and chemical plants, and the 1983 edition of ANSI B31.1 for other nonnuclear construction, with all addenda (~~made to each code before May 1, 1984~~) as effectively made part of the above referenced ANSI sections of the codes. The ((1983)) last preceding code ((as applicable)) may be used on and after the date of issue and becomes mandatory twelve months after adoption by the board as defined in RCW 70.79.050(2). The board recognizes that the ASME Code states that new editions of the code become mandatory on issue and that subsequent addenda become mandatory six months after the date of issue. Also, in circumstances such as nuclear systems the time period for addenda becoming mandatory is defined in the Code of Federal Regulations.

**REPEALER**

The following section of the Washington Administrative Code is repealed:

WAC 296-104-201 INSPECTION OF SYSTEMS—STANDARD FOR WATER CHILLERS.

**WSR 85-20-005**

**NOTICE OF PUBLIC MEETINGS  
SEATTLE COMMUNITY  
COLLEGE DISTRICT**

[Memorandum—September 18, 1985]

A special meeting of the Seattle Community College District board of trustees is scheduled for Friday, September 20, 1985, at 3:00 p.m. in the Board Room of the Seattle Community College District Office, 300 Elliott Avenue West, Seattle, WA 98119.

The board will convene in executive session to consider board policies regarding certain working conditions affecting academic employees.

**WSR 85-20-006**

**PROPOSED RULES  
DEPARTMENT OF  
SOCIAL AND HEALTH SERVICES  
(Health)**

[Filed September 19, 1985]

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 Hospitals—License to cover two or more buildings, amending WAC 248-18-017 and repealing WAC 248-18-018, and Hospitals—Record system, amending WAC 248-18-440;

that the agency will at 10:00 a.m., Tuesday, November 5, 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 November 13, 1985.

The authority under which these rules are proposed is RCW 70.41.030.

The specific statute these rules are intended to implement is RCW 70.41.030.

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency before November 5, 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 Administrative Regulations Section, at State Office Building #2, 12th and Franklin, Olympia, WA, phone (206) 753-7015 by October 22, 1985. The meeting site is in a location which is barrier free.

Dated: September 16, 1985

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

## STATEMENT OF PURPOSE

This statement is filed pursuant to RCW 34.04.045.

Re: Hospital licensing rules, WAC 248-18-017 Single license to cover two or more buildings—When permissible; 248-18-440 Records and reports—Medical record system; and 248-18-018 Hospital license to cover attached nursing home building—When permissible.

Purpose: To eliminate requirement for a heated passageway in defining the hospital premises without compromising safety and care of patients; to correct one reference error in WAC 248-18-440(4) and nonsubstantive editing; and to repeal unnecessary section of rule.

Reason These Rules are Necessary: To modify, as necessary in the public interest, outdated rules pertaining to maintenance and operation of hospitals required for safe and adequate care and treatment of patients.

Statutory Authority: RCW 70.41.030.

Summary of the Rules: WAC 248-18-017 is updated to reflect ways other than heated passageways to describe one hospital premises for purpose of on-site inspection and licensure; 248-18-440 is amended to delete an error in reference in subsection (4); and 248-18-018 is repealed since it no longer is appropriate or applicable to situations in Washington.

Person Responsible for Administration of the Rule: John Gerth, Section Head, Facility Licensing and Certification Section, Division of Health, mailstop ET-31, phone 753-5851.

Rules proposed by DSHS.

These rules are not necessary as a result of federal law, federal court decision or state court decision.

No economic impact statement is required under the Regulatory Fairness Act, Laws of 1982.

AMENDATORY SECTION (Amending Order 119, filed 5/23/75)

WAC 248-18-017 SINGLE LICENSE TO COVER TWO OR MORE BUILDINGS—WHEN PERMISSIBLE. When an applicant and the hospital facility for which such application is submitted meet the licensure requirements of chapter 70.41 RCW and chapter 248-18 WAC, the department may issue a single hospital license to include two or more buildings, provided (~~such buildings are connected by an enclosed and heated passageway which has been approved by the department. Such passageway shall be so constructed as to permit the transfer of patients, equipment, and supplies between the buildings~~);

(1) The licensee shall operate the multiple buildings as a single integrated system.

(a) All buildings or portions of buildings under a single license shall be governed by a single governing body and under administrative control of a single administrator, and

(b) All hospital facilities operating under a single license shall have a single medical staff.

(2) Buildings connected by a heated, enclosed passageway are considered a single building and the passageway shall be constructed and maintained to permit the safe transfer of patients, equipment, and supplies.

(3) Safe, appropriate, and adequate transport of patients between buildings shall be provided.

(4) Hospital buildings included under one license shall not be located more than ten surface miles apart.

REPEALER

The following section of the Washington Administrative Code is repealed:

WAC 248-18-018 HOSPITAL LICENSE TO COVER ATTACHED NURSING HOME BUILDING—WHEN PERMISSIBLE.

AMENDATORY SECTION (Amending Order 142, filed 2/8/77)

WAC 248-18-440 RECORDS AND REPORTS—MEDICAL RECORD SYSTEM. The hospital shall have a well-defined medical record system and the facilities, staff, equipment, and supplies necessary to the development, maintenance, control, analysis, use, and preservation of patient care data and medical records in accordance with recognized principles of medical record management and applicable state laws and regulations.

(1) Medical record service. There shall be an organized medical record service which is directed, staffed, and equipped to ensure timely, complete and accurate checking, processing, indexing, filing, and preservation of medical records and the compilation, maintenance, and distribution of patient care statistics.

(2) Policies and procedures related to medical record system. The hospital shall have, in effect, current written policies and procedures related to the medical record system, which shall include the following:

(a) Policies and procedures which establish the format of patients' individual medical records;

(b) Policies and procedures which govern access to and release of data in patients' individual medical records and other medical data taking into consideration the confidential nature of these records; and

(c) Policies and procedures which govern the retention, preservation, and destruction of medical records.

(d) Records of hospitals owned or operated by the state of Washington, or a political subdivision thereof, are subject to the provisions of chapter 40.14 RCW, and regulations promulgated thereunder, as to the maintenance and disposition of medical records and other records kept in the ordinary course of business.

(3) Patients' medical records, general.

(a) An individual medical record shall be developed and maintained for each person, including each neonate, who receives care, treatment, or diagnostic service at the hospital, with the exception of persons who receive only limited outpatient diagnostic services for whom the hospital maintains a record system in accordance with WAC 248-18-440(4).

(b) There shall be a systematic method for identifying each patient's medical (~~record(s)~~) record or records in a manner that provides for ready identification, filing, and retrieval of all of the patient's (~~record(s)~~) record or records.

(c) Pertinent entries on a significant observation, a diagnostic or treatment procedure or other significant event in a patient's clinical course or care and treatment shall be made in a patient's medical record as promptly as possible.

(d) Each entry in a patient's medical record shall be dated and shall be authenticated by the person who gave the order, provided the care, or performed the observation, examination, assessment, treatment, or other service to which the entry pertains.

(e) The originals or durable, legible, direct copies of originals of reports shall be filed in patients' individual medical records.

(f) All diagnoses and operative procedures shall be entered in patients' medical records in terminology consistent with a recognized system of disease and operations nomenclature.

(g) All entries in a patient's medical record shall be legibly written in ink, typewritten, or recorded on a computer terminal which is designed to receive such information. Entries recorded and stored in a computer may be stored on magnetic tapes, discs, or other devices suited to the storage of data.

(4) Record system for referred outpatient diagnostic services. For patients to whom the hospital provides only referred outpatient diagnostic services as defined in WAC 248-18-001(~~(24)~~), the hospital may maintain a simple record system instead of the individual medical records required under WAC 248-18-440(3) and (5). Such a simple record system shall provide for identification, filing, and retrieval of authenticated reports on all tests or examinations provided to any patient who received referred outpatient diagnostic services.

(5) The individual medical records for patients who would be considered to be referred outpatients but for the fact that they are undergoing diagnostic tests involving the use of parenteral injections may be limited to relevant history and physical findings where indicated, known allergies or idiosyncratic reactions, diagnostic interpretation, written consent, and identifying admission data.

(6) Patients' medical records, content. The following data, when relevant, shall be entered in a medical record for each period a patient receives inpatient or outpatient services, with the exceptions of referred outpatient diagnostic services for which records are maintained in accordance with WAC 248-18-440(4) and outpatient emergency care

services for which records are maintained in accordance with WAC 248-18-285(6).

(a) Admission data. Admission data shall include the following: Identifying and sociological data; the full name, address, and telephone number of the patient's next of kin or, when indicated, another person who may legally exercise control over the person of the patient; the date of the patient's admission as an inpatient or outpatient; the ((name(s))) name or names of the patient's attending ((physician(s))) physician or physicians; and the admitting (provisional) diagnosis or medical problem.

(b) A report on any medical history obtained from the patient.

(c) ((Report(s))) Report or reports on the findings of physical ((examination(s))) examination or examinations performed upon the patient.

(d) An entry on any known allergies of the patient or known idiosyncratic reaction to a drug or other agent.

(e) Authenticated orders for any drug or other therapy administered to a patient and for any diet served to the patient. Authenticated orders entered in the patient's record shall include any standing medical orders used in the care and treatment of the patient except standing medical emergency orders.

(f) Authenticated orders for any restraint of the patient.

(g) Reports on all roentgenologic examinations, clinical laboratory tests or examinations, macroscopic and microscopic examinations of tissue, and other diagnostic procedures or examinations performed upon the patient or specimens obtained from the patient.

X-ray films, laboratory slides, tissue specimens, medical photographs, and other comparable materials obtained through procedures employed in diagnosing a patient's condition or assessing his or her clinical course are regarded as original clinical evidence and are not considered to be "medical records" as this term is used in these regulations.

(h) An entry on each administration of therapy (including drug therapy) to the patient.

(i) Entries on nursing services to the patient. Nursing entries shall include: A report on all significant nursing observations and assessments of the patient's condition or response to care and treatment; nursing interventions(;) and other significant direct nursing care including all administration of drugs or other therapy; an entry on the time and reason for each notification of a physician or patient's family regarding a significant change in the patient's condition; and a record of other significant nursing action on behalf of the patient.

(j) An entry on any significant health education, training, or instruction related to the patient's health care which was provided to the patient or his or her family.

(k) An entry on any social services provided the patient.

(l) An entry regarding any adverse drug reaction of the patient and any other untoward incident or accident involving the patient which occurred during a hospitalization of the patient or on an occasion of the patient's visit to the hospital for outpatient services.

(m) Operative ((report(s))) report or reports on all surgery performed upon the patient.

(n) An entry or report on each anesthetic administered to the patient.

(o) ((Report(s))) Report or reports on ((consultation(s))) consultation or consultations concerning the patient.

(p) For any woman who gave birth to a child in the hospital, reports regarding her labor, delivery, and ((post-partum)) postpartum period.

(q) For any infant born in or enroute to the hospital, the date and time of birth, condition at birth or upon arrival at the hospital, sex, and weight (if condition permits weighing).

(r) Progress notes which describe the results of treatment and changes in the patient's condition and portray the patient's clinical course in chronological sequence.

(s) In the event of an inpatient leaving without medical approval, an entry on any known events leading to the patient's decision to leave, a record of notification of the physician regarding the patient's leave, and the time of the patient's departure.

(t) Discharge data. Discharge data shall include the final diagnosis (or diagnoses) and any associated or secondary diagnoses or complications, and the titles of all operations performed upon the patient. For any inpatient whose hospitalization exceeded ((48)) forty-eight hours, except a normal newborn infant or normal obstetrical patient, there shall be a discharge summary which recapitulates significant clinical findings and events during the patient's hospitalization, describes the patient's condition upon discharge or transfer, and summarizes any recommendations and arrangements for future care of the patient.

(u) An entry on any transmittal of medical and related data regarding the patient to a health care facility or agency or other community resource to which the patient was referred or transferred.

(v) In event of the patient's death in the hospital, the following entries, reports, and authorizations: A pronouncement of death; if an autopsy was performed, an authorization for the autopsy and a report on the autopsy findings and conclusions; and an entry on release of the patient's body to a mortuary or coroner or medical examiner.

(w) Written consents, authorizations, or releases given by the patient or, if the patient was unable to give such consents, authorizations, or releases, by a person or agency who can legally exercise control over the person of the patient. When a person other than the patient gives written consent or authorization for treatment, or signs a release, the relationship (legal or familial) of the ((signor)) signer to the patient must be clearly stated.

(7) Registers. The hospital shall maintain the following on a current basis: An inpatient register, one or more outpatient registers, an emergency service register, and an operation register. These may be maintained as separate registers or in suitable combinations: PROVIDED, That any combined register contains the data for any register incorporated therein. Data shall be entered in registers in chronological order.

(a) The register for inpatients shall contain at least the following data for each inpatient admission: The patient's identifying number, full name, and birth date or age; and the date of the patient's admission.

(b) The ((register(s))) register or registers for outpatients, other than those who received emergency care services, shall contain sufficient data on each outpatient to ensure positive identification and rapid retrieval of all of the outpatient's medical ((record(s))) record or records when indicated.

(c) The register for outpatient emergency care services shall be in accordance with WAC 248-18-285 (6)(a).

(d) The operation register shall contain at least the following data for each operation performed in a hospital surgery: The date, the identifying number and full name of the patient, the descriptive name of the operation, the names of the surgeon and the surgeon's ((assistant(s))) assistant or assistants, the type of anesthesia, and the name and title of the person who administered the anesthesia.

(8) Indexes. The following indexes shall be maintained: A master patient index, disease and operation indexes, and physicians' index which may be kept as a separate index or in combination with disease and operation indexes.

(a) The master patient index shall contain a master reference card (or equivalent) for each person who received care or treatment in the hospital on an inpatient or outpatient basis with the exception of referred outpatients, except that inclusion of data on outpatient emergency patients in the master patient index shall be optional if the hospital retains and preserves an emergency service register the same period of time as the medical record for any patient upon whom data have been entered in the emergency service register. Each master reference card (or equivalent) shall contain at least the following data: The patient's medical record ((number(s))) number or numbers, and the patient's full name and date of birth.

(b) The disease index shall contain index cards (or equivalent) for all categories of diseases or conditions treated in the hospital on an inpatient basis. Entries on index ((card(s))) card or cards for a given category of disease shall include at least the following: The identifying number, sex, and age of each patient who was treated for that category of disease, and the code for the particular disease or condition for which each patient was treated.

(c) The operation index shall contain index cards (or equivalent) for all categories of operations performed in a hospital surgery on an inpatient or outpatient basis. Entries on the index ((card(s))) card or cards for a given category of operation shall include at least the following: The medical record number, age, and sex of each patient upon whom that category of operation was performed and the code for the particular operative procedure performed upon each patient.

(d) Codes used for entries in the disease and operation indexes shall be in accordance with the coding system and the recognized diagnostic classification system of disease and operation nomenclature adopted by the hospital.

(e) If the physicians' index is combined with the disease and operation indexes, the name or code number of the physician, who treated the patient to whom a particular entry pertains, shall be included in each entry in the disease and operation indexes.

(f) If a separate physicians' index is maintained, this index shall contain a record for every member of the hospital's medical staff. Entries on each physician's index card (or equivalent record) shall include the medical record number or name of each patient the particular physician treated in the hospital on an inpatient basis.

(g) Indexes shall be kept current and, in any case, required entries on index cards (or equivalent) shall have been completed within three months after discharge or transfer of the particular patient to whom the entries pertain.

(9) Reports on hospital services. The following reports are required. These may be separate or combined reports.

(a) Census reports.

(i) A daily inpatient census report on admissions to inpatient services, births, and discharges including deaths and transfers to another health care facility.

(ii) Periodic (at least monthly) reports on admissions to outpatient services and the number of emergency care patients.

(b) Analyses of hospital services.

(10) Storage, handling, and control of medical records and other medical data. Patients' individual medical records and other personal or medical data on patients shall be handled and stored so they are not accessible to unauthorized persons, are protected from undue deterioration or destruction, and are easily retrievable for medical or administrative purposes.

(11) Retention, preservation, and final disposal of medical records and other patient care data and reports.

(a) Each patient's medical ((~~record(s)~~) record or records), excluding reports on referred outpatient diagnostic services, shall be retained and preserved for a period of no less than ten years following the most recent discharge of the patient: PROVIDED(;) HOWEVER, That the medical ((~~record(s)~~) record or records) of a patient who was a minor at a time when he or she received care, treatment, or diagnostic services at the hospital shall be retained and preserved for a period of no less than three years following the date upon which the patient attained the age of eighteen years or ten years following the patient's most recent discharge, whichever is the longer period of time.

(b) Reports on referred outpatient diagnostic services shall be retained and preserved at least two years.

(c) A master patient index card (or equivalent) shall be retained and preserved at least the same period of time as the medical ((~~record(s)~~) record or records) for the patient to whom the master patient index card (or equivalent) pertains.

(d) Data in the inpatient and outpatient ((~~register(s)~~) register or registers) shall be retained and preserved at least three years.

(e) Data in an emergency service register shall be retained and preserved at least the same period of time as the medical ((~~record(s)~~) record or records) for any patient on whom data have been entered in the register: PROVIDED(;) HOWEVER, That retention and preservation of an emergency service register beyond three years after the last entry therein shall be optional if the hospital includes all outpatient emergency care patients in the master patient index.

(f) Data in the operation register, the disease and operation indexes, the physicians' index, and annual reports on analyses of hospital services shall be retained and preserved at least three years.

(g) Patients' medical records, registers, indexes, and analyses of hospital service may be retained and preserved in original form or in photographic form in accordance with the provisions of chapter 5.46 RCW.

(h) Final disposal of any patient's medical record, register, index, or other record of or report on patient care data that permits identification of an individual in relation to personal or medical data shall be accomplished in such a manner that retrieval and subsequent use of any data contained therein are impossible.

(i) In event of transfer of ownership of the hospital, patients' medical records, registers, indexes, and analyses of hospital services shall remain with the hospital and shall be retained and preserved by the new owner in accordance with state statutes and regulations.

(j) If the hospital ceases operation, ((~~it~~) the hospital) shall make immediate arrangements for preservation of its medical records and other records of or reports on patient care data in accordance with applicable state statutes and regulations. The plan for such arrangements shall have been approved by the department prior to the cessation of operation.

(12) Records kept by approved eye banks pursuant to WAC 248-33-100 are not medical records or registers within the meaning of WAC 248-18-440.

(13) Nothing in these regulations shall be construed to prohibit the collection of additional health and/or medical information or retention of medical records beyond the statutory requirements.

**WSR 85-20-007**  
**PROPOSED RULES**  
**DEPARTMENT OF**  
**SOCIAL AND HEALTH SERVICES**  
**(Health)**

[Filed September 19, 1985]

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 Hospitals—Surgery, amending chapter 248-18 WAC;

that the agency will at 10:00 a.m., Tuesday, November 5, 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 November 13, 1985.

The authority under which these rules are proposed is RCW 70.41.030.

The specific statute these rules are intended to implement is RCW 70.41.030.

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency before November 5, 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 Administrative Regulations Section, at State Office Building #2, 12th and Franklin, Olympia, WA, phone (206) 753-7015 by October 22, 1985. The meeting site is in a location which is barrier free.

Dated: September 16, 1985

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

**STATEMENT OF PURPOSE**

This statement is filed pursuant to RCW 34.04.045.

Re: Hospital licensing rules, repealing WAC 248-18-250 Surgery suite; new WAC 248-18-251 Surgery—Operating rooms and areas—Special procedures rooms—Surgical treatment or diagnostic areas; new WAC 248-18-253 Anesthesia services; new WAC 248-18-256 Post-anesthesia recovery areas; amending WAC 248-18-560 Recovery unit (construction); amending WAC 248-18-565 Surgery suite (construction); and new WAC 248-18-568 Facilities for one-day patient care (construction).

Purpose of the New and Amended Rules: To update minimum hospital operational and construction standards and requirements as necessary in terms of present functioning and knowledge and specifically for establishing minimum standards of safety and adequate care and treatment of patients.

These Rules are Necessary: To administratively implement the legal mandate of establishing and modifying, as necessary in the public interest, minimum standards and rules for safety and care of patients receiving surgery, anesthesia, and post-anesthesia care and treatment in hospitals.

Statutory Authority: RCW 70.41.030.

Summary of the Rules: WAC 248-18-251 replaces repealed WAC 248-18-250, expanding the scope of operational safety to areas other than the surgery suite when surgical interventions occur in hospitals. Operational safety codes for anesthesia services and post-anesthesia care are required to establish minimum licensing standards in high-risk areas of hospital. Construction rules were updated to reflect current operations in surgery, post-anesthesia, and one-day services.

Person Responsible for Administration of the Rule: John Gerth, Section Head, Facility Licensing and Certification Section, Division of Health, mailstop ET-31, phone 753-5851.

Rules proposed by DSHS.

These rules are not necessary as a result of federal law, federal court decision or state court decision.

No economic impact statement is required under the Regulatory Fairness Act, Laws of 1982.

#### NEW SECTION

WAC 248-18-251 SURGERY—OPERATING ROOMS AND AREAS—SPECIAL PROCEDURE ROOMS—SURGICAL TREATMENT OR DIAGNOSTIC AREAS. (1) Operating rooms, facilities, personnel, equipment, policies and procedures shall be appropriate to the scope of surgical services offered in each hospital.

(2) Environment – Facilities – Equipment.

(a) Operating room facilities and services, when provided, shall be located in a segregated area or areas of the hospital with access limited by hospital policy and procedures.

(b) Operating rooms and operating room service areas and facilities shall be properly equipped, easily cleanable, and of adequate size to accommodate the equipment and personnel required for surgical procedures performed.

(i) Each operating room shall have available:

(A) Operating light and adequate general lighting;

(B) Operating table, stretcher, or equivalent;

(C) Oxygen;

(D) Suction;

(E) Appropriate electrical outlets;

(F) X-ray film illuminator;

(G) Cardiac monitor;

(H) Anesthesia equipment and supplies;

(I) Emergency signaling device which automatically registers at a location from or through which additional assistance is always available;

(J) Source of emergency power; and

(K) Emergency lighting.

(ii) Each hospital shall provide appropriately maintained emergency equipment, supplies, and services available within sixty seconds and appropriate for the care of adults, children, and infants minimally to include:

(A) Ventilatory equipment, including airways;

(B) Cardiac defibrillator;

(C) Cardiac monitor;

(D) Laryngoscopes and endotracheal tubes;

(E) Suctions; and

(F) Emergency drugs and fluids including schedules of pediatric dosages.

(c) There shall be adequate operating room scrub sinks with provisions for a cleansing agent located adjacent to operating rooms and providing hot and cold water and equipped with knee, foot, elbow, or automatic faucet controls.

(d) Separate and adequate refrigerated storage facilities with appropriate alarms shall be provided for blood if blood is stored in the operating room area.

(e) There shall be a dressing area with appropriate locker storage available for persons entering operating rooms.

(f) Toilet facilities shall be available.

(g) Adequate types and quantities of surgical instruments, equipment, and supplies for procedures performed shall be provided and maintained in a sanitary and safe condition.

(h) There shall be adequate storage within the operating room service area for clean and sterile supplies and equipment.

(i) A designated area shall be provided for collection and cleaning of soiled instruments and equipment.

(j) There shall be adequate, cleanable facilities for safe and appropriate waste collection and disposal.

(k) Housekeeping facilities shall be located within operating room service areas. These may be included in a soiled utility room equipped with a clinic service sink or service sink.

(l) There shall be filtered clean air in each operating room. A positive pressure ventilation gradient to adjoining corridors shall be maintained in operating rooms.

(m) Operating rooms shall be equipped with a room temperature control device or system capable of maintaining appropriate patient body temperature.

(3) Policies – Procedures – Responsibility

(a) The organization plan of the hospital shall identify lines of authority, responsibility, and accountability within all operating room areas and areas where surgical procedures are performed or anesthesia administered.

(i) There shall be a physician designated and responsible for implementation of hospital policy related to medical staff in operating rooms and operating room service areas.

(ii) A designated registered nurse shall supervise personnel as specified in hospital policy in operating rooms and operating room service areas and shall be responsible for:

(A) Development and implementation of operating room and operating room service staffing plans to maintain adequate and safe patient care.

(B) Provision for orientation and ongoing training of personnel providing services within operating rooms and operating room service areas.

(C) Defining nursing responsibility between the time of patient entry into and exit from operating rooms and operating room service areas.

(b) Written policies and procedures shall be approved in writing by appropriate representatives of administration, medical staff, and nursing services.

(i) Information, policies and procedures available to nursing and scheduling staff shall include:

(A) A current roster of medical staff including delineated surgical privileges as granted by the governing body.

(B) Policies and delineated privileges, responsibilities, and accountability of others approved by medical staff and governing body to provide services in operating rooms including, but not limited to, dentists, oral surgeons, and podiatrists.

(C) Requirements for surgical and technical-professional assistants, including current licensure and/or other qualifications and any limitations related to patient care activities within the operating room or operating room service areas including, but not limited to, surgical technicians, other technicians, nurses, or technicians who are not hospital personnel or students.

(ii) There shall be a policy and procedures for obtaining surgical assistants.

(iii) There shall be policies and procedures specifying responsibility to document all aspects of patient care in operating rooms and operating room service areas.

(iv) Written infection control policies approved by the infection control or equivalent interdisciplinary group shall delineate responsibility in training and orientation of operating room and operating room service area personnel and others. Infection control policies and procedures shall specifically address:

(A) Surgical attire;

- (B) Appropriate surgical scrub procedures;
- (C) Housekeeping functions specific to operating room and operating room service areas before, between, and after cases;
- (D) Cleaning, disinfecting, sanitizing, packaging, sterilizing, and storage of equipment and supplies;
- (E) Disposal of wastes;
- (F) Nonhospital and hospital-owned equipment that may be brought into the operating room or operating room service areas including requirements for cleaning and sterilization including, but not limited to, tools for repairing equipment and physician-owned instruments.
- (G) People who may enter operating room areas including those who are not hospital personnel, such as repairmen and vendors.
- (v) Written policies and procedures related to patient safety or protection shall address servicing, maintenance, and safety checks of electrical-electronic equipment and other patient care equipment including nonhospital-owned equipment.
- (vi) Policies and procedures shall address and define responsibility for continuous patient care and documentation when a patient is transferred from one place to another in the course of performing a surgical or invasive procedure.
- (4) Preoperative patient care shall be addressed in written hospital policies which shall define requirements for patient care during the preoperative period to include:
  - (a) A current patient history and report of physical examination by a practitioner, authorized by medical staff rule, included in the patient medical record prior to surgery. "Current," as used in this subsection, shall be defined by hospital policy.
  - (b) Documented assessment of patient needs for care including, but not limited to, allergies, fears, anxieties, changes in condition, vital signs.
  - (c) Written consent for procedure or surgery and anesthesia available in the medical record.
  - (d) Identification of patients by a secured name band.
  - (e) Test results available prior to surgery or procedure.
- (5) Short stay or short term or ambulatory or one-day surgery services or special procedures, regardless of where performed, shall function according to written policies and procedures approved by representatives of hospital administration, medical staff, and nursing services and include:
  - (a) Patient identification system, patient consent, and preoperative patient assessment requirements.
  - (b) Provisions for appropriate monitoring or observation of patients undergoing procedures by at least one qualified person in addition to the medical staff authorized practitioner performing the procedure.
  - (c) Written approved infection control and equipment safety policies as specified in WAC 248-18-251 (3)(b).
  - (d) Emergency equipment as required for all operating rooms, available within sixty seconds as specified in WAC 248-18-251 (2)(b)(ii).
  - (e) Documentation of patient assessment prior to, during, and post procedure.
  - (f) Teaching protocols for post procedure period including what signs and symptoms the patient should report, who to contact, limitations on activities or diet, medication control, driving, operation of mechanical equipment, and instructions for follow-up.
  - (g) Patient evaluation prior to discharge.

#### NEW SECTION

- WAC 248-18-253 ANESTHESIA SERVICES. (1) Anesthesia facilities, equipment, personnel, staff, policies and procedures shall be appropriate to the scope of surgical, obstetrical, or other care offered in each hospital.
- (2) There shall be a designated physician member of medical staff responsible for anesthesia services and for establishing general policies for administration of anesthesia to patients throughout the hospital.
- (3) Written policies and procedures shall be established to provide safety for all anesthetized patients to include:
- (a) Provision for appropriate monitoring and attendance of all anesthetized patients.
  - (b) Qualifications and responsibilities of persons performing anesthesia services and care in compliance with applicable federal and state laws and rules.
  - (c) Evaluation of each patient prior to anesthesia.
  - (d) Pertinent information recorded in the medical record at the time of the preoperative anesthesia evaluation.

(e) Criteria or protocols for assessment of all patients by qualified persons prior to discharge from any post-anesthesia recovery area or the hospital.

(f) Precautions or procedures for safe administration of anesthetic agents and other drugs consistent with hospital policy approved by the appropriate medical staff committee in accordance with WAC 248-18-190 (1)(n) and 248-18-190 (2)(f).

(g) Preparation, administration, and documentation of intravenous solutions, medications, and admixtures consistent with WAC 248-18-335 and 248-18-336.

(4) All information specific to condition and treatment of the patient occurring during anesthesia induction, anesthesia maintenance, or emergence from anesthesia shall be documented and retained in the medical record of the patient.

#### NEW SECTION

WAC 248-18-256 POST-ANESTHESIA RECOVERY AREAS. (1) Post-anesthesia facilities, equipment, personnel, staff, policies and procedures shall be appropriate to the scope of surgical, obstetrical, or other care offered in each hospital.

(2) Environment - Facilities.

(a) A handwashing sink, soap dispenser, and towel dispenser shall be available within each post-anesthesia recovery room or area.

(b) There shall be provisions for visual privacy for patients.

(c) Suction and oxygen shall be available for each patient.

(d) Emergency equipment and supplies shall be appropriately maintained and available within sixty seconds, as specified in WAC 248-18-251 (2)(b)(ii).

(e) Adequate, easily cleanable storage facilities shall be provided.

(f) There shall be a soiled utility room available.

(g) An emergency signalling device registering at a location from or through which additional assistance is always available shall be available within recovery rooms or areas.

(3) Policies - Procedures - Responsibility.

(a) The organization plan of the hospital shall identify lines of authority, responsibility, and accountability within post-anesthesia recovery rooms or areas.

(i) There shall be a physician designated and responsible for implementation of hospital policy related to medical staff in post-anesthesia recovery rooms and areas. Policy shall specify amount and degree of physician availability to post-anesthesia recovery areas at all times when patients are present.

(ii) A designated registered nurse shall supervise personnel as specified in hospital policy in post-anesthesia recovery rooms and areas and shall be responsible for:

(A) Developing and implementing post-anesthesia recovery service staffing plans to maintain adequate and safe patient care, and

(B) Providing for orientation and ongoing training of personnel providing services within post-anesthesia recovery rooms or areas.

(b) There shall be criteria or protocols for assessment of all patients by qualified persons prior to discharge or release from any post-anesthesia recovery room or area.

(c) There shall be policies and procedures regarding management of infected or infectious cases, approved by the infection control committee.

(4) Nursing and other staff providing patient care in post-anesthesia recovery areas shall have documented orientation and demonstrated appropriate skills related to life support activities or functions.

(5) There shall be written orders authenticated by a physician for all drugs, intravenous solutions, blood, and medical treatments. Standing medical orders or protocols, when used, shall be in the patient medical record and authenticated by a physician.

#### AMENDATORY SECTION (Amending Order 269, filed 9/20/83)

WAC 248-18-560 RECOVERY UNIT. Optional. SHALL MEET REQUIREMENTS, IF INCLUDED. (REQUIREMENTS IN CAPITAL LETTERS - SEE WAC 248-18-515.)

(1) LOCATION.

(a) LOCATED TO AVOID ((TRAFFIC)) THROUGH ((THE UNIT)) TRAFFIC.

(b) Located in or near clinical department assuming responsibility.

(2) PATIENT CARE AREA.

(a) ROOM OR ROOMS WITH AT LEAST EIGHTY SQUARE FEET ((FOR EACH)) PER BED, STRETCHER, OR CART.

(b) ((Isolation room or cubicle)) CUBICLE CURTAIN TRACKS OR EQUIVALENT.

(c) EQUIPMENT FOR EACH PATIENT STATION:  
 ((~~Oxygen outlet for each bed, stretcher, or cart~~)) (i) OXYGEN OUTLET. Two recommended.

((~~Suction outlet for each bed, stretcher, or cart~~)) (ii) TWO SUCTION OUTLETS.

(iii) MEDICAL EMERGENCY SIGNALLING DEVICE.<sup>56</sup>

(iv) SIX SINGLE OR THREE DUPLEX ELECTRICAL RECEPTACLES.

(v) OVERHEAD LIGHTING.

(vi) Medical air.

(d) LAVATORY ((~~IN EACH ROOM~~ - May be omitted if service facilities in same room)) LOCATED CONVENIENT TO EVERY SIX PATIENT STATIONS.

(e) STORAGE, SHELVES, DRAWERS, OR EQUIVALENT AND CHARTING SURFACE AT EACH PATIENT STATION.<sup>6</sup>

(f) Isolation room.

(i) LAVATORY OR SINK.

(ii) ONE OXYGEN OUTLET.

(iii) TWO SUCTION OUTLETS.

(iv) MEDICAL EMERGENCY SIGNALLING DEVICE.<sup>56</sup>

(v) ONE HUNDRED TWENTY SQUARE FEET. One hundred fifty square feet recommended.

(vi) CLOCK.

(vii) Access from both outside and inside recovery unit.

(viii) Relites from isolation room into recovery unit.

(ix) Capability to change or switch from negative to positive pressure gradient.

(x) Curtain tracks or equivalent.

(xi) Medical air.

(xii) LIGHTING OVER PATIENT STATION.

(xiii) SIX SINGLE OR THREE DUPLEX ELECTRICAL RECEPTACLES.

(xiv) CLINIC SERVICE SINK OR WATER CLOSET WITH BEDPAN RINSING/FLUSHING ATTACHMENT ADJOINING ROOM.

(3) SERVICE FACILITIES.

(a) ADEQUATE SPACE, IN ADDITION TO REQUIRED PATIENT CARE AREA, IF LOCATED IN SAME ((~~OR ADJOINING~~)) ROOM ((~~OR ROOMS~~)) AS PATIENT CARE AREA.

((~~(\*)~~)) (b) CLEAN UTILITY ((~~AREA~~)) OR MATERIALS. May be located in patient care room or adjoining room or rooms.

((~~(EQUIPMENT)~~))

(i) WORK SURFACE.

(ii) SINK.

(iii) LOCKED DRUG STORAGE INCLUDING SEPARATELY LOCKED ((~~NARCOTIC~~)) STORAGE FOR CONTROLLED SUBSTANCES - See WAC 248-18-710(1)(b).

(iv) STORAGE UNIT.<sup>6, 18</sup>

(v) REFRIGERATOR. Ice dispenser.<sup>6</sup>

(vi) LINEN STORAGE.<sup>6, 18</sup>

(vii) EQUIPMENT STORAGE.<sup>6, 18</sup>

(viii) Warmer for blankets and solutions.

((~~(\*)~~)) (c) SOILED UTILITY ((~~AREA~~ - ADEQUATE SPACE FOR LINEN HAMPER, WASTE CONTAINERS, AND OTHER LARGE EQUIPMENT:

EQUIPMENT:

CLINIC SERVICE SINK (SIPHON JET):

WORK SURFACE.<sup>6</sup>

STORAGE FOR CLEANING SUPPLIES.<sup>6</sup>) OR SOILED MATERIALS ROOM<sup>7</sup>, LOCATED WITH DIRECT ENTRY FROM RECOVERY UNIT. May be shared with clean-up facilities of the surgical suite or combined surgical/obstetrical suite provided there is a direct entry from each.

((~~(\*)~~)) (d) CHARTING SURFACE.<sup>6</sup> May be shelf, desk, or equivalent.

((~~(\*)~~)) ((~~(d) Nurses' toilet~~)) STAFF TOILET. May be in or convenient to unit.

((~~(\*)~~)) (f) HOUSEKEEPING FACILITIES.<sup>5</sup>

Suitable combination with other housekeeping facilities permitted if convenient to recovery unit.

#### NOTES:

<sup>5</sup>See GENERAL REQUIREMENTS FOR SERVICE FACILITIES, WAC 248-18-710(5), HOUSEKEEPING FACILITIES.

<sup>6</sup>May be movable equipment.

<sup>7</sup>See GENERAL REQUIREMENTS FOR SERVICE FACILITIES, WAC 248-18-710 (2)(c) AND (d), SOILED UTILITY OR MATERIALS ROOM.

<sup>18</sup>See GENERAL REQUIREMENTS FOR SERVICE FACILITIES, WAC 248-18-710(3), STORAGE FACILITIES.

<sup>56</sup>See GENERAL DESIGN REQUIREMENTS, WAC 248-18-718 (1)(b)(iii).

#### AMENDATORY SECTION (Amending Order 269, filed 9/20/83)

WAC 248-18-565 SURGERY SUITE. <sup>8</sup> Optional. SHALL MEET REQUIREMENTS IF INCLUDED. (REQUIREMENTS IN CAPITAL LETTERS - SEE WAC 248-18-515.)

(1) SURGERY SUITE, GENERAL.

(a) A SEPARATE SEGREGATED UNIT UNLESS SURGERY AND OBSTETRICAL DELIVERY FACILITIES ARE IN A COMBINED SUITE, IN ACCORD WITH WAC 248-18-600. TO INCLUDE OPERATING ROOMS AND ANCILLARY FACILITIES ESSENTIAL TO THE PROPER FUNCTIONING OF THE OPERATING ROOMS. ANCILLARY FACILITIES TO BE LOCATED OUTSIDE OPERATING ROOMS AND, IF A COMBINED SUITE, OUTSIDE DELIVERY ROOMS.

(b) LOCATED TO PREVENT TRAFFIC THROUGH SURGERY SUITE TO ANY OTHER AREA OF THE HOSPITAL AND TO FACILITATE TRANSFER OF PATIENTS TO SURGICAL NURSING UNITS AND, IF A COMBINED SUITE, TO OBSTETRICAL NURSING UNIT.

(c) SUITE TO INCLUDE NO FACILITIES (such as central sterilizing and ((supply)) processing service facilities) SERVING OTHER AREAS OF THE HOSPITAL AND THEREBY CREATING TRAFFIC UNNECESSARY TO THE SURGICAL SUITE, EXCEPT AS PROVIDED FOR IN WAC 248-18-600 FOR COMBINED SURGERY/OBSTETRICAL DELIVERY SUITE.

(d) NUMBER AND TYPES OF OPERATING ROOMS TO BE PREDICATED UPON THE TYPES OF SURGERY TO BE PERFORMED AND THE ANTICIPATED SURGERY CASELOAD.

(e) ARRANGED TO PREVENT TRAFFIC THROUGH AN OPERATING ROOM OR OBSTETRICAL DELIVERY ROOM TO OTHER AREAS OF THE SUITE, EXCEPT DIRECTLY CONNECTING SUBSTERILIZING ROOM SERVING ONLY OPERATING ROOMS OR OBSTETRICAL DELIVERY ROOMS TO WHICH IT CONNECTS.

(f) ANY ROOMS IN THE SUITE PLANNED TO SERVE FOR OUTPATIENT SURGERY LOCATED SO PENETRATION OF THE SUITE BY ((OUTPATIENTS)) THE PUBLIC IS LIMITED.

(g) CONDUCTIVITY METER WITHIN SUITE REQUIRED ONLY IF OPERATING ROOMS DESIGNED FOR USE OF FLAMMABLE ANESTHETICS.<sup>6</sup>

(h) MEDICAL EMERGENCY ((COMMUNICATIONS SYSTEM CONNECTING EACH OPERATING ROOM AND DELIVERY ROOM TO CENTRAL STATION FOR SUITE OR OTHER AREA OF THE HOSPITAL WHERE THERE ARE ALWAYS NURSING PERSONNEL RESPONSIBLE FOR PROVIDING ASSISTANCE SHOULD AN EMERGENT NEED OCCUR)) SIGNALLING DEVICE - SEE WAC 248-18-718 (1)(b).

(2) MAJOR OPERATING ROOM.

(a) AT LEAST ONE MAJOR OPERATING ROOM.

(b) MINIMUM DIMENSION AT LEAST EIGHTEEN FEET.<sup>24</sup>

Twenty feet or more recommended.

MINIMUM CLEAR AREA AT LEAST THREE HUNDRED SIXTY SQUARE FEET EXCLUSIVE OF FIXED AND MOVABLE CABINETS AND SHELVES.<sup>24</sup>

(c) EQUIPMENT:

(i) OVERHEAD SURGERY LIGHT.

(ii) TWO X-RAY FILM ILLUMINATORS.<sup>6</sup>

(iii) ELECTRIC CLOCK WITH SWEEP SECOND HAND OR EQUIVALENT AND INTERVAL TIMER.

(iv) STORAGE FOR SURGICAL SUPPLIES.<sup>6, 18</sup>

(v) TWO SUCTION OUTLETS.

(vi) TWO OXYGEN OUTLETS.

(vii) SEPARATE WASTE GAS EVACUATION SYSTEM.

(viii) Work surface.<sup>6</sup>

(ix) Medical gases and medical air.<sup>24</sup>

(3) Minor operating room.

(a) All operating rooms should be designed as major operating rooms to achieve maximum flexibility in use. However, in large or specialty hospitals a large volume of minor surgery may make inclusion of minor operating rooms practical.

(b) MINIMUM DIMENSION AT LEAST FIFTEEN FEET.

MINIMUM CLEAR AREA AT LEAST TWO HUNDRED SEVENTY SQUARE FEET EXCLUSIVE OF FIXED AND MOVABLE CABINETS AND SHELVES.

(c) EQUIPMENT:

(i) OVERHEAD SURGERY LIGHT OR EQUIVALENT.<sup>24</sup>

(ii) TWO X-RAY ILLUMINATORS.<sup>6</sup>

(iii) ELECTRIC CLOCK WITH SWEEP SECOND HAND OR EQUIVALENT AND INTERVAL TIMER.<sup>24</sup>

(iv) STORAGE FOR SURGICAL SUPPLIES.<sup>6, 18</sup>

(v) TWO SUCTION OUTLETS.

(vi) TWO OXYGEN OUTLETS.

(vii) SEPARATE WASTE GAS EVACUATION SYSTEM.

(viii) Work surface.<sup>6</sup>

(ix) Medical gases and medical air.<sup>24</sup>

(4) ((FRACTURE (OR CAST) ROOM:

(a) ONE IN EACH HOSPITAL OVER ONE HUNDRED BEDS (EXCLUDING BEDS IN NURSING HOME AND PSYCHIATRIC UNITS):

(b) MINIMUM DIMENSION EIGHTEEN FEET. MINIMUM CLEAR AREA AT LEAST THREE HUNDRED TWENTY-FOUR SQUARE FEET EXCLUSIVE OF FIXED AND MOVABLE CABINETS AND SHELVES:

(c) May be in surgery suite or in emergency department.

(d) Splint and supply storage adjoining.

(e) EQUIPMENT:

OVERHEAD SURGERY LIGHT:

TWO X-RAY FILM ILLUMINATORS.<sup>6</sup>

WORK SURFACE.<sup>6</sup>

STORAGE FOR SURGICAL SUPPLIES.<sup>6, 18</sup>

SINK<sup>9</sup> WITH PLASTER TRAP. May be scrub sink.

Splint and leak-proof plaster storage.

SUCTION OUTLET:

OXYGEN OUTLET:

(5)) Cystoscopy facilities.

(a) Cystoscopy operating room.

(i) ((One in each hospital over one hundred beds:

((iii))) May be in suitable location outside surgery suite.

((iii)) (ii) MINIMUM DIMENSION AT LEAST FIFTEEN FEET.

MINIMUM CLEAR AREA OF TWO HUNDRED SEVENTY SQUARE FEET EXCLUSIVE OF FIXED AND MOVABLE CABINETS AND SHELVES.<sup>24</sup>

((iv) Designed to serve for other surgical procedures when anticipated volume of cystoscopic work does not indicate maximum usage of room.

((v)) (iii) IF LOCATED OUTSIDE SURGERY SUITE, PROVIDE ONE SCRUB ((=UP)) SINK OUTSIDE THE ENTRANCE AND FACILITIES ((AND FACILITIES)) FOR CLEANING((;)) AND STERILIZATION((, AND STORAGE OF SUPPLIES AND EQUIPMENT)) IN SOILED AND CLEAN UTILITY ROOMS.

((vii)) (iv) EQUIPMENT:

((OVERHEAD)) (A) SURGERY LIGHT.<sup>24</sup>

(B) TWO X-RAY FILM ILLUMINATORS.<sup>6</sup>

((WORK SURFACE)) (C) Work surface.<sup>6</sup>

(D) STORAGE FOR SURGICAL SUPPLIES.<sup>6, 18</sup>

(E) ELECTRIC CLOCK WITH SWEEP SECOND HAND ((and interval timer)) OR EQUIVALENT AND INTERVAL TIMER.<sup>24</sup>

(F) X-RAY UNIT<sup>6</sup> - preferably mounted on urological table.

((PROVISION FOR STERILE WATER SUPPLY.<sup>6</sup>))

(G) TWO OXYGEN OUTLETS.

(H) TWO SUCTION OUTLETS.

(I) Flushing rim type floor drain may be permitted; PROVIDED DRAIN SYSTEM IS SPECIFICALLY DESIGNED FOR EASY ACCESS FOR CLEANING DRAIN AND TRAP.

(J) SEPARATE WASTE GAS EVACUATION SYSTEM.

(b) Darkroom or equivalent.

(c) Adjoining toilet, wheelchair accessible, if outside surgery suite.

(5) SEPARATE PATIENT HOLDING AREA.<sup>24</sup>

(a) May be omitted in hospitals with only one operating room.

(b) ROOM OR ALCOVE OUT OF TRAFFIC.

(c) LOCATED FOR DIRECT VISIBILITY OF EACH PATIENT.<sup>24</sup>

(d) IF SURGICAL PREPS AND INDUCTIONS DONE, PROVIDE LAVATORY OR SINK, WORK COUNTERS, AND CUBICLE CURTAINS OR EQUIVALENT.

(e) OXYGEN AND SUCTION OUTLETS.

(f) MEDICAL EMERGENCY SIGNALLING DEVICE - SEE WAC 248-18-718 (11)(b).

(6) SCRUB-UP AREA.

(a) ((In rooms where there is to be no open surgery or obstetrical deliveries, may be limited to one scrub sink within room:

((b))) ADJACENT TO EACH OPERATING ROOM.

((c)) (b) DIRECT ACCESS TO EACH OPERATING ROOM.

((c)) (c) EQUIPMENT:

(i) AT LEAST THREE SCRUB SINKS FOR EACH TWO OPERATING ROOMS, BUT IN NO CASE LESS THAN TWO SCRUB SINKS.

(ii) DETERGENT DISPENSER OR EQUIVALENT.<sup>6</sup> FOOT CONTROL OR EQUIVALENT IF LIQUID DISPENSER.

(iii) BRUSH DISPENSER OR EQUIVALENT.<sup>24</sup>

(iv) ((STORAGE FOR MASKS, CAPS, NAIL FILES, and boots)) SHELF.

(v) TOWEL DISPENSER OR EQUIVALENT.<sup>24</sup>

(vi) CLOCK WITHIN VIEW FROM SCRUB SINKS.

(7) CLEAN-UP FACILITIES WITH A SINK WITH ACCESSIBLE PLASTER TRAP. Sink with plaster trap may be in other appropriate soiled area.<sup>10</sup>

(8) CLEAN WORKROOM.

(a) May be omitted if written program defines a supply and equipment system eliminating need for preparation and assembly within the suite.

(b) EQUIPMENT:

((LAVATORY)) (i) Lavatory.

(ii) WORK COUNTERS OR TABLES ((f)) OR EQUIVALENT((g)).<sup>6</sup>

(iii) STORAGE FOR SUPPLIES AND SMALL EQUIPMENT.<sup>6, 18</sup>

((May be omitted if written program defines a supply and equipment system eliminating need for preparation and assembly within the suite:))

(9) STERILIZING FACILITIES.

(a) ((AUTOCLAVES (f)) HIGH SPEED STERILIZERS WITH RECORDING THERMOMETERS((g)) AND AUTOMATIC CONTROLS OF SUFFICIENT CAPACITY TO ACCOMMODATE SUPPLIES AND EQUIPMENT TO BE STERILIZED IN SUITE. ((Automatic controls on all autoclaves recommended:))

(b) MINIMUM OF ONE ((AUTOCLAVE)) STERILIZER<sup>11</sup> IN EACH SURGERY SUITE((, EXCEPT IN HOSPITALS OF TWENTY-FIVE OR LESS BEDS, CENTRAL STERILIZING AND SUPPLY FACILITIES MAY SUFFICE IF PROPERLY ARRANGED FOR DIRECT ACCESS TO SUITE)).

(c) IF PRACTICE OF STERILIZING UNWRAPPED SETS OF INSTRUMENTS IS TO BE FOLLOWED, A SUFFICIENT NUMBER OF ((AUTOCLAVES)) STERILIZERS<sup>12</sup> ((MUST)), ACCESSIBLE FOR MAINTENANCE, SHALL BE LOCATED TO PROVIDE DIRECT ACCESS TO EACH OPERATING ROOM AND OBSTETRICAL DELIVERY ROOM FROM A STERILIZING FACILITY.

((c)) (10) SOLUTION WARMER.<sup>6, 24</sup>

((c)) (11) STORAGE FACILITIES.<sup>6, 18</sup>

((FOR:)) (a) CLEAN SUPPLY ROOM;

(b) INSTRUMENTS. May be located in clean supply room;

(c) DRUGS - SEE WAC 248-18-710(1). May be located in anesthesia work room or in clean supply room;

(d) LINEN.<sup>9</sup> May be located in clean supply room;

(e) BLOOD ((f)) REFRIGERATION((g)) unless satisfactory provision elsewhere;

(f) SOLUTIONS;

(g) STERILE SUPPLIES ((AND SMALL EQUIPMENT));

(h) LARGE AND SMALL EQUIPMENT; ((AND))

(i) STRETCHERS. Space for one stretcher per operating room or delivery room;

(j) PORTABLE X-RAY unless suitable provision for storage elsewhere.

((c)) (12) ANESTHESIA STORAGE - MACHINES AND CARTS<sup>3</sup> unless satisfactory provision elsewhere.

((c)) (13) Anesthesia workroom.

((c)) (HOUSEKEEPING FACILITIES.<sup>5</sup>) (a) IF CLEANING OF ANESTHESIA EQUIPMENT TO BE DONE, DESIGNED FOR SEPARATION OF SOILED AND CLEAN FUNCTIONS. Soiled room may be omitted if cleaning function to occur in clean-up or decontamination room in central processing.

(b) CLEAN ROOM.

(i) WORK COUNTERS.<sup>6</sup>  
 (ii) STORAGE FOR ANESTHESIA SUPPLIES AND SMALL EQUIPMENT.<sup>6</sup>

(iii) SPACE FOR TESTING AND STORAGE OF ANESTHESIA MACHINES AND EQUIPMENT WITH ADEQUATE ELECTRICAL OUTLETS.<sup>24</sup>

(iv) LAVATORY OR SINK FOR HANDWASHING.  
 (c) SOILED ROOM. May be omitted if cleaning to be done in clean-up or decontamination room or soiled processing areas elsewhere in the hospital.

(i) WORK COUNTERS.  
 (ii) DOUBLE COMPARTMENT SINK.  
 (iii) STORAGE FOR CLEANING SUPPLIES AND EQUIPMENT.

(iv) Space for anesthesia carts.<sup>24</sup>  
 (14) ADMINISTRATIVE FACILITIES.

(a) CONTROL STATION.<sup>24</sup>  
 (i) LOCATED TO PERMIT ((VISUAL SURVEILLANCE OF ALL TRAFFIC ENTERING SUITE)) COORDINATION OF FUNCTIONS AMONG OPERATING ROOMS and to permit visual surveillance of traffic entering suite.

(ii) TELEPHONE.  
 (iii) ANNUNCIATOR FOR EMERGENCY SIGNALLING DEVICE UNLESS LOCATED IN ALTERNATE LOCATION FROM WHICH ADDITIONAL ASSISTANCE IS ALWAYS AVAILABLE.<sup>26</sup>

(b) SUPERVISOR'S OFFICE PROVIDING PRIVACY. May be combined with control station ((in suite having less than four major rooms (operating and delivery):

Telephone:))  
 (c) Surgery schedule board or equivalent.  
 (d) Dictating facilities.

(e) ((Anesthetist's office)) CONFERENCE ROOM FOR CONFIDENTIAL COMMUNICATION.<sup>24</sup> May be combined with other facilities, as appropriate.

(15) STAFF FACILITIES.  
 (a) LOCATED ((TO BE ACCESSIBLE EITHER FROM IMMEDIATELY)) AND ARRANGED FOR ACCESS FROM OUTSIDE ((OR UPON ENTRANCE)) SUITE TO CLOTHING CHANGE AREA PRIOR TO ENTERING SUITE.

((a) MEN'S)) (b) LOCKER ROOM OR ROOMS, TOILET OR TOILETS, SHOWER OR SHOWERS, ((and lounge)) AND LOUNGE OR LOUNGES.

((A locker for each male who is employed in the suite or is an active member of the surgical or obstetrical medical staff, and additional lockers for associate or visiting medical staff:))

(i) Lockers, secured spaces, or equivalent predicated upon daily average volume or flow of personnel, medical staff, and others to and from surgical suite.<sup>24</sup>

(ii) STORAGE SPACE FOR SCRUB CLOTHING.<sup>6, 18</sup>  
 ((b) WOMEN'S LOCKER ROOM, TOILET, shower, and lounge: A locker for each female who is employed in the suite or is an active member of the surgical or obstetrical medical staff, and additional lockers for associate or visiting medical staff.

STORAGE)) (iii) SPACE FOR COLLECTION RECEPTACLES FOR SOILED SCRUB CLOTHING.<sup>6, 18</sup>)

(16) ((Recovery unit.<sup>14</sup> Located within or close to suite. IF WITHIN SUITE, LOCATED NEAR ENTRANCE AND AWAY FROM IMMEDIATE AREA OF OPERATING ROOMS AND, IF A COMBINED SUITE, AWAY FROM IMMEDIATE AREA OF DELIVERY ROOMS)) HOUSEKEEPING FACILITIES.<sup>5</sup>

(17) RECOVERY OR POST ANESTHESIA CARE UNIT.<sup>24</sup>  
 (18) Viewing gallery.

ACCESS TO GALLERY NOT THROUGH AN OPERATING ROOM OR OBSTETRICAL DELIVERY ROOM and outside of suite.

GLASS SEPARATION BETWEEN GALLERY AND OPERATING ROOM OR OBSTETRICAL DELIVERY ROOM.

((18) Exchange and/or transfer area:))

#### NOTES:

<sup>5</sup>See GENERAL REQUIREMENTS FOR SERVICE FACILITIES, WAC 248-18-710(5), HOUSEKEEPING FACILITIES.

<sup>6</sup>May be movable equipment.

<sup>8</sup>Where combustible anesthetic is to be used, see FLOOR FINISHES, WAC 248-18-718(5); VENTILATION, WAC 248-18-718(8); and ELECTRICAL SYSTEMS, WAC 248-18-718(10).

((<sup>2</sup>OUTSIDE FRACTURE ROOM IF ROOM IS TO BE USED AS AN OPERATING ROOM FOR OPEN SURGERY:))

<sup>10</sup>See GENERAL REQUIREMENTS FOR SERVICE FACILITIES, WAC 248-18-710(4), CLEAN-UP FACILITIES.

<sup>11</sup>May be instrument sterilizer (high speed recommended) if only instruments are to be sterilized within the suite.

<sup>12</sup>May be instrument pressure sterilizer (high speed recommended) or instrument washer-sterilizer.

<sup>13</sup>See RECEIVING ((AND)), STORES, AND DISTRIBUTION, WAC 248-18-700 ((5)) (10), FLAMMABLE ANESTHETIC STORAGE.

<sup>14</sup>See Recovery Unit, WAC 248-18-560.

<sup>18</sup>See GENERAL REQUIREMENTS FOR SERVICE FACILITIES, WAC 248-18-710(3), STORAGE FACILITIES.

<sup>24</sup>In accordance with program.

<sup>56</sup>See GENERAL DESIGN REQUIREMENTS, WAC 248-18-718 (1)(b)(iii).

#### NEW SECTION

WAC 248-18-568 FACILITIES FOR ONE-DAY PATIENT CARE. Optional. SHALL MEET REQUIREMENTS, IF INCLUDED.

(1) LOCATED FOR CONVENIENT TRANSFER TO AND FROM A SURGICAL SUITE.<sup>24</sup>

(2) WAITING ROOM OR AREA FOR FAMILY MEMBERS. May be combined with other waiting areas, if in close proximity.

(3) PATIENT CARE ROOM OR ROOMS.

(a) DIRECTLY ACCESSIBLE FROM CORRIDOR.

(b) ONE-BED ROOM OR ROOMS WITH ONE HUNDRED SQUARE FEET PER ROOM.

(c) MULTI-BED ROOM OR ROOMS WITH AT LEAST EIGHTY SQUARE FEET PER EACH BED, STRETCHER, OR EQUIVALENT. THIS SPACE MAY INCLUDE SUPPORT FACILITIES PERMITTED WITHIN THE ROOM, THREE FEET CLEAR SPACE BETWEEN EACH BED, STRETCHER, OR EQUIVALENT.

(d) EQUIPMENT.  
 (i) OXYGEN OUTLET AT HEAD OF EACH BED, STRETCHER, OR EQUIVALENT.

(ii) SUCTION OUTLET AT HEAD OF EACH BED, STRETCHER, OR EQUIVALENT.

(iii) NURSE CALL SIGNAL DEVICE AT EACH BED, STRETCHER, OR EQUIVALENT. SEE WAC 248-18-718 (1)(b)(i) and (ii).

(iv) CLOSET, LOCKER, OR EQUIVALENT PER EACH BED, STRETCHER, OR EQUIVALENT FOR PATIENT CLOTHING. May be in or adjacent to the patient care room or rooms.

(v) LAVATORY.  
 (vi) MEDICAL EMERGENCY SIGNALLING DEVICE.<sup>56</sup>

(vii) CUBICLE CURTAIN TRACKS OR RAILS OR EQUIVALENT TO PROVIDE COMPLETE SCREENING OF EACH BED, STRETCHER, OR EQUIVALENT TO PROVIDE VISUAL PRIVACY FOR EACH PATIENT IN MULTI-BED ROOMS.

(4) SERVICE FACILITIES LOCATED IN PATIENT CARE ROOM OR ROOMS OR ADJOINING ROOM OR ROOMS OR AREAS.

(a) SINK OR LAVATORY if service facility outside patient care room.

(b) WORK COUNTER.<sup>6</sup>

(c) LOCKED DRUG STORAGE INCLUDING SEPARATELY LOCKED STORAGE FOR CONTROLLED SUBSTANCES.<sup>6, 24</sup>

(d) STORAGE UNIT.<sup>6, 18</sup>

(e) REFRIGERATOR.<sup>6</sup>

(f) LINEN STORAGE.<sup>6</sup>

(g) CHARTING SURFACE OR DESK.<sup>6</sup>

(h) TELEPHONE.

(5) SOILED UTILITY OR SOILED MATERIALS ROOM. REFER TO WAC 248-18-710 (2)(c) and (d).

(6) PATIENT TOILET DESIGNED AND ARRANGED TO ACCOMMODATE A PATIENT IN A WHEELCHAIR.

(7) HOUSEKEEPING FACILITIES.<sup>5</sup> Suitable combination with other housekeeping facilities permitted, if convenient to one-day patient care facilities.

(8) Predischarge area or lounge.

(a) Multipatient accommodation.

(b) Seventy square feet per patient space.

(c) curtain tracks or equivalent to provide for visual privacy for patients.

(d) Access to toilet.

NOTES:

<sup>5</sup>See GENERAL REQUIREMENTS FOR SERVICE FACILITIES, WAC 248-18-710(5), HOUSEKEEPING FACILITIES.

<sup>6</sup>May be movable equipment.

<sup>18</sup>See GENERAL REQUIREMENTS FOR SERVICE FACILITIES, WAC 248-18-710(3), STORAGE FACILITIES.

<sup>24</sup>In accordance with program.

<sup>50</sup>See GENERAL DESIGN REQUIREMENTS, WAC 248-18-718 (11)(b)(iii).

**REPEALER**

The following section of the Washington Administrative Code is repealed:

WAC 248-18-250 SURGERY SUITE.

- 25-15-070 *Responsibilities of local review boards.*
- 25-15-080 *Responsibilities of the state historic preservation officer.*
- 25-15-090 *Responsibilities of the owner—Application requirements.*
- 25-15-100 *Washington state advisory council's standards for the rehabilitation and maintenance of historic properties.*
- 25-15-110 *Historic preservation special valuation covenant.*
- 25-15-120 *Eligibility and disqualification.*

**WSR 85-20-008**  
**EMERGENCY RULES**  
**OFFICE OF ARCHAEOLOGY**  
**AND HISTORIC PRESERVATION**  
 [Order 9—Filed September 20, 1985]

I, Jacob E. Thomas, director of the Office of Archaeology and Historic Preservation, do promulgate and adopt at 111 West 21st Avenue, Olympia, WA, the annexed rules relating to Chapter 449, Laws of 1985—Special valuation for historic properties.

I, Jacob E. Thomas, 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 certain properties eligible for special valuation in 1986 will become ineligible for special valuation unless application is made prior to October 1, 1985.

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

This rule is promulgated pursuant to chapter 449, Laws of 1985, 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 September 20, 1985.

By Jacob E. Thomas  
 State Historic Preservation Officer

*Chapter 25-15 WAC*  
**SPECIAL VALUATION FOR HISTORIC PROPERTIES**

- WAC**
- 25-15-010 *Purpose.*
  - 25-15-020 *Authority.*
  - 25-15-030 *Definitions.*
  - 25-15-040 *Responsibilities of the local legislative authority.*
  - 25-15-050 *Requirements for local review boards.*
  - 25-15-060 *Defining the class of eligible historic property.*

NEW SECTION

WAC 25-15-010 **PURPOSE.** *The purpose of these rules is to implement special valuation for improvements to historic buildings under which the assessed value of eligible historic property is determined at a rate that excludes, for up to ten years, the actual cost of the rehabilitation.*

NEW SECTION

WAC 25-15-020 **AUTHORITY.** *These rules are promulgated by the advisory council on historic preservation under the authority granted in section 12, chapter 449, Laws of 1985.*

NEW SECTION

WAC 25-15-030 **DEFINITIONS.** *Unless the context clearly requires otherwise, the definitions in this section apply throughout these rules:*

(1) "Local legislative authority" means the municipal government within incorporated cities and the county government in unincorporated areas.

(2) "Local review board" means any appointed committee designated by local ordinance to make determinations concerning the eligibility of historic properties for special valuation and to approve or deny applications.

(3) "Historic district" means historic property consisting of multiple buildings, sites, structures, or objects located in proximity to one another and related in historic period or theme.

(4) "Certified historic structure" means property located within an historic district which has been:

(a) Certified by the secretary of the interior as contributing to the significance of an historic district pursuant to 36 CFR 67.4; or

(b) Certified by the state historic preservation officer as contributing to the significance of an historic district pursuant to WAC 25-15-080(3); or

(c) Certified, under a process specified in local administrative rules, as contributing to the significance of an historic district in a local register of historic places which has been created by a local government historic preservation program certified by the secretary of the interior as provided in P.L. 96-515.

(5) "Class of historic property" means all historic property meeting any neutral, objective criteria for determining which types of historic property are eligible

for special assessment that have been adopted by the local legislative authority under an ordinance or administrative rule, consistent with the purposes of chapter 449, Laws of 1985.

(6) "Actual cost of rehabilitation" means costs incurred prior to the date of application and directly resulting from one or more of the following:

(a) Improvements to an existing building located on or within the perimeters of the original structure; or

(b) Improvements outside of but directly attached to the original structure which are necessary to make the building fully useable; or

(c) Architectural and engineering services attributable to the design of the improvements; or

(d) All costs defined in 26 CFR 1.48-12(c) as "qualified rehabilitation expenditures" for purposes of the federal twenty-five percent historic preservation investment tax credit.

(7) "Historic property" means real property together with improvements thereon, except property listed in a register primarily for objects buried below ground, which is:

(a) Listed in a local register of historic places created by comprehensive ordinance, certified by the secretary of the interior as provided in P.L. 96-515; or

(b) Listed in the national register of historic places.

(8) "Substantial improvement" means the actual cost of rehabilitation which is twenty-five percent or greater of the assessed valuation of the historic structure prior to rehabilitation.

(9) "Special valuation" means the determination of the assessed value of the historic property at a rate that excludes, for up to ten years, the actual cost of a substantial improvement.

(10) "State review board" means the advisory council on historic preservation established under chapter 27.34 RCW, or any successor agency designated by the state to act as the state historic preservation review board under federal law.

(11) "Owner" means the owner of record.

#### NEW SECTION

WAC 25-15-040 RESPONSIBILITIES OF THE LOCAL LEGISLATIVE AUTHORITY. Each local jurisdiction, at the option of the local legislative authority, shall designate a local review board and establish one or more classes of historic property that are eligible for special valuation under these rules.

#### NEW SECTION

WAC 25-15-050 REQUIREMENTS FOR LOCAL REVIEW BOARDS. (1) The local review board may be an existing board or commission of local government or a special purpose authority, but shall not be the same as the local legislative authority.

(2) The local review board shall be identified by local ordinance as having responsibility to:

(a) Make determinations concerning the eligibility of individual properties;

(b) Verify that the improvements are consistent with the advisory council's standards for rehabilitation and maintenance;

(c) Enter into protective covenants as required under WAC 25-15-070(2);

(d) Approve or deny applications for special valuation; and

(e) Monitor property for continued compliance with the covenant and statutory eligibility requirements.

(3) Multiple jurisdictions within the same county may elect to jointly designate, under an interlocal agreement, a single local review board to carry out the purposes of chapter 449, Laws of 1985.

(4) The local review board shall adopt bylaws and/or administrative rules governing:

(a) Compliance with the Open Public Meetings Act (chapter 42.30 RCW);

(b) Number of voting members and quorum requirements;

(c) Method of appointment and term of office;

(d) Rules of parliamentary procedure;

(e) Order and conduct of business; and

(f) Frequency of meetings.

#### NEW SECTION

WAC 25-15-060 DEFINING THE CLASS OF ELIGIBLE HISTORIC PROPERTY. (1) The "class of eligible historic property" shall be defined by the local legislative authority using objective criteria which lead to consistent decisions on determinations of eligibility.

(2) The criteria for the class of eligible historic property may take into account such factors as geographic location, date of construction, type of use, local landmarks designation, and other verifiable criteria consistent with the purposes of chapter 449, Laws of 1985, and these rules.

(3) Within historic districts, only certified historic structures may be included in the class of eligible historic property.

(4) Once a local jurisdiction has established a class of eligible historic property, it may amend the criteria defining the class at any time. However, if the new criteria are more restrictive than the previous criteria, the new criteria may not take effect for a period of two years following October 1 of the year in which the change is made. Amendments to the criteria shall not have the effect of disqualifying property already subject to special valuation.

#### NEW SECTION

WAC 25-15-070 RESPONSIBILITIES OF LOCAL REVIEW BOARDS. (1) Following receipt of an application for special assessment from the county assessor, the local review board shall, consistent with locally adopted rules of procedure, determine if the property meets the following criteria:

(a) The property is historic property;

(b) The property is included within a class of historic property determined eligible for special valuation by the local legislative authority under an ordinance or administrative rule;

(c) The property has been substantially improved within twenty-four months prior to the date of application; and

(d) The property has not been altered in any way which adversely affects those elements which qualify it as historically significant.

(2) If the local review board finds that the property satisfies all four of the above requirements, then it shall, on behalf of the local jurisdiction, enter into a covenant with the owner which, at a minimum, includes the provisions set forth in WAC 25-15-110. Upon execution of said covenant between the owner and the local review board, the local review board shall approve the application.

(3) If the local review board determines that the property does not meet all of the requirements for special valuation, then it shall deny the application.

(4) An application for special valuation shall be approved or denied by the local review board before December 31 of the calendar year in which the application is made. The local review board shall certify its decision in writing on forms provided by the department of revenue and state the facts upon which the approval or denial is based. The local review board shall file a copy of the certification with the county assessor within ten days of issuing a decision.

(5) If the application is approved, the local review board shall forward a copy of the covenant to the county assessor for recording and shall notify the state review board that the property has been approved for special valuation.

(6) For property already subject to special valuation, the local review board shall determine, according to its bylaws and rules of procedure, whether or not the property has become disqualified, either because of the owner's failure to comply with the terms of the covenant, or because of a loss of historic value resulting from physical changes to the building or site. In the event that a local review board concludes that a property is no longer qualified for special valuation, it shall notify the owner, the county assessor, and the state review board on forms supplied by the department of revenue and state the facts supporting its findings.

#### NEW SECTION

**WAC 25-15-080 RESPONSIBILITIES OF THE STATE HISTORIC PRESERVATION OFFICER.** (1) The state historic preservation officer will, upon request, provide technical assistance to the local legislative authority and the local review board in conducting special valuation activities.

(2) The state historic preservation officer shall inform the local review board if the state review board is notified by the owner of property subject to special valuation that the property no longer qualifies for special valuation under chapter 449, Laws of 1985.

(3) The state historic preservation officer shall, at the request of the applicant, review current photographs and any historic photographs or other documentation provided by the applicant to determine if a building located within an historic district contributes to the historic significance of the district. If the building was constructed

during the period of significance attributed to the district by the state review board, and if the building has not been modified to such an extent that it has lost the majority of its original historic or architectural characteristics, then the state historic preservation officer shall issue a written statement that the property is a certified historic structure.

#### NEW SECTION

**WAC 25-15-090 RESPONSIBILITIES OF THE OWNER—APPLICATION REQUIREMENTS.** (1) The owner of property desiring special valuation shall apply to the assessor of the county in which the property is located upon forms prescribed by the department of revenue and supplied by the county assessor.

(2) Applications shall be made no later than October 1 of the calendar year preceding the first assessment year for which special valuation is requested.

(3) Applications shall include a legal description of the property, comprehensive exterior and interior photographs of the property before and after rehabilitation, architectural plans or other legible drawings depicting the completed rehabilitation work, and a notarized affidavit attesting to the actual cost of the rehabilitation work completed prior to the date of application and the period of time during which the work was performed.

(4) For properties located within historic districts, the application shall also include, in addition to the information specified in subsection (3) of this section, a statement from the secretary of the interior, the state historic preservation officer, or the appropriate local official indicating that the property is a certified historic structure.

(5) Property owners applying for or receiving special valuation under these rules shall make available to the assessor or the local review board upon request documentation as to the actual cost of the rehabilitation project and the period of time during which the rehabilitation took place.

#### NEW SECTION

**WAC 25-15-100 WASHINGTON STATE ADVISORY COUNCIL'S STANDARDS FOR THE REHABILITATION AND MAINTENANCE OF HISTORIC PROPERTIES.** The following rehabilitation and maintenance standards shall be used by local review boards as minimum requirements for determining whether or not an historic property is eligible for special valuation and whether or not the property continues to be eligible for special valuation once it has been so classified:

(1) Rehabilitation.

(a) Every reasonable effort shall be made to provide a compatible use for a property which requires minimal alteration of the building, structure, or site and its environment, or to use a property for its originally intended purpose.

(b) The distinguishing original qualities or character of a building, structure or site and its environment shall

not be destroyed. The removal or alteration of any historic material or distinctive architectural features should be avoided when possible.

(c) All buildings, structures, and sites shall be recognized as products of their own time. Alterations that have no historical basis and which seek to create an earlier appearance shall be discouraged.

(d) Changes which may have taken place in the course of time are evidence of the history and development of a building, structure, or site and its environment. These changes may have acquired significance in their own right, and this significance shall be recognized and respected.

(e) Distinctive stylistic features or examples of skilled craftsmanship which characterize a building, structure, or site shall be treated with sensitivity.

(f) Deteriorated architectural features shall be repaired rather than replaced, whenever possible. In the event replacement is necessary, the new material should match the material being replaced in composition, design, color, texture, and other visual qualities. Repair or replacement of missing architectural features should be based on accurate duplication of features, substantiated by historic, physical, or pictorial evidence rather than on conjectural designs or the availability of different architectural elements from other buildings or structures.

(g) The surface cleaning of structures shall be undertaken with the gentlest means possible. Sandblasting and other cleaning methods that will damage the historic building materials shall not be undertaken.

(h) Every reasonable effort shall be made to protect and preserve archaeological resources affected by, or adjacent to, any project.

(i) Contemporary design for alterations and additions to existing properties shall not be discouraged when such alterations and additions do not destroy significant historical, architectural or cultural material, and such design is compatible with the size, scale, color, material, and character of the property, neighborhood, or environment.

(j) Wherever possible, new additions or alterations to structures shall be done in such a manner that if such additions or alterations were to be removed in the future, the essential form and integrity of the structure would be unimpaired.

(2) Maintenance.

(a) Buildings and structures shall not be allowed to deteriorate beyond the point where routine maintenance and repair will return them to good condition.

(b) Buildings shall be kept in a safe and habitable condition at all times. Structural defects and hazards shall be corrected. Any condition which constitutes a fire hazard shall be eliminated.

(c) Buildings shall be protected against ongoing water damage due to defective roofing, flashing, glazing, caulking, or other causes. Moisture condensation resulting from inadequate heat or ventilation shall be eliminated if present at levels sufficient to promote rot or decay of building materials.

(d) Deteriorated exterior architectural features and any broken or missing doors and windows shall be repaired or replaced.

(e) Painted exterior surfaces shall be maintained and repainted as necessary to prevent a deteriorated appearance or damage to the substrate. Exterior masonry surfaces shall be tuck pointed where required to maintain the mortar in sound condition. Finished tuck pointing shall match the original mortar joint in hardness and appearance.

NEW SECTION

WAC 25-15-110 HISTORIC PRESERVATION SPECIAL VALUATION COVENANT. The following historic preservation special valuation covenant shall be used by local review boards as the minimum agreement necessary to comply with the requirements of WAC 25-15-070(2):

This Historic Preservation Covenant is entered into on this . . . . day of . . . . ., 19. . ., by and between . . . . . (hereinafter referred to as APPLICANT) and . . . . . (hereinafter referred to as LOCAL REVIEW BOARD).

WHEREAS APPLICANT is the owner of record of the building or buildings commonly known as . . . . ., located at . . . . ., State of Washington, as more fully described in Exhibit A, attached hereto and incorporated herein by this reference (hereinafter referred to as PROPERTY); and

WHEREAS APPLICANT has requested special valuation of the PROPERTY pursuant to section 12, chapter 449, Laws of 1985; and

WHEREAS the LOCAL REVIEW BOARD has determined that the PROPERTY has been substantially rehabilitated within the two year period preceding the date of application and the actual cost of said rehabilitation equals or exceeds twenty-five percent of the Assessed Valuation of the PROPERTY prior to the improvements; and

WHEREAS the LOCAL REVIEW BOARD has verified that the PROPERTY is historic property that falls within a class of properties determined eligible for special valuation by local ordinance or administrative rule; and

WHEREAS the LOCAL REVIEW BOARD finds that the rehabilitation work has not altered the PROPERTY in any way which adversely affects those elements which qualify it as historically significant;

NOW THEREFORE, in recognition of the foregoing, the APPLICANT enters into this Covenant with the LOCAL REVIEW BOARD and agrees to adhere to the following terms and conditions:

1. APPLICANT agrees to comply with the Washington State Advisory Council's Standards for the Maintenance and Rehabilitation of Historic Properties as set forth in Exhibit B, which is attached hereto and by this reference incorporated herein.
2. Without the express written permission of the LOCAL REVIEW BOARD signed by a duly authorized representative thereof, no construction, alteration or remodeling or any other action shall be undertaken or permitted to be undertaken which would affect the appearance of the PROPERTY as depicted in the photographs attached hereto and incorporated herein by this reference as Exhibits . . . through . . . , or which would adversely affect the structural

soundness of the PROPERTY; provided, however, that the reconstruction, repair, repainting, or refinishing of presently existing parts or elements of the PROPERTY subject to this Covenant, damage to which has resulted from casualty loss, deterioration or wear and tear, shall be permitted without the prior approval of the LOCAL REVIEW BOARD, provided that such reconstruction, repair, repainting, or refinishing is performed in a manner which will not alter the appearance of those elements of the PROPERTY subject to this Covenant as they are as of this date. Exterior changes which shall require the consent of the LOCAL REVIEW BOARD shall include, but not be limited to, any substantial structural change or any change in design, color or materials.

3. The PROPERTY shall not be demolished without the prior written consent of the LOCAL REVIEW BOARD.
4. If the PROPERTY is not visible from a public right of way, the APPLICANT shall make historic aspects of the PROPERTY accessible to the public one day each year.
5. The APPLICANT shall monitor the PROPERTY for its continued qualification for special valuation and notify the appropriate County Assessor within 30 days if the PROPERTY becomes disqualified because of
  - a. a loss of historic integrity,
  - b. sale or transfer to new ownership exempt from taxation, or
  - c. sale or transfer to new ownership which does not intend to agree to the terms of this Covenant nor file a notice of compliance form with the County Assessor.
6. The APPLICANT and LOCAL REVIEW BOARD both agree that there shall be no changes in standards of maintenance, public access, alteration, or report requirements, or any other provisions of this Covenant, during the period of the classification without the approval of all parties to this Covenant.

Term of the Agreement. This Covenant shall take effect immediately upon signature and remain in effect until the property is no longer eligible for special valuation either through disqualification or upon expiration of the ten-year period of special valuation commencing January 1, 19.., and ending December 31, 19..

Hold Harmless. The APPLICANT or its successors or assigns shall hold the State and the LOCAL REVIEW BOARD harmless from any and all liability and claims which may be asserted against the State and the LOCAL REVIEW BOARD as a result of this Historic Preservation Special Valuation Covenant or the participation by the APPLICANT in the Special Valuation Program.

Governing Law. The terms of this Covenant shall be construed in accordance with the laws of the State of Washington.

### NEW SECTION

**WAC 25-15-120 ELIGIBILITY AND DISQUALIFICATION.** (1) The actual cost of the rehabilitation work shall be calculated on the basis of expenses incurred for improvements or work elements completed prior to the date of application. Properties subject to ongoing or phased rehabilitation work shall be eligible for special valuation so long as the property meets the criteria of WAC 25-15-070(1).

(2) No application for special valuation under these rules shall be made after December 31, 1991.

(3) When property has once been classified and valued as eligible historic property, the expiration of the ten-year period allowed for special valuation shall not have the effect of disqualifying the property and thereby invoking the additional tax, interest, and penalty otherwise due when a property is disqualified or determined ineligible.

### **WSR 85-20-009**

#### **ADOPTED RULES**

#### **UTILITIES AND TRANSPORTATION COMMISSION**

[Order R-239, Cause No. U-85-45--Filed September 20, 1985]

In the matter of adopting WAC 480-120-137 relating to customer-owned telephones.

This action is taken pursuant to Notice No. WSR 85-15-094 filed with the code reviser July 24, 1985, and Notice of Continuation No. WSR 85-18-043 also filed with the code reviser on August 30, 1985. This rule change hereinafter adopted shall take effect pursuant to RCW 34.04.040(2).

This rule-making proceeding is brought on pursuant to RCW 80.01.040 and is intended administratively to implement this statute.

This rule-making proceeding is in compliance with the Open Public Meetings Act (chapter 42.30 RCW), the Administrative Procedure Act (chapter 34.04 RCW), the State Register Act (chapter 34.08 RCW), the State Environmental Policy Act of 1971 (chapter 43.21C RCW), and the Regulatory Fairness Act (chapter 19.85 RCW).

Pursuant to Notice No. WSR 85-18-043 the above matter was scheduled for consideration at 9:00 a.m., Wednesday, September 18, 1985, in the Commission's Hearing Room, Sixth Floor, Highways-Licenses Building, Olympia, Washington, before Chairman Sharon L. Nelson and Commissioners Robert W. Bratton and Richard D. Casad.

Under the terms of said notice, interested persons were afforded the opportunity to submit data, views, or arguments to the commission in writing prior to September 13, 1985. Under the terms of said notice, interested persons were afforded the opportunity to submit data, views, or arguments orally at 9:00 a.m., Wednesday, September 18, 1985, in the Commission's Hearing Room, Sixth Floor, Highways-Licenses Building, Olympia, Washington.

At the September 18, 1985, meeting the commission considered the rule change proposal. Written comments were received from:

J. Michaels Pub & Eatery  
 Courtesy Communications  
 Pacific Northwest Bell  
 Gladwin, Inc.  
 GTE Sprint Communications Corporation  
 Charlee's  
 General Telephone Company of the Northwest, Inc.  
 Continental Telephone Company of the Northwest, Inc.  
 Motion Picture Exhibitors of Washington-Alaska-Northern Idaho  
 United Telephone Company of the Northwest  
 Telpar Company  
 O'Brien Manor  
 Andy's Diner, Inc.  
 Aurora's Family Restaurant  
 Cyndy's House of Pancakes  
 Giorgio's Restaurant  
 Cafe Bellevue  
 Petrosa's Restaurant  
 International Communications, Inc.  
 Skip's Restaurant and Bar

The rule change affects no economic values.

In reviewing the entire record herein, it has been determined that WAC 480-120-137 and 480-120-138 should be adopted to read as set forth in Appendix A shown below and by this reference made a part hereof. WAC 480-120-137 as adopted will allow customer-owned pay telephones to be connected to any exchange operated by a telecommunications company within the state of Washington for purposes of interconnection and use of registered devices for interstate communications. WAC 480-120-138 as adopted will allow customer-owned pay telephones to be connected to an exchange operated by a telecommunications company within the state of Washington for purposes of interconnection and use of registered devices for intrastate or local communications at the option of the telecommunications company.

#### ORDER

WHEREFORE, IT IS ORDERED That WAC 480-120-137 and 480-120-138 as set forth in Appendix A, be adopted as rules of the Washington Utilities and Transportation Commission to take effect pursuant to RCW 34.04.040(2).

IT IS FURTHER ORDERED That the order and the annexed rules, after first being recorded in the order register of the Washington Utilities and Transportation Commission, shall be forwarded to the code reviser for filing pursuant to chapter 34.04 RCW and chapter 1-12 WAC.

DATED at Olympia, Washington, this 18th day of September, 1985.

Washington Utilities and Transportation Commission  
 Sharon L. Nelson, Chairman  
 Robert W. Bratton, Commissioner  
 Richard D. Casad, Commissioner

#### APPENDIX "A"

##### NEW SECTION

WAC 480-120-137 CUSTOMER-OWNED PAY TELEPHONES—INTERSTATE. Every telecommunications company operating an exchange within the state of Washington shall allow customer-owned pay telephones to be connected to the company's network for purposes of interconnection and use of registered devices for interstate communications. When such service is requested every such telecommunications company shall file tariffs with the commission which shall allow the connection of customer-owned pay telephones to the interstate network under the following terms and conditions.

For purposes of these rules, the term "subscriber" is defined as a party subscribing for a pay telephone access line for the purpose of connecting a customer-owned pay telephone to a local exchange.

(1) Customer-owned pay telephones must be connected to the company network in compliance with Part 68 of the Federal Communications Commission rules and regulations and the current National Electric Code and National Electric Safety Code.

(2) The caller will be able to access the operator and 911 where available without the use of a coin.

(3) The subscriber shall ensure that the customer-owned pay telephone is compatible for use with hearing aids and its installation complies with all applicable federal, state, and local laws and regulations concerning the use of telephones by disabled persons.

##### NEW SECTION

WAC 480-120-138 CUSTOMER-OWNED PAY TELEPHONES—LOCAL AND INTRASTATE. Every telecommunications company operating an exchange within the state of Washington may allow customer-owned pay telephones to be connected to the company's network for purposes of interconnection and use of registered devices for local and intrastate communications. Every such telecommunications company offering such service shall file tariffs with the commission which shall set rates and conditions of service and shall allow the connection of customer-owned pay telephones to the local and intrastate network under the following terms and conditions.

For purposes of these rules, the term "subscriber" is defined as a party subscribing for a pay telephone access line for the purpose of connecting a customer-owned pay telephone to a local exchange.

(1) Customer-owned pay telephones must be connected to the company network in compliance with Part 68 of the Federal Communications Commission rules and regulations and the current National Electric Code and National Electric Safety Code, and must be registered with the Federal Communications Commission, or installed behind a coupling device which has been registered with the Federal Communications Commission.

(2) All customer-owned pay telephones shall provide dial tone first to assure emergency access to operators without the use of a coin.

(3) The caller must be able to access without the use of a coin the operator and 911 where available.

(4) The subscriber shall pay the local directory assistance charge currently in effect for each customer-owned pay telephone and may charge the user for directory assistance calls. The charge for each directory assistance call paid by the user shall not exceed the current per call charge paid by the subscriber.

(5) Emergency numbers (operator assistance and 911) must be clearly posted at each location of a customer-owned pay telephone.

(6) Information must be displayed on the customer-owned pay telephone consisting of local address and telephone number where a caller can obtain assistance in the event the customer-owned pay telephone malfunctions in any way, procedures for obtaining a refund from the subscriber, and notice that the customer-owned pay telephone is not being provided by the local telephone company.

(7) The number of the customer-owned pay telephone must be displayed on each instrument.

(8) The subscriber shall ensure that the customer-owned pay telephone is compatible for use with hearing aids and its installation complies with all applicable federal, state, and local laws and regulations concerning the use of telephones by disabled persons.

(9) The customer-owned pay telephone must return the coins to the caller in the case of an incomplete call and must be capable of receiving nickels, dimes, and quarters.

(10) All customer-owned pay telephones must be capable of providing access to all interexchange carriers where such access is available.

(11) Pay telephone access lines must provide two-way service and there shall be no charge imposed by the subscriber for incoming calls.

(12) Customer-owned pay telephones may be connected only to pay telephone access lines offered by the local telephone company.

(13) A subscriber must order a separate pay telephone access line for each customer-owned pay telephone installed and will be billed the tariffed rate for each pay telephone access line. No other telecommunications instrument may be connected to a pay telephone access line.

(14) Violations of the tariff, commission rules pertaining to customer-owned pay telephone service, or other requirements contained in these rules will subject customer-owned pay telephone to disconnection of service if the deficiency is not corrected within five days from date of written notification to the subscriber.

It shall be the responsibility of every telecommunications company operating an exchange to assure that any subscriber taking service pursuant to these rules and to tariffs filed pursuant to these rules meets all of the terms and conditions contained within these rules and the tariffs so filed. It shall be the duty of the local telecommunications company to enforce the terms and conditions contained herein.

It shall be the responsibility of the local telecommunications company to provide free of charge one current

telephone directory each year for each pay telephone access line.

The pay telephone access lines for a customer-owned telephone will be charged at rates according to the relevant tariff as approved by the commission.

Pay telephones owned and operated by the local telecommunications company or any interexchange carrier tariffed to do business in Washington shall not be subject to these rules.

**WSR 85-20-010**  
**PROPOSED RULES**  
**DEPARTMENT OF REVENUE**

[Filed September 20, 1985]

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 Public utility tax—Energy conservation and cogeneration deductions, new section WAC 458-20-17901.

The formal decision regarding adoption, amendment, or repeal of the rules will take place on Friday, November 1, 1985.

The authority under which these rules are proposed is RCW 82.32.300.

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency before Friday, October 18, 1985.

This notice is connected to and continues the matter in Notice No. WSR 85-16-106 filed with the code reviser's office on August 7, 1985.

Dated: September 20, 1985

By: Gary O'Neil  
Acting Assistant Director

**WSR 85-20-011**  
**PROPOSED RULES**  
**DEPARTMENT OF REVENUE**

[Filed September 20, 1985]

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:

New	WAC 458-20-24001	Sales and use tax deferral—Manufacturing and research/development facilities in distressed areas.
New	WAC 458-20-24002	Sales and use tax deferral—New manufacturing and research/development facilities.

The formal decision regarding adoption, amendment, or repeal of the rules will take place on Monday, October 7, 1985.

The authority under which these rules are proposed is RCW 82.32.300.

This notice is connected to and continues the matter in Notice No. WSR 85-16-106 filed with the code reviser's office on August 7, 1985.

Dated: September 20, 1985  
 By: Gary O'Neil  
 Acting Assistant Director

**WSR 85-20-012**  
**ADOPTED RULES**  
**DEPARTMENT OF REVENUE**  
 [Order ET 85-4—Filed September 20, 1985]

I, Matthew J. Coyle, acting director of the Department of Revenue, do promulgate and adopt at Olympia, Washington, the annexed rules relating to:

Amd WAC 458-20-155 Information and computer services.  
 Amd WAC 458-20-207 Attorneys.

This action is taken pursuant to Notice No. WSR 85-16-106 filed with the code reviser on August 7, 1985. These rules shall take effect thirty days after they are filed with the code reviser pursuant to RCW 34.04.040(2).

This rule is promulgated under the general rule-making authority of the Department of Revenue as authorized in RCW 82.32.300.

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

APPROVED AND ADOPTED September 20, 1985.

By Matthew J. Coyle  
 Acting Director

AMENDATORY SECTION (Amending Order ET 70-3, filed 5/29/70, effective 7/1/70)

WAC 458-20-155 (~~ACCOUNTING, DATA PROCESSING OR~~) INFORMATION AND COMPUTER SERVICES. (~~Persons rendering accounting, data processing or computer services are taxable upon gross income under the service and other business activities classification.~~

~~The gross income of such businesses is the total of all fees received or charges made, including periodic service charges for audits or bookkeeping, without any deduction on account of expenses of any kind (including traveling expenses) or losses. Amounts paid regularly by clients to such persons are not salaries, but rather are fees for services analogous to retainer fees.~~

~~Revised June 1, 1970:))~~ Persons rendering information or computer services and persons who manufacture, develop, process, or sell information or computer programs are subject to business and occupation taxes and retail sales or use taxes as explained in this rule.

DEFINITIONS

As used herein:

The term "information services" means every business activity, process, or function by which a person transfers, transmits, or conveys data, facts, knowledge, procedures, and the like to any user of such information through any tangible or intangible medium. The term does not include transfers of tangible personal property such as

computer hardware or standard prewritten software programs. Neither does the term include telephone service defined under RCW 82.04.065 and WAC 458-20-245.

The term "computer services" means every method of providing information services through the use of computer hardware and/or software.

\*The term "computer system" means a functional unit, consisting of one or more computers and associated software, that uses common storage for all or part of the data necessary for execution of the program; executes user-written or user-designated programs; performs user-designated data manipulation; including arithmetic operations and logic operations; and that can execute programs that modify themselves during their execution.

\*The term "hardware" means physical equipment used in data processing, as opposed to programs, procedures, rules, and associated documentation.

\*The term "software" means programs, procedures, rules, and any associated documentation pertaining to the operation of a computer system.

The term "custom program" means software which is developed and produced by a provider exclusively for a specific user, and which is of an original, one-of-a-kind nature.

The term "standard, prewritten program," sometimes referred to as "canned" or "off-the-shelf" software, means software which is not originally developed and produced for the user.

The term "provider" means the person who makes available information and computer services to a user.

The term "user" means a person for whom information and/or computer services are provided as a consumer.

DISTINCTION BETWEEN SALES AND SERVICES

Liability for sales tax or use tax depends upon whether the subject of the sale is a product or a service. If information services, computer services or data processing services are performed, such that the only tangible personal property in the transaction is the paper or medium on which the information is printed or carried, the activity constitutes the rendering of professional services, similar to those rendered by a public accountant, architect, lawyer, etc., and the retail sales tax or use tax is not applicable to such charges. This includes the sales of software in connection with custom programs written to meet a particular customer's specific needs. The programs are considered to be the tangible evidence of a professional service rendered to a client and not subject to retail sales tax or use tax.

If, on the other hand, the sale, lease, or licensing of the computer program is a sale or lease of a product, even though produced through a computer system or process, it is taxable as a retail sale. Standard, prewritten software programs do not constitute professional services rendered to meet the particular needs of specific customers, but rather, are essentially sales of articles of tangible personal property. Articles of this type are no different from a usual inventory of tangible personal property held for sale or lease and, irrespective of any incidental modifications to the program medium or

its environment (e.g., adaptation to computer room configuration) to meet a particular customer's needs, the sale or lease of such standard software is a sale at retail subject to retail sales tax or use tax.

#### BUSINESS AND OCCUPATION TAX

The terms "sale" (RCW 82.04.040) and "retail sale" (RCW 82.04.050) include any transfer of possession of tangible personal property for a consideration. This includes transfers of computer hardware and standard, prewritten software for a charge, regardless that outright ownership or title may not pass to the user, and regardless of any express or implied restrictions upon the user.

RETAILING: All sales, leases, rentals, and licenses to use tangible personal property, including computer systems and all hardware and standard, prewritten software, to users, are subject to the Retailing classification of business and occupation tax measured by the gross proceeds of sales derived therefrom. (See RCW 82.04.070.)

WHOLESALE: When such transfers of tangible personal property as described in the previous paragraph, are for resale by the customer or client in the regular course of business, without intervening use by such persons, they are subject to Wholesaling business and occupation tax measured by gross proceeds of sales.

SERVICE: Persons who charge for providing information services or computer services (other than Retailing or Wholesaling as defined above) are subject to the Service and Other Activities classification of business and occupation tax measured by the gross income of such business. This includes charges for custom program development, charges for on-line information and data, and charges in the nature of royalties for the reproduction, use, and reuse of patented systems and technological components of hardware or software, whether tangible or intangible.

The tax classifications and distinctions explained above will prevail regardless of how the Federal government or other tax jurisdictions may classify these transactions for other tax purposes.

#### RETAIL SALES TAX

The retail sales tax applies to all amounts taxable under the Retailing classification of business and occupation tax explained earlier. Providers must collect the sales tax from users of computer systems, hardware, equipment, and/or standard, prewritten software and materials delivered in this state. This includes outright sales, leases, rentals, licenses to use, and any other transfer of possession and the right to use such things, however physically packaged, represented, or conveyed.

The retail sales tax also applies to all charges to users for the repair, maintenance, alteration, or modification of hardware, equipment, and/or standard, prewritten software or materials.

#### USE TAX

The use tax applies upon the full value of computer systems, hardware, equipment, standard, prewritten software, and materials which are used by consumers in

this state and upon which the retail sales tax has not been paid. The person liable for the tax is the user. However, see WAC 458-20-193B for circumstances under which the seller may be required to collect and report the use tax.

Also, the use tax applies upon the full value of such things which are made available to a user without a charge by a provider in the course of rendering any information or computer service. The person liable for the tax is the provider, as a bailor, or the user, as a bailee. See WAC 458-20-178.

#### INTERSTATE SALES AND SERVICES

Persons who produce computer systems, hardware, equipment, standard, prewritten software, and materials in this state and who sell, lease, license, or otherwise transfer such things to buyers outside this state and deliver such things outside this state are not subject to either Retailing or Wholesaling business tax. Such persons are subject to the Manufacturing classification of business and occupation tax. See WAC 458-20-136. The measure of tax is the full value of the product manufactured. See WAC 458-20-112. Retail sales tax does not apply to such interstate deliveries. However, see WAC 458-20-193A for the criteria for perfecting interstate tax exempt sales. Persons who do not themselves produce such things in this state but merely sell such things and deliver outside this state are exempt of business tax and retail sales tax.

Providers of information or computer services in interstate commerce who are taxable under the Service business tax classification are governed by the provisions of WAC 458-20-194 (doing business inside and outside the state).

\*Definitions marked with an asterisk are taken from Vocabulary for Data Processing, Telecommunications, and Office Systems, IBM, Seventh Edition (July, 1981).

AMENDATORY SECTION (Amending Order ET 70-3, filed 5/29/70, effective 7/1/70)

~~WAC 458-20-207 ((COURT COSTS, EXCLUSION)) ATTORNEYS. ((Court costs paid by a taxpayer is a business expense and may not be deducted from the gross amount reported as the measure of tax under the business and occupation tax.~~

~~Court costs paid by a taxpayer and recovered in an action at law may be excluded from the gross amount reported as the measure of tax under the business and occupation tax. The recovery of such costs is construed to be a return of capital invested rather than income.~~

~~Court costs advanced by an attorney for the account of his client may be excluded from the attorney's income upon the reimbursement by the client or recovery of such amount in an action at law. (See WAC 458-20-111.)~~

Revised May 1, 1943:)) The word "attorney" as used herein means an individual engaged in the practice of law. The term shall also include a professional service corporation organized under chapter 18.100 RCW for the purpose of engaging in the practice of law.

BUSINESS AND OCCUPATION TAX

Attorneys are taxable under the Service and Other Activities classification upon the gross income of the business. Gross income of the business means the value proceeding or accruing by reason of the transaction of the business engaged in and includes compensation for the rendition of services, all without any deduction on account of expenses or losses. (See RCW 82.04.070.) Value proceeding or accruing means consideration actually received or accrued. (See RCW 82.04.090.) Thus, under these statutes, the measure of the tax for attorneys includes compensation or consideration for the rendition of legal service.

Attorneys are bound by the Rules of Professional Conduct. RPC 1.8e prohibits an attorney from financing the expenses of contemplated or pending litigation unless the client remains ultimately liable for such expenses. An attorney therefore normally acts solely as agent for the client when financing litigation. Accordingly, amounts received from a client for certain expenses of litigation do not constitute income to the attorney. Thus, such amounts are not part of the business and occupation tax measure.

Sometimes in the regular course of business an attorney may receive amounts from a client for expenses of third party providers incurred in connection with a legal matter other than litigation. Such amounts are also excluded from the business and occupation tax, but only if the attorney has no obligation for payment other than as agent for the client or equivalent commitment for their payment.

Thus, the following kinds of expenses are not subject to the business and occupation tax where the above requirements are satisfied.

- A. Filing fees and court costs.
- B. Process server and messenger fees.
- C. Court reporter fees.
- D. Expert witness fees.
- E. Costs of associate counsel.

F. Costs of third party service providers (for example, accountants, appraisers, architects, artists, draftsmen, economists, engineers, investigators, physicians, surveyors, etc.) who provide services to the client which the attorney does not or cannot render, and to whom the attorney has no obligation for payment other than as agent for the client.

- G. Registration, licensing or maintenance fees.
- H. Title and other insurance premiums.
- I. Escrow fees paid to third party escrow agents.

In order to support the exclusion from taxable gross income of any of the foregoing expenses, the attorney must maintain records which indicate the amount of the payment received from the client, the name of the client, the name of the person to whom the attorney has made payment, and a description of the item for which payment was made. If the foregoing expenses are incurred outside the context of litigation or contemplated litigation, the attorney must maintain records which indicate the amount of the payment received, the name of the

client, and the person to whom the attorney makes payment. In addition, the attorney must provide the person to whom payment is made with written notice that (1) payment is made, or will be made on behalf of a named client, and (2) the attorney assumes no liability for payment, other than as agent for the named client.

General overhead costs are includable in the tax measure even though an attorney may allocate those costs among particular clients. Likewise, any other costs for which the attorney assumes personal liability other than as stated above are includable in the tax measure.

Thus, amounts received to compensate for the following costs are fully subject to tax, even though they may be separately stated on the billings or expressly denominated as costs of the client:

- A. Photocopy or other reproduction charges.
- B. Long distance telephone tolls.
- C. Secretarial expenses.
- D. Travel, meals and lodging.
- E. Third party service providers (for example, accountants, appraisers, architects, artists, draftsmen, economists, engineers, investigators, physicians, etc.) to whom the attorney assumes personal liability for payment.

RETAIL SALES TAX

Attorneys primarily render professional legal services and are not required to collect the retail sales tax from clients and others paying for such services. This is so even though the legal services rendered by attorneys may include abstract, title insurance, and escrow business activities which are "retail sales" under the law when performed by persons other than attorneys.

Sales of tangible personal property to attorneys for use in rendering professional services are retail sales upon which the retail sales tax must be collected. Such sales include, among others, sales of office furniture and equipment, stationery, office supplies, law books, and reference materials.

USE TAX

The use tax applies upon the use within this state of all articles of tangible personal property used in the performance of professional services when such articles have been purchased or acquired under conditions whereby the Washington retail sales tax has not been paid.

**WSR 85-20-013**

**NOTICE OF PUBLIC MEETINGS  
SEATTLE COMMUNITY  
COLLEGE DISTRICT**

[Memorandum—September 19, 1985]

The special meeting of the Seattle Community College District board of trustees, which was scheduled for Friday, September 20, 1985, at 3:00 p.m. in the Board Room at the District Office, 300 Elliott Avenue West, Seattle, WA 98119, has been canceled.

**WSR 85-20-014**  
**EMERGENCY RULES**  
**DEPARTMENT OF FISHERIES**  
 [Order 85-139—Filed September 20, 1985]

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 harvestable numbers of salmon are available, and these rules are adopted at the recommendation of the Columbia River Compact Commission and the Columbia River Inter-Tribal Fish Commission.

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 September 20, 1985.

By Russell W. Cahill  
 for William R. Wilkerson  
 Director

NEW SECTION

**WAC 220-32-03000U GILL NET SEASON.**  
*Notwithstanding the provisions of WAC 220-32-031, WAC 220-32-032, and WAC 220-32-033, it is unlawful to take fish for or possess salmon sturgeon, and shad for commercial purposes with gill net gear in Columbia River Salmon Management and Catch Reporting Areas 1A, 1B, 1C, 1D and 1E except in those areas, at those times and with the gear designated below:*

*Areas 1A, 1B, 1C, 1D and 1E*  
 6:00 p.m. September 23 to 6:00 p.m. September 24, 1985.  
 6:00 p.m. September 30 to 6:00 p.m. October 3, 1985.  
 6:00 p.m. October 7 to 6:00 p.m. October 10, 1985.

NEW SECTION

**WAC 220-32-05100T SEASONS—SALMON.**  
*Notwithstanding the provisions of WAC 220-32-051 and 220-32-052, it is unlawful for any person to take or possess salmon taken for commercial purposes from Columbia River Salmon Management and Catch Reporting Areas 1F, 1G or 1H except that those individuals possessing treaty fishing rights under the Yakima, Warm Springs, Umatilla and Nez Perce treaties may fish from:*

- (1) 12:00 noon September 20 until 12:00 noon September 24, 1985. in Areas 1F, 1G and 1H.
- (2) The minimum mesh size is 8 inch.
- (3) The 300 foot net restriction does not apply.
- (4) The Spring Creek sanctuary as provided for in WAC 220-32-058(5) is closed to commercial salmon fishing.

REPEALER

The following sections of the Washington Administrative Code are repealed:

**WAC 220-32-03000T GILL NET SEASON.** (85-135)

**WAC 220-32-05100S SEASONS—SALMON.** (85-135)

**WSR 85-20-015**  
**EMERGENCY RULES**  
**DEPARTMENT OF FISHERIES**  
 [Order 85-140—Filed September 20, 1985]

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 Area 4B, 5, 6C provide protection for Puget Sound and Canadian chinook stocks while allowing a limited impact immobile set net fishery. Restrictions in 6, 6A, 7 and 7A provide protection for Puget Sound and Canadian chinook stocks. Restrictions in 10D, 10G provide protection for Lake Washington sockeye while allowing harvest of chinook. Restrictions in Area 10 provide protection for summer/fall chinook and coho returning to Suquamish Hatchery. Restrictions in Minter Creek and the White and Nooksack rivers provide protection for Puget Sound spring chinook stocks. Restrictions in Area 8 and the Skagit River provide protection for coho and spawning salmon stocks. Restrictions in Area 7C and the Samish River provide protection for chinook returning to the Samish Hatchery. Restrictions in Salt and Deep creeks, Clallam, Hoko, Lyre, Pysht and Sekiu rivers provide protection for local summer/fall coho stocks. Restrictions in Area 8A provide protection for Stillaguamish River origin salmon. Restrictions in Area 12C provide protection for milling chinook stocks destined for Hoodspout and Enetai hatcheries. Restrictions in Area 10C and the Cedar River protect Lake Washington origin sockeye and chinook. Restrictions in the Nisqually River provide protection to local pink salmon stocks. Restrictions in the Dosewallips, Duckabush and the Hama Hama rivers provide protection to local pink salmon stocks, while providing harvest opportunity with selective gear.

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 September 20, 1985.

By Russell W. Cahill  
for William R. Wilkerson  
Director

### NEW SECTION

**WAC 220-28-516 PUGET SOUND COMMERCIAL SALMON FISHERY RESTRICTIONS.** Effective September 22, 1985, 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 4B, 5, 6C – Effective through September 28, drift gill net gear restricted to 6-1/2-inch maximum mesh when open.

\*Areas 6 and 6A – Effective through October 19, closed to commercial net gear.

\*Areas 7 and 7A – Effective through October 19, closed to all net gear except reef net gear, when open.

Area 7C and Samish River – Closed to all commercial fishing.

\*Area 8 – Effective through October 26, closed to all commercial fishing.

\*Area 8A – Closed to all commercial fishing in that portion north of a line from Camano Head to the northern boundary of Area 8D through October 19.

Area 10 – Effective through October 15, closed to all commercial fishing in that portion northwest of a line from the flashing buoy at the entrance to Agate Passage to the flashing light at the end of the Indianola dock.

Area 10C and Cedar River – Closed to all commercial fishing until further notice.

Area 10D – (1) Effective through October 5, gill net gear restricted to 6-1/2-inch minimum mesh and all other gear must release sockeye. (2) Effective until further notice, closed to all commercial fishing in that portion within 250 yards of the eastern and northern shoreline of Lake Sammamish between the Sammamish River and Issaquah Creek.

Area 10G – Effective through September 28, gill net gear restricted to 6-1/2-inch minimum mesh and all other gear must release sockeye when open.

Area 12C – Effective through September 28, closed to all commercial fishing in that portion within 1,000 feet of the western shoreline between Glen Ayr Trailer Park and Hoodsport Marina dock and in that portion within 1,000 feet of the western shoreline between Potlatch State Park and the mouth of Nalley's Slough.

Nooksack River (upstream of the confluence of the forks) – Effective through September 28, closed to all commercial fishing.

Skagit River upstream of Baker River – Effective until further notice, closed to all commercial fishing.

\*Skagit River (below Mount Vernon Bridge) – Effective through October 26, closed to all commercial fishing.

\*Skagit River (Mount Vernon Bridge to Gilligan Creek) – Effective through November 2, closed to all commercial fishing.

\*Skagit River (upstream of Gilligan Creek) – Closed to all commercial fishing until further notice.

Nisqually River – Effective through September 28, gill net gear restricted to 7-1/2-inch minimum mesh when open.

\*Salt and Deep creeks, and Lyre, Pysht, Hoko, Sekiu, and Clallam rivers – Effective through November 2, closed to all commercial fishing.

Dosewallips, Duckabush and Hamma Hamma rivers – Effective through October 19, closed to all commercial gill net gear and all other gear must release pinks when open.

\*Minter Creek and White River – Effective through September 28, closed to all commercial fishing.

### REPEALER

The following section of the Washington Administrative Code is repealed effective September 22, 1985.

**WAC 220-28-515 PUGET SOUND COMMERCIAL SALMON FISHERY RESTRICTIONS (85-131)**

### **WSR 85-20-016**

#### **EMERGENCY RULES**

#### **DEPARTMENT OF FISHERIES**

[Order 85-141—Filed September 20, 1985]

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 net restrictions in Areas 7 and 7A provide protection for Canadian and Puget Sound chinook during sockeye/pink fisheries under the direction of IPSFC. Openings in Areas 6D, 7B, 8A, 10, 11, 12 and 12A provide opportunity to harvest non-Indian allocation of coho. 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 September 20, 1985.

By Russell W. Cahill  
for William R. Wilkerson  
Director

#### NEW SECTION

**WAC 220-47-612 PUGET SOUND ALL-CITIZEN COMMERCIAL SALMON FISHERY.** *Notwithstanding the provisions of Chapter 220-47 WAC, effective 10:00 AM September 21, 1985, 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 6D - Closed except gill nets using 5-inch minimum mesh may fish from 12:01 AM September 22 until further notice, and purse seines using the 5-inch strip may fish from 12:01 AM September 23 until further notice. Those waters within a 1,000-foot radius of the mouths of the Dungeness River remain closed.*

*\*Areas 7 and 7A - Under control of International Pacific Salmon Fisheries Commission. Gill net gear restricted to 5-7/8-inch maximum mesh when open through September 21. Effective September 22, closed.*

*\*Area 7B - Gill nets using 5-inch minimum and purse seines may fish until further notice. Fishery exclusion zones applicable to Area 7B commercial fisheries are described in WAC 220-47-307.*

*\*Areas 8A, 10, and 11 - Closed except gill nets using 5-inch minimum mesh may fish from 5:00 PM September 23 to 9:00 AM September 24, and purse seines using the 5-inch strip may fish from 5:00 AM to 9:00 PM, September 24. Fishery exclusion zones applicable to Areas 8A, 10, and 11 commercial fisheries are described in WAC 220-47-307.*

*\*Areas 12 and 12A - Closed except gill nets using 5-inch minimum mesh may fish from 5:00 PM to 9:00 AM nightly, the night of September 23 through the morning of September 26 and purse seines using the 5-inch strip may fish from 5:00 AM to 9:00 PM daily, September 24 through September 26. Fishery exclusion zones applicable to Area 12A commercial fisheries are described in WAC 220-47-307.*

*\*Areas 4B, 5, 6, 6A, 6B, 6C, 7C, 7D, 7E, 8, 8D, 9, 9A, 10A, 10C, 10D, 10E, 10F, 10G, 11A, 12B, 12C, 12D, 13, 13A, 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 10:00 AM September 21, 1985.*

**WAC 220-47-611 PUGET SOUND COMMERCIAL FISHERY RESTRICTIONS (85-132).**

#### **WSR 85-20-017**

#### **EMERGENCY RULES**

#### **DEPARTMENT OF VETERANS AFFAIRS**

[Order 84-07--Filed September 23, 1985]

I, John Reynolds, assistant director of the Department of Veterans Affairs, do promulgate and adopt at East 11th and Washington Streets, Olympia, Washington, the annexed rules relating to the Washington veterans home and the Washington soldiers home and colony.

I, John Reynolds, 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 of conduct for members of the Washington veterans home and the Washington soldiers home and colony have been declared invalid and unenforceable by a Pierce County superior court ruling.

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 Veterans Affairs as authorized in RCW 43.60A.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 September 23, 1985.

By John Reynolds  
Assistant Director

AMENDATORY SECTION (Amending Order 80-01, filed 7/17/80)

WAC 484-20-010 DEFINITIONS. (1) Administrative appeal – The request for reversal or modification of an administrative decision.

(2) Aid and attendance fund – Aid and attendance funds are:

(a) Those received by members from the veterans administration for the benefit of members for aid and attendance((;)); and

(b) Funds administered in accordance with WAC 484-20-065 through 484-20-075.

((2)) (3) Allowable income – That income not less than the amount stipulated by RCW 72.36.120 and 72.36.130 which a member may keep for his or her personal use except as delineated in WAC 484-20-065 and 484-20-075.

((3)) (4) Department – The department of veterans affairs.

((4)) (5) Duly constituted body, representative of the members – A body elected by the general membership of the home which shall act for the general membership in those cases where the RCWs or these WACs so specify.

((5)) (6) Director – The director of the department of veterans affairs or his designee.

((6)) (7) Gross misconduct – Intentional or negligent conduct evidencing substantial disregard (a) for the interests of other home member(s), staff person(s), or visitor(s), or (b) for the offending member's duties and obligations as a member of the home.

(8) Member – An individual admitted to the Washington soldiers' home, the Washington soldiers' home colony or the Washington veterans' home.

((7)) (9) Superintendent – The superintendent of the Washington soldiers' home and colony and/or the superintendent of the Washington veterans' home.

((8) Supplementary rules – Rules published under the authority of the superintendents and pertaining to the personal conduct of members as provided by WAC 484-20-085.

((9)) (10) Supplementary policies and procedures – Policies and procedures published under authority of the superintendents which significantly affect the members.

((10)) (11) Veterans and soldiers home revolving funds – The repository for income in excess of allowable income which shall include an aid and attendance account.

((11) Administrative appeal – The request for reversal or modification of an administrative decision.))

AMENDATORY SECTION (Amending Order 7659, filed 7/28/77)

WAC 484-20-085 MEMBERS' RIGHTS AND ((RESPONSIBILITIES)) RULES OF CONDUCT—NOTIFICATION. ((+)) Each new home member and employee shall be ((advised in writing of the following supplementary rules

(a) His rights and responsibilities,

(b) Acts prohibited in the institution;

(c) Disciplinary action which may be taken in the event of misconduct and of the member's right to request a fair hearing pursuant to WAC 484-20-105.

(2) Each member shall be provided with a copy of the rules in this chapter and of any supplementary rules adopted pursuant to WAC 484-20-090. Copies of all rules shall be conspicuously posted in the home)) furnished with the home's policies regarding member rights and with a copy of chapter 484-20 WAC.

AMENDATORY SECTION (Amending Order 80-01, filed 7/17/80)

WAC 484-20-090 ((SUPPLEMENTARY RULES—PROMULGATION.)) RULES OF CONDUCT. ((The superintendent of each home shall promulgate supplementary rules not inconsistent with the substance and intent of the rules in this chapter provided such supplementary rules have been approved in writing by the director or designee before being put into effect. Further, rules relating to the personal conduct of the members shall have approval of a duly constituted body representative of the members.)) Members of the homes are required to comply with the following rules of conduct:

(1) Rules of conduct pertaining to health and safety.

(a) Emergency evacuation. Any time a fire or alarm is sounded, every member must evacuate the building immediately and report to the designated evacuation area. He/she will not be permitted to return to the evacuated building until informed that he/she may do so by an authorized person. Nursing care unit members must follow the instructions of the nursing staff.

(b) Personal cleanliness. Members must maintain their person, belongings, rooms, and jointly-shared toilet areas in such a manner so as not to reasonably offend their neighbors or create fire, health, and/or sanitation problems. Each domiciliary member is responsible for the cleanliness and sanitation of his own person and his own living quarters. When vacated, the room shall be left in a clean condition. Each domiciliary member is responsible for proper disposition of waste and refuse which is accumulated in his room.

(c) Electrical appliances. Only low wattage electrical appliances such as television sets, electric clocks, electric razors, fans of 150 watts or less with acceptable finger guards, radios, audio and/or video recorders, and disc playing machines may be used in members' rooms. Use of any other electric equipment requires the approval of the superintendent.

(d) Repair of rooms. Any alterations or repairs required, including the hanging of pictures, must be done by home staff. Connection of television sets to the home's master antenna system by anyone other than authorized personnel is prohibited. A similar prohibition applies to any tampering with the master antenna system or any of its components. Requests for such repairs and/or installations must be made through a building captain.

(e) Alcohol – drugs. Possession or use of intoxicating beverages (except as authorized below), narcotics, or controlled substances on the grounds of the Washington

veterans' homes without a physician's written prescription is prohibited. Drugs which were prescribed by a physician but which are no longer used by the member to whom they were issued, shall be turned in to the home pharmacy. Beer and wine may be served and consumed on the grounds at certain home-sponsored activities within limitations set by the home administration.

(f) Weapons. Members possessing firearms, ammunition, explosive or dangerous weapons must turn them in to the administration office. Possession of any of these items on the home grounds is prohibited.

(g) Animals. Possession or feeding of animals on home grounds is prohibited unless sanctioned by the superintendent.

(2) General rules of conduct.

(a) Visiting hours. Visiting hours for guests are 8:00 a.m. to 10:00 p.m. These may be extended if other members are not disturbed.

(b) Program listening. Radios, television sets, and tape recording-playing devices may be used in members' rooms, provided that volume levels are kept at a level that does not disturb others. Between the hours of 10:00 p.m. and 7:00 a.m., volume on such equipment must be reduced to match reduced noise levels in the general surroundings so that others will not be disturbed. The use of headphones, while not required, is strongly encouraged for those who wish to use such equipment after 10:00 p.m.

(c) Leave. Members leaving the grounds for any purpose must sign out with the building captain, C.Q., or appropriate nurses' station in such a manner as prescribed by the home administration. Upon returning, the member must sign in again. After returning from pass or furlough, the member must stay in his/her room overnight before permission to go on pass or furlough can be granted, except in the case of emergency. Leaving the grounds without proper authorization, or failure to return from pass or furlough at the prescribed time without obtaining permission for an extension, makes the member absent without official leave. Members being admitted to the home must remain in their rooms overnight before pass or leave privileges may be exercised unless an exception is granted by the administration.

(d) Respect for property. No person may deface or destroy walls, buildings, trees, shrubbery, fences, grounds, or any other property or possessions belonging to the state of Washington or to any other person. Appropriation of the property of another person, corporate entity and the state of Washington without permission is also prohibited.

(e) Vehicle registration. Vehicles must be registered annually with the administration of the home. Members must possess a valid Washington state driver's license and must provide proof of ownership and/or registration. The requirement to register applies to vehicles owned by members, owned by another and registered in the name of the member, and any vehicle regardless of ownership that is regularly in the possession of the member. Vehicles must have current license tags and they must display the home identification sticker. All traffic and parking control signs must be obeyed. Members must

comply with the provisions of the Washington state financial responsibility law.

(f) Conduct between members and staff. Members will conduct themselves in an orderly, courteous, and cooperative manner at all times among themselves, with visitors, and with staff members. Obscene and/or threatening language, or any physically assaultive behavior, directed at another person, whether on the grounds or off the grounds during a home-sponsored activity, will be considered a violation of this rule. Members will obey all valid instructions directed at them by staff acting in an officially authorized capacity. This includes member employees in positions of authority.

(g) Attire of home members. Dress of home members must meet acceptable standards. While in living areas, the following specific guidelines are established:

(i) Between 8:00 a.m. and 10:00 p.m., domiciliary members must be dressed in a manner so as not to reasonably offend the sensitivity of others when outside their rooms;

(ii) Members residing in living areas where both male and female residents are housed must at all times be dressed in a manner so as not to reasonably offend the sensitivity of others when outside their rooms.

AMENDATORY SECTION (Amending Order 80-01, filed 7/17/80)

WAC 484-20-100 VIOLATION—INVESTIGATION. Reports of possible rule violations (~~(of supplementary rules)~~) shall be investigated by the superintendent or designee. The superintendent charging a violation of the rules or other misconduct by a member shall have the burden of establishing the violation by clear, cogent and convincing evidence.

AMENDATORY SECTION (Amending Order 7659, filed 7/28/77)

WAC 484-20-105 PENALTIES. The superintendent may impose penalties for the violation of (~~supplementary rules~~), rules of conduct or for gross misconduct, such penalties may include:

(1) Restricting the member to the home grounds for a maximum of (~~(thirty)) sixty days(,-or);~~

When determined appropriate by the superintendent, a reasonable requirement for signing in at designated intervals may be imposed during a period of restriction.

(2) An enforced furlough to a maximum of sixty days(,-or);

(3) (~~(Discharge from the home)~~) A combination of penalties subsections (1) and (2) of this section provided the combined total time does not exceed sixty days;

(4) Transfer to another DVA home or colony;

(5) Discharge from a home pursuant to WAC 484-20-120.

AMENDATORY SECTION (Amending Order 80-01, filed 7/17/80)

WAC 484-20-110 FAIR HEARING. (1) Any member (~~(dissatisfied with the determination of violation by the superintendent, or the penalty imposed, if any, as a result of this chapter,)~~) upon whom a penalty has been

imposed under WAC 484-20-105 may request a fair hearing from the superintendent or the director((A member who desires a fair hearing shall request such hearing)) within thirty days after receiving notice from the superintendent as to the determination of violation and penalty, if any. Disciplinary sanctions imposed pursuant to this chapter shall be deferred until the outcome of any such appeal except where, in the judgment of the superintendent or other person acting in his absence, the member's conduct is a threat to the health and safety of others.

(2) A request for fair hearing may be made either verbally or in writing and may be filed in the office of the superintendent or the director. If made verbally, such a request shall promptly be reduced to writing.

(3) All requests for fair hearings shall:

(a) Specify the date of the penalty which is being appealed from;

(b) Specify as precisely as possible the issue to be adjudicated at the fair hearing;

(c) Set forth the address of the member, his/her representative or attorney; and

(d) Be signed by the member, his/her representative or attorney.

(4) ~~((At any time after the filing of the request, the member shall have the right of access to and may examine any files and records of the home regarding the case which contain information which is relevant and material to the grievance. This right of access and examination shall extend to the member's representative or attorney if so authorized in writing by the member. All evidence to be used by the home or colony at the hearing, as well as the case file of the applicant, must be made available upon request at least five days prior to the date of the hearing.~~

~~((5)) A fair hearing ((in accordance with the provisions of chapter 388-08 WAC)) shall be held, within ((thirty)) sixty days after receipt of the request ((and shall be held either)), in the home or colony in which the client resides((, or in the county in which he has been receiving services)). The fair hearing shall be conducted pursuant to chapter 10-08 WAC by ((a hearing officer appointed by the director for such purposes)) an administrative law judge from the office of administrative hearings who shall issue a proposed decision for consideration by the director. If the parties cannot satisfactorily agree on informal procedures for discovery, the administrative law judge may issue orders specifying the conditions under which discovery shall proceed.~~

~~((6) The department shall notify a member who has requested a fair hearing of the time and place of said hearing at least ten days prior to the time thereof by registered mail or by personal service upon said member, unless agreed otherwise in writing by the member and the department.~~

(7) In the fair hearing any party shall be entitled to be represented by counsel and shall be entitled to introduce evidence and to cross-examine witnesses.

(8) Rules of evidence:

(a) All relevant and material evidence is admissible at fair hearings which in the opinion of the hearing officer 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, rules of evidence governing civil proceedings.~~

~~(b) When objection is made to the admissibility of evidence, such evidence may be received subject to a later ruling. The hearing officer may, at his/her discretion, either with or without objection, exclude inadmissible evidence or order cumulative evidence discontinued. Parties objecting to the introduction of evidence shall state the precise ground of objection at the time evidence is offered.~~

~~(c) The record of the hearing shall contain all evidence, whether oral or documentary, upon which the final decision is based. The final decision shall not take into consideration any evidence or information not introduced as evidence at the hearing and included in the record of the hearing.~~

~~(d) Documentary evidence may be received in the form of copies and excerpts or through incorporation by reference.~~

~~(9) The department shall not be required to pay fees or mileage to witnesses appearing at fair hearings.~~

~~(10) The department or the hearing officer may take, or cause to be taken, depositions and interrogatories for use as evidence in the fair hearing when such action will expedite any fair hearing.~~

~~(11) Any party who desires a continuance shall immediately upon receipt of a notice of hearing, or as soon thereafter as facts requiring such continuance come to his knowledge, notify the department or its designated hearing officer of said desire, stating in detail the reasons why such continuance is necessary. The department or its hearing officer, in passing upon a request for continuance, shall consider whether such request was promptly and timely made. The department or its hearing officer may grant a continuance for good cause shown, and may at any time order a continuance upon its own motion. If during the hearing it appears that further testimony or argument should be received in the interest of justice, the hearing officer conducting the hearing may, at his discretion, continue the hearing and fix the date for introduction of additional evidence or presentation of argument.~~

~~(12) A member shall have the right to withdraw his appeal at any time prior to the hearing officer's decision by filing a written notice of withdrawal with the department. If, after being duly notified of a hearing a member or his representative fails to appear, the appeal shall be considered abandoned and dismissed for failure to prosecute.~~

~~(13) The fair hearing shall be closed to the public, with only the hearing officer, the member and his representative, the member's witnesses, and the department's representatives and witnesses in attendance, unless the client has made a written request to the department that the hearing be open to the public.~~

~~(14) In any fair hearing proceedings, the hearing officer may at his discretion direct the parties or their representatives to appear at a specified time and place for a~~

~~conference to consider a simplification of the issues involved, the possibility of obtaining stipulations, admissions of fact, and relevant documents, and such other matters as may aid in efficient disposition of the proceedings.~~

~~(15) In the absence of controverting evidence, the hearing officer may, upon request made during a fair hearing officially notice:~~

~~(a) General customs and practices followed in the transaction of business;~~

~~(b) Facts generally and widely known to all informed persons as are not subject to reasonable dispute;~~

~~(c) The disposition of any proceedings then pending before or previously concluded by the department;~~

~~(d) Matters within the technical knowledge of the department as a body of experts, or pertaining to its duties, responsibilities, or jurisdiction.~~

~~(16)) (5) The ((department)) administrative law judge shall, within thirty days after the date of the fair hearing, issue a proposed decision and notify the member ((in writing of its decision)) and director. Such notification shall include a concise statement of the nature of the proceedings, contain appropriate findings of fact and conclusions of law, and specify in reasonable detail the reasons for the decision.~~

~~((17)) (6) In computing any period of time prescribed or allowed by department rules or by applicable statutes, the date of the act, event or decision after which the designated period of time begins to run is not included. The last day of the period so computed is to be included unless it is a Saturday, Sunday or legal holiday, in which event the period runs until the end of the next day which is neither a Saturday, Sunday nor a legal holiday.~~

~~(7) Any party adversely affected by a proposal for decision may file written argument and exception with the director. Written argument and exception must be filed within fifteen days from the date the proposal for decision was mailed to the parties. Such fifteen-day period may be extended by the director or his or her designee upon motion of a party when the motion is filed during the fifteen-day period and good cause for the extension is shown. Good cause includes mistake, inadvertence, and excusable neglect on the part of the moving party or unavoidable casualty or misfortune preventing the moving party from timely filing. Upon a showing of good cause either party may file exception and argument within thirty days of the date the proposed decision was mailed to the parties.~~

~~(8) The director, or his or her designee, shall personally consider the whole record or such portions of the record as are cited by a party or parties in exception and argument. The director or designee shall render the final department decision. The director or designee may accept additional evidence to correct omissions in the record upon his or her own motion or the motion of a party. The director or designee may remand the proceedings to the administrative law judge for the taking of additional evidence or argument.~~

AMENDATORY SECTION (Amending Order 7659, filed 7/28/77)

WAC 484-20-120 DISCHARGE. A member may be discharged ((from the home)) by the superintendent with the concurrence of the director or person acting in his/her absence.

(1) When the member so requests;

(2) When the member has sufficient financial ability to support himself or herself outside the home;

(3) When the member no longer needs the care and services of the home, regardless of financial ability;

(4) For conviction of a felony or gross misdemeanor;

(5) For repeated violation of the general rules of conduct, WAC 484-20-090;

(6) For gross misconduct whether or not such conduct also violates the rules of conduct, WAC 484-20-090;

(7) When a member has been absent without leave for a period in excess of fifteen days;

(8) For intentional failure to fulfill the requirement of any disciplinary sanction;

(9) For failure to correct a condition which violates any rule of conduct pertaining to health and safety of members, staff, or visitors to the home within a reasonable time specified in a written notice to the member from a staff member acting in an official capacity, including member employees in positions of authority which notice specifies that discharge may accompany such failure.

The discharge shall be reduced to writing. If the discharge is disciplinary, it shall state the reasons for the action.

REPEALER

The following sections of the Washington Administrative Code are repealed:

(1) WAC 484-20-125 DISCHARGE—HONORABLE.

(2) WAC 484-20-130 DISCHARGE—DISCIPLINARY.

(3) WAC 484-20-155 ADMINISTRATIVE APPEAL.

**WSR 85-20-018  
PROPOSED RULES  
DEPARTMENT OF  
LABOR AND INDUSTRIES**

[Filed September 23, 1985]

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 WAC 296-104-010, definitions is being amended to define child care centers which are subject to boiler rules, regulations and inspections; 296-104-015, board meetings is being amended to simplify convening the Board of Boiler Rules; 296-104-200, standards for new construction is being amended to adopt the current ASME code by reference; and 296-104-201 is

being repealed because the section no longer is applicable to the technology involved;

that the agency will at 10:00 a.m., Tuesday, November 19, 1985, in the Conference Room, Department of Labor and Industries, 19435 West Valley Highway, Kent, 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 70.79.030.

The specific statute these rules are intended to implement is chapter 70.79 RCW.

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency before November 1, 1985.

Dated: September 17, 1985

By: Howard Richardson  
Chairman, Board of Boiler Rules

#### STATEMENT OF PURPOSE

Title: Chapter 296-104 WAC, Board of Boiler Rules—Substantive.

Description of Purpose: The Board of Boiler Rules has identified problems in the area of boiler regulation that substantially affect the interest of the state of Washington and members of the industry regulated.

Statutory Authority: RCW 70.79.030.

Specific Statute Rule is Intended to Implement: Chapter 70.79 RCW.

Summary of Rule: This order amends and repeals the following sections of chapter 296-104 WAC: WAC 296-104-010 Definitions, amended to define child care centers. The Department of Social and Health Services defined child care centers at chapter 388-73 WAC. The Board of Boiler Rules, adopted the number 13 so as to be consistent with DSHS WAC 388-73-014 (1)(a). The adoption of thirteen children at a location eliminates the confusion that has existed; 296-104-015 Board meetings, revised to allow the Board of Boiler Rules to hold meetings at locations other than at the office of the Chief Boiler Inspector, 300 West Harrison Street, Seattle, Washington. Also, a change was made to have the meetings called by the chairman, Board of Boiler Rules; 296-104-200 Standards of new construction, will allow for the automatic adoption of the latest addenda to the boiler construction codes published by the American Society of Mechanical Engineers. Addenda to boilers construction codes are published each six months and become mandatory six months after date of issue. These addenda are implemented without exception or word change; and 296-104-201 Inspection of systems—Standards for water chillers, repealed because the state of Washington is the only state, of the thirty-seven states that have adopted the boiler construction code of the American Society of Mechanical Engineers, to allow the construction of water chillers to the standards published in the 1978 edition of the Safety Code for Mechanical Refrigeration. The 1978 edition of the safety code is not a construction code for pressure vessels, but is a standard for the complete installation of a heating or cooling system.

Reasons Supporting Proposed Action: The Board of Boiler Rules, under its authority, feel the best interests of the state and the boiler industry would best be served by these rule changes.

Agency Personnel Responsible for Drafting, Implementation and Enforcement: William Garling, Assistant Attorney General assigned to the Building and Construction Safety Inspection Services Division of the Department of Labor and Industries drafted the rule changes. Ralph Frodl, the Acting Chief Boiler Inspector for the Building and Construction Safety Inspection Services Division of the Department of Labor and Industries will be responsible for this implementation and enforcement of the rule changes.

Persons or Organization Proposing Rule, and Whether Public, Private or Governmental: The Board of Boiler Rules, through its chairman, Howard Richardson, proposed the rule changes. The Board of Boiler Rules is a state advisory board appointed by the governor to assist the boiler section of the Building and Construction Safety Inspection Services Division of the Department of Labor and Industries.

Whether Rule is Necessary as Result of Federal Law or Federal or State Court: This does not apply.

Small Business Economic Impact Statement: There will be no known economic impact on industry for any of the four proposed rule changes.

#### AMENDATORY SECTION (Amending Order 72-11, filed 7/7/72)

WAC 296-104-010 DEFINITIONS. (1) "Director" shall mean the director of the department of labor and industries.

(2) "Board of boiler rules" shall mean the board created by law and empowered to make, alter, amend, and interpret rules and regulations for the safe and proper construction, installation, repair, and use of boilers and for the proper construction, installation, and repair of unfired pressure vessels in this state.

(3) "Chief inspector" shall mean the chief boiler inspector appointed under RCW 70.79.100.

(4) "Deputy inspector" shall mean a deputy inspector of boilers and unfired pressure vessels appointed by the chief boiler inspector of Washington under the provisions of RCW 70.79.120.

(5) "Special inspector" shall mean an inspector holding a Washington commission, who is regularly employed by an insurance company authorized to insure against loss from explosion of boilers and unfired pressure vessels in this state, or who is continuously employed by any company operating unfired pressure vessels in this state for the purpose of making inspections of unfired pressure vessels used or to be used by such company.

(6) "Inspector" shall mean the chief boiler inspector, a deputy inspector, or a special inspector.

(7) "Certificate of competency" shall mean a certificate issued to a person who has passed an examination prescribed by the board of boiler rules.

(8) "Department" as used herein shall mean the department of labor and industries of the state of Washington.

(9) "Owner" or "user" shall mean a person, firm, or corporation owning or operating any boiler or unfired pressure vessel within the state.

(10) "ASME Code" shall mean the boiler and pressure vessel code of the American Society of Mechanical Engineers with amendments and interpretations thereto made and approved by the council of the society which have been regularly adopted by the board of boiler rules in accordance with the provisions of RCW 70.79.030.

(11) "Existing installations" shall mean any boiler or unfired pressure vessel constructed, installed, placed in operation, or contracted for before January 1, 1952.

(12) "Approved" shall mean approved by the chief boiler inspector as evidenced by his issuance of an inspection certificate.

(13) "Standard boiler or unfired pressure vessel" shall mean a boiler or unfired pressure vessel which bears the ASME stamp.

(14) "Nonstandard boiler or unfired pressure vessel" shall mean a boiler or unfired pressure vessel that does not bear the ASME stamp.

(15) "Boiler" shall mean a closed vessel used for heating water or liquid or for generating steam or vapor by the direct application of heat.

(16) "Direct application of heat" shall mean the firing of any fuel, solid, liquid, or gaseous, including electrical elements of any description.

(17) "Power boiler" shall mean a boiler used to produce steam or vapor at a pressure exceeding 15 lbs. per square inch gage, or a boiler used for heating water or liquid to a pressure exceeding 160 psi. or to a temperature exceeding 250°F.

(18) "Low pressure heating boiler" shall mean a boiler operated at a pressure not exceeding 15 lbs. per square inch gage steam, or at a pressure not exceeding 160 lbs. per square inch and a temperature not exceeding 250°F. for water.

(19) "Hot water supply boiler" shall mean a low pressure boiler used to heat water to a temperature not exceeding 200°F.

(20) "Unfired steam boiler" shall mean a pressure vessel in which steam is generated by an indirect application of heat.

(21) "Unfired pressure vessel" shall mean a closed vessel in which pressure is obtained from an external source, or from an indirect application of heat, including steam or hot water coils, converters or heat exchangers.

(22) "Reinstalled boiler or unfired pressure vessel" shall mean a boiler or unfired pressure vessel removed from its original setting and reerected at the same location or at a new location without change of ownership.

(23) "Second hand boiler or unfired pressure vessel" shall mean a boiler or unfired pressure vessel of which both the location and ownership have changed after primary use.

(24) "Condemned boiler or unfired pressure vessel" shall mean a boiler or unfired pressure vessel that has been inspected and declared unsafe or disqualified by legal requirements by an inspector who has applied a stamping or marking designating its condemnation.

(25) "Internal inspection" shall mean an inspection made when a boiler or unfired pressure vessel is shut down and handholes, manholes, or other inspection openings are open or removed for inspection of the interior.

(26) "External inspection" shall mean an inspection made while a boiler or unfired pressure vessel is in operation and includes the inspection and demonstration of controls and safety devices.

(27) "Place of public assembly" shall mean a building used in whole or in part for occupation by persons for such purposes as worship, hospitals, education, instruction, entertainment, amusement, ((or)) waiting transportation, or child care centers.

Child care centers include those agencies which operate facilities for the care of thirteen children or more. No such center shall be located in a private family residence. The substantive rules of this code shall apply to all child care centers operated in the state of Washington.

(28) "Fusion welding" shall mean a process of welding metals in a molten, or molten and vaporous state, without the application of mechanical pressure or blows. Such welding may be accomplished by the oxy-acetylene or oxy-hydrogen flame or by the electric arc. Thermit welding shall be classified as fusion welding.

(29) "Major repair" shall mean one upon which the strength of a boiler or unfired pressure vessel depends.

(30) "Agriculture purposes" shall mean any act performed on a farm in production of crops or livestock, and shall include the storage of such crops and livestock in their natural state, but shall not be construed to include the processing or sale of crops or livestock.

(31) "Attendant" shall mean the person in charge of the operation of a boiler or unfired pressure vessel.

(32) "Automatic operation of a boiler" shall mean full control of feed water and fuel in order to maintain the pressure and temperature constant within the limits set. Controls must be such that the operation follows the demand without interruption. Manual restart may be required when the burner is off because of low water, flame failure, or power failure.

(33) "Alteration" is a structural modification of, or a departure from an original design or existing construction.

(34) "Repair" is a restoration of any damaged or impaired part to an effective and safe condition.

#### AMENDATORY SECTION (Amending Order 72-11, filed 7/7/72)

WAC 296-104-015 BOARD MEETINGS. The board of boiler rules shall hold its regular meetings on the third Tuesday of January,

March, May, September and November of each year ((at the hour of 10 a.m. at the Office of the Chief Boiler Inspector, 300 West Harrison Street, Seattle, Washington)), the time and place of each regular meeting to be set by the chairman of the board.

#### AMENDATORY SECTION (Amending Order 84-09, filed 5/10/84)

WAC 296-104-200 STANDARDS FOR NEW CONSTRUCTION. The standards for new construction are ((the 1980 edition of)) the ASME Boiler and Pressure Vessel Code, the 1980 edition of ANSI B31.3 for oil and chemical plants, and the 1983 edition of ANSI B31.1 for other nonnuclear construction, with all addenda ((made to each code before May 1, 1984)) as effectively made part of the above referenced ANSI sections of the codes. The ((1983)) last preceding code ((as applicable)) may be used on and after the date of issue and becomes mandatory twelve months after adoption by the board as defined in RCW 70.79.050(2). The board recognizes that the ASME Code states that new editions of the code become mandatory on issue and that subsequent addenda become mandatory six months after the date of issue. Also, in circumstances such as nuclear systems the time period for addenda becoming mandatory is defined in the Code of Federal Regulations.

#### REPEALER

The following section of the Washington Administrative Code is repealed:

WAC 296-104-201 INSPECTION OF SYSTEMS—STANDARD FOR WATER CHILLERS.

### WSR 85-20-019

#### ADOPTED RULES

#### BOARD OF HEALTH

[Order 292—Filed September 23, 1985]

Be it resolved by the Washington State Board of Health, acting at Olympia, Washington, that it does adopt the annexed rules relating to:

Amd WAC 248-100-163 Revision of school and day care immunization.

Amd WAC 248-100-164 Requirements.

This action is taken pursuant to Notice No. WSR 85-16-115 filed with the code reviser on August 7, 1985. 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 September 18, 1985.

By John A. Beare, MD  
Secretary

#### AMENDATORY SECTION (Amending Order 181, filed 7/5/79)

WAC 248-100-163 IMMUNIZATION OF SCHOOL CHILDREN AGAINST CERTAIN VACCINE-PREVENTABLE DISEASES. (1) Definitions. For purposes of this section:

(a) "Chief administrator" means the person with the authority and responsibility for the immediate supervision of the operation of a school or, in the alternative, such other person as may be designated in writing for the purpose of carrying out the requirements of ~~((this statute))~~ RCW 28A.31.118 by the statutory or corporate board of directors of the school district or school or, if none, such other persons or person with the authority and responsibility for the general supervision of the operation of the school district or school.

(b) "Full immunization" means ~~((immunization))~~ having been vaccinated against the following vaccine-preventable diseases: Diphtheria, pertussis (whooping cough), tetanus, poliomyelitis, measles (rubeola), rubella ~~((German measles))~~, and mumps in accordance with full immunization schedules and with immunizing agents approved by the state board of health in ~~((these regulations))~~ this section.

(c) "Local health department" means the city, town, county, district, or combined city-county health department, board of health, or health officer ~~((which provides))~~ providing health services.

(d) "School" means and includes each building, facility, and location at or within which any or all portions of a preschool, kindergarten, and grades one through twelve program of education and related activities are conducted for two or more children by or in behalf of any public school district and by or in behalf of any private school or private institution subject to approval by the state board of education pursuant to RCW 28A.04.120(4) and 28A.02.201 through 28A.02.260.

(e) "Immunizing agents" means any vaccine or other biologic currently licensed and approved by the Bureau of Biologics, United States Public Health Service, for immunization of persons against diphtheria, pertussis (whooping cough), tetanus (DTP, DT, Td), measles (rubeola), rubella ~~((German measles))~~, mumps, and poliomyelitis Types I, II, and III (TOPV, IPV).

(f) "~~((Student))~~ Child" means ~~((a))~~ any person ~~((under eighteen years))~~ regardless of age admitted to any preschool, kindergarten, and grades one through twelve program of education in any public school district or in any private school or private institution subject to approval by the state board of education pursuant to RCW 28A.04.120(4) and 28A.02.201 through 28A.02.260.

(g) "Transfer student" means a student ~~((who))~~ previously enrolled in grades kindergarten through twelve who moves from one school district or system to another at any time during the school year. Students transferring within a district or system are not considered transfer students for the purposes of these regulations: PROVIDED, That the school transfers records within the district.

~~((h))~~ "Immunization requirement" means the minimal acceptable schedule of immunizing agents as defined by the state board of health in these regulations for attendance of a child at any public or private school.

~~((i))~~ "Initiation of a schedule of immunization" is defined as the process of beginning or continuing a course of immunizations. The immunizing agents administered as part of this process must have been provided not later

~~than forty-five calendar days of the child's first day of attendance:))~~

(2) Full immunization ~~((requirements))~~ schedule.

~~((The Washington state board of health requires the following minimum immunization requirements for compliance with the school immunization law RCW 28A.31.118:))~~

Effective ~~((September 1, 1979))~~ July 11, 1985, and thereafter, the requirements for full immunization are as follows:

~~((a))~~ For children attending kindergarten through ~~((sixth))~~ twelfth grade ~~((must present proof of the following no later than forty-five days after the child's first day of attendance:))~~:

At least ~~((3))~~ three doses of either DTP, DT, or Td vaccine provided that the last dose was administered at or after age ~~((4))~~ four;

At least ~~((3))~~ three doses of trivalent oral poliomyelitis vaccine (OPV) or four doses of trivalent inactivated poliomyelitis vaccine (IPV) provided ~~((that))~~ the last dose was administered at or after age ~~((4))~~ four. Not required of individuals over eighteen years of age;

One dose of live virus measles vaccine administered at or after one year of age. A student meets the measles immunization requirement as a result of having had measles (rubeola) disease. In such instances, a physician must document and certify the month and year of disease occurrence.

One dose of live virus rubella vaccine administered at or after one year of age; ~~((except for females twelve years of age or older))~~ a student meets the rubella immunization requirement by providing proof of past infection with rubella virus (an acceptable rubella antibody titer result).

One dose of live virus mumps vaccine administered at or after one year of age for students in kindergarten or first grade, whichever is the entry level.

~~((Effective September 1, 1980 and thereafter:))~~

~~((b))~~ ~~Students in grades seven through twelve must present proof of the following no later than forty-five days after a student's first day of attendance:~~

~~At least 3 doses of either DTP, DT, or Td vaccine provided that the last dose was administered at or after age 4;~~

~~At least 3 doses of trivalent poliomyelitis vaccine provided that the last dose was administered at or after age 4;~~

~~One dose of live virus measles vaccine administered at or after one year of age. A student meets the measles immunization requirement as a result of having had measles (rubeola) disease. In such instances, a physician must document and certify the month and year of disease occurrence.~~

~~One dose of live virus rubella vaccine administered at or after one year of age except for females twelve years of age or older:))~~

One or more doses of tetanus toxoid (without diphtheria toxoid) administered for wound management will not fulfill the DTP/DT/Td requirements.

~~((b))~~ For children attending preschool:

DTP/DT/Td\* VACCINE

<u>AGE</u>	<u>REQUIREMENT</u>
<u>2 months</u>	<u>1 dose</u>
<u>4 months</u>	<u>2 doses</u>
<u>6 - 17 months</u>	<u>3 doses</u>
<u>18 - 47 months</u>	<u>4 doses</u>
<u>4 years and older</u>	<u>At least 3 doses provided the last dose was administered at or after age 4.</u>

\*NOTE: Td vaccine is administered to children 7 years of age and older only.

TRIVALENT POLIO VACCINEORAL POLIO VACCINE (OPV)

<u>AGE</u>	<u>REQUIREMENT</u>
<u>2 months</u>	<u>1 dose</u>
<u>4 - 17 months</u>	<u>2 doses</u>
<u>18 - 47 months</u>	<u>3 doses</u>
<u>4 years and older</u>	<u>At least 3 doses provided the last dose was administered at or after age 4.</u>

INACTIVATED POLIO VACCINE (IPV)

<u>AGE</u>	<u>REQUIREMENT</u>
<u>2 months</u>	<u>1 dose</u>
<u>4 months</u>	<u>2 doses</u>
<u>6 - 17 months</u>	<u>3 doses</u>
<u>18 - 47 months</u>	<u>4 doses</u>
<u>4 years and older</u>	<u>At least 4 doses provided the last dose was administered at or after age 4.</u>

MEASLES\*, MUMPS, AND RUBELLA\* VACCINES

<u>AGE</u>	<u>REQUIREMENT</u>
<u>15 months or older</u>	<u>1 dose of each vaccine administered at or after one year of age is acceptable.</u>

\* NOTE: A child meets the measles immunization requirement as a result of having had measles (rubeola) disease. In such instances, a physician must document and certify the month and year of disease occurrence.

A child meets the rubella immunization requirement by providing proof of past infection with rubella virus (an acceptable rubella antibody titer result).

(3) Satisfactory progress toward full immunization or initiation and continuation of a schedule of immunization.

(a) Attendance at a school by a child ((who has)) not ((received)) receiving full immunization shall be conditioned upon the presentation of proof that the child's immunization schedule has been initiated ((according to

subsection (1)(i) of these regulations)) or is being continued. The child's schedule of immunizations shall be completed according to guidelines of the 1982 American Academy of Pediatrics (AAP) Red Book or according to General Recommendations on Immunization January 14, 1983 of the Immunization Practices Advisory Committee of the United States Public Health Service (ACIP).

(b) Admission in subsequent year. A student ((who is)) admitted conditionally as provided in subsection (3)(a) of this section((;)) shall present proof of completion of the required ((immunization(s))) immunization or immunizations as soon as possible and not later than on the student's first day of attendance in the following school year. If the student has not completed the required schedule of immunization by the first day of attendance in the following school year, ((there shall be no forty-five day grace period. The "chief administrator" of the school shall immediately notify the local health department of the name and address of the student along with a report of the status of the student's immunization schedule and when the student was first conditionally admitted to school.)) and if there has been a sufficient period of time to reasonably permit the student to have completed the required immunization schedule, the ((health department)) chief administrator shall issue an order of exclusion in the manner required by subsection (7) of this section. If there has not been sufficient time to complete the schedule, the ((health department)) chief administrator shall notify the student's parents ((and the "chief administrator" of the school)) as to when the schedule must be completed. If the schedule is not completed by that date, the ((health department)) chief administrator shall issue an order of exclusion.

(4) Documentary proof.

(a) Proof of full immunization, initiation or continuation of a schedule, or exemptions shall be documented on a certificate of immunization status form (CIS). Immunization data on the certificate of immunization status form shall be based on a written personal immunization record given to the person immunized or to his or her parent or guardian by the physician or agency administering the immunization. This personal immunization record shall not be surrendered to school authorities and shall not substitute for the certificate of immunization status form.

(b) The certificate of immunization status form shall include((;)) at least the following information required to fulfill the intent of RCW 28A.31.118.

(i) Name of the person;

(ii) Birthdate;

(iii) Sex;

(iv) Type of vaccine administered;

(v) Date of each dose of vaccine, specifying month and year (day optional);

(vi) Signature of parent, legal guardian, or adult in loco parentis.

(c) The revised certificate of immunization status form, DSHS 13-263 ((shall be)) provided by the department of social and health services ((and will be)), is the only acceptable form for all new enrollees registering in kindergarten through ((sixth)) twelfth grade ((after

September 1, 1979, and for new enrollees in all grades after September 1, 1980, and thereafter)). For students already registered or enrolled in schools prior to ~~((enactment of these regulations))~~ September 1, 1979, previous certificates of immunization status forms (e.g., DSHS 13-263) or locally developed forms approved by DSHS shall be acceptable as the official certificate of immunization status: PROVIDED, That dates for the ~~((latest))~~ doses of DTP/Td and poliomyelitis vaccines are indicated and that dates (month and year) are provided for each dose of measles, rubella, and mumps vaccine if required. Students meet minimum immunization requirements if the last of three or more doses of DTP/Td and trivalent poliomyelitis vaccines were administered at or after age four and if requirements for measles, rubella, and mumps are met.

(d) Proof in subsequent years. Once proof of full immunization or proof of exemption from immunization has been presented, no further proof shall be required as a condition to attendance at a particular school provided ~~((that))~~ the certificate of immunization status form on such a child remains on file at the school.

(5) Medical exemptions.

(a) Certification of medical contraindication for one or more ~~((immunization(s)))~~ immunization or immunizations shall be provided on the certificate of immunization status form, certified and signed by a licensed physician.

(b) A student ~~((who is))~~ temporarily exempt from immunization for medical reasons shall be admitted on condition ~~((that))~~ required immunizations are obtained at the termination of the duration of exemption. If the medical condition is permanent or life-long, the student shall be admitted and the certificate of immunization status form filed on each such student.

(c) There shall be a statement on the CIS form informing the parent, legal guardian, or adult in loco parentis, that in the event of an outbreak of vaccine-preventable disease for which the student is exempted should occur, the student may be excluded from school by order of the local health department pursuant to chapter 248-101 WAC for the duration of the outbreak. The school shall keep on file a list of students so exempted and transmit such list to the local health department if so requested.

(6) Religious, philosophical, personal exemptions.

(a) A student may be exempt from immunization because of religious, philosophical, or personal objections. These exempt children shall be admitted to school and the fact of the exemption shall be recorded on the certificate of immunization status form signed by the parent, guardian, or adult in loco parentis.

(b) Each school shall keep on file the certificate of immunization status form for each child so enrolled.

(c) There shall be a statement on the CIS form informing the parent, legal guardian, or adult in loco parentis, that in the event of an outbreak of vaccine-preventable disease for which the student is exempted should occur, the student may be excluded from school by order of the local health department pursuant to chapter 248-101 WAC for the duration of the outbreak.

The school shall keep on file a list of students so exempted and transmit such list to the local health department if so requested.

(7) Exclusion from school.

(a) Conditions for attendance not fulfilled. Any student in attendance at a school ~~((who fails))~~ failing to provide documentary proof of full immunization; or proof of satisfactory progress toward full immunization by initiation or continuation of a schedule of immunization; or proof of either medical, religious, philosophical, or personal objection; ~~((no later than forty-five calendar days after))~~ before or on the child's first day of attendance, shall be excluded from school ~~((until an acceptable certificate of immunization status form is submitted to the "chief administrator" of the school))~~ consistent with procedures required by the state board of education, Title 180 of Washington Administrative Code.

~~(b) ((Notification to local health department. The "chief administrator" of a school shall collect at the end of the forty-five day grace period and within five working days the names and addresses of students in schools who do not comply with the requirements of these regulations and forward the names to the local health department.~~

~~(c) Exclusion order from local health department. Upon receipt of name(s) and address(es) of student(s) failing to comply with the provisions for attendance at school from the "chief administrator" of a school, the local health department shall notify the "chief administrator" and provide the "chief administrator" with a written order to exclude the student(s) failing to comply with requirements of these regulations.~~

~~(d) Exclusion letter to parents of children failing to comply. Pursuant to the written exclusion order to the "chief administrator" from the local health department, the local health department will provide a standard exclusion notification letter to parents of children failing to comply with attendance requirements. This exclusion notification letter shall be of a form approved by the department of social and health services and signed by the local health officer. This shall serve as the written notice to parent(s) or legal guardian(s) of each child or to the adult(s) in loco parentis to each child, who is not in compliance with the requirements of these regulations. The notice shall fully inform such person(s) of the following:~~

~~(i) The requirements established by and pursuant to RCW 28A.31.118;~~

~~(ii) The fact that the child will be prohibited from further attendance at the school until requirements are met;~~

~~(iii) Due process for exclusion of the child pursuant to the state board of education's rules and regulations;~~

~~(iv) The immunization services that are available from or through the local health department and other public agencies.~~

~~(e)) List of children excluded.~~

The ~~((n))~~ chief administrator~~((n))~~ of a school shall retain a record at the school of the name, address, and date of exclusion of each child excluded from school pursuant to the requirements of these regulations for not

less than three years following the date of a child's exclusion.

~~((f))~~ (c) A student in attendance in a school by virtue of presenting proof of ~~((<sup>n</sup>))~~ initiation of a schedule of immunization~~((<sup>n</sup>))~~ or by presenting documentation of medical, religious, philosophical, or personal objection may be subject to exclusion pursuant to the state board of health in chapter 248-101 of Washington administrative code in the event of exposure to a communicable disease in a school.

(8) Records.

(a) The official proof for documentation of compliance with these regulations shall be the certificate of immunization status form. The latest revised certificate of immunization status form will be required of all new enrollees registering in kindergarten through ~~((sixth))~~ twelfth grade after ~~((September 1, 1979, and for all new enrollees in all grades after September 1, 1980))~~ August 15, 1985, and thereafter.

If a child was enrolled in a school prior to ~~((the effective date of these regulations))~~ September 1, 1979, the certificate of immunization status form DSHS 13-263, or approved locally-developed forms, on file will serve as documentary proof for admittance if requirements are met.

Schools shall have on file an approved certificate of immunization status form for every child enrolled. When a child withdraws~~((;))~~ or transfers ~~((or is promoted to a new school within a school district or))~~ between school districts, the chief administrator shall return the original or a legible copy of the certificate of immunization status form to the parent, guardian, or adult in loco parentis ~~((; or it may be transferred with the child's records to the new school))~~. This record must not be withheld for nonpayment of school fees or any other reason.

(b) The ~~((<sup>n</sup>))~~ chief administrator~~((<sup>n</sup>))~~ of a school shall allow agents of state and local health departments access during business hours to the ~~((health))~~ immunization records retained on each student or child enrolled.

(c) Personal immunization record. The immunizations required by these regulations may be obtained from any private or public source desired, provided ~~((that))~~ the immunization is administered and records are made in accordance with these regulations. Any person or organization administering immunizations shall furnish each person immunized, or his or her parent or legal guardian, or any adult in loco parentis to the child, with a written record of immunization, the content of which the state board of health has prescribed.

(9) Reporting.

~~((a))~~ The ~~((<sup>n</sup>))~~ chief administrator~~((<sup>n</sup>))~~ of a school shall file a written annual report ~~((multiple carbonized form))~~ with the department of social and health services and local health departments on the immunization status of students in school by ~~((November 1))~~ October 15th of each year and on forms prescribed by the department of social and health services. In the event of a late school opening, the report will be required ~~((sixty))~~ thirty days after the first day of school.

~~((b))~~ The annual report from schools shall reflect the status of all students enrolled in September 1979, in kindergarten through sixth grade; in September 1980,

the annual report will include the status of new admissions and transfer students in grades kindergarten through seven and all students in grades eight through twelve; in 1981, and thereafter the annual report will cover only new admissions and transfer students in all grades.)

AMENDATORY SECTION (Amending Order 185, filed 9/11/79)

WAC 248-100-164 IMMUNIZATION OF CHILDREN ATTENDING DAY CARE CENTERS AGAINST CERTAIN VACCINE-PREVENTABLE DISEASES. (1) DEFINITIONS. For purposes of this section:

(a) "Chief administrator" means the person with the authority and responsibility for the immediate supervision of the operation of a day care center or, in the alternative, such other person as may be designated in writing for the purpose of carrying out the requirements of ~~((these regulations))~~ RCW 28A.31.118 by the statutory or corporate board of directors of the day care center, or, if none, such other persons or person with the authority and responsibility for the general supervision of the operation of the day care center.

(b) "Full immunization" means ~~((immunization))~~ having been vaccinated against the following vaccine-preventable diseases: Diphtheria, pertussis (whooping cough), tetanus, poliomyelitis, measles (rubeola), rubella ~~((German measles))~~, and mumps in accordance with full immunization schedules and with immunizing agents approved by the state board of health in ~~((these regulations))~~ this section. ~~((Full immunization applies only to children age four and older who meet requirements as stipulated in subsection (2) of this section.))~~

(c) "Local health department" means the city, town, county, district or combined city-county health department, board of health, or health officer ~~((which provides))~~ providing health services.

(d) "Day care center" means an agency ~~((which))~~ regularly ~~((provides))~~ providing care for a group of thirteen or more children for periods of less than twenty-four hours and is licensed pursuant to chapter 74.15 RCW.

(e) "First day of attendance" means ~~((September 1, 1979, for all children enrolled in a day care center on or before that date and))~~ the actual date of first attendance ~~((for children enrolled thereafter.))~~

~~((f))~~ "Immunizing agents" means any vaccine or other biologic currently licensed and approved by the Bureau of Biologics, United States Public Health Service for immunization of persons against diphtheria, pertussis (whooping cough), tetanus, (DTP, DT, Td), measles (rubeola), rubella (German measles), mumps, and poliomyelitis Type I, H, and III (TOPV, IPV).

~~((g))~~ "Immunization requirement" means the minimal acceptable schedule of immunizing agents as defined by the state board of health in these regulations for attendance of a child at a day care center.

~~((h))~~ "Initiation of a schedule of immunization" is defined as the process of beginning or continuing a course of immunizations. All children who have not had three doses each of DTP/DT and polio vaccines with the last

doses after the fourth birthday, and one dose each of measles, mumps and rubella vaccines are to be considered "initiating or continuing" a schedule of immunization. Children who do not meet the requirements for their age group must receive at least one dose of vaccine within forty-five calendar days of the child's first day of attendance).

(2) FULL IMMUNIZATION ((REQUIREMENTS)) SCHEDULE.

Children must meet the following immunization requirements for each age:

DTP/DT/Td\* VACCINE

AGE	REQUIREMENT
2 months	1 dose
4 months	2 doses
6 - 17 months	3 doses
18 - 47 months	4 doses
4 years and older	At least 3 doses provided that the last dose was administered at or after age 4.

\*NOTE: The vaccine is administered to children 7 years of age and older only.

TRIVALENT POLIO VACCINE ((=TOPV (IPV)))

ORAL POLIO VACCINE (OPV)

AGE	REQUIREMENT
2 months	1 dose
4 - 17 months	2 doses
18 - 47 months	3 doses
4 years and older	At least 3 doses provided that the last dose was administered at or after age 4.

INACTIVATED POLIO VACCINE - (IPV)

AGE	REQUIREMENT
<u>2 months</u>	<u>1 dose</u>
<u>4 months</u>	<u>2 doses</u>
<u>6 - 17 months</u>	<u>3 doses</u>
<u>18 - 47 months</u>	<u>4 doses</u>
<u>4 years and older</u>	<u>At least 4 doses provided that the last dose was administered at or after age 4.</u>

MEASLES\*, MUMPS, AND RUBELLA\* VACCINES

AGE	REQUIREMENT
<del>((Under 15 months</del>	<del>None))</del>
15 months or older	1 dose of each (vaccine administered at or after ((+2 months)) one year of age is acceptable).

\* NOTE: ~~((+1) Any child who is 15 months of age or older must have:~~

~~— (a) one dose of measles vaccine by the 45th day after the child's first day of attendance, or~~

~~— (b) one dose of measles vaccine within 45 days after the child becomes 15 months of age.~~

~~The above conditions do not apply to a child who is exempt for measles vaccine. Any child not meeting the measles requirement will be excluded from the day care center in the manner required by subsection (7) of this section:~~

~~(2) Measles vaccine is not recommended prior to 15 months of age unless there is an earlier threat of exposure to measles.~~

~~(3)) A child meets the measles immunization requirement as a result of having had measles (rubeola) disease. In such instances, a physician must document and certify the month and year of disease occurrence.~~

A child meets the rubella immunization requirement by providing proof of past infection with rubella virus (an acceptable rubella antibody titer result).

(3) SATISFACTORY PROGRESS TOWARD FULL IMMUNIZATION OR INITIATION AND CONTINUATION OF A SCHEDULE OF IMMUNIZATION.

(a) Attendance at a day care center by a child ~~((who has))~~ not ~~((received))~~ receiving full immunization shall be conditioned upon the presentation of proof that the child has initiated or is continuing on a schedule of immunization ~~((according to subsection (1)(h) of this section))~~ The child's schedule of immunizations shall be completed according to guidelines of the 1982 American Academy of Pediatrics (AAP) Red Book or according to General Recommendations on Immunizations January 14, 1983 of the Immunization Practices Advisory Committee of the United States Public Health Service (ACIP).

(b) Admission in subsequent ~~((year(s)))~~ year or years. A child ~~((who is))~~ admitted conditionally as provided in subsection (3)(a) of this section~~((;))~~ shall present proof of completion of each dose of vaccine required in subsection (2) of this section as soon as possible and not later than twelve calendar months from the time the child is admitted conditionally. This process shall be continued until the child is fully immunized. If the child has not completed the required schedule of immunization within the required time period, ~~((the "chief administrator" of the day care center shall immediately notify the local health department of the name and address of the child along with a report of the status of the child's immunization schedule))~~ and ~~((when the child was first admitted to the day care center.))~~ if there has been a sufficient period of time to reasonably permit the child to have completed the required immunization schedule, the ~~((health department))~~ chief administrator shall issue an order of exclusion in the manner required in subsection (7) of this section. If there has not been sufficient time

to complete the schedule, the ~~((health department))~~ chief administrator shall notify the child's parents ~~((and the "chief administrator" of the day care center))~~ as to when the schedule must be completed. If the schedule is not completed by that date, the ~~((health department))~~ chief administrator shall issue an order of exclusion pursuant to subsection (7) of this section.

(4) DOCUMENTARY PROOF.

(a) Proof of full immunization, initiation or continuation of a schedule, or exemptions shall be entered by the parent on a certificate of immunization status form (CIS) (DSHS 13-263). Immunization data on the certificate of immunization status form shall be based on a written personal immunization record given to the person immunized or to his or her parent or guardian by the physician or agency administering the immunization. This personal immunization record shall not be surrendered to day care center authorities and shall not substitute for the certificate of immunization status form.

(b) The certificate of immunization status form shall include at least the following information required to fulfill the intent of RCW 28A.31.118:

- (i) Name of person;
- (ii) Birthdate;
- (iii) Sex;
- (iv) Type of vaccine administered;
- (v) Date of each dose of vaccine, specifying month and year (day optional);
- (vi) Signature of parent, legal guardian, or adult in loco parentis.

(c) The revised certificate of immunization status form (DSHS 13-263) shall be provided to licensed day care centers by the department of social and health services and will be the only acceptable form for all new registrants after ~~((September 1, 1979))~~ August 15, 1985. For the child already registered or enrolled in a day care center prior to ~~((enactment))~~ revision of these regulations, previous certificates of immunization status forms (e.g., DSHS 13-263) ~~((or locally developed forms approved by DSHS))~~ shall be acceptable as the official certificate of immunization status ~~((PROVIDED, That dates for the latest doses of DTP/Td and poliomyelitis vaccines are indicated and that dates (month and year) are provided for each dose of measles, rubella, and mumps vaccine, if required))~~.

(d) Proof in subsequent years. Once proof of full immunization or proof of exemption from the immunization law has been presented, no further proof shall be required as a condition to attendance at a particular center, provided ~~((that))~~ the certificate of immunization status form on such a child remains on file at the day care center.

(5) MEDICAL EXEMPTIONS.

(a) Certification of medical contraindication for one or more ~~((immunization(s)))~~ immunization or immunizations shall be provided on the certificate of immunization status form, certified and signed by a licensed physician.

(b) A child ~~((who is))~~ temporarily exempt from immunization for medical reasons may be admitted on condition ~~((that))~~ required immunizations are obtained at the termination of the duration of exemption. If the

medical condition is permanent or life-long, the student may be admitted and the certificate of immunization status filed on each child.

(c) There shall be a statement on the CIS form informing the parent, legal guardian, or adult in loco parentis, that in the event of an outbreak of vaccine-preventable disease for which the child is exempted should occur, the child may be excluded from the day care center by order of the local health department pursuant to chapter 248-101 WAC for the duration of the outbreak. The day care center shall keep on file a list of children so exempted and transmit such list to the local health department if so requested.

(6) RELIGIOUS, PHILOSOPHICAL, PERSONAL EXEMPTIONS.

(a) A child ~~((who is))~~ exempt from immunization because of religious, philosophical, or personal objections may be admitted to a day care center and the fact of the exemption shall be recorded on the certificate of immunization status form signed by the parent, guardian, or adult in loco parentis.

(b) Each day care center shall keep on file the certificate of immunization status form for each child so enrolled.

(c) There shall be a statement on the CIS form informing the parent, legal guardian, or adult in loco parentis, that in the event of an outbreak of vaccine-preventable disease for which the child is exempted should occur, the child may be excluded from the day care center by order of the local health department pursuant to chapter 248-101 WAC for the duration of the outbreak. The day care center shall keep on file a list of children so exempted and transmit such list to the local health department if so requested.

(7) EXCLUSION FROM DAY CARE CENTER.

(a) Conditions for attendance not fulfilled. Any child in attendance at a day care center ~~((who fails))~~ failing to provide documentary proof of full immunization, or proof of initiation or continuation of a schedule of immunization, or proof of either medical, religious, philosophical, or personal objection, ~~((within forty-five calendar days after))~~ before or on the child's first day of attendance, shall be excluded from the day care center by the ~~((<sup>(n)</sup>))~~ chief administrator ~~((<sup>(n)</sup>))~~ of the day care center until an acceptable certificate of immunization status form is submitted to the ~~((<sup>(n)</sup>))~~ chief administrator ~~((<sup>(n)</sup>))~~.

~~((b) ((Notification to local health department. The "chief administrator" of a day care center shall collect, at the end of the forty-five day grace period and within five working days, the name and address of each child who does not comply with the requirements of these regulations and forward the name(s) to the local health department.~~

~~((c) Exclusion order from local health department: Upon receipt of name(s) and address(es) of each child failing to comply with the provisions for attendance at a day care center from the "chief administrator," the local health department shall notify the "chief administrator" and provide the "chief administrator" with a written order to exclude the children failing to comply with requirements of these regulations.~~

(d)) Exclusion letter to parents of children failing to comply. ~~((Pursuant to the written exclusion order to))~~ The ~~((<sup>(a)</sup>))~~ chief administrator ~~((<sup>(a)</sup> from the local health department, the local health department))~~ will provide a standard exclusion notification letter to parents of children failing to comply with attendance requirements. This exclusion notification letter ~~((shall be of a form approved by the department of social and health services and signed by the local health officer. This))~~ shall serve as the written notice to ~~((parent(s)))~~ the parent or parents or legal ~~((guardian(s)))~~ guardian or guardians of each child or to the ~~((adult(s)))~~ adult or adults in loco parentis to each child, who is not in compliance with the requirements of these regulations. The notice shall fully inform such ~~((person(s)))~~ person or persons of the following:

(i) The requirements established by and pursuant to RCW 28A.31.118;

(ii) The fact that the child will be prohibited from further attendance at the day care center until requirements are met;

(iii) The immunization services ~~((that are))~~ available from or through the local health department and other public agencies.

~~((e))~~ (c) A child in attendance in a day care center by virtue of presenting proof of ~~((<sup>(a)</sup>))~~ initiation or continuation of a schedule of immunization ~~((<sup>(a)</sup>))~~ or by presenting documentation of medical, religious, philosophical, or personal objection may be subject to exclusion in the event of exposure in the day care center to a communicable disease for which the child is unimmunized.

#### (8) RECORDS.

(a) The official proof for documentation of compliance with these regulations shall be the certificate of immunization status form. The revised certificate of immunization status form will be required of all new registrants after ~~((September 1, 1979))~~ August 15, 1985.

If a child was enrolled in a day care center prior to ~~((the effective date of these regulations))~~ August 15, 1985, the certificate of immunization status form DSHS 13-263 ~~((, or approved locally developed forms))~~ on file will serve as documentary proof for admittance if requirements are met.

Day care centers shall have on file an approved certificate of immunization status form for every child enrolled. When a child withdraws or transfers to a new day care center, the administrator shall return the original or a legible copy of the certificate of immunization status form to the parent.

(b) The ~~((<sup>(a)</sup>))~~ chief administrator ~~((<sup>(a)</sup>))~~ of a day care center shall allow agents of state and local health departments access during business hours to the immunization records retained on each child enrolled.

(c) Personal immunization record. The immunizations required by these regulations may be obtained from any private or public source desired, provided ~~((that))~~ the immunization is administered and records are made in accordance with these regulations. Any person or organization administering immunizations shall furnish each person immunized, or his or her parent or legal guardian, or any adult in loco parentis to the child, with a

written record of immunization, the content of which the state board of health has prescribed.

#### (9) REPORTING.

The ~~((<sup>(a)</sup>))~~ chief administrator ~~((<sup>(a)</sup>))~~ of a day care center shall file a written annual report ~~((multiple carbonized form))~~ with the department of social and health services and local health departments on the immunization status of children by ~~((November 1))~~ February 1st of each year and on forms prescribed by the department of social and health services.

### WSR 85-20-020

#### EMERGENCY RULES BOARD OF HEALTH

[Order 293—Filed September 23, 1985]

Be it resolved by the Washington State Board of Health, acting at Olympia, Washington, that it does adopt the annexed rules relating to scoliosis screening in public schools, amending chapter 248-150 WAC.

We, the Washington State Board of Health, 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 emergency adoption of these rules is necessary to ensure the health and safety of children by implementing the required public school scoliosis screening program prior to the beginning of the school year commencing in September 1985.

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

This rule is promulgated pursuant to chapter 28A.31 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 September 18, 1985.

By John A. Beare, MD  
Director

#### AMENDATORY SECTION (Amending Order 189, filed 10/31/79)

WAC 248-150-010 *DECLARATION OF PURPOSE.* The following rules are adopted pursuant to ~~((chapter 47, Laws of 1979 {}))~~ chapter 28A.31 RCW ~~((f))~~, wherein is contained the mandate that the superintendent of public instruction shall provide for and require screening for ~~((idiopathic))~~ scoliosis of school children in the state of Washington. It is the purpose of such screening to identify those children who may have a lateral curvature of the spine ~~((appearing in adolescent children)).~~

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 189, filed 10/31/79)

WAC 248-150-020 EXAMINATIONS OF SCHOOL CHILDREN FOR SCOLIOSIS—DEFINITIONS. (1) (~~"Superintendent" means the superintendent of public instruction pursuant to Article III of the state Constitution or his/her designee.~~

(2) ~~"Pupil" means a student enrolled in the public school system in the state.~~

(3) ~~"Screening" means a procedure to be performed on all pupils in grades five through eight for the purpose of detecting the possible presence of the condition known as scoliosis.~~

(4) ~~"Public schools" means common schools referred to in Article IX of the state Constitution and those schools and institutions of learning having a curriculum below the college or university level as now or may be established by law and maintained at public expense.~~

(5) ~~"Proper training" means instruction and training provided by, or under the supervision of, physicians licensed pursuant to chapters 18.57 or 18.71 RCW specializing in orthopedic, physiatric, or rehabilitative medicine, or a registered nurse licensed pursuant to chapter 18.88.130 RCW who has had specialty training in scoliosis detection, and appropriate (to) for persons who perform the screening procedures referred to in (section) WAC 248-150-050.~~

(2) "Pupil" means a student enrolled in the public school system in the state.

(3) "Public schools" means common schools referred to in Article IX of the state Constitution and those schools and institutions of learning having a curriculum below the college or university level as now or may be established by law and maintained at public expense.

(4) "Qualified licensed health practitioners" means physicians licensed pursuant to chapters 18.57 and 18.71 RCW, registered nurses licensed pursuant to chapter 18.88.130 RCW, and physical therapists licensed pursuant to chapter 18.74 RCW, practicing within the scope of their field as defined by the appropriate regulatory authority.

(5) "Scoliosis" includes idiopathic scoliosis and kyphosis.

(6) "Screening" means a procedure to be performed on all pupils in grades five through ten for the purpose of detecting the possible presence of the condition known as scoliosis, except as provided for in WAC 248-150-080.

(7) "Superintendent" means the superintendent of public instruction pursuant to Article III of the state Constitution or his or her designee.

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 189, filed 10/31/79)

WAC 248-150-030 CRITERIA FOR SELECTION OF CHILDREN FOR SCOLIOSIS SCREENING. All children in grades ((5)) five through ((8)) ten shall be screened annually except as provided for in section 5, chapter 216, Laws of 1985.

AMENDATORY SECTION (Amending Order 189, filed 10/31/79)

WAC 248-150-040 QUALIFICATION OF PERSONNEL. (1) Screening ((with)) shall be conducted by school physicians, school nurses, qualified licensed health practitioners, physical education instructors, other school personnel, or persons designated by school authorities who have received proper training in screening techniques for ((idiopathic)) scoliosis.

(2) Each school district shall designate one individual of the district's staff who ((with)) shall be responsible for the administration of scoliosis screening. This individual's training and experience shall be appropriate to perform the following tasks:

(a) To develop an administrative plan for conducting scoliosis screening in the district in cooperation with the appropriate school personnel in order to ((insure that)) ensure the program can be carried out efficiently with ((a)) minimum ((amount of)) disruption((- This shall)), to include arrangement of appropriate scheduling for scoliosis screenings((:));

(b) To secure appropriate personnel to carry out the screening program((, if such assistance is necessary,)) and to ((insure that)) ensure such personnel receive proper training to conduct the necessary screening procedures((:));

(c) To ((insure that)) ensure accurate and appropriate records are made, ((and)) to make recommendations appropriate to the needs of each child whose screening test is indicative of scoliosis, and to provide copies of these records to parents or legal guardians of the child, as provided for in section 4, chapter 216, Laws of 1985;

(d) To disseminate information to other school personnel explaining the purpose of the program, and to acquaint them with the criteria which might denote the need for referral for scoliosis screening((:)); and

(e) To institute a procedure to evaluate the effectiveness and accuracy of the screening program.

AMENDATORY SECTION (Amending Order 189, filed 10/31/79)

WAC 248-150-050 SCREENING PROCEDURES. The screening procedures shall be consistent with nationally accepted standards for scoliosis screening ((procedures such as those)) and published by the American Academy of Orthopedic Surgeons as contained in "Spinal screening program handbook((:)), 1st edition, 1979, to be obtained from the Scoliosis Research Society.

AMENDATORY SECTION (Amending Order 189, filed 10/31/79)

WAC 248-150-060 **SCREENING RESULTS—RECORDING AND REFERRAL PROCEDURES.** A record of the "screening" results ~~((must))~~ shall be made of each child suspected of having scoliosis and copies of the results shall be sent to the parents or guardians of the children. The notification shall include an explanation of scoliosis, the significance of treating ~~((it))~~ scoliosis at an early stage, the services generally available from a qualified licensed health practitioner for treatment after diagnosis, and a method for the school to receive follow-up information from health care providers.

AMENDATORY SECTION (Amending Order 189, filed 10/31/79)

WAC 248-150-070 **DISTRIBUTION OF RULES AND PROCEDURES.** The superintendent shall print and distribute to ~~((appropriate))~~ school officials ~~((the))~~ these rules ~~((adopted by the state board of health under the act))~~ and the recommended records and forms to be used in ~~((making))~~ recording and reporting the screening results to parents and to the superintendent.

AMENDATORY SECTION (Amending Order 189, filed 10/31/79)

WAC 248-150-080 **EXEMPTIONS FROM EXAMINATIONS—SCREENING WAIVERS.** (1) Any pupil shall be exempt from the screening procedure upon written request of his or her parent or guardian as specifically provided for in section 5, chapter 216, Laws of 1985.

(2) Screening waivers shall occur as provided by section 6, chapter 216, Laws of 1985.

**WSR 85-20-021**  
ADOPTED RULES  
DEPARTMENT OF  
SOCIAL AND HEALTH SERVICES  
(General Provisions)

[Order 2283—Filed September 23, 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:

- Amd WAC 440-44-050 Radiation machine facility registration fee.
- Amd WAC 440-44-060 Site use permit fee.
- New WAC 440-44-061 Radioactive waste site surveillance.

This action is taken pursuant to Notice No. WSR 85-15-022 filed with the code reviser on July 9, 1985. 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 70.98 RCW and chapter 383, Laws of 1985, 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 September 23, 1985.

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

AMENDATORY SECTION (Amending Order 2238, filed 6/7/85)

WAC 440-44-050 **RADIATION MACHINE FACILITY REGISTRATION FEES.** The following biennial fees are required at the time of application or renewal(:). For any facility or group of facilities under one administrative control the maximum fee of three thousand dollars has been established.

(1) For veterinarians, podiatrists: A fifty dollar registration fee plus sixty dollars for the first tube plus twenty-five dollars for each additional tube.

(2) For hospitals, medical and chiropractic: A fifty dollar registration fee plus one hundred seventy-five dollars for the first tube plus fifty dollars for each additional tube.

(3) For industrial, research, and others: A fifty dollar registration fee plus one hundred dollars for the first tube plus fifty dollars for each additional tube.

(4) For dentists: A fifty dollar registration fee plus forty-five dollars for the first tube plus twenty dollars for each additional tube.

AMENDATORY SECTION (Amending Order 1965, filed 6/1/83)

WAC 440-44-060 **SITE USE PERMIT FEE.** (1) The fees for a site use permit ~~((effective October 1, 1983,))~~ are:

One time shipment	-	\$50.00 or
(see WAC 440-44-060(2))		
Site use permit	-	<del>((80.00))</del>
continuous services		\$150.00 per year

(2) One-time shipment: A generator having radioactive waste for disposal for one time only can obtain a site use permit for such a shipment. This permit terminates upon receipt of the shipment for disposal and cannot be reissued to a generator.

(3) A broker who takes possession of waste from a generator and assumes responsibility for that waste must also assume responsibility for assuring the generator has a current, unencumbered site use permit.

NEW SECTION

WAC 440-44-061 **RADIOACTIVE WASTE SITE SURVEILLANCE FEE.** The operator of a low-level radioactive waste disposal site in this state shall collect from the waste generators and brokers a surveillance fee as an added charge on each cubic foot of low-level waste disposed at the disposal site. The fee shall be three percent of the basic minimum fee as defined in

RCW 70.98.— (section 3, chapter 383, Laws of 1985) and shall be remitted to the department quarterly by the site operator.

**WSR 85-20-022**  
**ADOPTED RULES**  
**DEPARTMENT OF**  
**SOCIAL AND HEALTH SERVICES**  
**(Public Assistance)**

[Order 2284—Filed September 23, 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:

- Amd ch. 388-24 WAC Consolidated emergency assistance program (CEAP).  
 Amd WAC 388-29-270 Additional requirements for emergency situations—AFDC.

This action is taken pursuant to Notice No. WSR 85-16-043 filed with the code reviser on July 31, 1985. 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 September 23, 1985.

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

AMENDATORY SECTION (Amending Order 1704, filed 9/25/81)

WAC 388-24-250 CONSOLIDATED EMERGENCY ASSISTANCE PROGRAM—CONDITIONS OF ELIGIBILITY. Effective ~~((July 1, 1981))~~ July 28, 1985, the consolidated emergency assistance program (CEAP) shall be granted to families with dependent children who meet all of the following eligibility conditions:

(1) Have monthly income less than fifty percent of the need standard for AFDC households with shelter costs.

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

~~((2) Have not been certified as eligible for, 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))~~ GA-U, 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))~~ GA-U, 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 the 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))~~ GA-U 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)))~~ 388-57-064(7).

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

(11) Have completed an interview with employment and training staff when referred.

NEW SECTION

WAC 388-24-253 EXEMPT INCOME AND RESOURCES. In determining financial need and the amount of assistance in CEAP, the following shall be disregarded as income and resources:

- (1) A home: WAC 388-28-420 shall apply in determining whether real property is used as a home;
- (2) A used and useful vehicle with an equity value not to exceed one thousand five hundred dollars;
- (3) Used and useful household furnishings;
- (4) Used and useful personal effects;
- (5) Tools and equipment used and useful in the person's occupation;
- (6) Livestock, the products of which are consumed by the applicants and his or her dependents;
- (7) Any payment received under the Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970;
- (8) The value of the coupon allotment under the Food Stamp Act of 1977, as amended;
- (9) 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;
- (10) Any compensation provided volunteers in ACTION programs established by Title I of P.L. 93-113, the Domestic Volunteer Service Act;
- (11) 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;
- (12) Payments made under the Community Services Administration's Emergency Energy Conservation Program of 1979; and
- (13) Energy assistance payments.

NEW SECTION

WAC 388-24-254 DETERMINING INCOME FOR CEAP. In determining income for CEAP, the following shall be considered:

- (1) Recurrent income shall be considered available in the month it will be received provided:
  - (a) Income not yet received by the time of application, but expected to start during the month, shall be considered as nonrecurrent; and
  - (b) The last income from a recurring source shall be counted if it is expected to be received on or after the date of application.
- (2) Nonrecurrent income shall be considered available in the month it will be received provided the income is received prior to authorization.

AMENDATORY SECTION (Amending Order 1704, filed 9/25/81)

WAC 388-24-255 CONSOLIDATED EMERGENCY ASSISTANCE PROGRAM (CEAP)—FINANCIAL NEED AND BENEFIT AMOUNTS. ~~((Determination of))~~ In determining financial need and benefit amounts, the following shall be considered:

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

- ~~(a) A home: WAC 388-28-420 shall apply in determining whether real property is used as a home;~~
- ~~(b) A used and useful vehicle with an equity value not to exceed one thousand five hundred dollars;~~
- ~~(c) Used and useful household furnishings;~~
- ~~(d) Used and useful personal effects;~~
- ~~(e) Tools and equipment used and useful in the person's occupation;~~
- ~~(f) Livestock, the products of which are consumed by the applicant and his dependents.~~

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

~~((3) Computation of grant amount, treatment of income and resources:~~

~~(a))~~ ~~(2) Income ((received regularly)), cash on hand (if not already counted as income), and the value of other nonexempt resources at the time of grant authorization shall be deducted from the amount required to meet the emergent need subject to payment maximums ((if the amount of income or cash is less than the applicant's emergent needs for the certification period)).~~

~~(a) If the amount of income, cash on hand ((is)), and nonexempt resources are the same as or ((is)) are greater than the applicant's needs for the certification period, the applicant shall be ineligible.~~

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

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

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

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

~~(4) These rules shall be effective July 1, 1981.))~~

AMENDATORY SECTION (Amending Order 1910, filed 11/18/82)

WAC 388-24-260 CONSOLIDATED EMERGENCY ASSISTANCE PROGRAM—CERTIFICATION PERIOD. CEAP may be authorized for no more than one calendar month in any period of twelve consecutive calendar months.

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

(2) A specified emergent ~~((need(s)))~~ need or needs must exist for the period of eligibility.

(3) CEAP may not be paid to persons who received emergency assistance ~~((under previous emergency assistance programs))~~ from the department within the last twelve months.

**AMENDATORY SECTION** (Amending Order 1910, filed 11/18/82)

WAC 388-24-270 CONSOLIDATED EMERGENCY ASSISTANCE PROGRAM (CEAP)—GRANT STANDARDS. (1) CEAP requirements shall be paid in the amount necessary to meet allowable emergent needs (~~((under the CEAP program, with the issuance of not more than one hundred percent of the payment standard for any month.))~~) not to exceed the following ((are)) payment maximums:

Number in Household	Maximum
1	<del>((288))</del> 304
2	<del>((365))</del> 385
3	<del>((451))</del> 476
4	<del>((531))</del> 561
5	<del>((612))</del> 646
6	<del>((693))</del> 731
7	<del>((802))</del> 847
8 or more	<del>((887))</del> 936
<del>(9</del>	887
<del>10 (or more)</del>	887))

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

	1	2	3	4	5	6	7	8 (or more)				
Food	<del>((150))</del> 190	<del>236</del> 277	<del>320</del> 362	<del>419</del> 463	166	210	260	306	352	400	462	511
Shelter	<del>((159))</del> 202	<del>249</del> 293	<del>338</del> 383	<del>443</del> 491	186	235	291	342	394	447	516	571
Clothing	<del>((21))</del> 26	<del>33</del> 38	<del>44</del> 50	<del>58</del> 64	22	27	34	40	46	52	60	67
Minor Medical	<del>((54))</del> 67	<del>80</del> 100	<del>120</del> 139	<del>157</del> 174	128	162	201	236	272	308	356	394
Utilities	<del>((32))</del> 40	<del>50</del> 59	<del>68</del> 77	<del>88</del> 98	43	55	68	80	92	105	121	134
Household Maint.	<del>((27))</del> 34	<del>42</del> 49	<del>56</del> 64	<del>74</del> 82	54	69	85	100	115	131	151	167

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

**AMENDATORY SECTION** (Amending Order 1877, filed 9/17/82)

WAC 388-29-270 ADDITIONAL REQUIREMENTS FOR EMERGENT SITUATIONS—AFDC. (1) Additional requirements shall be allowed in the following emergent situations (~~((In no instances is the payment under this section to exceed one month's payment standard as set in WAC 388-29-100 for renting, owning, or buying.))~~) in which, for good cause, a recipient does not have adequate funds to:

(a) ~~((To))~~ Secure housing and necessary clothing in the event of a natural disaster such as flood or fire and relief is not available under WAC 388-53-010 et seq.;

(b) Prevent imminent eviction, where a formal notice of eviction or notice to pay or vacate has been received, and only in an amount needed to prevent the eviction or to secure new housing(~~((; but only if the basis of eviction is not a delinquency in payment resulting from a fault of the client))~~);

(c) Correct a sudden malfunction resulting in loss of heat, water, electricity, or cooking facilities and the recipient is legally responsible for the repairs and winterization funds are not available; limited to actual costs of repairs or replacement when there is no other alternative;

(d) Obtain new housing when the premises contains a verifiable material defect jeopardizing the occupant's health and safety and the landlord or owner fails or refuses to correct the defect within the time allowed by law.

(e) ~~((A notice of))~~ Prevent an impending utility shut-off (~~((issued by the company providing the service, and only in the amount needed to prevent))~~) when a notice of impending shutoff(~~((;))~~) has been received or it is otherwise verified by the CSO that the applicant or recipient is without necessary fuel for heating or cooking and only in the amount to meet the emergent need(~~((Assistance is limited to situations where the emergent need occurred due to conditions beyond the control of the recipient))~~);

~~((f))~~ (f) Obtain new housing for needs caused by an abusive spouse. Payments will be limited to:

(i) Established fees paid to shelters especially for abused spouses(~~((;))~~), or

(ii) The amount necessary to obtain new housing.

~~((g))~~ (g) Repair an inoperable vehicle (~~((which is))~~) necessary to continue employment and where public transportation is not available; limited to actual costs of repairs.

(h) Obtain food, when no other resource is available.

(2) ~~((Emergency assistance as defined in WAC 388-24-260, shall be provided to AFDC recipients from another state when it is determined that 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))~~ For the purposes of this section, good cause means the emergent situation did not occur as a result of deliberate neglect by the applicant or recipient. Good cause may be established when the department determines funds ordinarily available to meet need are no longer available because of:

(a) Stolen proceeds from cashed warrants.

(b) Payment for necessities for:

(i) Medical bills;

(ii) Child care in an emergency;

(iii) Avoiding abuse;

(iv) Dental care for alleviation of pain or to obtain employment;

(v) Needs identified in subsections (1)(a) through (h) of this section; provided the actions of the applicant or recipient were reasonable under the circumstances. A recipient will be presumed to have acted reasonably when the amount expended for necessities does not exceed the amount specified in WAC 388-29-112. Other

cases shall be determined on a case-by-case basis. If the amount in WAC 388-29-112 is exceeded, the department will make a judgment regarding reasonability.

(3) In no instance is the payment under this section to exceed one month's payment standard as set in WAC 388-29-100 for renting, owning, or buying.

**WSR 85-20-023**  
**EMERGENCY RULES**  
**DEPARTMENT OF FISHERIES**  
 [Order 85-142—Filed September 23, 1985]

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 this rule conforms Washington state regulations with those of the Pacific Fisheries Management Council for protection of groundfish stocks.

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

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

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

APPROVED AND ADOPTED September 23, 1985.

By Gene DiDonato  
 for William R. Wilkerson  
 Director

NEW SECTION

**WAC 220-44-05000R COASTAL BOTTOM-FISH CATCH LIMITS.** Notwithstanding the provisions of WAC 220-44-050, effective 12:01 a.m. October 1, 1985 until further notice, it is unlawful to possess, transport through the waters of the state, or land in any Washington state port bottomfish taken for commercial purposes from Coastal Marine Fish-Shellfish Management and Catch Reporting Areas 58B, 59A, 59B, 60A, 61, 62, or 63 in excess of the amounts or less than the minimum sizes shown below for the species indicated:

(1) Widow Rockfish (*Sebastes entomelas*) – 3,000 pounds per vessel trip.

(2) Shortbelly rockfish (*Sebastes jordani*) and Idiot Rockfish (*Sebastes spp.*) – no maximum poundage per vessel trip, no minimum size.

(3) Pacific ocean perch (*Sebastes alutus*) – no restriction on landing up to 1,000 pounds per vessel trip.

Landings above 1,000 pounds allowed only if Pacific ocean perch represent 20 percent or less of total weight of fish on board. Under no circumstances may a vessel land more than 5,000 pounds of Pacific ocean perch in any one vessel trip.

(4) All other species of rockfish (*Sebastes spp.*) – 20,000 pounds of all other species combined per vessel trip per calendar week, defined as Sunday through the following Saturday, of which no more than 5,000 pounds may be yellowtail rockfish (*Sebastes flavidus*) except that a fisherman having made a declaration of intent, may make either one landing of no more than 40,000 pounds of all other species combined per vessel trip bi-weekly, defined as Sunday through the second Saturday following of which no more than 10,000 pounds may be yellowtail rockfish or two landings of not more than 10,000 pounds of all other species in any one calendar week of which not more than 3,000 pounds in any one landing may be yellowtail rockfish. The declaration of intent to fish other than once weekly must be mailed or delivered to the Department of Fisheries, 115 General Administration Building, Olympia, WA 98504, and must be postmarked at least seven days prior to the beginning of such fishing. The declaration of intent must contain the name and address of the fisherman, the name and registration number of the vessel, the date on which such fishing for other species of rockfish will commence, and must be signed and dated by the fisherman. The fisherman may return to the one vessel trip per calendar week fishing at the beginning of any month by filing a declaration of intent to stop fishing other than once weekly on other species of rockfish with the department in the above manner. The declaration to stop such fishing for other species of rockfish and begin one vessel trip per calendar week fishing must be made at least seven days prior to the beginning of the month in which the one vessel trip per calendar week fishing will resume. It is unlawful for any vessel to make more than one landing in excess of 3,000 pounds of other rockfish species in any calendar week, if no declaration to land other species of rockfish twice weekly has been made.

(5) Sable fish – minimum size 22 inches in length, unless dressed in which case minimum size 16 inches in length from the anterior insertion of the first dorsal fin to the tip of the tail, except that an incidental catch less than the minimum size of 5,000 pounds is allowed; no vessel trip restrictions.

(6) It is unlawful during unloading or the catch and prior to its being weighed or leaving the unloading facility to intermix with any other species a species or category of bottomfish having a vessel trip limit.

(7) For purposes of this section, a vessel trip is defined as having occurred upon the initiation of transfer of catch from the fishing vessel, and all fish aboard the vessel are considered part of the vessel trip limit at the initiation of transfer of catch.

REPEALER

The following section of the Washington Administrative Code is repealed effective 12:01 a.m. October 1, 1985.

*WAC 220-44-05000Q COASTAL BOTTOMFISH CATCH LIMITS. (85-82)*

APPROVED AND ADOPTED September 20, 1985.  
By Monica Schmidt  
Secretary

**WSR 85-20-024**  
**NOTICE OF PUBLIC MEETINGS**  
**SKAGIT VALLEY COLLEGE**  
[Memorandum—September 20, 1985]

Skagit Valley Colleges student senate meeting times and place for the 1985-86 academic school year are as follows:

The associated student senate meets nine times per quarter; beginning the first Friday of the quarter and ending the last Friday before finals week. The meetings will be held Fridays at 2:00 p.m. in room L-25 on the SVC main campus. One meeting per quarter will be held on the Whidbey campus of SVC at the same day and time. The room is to be determined at a later date. Said meeting will be announced two meetings in advance.

**WSR 85-20-025**  
**EMERGENCY RULES**  
**STATE BOARD OF EDUCATION**  
[Order 18-85—Filed September 24, 1985]

Be it resolved by the State Board of Education, acting at Campbell's Lodge, Chelan, Washington, that it does adopt the annexed rules relating to:

- |     |                |  |
|-----|----------------|--|
| New | WAC 180-25-991 | Second temporary moratorium on study and survey actions. |
| Rep | WAC 180-25-990 | Temporary moratorium on study and survey actions.        |

We, the State Board of Education, 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 State Board of Education finds that the existing shortfall in common school construction funds necessitates a continuation of the reexamination of existing State Board of Education rules in order to assure that the needs of the common school system and existing resources are properly balanced and, accordingly, an expansion of the preexisting moratorium upon capital project approval actions.

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

This rule is promulgated pursuant to RCW 28A.47-.830 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.

NEW SECTION

*WAC 180-25-991 SECOND TEMPORARY MORATORIUM ON STUDY AND SURVEY ACTIONS. Notwithstanding WAC 180-25-040, 180-29-025, or any other rule of the state board of education to the contrary, the state board of education shall not take action on any further study and survey projects with the exception of state board of education modernization projects approved as of September 20, 1985 and hereby ratified. Such moratorium shall extend for ninety calendar days unless rescinded by the state board of education at its November 21-22, 1985 meeting.*

REPEALER

*The following section of the Washington Administrative Code is repealed:*

*WAC 180-25-990 TEMPORARY MORATORIUM ON STUDY AND SURVEY ACTIONS.*

**WSR 85-20-026**  
**ADOPTED RULES**  
**STATE BOARD OF EDUCATION**  
[Order 19-85—Filed September 24, 1985]

Be it resolved by the State Board of Education, acting at Campbell's Lodge, Chelan, Washington, that it does adopt the annexed rules relating to Physical education—Grade school and high school requirement, WAC 180-50-135.

This action is taken pursuant to Notice No. WSR 85-16-036 filed with the code reviser on July 31, 1985. 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 (6) and (8) and 28A.05.060 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 September 20, 1985.  
By Monica Schmidt  
Secretary

AMENDATORY SECTION (Amending Order 12-84, filed 10/4/84)

**WAC 180-50-135 PHYSICAL EDUCATION—GRADE SCHOOL AND HIGH SCHOOL REQUIREMENT.** (1) Grades 1-8. An average of at least twenty instructional minutes per day per year in physical education shall be required of all pupils in the common

schools in the grade school (grades 1-8) program unless waived pursuant to RCW 28A.05.030.

(2) Grades 9-12. A one year course—i.e., 180 (50 minute) hours of instruction—or its equivalent shall be offered in physical education for each grade (grades 9-12) in the high school program. Pursuant to RCW 28A-.05.040 and 28A.05.060, ~~((six))~~ two credits in physical education also shall be required for high school graduation unless waived pursuant to RCW 28A.05.040.

**WSR 85-20-027**  
**ADOPTED RULES**  
**DEPARTMENT OF PERSONNEL**  
**(Personnel Board)**  
 [Order 233—Filed September 24, 1985]

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:

- Amd WAC 356-05-465 Veteran.
- New WAC 356-15-095 Flexible time schedules.
- Amd WAC 356-18-030 Holidays—Rules—Regulations governing.

This action is taken pursuant to Notice No. WSR 85-16-109 filed with the code reviser on August 7, 1985. 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 which directs that the State Personnel Board has authority to implement the provisions of SHB 1195.

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 September 12, 1985.  
 By Leonard Nord  
 Secretary

AMENDATORY SECTION (Amending Order 209, filed 8/10/84)

WAC 356-05-465 VETERAN. For the purpose of determining seniority, as defined in WAC 356-05-390, for granting preference during layoffs and subsequent reemployment, any person who has one or more years of active military service in any branch of the armed forces of the United States or who has less than one year's service and is discharged with a disability incurred in the line of duty or is discharged at the convenience of the government and who, upon termination of such service, has received an honorable discharge, a discharge for physical reasons with an honorable record, or a release from active military service with evidence of service other than that for which an undesirable, bad conduct, or dishonorable discharge is given: PROVIDED, That ((the person has not voluntarily retired with 20 or more years of active military service and has military retirement pay

in excess of \$500 per month)) for the purposes of this section "veteran" does not include any person who has:

- (1) Voluntarily retired with twenty or more years of active military service; and
- (2) Whose military retirement pay is in excess of five hundred dollars per month.

NEW SECTION

WAC 356-15-095 FLEXIBLE TIME SCHEDULES. Each agency shall develop one or more flex-time schedules, all of which contain required fixed core hours of work, and each of which requires regular starting and quitting times other than 8 a.m. to 5 p.m., subject to the following conditions:

- (1) No such schedules need be established if the agency head determines that such schedules would impede service to the public or impede the agency in accomplishing its mission.
- (2) The agency may assign or reassign any employee or group of employees to any such schedule, subject to provisions of WAC 356-15-090.
- (3) Employees may request assignment to flex-time schedules and the employing agency may grant or deny such assignment.
- (4) Flex-time schedules affecting employees in a certified bargaining unit must be negotiated with the exclusive representative.

AMENDATORY SECTION (Amending Order 117, filed 3/9/78)

WAC 356-18-030 HOLIDAYS—RULES—REGULATIONS GOVERNING. (1) The holidays cited in WAC 356-18-020 except Sundays are paid non-working days for eligible employees.

- (2) When operational necessity requires that employees work on a holiday except Sundays, they shall be compensated in accordance with the applicable provisions of the compensation plan appendix and chapter 356-15 WAC.
- (3) For full-time employees on a Monday through Friday work schedule:
  - (a) Whenever any legal holiday falls on a Saturday, the preceding Friday shall be the holiday. Whenever any legal holiday, other than a Sunday, falls on a Sunday, the following Monday shall be the holiday.
  - (4) For full-time employees ~~((working at least thirty=two hours per week but))~~ not on a Monday through Friday work schedule:
    - (a) When a holiday (other than Sunday) as identified in WAC 356-18-020(1) falls on the employee's scheduled work day, that day will be considered the holiday.
    - (b) When a holiday (other than Sunday) as identified in WAC 356-18-020(1) falls on the employee's scheduled day off, ~~((agency heads))~~ agencies shall, with respect to each individual employee, treat either the last preceding or the next following work day as the holiday.
    - (5) ~~((Temporary employees shall be given compensatory time or compensated for holidays in the same manner as permanent employees.~~
    - ~~((6))~~ Part-time employees who were on the payroll ~~((for))~~ before and after the holiday and for a period of

at least (~~ten working~~) twelve calendar days during the month (but not including the holiday) (~~and on their regularly scheduled work day immediately preceding the holiday and their regularly scheduled work day immediately following the holiday~~) will be (~~given compensatory time~~) compensated in cash, compensatory time, or exchange time for the holiday in a proportionate amount of time actually worked during the month to that required for full-time employment.

**WSR 85-20-028**  
EMERGENCY RULES  
DEPARTMENT OF PERSONNEL  
(Personnel Board)

[Order 234—Filed September 24, 1985]

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:

- Amd WAC 356-06-020 Exemptions—Exceptions.  
Amd WAC 356-06-055 Exempt—Classified service—Movement between.  
Amd WAC 356-49-040 Inter-system movement between Higher Education Personnel Board/State Personnel Board jurisdiction.

We, the State Personnel Board, find that an emergency exists and that this order is necessary for the preservation of the public health, safety, or general welfare and that observance of the requirements of notice and opportunity to present views on the proposed action would be contrary to public interest. A statement of the facts constituting the emergency is these rules are in need of revision to clarify their intent; as these rules are referred to quite frequently, we feel a need to implement the clarifying changes as soon as possible.

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

This rule is promulgated pursuant to RCW 41.06.150 and is intended to administratively implement that statute.

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

APPROVED AND ADOPTED September 12, 1985.

By Leonard Nord  
Secretary

**AMENDATORY SECTION** (Amending Order 209, filed 8/10/84)

**WAC 356-06-020 EXEMPTIONS—EXCEPTIONS.** With the exceptions noted in subsection (20) of this section the provisions of these rules do not apply to:

(1) Members of the legislature or to any employee of, or position in, the legislative branch of the state government including members, officers and employees of the legislative council, legislative budget committee, statute

law committee, and any interim committee of the legislature.

(2) Judges of the supreme court, of the superior courts or of the inferior courts or to any employee of, or position in the judicial branch of, state government.

(3) Officers, academic personnel and employees of state institutions of higher education, the state board for community college education, and the higher education personnel board.

(4) Employees of the state printing office.

(5) The officers of the Washington state patrol.

(6) Elective officers of the state.

(7) The chief executive officer of each agency.

(8) In the departments of employment security and fisheries, the director and the director's confidential secretary.

(9) In the department of social and health services, the secretary, the secretary's executive assistant, if any, not to exceed six assistant secretaries, thirteen division directors, six regional directors and one confidential secretary for each of the above named officers; not to exceed six bureau directors and all superintendents of institutions of which the average daily population equals or exceeds one hundred residents: PROVIDED, That each such confidential secretary must meet the minimum qualifications for the class of secretary 2 as determined by the state personnel board.

(10) In all departments except those mentioned in subsection (8) above, the executive head of which is appointed by the governor, the director, the director's confidential secretary, and the statutory assistant directors.

(11) In the case of a multimember board, commission or committee, whether the members thereof are elected, appointed by the governor or other authority, serve ex officio, or otherwise chosen.

(a) All members of such boards, commissions or committees.

(b) If the members of the board, commission or committee serve on a part-time basis and there is a statutory executive officer:

(i) The secretary of the board, commission or committee.

(ii) The chief executive officer of the board, commission or committee.

(iii) The confidential secretary of the chief executive officer of the board, commission or committee.

(c) If the members of the board, commission or committee serve on a full-time basis:

(i) The chief executive officer or administrative officer as designated by the board, commission or committee.

(ii) The confidential secretary to the chairman of the board, commission or committee.

(d) If all members of the board, commission or committee serve ex officio:

(i) The chief executive officer.

(ii) The confidential secretary of such chief executive officer.

(12) The confidential secretaries and administrative assistants in the immediate offices of the elective officers of the state.

(13) Assistant attorneys general.

(14) Commissioned and enlisted personnel in the military service of the state.

(15) Resident, student, part-time or temporary employees, and part-time professional consultants as defined by the state personnel board to include:

(a) State and local officials serving ex officio and performing incidental administrative duties in the programs of the agency.

(b) Part-time local health officers.

(c) Persons employed on a part-time, or temporary basis for medical, nursing or other professional service and who are not engaged in the performance of administrative duties.

(d) Part-time or temporary employees who are enrolled as full-time students in recognized educational institutions and whose employment is largely to provide training opportunity, and all temporary employees not in federal grant-in-aid programs.

(e) Patient and resident help in the covered institutions.

(f) Skilled and unskilled labor employed temporarily on force account; construction and maintenance projects; or employed on temporary seasonal single phases of agricultural production or harvesting; or as determined by the director of personnel to be equivalent.

(g) Washington state patrol trooper cadets in training for commissioning as troopers in the Washington state patrol.

(16) All officers and employees in those commissions made exempt by legislative action, namely:

- (a) Washington state fruit commission.
- (b) Washington state apple commission.
- (c) Washington state dairy products commission.
- (d) Washington state wheat commission.
- (e) Officers and employees of any commission formed under the provisions of chapter 15.66 RCW.

(f) Agricultural commissions formed under the provisions of chapter 15.65 RCW.

(17) Liquor vendors appointed by the Washington state liquor control board pursuant to RCW 66.08.050: **PROVIDED, HOWEVER,** That rules and regulations adopted by the state personnel board pursuant to RCW 41.06.150 regarding the basis for, and procedures to be followed for, the dismissal, suspension or demotion of an employee, and appeals therefrom shall be fully applicable to liquor vendors except those part-time agency vendors employed by the liquor control board, when, in addition to the sale of liquor for the state, they sell goods, wares, merchandise or services as a self-sustaining private retail business.

(18) Executive assistants, for personnel administration and labor relations in all state agencies employing such executive assistants including but not limited to all departments, offices, commissions, committees, boards, or other bodies subject to the provisions of this chapter and this subsection shall prevail over any provision of law inconsistent herewith unless specific exception is made in such law.

(19) In addition to the exemptions specifically provided by this chapter, the state personnel board may provide for further exemptions pursuant to the following

procedures. The governor or other appropriate elected official may submit requests for exemption to the personnel board stating the reasons for requesting such exemptions. The personnel board shall hold a public hearing after proper notice, on requests submitted pursuant to this subsection. If the personnel board determines that the position for which exempting is requested is one involving substantial responsibility for the formulation of basic agency or executive policy or one involving directing and controlling program operations of an agency or a major administrative division thereof, the personnel board shall grant the request and such determination shall be final. The total number of additional exemptions permitted under this subsection shall not exceed one hundred ~~((seventy-five))~~ eighty-seven for those agencies not directly under the authority of any elected public official other than the governor, and shall not exceed a total of twenty-five for all agencies under the authority of elected public officials other than the governor. The state personnel board shall report to each regular session of the legislature all exemptions granted pursuant to the provisions of this subsection, together with the reasons for such exemptions.

~~((Any person holding a classified position subject to the provisions of this chapter shall, when and if such position is subsequently exempted from the application of this chapter, be afforded the following rights:~~

~~If such person previously held permanent status in another classified position, such person shall have a right of reversion to the highest class of position previously held, or to a position of similar nature and salary.))~~

(20) While other provisions of these rules do not apply, the personnel board shall determine salaries and fringe benefits of incumbents in all exempt positions in agencies with positions under the jurisdiction of the personnel board, other than positions listed under subsections (5) through (8), (11)(a) and (b), and (12) through (17) of this section. In addition, the provisions of WAC 356-14-125 and 356-30-302 shall apply to exempt management employees whose salaries and fringe benefits are determined by the personnel board.

**AMENDATORY SECTION** (Amending Order 204, filed 5/23/84, effective 9/1/84)

**WAC 356-06-055 EXEMPT—CLASSIFIED SERVICE—MOVEMENT BETWEEN.** (1) Any classified employee having civil service status in a classified position who accepts an appointment in an exempt position shall have the right to return to the highest class of position in which the employee previously held permanent status, or to a position of similar nature and salary, within four years from the date of appointment to the exempt position. However, (a) upon the prior request of the appointing authority of the exempt position, the personnel board may approve one extension of no more than four years; and (b) if an appointment was accepted prior to July 10, 1982, then the four-year period shall begin as of that date. Such employee must apply to return to classified service within 30 calendar days of:

(i) Termination of employment in such exempt position, or

(ii) Termination of employment in any other exempt position in which the employee subsequently served provided there was no break in his/her service with the state of more than 30 calendar days.

(2) ~~((Any classified employee who holds a position in the classified service which is subsequently exempted and who previously held permanent status in another classified position shall have a right to return to the highest classified position in which the employee previously held permanent status or to a similar position. Such employee must apply to return to classified service within 30 calendar days of:~~

~~(a) Termination of employment in such exempt position, or~~

~~(b) Termination of employment in any other exempt position in which the employee subsequently served provided there was no break in his/her service with the state of more than 30 calendar days.))~~ When a classified employee holds a position in the classified service which is exempted, the following provisions shall apply at the time of the exemption:

(a) If the employee is appointed to the exempted position or to another exempt position, the employee shall have the right to return to the classified service as specified in subsection (1) of this section.

(b) If the employee is not appointed to the exempted position or to another exempt position but has previously held permanent status in another classified position, the employee shall have the right to return to the highest class of position previously held, or to a position of similar nature and salary.

(3) Employees exercising return rights within the time specified, as provided in ~~((WAC 356-06-055))~~ subsection (1) of this section, shall return:

(a) At the time of separation or application, whichever is later.

(b) To a salary not less than the salary they left, adjusted according to salary changes made in the interim.

(c) With the same status they last held at the time they left the classified service.

(d) With their seniority credited with the full time of their absence from the classified service and with no break in service.

(4) ~~((An employee's continuation in a position that has been exempted shall constitute the acceptance of an exempt appointment. The employee who accepts an appointment in this manner shall have the right of return as specified in subsection (1) of this section.~~

~~(5))~~ Present or past employees of the exempt service who have not previously left the classified service specifically to take an exempt position shall not be entitled to move back into the classified service under the provisions of this section or WAC 356-30-330.

~~((6) Classified employees under the jurisdiction of the higher education personnel board who are otherwise exempt from the right by WAC 356-06-020, and have been or are going to be separated because of reduction in force action shall be certified to any vacant classified positions under the jurisdiction of the state personnel board provided:~~

~~(a) The employees are qualified as determined by the director of personnel, or designee, and~~

~~(b) No other employees under the jurisdiction of the state personnel board are eligible to be certified from the reduction in force registers, or transferred, or promoted into vacancies, and~~

~~(c) The employees have greater seniority than other such qualified employees under the jurisdiction of the higher education personnel board involved in reduction in force action, and~~

~~(d) The employees are being offered the opportunity according to the department of personnel procedure established for that purpose.~~

~~(7))~~ (5) Employees may replace incumbents currently in the positions to which they are returning. The replaced incumbents are entitled to the rights and options of the reduction in force procedures of their agency.

Employees in the classified service whose positions have been exempted from the civil service law in accordance with RCW 41.06.070 ~~((21))~~ (24) or ~~((22))~~ (26) and have not previously held other classified positions may return to the classified service in any vacant positions in their respective departments provided the employees:

(a) Meet the minimum qualifications;

(b) Have greater seniority than other employees who would be offered the vacancy(ies) as a reduction in force option or certifications from the reduction in force register.

~~((8) Permanent classified employees of the higher education personnel board may promote, transfer, or voluntarily demote to positions under the jurisdiction of the state personnel board as provided in chapter 356-49 WAC and other applicable merit system rules.))~~

AMENDATORY SECTION (Amending Order 204, filed 5/23/84, effective 9/1/84)

WAC 356-49-040 INTER-SYSTEM MOVEMENT BETWEEN HIGHER EDUCATION PERSONNEL BOARD/STATE PERSONNEL BOARD JURISDICTION. (1) Permanent classified employees desiring to promote, transfer, or voluntarily demote to state personnel board classified positions must:

(a) Submit a Washington state application for employment in accordance with a current examination announcement.

(b) Successfully complete the designated examination.

(c) Have their name placed on the appropriate register as provided in WAC 356-26-070.

(d) Be certified to vacancy(ies) as provided in WAC 356-26-070.

(e) Serve a trial service period of six months. If the trial service period is not satisfactorily completed, the employee shall be placed on the appropriate eligible list as provided by the higher education personnel board rules (Title 251 WAC).

(2) Permanent classified employees desiring to promote, transfer, or voluntarily demote to state personnel board classified positions will:

(a) Be unable to bump if laid off during such trial service period even though layoff seniority will move with employees to the new position.

(b) Bring their accumulated vacation leave, sick leave and seniority with them; however, continued accumulation will be governed by the appropriate merit system rules.

(c) Retain their former periodic increment date except upon promotion as provided by WAC 356-14-120.

(3) Classified employees under the jurisdiction of the higher education personnel board who have been or are going to be separated because of reduction in force action shall be certified to any vacant classified positions under the jurisdiction of the state personnel board, provided:

(a) The employees are qualified as determined by the director of personnel, or designee, and

(b) No other employees under the jurisdiction of the state personnel board are eligible to be certified from the reduction in force registers, or transferred, or promoted into vacancies; and

(c) The employees have greater seniority than other such qualified employees under the jurisdiction of the higher education personnel board involved in reduction in force action; and

(d) The employees are being offered the opportunity according to the department of personnel procedure established for that purpose.

#### WSR 85-20-029

##### EMERGENCY RULES

#### DEPARTMENT OF PERSONNEL (Personnel Board)

[Order 235—Filed September 24, 1985]

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:

Amd WAC 356-15-050 Holiday compensation.

Amd WAC 356-26-060 Certifications—General methods.

We, the State Personnel Board, find that an emergency exists and that this order is necessary for the preservation of the public health, safety, or general welfare and that observance of the requirements of notice and opportunity to present views on the proposed action would be contrary to public interest. A statement of the facts constituting the emergency is the proposed revisions have added changes that were not included in the first notice of intention filed. Therefore, we find it necessary to file a new notice of intention form with revised rule purpose statements to include added changes before permanent adoption.

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

This rule is promulgated pursuant to RCW 41.06.150 and is intended to administratively implement that statute.

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

Register Act (chapter 34.08 RCW) in the adoption of these rules.

APPROVED AND ADOPTED September 12, 1985.

By Leonard Nord  
Secretary

#### AMENDATORY SECTION (Amending Order 121, filed 6/12/78)

WAC 356-15-050 HOLIDAY COMPENSATION. (1) All full-time employees shall be compensated for the days that are designated as holidays, except Sundays, as listed in WAC 356-18-020 and 356-18-030 (2), (3) and (4) at a straight-time rate even though they do not work. In addition:

(a) Scheduled and nonscheduled work period employees shall be compensated for the hours actually worked on a holiday at a time-and-one-half rate.

(b) Exception work period employees, while not normally compensated additionally for work performed on a holiday, may be compensated for the hours actually worked on a holiday at a rate not to exceed time-and-one-half, when their appointing authority deems it appropriate.

(2) Compensation for hours actually worked shall be in ~~((either))~~ cash ~~((or))~~, compensatory time, or exchange time as indicated in WAC 356-15-030 (4) and (5).

(3) Part-time employees shall be compensated for holidays in accordance with WAC 356-18-030(5).

#### AMENDATORY SECTION (Amending Order 175, filed 9/22/82)

WAC 356-26-060 CERTIFICATION—GENERAL METHODS. Upon receipt of a request for certification, the director of personnel shall normally certify to the appointing authority a list of names equal in number to four more than there are vacancies to be filled from the ranked registers except:

~~(1) ((When there are names to be certified from the agency reduction in force register and/or the service-wide reduction in force register and when the number of names is less than equal to four more names than there are vacancies to be filled, the director of personnel shall initially certify only the reduction in force register's names. The appointing authority may request additional names in ranked register order to satisfy the statutory maximum allowed provided the appointing authority has first indicated, in writing, to the director of personnel and the certified candidates why additional names are being requested.)) One name will constitute a complete certification when referrals are made from the agency reduction-in-force register, the service-wide reduction-in-force register, or the dual agency reversion register. When an appointing authority requests a selective certification for specialized qualifications, the eligible candidate must meet the selective criteria in order to be referred to the position, provided:~~

~~(a) The criteria were approved when the position was established, reallocated, or last filled; or~~

(b) The specialized qualifications were previously required for a classification that was later merged with other classifications that did not require them, or

(c) It has been determined that the position involves new duties that would warrant future selective certification. Such selective criteria shall not be applied for certification purposes until six months after the department of personnel approves the selective criteria for the position.

(d) In the case of (a), (b), or (c) of this subsection, the director of personnel or designee must determine that the specialized qualifications are still required for successful job performance and cannot be learned within a reasonable length of time.

(2) Where all names are certified exclusively from an open competitive register, the director of personnel may certify in ranked order up to all of the names from the open competitive register: **PROVIDED**, That the appointing authority shall select from those eligibles available from the highest ranking names which constitute five names per vacancy to be filled.

(3) When more than one candidate has the same examination rating and when necessary to limit the number of names to four more than the number of vacancies, ties shall be broken by lot upon each instance of certification.

(4) An unranked register may be used to complete a certification. In such cases, all names appearing on that register shall be certified. Subsequent unranked registers shall not be used until the certification is again incomplete.

(5) The director of personnel, upon request and after consultation with the employing department and employee representatives, may declare positions, groups of positions or classes of positions as training positions. Such positions may be filled from the next lower level register in the class series as designated by the director of personnel with employees being automatically advanced after completion of one year's service in the lower level class.

(6) When the vacancy to be filled is identified as part of an agency's affirmative action goals as established by their approved affirmative action plan, the director of personnel may, except where there are employees on the reduction in force register, refer up to three additional names per vacancy of individuals who are on existing registers and who are members of the protected groups under Title VII of the 1964 Civil Rights Act and chapter 49.60 RCW, state law against discrimination, or for federal contract compliance purposes, veterans and disabled veterans as defined in the Vietnam Era Veteran's Readjustment Act of 1974, Title 41, CFR, Chapter 60, Part 60-250, "Affirmative Action Obligations of Contractors and Subcontractors for Disabled Veterans and Veterans of the Vietnam Era." This action may be taken when necessary to comply with the best standards of personnel administration as contemplated by chapter 41.06 RCW.

Agencies shall request from the department of personnel a determination prior to the utilization of this rule as to whether there are members of the protected

groups on existing registers. If there are no such members on the registers, active recruitment will be initiated.

(7) The director of personnel or designee may refer, for the following classes, a sufficient number of names to assure that requesting agencies have not less than five names available to fill the position:

Messenger clerk  
 Receptionist  
 Clerk 1  
 Clerk 2  
 Clerk-Steno 1 visually handicapped  
 Clerk-Steno 2 visually handicapped  
 Clerk-Typist 1  
 Clerk-Typist 2  
 Dictating machine transcriber  
 Word processing operator 1  
 Word processing operator 2  
 Clerk-Steno 1  
 Clerk-Steno 2  
 PBX operator  
 Data entry operator 1  
 Data entry operator 2

If such certification contains five or more available promotional candidates, agencies shall appoint from the promotional candidates.

(8) Permanent employees certified from a ranked register for consideration of appointment shall be notified by the agency at the time of the referral. Upon appointment the agency shall advise those employees certified but not appointed of the action taken.

**WSR 85-20-030**  
**ADOPTED RULES**  
**DEPARTMENT OF**  
**SOCIAL AND HEALTH SERVICES**  
**(Public Assistance)**

[Order 2286—Filed September 24, 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 food stamps, amending chapter 388-54 WAC.

This action is taken pursuant to Notice No. WSR 85-16-042 filed with the code reviser on July 31, 1985. 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 74.04.510 and is intended to administratively implement that statute.

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

APPROVED AND ADOPTED September 23, 1985.

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

AMENDATORY SECTION (Amending Order 2078, filed 2/28/84)

WAC 388-54-601 DEFINITIONS. ~~((1) Food stamp monthly reporting (FSMR) – The eligibility requirement for food stamp recipients to submit a monthly report of household circumstances.~~

~~(2) Compliance date – The last day in the process month that the community services office (CSO) will process monthly status reports.~~

~~(3) Food stamp monthly reporting cycle – The three-month cycle consisting of the report month, process month, and the payment month.~~

~~(a) Report month – The first month of the FSMR cycle. The month for which the recipient reports his or her circumstances.~~

~~(b) Process month – The second month of the FSMR cycle. The month in which the MSR is to be returned by the client to the CSO.~~

~~(c) Payment month – The third month of the FSMR cycle. The month in which the food stamp allotment is affected by information reported on the monthly status report for the report month.~~

~~(4) Prospective budgeting – The computation of a household's income based on income which has been received or anticipated income the household and the department are reasonably certain will be received during the month of issuance.~~

~~(5) Prospective eligibility – The determination of eligibility based on prospective budgeting rules and other household circumstances anticipated during the month of issuance.~~

~~(6) Retrospective budgeting – The computation of a household's income for a payment month based on actual income which existed in the corresponding report month of the FSMR cycle.~~

~~(7) Retrospective eligibility – The determination of eligibility based on retrospective budgeting rules and other circumstances existing in the budget month.~~

~~(8) Beginning months – The month the household applies for food stamps and the month thereafter. An initial beginning month cannot follow a month in which a household was certified eligible to receive coupons.) (1) Beginning months – The first month the household is eligible for food stamp benefits and the month thereafter. The first beginning month cannot follow a month in which a household was certified eligible to receive coupons. This includes households who are found eligible but do not receive benefits due to proration.~~

~~(2) Compliance date – The last day in the process month that the community services office (CSO) will process monthly status reports.~~

~~(3) Food stamp monthly budgeting cycle – The three-month cycle consisting of the report month, process month, and the payment month.~~

~~(4) Food stamp monthly reporting – The eligibility requirement for food stamp recipients to submit a monthly report of household circumstances as specified in WAC 388-54-768(1).~~

~~(5) Payment month – The third month of the budgeting cycle. The month in which the food stamp allotment~~

is affected by information reported on the monthly status report for the report month.

(6) Process month – The second month of the budgeting cycle. The month in which the monthly status report is to be returned by the client to the CSO.

(7) Prospective budgeting – The computation of a household's income based on income which has been received or anticipated income the household and the department are reasonably certain will be received during the month of issuance.

(8) Prospective eligibility – The determination of eligibility based on prospective budgeting rules and other household circumstances anticipated during the month of issuance.

(9) Report month – The first month of the budgeting cycle. The month for which the recipient reports his or her circumstances.

(10) Retrospective budgeting – The computation of a household's income for a payment month based on actual income which existed in the corresponding report month of the budgeting cycle.

(11) Retrospective eligibility – The determination of eligibility based on retrospective budgeting rules and other circumstances existing in the report month.

AMENDATORY SECTION (Amending Order 2041, filed 10/20/83)

WAC 388-54-630 APPLICATION AND PARTICIPATION—VERIFICATION. (1) Sources of verification shall be:

(a) Documentary evidence. Documentary evidence consists of a written confirmation of a household's circumstances and shall be the primary source of verification. Whenever documentary evidence cannot be obtained, the department shall use alternate sources of verifications, such as collateral contacts or home visits.

(b) Collateral contacts. A collateral contact is a verbal contact confirmation of a household's circumstances by a person outside the household. A collateral contact is the secondary source of verification (except for household size and citizenship).

(c) Home visits. Home visits shall be scheduled in advance with the household. See WAC 388-54-620(4).

(2) The household has primary responsibility for providing documentary evidence. If it would be difficult or impossible for the household to obtain the documentary evidence in a timely manner, the department shall offer assistance in obtaining this evidence. Designation of a collateral contact is the responsibility of the household; however, the CSO may designate a collateral contact if collateral contact designated by the client is not acceptable.

(3) Mandatory verifications shall include:

(a) Identity of the person making the application. When an authorized representative applies for a household, the identity of the authorized representative and the head of household shall be verified.

(b) Residency; except in unusual cases where verification of residency cannot reasonably be accomplished.

(c) Social Security number (SSN) reported for each household member. If verification of an issued SSN is not completed ~~((only the individual whose SSN is not~~

~~verified shall be disqualified if he or she is unable to show "good cause" for failure to acquire the SSN (see WAC 388-54-687)) at initial certification it shall be completed at the time of or prior to the next recertification.~~

(d) Resources.

(e) Loans.

(f) Gross nonexempt income. Gross nonexempt income shall be verified for all households prior to certification (except expedited service households).

(g) Continuing shelter expenses, other than utilities, if allowing the expense could potentially result in a deduction. Verification will be on a one-time basis unless the household has moved, reported an increase in cost which would affect the level of the deduction, or unless questionable.

(h) Utility expenses.

(i) If the household is entitled to the utility standard, heating and/or cooling costs shall be verified on a one-time basis unless the household has moved, changed its utilities, or the information is questionable.

(ii) If the household wishes to claim actual utility expenses ((~~in excess of the utility standard and the expense would actually result in a deduction, excess~~)) these utility costs shall be verified.

(i) Medical care costs. Verify medical expenses that will result in a deduction including the amount of reimbursement. If reimbursement cannot be verified, certify without allowing the expense except in prospective budgeting as in WAC 388-54-745(8).

(j) Dependent care cost. Verify actual costs of care of a child or other dependent when necessary for a household member to seek, accept, or continue employment or training except in prospective budgeting as in WAC 388-54-745(8).

(k) Household size. Verify the number of individuals within a food stamp household who reside in a domicile.

(l) Household composition. Verify the number of people who customarily purchase and prepare meals together.

(4) Verification of questionable information. Verify all other factors of eligibility prior to certification if the factors are questionable and affect a household's eligibility or benefit level. Questionable factors shall include but not be limited to:

(a) Citizenship. When a household's statement that one or more of its members are U.S. citizens is questionable, the household shall be asked to provide verification.

(b) Alien status. When a household identifies that a member is not a citizen, verification of alien status is required.

(i) The alien not providing documentation of status shall be ineligible.

(ii) The household is responsible for providing documentation of alien status. The department shall not contact INS to obtain information about the alien's correct status without the alien's written consent.

(iii) The household shall be given the option of withdrawing the application or participating without the alien member.

(iv) The income and resources of the ineligible alien shall be treated in the same manner as a disqualified individual as found in WAC 388-54-830.

(5) Verification at reapplication. At reapplication, a change in income or source of income, medical expenses, or actual utility expenses claimed in an amount over twenty-five dollars must be verified.

(a) All other changes may be reverified at recertification.

(b) Verifications shall be subject to the same verification procedures as apply during initial verification.

(6) For cases subject to food stamp monthly reporting, the department shall verify on a monthly basis:

(a) Gross nonexempt income;

(b) Utility expenses (~~which exceed the standard~~) unless the standard utility allowance is used;

(c) (~~All other questionable information~~) Medical expenses per WAC 388-54-740(6);

(d) Alien status, Social Security number, residency, and citizenship if changed;

(e) All other questionable information.

AMENDATORY SECTION (Amending Order 1956, filed 4/6/83)

WAC 388-54-665 HOUSEHOLD DETERMINATION. (1) The following individuals or groups of individuals may make up a household provided such individuals or groups are not residents of an institution or residents of a commercial boarding house:

(a) An individual living alone.

(b) An individual living with others, but customarily purchasing food and preparing meals for home consumption separate and apart from the others.

(c) A group of individuals living together but customarily purchasing food and preparing meals together for home consumption.

(d) An individual, age sixty or older, and his or her spouse not able to prepare his or her own meals because he or she suffers from a disability considered permanent under the Social Security Act or some other permanent physical or mental nondisease-related disability even though the elderly individual may be living with others. The income of other household members cannot exceed one hundred sixty-five percent of poverty level.

(2) Separate household status shall not be granted to the following:

(a) Children under eighteen years of age under the parental control of a member of the household;

(b) Parents living with their natural, adoptive or stepchildren or such children living with parents unless at least one parent is elderly or disabled. Elderly or disabled is defined as:

(i) An individual sixty years of age or older; or

(ii) An individual receiving Supplemental Security Income benefits under Title XVI of the Social Security Act or disability or blindness payments under Titles I, II, XIV or XVI of the Social Security Act; or

(iii) A veteran with a service-connected disability rated or paid as total under Title 38 of the U.S.C. or is considered in need of regular aid and attendance or permanently housebound under such title of the code; or

(iv) A surviving spouse of a veteran and considered in need of aid and attendance or permanently housebound or a surviving child of a veteran and considered to be permanently incapable of self-support under Title 38 of the U.S.C.; or

(v) A surviving spouse or child of a veteran and entitled to compensation for a service-connected death or pension benefits for a nonservice-connected death under Title 38 of the U.S.C. and has a disability considered permanent under Section 221(i) of the Social Security Act.

(c) A spouse of a member of the household. Spouse refers to either of two individuals:

(i) Defined as married to each other under applicable state law; or

(ii) Living together and holding themselves out to the community as husband and wife by representing themselves as such to relatives, friends, neighbors or trades people.

(d) Siblings (defined as natural, adopted, half or step-brothers and stepsisters) unless at least one sibling is elderly or disabled.

(e) A boarder as defined in WAC 388-54-665(4).

(3) The following individuals residing with a household shall not be considered household members in determining eligibility or allotment and are termed nonhousehold members. Nonhousehold members may, if otherwise eligible, qualify as separate households:

(a) Roomers. Individuals to whom a household furnishes lodging, but not meals, for compensation.

(b) Live-in attendants. Individuals residing with a household to provide medical, housekeeping, child care or other similar personal services.

~~(c) ((Ineligible aliens. Individuals not meeting the citizenship or eligible alien status. Ineligible aliens are treated as disqualified individuals.~~

~~((d)) Students enrolled in an institution of higher education who are ((eligible)) ineligible because of not meeting the requirements of WAC 388-54-670.~~

~~((e) Disqualified individuals. Individuals disqualified for fraud or failure to provide required Social Security numbers without good cause.~~

~~((f)) (d) Other individuals sharing living quarters with the household but do not customarily purchase food and prepare meals with the household.~~

(4) The following individuals residing with a household shall not be considered household members in determining eligibility or allotment levels and are termed excluded household members. Income and resources of excluded individuals are considered as in WAC 388-54-83050.

(a) Persons disqualified for intentional program violation;

(b) Persons sanctioned as part of a disqualified workfare household;

(c) Persons who are ineligible aliens;

(d) Persons who are disqualified for failure to secure or provide a Social Security number.

(5) Boarders are not eligible to participate in the program unless the household providing the board requests the boarder be included in the food stamp household. A boarder is defined as an individual residing with the

household and paying reasonable compensation to the household for lodging and meals. If an applicant household identifies any individual in the household as a boarder, the following provisions apply:

(a) Boarder status shall not be extended to the spouse of a member of a food stamp household, children under eighteen under parental control of a member of the household, children living with parents or parents living with children, unless at least one parent is sixty years of age or older.

(b) Boarder status shall not be extended to persons paying less than a reasonable monthly payment for meals. Boarders whose board arrangement is for more than two meals per day shall pay an amount equaling or exceeding the thrifty food plan for the appropriate size of the boarder household. Boarders whose board arrangement is for two meals or less per day shall pay an amount equaling or exceeding two-thirds of the thrifty food plan for the appropriate size of the boarder household.

~~((5)) (6) Residents of commercial boarding houses are not eligible for program benefits. A boarding house shall be defined as:~~

~~(a) An establishment licensed as a commercial enterprise offering meals and lodging for compensation.~~

~~(b) In project areas without licensing requirements, a boarding house is a commercial establishment offering meals and lodging for compensation with the intention of making a profit.~~

~~(c) The household of the proprietor of a boarding house may participate separate and apart from the residents if otherwise eligible.~~

~~((6)) (7) Residents of institutions. Individuals shall be considered residents of an institution when the institution provides the individual with the majority of meals as part of the institution's normal service and the institution has not been authorized to accept coupons. Residents of institutions are not eligible for participation in the program, with the following exceptions:~~

~~(a) Residents of federally subsidized housing for the elderly, built under either Section 202 of the Housing Act of 1959 or Section 236 of the National Housing Act;~~

~~(b) Narcotic addicts or alcoholics residing at a facility or treatment center for the purpose of regular participation in a drug or alcohol treatment and rehabilitation program;~~

~~(c) Disabled or blind individuals who are residents of group living arrangements and are blind or disabled and receive benefits under Title II or Title XVI of the Social Security Act. Group living arrangement is defined as a public or private nonprofit residential setting serving no more than sixteen residents and certified by appropriate state agencies;~~

~~(d) ((Effective April 1, 1982.)) Women or women with children temporarily residing in a shelter for battered women and children. "Shelter for battered women and children" means a public or private nonprofit residential facility serving battered women and children. If such a facility serves other individuals, a portion of the facility must be set aside on a long-term basis to serve~~

only battered women and children. Such persons temporarily residing in shelters shall be considered individual household units for the purposes of applying for and participating in the program.

AMENDATORY SECTION (Amending Order 2078, filed 2/28/84)

WAC 388-54-728 INCOME ELIGIBILITY. (1) Eligibility shall be determined prospectively during the ~~((entire))~~ certification period for migrants ~~((and/or seasonal farmworkers))~~.

(2) For all other households, eligibility shall be determined prospectively in the beginning months and retroactively thereafter.

(3) When a household gains and timely reports a ~~((new))~~ member who has not received food stamps within the last calendar month, the department shall consider the new member's income and circumstances prospectively for the first two months of participation.

AMENDATORY SECTION (Amending Order 2203, filed 2/13/85)

WAC 388-54-740 INCOME—DEDUCTIONS. In computing net income, only the following deductions shall be allowed:

(1) A standard deduction of ninety-five dollars per household per month.

(2) An earned income deduction of eighteen percent of gross earned income. Earnings excluded in WAC 388-54-735 shall not be included in gross earned income for purposes of computing earned income deductions.

(3) Payments for the care of a child or other dependent when necessary for a household member to accept or continue employment, seek employment, or attend training or education preparatory to employment.

The amount to be deducted for child care shall be the amount actually paid not to exceed one hundred thirty-four dollars. The dependent care deduction in combination with the shelter deduction shall not exceed one hundred thirty-four dollars.

(4) Shelter costs in excess of fifty percent of the household's income after deducting standard, earned income, and dependent care deductions. The shelter deductions alone or in combination with the dependent care deduction shall not exceed one hundred thirty-four dollars.

(a) "Shelter costs" mean rent or mortgage payment plus taxes on a dwelling and property, insurance on the structure only, unless the costs for insuring the structure and its contents cannot be separated, assessments, and utility costs such as heat and cooking fuel, cooling and electricity, water, garbage, sewage disposal, and ~~((basic service fee for one telephone (plus tax)))~~ a standard basic telephone allowance, and initial installation fees for utility services. One-time deposits shall not be included as shelter costs.

Shelter costs shall also include continuing charges leading to the ownership of the shelter such as loan repayments for the purchase of a mobile home, including interest on such payments.

(b) Shelter costs for a home not occupied because of employment, training away from home, illness, or abandonment caused by casualty loss or natural disaster shall be allowed if:

(i) The household intends to return to the house;

(ii) The current occupants, if any, are not claiming shelter costs for food stamp purposes; or

(iii) The home is not being leased or rented during the household's absence.

(c) Charges for the repair of the home which was substantially damaged or destroyed due to a natural disaster such as a fire or flood.

(d) Standardized utility amounts include utilities such as heating and cooling costs, cooking fuel, electricity not used to heat or cool the residence, water, garbage, sewage disposal, and telephone. Cooling costs are defined as central air conditioners or operation of a room air conditioner.

<u>Persons in Household</u>	<u>Annualized Utility Standards</u>
December 1, 1984	
1	\$ 131
2	140
3	150
4	158
5	169
6	178
7	184
8	191
9	199
10 or more	209

(e) Households not incurring any separate utility charges for heating or cooling costs shall not be entitled to claim the standard utility allowance.

(f) If a household is not entitled to the standard utility allowance, the household may claim actual utility expenses for any utility which the household does pay separately ~~((, except the telephone))~~.

(i) The telephone standard, for families incurring telephone costs, but not entitled to claim the ~~((single))~~ standard utility allowance, is ten dollars.

(ii) The telephone allowance applies to households not entitled to claim the ~~((over))~~ standard utility allowance, but which have telephone expenses.

(g) If a household requests and can verify the household's utility bills ~~((are higher than the standards))~~, the actual utility costs shall be used rather than the standard utility allowance.

(h) A household shall not be allowed to switch between actual utility costs and the utility standard for a period of twelve months ~~((following initial certification and no more frequently than once every twelve months thereafter))~~ unless:

(i) The household changes residence; or

(ii) The household begins to incur a heating and/or cooling cost; or

(iii) The household no longer incurs a heating and/or cooling cost.

(i) Where the household shares a residence and utility costs with other individuals, the standard allowance shall be divided equally among the individuals contributing to meeting the utility costs. The household shall only be permitted to use the household's prorated share of the standard allowance.

(j) Households living in a public housing unit or other rental housing unit having central utility meters and charging the household only for excess utility costs shall not be permitted to use the standard utility allowance including a heating or cooling cost component. Payment of excess heating or cooling costs shall not qualify the household for the standard utility allowance including a heating or cooling component.

(5) Households containing one or more members who are elderly or disabled, as defined in WAC 388-54-665 (2)(b), shall be authorized:

(a) A dependent care deduction up to one hundred thirty-four dollars as specified in WAC 388-54-740(3), and

(b) An excess shelter deduction as specified in WAC 388-54-740(4) for the monthly amount exceeding fifty percent of the household's monthly income after all applicable deductions have been made.

(6) An individual who is elderly or disabled, as defined in WAC 388-54-665 (2)(b), shall be authorized a deduction for unreimbursable monthly medical expenses over thirty-five dollars.

(a) Allowable medical expenses are:

(i) The cost of maintaining an attendant, homemaker, home health aide, housekeeper, and/or child care service. These expenses, which could be claimed either as a medical or child care expense, must be considered as medical expenses;

(ii) The cost of medical insurance;

(iii) Medicare premiums related to coverage under Title XVIII of the Social Security Act;

(iv) Any cost-sharing on spend-down expenses incurred by Medicaid (medical only) recipients;

(v) Hospitalization or outpatient treatment, nursing care, and nursing home care including payments by the household for an individual who was a household member immediately prior to entering a hospital or licensed nursing home;

(vi) Prescription drugs and other over-the-counter medication (including insulin) when prescribed or approved by a licensed practitioner or other qualified health professional;

(vii) The cost of medical supplies, sick-room equipment (including rental), or other prescribed equipment;

(viii) Dentures, hearing aids, prosthetics, and eyeglasses prescribed by an optometrist or physician skilled in eye disease;

(ix) Securing and maintaining a seeing eye dog including the cost of dog food and veterinarian bills;

(x) Reasonable cost of transportation and lodging to obtain medical treatment or services.

(b) Nonallowable expenses are:

(i) The cost of health and hospital insurance which pays in lump-sum settlements or which continue mortgage or loan payments while the beneficiary is disabled; and

(ii) The cost of special diets.

AMENDATORY SECTION (Amending Order 2078, filed 2/28/84)

WAC 388-54-745 INCOME—BUDGETING. (1) ~~((For migrants or seasonal farmworkers,))~~ Budget income ~~((to be counted in determining the basis of coupon issuance shall be determined using prospective budgeting))~~ for migrant households prospectively over the ~~((entire))~~ certification period.

(2) ~~((For all))~~ Budget PA and SSI income prospectively over the certification period.

(3) Other households ~~((income to be counted in determining the basis of coupon issuance))~~ shall be ~~((~~

~~((a) Determined using prospective budgeting))~~ prospectively budgeted in the beginning months ~~((except as provided in subsection (3) of this section;~~

~~((b) Determined using retrospective budgeting))~~ and retrospectively budgeted in months other than beginning months, except as provided in subsection (4) of this section.

~~((3))~~ (4) Average nonexcluded scholarships, deferred education loans, and other educational grants over the period of intended use.

(5) For prospective budgeting ~~((the department shall))~~:

(a) ~~((Count wages held at the request of the employee in the month wages would otherwise have been paid by the employer.~~

~~((b) Convert income received on less than a monthly basis into a monthly amount based on 4.3 weeks per month.~~

~~((c) At the option of the household, average income received less often than monthly, except for destitute households and public assistance households subject to monthly reporting.~~

~~((d) Notwithstanding subsection (3)(c) of this section, prorate the following income over the period of intended use:~~

~~((i) Self-employment income, except for individuals who are on an hourly wage or are paid on a piecework basis))~~ Count income already received and which can be reasonably anticipated to be received by the household during the month of application. Count only the income which can be reasonably anticipated for the second beginning month.

~~((b) Budget income prospectively for the month a nonparticipating individual is added to the household and the following month when reported timely. Combine prospective budgeting for the nonparticipating individual with the method in effect for the rest of the household.~~

~~((c) Income from self-employment shall be considered according to WAC 388-54-750.~~

~~((ii) Income received by contract))~~ (d) Average contractual income, except for migrant ~~((s or seasonal farm workers))~~ households.

~~((iii) Nonexcluded scholarships, deferred educational loans, and other educational grants.~~

(4)) (6) For retrospective budgeting ~~((the department shall))~~:

(a) ~~((Determine coupon allotment using))~~ Use the household composition as of the last day of the report month.

(b) Disregard income received in ~~((the))~~ a beginning month~~((s))~~ from a source which no longer provides income to the household. To be disregarded, income must have been included in the household's prospective budget. The disregard shall be for no more than one month.

(c) ~~((Prorate nonexcluded scholarships, deferred educational loans, and other educational grants over the period of intended use.~~

(d) ~~Determine coupon allotment and eligibility using the assistance grant to be received in the payment month of the FSMR cycle. In conjunction with the receipt of a public assistance grant, the department shall disregard income received in the report month from a source which no longer provides income to the household. PROVIDED, That the household has reported the termination of the income at least ten days prior to the start of the payment month.~~

(e) ~~When a household gains a member, the income to be counted for the new member shall be determined prospectively for the first two months the individual is added to the food stamp household.)~~ Disregard income received from a discontinued source by a nonassistance household member if that member applies for and begins to receive a PA grant. The household must have reported at least ten days prior to the start of the payment month.

(d) Use self-employment income from the corresponding report month.

(e) Count an AFDC corrective payment. An AFDC corrective payment is an AFDC warrant in addition to the regular monthly warrant. Budget only corrective payments which cover the current month. Disregard corrective payments received outside the month for which it is issued.

~~((5))~~ (7) When a participating household member establishes a new household, remove the member from the prior household and use the method of income budgeting that was in effect in the prior household.

(8) Budget income deductions ((shall be determined)) as follows:

(a) ~~((Under prospective budgeting:~~

(i) ~~Deductions shall be allowed only in the month the expense is billed or otherwise becomes due, amounts carried forward from past billing periods are not deductible, even if included with the most recent billing and actually paid by the household;~~

(ii) ~~A household may elect to have expenses which fluctuate or are billed less often than monthly, averaged over the period the expense is to cover;~~

(iii) ~~The department shall calculate a household's expenses on the basis of anticipated expenses)~~ Medical, medical reimbursements, dependent care, and shelter will be anticipated in the beginning months.

(b) Under retrospective budgeting, the department shall ((calculate)) use a household's expenses((, as billed or averaged)) from the corresponding report month.

(c) A household may elect to have expenses which fluctuate or are billed less often than monthly, averaged over the period the expense is to cover.

AMENDATORY SECTION (Amending Order 1956, filed 4/6/83)

WAC 388-54-750 INCOME—SELF-EMPLOYMENT. ~~((+))~~ A household whose ~~((primary source of))~~ income is from self-employment~~((, including self-employed farmers;))~~ shall be certified according to this section.

(1) The department shall add all gross self-employment income including capital gains and exclude the cost of producing the self-employment income.

(2) For prospective budgeting average income to determine eligibility and payment levels in the beginning months as follows:

(a) Self-employment income which is received on a monthly basis but which represents a household's annual support shall normally be averaged over a twelve-month period. If, however, the averaged amount does not accurately reflect the household's actual monthly circumstances because the household has experienced a substantial increase or decrease in business, the department shall calculate the self-employment income based on anticipated earnings.

~~((2))~~ (b) Income which represents annual income and costs of producing that income are to be computed on a yearly basis and averaged evenly over twelve months to determine eligibility even if it is received in only a short period of time.

~~((a))~~ (c) Self-employment income which represents only a part of a household's annual support shall be averaged over the period of time the income is intended to cover.

~~((b))~~ (d) If a household's self-employment enterprise has been in existence for less than a year, this income shall be averaged over the period of time the business has been in operation and the monthly amount projected for the coming year.

(3) ~~((In determining monthly income from self-employment:~~

(a) ~~The household may choose to determine the benefit level by using either the same net income which was used to determine eligibility or by unevenly prorating the household's total net income over the period for which the household's self-employment income was averaged. If income is prorated, the net income assigned in any month cannot exceed the maximum monthly income eligibility standards or net monthly income eligibility standards for the household's size.~~

(b) ~~For the period of time over which self-employment income is determined, the department shall add all gross self-employment income (including capital gains), exclude the cost of producing the self-employment income and divide this income by the number of months over which the income will be averaged.~~

(c) ~~For those households whose self-employment income is not averaged but is instead calculated on an anticipated basis, the department shall add any capital gains the household anticipates receiving in the next twelve months, starting with the date the application is filed and divide this amount by twelve. This amount shall be used in successive certification periods during~~

the next twelve months, but recalculated should anticipated capital gains amounts change. The anticipated monthly amount of capital gains shall be added to the anticipated monthly self-employment income, and subtract the cost of producing the income. The cost of producing the self-employment income shall be calculated by anticipating the monthly allowable costs of producing the income.

(d) The monthly net self-employment income shall be added to any other earned income received by the household. The total monthly earned income less the eighteen percent earned income deduction shall then be added to all other monthly income received by the household. The standard deduction, dependent care, and shelter costs shall be computed as for any other household and subtracted to determine the adjusted monthly net income of the household.

(4)) For retrospective budgeting add all gross self-employment income including capital gains and subtract the cost of doing business from the corresponding report month.

(a) In calculating capital gains, the proceeds from the sale of capital goods or equipment shall be calculated in the same manner as a capital gain for federal income tax purposes. The department shall count the full amount of the capital gain as income (for food stamp purposes even if only fifty percent of the proceeds from the sale of capital goods or equipment is taxed for federal income tax purposes).

((5)) (b) Allowable costs of producing self-employment income include, but are not limited to, the identifiable costs of labor, stock, raw material, seed (and), fertilizer, interest paid to purchase income-producing property, insurance premiums, and taxes paid on income-producing property.

((6)) (c) The following items (shall) are not to be allowed as a cost of producing self-employment income:

((a)) (i) Payments on the principal of the purchase price of income producing real estate and capital assets, equipment, machinery, and other durable goods;

((b)) (ii) Net losses from previous periods; and

((c)) (iii) Federal, state and local income taxes, money set aside for retirement purposes, and other work-related personal expenses, such as transportation to and from work, as these expenses are accounted for by the eighteen percent earned income deduction specified.

((d)) (iv) Depreciation.

((7) In assigning certification periods:

(a) Households that receive their annual support from self-employment and have no other source of income may be certified for up to twelve months;

(b) For those households that receive other sources of income or whose self-employment income is intended to cover a period of time that is less than a year, the department shall assign a certification period appropriate for the household's circumstances;

(c) For businesses which have been in operation for such a short time that there is insufficient data to make a reasonable projection, the household may be certified for less than a year until the business has been in operation long enough to base a longer projection:

(d) For those self-employed households that receive their annual income in a short period of time, the initial certification period shall be assigned to bring the household into the annual cycle:))

#### AMENDATORY SECTION (Amending Order 2077, filed 2/28/84)

WAC 388-54-760 CERTIFICATION PERIODS(=DURATION)). (1) ((An)) Certify assistance households ((shall be assigned a certification)) for a period which coincides with the scheduled assistance review or end of the assistance period, whichever is earlier.

(2) ((Nonassistance)) Certify households consisting ((solely)) of migrants ((and/or seasonal farmworkers shall be assigned a certification period of)) up to three months ((or less)).

(3) Certify households without earned income and all members are at least sixty years of age or receive SSA or SSI ((may be certified)) for up to twelve months.

(4) Certify households, where there is little likelihood of change((, shall be certified)) for ((up to)) six months.

(5) Certify households subject to monthly reporting ((shall be certified)) for six months ((or as provided in subsection (1) of this section)).

(6) Certify all other households ((shall be certified)) for up to three months.

#### AMENDATORY SECTION (Amending Order 2077, filed 2/28/84)

WAC 388-54-768 FOOD STAMP MONTHLY REPORTING. (1) As a condition of continuing eligibility for food stamps((, each)) certain recipients ((subject to food stamp monthly reporting)) must return to the department a completed monthly status report ((MSR)) by the fifth day of the month following the month for which the ((MSR)) monthly status report describes the household circumstances.

Recipients who must report monthly are:

(a) Food stamp households with earned income; or

(b) AFDC households subject to mandatory monthly reporting per WAC 388-24-044.

(2) Failure to return a completed ((MSR)) report by the fifth day of the month shall result in termination, except as provided in subsection (3) of this section.

(3) If the recipient furnishes the completed report to the department by the compliance date, the department shall:

(a) Accept the monthly status report; and

(b) Continue food stamps if the information on the monthly status report indicates the recipient is still eligible.

#### AMENDATORY SECTION (Amending Order 2077, filed 2/28/84)

WAC 388-54-775 CERTIFICATION PERIODS—EFFECTING CHANGES UNDER PROSPECTIVE BUDGETING. Changes occurring in the initial beginning month or changes for households consisting solely of migrants ((and/or seasonal farmworkers)) shall be effective as follows:

(1) ~~((Except as provided in subsection (2) of this section.))~~ An increase in benefits shall be effective not later than the first allotment issued ten days after the change was reported to the department, provided that the household has furnished the required verification. If verification is not provided within ten days from the date the change was reported, the increase in benefits shall be effective not later than the first allotment issued ten days after the verification is provided.

(2) An increase in a household's benefits due to the addition of a new household member who is not a member of another certified household, or due to a decrease of fifty dollars or more in the household's gross monthly income shall be effective the month following the month in which the change is reported and required verification is provided.

(3) Decreases in the benefit level shall be made effective with the first allotment after the ten-day notice of adverse action has expired, provided a fair hearing and continuation of benefits have not been requested.

AMENDATORY SECTION (Amending Order 2077, filed 2/28/84)

WAC 388-54-776 CERTIFICATION PERIODS—EFFECTING CHANGES DURING THE CERTIFICATION PERIOD UNDER RETROSPECTIVE BUDGETING. Changes from a report month shall be effective in the corresponding payment month of the ~~((FSMR))~~ monthly reporting cycle except:

(1) The addition or deletion of a household member shall be effective as in WAC 388-54-775.

(2) Changes in the public assistance grant and supplemental security income which are to occur in the payment month shall be effective in the payment month. ~~((In conjunction with the receipt of a public assistance grant, the department shall disregard income received in the report month from a source which no longer provides income to the household. PROVIDED, That the household has reported the termination of the income at least ten days prior to the start of the payment month.))~~ See WAC 388-54-745 for AFDC corrective payments.

AMENDATORY SECTION (Amending Order 2032, filed 10/6/83)

WAC 388-54-820 FAIR HEARINGS—CONTINUATION OF BENEFITS PENDING. (1) The household is entitled to continuation of benefits if:

(a) The household requests a fair hearing within the period specified by the notice of adverse action;

(b) The household's certification period has not expired;

(c) The household has not waived continuation of benefits;

(d) A certification period expires and the household has made a timely application for a new certification period pending receipt of the fair hearing decision. The department shall determine eligibility on the basis of all eligibility requirements without regard to the matter at issue in the fair hearing;

(e) A completed timely monthly status report is submitted for each month of continued benefits if the household is subject to monthly reporting.

(2) If a hearing request is not made within the period provided by the notice of adverse action, benefits shall be reduced or terminated as provided in the notice, unless failure to make the request was for good cause. Once continued or reinstated, benefits shall not be reduced or terminated prior to receipt of the hearing decisions unless:

(a) The certification period expires; the household may reapply and may be determined eligible for a new certification period with a benefit amount as determined by the department;

(b) ~~The ((presiding or review officer))~~ hearing official makes a preliminary determination in writing and at the hearing that ~~((good cause))~~ the sole issue is ((a matter of policy)) one of federal law or regulation and that the household's claim that the state agency improperly computed the benefits or misapplied such law or regulation is invalid;

(c) A change affecting the household's eligibility or basis of issuance occurs while the hearing decision is pending and the household fails to request a hearing after the subsequent notice of adverse action; or

(d) A mass change occurs while the hearing decision is pending.

(3) For households subject to monthly reporting:

(a) Continue benefits no later than five working days from the day the request for continued benefits is received;

(b) A household whose benefits have been continued shall file monthly reports;

(c) The department shall adjust the household's allotment according to verified changes reported on the monthly status report except for the factors on which the fair hearing is based.

(4) The department shall promptly inform the household in writing if benefits are reduced or terminated pending the hearing decision.

~~((4))~~ When benefits are reduced or terminated due to a mass change, participation on the prior basis shall be reinstated only if the issue being contested is food stamp eligibility or benefits were improperly computed or federal law or regulation is being misapplied or misinterpreted by the department.))

(5) If the department's action is upheld by the hearing decision, a claim against the household shall be established for all overissuances.

~~((6))~~ The department shall send an individual notice of the adverse action to each household receiving a reduction or termination in benefits during the certification period due to mass changes resulting from implementation of the Food Stamp Act of 1977. The notice of adverse action shall explain to the household the change is the result of changes in federal law and although the household has the right to request a fair hearing, benefits will be continued pending the fair hearing only if the household believes the eligibility or benefits level was computed incorrectly under the new law, or the new law is being misapplied or misinterpreted.))

**WSR 85-20-031**  
**ADOPTED RULES**  
**DEPARTMENT OF**  
**SOCIAL AND HEALTH SERVICES**  
**(General Provisions)**

[Order 2287—Filed September 24, 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 mental health service provider license and certification fees, new WAC 440-44-090.

This action is taken pursuant to Notice No. WSR 85-15-023 filed with the code reviser on July 9, 1985. 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 43.20A-.055 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 September 23, 1985.

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

NEW SECTION

WAC 440-44-090 MENTAL HEALTH SERVICE PROVIDER LICENSE AND CERTIFICATION FEES. (1) An annual fee, based on a range of client service hours provided per year, shall be assessed as follows:

Range	Client Service Hours	Annual Fee
1	0- 3,999	\$ 281.00
2	4,000-14,999	422.00
3	15,000-29,999	562.00
4	30,000-49,999	842.00
5	50,000 and over	1,030.00

(2) Fee ranges shall be determined from provider information reported to the department's community mental health information system. Providers applying for a license or certification not reporting to the department's community mental health information system shall submit as part of their application the number of annual client service hours.

(3) Fee for an applicant not licensed and/or certified shall be equal to the fees for licensure and/or certification of licensed and certified providers with similar annual client service hours.

(4) Certified short-term inpatient component, or new applicants seeking certification for a short-term inpatient component, shall be assessed an annual fee of thirty-two dollars per bed.

**WSR 85-20-032**  
**ADOPTED RULES**  
**LIBRARY COMMISSION**

[Order 85-01—Filed September 24, 1985]

Be it resolved by the Washington State Library Commission, acting at the Highline Community College Lecture Hall, South 240th Street and Pacific Highway South, Midway, Washington, that it does adopt the annexed rules relating to rules and regulations governing the basis on which the State Library develops its practices and its activities.

This action is taken pursuant to Notice No. WSR 85-16-065 filed with the code reviser on August 1, 1985. 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 Library Commission as authorized in RCW 27.04.030.

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 September 12, 1985.  
 By Roderick G. Swartz  
 Secretary

AMENDATORY SECTION (Amending Order 1-75, filed 7/21/75)

WAC 304-12-140 OTHER SERVICES GRANT PROGRAMS—PRINCIPLES. (1) Basic to Washington's program of library development are the following elements:

(a) Encouragement of cooperation among all types of libraries, and between libraries and other agencies.

~~(b) ((Improvement and extension of service to the physically handicapped, non-English speaking and disadvantaged persons:~~

~~(c) Programs which will provide impetus to the "right to read" effort.~~

~~(d) Merging of units of service into an effective system:~~

~~(e) Local efforts to achieve establishment of logical library units without the demonstration process:~~

~~(f) Recruiting of qualified professional librarians to the state as well as alert, intelligent people into the profession without regard to race, color, sex, religion or national origin:~~

~~(g) Improving and strengthening all levels of education for librarianship:~~

~~(h) Encouragement of in-service training programs for both professional and clerical employees:~~

~~(i) Initiation and encouragement of library research and planning:~~

~~(j) Stimulation of citizen interest in the improvement and extension of library services:~~

~~(k) Support of professional library and related associations as agencies which can assist in the development of Washington's program of library service to all citizens:))~~

Providing trustees of public libraries with awareness and leadership skills.

(c) Merging of and expanding units and/or systems of service.

(d) Providing, improving, and strengthening all levels of continuing education and staff development for library service providers.

(e) Initiating and encouraging library planning and research.

(f) Stimulating citizen interest in improvement and outreach of library services.

(g) Assisting in community efforts to overcome adult illiteracy.

(h) Advancing and developing library-related automation and technology.

(i) Improving document delivery methods.

(j) Providing services geared specifically to special age groups.

(2) The Washington state library commission is receptive to request which may include areas not yet specifically stated as eligible. The guiding principle upon which items are included has been and will be whether or not the proposal will make, or has the potential to make, a permanent contribution to the improvement and development of library service in our state. Also basic is the principle that grant funds do not take the place of local funds, but are to be used to support costs which cannot be considered a legitimate responsibility of the area requesting the grant or which constitute a temporary emergency.

AMENDATORY SECTION (Amending Order, filed 6/22/71)

WAC 304-12-350 FORMS—APPLICATION FOR A GRANT.

APPLICATION FOR A GRANT

((from

~~Washington State Library  
Olympia, Washington~~)

Library Services and Construction Act

TITLE 1

Name of library .....

~~((Date of formation .....~~)  
Library Director ..... Telephone .....

~~((Method .....~~)  
Project Director ..... Telephone .....

~~((Address .....~~

Librarian .....

Date of appointment .....

Estimated)) Amount of grant requested \$ .....

LIBRARY BOARD MEMBERS

Name	Address	Date Appointed	((Length of Appointment)) Number of Years Served
.....	.....	.....	.....
.....	.....	.....	.....
.....	.....	.....	.....
.....	.....	.....	.....
.....	.....	.....	.....
.....	.....	.....	.....
.....	.....	.....	.....
.....	.....	.....	.....
.....	.....	.....	.....

Are all persons holding professional positions certified under Washington law? .....

(Notary Seal) STATE OF WASHINGTON }  
..... County } ss.

I, ....., swear that the above information is, to the best of my knowledge, a true statement of facts.

(Signature) .....  
Chairman, Library Board

Sworn to before me this ..... day of ....., 19((7))...

My commission expires .....  
(Signature) .....  
Notary Public

REPEALER

The following sections of the Washington Administrative Code are repealed:

- WAC 304-12-155 EVOLUTIONARY GRANTS.
- WAC 304-12-170 MERGER GRANTS.
- WAC 304-12-180 ESTABLISHMENT GRANTS.
- WAC 304-12-190 EXTENDED SERVICE GRANTS.
- WAC 304-12-191 NETWORK GRANTS.
- WAC 304-12-192 EDUCATION AND TRAINING GRANTS.
- WAC 304-12-220 RESEARCH AND PLANNING GRANTS.
- WAC 304-12-225 DURATION.
- WAC 304-12-300 STATE OPERATIONAL GRANTS—PRINCIPLES.
- WAC 304-12-305 STATE OPERATIONAL GRANTS—RULES AND REGULATIONS FOR ALLOCATION OF OPERATIONAL GRANTS.
- WAC 304-12-310 STATE OPERATIONAL GRANTS—DEFINITIONS.

**WSR 85-20-033**  
**ADOPTED RULES**  
**LIBRARY COMMISSION**  
 [Order 85-02—Filed September 24, 1985]

Be it resolved by the Washington State Library Commission, acting at the Highline Community College Lecture Hall, South 240th Street and Pacific Highway South, Midway, Washington, that it does adopt the annexed rules relating to rules and regulations for operating the Western Library Network, SSB 3047, chapter 21, Laws of 1985, chapter 304-25 WAC, Western Library Network Computer Service.

This action is taken pursuant to Notice No. WSR 85-16-066 filed with the code reviser on August 1, 1985. These rules shall take effect thirty days after they are filed with the code reviser pursuant to RCW 34.04.040(2).

This rule is promulgated pursuant to chapters 27.26 and 43.105 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 September 12, 1985.  
 By Roderick G. Swartz  
 Secretary

Chapter 304-25 WAC  
 ((WASHINGTON)) WESTERN LIBRARY NETWORK—  
 ((WASHINGTON)) WESTERN LIBRARY NETWORK COMPUTER SERVICE

((WASHINGTON)) WESTERN LIBRARY NETWORK

AMENDATORY SECTION (Amending Order 1-80, filed 1/11/80)

WAC 304-25-010 GENERAL DESCRIPTION OF THE ((WASHINGTON)) WESTERN LIBRARY NETWORK (WLN). (1) The ((Washington)) western library network, hereinafter referred to as the network, consists of four components: An interlibrary system, a reference/referral system, a telecommunications system, and the use of the WLN computer service, which facilitates resource sharing.

(2) The Washington state library commission is responsible for the network and exercises general supervision and control consistent with the enacting legislation and RCW 27.04.010 through 27.04.080.

(3) The executive officer of the network is the Washington state librarian who is in charge of the offices of the network, and exercises all powers and duties delegated by the Washington state library commission.

(4) The Washington state library commission adopts as the rules of practice for the network uniform procedural rules codified in the Washington Administrative Code, WAC 1-08-005 through 1-08-590, as now or

hereafter amended, except as otherwise provided in WAC 304-12-010 through 304-20-100, subject to amendments by the Washington state library commission from time to time by a majority vote thereof.

((WASHINGTON)) WESTERN LIBRARY NETWORK COMPUTER SERVICE

AMENDATORY SECTION (Amending Order 1-80, filed 1/11/80)

WAC 304-25-510 GENERAL DESCRIPTION OF THE ((WASHINGTON)) WESTERN LIBRARY NETWORK COMPUTER SERVICE. (1) The ((Washington)) western library network computer service, hereinafter referred to as the computer service, consists of the communication facilities, computers, peripheral computer devices and software supporting the automated library system and resource sharing network developed by the state of Washington, which was designed to support and facilitate resource sharing.

(2) The Washington state library commission is responsible for the computer service and exercises general supervision and control consistent with the enacting legislation and RCW 27.04.010 through 27.04.080.

(3) The executive officer of the computer service is the Washington state librarian who is in charge of the offices of the computer service, and exercises all powers and duties delegated by the Washington state library commission.

(4) The Washington state library commission adopts as the rules of practice for the computer service uniform procedural rules codified in the Washington Administrative Code, WAC 1-08-005 through 1-08-590, as now or hereafter amended, except as otherwise provided in WAC 304-12-010 through 304-12-100, subject to amendments by the Washington state library commission from time to time by a majority vote thereof.

AMENDATORY SECTION (Amending Order 83-2, filed 3/23/83)

WAC 304-25-560 COMPUTER SERVICE COUNCIL. (1) The WLN computer service council hereinafter referred to as the computer service council shall have an upper limit of eleven representatives elected from and by the members in participating states. ~~((For the initial establishment, the Washington state library commission shall appoint a committee composed of current computer service members of Washington state to nominate candidates for the positions designated for Washington participants. Initially, their terms shall be staggered. Thereafter, all terms))~~ The term for Washington computer service council members shall be ((for)) three years except when resignation, withdrawal from membership, or other factors ((may)) limit the term of service. Two Washington state alternates will also be selected ((at each election)) for a one-year term. Washington representatives shall be elected by principal members in Washington state. Other states will determine the term and method of selecting representatives and alternates.

(2) The computer service council shall have the following representation: Four members representing libraries within Washington state, three of whom shall be from principal member libraries; one member representing each of the other states where at least three libraries participate in the computer service. The executive officer of the computer service ~~((and a representative of the Washington library network executive council))~~ shall have ex officio and voting status. ~~((The executive officer of the Washington data processing authority and a representative of the Pacific Northwest Bibliographic Center shall have ex officio and nonvoting status.))~~

(3) Elected representatives on the computer service council shall serve no more than two consecutive full terms. Former representatives, after an interval of at least one year, may be reelected.

(4) Any vacancy which occurs among Washington representatives during an unexpired term shall be filled by appointment from the alternate positions as designated by the Washington members of the computer service council.

(5) Officers of the computer service council shall be the chairperson and vice chairperson who shall be elected from and by the computer service council for a one-year term. The executive officer of the computer service, or designee, shall serve as secretary.

(6) The computer service council shall develop and establish procedures or bylaws for the conduct of meetings and transaction of business.

AMENDATORY SECTION (Amending Order 1-80, filed 1/11/80)

WAC 304-25-570 COMPUTER SERVICE COUNCIL—RESPONSIBILITIES AND RIGHTS.

(1) The computer service council has the responsibility to develop policy recommendations. The recommendations shall be presented by the executive officer of the computer service to the Washington state library commission for its consideration.

(2) The computer service council shall develop, adopt, and/or maintain, protocols and standards, promote and support cooperative programs, services, and activities; review and evaluate the effectiveness of computer service services; appoint committees and task forces; recommend performance criteria, responsibilities, and terms of contracts; and identify other concerns and responsibilities for the improvement of computer service efficacy and services.

(3) The council shall continually evaluate the progress of the operation, including the use of consultants, committees, audits and questionnaires and focus on performance, financial status, internal and external inter-relationships, and governance.

(4) The council shall maintain on-going communication with appropriate units.

(5) In appointing committees and task forces, the computer service council shall consider the inclusion of users of libraries in order to include the point of view of the ultimate consumer, where appropriate, and/or incorporate special skills and expertise which would enhance the overall capabilities of the working group.

(6) The computer service council shall encourage the coordination of activities with ~~((Washington))~~ western library network and with other multistate resource sharing networks.

(7) The computer service council shall receive from the executive officer of the computer service and shall review and transmit to the Washington state data processing authority and the Washington state library commission long range plans, an annual report, a preliminary annual budget, and shall annually review and recommend adjustments in service rates and marketing patterns as appropriate.

(8) The computer service shall meet at least quarterly consistent with chapters 42.30 and 42.32 RCW.

(9) The computer service council shall not be compensated for service but shall be reimbursed from computer service revenue for subsistence, lodging, and travel expenses for meetings and approved business as provided in chapter 43.03 RCW as now or hereafter amended.

**WSR 85-20-034**

**ADOPTED RULES**

**COUNCIL FOR**

**POSTSECONDARY EDUCATION**

[Order 4-85, Resolution No. 86-3—Filed September 24, 1985]

Be it resolved by the Council for Postsecondary Education, acting at the Madison Hotel, 515 Madison Street, Seattle, WA 98104, that it does adopt the annexed rules relating to state work study program, WAC 250-40-070.

This action is taken pursuant to Notice No. WSR 85-16-077 filed with the code reviser on August 2, 1985. 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 Council for Postsecondary Education as authorized in RCW 28B.12.060.

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 September 19, 1985.

By Carl A. Trendler  
Executive Coordinator

AMENDATORY SECTION (Amending Order 3-81, filed 6/16/81)

WAC 250-40-070 ADMINISTRATION. (1) Administering agency. The Council for Postsecondary Education shall administer the Work-Study Program. The staff of the Council for Postsecondary Education under the direction of the executive coordinator will manage the administrative functions relative to the program and shall be authorized to enter into agreement with:

(a) Eligible public institutions for the placement of students and the reimbursement of employers for the state share of the student's compensation.

(b) Eligible private institutions for the placement of students.

(c) Employers of students attending eligible private institutions for the reimbursement of the state share of the student's compensation. Such agreements shall be written to ensure employer compliance with the rules and regulations governing the Work-Study Program.

(2) Responsibility of eligible public institutions. The institution will:

(a) Enter into contract with eligible organizations for employment of students under the Work-Study Program. Such agreements shall be written to ensure employer compliance with the rules and regulations governing the Work-Study Program.

(b) Determine student eligibility and arrange for placement.

(c) Arrange for payment of the state share of the student's compensation.

(3) Responsibility of eligible private institutions. The institution will:

(a) Assist the council in contracting with eligible employers.

(b) Determine student eligibility, arrange for placement with employers, and notify the council of such placement.

(4) Employer Responsibilities:

(a) Before it may participate in the program, an eligible employer must enter into Agreement with the Council for Postsecondary Education or a public institution acting as its agent, thereby certifying its eligibility to participate and its willingness to comply with all program requirements.

(b) Certification of payment to students by the eligible organization shall be made under oath in accordance with RCW 9A.71.085.

~~((4))~~ (5) Advisory committee. The council will appoint an advisory committee composed of representatives of eligible institutions, employee organizations having membership in the classified service of the state's institutions of postsecondary education, a student and persons as may be necessary to advise the council staff on matters pertaining to the administration of the Work-Study Program. In addition, representatives from postsecondary educational advisory and governing bodies will be invited to participate in advisory committee meetings when annual institutional allocations are being determined.

~~((5))~~ (6) Institutional administrative allowance. Contingent upon funds being made available to the Council for Postsecondary Education for the operation of the Work-Study Program, the public institutions will be provided an administrative expense allowance. In order to qualify for the allowance, the institution must demonstrate that financial support for student financial aid administration, exclusive of the administrative allowance, is at least equal to the level of support provided during the previous fiscal year.

~~((6))~~ (7) Institutional maintenance of effort. State funds provided under this program are not to be used to

replace institutional funds which would otherwise be used to support student employment.

~~((7))~~ (8) Reports. The Council for Postsecondary Education will obtain periodic reports on the balance of each institution's Work-Study funds to ensure a proper distribution of funds among institutions. In addition, information will be gathered subsequent to the end of the academic year, describing the population served and the modes of packaging used.

~~((8))~~ (9) Agreement to participate. As a precedent to participating in the State Work Study Program, each institution must acknowledge its responsibility to administer the program according to prescribed rules and regulations and guidelines.

~~((9))~~ (10) Appeals. If the council is notified of any possible violations of these rules and regulations, satisfactory resolution shall be attempted by council staff. If satisfactory resolution cannot be achieved by council staff, the advisory committee authorized by WAC 250-40-070 ~~((4))~~ (5) shall review the appeal and make a recommendation to council staff. If satisfactory resolution still cannot be achieved, the person or institution initiating the appeal may request a hearing with the council, which shall take action on the appeal.

~~((10))~~ (11) Program reviews. The Council for Postsecondary Education will review institutional administrative practices to determine institutional compliance with rules and regulations and program guidelines. If such a review determines that an institution has failed to comply with program rules and regulations and guidelines the institution will reimburse the students affected or the program in the appropriate amount.

**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 85-20-035**

**ADOPTED RULES**

**COUNCIL FOR**

**POSTSECONDARY EDUCATION**

[Order 5-85, Resolution No. 86-2—Filed September 24, 1985]

Be it resolved by the Council for Postsecondary Education, acting at the Madison Hotel, 515 Madison Street, Seattle, WA 98104, that it does adopt the annexed rules relating to residency status for higher education.

This action is taken pursuant to Notice No. WSR 85-16-078 filed with the code reviser on August 2, 1985. 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 4, chapter 37, Laws of 1982 1st ex. sess., 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 September 19, 1985.

By Carl A. Trendler  
Executive Coordinator

AMENDATORY SECTION (Amending Order 10-82 [3-84], Resolution No. 83-1 [84-75], filed 9/8/82 [6/26/84])

**WAC 250-18-060 EXEMPTIONS FROM NON-RESIDENT STATUS** In accordance with RCW 28B.15.014, certain nonresidents shall be exempted from paying the nonresident tuition and fee differential. Exemption from the nonresident tuition and fee differential shall apply only during the term(s) such persons shall hold such appointments or be so employed. To be eligible for such an exemption, a nonresident student must provide documented evidence that he or she does reside in the state of Washington, and:

(1) Holds a graduate service appointment designated as such by an institution involving not less than twenty hours per week;

(2) Is employed for an academic department in support of the instructional or research programs involving not less than twenty hours per week;

(3) Is a faculty member, classified staff member, or administratively exempt employee holding not less than a half-time appointment, or the spouse or dependent child of such a person;

(4) Is an active duty military personnel (~~(of field grade or lower rank;)~~) stationed in the state of Washington or the spouse or dependent child of such person(~~(, for the first twelve months stationed in the state of Washington));~~ or

(5) Is an immigrant having refugee classification from the U.S. Immigration and Naturalization Service or the spouse or dependent child of such refugee, if the refugee (a) is on parole status, or (b) has received an immigrant visa, or (c) has applied for United States citizenship.

**Reviser's note:** The bracketed material preceding the section above was supplied by the code reviser's office.

**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 85-20-036**  
**PROPOSED RULES**  
**DEPARTMENT OF FISHERIES**  
[Filed September 24, 1985]

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 sales from oyster reserves.

The formal decision regarding adoption, amendment, or repeal of the rules will take place on November 5, 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 75.24.070.

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency before November 5, 1985.

Dated: September 20, 1985

By: William R. Wilkerson  
Director

**STATEMENT OF PURPOSE**

Title: Chapter 220-60 WAC.

Description of Purpose: Modify chapter to conform with chapter 457, Laws of 1985; modify rules for small purchases of broodstock oysters.

Statutory Authority: RCW 75.08.080 and 75.24.070.

Summary of Rule and Reasons Supporting Proposed Action: Chapter 457, Laws of 1985, changed the authority of the department regarding licensing of oyster farmers. This change recognizes that oyster farmers are registered with the department and provides an orderly mechanism for sales of fifty bushels of broodstock oysters or less.

Personnel Responsible for Drafting: Evan S. Jacoby, 115 General Administration Building, Olympia, Washington, 754-2429; Implementation: Ronald E. Westley, 115 General Administration Building, Olympia, Washington, 753-6772; and Enforcement: James W. McKillip, 115 General Administration Building, Olympia, Washington, 753-6585.

These rules are proposed by the Washington Department of Fisheries.

Comments: No public hearing is scheduled.

These proposals are not the result of federal law or court order.

Small Business Economic Impact Statement: These rule changes will allow small businesses to obtain broodstock oysters more rapidly and at lower cost than under the rules that they amend.

AMENDATORY SECTION (Amending Order 248, filed 3/1/60)

**WAC 220-60-010 PUBLISHING NOTICE OF SALE.** Sales of oysters and/or clams from the oyster reserves of the state in excess of 50 bushels shall take place only after notice of such sales has been published in the Daily Olympian at Olympia, Washington, and one newspaper of general circulation in the area in which such sales shall take place.

AMENDATORY SECTION (Amending Order 1179, filed 11/19/74)

**WAC 220-60-020 ((STATE SUPERVISION OF HARVESTING)) DIRECTOR TO DESIGNATE TIME AND PLACE OF HARVEST FROM RESERVES.** All harvesting of oysters shall take place under the supervision of the director or his authorized agent, and such harvesting shall be accomplished only at such times and in such areas as may be specified in writing by such authorized agent of the director, or by the director.

AMENDATORY SECTION (Amending Order 248, filed 3/1/60)

**WAC 220-60-070 PURCHASERS' LICENSES.** All purchasers of oysters or clams from any of the state oyster reserves shall, in advance of the removal of any oysters and/or clams from any such reserve, obtain from the department an oyster reserve license as required by ((section 71, chapter 112, Laws of 1949;)) RCW 75.28.290.

AMENDATORY SECTION (Amending Order 248, filed 3/1/60)

WAC 220-60-080 DIRECTOR MAY LIMIT USE OF LICENSSES. Nothing in this ((~~order~~)) chapter shall prevent the director or his authorized agent from limiting the number of bushels of oysters or pounds of clams which may be sold to any one oyster reserve licensee. The department of fisheries reserves the right to limit the number of dredges operated by any one licensee.

AMENDATORY SECTION (Amending Order 248, filed 3/1/60)

WAC 220-60-090 DIRECTOR TO ESTABLISH SALE PRICES. ((~~AH~~)) Sale of oysters ((~~removed~~)) from the reserves for ((~~commercial~~)) broodstock purposes ((~~or for transplantation shall be sold by the department~~)) to registered oyster farmers in amounts of 50 bushels or less may occur at ((~~the~~)) a price established by the director ((~~at the time such sale is announced~~)) taking into account costs associated with the sale, but in no event may be less than the average price paid at the latest bid sale. Sale of oysters in amounts over 50 bushels shall be by bid at public auction.

AMENDATORY SECTION (Amending Order 248, filed 3/1/60)

WAC 220-60-110 OTHER UNLAWFUL CONDUCT. It ((~~shall be~~)) is unlawful to violate any of the provisions of this ((~~order or to commit any direct or indirect subterfuge that would defeat the purposes thereof~~)) chapter.

REPEALER

The following sections of the Washington Administrative Code are repealed:

WAC 220-60-030 DIRECTOR TO DESIGNATE PLACE OF TAKING. (248)

WAC 220-60-120 DIRECTOR'S AGENT MAY ISSUE INSTRUCTIONS. (248)

**WSR 85-20-037****EMERGENCY RULES****DEPARTMENT OF FISHERIES**

[Order 85-143—Filed September 24, 1985]

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 harvestable numbers of salmon are available, and these rules are adopted at the recommendation of the Columbia River Compact Commission and the Columbia River Inter-Tribal Fish Commission.

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 September 23, 1985.

By William R. Wilkerson  
Director

NEW SECTION

WAC 220-32-03000V GILL NET SEASON. Notwithstanding the provisions of WAC 220-32-031, WAC 220-32-032, and WAC 220-32-033, it is unlawful to take fish for or possess salmon sturgeon, and shad for commercial purposes with gill net gear in Columbia River Salmon Management and Catch Reporting Areas 1A, 1B, 1C, 1D and 1E except in those areas, at those times and with the gear designated below:

Areas 1A, 1B, 1C, 1D and 1E

6:00 p.m. September 23 to 6:00 p.m. September 27, 1985.

6:00 p.m. September 30 to 6:00 p.m. October 4, 1985.

6:00 p.m. October 7 to 6:00 p.m. October 11, 1985.

NEW SECTION

WAC 220-32-05100U SEASONS—SALMON. Notwithstanding the provisions of WAC 220-32-051 and 220-32-052, it is unlawful for any person to take or possess salmon taken for commercial purposes from Columbia River Salmon Management and Catch Reporting Areas 1F, 1G or 1H except that those individuals possessing treaty fishing rights under the Yakima, Warm Springs, Umatilla and Nez Perce treaties may fish from:

(1) Immediately until 12:00 noon September 28, 1985, in Areas 1F, 1G and 1H.

(2) The minimum mesh size is 8 inch.

(3) The 300 foot net restriction does not apply.

(4) The Spring Creek sanctuary as provided for in WAC 220-32-058(5) is closed to commercial salmon fishing.

REPEALER

The following sections of the Washington Administrative Code are repealed:

WAC 220-32-03000U GILL NET SEASON. (85-139)

WAC 220-32-05100T SEASONS—SALMON. (85-139)

**WSR 85-20-038****EMERGENCY RULES****DEPARTMENT OF FISHERIES**

[Order 85-144—Filed September 24, 1985]

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 harvestable numbers of salmon are available.

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

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

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

APPROVED AND ADOPTED September 24, 1985.

By Gene DiDonato  
for William R. Wilkerson  
Director

#### NEW SECTION

**WAC 220-32-05100V SEASONS—SALMON.** Notwithstanding the provisions of WAC 220-32-051 and 220-32-052, it is unlawful for any person to take or possess salmon taken for commercial purposes from the Columbia River upstream from McNary Dam except that individuals possessing treaty fishing rights under the Yakima Treaty may fish from:

(1) 12:00 noon September 25 to 12:00 noon September 27, 1985 downstream from overhead powerlines approximately 3 miles below Ringold Hatchery to a line drawn perpendicular to the flow of the river 1/4 mile above the boat ramp at Leslie Groves Park in west Richland, with the following restrictions.

(a) Each fisherman must mark each net with a vinyl tag issued by the Tribe, bearing that fisherman's tribally assigned number.

(b) No more than five nets per fisherman, not more than one net of which may be less than 8 inch mesh.

(c) Maximum net length 400 feet.

(2) 12:00 noon September 30 to 12:00 noon October 4, 1985 downstream from overhead powerlines approximately 3 miles below Ringold Hatchery to a line drawn perpendicular to the flow of the river 1/4 mile above the boat ramp at Leslie Groves Park in west Richland, with the following restrictions.

(a) Each fisherman must mark each net with a vinyl tag issued by the Tribe, bearing that fisherman's tribally assigned number.

(b) No more than five nets per fisherman.

(c) Maximum net length 400 feet.

**WSR 85-20-039**

**EMERGENCY RULES**

**DEPARTMENT OF FISHERIES**

[Order 85-145—Filed September 24, 1985]

I, William R. Wilkerson, director of the Department of Fisheries, do promulgate and adopt at Olympia,

Washington, the annexed rules relating to personal use rules.

I, William R. Wilkerson, find that an emergency exists and that this order is necessary for the preservation of the public health, safety, or general welfare and that observance of the requirements of notice and opportunity to present views on the proposed action would be contrary to public interest. A statement of the facts constituting the emergency is harvestable numbers of salmon are available.

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

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

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

APPROVED AND ADOPTED September 24, 1985.

By Gene DiDonato  
for William R. Wilkerson  
Director

#### NEW SECTION

**WAC 220-57-16000X COLUMBIA RIVER.** Notwithstanding the provisions of WAC 220-57-160, effective immediately until further notice:

(1) In those waters downstream from Chief Joseph Dam to the Priest Rapids Dam – Bag Limit C.

(2) In those waters downstream from Priest Rapids Dam to the Vernita Bridge – Bag Limit A, except the daily bag may contain up to three adult salmon, until 11:59 p.m. October 31, 1985. Effective 12:01 November 1, 1985 – Bag Limit C.

(3) In those waters downstream from Vernita Bridge to the old Hanford Townsite wooden powerline towers – Bag Limit A, except the daily bag limit may contain up to three adult salmon, until 11:59 p.m. October 15, 1985. Effective 12:01 a.m. October 16, 1985 closed until further notice.

(4) In those waters downstream from the old Hanford townsite wooden powerline towers to the Highway 12 Bridge at Pasco – Bag Limit A, except the daily bag limit may contain up to three adult salmon.

(5) Downstream from the Highway 12 Bridge at Pasco to the Megler–Astoria Bridge – Bag Limit A.

(6) In those waters downstream from the Megler–Astoria Bridge to a line running true north–south through Buoy 10 – Bag Limit F until 11:59 p.m. September 30, 1985. Effective 12:01 a.m. October 1, 1985 – Bag Limit A. Barbless hooks are required downstream from the Megler–Astoria Bridge to Buoy 10 through September 30, 1985.

#### REPEALER

The following section of the Washington Administrative Code is repealed:

**WAC 220-57-16000W COLUMBIA RIVER.** (85-126)

WSR 85-20-040
ADOPTED RULES
STATE BOARD OF EDUCATION
[Order 20-85-Filed September 25, 1985]

Be it resolved by the State Board of Education, acting at Campbell's Lodge, Chelan, Washington, that it does adopt the annexed rules relating to Pupils-Immunization requirement, chapter 180-38 WAC.

This action is taken pursuant to Notice No. WSR 85-16-035 filed with the code reviser on July 31, 1985. 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.31.118 and is intended to administratively implement that statute.

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

APPROVED AND ADOPTED September 20, 1985.

By Monica Schmidt
Secretary

Chapter 180-38 WAC
PUPILS-IMMUNIZATION REQUIREMENT

WAC

- 180-38-005 Authority.
180-38-010 Purpose.
180-38-020 Definition-Student.
180-38-025 Definition-Chief administrator.
180-38-030 Definition-Full immunization.
180-38-035 Definition-Schedule of immunization.
180-38-040 Definition-Certificate of exemption.
180-38-045 Attendance condition upon compliance.
180-38-050 Notice prior to exclusions from school.
180-38-055 Public schools-Content of written notice.
180-38-060 Private schools-Content of written notice.
180-38-065 Exclusion of students for failure to comply.
180-38-070 Supplementing rules of SPI.

NEW SECTION

WAC 180-38-005 AUTHORITY. The authority for this chapter is RCW 28A.31.118 which authorizes the state board of education to adopt rules which establish the procedural and substantive due process requirements governing the exclusion of students from public and private schools for failure to comply with the immunization requirement of the state of Washington.

NEW SECTION

WAC 180-38-010 PURPOSE. The purpose of this chapter is to establish the procedural and substantive due process requirements governing the exclusion of students from public and private schools for failure to comply with the immunization requirement of the state of Washington.

NEW SECTION

WAC 180-38-020 DEFINITION-STUDENT. As used in this chapter, the term "student" shall mean the same as defined for "child" in WAC 248-100-163 (1)(f) by the state board of health.

NEW SECTION

WAC 180-38-025 DEFINITION-CHIEF ADMINISTRATOR. As used in this chapter, the term "chief administrator" shall mean the same as defined in RCW 28A.31.102(1), to wit: "'Chief administrator' shall mean the person with the authority and responsibility for the immediate supervision of the operation of a school . . . or, in the alternative, such other person as may hereafter be designated in writing for the purposes of . . . [this chapter] by the statutory or corporate board of directors of the school district, school . . . or, if none, such other persons or person with the authority and responsibility for the general supervision of the operation of the school district, [or] school . . . ." This definition of chief administrator is unique to this chapter and in application may or may not include the principal or headmaster of a school depending on the degree of authority delegated to such principal or headmaster and whether the responsibility has been delegated to another school official.

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

NEW SECTION

WAC 180-38-030 DEFINITION-FULL IMMUNIZATION. As used in this chapter, the term "full immunization" shall mean the same as defined in RCW 28A.31.102(2), to wit: "'Full immunization' shall mean immunization against certain vaccine-preventable diseases in accordance with schedules and with immunizing agents approved by the state board of health." This definition of full immunization is unique to this chapter and includes immunization only against diseases as required by rules of the state board of health.

NEW SECTION

WAC 180-38-035 DEFINITION-SCHEDULE OF IMMUNIZATION. For the purpose of this chapter, the term "schedule of immunization" shall mean the beginning or continuing of a course of immunization prescribed by the state board of health.

NEW SECTION

WAC 180-38-040 DEFINITION-CERTIFICATE OF EXEMPTION. As used in this chapter, the

term "certificate of exemption" shall mean the filing with the chief administrator of the school, on a form prescribed by the department of social and health services, which complies with RCW 28A.31.106, to wit:

"(1) A written certification signed by any physician licensed to practice medicine pursuant to chapter 18.71 or 18.57 RCW that a particular vaccine required by rule of the state board of health is, in his or her judgment, not advisable for the . . . [student]; PROVIDED, That when it is determined that this particular vaccine in no longer contraindicated, the . . . [student] will be required to have the vaccine; or

(2) A written certification signed by any parent or legal guardian of the . . . [student] or any adult in loco parentis to the . . . [student] that the religious beliefs of the signator are contrary to the required immunization measures; or

(3) A written certification signed by any parent or legal guardian of the . . . [student] or any adult in loco parentis to the . . . [student] that the signator has either a philosophical or personal objection to the immunization of the . . . [student]."

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

#### NEW SECTION

WAC 180-38-045 ATTENDANCE CONDITION UPON COMPLIANCE. It is the public policy of this state, as codified in RCW 28A.31.104, that "[t]he attendance of every . . . [student] in the state . . . shall be conditioned upon the presentation before or on each . . . [student's] first day of attendance at a particular school . . . , of proof of . . . [:] (1) full immunization, (2) the initiation of and compliance with a schedule of immunization, as required by rules of the state board of health, or (3) a certificate of exemption as provided for in RCW 28A.31.106. [See WAC 180-38-040]"

The statutory scheme requires exclusion from school prior to a termination hearing on the implied basis that such students are an immediate and continuing danger to themselves or others—i.e., the constitutional basis for an emergency expulsion from public schools and the exemption from providing a pretermination due process hearing.

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

#### NEW SECTION

WAC 180-38-050 NOTICE PRIOR TO EXCLUSIONS FROM SCHOOL. It is the public policy of this state, as codified in RCW 28A.31.114, that "each school . . . shall provide written notice to the parent(s) or legal guardian(s) of each . . . [student] or to the adult(s) in loco parentis to each . . . [student] who is not in compliance with . . . [the public policy stated in WAC 180-38-045]", prior to the exclusion of such student.

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

#### NEW SECTION

WAC 180-38-055 PUBLIC SCHOOLS—CONTENT OF WRITTEN NOTICE. The written notice for public school students shall:

(1) Comply with the emergency expulsion notice requirements of WAC 180-40-300 except that the notice must be received prior to the emergency expulsion of the student.

(2) Advise the appropriate party of the applicable law and provide copies of such laws and implementing rules, including procedural due process rules prescribed by the state board of education for emergency expulsion.

(3) Advise regarding immunization services that are available from or through the local health department and other public agencies.

(4) Order an emergency expulsion of the student from school and state that such order is effective immediately upon receipt of the notice.

#### NEW SECTION

WAC 180-38-060 PRIVATE SCHOOLS—CONTENT OF WRITTEN NOTICE. The written notice for private school students shall:

(1) Advise the appropriate party of the applicable law and provide copies of such law and implementing rules.

(2) Advise regarding immunization services that are available from or through the local health department or other public agencies.

(3) Order the exclusion of the student from school and state that such order is effective upon receipt of the notice.

#### NEW SECTION

WAC 180-38-065 EXCLUSION OF STUDENTS FOR FAILURE TO COMPLY. The chief administrator of each public or private school shall exclude from such school all students who fail to comply with the public policy stated within WAC 180-38-045: PROVIDED, That if the chief administrator did not provide written notice as required in WAC 180-38-050 prior to the student's first day of attendance at such school, the emergency expulsion or exclusion shall be stayed until the notice is received.

#### NEW SECTION

WAC 180-38-070 SUPPLEMENTING RULES OF SPI. Chapter 392-183 WAC contains rules of the superintendent of public instruction which supplement this chapter.

**WSR 85-20-041**

**ADOPTED RULES**

**STATE BOARD OF EDUCATION**

[Order 21-85—Filed September 25, 1985]

Be it resolved by the State Board of Education, acting at Campbell's Lodge, Chelan, Washington, that it does adopt the annexed rules relating to pupil personnel services, chapter 180-52 WAC.

This action is taken pursuant to Notice No. WSR 85-16-037 filed with the code reviser on July 31, 1985. 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, 28A.31.118 and chapter 28A.31 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 September 20, 1985.  
By Monica Schmidt  
Secretary

**REPEALER**

The following sections of the Washington Administrative Code are repealed:

- WAC 180-52-040 PURPOSE.
- WAC 180-52-045 DEFINITIONS.
- WAC 180-52-050 DETERMINATION, ORDER OF EXCLUSION AND NOTICE.
- WAC 180-52-055 RIGHT TO A HEARING—NOTICE TO SCHOOL OFFICIAL.
- WAC 180-52-060 PREHEARING AND HEARING RIGHTS—DECISION AND NOTICE THEREOF.
- WAC 180-52-065 ISSUES TO BE DECIDED.

**WSR 85-20-042**

**ADOPTED RULES**

**DEPARTMENT OF AGRICULTURE**

[Order 1872—Filed September 25, 1985—Eff. November 1, 1985]

I, C. Alan Pettibone, director of the Washington State Department of Agriculture, do promulgate and adopt at Olympia, Washington, the annexed rules relating to Washington Egg Commission, new chapter 16-514 WAC.

This action is taken pursuant to Notice No. WSR 85-14-103 filed with the code reviser on July 3, 1985. These rules shall take effect at a later date, such date being November 1, 1985.

This rule is promulgated pursuant to chapter 15.65 RCW and is intended to administratively implement that statute.

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

APPROVED AND ADOPTED September 24, 1985.  
By C. Alan Pettibone  
Director

**Chapter 16-514 WAC  
WASHINGTON EGG COMMISSION**

**WAC**

- 16-514-010 Definition of terms.
- 16-514-020 Egg commodity board.
- 16-514-030 Marketing order purposes.
- 16-514-040 Assessments and collections.
- 16-514-041 Time—Place—Method for payment and collection of assessments.
- 16-514-050 Obligations of the board.
- 16-514-060 Termination of the order.
- 16-514-070 Effective time.
- 16-514-080 Separability.

**NEW SECTION**

WAC 16-514-010 DEFINITION OF TERMS.  
For the purpose of this marketing order:

- (1) "Director" means the director of agriculture of the state of Washington or the duly appointed representative.
- (2) "Department" means the department of agriculture of the state of Washington.
- (3) "Act" means the Washington Agricultural Enabling Act of 1961 or chapter 15.65 RCW.
- (4) "Person" means any person, firm, association, or corporation.
- (5) "Affected producer" means any person who produces eggs in commercial quantities for fresh shell egg market, for further processing, or for sale to processors in the state of Washington.
- (6) "Commercial quantity" means any eggs produced for a market in quantities of sixty-seven thousand five hundred dozen or more, by a producer in any calendar year.
- (7) "Handler" means any person who acts as principal or agent or otherwise in processing, selling, marketing, or distributing eggs not produced by him/her.
- (8) "Egg commodity board," hereinafter referred to as "board," means the commodity board formed under the provisions of WAC 16-514-020.
- (9) "Eggs" means eggs from domesticated chickens which are sold for human consumption either in shell egg form or for further processing into egg products. This excludes hatching eggs intended for use by hatcheries for production of baby chicks.
- (10) "Fiscal year" means the twelve-month period beginning with January 1 of any year and ending with the last day of December following, both dates being inclusive.
- (11) "Producer-handler" means any person who acts both as a producer and as a handler with respect to eggs. A producer-handler shall be deemed to be a producer with respect to the eggs which he/she produces and a handler with respect to the eggs which he/she handles, including those produced by himself/herself.
- (12) "Affected area" means the state of Washington.
- (13) "Sell" includes offer for sale, expose for sale, have in possession for sale, exchange, barter, or trade.
- (14) "Affected unit" means one dozen eggs.
- (15) "Order" means marketing order.

NEW SECTION**WAC 16-514-020 EGG COMMODITY BOARD.**

(1) **ADMINISTRATION.** The provisions of this marketing order and the applicable provisions of chapter 15.65 RCW shall be administered and enforced by the board as the designee of the director.

**(2) BOARD MEMBERSHIP.**

(a) The board shall consist of eight members. Seven members shall be affected producers or their representatives elected as provided in this section. The director shall appoint one member who is neither an affected producer nor a handler to represent the department and the public.

(b) For the purpose of nomination and election of producer members of the board, the affected area shall be the state of Washington, and members shall be elected members at large.

(3) **BOARD MEMBERSHIP QUALIFICATIONS.** The affected producer members of the board or their representatives shall be producers of eggs and shall be citizens and residents of the state of Washington, over the age of twenty-five years, each of whom is and has been actually engaged in producing eggs within the state of Washington for a period of five years and has, during that time, derived a substantial portion of his/her income therefrom. Producer-handlers shall be considered to be acting only as producers for purpose of election and membership on a commodity board. The qualifications of members of the board as herein set forth must continue during the terms of office.

**(4) TERM OF OFFICE.**

(a) The term of office, for members of the board shall be three years, and one-third of the membership as nearly as possible shall be elected each year.

(b) Membership positions on the board shall be designated numerically; affected producers shall have positions one through six and the member appointed by the director, position seven.

(c) The term of office for the initial board members shall be as follows:

Positions one and two – one year;

Positions three and four – two years;

Positions five, six, and seven – three years.

(d) No elected individual member of the board may serve more than two full consecutive three-year terms.

(5) **NOMINATION AND ELECTION OF BOARD MEMBERS.** Each year the director shall call for a nomination meeting. Such meeting shall be held at least thirty days in advance of the date set by the director for the election of board members. Notice of every such meeting shall be published in a newspaper of general circulation within the production area not less than ten days in advance of the date of such meeting; and, in addition, written notice of every such meeting shall be given to all affected producers according to the list maintained by the director pursuant to RCW 15.65.200. Nonreceipt of notice by any interested person shall not invalidate the proceedings at such nomination meeting. Any qualified affected producer may be nominated orally for membership on the board at such nomination meeting. Nominations may also be made within five days after any such meeting by

written petition filed with the director, signed by not less than five affected producers. At the inception of this marketing order, nominations may be made at the issuance hearing.

**(6) ELECTION OF BOARD MEMBERS.**

(a) Members of the board shall be elected by secret mail ballot within the month of October under the supervision of the director. Affected producer members of the board shall be elected by a majority of the votes cast by the affected producers. Each affected producer shall be entitled to one vote.

(b) If a nominee does not receive a majority of the votes on the first ballot, a run-off election shall be held by mail in a similar manner between the two candidates for such position receiving the largest number of votes.

(c) Notice of every election for board membership shall be published in a newspaper of general circulation within the production area not less than ten days in advance of the date of such election. Not less than ten days prior to every election for board membership, the director shall mail a ballot of the candidates to each affected producer entitled to vote whose name appears on the list of such affected producers maintained by the director in accordance with RCW 15.65.200. Any other affected producer entitled to vote may obtain a ballot by application to the director upon establishing his qualifications. Nonreceipt of a ballot by any affected producer shall not invalidate the election of any board members.

(7) **VACANCIES PRIOR TO ELECTION.** In the event of a vacancy on the board, the remaining elected members shall select a qualified person to fill the unexpired term.

(8) **QUORUM.** A majority of the members shall constitute a quorum for the transaction of all business and the carrying out of all duties of the board.

(9) **BOARD COMPENSATION.** No member of the board shall receive any salary or other compensation, but each member may be compensated for each day in actual attendance at or traveling to and from meetings of the board or on special assignment for the board, in accordance with RCW 43.03.230 together with travel expenses in accordance with RCW 43.03.050 and 43.03.060.

(10) **POWERS AND DUTIES OF THE BOARD.** The board shall have the following powers and duties:

(a) To administer, enforce, and control the provisions of this order as the designee of the director.

(b) To elect a chairman and such other officers as the board deems advisable.

(c) To employ and discharge at its discretion such personnel as the board determines necessary and proper to carry out the purpose of the order and effectuate the declared policies of the act.

(d) To pay from moneys collected as assessments or advances thereon the costs arising in connection with the formulation, issuance, administration, and enforcement of the order. Such expenses and costs may be paid by check, draft, or voucher in such form and in such manner and upon the signature of the person as the board may prescribe.

(e) To reimburse any applicant who has deposited with the director in order to defray the costs of formulating the order.

(f) To establish an "egg board marketing revolving fund" and such fund to be deposited in a bank or banks or financial institution or institutions, approved for the deposit of state funds, in which all money received by the board, except as the amount of petty cash for each day's needs, not-to-exceed one hundred dollars, shall be deposited each day.

(g) To keep or cause to be kept in accordance with accepted standards of good accounting practice, accurate records of all assessments, paid outs, moneys, and other financial transactions made and done pursuant to this order. Such records, books, and accounts shall be audited subject to procedures and methods lawfully prescribed by the state auditor. Such books and accounts shall be closed as of the last day of each fiscal year. A copy of such audit shall be delivered within thirty days after the completion thereof to the governor, the director, the state auditor, and the board.

(h) To require a bond of all board members and employees of the board in a position of trust in the amount the board shall deem necessary. The premium for such bond or bonds shall be paid by the board from assessments collected. Such bond shall not be necessary if any such board member or employee is covered by any blanket bond covering officials or employees of the state of Washington.

(i) To prepare a budget or budgets covering anticipated income and expenses to be incurred in carrying out the provisions of the order during each fiscal year.

(j) To establish by resolution, a headquarters which shall continue as such unless and until so changed by the board. All records, books, and minutes of board meetings shall be kept at such headquarters.

(k) To adopt rules and regulations of a technical or administrative nature, subject to the provisions of chapter 34.04 RCW (Administrative Procedure Act).

(l) To carry out the provisions of RCW 15.65.510 covering the obtaining of information necessary to effectuate the provisions of the order and the act, along with the necessary authority and procedure for obtaining such information.

(m) To bring actions or proceedings upon joining the director as a party for specific performance, restraint, injunction, or mandatory injunction against any person who violates or refuses to perform the obligations or duties imposed upon the person by the act or the order.

(n) To confer with and cooperate with the legally constituted authorities of other states and of the United States for the purpose of obtaining uniformity in the administration of federal and state marketing regulations, licenses, agreements, or orders.

(o) To carry out any other grant of authority or duty provided designees and not specifically set forth in this section.

(11) PROCEDURES FOR BOARD.

(a) The board shall hold regular meetings, at least semiannually, and such meetings shall be held in accordance with chapter 42.30 RCW (Open Public Meetings Act).

(b) The board shall hold an annual meeting, at which time an annual report will be presented. The proposed budget shall be presented for discussion at the meeting.

Notice of the annual meeting shall be given by the board at least ten days prior to the meeting by written notice to each producer and by notifying the regular news media.

(c) The board shall establish by resolution, the time, place, and manner of calling special meetings of the board with reasonable notice to the members: PROVIDED, That the notice of any special meeting may be waived by a waiver thereof by each member of the board.

NEW SECTION

WAC 16-514-030 MARKETING ORDER PURPOSES. The marketing order is to promote the general welfare of the state, to enable producers of eggs to help themselves establish orderly, fair, sound, efficient, unhampered marketing. To carry out the purposes of the marketing order, the board may provide for programs in the following areas:

(1) Establish plans and conduct programs for advertising, labeling, sales, promotion, and consumer education, and/or other programs for maintaining present markets and/or creating new or larger markets for eggs. Such programs shall be directed toward increasing the sale of eggs without reference to any particular brand or trade name and shall neither make use of false or unwarranted claims in behalf of eggs nor disparage the quality, value, sale, or use of any other agricultural commodity.

(2) Provide for research in the production, processing, and/or marketing of eggs and expend the necessary funds for such purposes. Insofar as practicable, such research shall be carried on by experiment stations of Washington State University, but if in the judgment of the board, said experiment stations do not have the facilities for a particular project or if some other research agency has better facilities therefore, the project may be carried out by other research agencies selected by the board.

(3) Provide for marketing information and services to affected producers.

(4) Investigate and take necessary action to prevent unfair trade practices and to correct where possible, trade practices which hinder marketing of Washington produced eggs.

(5) Prohibit making or publishing false or misleading advertising. Such regulation may authorize uniform trade practices applicable to all similarly situated handlers and/or other persons.

(6) The board may authorize use of any money received and of any persons employed thereunder for legal proceedings, of any type and in the name of any person, directed to the enforcement of this or any other law in force in the state of Washington relating to the prevention of unfair trade practices.

NEW SECTION

WAC 16-514-040 ASSESSMENTS AND COLLECTIONS. (1) Assessments.

(a) The assessment on all eggs shall be one-half cent per affected unit (one dozen).

(b) For the purpose of collecting assessments, the board may:

(i) Require handlers to collect producer assessments from producers whose production they handle, and remit the same to the board; or

(ii) Require the person subject to the assessment to give adequate assurance or security for its payment.

(iii) For the purpose of assuring compliance with the recordkeeping requirements and verifying reports filed by producers or handlers, the director and the board through its duly authorized employees, shall have access to and the authority to audit such records.

(iv) All reports and records furnished or submitted by producers or handlers to, or obtained by the employees of, the board which contain data or information constituting a trade secret or disclosing the trade position, financial condition, or business operations of the particular producer or handler from whom received, shall be treated as confidential, and the reports and all information obtained from records shall not be disclosed to board members and shall at all times be kept in the custody and under the control of one or more employees of the board who shall not disclose such information to any person other than the director, or his authorized agents. Compilations of general reports from data and information submitted by producers or handlers is authorized subject to the prohibition of disclosure of individual producers' or handlers' identity or operations.

(2) Collections. Any moneys collected or received by the board pursuant to the provisions of the marketing order during or with respect to any year, may be refunded on a pro rata basis at the close of such year or at the close of such period as the board determines to be reasonably adapted to effectuate the declared policies of this act and the purposes of such marketing order, to all persons from whom such moneys were collected or received or may be carried over into and used with respect to the next succeeding year, or period whenever the board finds that the same will tend to effectuate such policies and purposes.

(3) Penalties. Any due and payable assessment herein levied in such specified amount as may be determined by the board pursuant to the provisions of the act and the marketing order, shall constitute a personal debt of every person so assessed or who otherwise owes the same, and the same shall be due and payable to the board when payment is called for by it. In the event any person fails to pay the board the full amount of such assessment or such other sum on or before the date due, the board may, and is hereby authorized to, add to such unpaid assessment or sum an amount not exceeding ten percent of the same to defray the cost of enforcing the collecting of the same. In the event of failure of such person or persons to pay any such due and payable assessment or other such sum, the board may bring a civil action against such person or persons in a state court of competent jurisdiction for the collection thereof, together with the above specified ten percent thereon, and such action shall be tried and judgment rendered as in any other cause of action for debt due and payable.

#### NEW SECTION

WAC 16-514-041 TIME—PLACE—METHOD FOR PAYMENT AND COLLECTION OF ASSESSMENTS. The following procedure is established for the reporting and paying of assessments levied pursuant to RCW 15.65.410 and WAC 16-514-040:

(1) All first handlers of eggs for resale or for processing shall withhold the amount of the assessment from their remittance to growers and transmit same to the commission. All such assessments accumulated in one calendar month will be due and payable to the commission on or before the end of the following calendar month. First handlers shall submit to the commission on or before December 31 of each year, a report listing the name, address, cases handled or purchased, and amount deducted or collected for each producer on forms provided by the commission.

(2) All affected producers selling eggs other than to first handlers for resale or processing, whether selling direct or through brokers, and including all sales at retail, shall pay the assessment directly to the commission, on or before the end of the following calendar month.

(3) Any assessments paid after the above deadlines shall be accompanied by a penalty fee of ten percent as provided in RCW 15.65.440 of the act.

(4) All hatching eggs are exempt from this order.

#### NEW SECTION

WAC 16-514-050 OBLIGATIONS OF THE BOARD. Obligations incurred by the board or employee or agent thereof pertaining to their performance or non-performance or misperformance of any matters or things authorized, required, or permitted them by the act or this order, and any other liabilities or claims against them or any of them shall be enforced in the same manner as if the whole organization under the order were a corporation. No liability for the debts or actions of the board, employee, or agent incurred in their official capacity under this order shall exist either against the board, officers, employees, and/or agents in their individual capacity, nor against the state of Washington or any subdivision or instrumentality thereof nor against any other organization, administrator, or board (or employee or agent thereof) established pursuant to this act or the assets thereof. The board, and its agents and employees, shall not be held responsible individually in any way whatsoever to any person for errors in judgment, mistakes, or other acts, either of commission or omission, as principal, agent, person, or employee, except for their own individual acts of dishonesty or crime. No such person or employee shall be held responsible individually for any act or omission of any other board, member of the board, or other person. The liability of the members of the board shall be several and not joint and no member shall be liable for the default of any other member.

#### NEW SECTION

WAC 16-514-060 TERMINATION OF THE ORDER. The order shall be terminated if the director finds that fifty-one percent by numbers and fifty-one

percent by volume of production of the affected producers favor or assent such dissolution. The director may ascertain without compliance with RCW 15.65.050 through 15.65.130 of the act whether such termination is so assented to or favored whenever twenty percent by numbers or twenty percent by volume of production of the affected producers file written application with the director for such termination. The termination shall not, however, become effective until the expiration of the fiscal year.

#### NEW SECTION

WAC 16-514-070 EFFECTIVE TIME. (1) This marketing order for eggs shall become effective on or after November 1, 1985.

(2) This order shall remain in full force and effect until December 31, 1990, unless terminated prior thereto under the provisions of chapter 15.65 RCW as set forth in WAC 16-514-060: PROVIDED, That if it remains in effect until December 31, 1990, the director shall conduct a referendum election as required for the approval of an order under chapter 15.65 RCW at such time prior to such date so that he may determine if the affected producers desire that the order be terminated on such date or continued in full force and effect beyond such date. All costs of conducting such election shall be defrayed from the funds of the commission.

#### NEW SECTION

WAC 16-514-080 SEPARABILITY. If any provisions hereof are declared invalid, or the applicability thereof to any person, circumstances, or thing is held invalid, the validity of the remainder hereof or of the applicability thereof to any other person, circumstances, or thing shall not be affected thereby.

### WSR 85-20-043

#### ADOPTED RULES

#### DEPARTMENT OF AGRICULTURE

[Order 1873—Filed September 25, 1985]

I, C. Alan Pettibone, director of the Washington State Department of Agriculture, do promulgate and adopt at Olympia, Washington, the annexed rules relating to onion white rot quarantine, chapter 16-470 WAC.

This action is taken pursuant to Notice Nos. WSR 85-15-054 and 85-19-002 filed with the code reviser on July 17, 1985, and September 5, 1985. 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 17.24 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 September 25, 1985.  
By C. Alan Pettibone  
Director

#### NEW SECTION

WAC 16-470-300 QUARANTINE—ONION WHITE ROT DISEASE. The director finds that onion white rot disease is detrimental to the onion industry of Washington state and a quarantine is established to prevent the spread and introduction of onion white rot disease within noninfested areas of Washington state.

#### NEW SECTION

WAC 16-470-310 ONION WHITE ROT DISEASE—AREA UNDER ORDER. The area under quarantine for onion white rot disease includes Adams, Franklin, and Grant counties.

#### NEW SECTION

WAC 16-470-320 ONION WHITE ROT DISEASE—RESTRICTIONS—CONTROL—PREVENTION—SANITATION. The following restrictions are declared to be the proper methods for the control and prevention of the introduction of onion white rot disease which shall be used in the quarantine area described in WAC 16-470-310:

(1) No person shall import into the quarantine area for the purpose of planting or propagation bulbs, sets, or seedlings of onion, garlic, leek, chive, shallots, or other *Allium* spp. except those produced in and shipped from any area of this state or other states where onion white rot is not known to occur, and each shipment shall be certified to be free from white rot disease by the origin state department of agriculture.

(2) Except as provided in this chapter, no person shall in any manner import or move soil, machinery, tools, or equipment into the quarantine area, which have been previously used in any manner on fields outside the quarantine area where the host plants named in subsection (1) of this section have been cultivated. Machinery, tools or equipment may be imported or moved into the quarantine area with prior approval from the department: PROVIDED, That the soil, machinery, tools or equipment are cleaned and sterilized to the satisfaction of the department prior to movement into the quarantine area. The cleaning shall include the thorough removal of all dirt by the use of steam under pressure. Sterilization shall be accomplished by the use of steam. For the purposes of this section, "machinery, tools or equipment" includes but is not limited to vehicles, farm trucks, harvesters, and tillage equipment.

(3) The department may stop the movement of any machinery, tools, or equipment into or within the quarantine area which have not been cleaned and sterilized as provided in this section.

(4) No person shall knowingly import into the quarantine area livestock which have been pastured on irrigated fields known to be infested with white rot or have been fed white rot infested plant parts; nor shall white rot infested plant parts be imported into the quarantine area for livestock feed; nor shall white rot infested plant

parts found in the quarantined area be fed to livestock. No restrictions are imposed by this quarantine on livestock moving to feed lots, sale yards, or exhibition sites (such as fairgrounds, shows, etc.) in the quarantined area.

#### NEW SECTION

**WAC 16-470-330 ONION WHITE ROT DISEASE—ENFORCEMENT.** (1) The department may inspect any onions or onion planting areas within the quarantine area during any time of the year to determine whether the disease organism is present. If the department finds that any onions, whether they are being transported, or any fields are infested with the disease organism, the department may seize any infested onions which are separated from the land on which grown, or by written order direct the control and eradication of an infestation. The written order shall be mailed or hand delivered to the onion grower or field owner.

(2) Movement of infested onions within the quarantine area or removal of infested onions from the quarantine area shall be carried out only with the department's prior approval and under its supervision.

(3) Control and eradication methods used shall be only those approved by the department and Washington State University and may include:

(a) The destruction of any infested onions;

(b) A directive that a specific part or all of any infested area be taken out of onion production;

(c) A directive that any infested area be fenced, properly diked to prevent off-flow of irrigation or rainwater, and planted to an approved crop which will prevent soil erosion and will not require annual tillage;

(d) Prohibit the pasturing of animals on any infested area;

(e) A directive that equipment, tools and machinery used on an infested area be cleaned and sterilized as described in WAC 16-470-320 prior to removal from the area.

#### NEW SECTION

**WAC 16-470-340 ONION WHITE ROT DISEASE—RESEARCH.** The department may, with the consent of the owner, allow use of an infested growing area as an experimental plot by Washington State University for onion white rot research. Use of the growing area for research shall be subject to the prior approval of, and supervised by the department.

#### **WSR 85-20-044**

##### **ADOPTED RULES**

#### **EDMONDS COMMUNITY COLLEGE**

[Resolution No. 85-8-3—Filed September 25, 1985]

Be it resolved by the board of trustees of Edmonds Community College, acting at Lynnwood Hall, Room 424, Edmonds Community College, Lynnwood, Washington 98036, that it does adopt the annexed rules relating to dismissal of tenured and probationary faculty members, chapter 132Y-140 WAC.

This action is taken pursuant to Notice No. WSR 85-16-001 filed with the code reviser on July 25, 1985. 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 pursuant to RCW 28B.50.140 and 28B.50.850 and is intended to administratively implement that statute.

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 September 19, 1985.

By Jennis J. Bapst  
V.P. for Planning, Development  
and Extended Learning

#### REPEALER

The following sections of the Washington Advisory Code are hereby repealed:

WAC 132Y-140-102 REDUCTION IN FORCE  
WAC 132Y-140-104 REDUCTION IN FORCE  
UNITS AND PROCEDURE FOR ASSIGNMENT

#### **WSR 85-20-045**

##### **ADOPTED RULES**

##### **BOARD FOR**

#### **COMMUNITY COLLEGE EDUCATION**

[Order 104, Resolution No. 85-26—Filed September 25, 1985]

Be it resolved by the State Board for Community College Education, acting at Port Angeles, Washington, that it does adopt the annexed rules relating to capital projects funded on the basis of voluntary student fees.

This action is taken pursuant to Notice No. WSR 85-16-102 filed with the code reviser on August 6, 1985. 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.50.090(8) 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 September 12, 1985.

By Gilbert J. Carbone  
Assistant Director

#### NEW SECTION

**WAC 131-24-040 CAPITAL PROJECTS FUNDED ON THE BASIS OF VOLUNTARY STUDENT FEES.** (1) A request for approval of a capital project proposed to be funded from revenue derived from fees

that students voluntarily maintain upon themselves pursuant to RCW 28B.15.610 must be supported by evidence that:

(a) The student fee was approved by a majority vote, as defined by the constitution or governing policies of the student government, at a general election of the student body.

(b) The college district has identified an alternative source of funding in the event the fee is discontinued or revenues fall below the required level. The alternative funding source is sufficient to cover the full costs of the project, including debt service in the case of borrowed funds.

(2) When a capital project is to be financed by borrowed funds repayable from revenue derived from fees that students voluntarily maintain upon themselves, the following criteria shall be met:

(a) For at least two quarters prior to consideration of the project proposal by the state board, the revenue from the student fee must have been placed in reserve for use in the project.

(b) The duration of the terms of the loan shall not exceed ten years.

(c) Preliminary notification to the state board of the approval of the voluntary fee and the general nature and scope of the proposed project shall be made prior to collection of the fee.

(d) Final approval shall be based on presentation of details of the terms of the anticipated loan.

#### WSR 85-20-046

##### ADOPTED RULES

#### UTILITIES AND TRANSPORTATION COMMISSION

[Order R-240, Cause No. TG-1903—Filed September 25, 1985]

In the matter of amending WAC 480-70-120 and 480-70-150 relating to garbage and/or refuse certificates.

This action is taken pursuant to Notice No. WSR 85-17-075 filed with the code reviser on August 21, 1985. This rule change hereinafter adopted shall take effect pursuant to RCW 34.04.040(2).

This rule-making proceeding is brought on pursuant to RCW 80.01.040 and is intended administratively to implement these statutes.

This rule-making proceeding is in compliance with the Open Public Meetings Act (chapter 42.30 RCW), the Administrative Procedure Act (chapter 34.04 RCW), the State Register Act (chapter 34.08 RCW), the State Environmental Policy Act of 1971 (chapter 43.21C RCW), and the Regulatory Fairness Act (chapter 19.85 RCW).

Pursuant to Notice No. WSR 85-17-075 the above matter was scheduled for consideration at 9:00 a.m., Wednesday, September 25, 1985, in the Commission's Hearing Room, Sixth Floor, Highways-Licenses Building, Olympia, Washington, before Chairman Sharon L. Nelson and Commissioners Robert W. Bratton and Richard D. Casad.

Under the terms of said notice, interested persons were afforded the opportunity to submit data, views, or arguments to the commission in writing prior to September 20, 1985. Under the terms of said notice, interested persons were afforded the opportunity to submit data, views, or arguments orally at 9:00 a.m., Wednesday, September 25, 1985, in the Commission's Hearing Room, Sixth Floor, Highways-Licenses Building, Olympia, Washington.

At the September 25, 1985, meeting the commission considered the rule change proposal. Written comments were received from Richard L. Wiehl, attorney for Yakima Valley Disposal, and Mrs. Nona M. Brazier, General Manager of Northwest Recovery Systems, Inc. No oral comments were presented.

The rule change affects no economic values.

In reviewing the entire record herein, it has been determined that WAC 480-70-120 and 480-70-150 should be amended to read as set forth in Appendix A shown below and by this reference made a part hereof. WAC 480-70-120 and 480-70-150 as amended will make more efficient the processing of applications for authority to transport garbage and/or refuse under contract with the United States of America or any agency thereof. The rule gives practical recognition to Article 6, Clause 2, of the United States Constitution. (Supremacy Clause)

#### ORDER

WHEREFORE, IT IS ORDERED That WAC 480-70-120 and 480-70-150 as set forth in Appendix A, be amended as a rule of the Washington Utilities and Transportation Commission to take effect pursuant to RCW 34.04.040(2).

IT IS FURTHER ORDERED That the order and the annexed rule, after first being recorded in the order register of the Washington Utilities and Transportation Commission, shall be forwarded to the code reviser for filing pursuant to chapter 34.04 RCW and chapter 1-12 WAC.

DATED at Olympia, Washington, this 25th day of September, 1985.

Washington Utilities and Transportation Commission  
Sharon L. Nelson, Chairman  
Robert W. Bratton, Commissioner  
Richard D. Casad, Commissioner

#### APPENDIX "A"

AMENDATORY SECTION (Amending Order R-90, filed 1/19/77)

WAC 480-70-120 CERTIFICATES, APPLICATION FOR. Applications for certificates, extension of service, line, route, or territory under certificates, shall be typewritten, on forms to be furnished by the commission, giving all information therein requested, sworn to before a notary public and accompanied by the applicable fee. Such applications must specifically and fully describe the line, route, or territory by reference to specific known and ascertainable streets, avenue, roads, or highways or boundaries, or by metes and bounds. In addition, such applications must have attached thereto a map

specifically delineating the line, route, or territory for which application to serve is made. Where such line, route, or territory is not specifically described as required in this rule, the commission may defer consideration of the application until this rule is complied with, or, in its discretion, may reject the application. Applications for authority to provide service under a contract with the United States of America or any agency thereof shall be accompanied by a certified copy of the fully executed contract. Such contract authority will be issued without hearing for a period coextensive with the duration of the contract subject to compliance by the applicant with all other applicable requirements of chapter 81.77 RCW and chapter 480-70 WAC.

**AMENDATORY SECTION** (Amending Order R-191, Cause No. TG-1575, filed 6/23/82)

**WAC 480-70-150 CERTIFICATES, APPLICATIONS—NOTICE TO EXISTING CARRIERS.** (1) For the purposes of this rule, applications for permanent authority shall include applications for permanent certificates or extensions of certificate authority, and requests for authority to sell, assign, lease or transfer outstanding certificates or any rights thereunder. Not included are applications for contract certificates under fully executed contracts with the United States of America or any agency thereof.

(2) Except as hereinafter provided, the commission shall notify by means of its weekly application docket all known existing garbage and/or refuse collection companies who, at the time of the filing of an application for permanent authority, are serving, or hold authority to serve, the route, line, or territory described in the application, of the filing of same. Such existing certificate holders or a garbage and/or refuse collection organization, association, or conference on behalf of such existing certificate holders shall have twenty days from the date of such notice to file with the commission their opposition to the application. Protests should set forth specifically the grounds upon which they are made and contain a concise statement of the interest of the protestant in the proceeding. Applications for authority to provide service to the United States of America or any agency thereof shall not be subject to docketing and protest.

**WSR 85-20-047**

**ADOPTED RULES**

**UTILITIES AND TRANSPORTATION  
COMMISSION**

[Order R-241, Cause No. TC-1904—Filed September 25, 1985]

In the matter of amending WAC 480-30-100 relating to operation of motor vehicles.

This action is taken pursuant to Notice No. WSR 85-17-076 filed with the code reviser on August 21, 1985. This rule change hereinafter adopted shall take effect pursuant to RCW 34.04.040(2).

This rule-making proceeding is brought on pursuant to RCW 80.01.040 and is intended administratively to implement these statutes.

This rule-making proceeding is in compliance with the Open Public Meetings Act (chapter 42.30 RCW), the Administrative Procedure Act (chapter 34.04 RCW), the State Register Act (chapter 34.08 RCW), the State Environmental Policy Act of 1971 (chapter 43.21C RCW), and the Regulatory Fairness Act (chapter 19.85 RCW).

Pursuant to Notice No. WSR 85-17-076 the above matter was scheduled for consideration at 9:00 a.m., Wednesday, September 25, 1985, in the Commission's Hearing Room, Sixth Floor, Highways-Licenses Building, Olympia, Washington, before Chairman Sharon L. Nelson and Commissioners Robert W. Bratton and Richard D. Casad.

Under the terms of said notice, interested persons were afforded the opportunity to submit data, views, or arguments to the commission in writing prior to September 20, 1985. Under the terms of said notice, interested persons were afforded the opportunity to submit data, views, or arguments orally at 9:00 a.m., Wednesday, September 25, 1985, in the Commission's Hearing Room, Sixth Floor, Highways-Licenses Building, Olympia, Washington.

At the September 25, 1985, meeting the commission considered the rule change proposal. No written or oral comments were received.

The rule change affects no economic values.

In reviewing the entire record herein, it has been determined that WAC 480-30-100 should be amended to read as set forth in Appendix A shown below and by this reference made a part hereof. WAC 480-30-100 as amended will implement the requirements of chapter 236, Laws of 1985 (Washington Clean Indoor Air Act) by prohibiting smoking on common carrier buses subject to the jurisdiction of the commission.

**ORDER**

**WHEREFORE, IT IS ORDERED** That WAC 480-30-100 as set forth in Appendix A, be amended as a rule of the Washington Utilities and Transportation Commission to take effect pursuant to RCW 34.04.040(2).

**IT IS FURTHER ORDERED** That the order and the annexed rule, after first being recorded in the order register of the Washington Utilities and Transportation Commission, shall be forwarded to the code reviser for filing pursuant to chapter 34.04 RCW and chapter 1-12 WAC.

**DATED** at Olympia, Washington, this 25th day of September, 1985.

Washington Utilities and Transportation Commission  
Sharon L. Nelson, Chairman  
Robert W. Bratton, Commissioner  
Richard D. Casad, Commissioner

**APPENDIX "A"**

**AMENDATORY SECTION** (Amending Order R-215, Cause No. TC-1786, filed 7/11/84)

**WAC 480-30-100 OPERATION OF MOTOR VEHICLES.** (1) All motor vehicles shall be operated in accordance with the requirements of existing state laws

and no driver or operator thereof shall operate the same in any other than a careful and prudent manner, nor at any greater speed than is reasonable or proper, having due regard to the traffic and use of the highway by others, or so as to endanger the life and limb of any person.

(2) Qualifications of drivers. Adoption of United States Department of Transportation motor carrier safety regulations. The rules and regulations governing qualifications of drivers prescribed by the United States Department of Transportation in Title 49, Code of Federal Regulations, part 391, excluding paragraphs (a) and (b) of section 391.2, section 391.69, subparagraph (2) of paragraph 391.71(a), and subparagraph (4) of paragraph 391.71(b); as well as and including all appendices and amendments thereto, in effect on January 1, 1983, are adopted and prescribed by the commission to be observed by all auto transportation companies or excursion service companies operating under chapter 81.68 RCW except:

(a) The minimum age requirement for drivers prescribed in subparagraph (1) of paragraph 391.11(b) shall be eighteen years of age.

(b) With respect to the limited exemption prescribed in section 391.61, the time period identified therein shall be the period of time prior to the effective date of this rule.

(c) With respect to the limited exemptions prescribed in sections 391.65 and 391.71, the time periods identified in these sections shall have as a starting date the effective date of this rule.

(3) No driver or operator of a motor vehicle carrying passengers shall smoke any cigar, cigarette, tobacco or other substance in such vehicle during the time he is driving the vehicle.

(4) No driver or operator of a motor vehicle shall create any disturbance or unnecessary noise to attract persons to the vehicle.

(5) The rules and regulations relating to drivers' logs and drivers' hours of service adopted by the United States Department of Transportation in Title 49, Code of Federal Regulations, part 395, as well as and including all appendices and amendments thereto in effect on January 1, 1983, are adopted and prescribed by the commission to be observed by all auto transportation companies or excursion service companies operating under chapter 81.68 RCW, except that the radius distance identified in paragraph (f) of section 395.8 shall be one hundred miles.

(6) No driver or operator of any motor vehicle used in the transportation of passengers shall refuse to carry any person offering himself or herself at a regular stopping place for carriage and who tenders the regular fare to any stopping place on the route of said motor vehicle, or between the termini thereof, if allowed to carry passengers to such point under the certificate for such route: **PROVIDED, HOWEVER,** That the driver or operator of such motor vehicle may refuse transportation to any person who is in an intoxicated condition or conducting himself in a boisterous or disorderly manner or is using profane language, who is suffering from a contagious disease, or whose condition is such as to be obnoxious to passengers on such motor vehicle. A driver is responsible

for the comfort, safety and peace of mind of his passengers to the extent that he should be constantly on the alert for and immediately correct any act of misconduct on the part of occupants of the vehicle.

(7) No auto transportation company or excursion service company operating any motor vehicle used in the transportation of persons, shall permit smoking on said vehicle either by passengers or other persons while present in said motor vehicle.

Auto transportation companies and excursion service companies shall place suitable signs in buses, of sufficient size and number to adequately inform passengers that smoking is not permitted in the motor vehicle(~~: PROVIDED, That any such company operating buses equipped with air conditioning or efficient ventilating systems may permit smoking therein on certain schedules and routes when and where in the judgment of the company management smoking can be permitted without offense to the nonsmoking traveling public, and then only to the extent shown on signs prominently displayed within the buses~~)).

(8) No motor vehicle used in the transportation of persons shall carry more persons than one hundred fifty percent of its rated carrying capacity but no paying passenger shall be required to stand for a distance in excess of twenty miles. The commission may amend, rescind or grant exceptions to this rule in the event of emergency.

(9) The front seat of all passenger carrying vehicles, if connected with the driver's seat, shall be considered as an emergency seat and no passenger will be allowed to occupy the same unless all of the other seats of such vehicle are fully occupied. In no case shall more than one passenger be allowed to occupy the front seat of any motor vehicle unless such seat is forty-eight or more inches in width in the clear. No passenger shall be allowed to sit in the front seat to the left of the driver.

(10) No motor vehicle used for the transportation of passengers shall carry or transport any baggage, trunk, crate or other load which shall extend beyond the running board of said motor vehicle on the left side.

(11) Except when specially authorized by the commission, no motor vehicle used in the transportation of passengers shall be operated or driven with any trailer or other vehicle attached thereto; except in case a vehicle becomes disabled while on a trip and is unable to be operated by its own power, such disabled vehicle may be towed without passengers to the nearest point where repair facilities are available. No right-hand drive vehicle shall be used except by special authorization of the commission and then only when equipped as directed by it.

(12) Accidents occurring in this state arising from or in connection with the operations of any auto transportation company or excursion service company operating under chapter 81.68 RCW resulting in an injury to any person, or the death of any person shall be reported by such carrier to the commission as soon as possible, but in no event later than twelve hours after the occurrence of the accident. The occurrence of such accidents shall be reported to the commission by telephone at the following numbers: 1-800-562-6150; or if the call is made from

out of the state: 1-206-753-6411. Copies of written reports of all accidents, including those described in this section, shall be maintained in the main office of the carrier subject to inspection by the commission.

(13) Auto transportation companies or excursion service companies transporting passengers shall maintain such comfort stations in a clean and sanitary condition along its line or route, and shall make such regular stops thereat as shall be necessary to care properly for the comfort of its patrons.

(14) Whenever the designations "director, bureau of motor carrier safety," "director, regional motor carrier safety office," "regional highway administrator," and "federal highway administration" are used in the respective parts of Title 49, Code of Federal Regulations, as described in subsections (2) and (5) of this section, such designations for the purpose of this rule shall mean the "Washington utilities and transportation commission."

**WSR 85-20-048**  
**ADOPTED RULES**  
**HIGHER EDUCATION**  
**PERSONNEL BOARD**

[Order 135—Filed September 25, 1985—Eff. November 1, 1985]

Be it resolved by the Higher Education Personnel Board, acting at the Peninsula College, Port Angeles, Washington, that it does adopt the annexed rules relating to Higher Education Personnel Board, amending WAC 251-04-050.

This action is taken pursuant to Notice Nos. WSR 85-14-046, 85-15-060 and 85-15-061 filed with the code reviser on June 28, 1985, and July 18, 1985. These rules shall take effect at a late date, such date being November 1, 1985.

This rule is promulgated under the general rule-making authority of the Higher Education Personnel Board as authorized in chapter 28B.16 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 September 20, 1985.

By John A. Spitz  
Director

AMENDATORY SECTION (Amending Order 117, filed 6/1/84)

WAC 251-04-050 HIGHER EDUCATION PERSONNEL BOARD. (1) The higher education personnel board is composed of three members appointed by the governor, subject to confirmation by the senate. Each odd-numbered year the governor shall appoint a member for a six-year term. Persons so appointed shall have clearly demonstrated an interest and belief in the merit principle, shall not hold any other employment with the state, shall not have been an officer of a political party

for a period of one year immediately prior to such appointment, and shall not be or become a candidate for partisan elective public office during the term to which they are appointed.

(2) Each member of the board shall be paid (~~fifty~~) one hundred dollars for each day in which he/she has actually attended a meeting of the board officially held or performs statutorily prescribed duties approved by the chairperson of the board. The members of the board may receive any number of daily payments for official meetings of the board actually attended. Members of the board shall also be reimbursed for necessary travel and other expenses incurred in the discharge of their official duties on the same basis as is provided for state officers and employees generally.

(3) At its first meeting following the appointment of all its members, and annually thereafter, the board shall elect a chairman and vice chairman from among its members to serve one year. The presence of at least two members of the board shall constitute a quorum to transact business. A written public record shall be kept by the board of all actions of the board.

(4) In the necessary conduct of its work, the board shall meet monthly unless there is no pending business requiring board action. Meetings shall be held on campuses of the various state institutions of higher education. Meetings may be called by the chairman of the board, or a majority of the members of the board. Hearings may be conducted by a hearing officer duly appointed by the board. An official notice of the calling of a hearing shall be filed with the director and all members of the board shall be notified.

(5) No release of material, or statement of findings shall be made except with the approval of a majority of the board.

(6) In the conduct of hearings or investigations, a member of the board, or the director, or the hearing officer appointed to conduct the hearing, may administer oaths.

(7) It shall be the duty of the board to promulgate rules and regulations providing for employee participation in the development and administration of personnel policies. To assure this right, personnel policies, rules, classification and pay plans, and amendments thereto, shall be acted on only after the board has given twenty calendar days' notice to, and considered proposals from employee representatives and institutions/related boards affected. In matters involving the various state community colleges, notice shall also be given to the state board for community college education. Complete and current compilations of all rules and regulations of the board in printed, mimeographed, or multigraphed form shall be available from the board without charge.

(8) The higher education personnel board shall adopt rules, consistent with the purposes and provisions of this chapter and with the best standards of personnel administration, regarding the basis and procedures to be followed for the dismissal, suspension, or demotion of an employee, and appeals therefrom; certification of names for vacancies, including promotions (~~and reemployment from layoff~~), with the number of names equal to four more names than there are vacancies to be filled, such

names representing applicants rated highest on eligibility lists; examination for all positions in the competitive and noncompetitive service; appointments; probationary periods of six to twelve months and rejections therein depending on the job requirements of the class; transfers; sick leaves and vacations; hours of work; layoffs when necessary and subsequent reemployment according to seniority; determination of appropriate bargaining units within any institution or related board: PROVIDED, That in making such determination the board shall consider the duties, skills, and working conditions of the employees, the history of collective bargaining by the employees and their bargaining representatives, the extent of organization among the employees and the desires of the employees; certification and decertification of exclusive bargaining representatives; agreements between institutions or related boards and certified exclusive bargaining representatives providing for grievance procedures and collective negotiations on all personnel matters over which the institution/related board may lawfully exercise discretion; written agreements may contain provisions for payroll deductions of employee organization dues upon authorization by the employee member and for the cancellation of such payroll deduction by the filing of a proper prior notice by the employee with the appointing authority and the employee organization: PROVIDED, That nothing contained herein permits or grants to any employee the right to strike or refuse to perform his/her official duties; adoption and revision of comprehensive classification plans for all positions in the classified service, based on investigation and analysis of the duties and responsibilities of each such position; allocation and reallocation of positions within the classification plans; adoption and revision of salary schedules and compensation plans as provided in chapter 251-08 WAC; training programs including in-service, promotional, and supervisory; increment ~~((or merit))~~ increases within the series of steps for each pay grade; and veteran's preference as provided by existing statutes.

(9) After consultation with institution heads, employee organizations, and other interested parties, the board shall develop standardized employee performance evaluation procedures and forms which shall be used by institutions of higher education for the appraisal of employee job performance at least annually. These procedures shall include means whereby individual institutions may supplement the standardized evaluation process with special performance factors peculiar to specific organizational needs. This evaluation procedure shall place primary emphasis on recording how well the employee has contributed to efficiency, effectiveness, and economy in fulfilling institution and job objectives. ~~((This section shall expire June 30, 1985. This section shall not apply to management employees after June 30, 1984.))~~

**WSR 85-20-049**  
**ADOPTED RULES**  
**HIGHER EDUCATION**  
**PERSONNEL BOARD**  
 [Order 136—Filed September 25, 1985]

Be it resolved by the Higher Education Personnel Board, acting at the Peninsula College, Port Angeles, Washington, that it does adopt the annexed rules relating to:

- Amd WAC 251-04-020 Definitions ("management employee," "nonmanagement employees").
- Amd WAC 251-08-090 Salary—Periodic increment.
- Rep WAC 251-08-091 Periodic increment withheld—Management employees.
- Rep WAC 251-10-031 Layoff—Equal layoff seniority.
- Amd WAC 251-20-010 Employee performance evaluation—Authority, purpose, use.
- Amd WAC 251-20-030 Method of evaluation.
- Amd WAC 251-20-040 Employee performance evaluation—Procedure.
- Rep WAC 251-20-045 Annual performance evaluation—Distribution of ratings—Management employees.

This action is taken pursuant to Notice No. WSR 85-14-046 filed with the code reviser on June 28, 1985. 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 Higher Education Personnel Board as authorized in RCW 28B.16.100.

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

APPROVED AND ADOPTED September 20, 1985.  
 By John A. Spitz  
 Director

AMENDATORY SECTION (Amending Order 134, filed 7/31/85, effective 9/1/85)

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

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

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

- (1) Primary duty is office or nonmanual work directly related to the management policies or general business operations; and
- (2) Must have the authority to make important decisions, customarily and regularly exercise discretion and independent judgment, as distinguished from using skills and following procedures; and

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

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

For persons whose salaries exceed \$1083 per month, the 80% limitation does not apply if the primary duty consists of responsible office or nonmanual work directly related to management policies or general business operations.

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

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

"ANNUAL PERFORMANCE EVALUATION" – The official annual performance rating of an employee recorded on a form approved by the board.

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

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

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

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

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

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

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

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

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

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

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

"CYCLIC YEAR POSITION" – A position scheduled to work less than twelve full months each year, due to known, recurring periods in the annual cycle when the position is not needed.

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

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

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

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

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

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

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

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

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

"ESSENTIAL JOB ELEMENTS" – Knowledges, skills, and abilities which persons must possess in order to perform the duties of a class or a specific position in a class.

"EXAMINATIONS" – Any measures or assessments used in the process of identifying names for certification to

vacancies in accordance with RCW 28B.16.100(2) and WAC 251-18-240. Examinations include examination content, administration, and evaluation.

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

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

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

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

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

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

"FINAL EXAMINATION SCORE" – An applicant's final passing score on an examination, plus any veterans preference or other applicable credits added in accordance with WAC 251-18-130, 251-18-180 (6) and/or (8)(b).

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

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

"GRAPHIC ARTS OR PUBLICATION EXEMPTION" – Individuals qualifying for exemption under this category will

be involved in performing selected graphic arts or publication activities requiring prescribed academic preparation or special training. Positions of this type are those which use special visual techniques, require original design and layout and/or can be distinguished from positions associated with the standard editorial functions.

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

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

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

"INSTITUTIONAL EXAMINATION" – An examination developed to meet unique requirements of a single institution.

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

"JOB ANALYSIS" – Any systematic procedure for gathering, documenting and analyzing information about the job content and requirements for a class or position in a class.

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

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

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

"LAYOFF" – Any of the following management initiated actions caused by lack of funds or lack of work:

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

"LAYOFF SENIORITY" – The total amount of service an employee earns as a result of unbroken classified employment and statutory allowance.

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

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

~~("MANAGEMENT EMPLOYEE" – An employee whose position: (1) Is at system-wide salary range 49 or above, and (2) includes supervision of subordinates, and (3) includes responsibilities normally associated with management such as planning, organizing, directing, and controlling a program or function.~~

~~"NONMANAGEMENT EMPLOYEES" – All classified employees except those defined as "management employees.")~~

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

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

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

"PERIODIC INCREMENT DATE" – ("P.I.D.") – The date upon which an employee is scheduled to move to a higher salary step within the range for his/her current class.

"PERMANENT EMPLOYEE" – An employee who has successfully completed a probationary period at the institution within the current period of employment or trial service period resulting from promotion, transfer, lateral movement, or voluntary demotion from another institution, related board or state agency.

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

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

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

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

"PROBATIONARY PERIOD" – The initial six-month period of employment in a class following appointment from an eligible list of a nonpermanent employee. However, upon prior approval by the board, the probationary period for selected classes may be established for a period in excess of six months but not to exceed twelve months.

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

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

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

(2) Must consistently exercise discretion and judgment; and

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

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

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

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

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

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

"RATING FACTOR" – An element, duty, responsibility, skill, ability, or other specific aspect of performance which is rated as part of the annual performance evaluation.

"RATING GUIDE" – A written document which outlines the way in which ratings are assigned to applicants' experience, training, or other qualifications on each job element in an examination. It specifies the range of ratings to be given for each job element and gives examples of the experience, training, or other qualifications that will be used to assign ratings.

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

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

"RELATED BOARDS" – The state board for community college education, the council for postsecondary education, the higher education personnel board, and such other boards, councils and commissions related to higher

education as may be established. For purposes of application of these rules, the term "institution" shall be considered to include these related boards, unless specifically indicated to the contrary.

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

"RESIGNATION" – A voluntary termination of employment.

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

"SPECIFIC POSITION ELEMENTS" – Knowledges, skills, and abilities which a job analysis indicates to be significant for performing the duties of a specific position in a class but which are not significant for the class in general.

"SPECIFIC POSITION REQUIREMENTS" – Specific position elements which are essential job elements.

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

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

"SYSTEM EXAMINATION" – An examination developed to meet the requirements of all institutions in the HEPB system and approved by the director for use by all such institutions.

"TEMPORARY APPOINTMENT" –

(1) Work performed in the absence of an employee on leave for:

(a) Less than ninety consecutive calendar days (WAC 251-18-350(4));

(b) Ninety or more consecutive calendar days (WAC 251-18-350(2)); or

(2) Formal assignment of the duties and responsibilities of a higher level class for a period of less than ninety consecutive calendar days; or

(3) Performance of extra work required at a work load peak, a special project, or a cyclic work load which does not exceed one hundred seventy-nine consecutive calendar days.

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

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

"TRIAL SERVICE" – The initial period of employment following promotion, transfer, demotion, or lateral

movement into a class in which the employee has not held permanent status at the institution or related board, beginning with the effective date of the change and continuing for six months, unless interrupted as provided in these rules or extended as provided in WAC 251-18-330(6).

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

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

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

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

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

#### AMENDATORY SECTION (Amending Order 119, filed 7/31/84)

WAC 251-08-090 SALARY—PERIODIC INCREMENT. (1) (~~Nonmanagement~~) Employees whose performance permits them to retain job status in the classified service shall receive periodic increments within the steps of the salary range. The salary of each employee shall be increased two steps on the periodic increment date and annually thereafter on the periodic increment date, not to exceed the maximum step of the range.

(2) (~~The salary of each management employee shall be increased two steps on the periodic increment date, not to exceed the maximum step of the range as follows:~~

(a) ~~Upon successful completion of a probationary period or trial service period for employees appointed at the first step of the salary range:~~

(b) ~~On annual periodic increment dates, providing the employee's annual overall performance evaluation rating is "meets expectations" or higher:~~

(3) When the periodic increment date falls on the same effective date as another salary action, the periodic increment shall be applied prior to, and in addition to, any other action resulting in a salary increase or decrease.

**REPEALER**

The following section of the Washington Administrative Code is repealed:

**WAC 251-08-091 PERIODIC INCREMENT WITHHELD—MANAGEMENT EMPLOYEES.****REPEALER**

The following section of the Washington Administrative Code is repealed:

**WAC 251-10-031 LAYOFF—EQUAL LAYOFF SENIORITY.****AMENDATORY SECTION** (Amending Order 119, filed 7/31/84)

**WAC 251-20-010 EMPLOYEE PERFORMANCE EVALUATION—AUTHORITY, PURPOSE, USE.** (1) The rules contained in this chapter follow from the authority of the higher education personnel law, chapter 28B.16 RCW ((28B.16.105 and 28B.16.250)), which requires that standardized employee performance evaluation procedures and forms be used by institutions of higher education for the appraisal of employee job performance at least annually.

(2) Supervisors will conduct annual performance evaluations ((for uses including but not limited to the following:

(a)) to record and inform employees regarding how well they have contributed to the fulfillment of institution and job objectives.

((b) To award periodic increment increases for management employees.)) (3) Performance evaluation shall not be used to initiate personnel actions such as transfers, promotion, or discipline.

**AMENDATORY SECTION** (Amending Order 119, filed 7/31/84)

**WAC 251-20-030 METHOD OF EVALUATION.** (1) Employee performance is to be rated for each "rating factor" on the approved form on the basis of performance expectations determined by the supervisor.

(2) Upon appointment to a position, the employee's supervisor will provide the employee with a copy of the following:

(a) The specification for the class.

(b) The employee's specific position duties and responsibilities which relate to the specification.

(3) Written performance expectations for each of the rating factors shall be provided to the employee in sufficient time to allow the employee to meet the work expectations (normally within thirty calendar days after appointment to an existing position and within ninety calendar days after appointment to a newly created or significantly modified position).

(4) The supervisor's performance expectations shall remain in effect for future evaluations unless action is taken to modify them and the employee has been provided with a copy of them.

(5) Each "rating factor" will be rated and recorded in one of the rating categories on the approved evaluation form.

((6) Each management employee shall be given an overall performance rating which will be recorded on the approved form in one of the following five rating categories: "Outstanding," "exceeds expectations," "meets expectations," "needs improvement" or "unsatisfactory."

(7) ~~The director shall establish procedures for determining assigned overall scores and overall performance ratings for management employees and shall make them available through a personnel bulletin.))~~

**AMENDATORY SECTION** (Amending Order 119, filed 7/31/84)

**WAC 251-20-040 EMPLOYEE PERFORMANCE EVALUATION—PROCEDURE.** (1) Each employee shall be evaluated at least annually by his/her immediate supervisor ((prior to the date on which the employee would be eligible to receive a periodic increment increase in salary)). The evaluation process shall use the form(s) as provided in WAC 251-20-020 and shall be in accord with the provisions of this chapter.

(2) Prior to review by the second level of supervision, the employee shall be provided an opportunity to comment on the evaluation and to discuss his/her comments and the final evaluation with the supervisor.

(3) The evaluation shall be reviewed by the employee's second level of supervision (or management designee as determined by the institution).

(4) A copy of the completed annual evaluation form will be provided to the employee upon request.

(5) Performance evaluations shall be retained in the employee's file for no more than three years.

**REPEALER**

The following section of the Washington Administrative Code is repealed:

**WAC 251-20-045 ANNUAL PERFORMANCE EVALUATION—DISTRIBUTION OF RATINGS—MANAGEMENT EMPLOYEES.****WSR 85-20-050****ADOPTED RULES  
HIGHER EDUCATION  
PERSONNEL BOARD**

[Order 137—Filed September 25, 1985—Eff. November 1, 1985]

Be it resolved by the Higher Education Personnel Board, acting at the Peninsula College, Port Angeles, Washington, that it does adopt the annexed rules relating to:

Amd WAC 251-10-055 Layoff lists—Institution-wide.

Amd WAC 251-18-145 Examination—Eligibility—Right of appeal.

This action is taken pursuant to Notice No. WSR 85-14-046 filed with the code reviser on June 28, 1985. These rules shall take effect at a later date, such date being November 1, 1985.

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

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

APPROVED AND ADOPTED September 20, 1985.

By John A. Spitz  
Director

**AMENDATORY SECTION** (Amending Order 113, filed 3/30/84, effective 5/1/84)

**WAC 251-10-055 LAYOFF LISTS—INSTITUTION-WIDE.** (1) The names of persons identified in subsection (6) of this section, permanent and probationary employees who are scheduled for layoff, who have been laid off from service within a class or service to the institution, or who have accepted a lower option in lieu of layoff shall be placed on the institution-wide layoff list(s) for those class(es) in which they have held permanent status, probationary (if within the same class series as the list), or trial service appointment status within the current period of employment at the institution provided that:

- (a) The employee has requested placement on the list;
- (b) The employee has not been rejected, reverted, demoted or dismissed from such class(es); and
- (c) The class has the same or lower salary range maximum as the class from which laid off.

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

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

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

(4) Eligibles certified from such lists shall be (~~referred~~) reemployed in preference to all other eligibles.

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

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

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

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

(6) In addition to persons identified in subsection (1) of this section, institution-wide layoff lists shall also contain the names of former employees of the institution/related board who have not successfully completed a trial service period resulting from movement identified in WAC 251-18-347. Such employees shall only have

access to the list for the class in which they held permanent status prior to moving via WAC 251-18-347.

**AMENDATORY SECTION** (Amending Order 115, filed 5/2/84)

**WAC 251-18-145 EXAMINATION—ELIGIBILITY—RIGHT OF APPEAL.** (1) A person shall have the right to appeal the following to the higher education personnel board as provided in subsection (2) of this section:

- (a) Rejection of his/her application; or
- (b) The results of the institutional examination review process per WAC 251-18-140 (1)(b); or
- (c) The conduct of the selection process and/or his/her examination results; or
- (d) Failure to restore his/her name to an eligible list following the institutional review process per WAC 251-18-200(4); or
- (e) Removal of his/her name from an eligible list for reasons other than those specified in WAC 251-18-200(2).

(2) Any employee or employee representative may appeal an alleged failure to follow the provisions of WAC 251-18-010 (1)(~~(2)~~, or ~~(3)~~) through (8) in accordance with WAC 251-12-075.

(3) Such appeal must be in writing and filed in the office of the director within thirty calendar days after either service of the results of the institutional review or the effective date of the action appealed. The director shall forward the written notice of appeal to the board which shall determine that one of the following actions be taken:

(a) The case may be handled in the same manner as appeals from demotion, suspension, layoff, reduction, or dismissal, as provided in WAC 251-12-080 through 251-12-260, except for WAC 251-12-110; or

(b) The director may investigate the case and issue a determination.

(i) When the appellant is a classified employee, within thirty calendar days of the date of service of the determination to the appellant and the institution, either party may file written exceptions with the board detailing the specific items of the determination to which exception is taken. A hearing on the exceptions will be scheduled before the board which may limit argument to the exceptions or may rehear the case in its entirety;

(ii) When the appellant is not a classified employee, the director's determination shall be final and binding; or

(c) Both parties to the appeal may be requested to submit evidence upon which the board may take action without a hearing.

**WSR 85-20-051**  
**EMERGENCY RULES**  
**DEPARTMENT OF FISHERIES**  
[Order 85-147—Filed September 25, 1985]

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 harvestable numbers of coho salmon are available. Chinook 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 September 25, 1985.

By Gary C. Alexander  
for William R. Wilkerson  
Director

#### NEW SECTION

**WAC 220-40-02100D WILLAPA HARBOR GILL NET SEASON.** Notwithstanding the provisions of WAC 220-40-021, effective immediately until 6:00 p.m. October 14, 1985, it is unlawful to fish for or possess salmon taken from any Willapa Harbor Salmon Management and Catch Reporting Area except as provided for in this section:

Areas 2G and 2H – Immediately through 6:00 p.m. October 14, 1985.

Areas 2J and 2K – Open 6:00 p.m. September 28 through 6:00 p.m. October 14, 1985.

Area 2M – Immediately through 6:00 p.m. October 14, 1985.

Willapa River – Open 6:00 p.m. September 30 through 6:00 p.m. October 14, 1985.

Downstream from the overhead powerline crossing located between Willapa River Markers #55 and #56, 5 to 6 1/2 inch mesh only.

#### REPEALER

The following section of the Washington Administrative Code is repealed:

**WAC 220-40-02100C WILLAPA HARBOR GILL NET SEASON. (85-138)**

**WSR 85-20-052**

**EMERGENCY RULES**

**DEPARTMENT OF FISHERIES**

[Order 85-148—Filed September 25, 1985]

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 openings in Areas 6D, 7B, 12 and 12A provide opportunity to harvest non-Indian allocation of coho. Opening in extreme terminal Area 7E provides opportunity to harvest surplus hatchery coho and chinook. 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 September 25, 1985.

By Gary C. Alexander  
for William R. Wilkerson  
Director

#### NEW SECTION

**WAC 220-47-613 PUGET SOUND ALL-CITIZEN COMMERCIAL SALMON FISHERY.** Notwithstanding the provisions of Chapter 220-47 WAC, effective immediately until further notice, it is unlawful to take, fish for, or possess salmon for commercial purposes taken from the following Puget Sound Salmon Management and Catch Reporting Areas except in accordance with the following restrictions:

Area 6D – Gill nets using 5-inch minimum mesh and purse seines using the 5-inch strip may fish until further notice. Those waters within a 1,000-foot radius of the mouths of the Dungeness River remain closed.

Area 7B – Gill nets using 5-inch minimum mesh and purse seines may fish until further notice. Fishery exclusion zones applicable to Area 7B commercial fisheries are described in WAC 220-47-307.

\*Area 7E – Closed except gill nets using 5-inch minimum mesh may fish from 5:00 PM to 9:00 AM the night of September 26 through the morning of September 27 and purse seines may fish from 5:00 AM to 4:00 PM, September 27.

Areas 12 and 12A – Closed except gill nets using 5-inch minimum mesh may fish from 5:00 PM to 9:00 AM the night of September 25 through the morning of September 26 and purse seines using the 5-inch strip may fish from 5:00 AM to 9:00 PM daily, September 25 and 26. Fishery exclusion

zones applicable to Area 12A commercial fisheries are described in WAC 220-47-307. \*Areas 4B, 5, 6, 6A, 6B, 6C, 7, 7A, 7C, 7D, 8, 8A, 8D, 9, 9A, 10, 10A, 10C, 10D, 10E, 10F, 10G, 11, 11A, 12B, 12C, 12D, 13, 13A, 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 immediately.

WAC 220-47-612 PUGET SOUND COMMERCIAL FISHERY RESTRICTIONS (85-141).

**WSR 85-20-053  
PROPOSED RULES  
OFFICE OF ADMINISTRATIVE HEARINGS  
[Filed September 26, 1985]**

Notice is hereby given in accordance with the provisions of RCW 34.04.025, that the Office of Administrative Hearings intends to adopt, amend, or repeal rules concerning:

- Amd WAC 10-04-020 Change of agency organization and office locations.
- Amd WAC 10-08-040 Uniform procedural rule on notice of hearing, adding notice of right to interpreter.
- New WAC 10-08-150 New section on interpreters.
- Amd WAC 10-08-160 Amending interpreter oath.

The formal decision regarding adoption, amendment, or repeal of the rules will take place on October 31, 1985.

The authority under which these rules are proposed is RCW 34.12.080.

The specific statute these rules are intended to implement is WAC 10-04-020 - RCW 42.17.250 and 34.04.020; WAC 10-08-040, 10-08-150 and 10-08-160(2) - RCW 34.04.020, 34.04.022 and chapter 2.42 RCW.

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency before October 17, 1985.

This notice is connected to and continues the matter in Notice Nos. WSR 85-13-003, 85-14-013 and 85-17-011 filed with the code reviser's office on June 6, 1985, June 24, 1985, and August 12, 1985, respectively.

Dated: September 24, 1985

By: D. R. LaRose  
Chief Administrative Law Judge

**STATEMENT OF PURPOSE**

Title, Purpose, Summary, Statutes Implemented: WAC 10-04-020 Function—Organization—Offices, is amended to update agency organization and field office locations as required by RCW 42.17.250; WAC 10-08-040 Notice of hearing, is amended to include notice of a party's right to appointment of an interpreter pursuant to RCW 2.42.030; WAC 10-08-150 Language interpreters, is a new section to implement the provisions of

chapter 2.42 RCW, as amended, providing procedures for appointment of interpreters, mode of interpretation, and explaining an impaired party's rights; and WAC 10-08-160(2) Testimony under oath or affirmation, is amended to conform with RCW 2.42.050, as amended.

Statutory Authority: RCW 34.12.010 and 34.12.080.

Responsible Agency Person: David R. LaRose, Chief Administrative Law Judge, Office of Administrative Hearings, 4224 6th Avenue S.E., Lacey, Washington 98504-8915, mailstop PY-15, (206) 459-6353, scan 585-6353.

Agency Comments or Recommendations Regarding Statutory Language, Implementation, Enforcement, Fiscal Matters: RCW 2.42.040(2) requires an impaired party or witness to bear the cost of the person's interpreter unless the person is indigent. Section 12, chapter 389, Laws of 1985, removes the indigency requirement for the hearing impaired. These amendments to chapter 10-08 WAC remove the indigency requirement for non-English-speaking parties and witnesses in order that all impaired persons will be treated equally in administrative hearings. The fiscal impact over and above that created by chapter 2.42 RCW (as amended) will be the cost of providing interpreters for nonindigent, non-English-speaking parties and witnesses in administrative hearings. Because a majority of non-English-speaking parties and witnesses appear at hearings involving claims for benefits, it is quite likely they would meet indigency tests in any event.

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

These rules will have no economic impact on the small business community.

**AMENDATORY SECTION (Amending Order 3, filed 11/1/82)**

WAC 10-04-020 FUNCTION—ORGANIZATION—OFFICES. The office of administrative hearings was created by chapter 34-12 RCW for the impartial administration of administrative hearings for state agencies. The office is under the direction of the chief administrative law judge and is organized in two divisions (~~the benefits division and the regulatory and special assignments division~~).

Administrative law judges assigned to the two divisions preside over hearings in contested cases and issue proposals for decisions, including findings of fact and conclusions of law. (~~The benefits division is responsible for hearings held before the employment security department and the department of social and health services. The regulatory and special assignments division~~) Division one is responsible for hearings held before the department of social and health services, the utilities and transportation commission, the liquor control board, the department of licensing, and any other state agency as defined in RCW 3(2)4.12.020(4). Division two is responsible for hearings held before the employment security department.

The administrative office is located at Building No. 1, 4224 - 6th Avenue S.E., Lacey, Washington, 98504-8915. The office hours are 8:00 a.m. to noon and 1:00 p.m. to 5:00 p.m., Monday through Friday except legal holidays. Administrative law judges are housed in the following field offices:

Social & Health Subdivision  
(~~1117 Jefferson~~)  
1212 Jefferson SE, Suite 200  
Olympia WA 98504-7821

Social & Health Subdivision  
1414 Dexter Avenue North  
Seattle WA 98109

Social & Health Subdivision  
~~((428 Hutton Building))~~  
 2nd Floor, ES Building  
~~((South 9 Washington))~~  
 South 130 Arthur  
 Spokane WA 9920((4))2

Social & Health Subdivision  
 2925 Rockefeller  
 Everett WA 98201

Yakima Subdivision  
 1110 West Lincoln Avenue  
 Yakima WA 98902

Utilities & Transportation Subdivision  
~~((6th Floor Highways-Licenses Building))~~  
 1212 Jefferson SE, Suite 200  
 Olympia WA 98504-7821

Liquor Control Subdivision  
~~((1025 East Union))~~  
 1212 Jefferson SE, Suite 200  
 Olympia WA 98504-7821

Employment Security Subdivision  
 Room 606 Securities Building  
 1904 Third Avenue  
 Seattle WA 98101

Employment Security Subdivision  
 Capitol 5000 Building  
 Olympia WA 98504-5822

Employment Security Subdivision  
 2nd Floor, ES Building  
 P.O. Box TAF-C-14  
 Spokane WA 99220

All written communications by parties pertaining to a particular case shall be filed with the field office, if any, assigned to the case, and otherwise with the deputy chief administrative law judge at the administrative office.

#### AMENDATORY SECTION (Amending Order 3, filed 11/1/82)

WAC 10-08-040 NOTICE OF HEARING. (1) In any contested case all parties shall be served with a notice within the time required by statute governing the respective agency or proceeding, and in the absence of a statutory requirement, not less than twenty days before the date set for the hearing. The notice shall include the information specified in RCW 34.04.090(1) and if the hearing is to be conducted by teleconference call the notice shall so state. The notice shall state that if a limited English-speaking or hearing impaired party or witness needs an interpreter a qualified interpreter will be appointed and that there will be no cost to the party or witness. The notice shall include a form for a party to indicate whether he or she needs an interpreter and to identify the primary language or hearing impaired status of the party. The notice shall also include such other information as may be necessary to apprise the parties of the scope and purpose of the hearing.

(2) Defects in the notice may not be waived ~~((if all parties acquiesc:))~~ unless:

(a) The presiding officer determines that the waiver has been made knowingly, voluntarily and intelligently;

(b) The party's representative, if any, consents; and

(c) If a party is an impaired person, the waiver is requested through the use of a qualified interpreter.

(3) When a limited-English-speaking person is a party in an administrative proceeding all notices concerning the hearing, including hearing notices, notices of continuance, and notices of dismissal, shall either be in the primary language of the party or shall include a notice in the primary language of the party which describes the significance of the notice and how the party may receive assistance in understanding and responding to, if necessary, the notice.

**Reviser's note:** RCW 34.04.058 requires the use of underlining and deletion marks to indicate amendments to existing rules. The rule published above varies from its predecessor in certain respects not indicated by the use of these markings.

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

#### NEW SECTION

WAC 10-08-150 INTERPRETERS. (1) An "impaired person" is any person involved in a contested case hearing who is a hearing impaired person or a limited-English-speaking person.

(2) A "hearing impaired person" is a person who, because of a hearing impairment or speech defects, cannot readily understand or communicate in spoken language; and includes persons who are deaf, deaf and blind, or hard of hearing.

(3) A "limited-English-speaking person" is a person who because of a non-English-speaking cultural background cannot readily speak or understand the English language.

(4) A "qualified interpreter" is one who is readily able to translate spoken and written English to and for impaired persons and to translate statements of impaired persons into spoken English and who meets the requirements of WAC 10-08-150(9); Provided that for hearing impaired persons a qualified interpreter must be certified by the registry of interpreters for the deaf with a specialist certificate-legal, master's comprehensive skills certificate or comprehensive skills certificate.

(5) An "intermediary interpreter" is a hearing impaired interpreter who is certified by the registry of interpreters for the deaf with a reverse skills certificate, who meets the requirements of WAC 10-08-150(9), and who is able to assist in providing an accurate interpretation between spoken and sign language or between variants of sign language by acting as an intermediary between a hearing impaired person and a qualified interpreter for the hearing impaired.

(6) When an impaired person is a party to any contested case hearing or witness therein, the presiding officer shall, in the absence of a written waiver signed by the impaired person, appoint a qualified interpreter to assist the impaired person throughout the proceedings. The right to a qualified interpreter may not be waived except when:

(a) The impaired person requests a waiver through the use of a qualified interpreter;

(b) The representative, if any, of the impaired person consents; and

(c) The presiding officer determines that the waiver has been made knowingly, voluntarily, and intelligently.

(7) Waiver of a qualified interpreter shall not preclude the impaired person from claiming his or her right to a qualified interpreter at a later time during the proceeding.

(8) Relatives of any participant in a proceeding and employees of the agency involved in a proceeding shall not be appointed as interpreters in the proceeding. This subsection shall not prohibit the office of administrative hearings from hiring an employee whose sole function is to interpret at administrative hearings.

(9) The presiding officer shall make a preliminary determination that an interpreter is able in the particular proceeding to interpret accurately all communication to and from the impaired person. This determination shall be based upon the testimony or stated needs of the impaired person, the interpreter's education, certifications, and experience in interpreting for contested cases, the interpreter's understanding of the basic vocabulary and procedure involved in the proceeding, and the interpreter's impartiality. The parties or their representatives may question the interpreter as to his or her qualifications and impartiality.

(10) If at any time during the proceeding, in the opinion of the impaired person, the presiding officer or a qualified observer, the interpreter does not provide accurate and effective communication with the impaired person, the presiding officer shall appoint another qualified interpreter.

(11) If the communication mode or language of a hearing impaired person is not readily interpretable, the interpreter or hearing impaired person shall notify the presiding officer who shall appoint and pay an intermediary interpreter to assist the qualified interpreter.

(12) Mode of interpretation.

(a) Interpreters for limited-English-speaking persons shall use simultaneous mode of interpretation where the presiding officer and interpreter agree that simultaneous interpretation will advance fairness and efficiency; otherwise, the consecutive mode of foreign language interpretation shall be used.

(b) Interpreters for hearing impaired persons shall use the simultaneous mode of translation, unless an intermediary interpreter is needed. If an intermediary interpreter is needed, interpreters shall use the mode that the qualified interpreter considers to provide the most accurate and effective communication with the hearing impaired person.

(c) When an impaired person is a party to a proceeding, the interpreter shall translate all statements made by other hearing participants. The presiding officer shall ensure that sufficient extra time is provided to permit translation and the presiding officer shall ensure that the interpreter translates the entire proceeding to the party to the extent that the party has the same opportunity to understand all statements made during the proceeding as a non-impaired party listening to uninterpreted statements would have.

(13) A qualified interpreter shall not, without the written consent of the parties to the communication, be examined as to any communication the interpreter interprets under circumstances where the communication is privileged by law. A qualified interpreter shall not, without the written consent of the parties to the communication, be examined as to any information the interpreter obtains while interpreting pertaining to any proceeding than pending.

(14) The presiding officer shall explain to the impaired party that a written decision or order will be issued in English, and that the party may contact the interpreter for a translation of the decision at no cost to the party. If the party has a right to review of the order or decision, the presiding officer shall orally inform him or her during the hearing of the right and of the time limits to request review.

(15) At the hearing the interpreter shall provide to the presiding officer the interpreter's telephone number written in the primary language of the impaired party. A copy of such telephone number shall be attached to the decision or order mailed to the impaired party. A copy of the decision or order shall also be mailed to the interpreter for use in translation.

(16) In any proceeding involving a hearing impaired person, the presiding officer may, with the consent of the agency involved in the hearing, order that the testimony of the hearing impaired person and the interpretation of the proceeding by the qualified interpreter be visually recorded for use as the official transcript of the proceeding. Where simultaneous translation is used for interpreting statements of limited-English-speaking persons, the foreign language statements shall be recorded simultaneously with the English language statements by means of a separate tape recorder.

(17) A qualified interpreter appointed under this section is entitled to a reasonable fee for services, including waiting time and reimbursement for actual necessary travel expenses. The agency involved in the hearing shall pay such interpreter fee and expenses. The fee for services for interpreters for hearing impaired persons shall be in accordance with standards established by the department of social and health services, office of deaf services.

**AMENDATORY SECTION** (Amending Order 3, filed 11/11/82 [11/1/82])

WAC 10-08-160 TESTIMONY UNDER OATH OR AFFIRMATION. (1) Every person called as a witness in a hearing shall swear or affirm that the testimony he or she is about to give in the hearing shall be the truth according to the provisions of RCW 5.28-.020 through 5.28.060.

~~((2) Interpreters shall swear or affirm that they will well and truly translate all questions asked of and answers given by the witness requiring interpretation:))~~

(2) Every interpreter shall, before beginning to interpret, take an oath that a true interpretation will be made to the person being examined of all the proceedings in a language or in a manner which the person understands, and that the interpreter will repeat the statements of the person being examined to the agency conducting the proceedings, in the English language, to the best of the interpreter's skill and judgment.

Reviser's note: The bracketed material preceding the section above was supplied by the code reviser's office.

**WSR 85-20-054**  
**PROPOSED RULES**  
**DEPARTMENT OF ECOLOGY**  
 [Filed September 26, 1985]

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

Skokomish-Dosewallips instream resources protection program, chapter 173-516 WAC;

that the agency will at 2:00 p.m., Thursday, December 5, 1985, in the Energy Facility Site Evaluation Council Hearing Room, Building 1, 4224 6th Avenue S.E., Lacey, 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 chapter 43.21A RCW, Department of Ecology.

The specific statute these rules are intended to implement is chapter 90.54 RCW, Water Resources Act of 1971, and chapter 90.22 RCW, Minimum water flows and levels.

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency before December 5, 1985.

This notice is connected to and continues the matter in Notice No. WSR 85-12-050 filed with the code reviser's office on June 5, 1985.

Dated: September 23, 1985  
 By: Glen H. Fiedler  
 Acting Deputy Director

**WSR 85-20-055**  
**NOTICE OF PUBLIC MEETINGS**  
**INTERAGENCY COMMITTEE**  
**FOR OUTDOOR RECREATION**  
 [Memorandum—September 26, 1985]

The November 7-8, 1985, regular meeting of the Interagency Committee for Outdoor Recreation will be held in the Coho Annex, Tye Motor Inn, 500 Tye Drive, Tumwater, beginning at 9:00 a.m. each day. (The Friday, November 8th date is held in reserve should it be necessary to extend discussion of agenda items.)

This meeting is a funding session of the IAC for both local agencies' grant-in-aid projects and off-road vehicles projects. Other agenda items include: Fiscal, planning, and administrative status reports; certain project changes, off-road vehicles' grants-in-aid update report, and legislative proposals for funding assistance.

Interpreters for people with hearing impairments and brailled or taped information for people with visual impairments can be provided at this regular IAC meeting if necessary. A request for this type of service, however, must be received by the IAC by October 30, 1985. Please contact Robert L. Wilder, Director, 4800 Capitol Boulevard, Mailstop KP-11, Olympia, Washington 98504, (206) 753-3610. The meeting site is barrier free.

**WSR 85-20-056**  
**RULES OF COURT**  
**STATE SUPREME COURT**  
 [September 19, 1985]

IN THE MATTER OF THE ADOPTION  
 OF THE AMENDMENTS TO RLD 1.1(i), NO. 25700-A-371

RLD 1.1(j), RLD 13.1, RLD 13.1(b)  
 RLD 13.3(a), APR 5(d)(3), APR 8  
 (c)(1), APR 8(d)(2)(iv), APR 9(a)  
 (4), APR 9(c), CR 71(c)(1) and  
 JCR 71(c)(1)

ORDER

Amendments to RLD 1.1(i), RLD 1.1(j), RLD 13.1, RLD 13.1(b), RLD 13.3(a), APR 5(d)(3), APR 8(c)(1), APR 8(d)(2)(iv), APR 9(a)(4), APR 9(c), CR 71(c)(1) and JCR 71(c)(1) having been proposed and the Court having determined that the proposed amendments will aid in the prompt and orderly administration of justice;

Now, therefore, it is hereby

ORDERED:

(a) That the Amendments as attached hereto are adopted.

(b) That pursuant to the emergency provisions of GR 9(i), the amendments are to be published expeditiously in the Washington Reports and will become effective upon publication.

DATED at Olympia, Washington this 19th day of September, 1985.

James M. Dolliver

Robert F. Utter

Callow, J.

Dore, J.

Andersen, J.

Robert F. Brachtenbach

Goodloe, J.

Vernon R. Pearson

Durham, J.

RULES FOR LAWYER DISCIPLINE

Rule 1.1

Grounds for Discipline

A lawyer may be subjected to the disciplinary sanctions or actions set forth in these rules for any of the following:

- (a) Unchanged.
- (b) Unchanged.
- (c) Unchanged.
- (d) Unchanged.
- (e) Unchanged.
- (f) Unchanged.
- (g) Unchanged.
- (h) Unchanged.

(i) Violation of the ~~Code of Professional Responsibility~~ Rules of Professional Conduct of the profession adopted by the Supreme Court of the State of Washington.

(j) Violation of duties imposed by these rules, including but not limited to violation of rule 2.8, failing to respond to inquiries or requests regarding matters under investigation; rule 4.5, failing to file an answer to a formal complaint; rule 4.6(c), failing to file an answer to an amendment to a formal complaint; rule 4.7(e), failing to cooperate with discovery; rule 4.10(g), failing to attend a hearing or failing to bring materials requested by state bar counsel; rule 5.5(b), failing to appear to receive a reprimand; rule 8.1, failing to notify clients and others of

inability to act; rule 8.2, failing to discontinue practice; rule 8.3, failing to file an affidavit of compliance; rule 11.1(1), wrongful disclosure; rule 13.2, failing to cooperate with an examination of books and records; rule 13.3, failing to file a declaration or questionnaire certifying compliance with ~~CPR DR 9-102~~ RPC 1.14.

- (k) Unchanged.
- (l) Unchanged.
- (m) Unchanged.
- (n) Unchanged.
- (o) Unchanged.
- (p) Unchanged.

RULES FOR LAWYER DISCIPLINE

Rule 13.1

Audit and Investigation of Books and Records

The Board and its chairperson shall have the following authority to examine, investigate and audit the books and records of any lawyer for the purpose of ascertaining and reporting whether ~~CPR DR 9-102~~ RPC 1.14 has been or is being complied with by such lawyer:

- (a) Unchanged.
- (b) Particular Examination. The chairperson of the Board may, upon receipt of information that a particular lawyer or firm of lawyers may not be in compliance with ~~CPR DR 9-102~~ RPC 1.14, authorize an examination limited to the scope set forth in section (a). Such information may be presented to the chairperson without notice to the lawyer or firm of lawyers.

(c) Unchanged.

RULES FOR LAWYER DISCIPLINE

Rule 13.3

Declaration or Questionnaire

(a) Questionnaire. The Association shall cause to be directed annually to each active lawyer a written declaration or questionnaire designed to determine whether such lawyer is complying with ~~CPR DR 9-102~~ RPC 1.14. Such declaration or questionnaire shall be completed, executed and delivered by such lawyer to the Association on or before the date of delivery specified in such declaration or questionnaire.

(b) Unchanged.

ADMISSION TO PRACTICE RULES

Rule 5

Recommendation for Admission; Order Admitting to Practice; Payment of Membership Fee; Oath of Attorney; Resident Agent

- (a) Unchanged.
- (b) Unchanged.
- (c) Unchanged.
- (d) Contents of Oath. The oath which all applicants shall take is as follows:

OATH OF ATTORNEY

State of Washington, County of \_\_\_\_\_, ss.  
 I, \_\_\_\_\_, do solemnly declare:

- 1. Unchanged.
- 2. Unchanged.

3. I will abide by the ~~Code of Professional Responsibility~~ Rules of Professional Conduct approved by the Supreme Court of the State of Washington.

- 4. Unchanged.
- 5. Unchanged.
- 6. Unchanged.
- 7. Unchanged.
- 8. Unchanged.
- (c) Unchanged.

#### ADMISSION TO PRACTICE RULES

##### Rule 8

##### Special Admissions

- (a) Unchanged.
- (b) Unchanged.
- (c) Unchanged.

(1) Application to practice under this rule shall be made to the Board of Governors, and the applicant shall be subject to the Rules for Lawyer Discipline and to the ~~Code of Professional Responsibility~~ Rules of Professional Conduct.

- (2) Unchanged.
- (3) Unchanged.
- (4) Unchanged.
- (d) Unchanged.
- (1) Unchanged.

(2) The practice of an applicant admitted under this section shall be (i) limited to the period of time the applicant actively participates in the program, (ii) limited to the clinical work of the particular course of study in which the applicant is enrolled or teaching, (iii) free of charge for the services so rendered, and (iv) subject to the ~~Code of Professional Responsibility~~ Rules of Professional Conduct and the Rules for Lawyer Discipline.

- (3) Unchanged.
- (4) Unchanged.

#### ADMISSION TO PRACTICE RULES

##### Rule 9

##### Legal Interns

- (a) Unchanged.
- (1) Unchanged.
- (2) Unchanged.
- (3) Unchanged.

(4) Certify in writing under oath that the applicant has read, is familiar with, and will abide by, the ~~Code of Professional Responsibility~~ Rules of Professional Conduct and this rule.

- (b) Unchanged.
- (1)-(3) Unchanged.

(c) Scope of Practice. A legal intern shall be authorized to engage in the limited practice of law, in civil and criminal matters, only as authorized by the provisions of this rule. A legal intern shall be subject to the ~~Code of Professional Responsibility~~ Rules of Professional Conduct and the Rules for Lawyer Discipline as adopted by the Supreme Court and to all other laws and rules governing lawyers admitted to the Bar of this state, and shall be personally responsible for all services performed as an intern. Upon recommendation of the Disciplinary

Board, a legal intern may be precluded from sitting for the bar examination or from being admitted as a member of the Bar Association within the discretion of the Board of Governors. Any such intern barred from the bar examination or from recommendation for admission by the Board of Governors shall have the usual rights of appeal to the Supreme Court.

- (1)-(6) Unchanged.
- (d) Unchanged.
- (e) Unchanged.

#### SUPERIOR COURT CIVIL RULES

##### Rule 71

##### Withdrawal by Attorneys

- (a) Unchanged.
- (b) Unchanged.

(c) Withdrawal by Notice. Except as provided in sections (b) and (d), an attorney may withdraw by notice in the manner provided in this section.

(1) Notice of Intent to Withdraw. The attorney shall file and serve a Notice of Intent to Withdraw on all other parties in the proceeding. The notice shall specify a date when the attorney intends to withdraw, which date shall be at least 10 days after the service of the Notice of Intent to Withdraw. The notice shall include a statement that the withdrawal shall be effective without order of court unless an objection to the withdrawal is served upon the withdrawing attorney prior to the date set forth in the notice. If notice is given before trial, the notice shall include the date set for trial. The notice shall include the names and last known addresses of the persons represented by the withdrawing attorney, unless disclosure of the address would violate the ~~Code of Professional Responsibility~~ Rules of Professional Conduct, in which case the address may be omitted. If the address is omitted, the notice must contain a statement that after the attorney withdraws, and so long as the address of the withdrawing attorney's client remains undisclosed and no new attorney is substituted, the client may be served by leaving papers with the clerk of the court pursuant to Rule 5(b)(1).

- (2) Unchanged.
- (3) Unchanged.
- (4) Unchanged.
- (d) Unchanged.

#### JUSTICE COURT CIVIL RULES

##### Rule 71

##### Withdrawal By Attorney

- (a) Unchanged.
- (b) Unchanged.

(c) Withdrawal by Notice. Except as provided in sections (b) and (d), an attorney may withdraw by notice in the manner provided in this section.

(1) Notice of Intent to Withdraw. The attorney shall file and serve a Notice of Intent to Withdraw on all other parties in the proceeding. The notice shall specify a date when the attorney intends to withdraw, which date shall be at least 10 days after the service of the Notice

of Intent to Withdraw. The notice shall include a statement that the withdrawal shall be effective without order of court unless an objection to the withdrawal is served upon the withdrawing attorney prior to the date set forth in the notice. If notice is given before trial, the notice shall include the date set for trial. The notice shall include the names and last known addresses of the persons represented by the withdrawing attorney, unless disclosure of the address would violate the ~~Code of Professional Responsibility~~ Rules of Professional Conduct, in which case the address may be omitted. If the address is omitted, the notice must contain a statement that after the attorney withdraws, and so long as the address of the withdrawing attorney's client remains undisclosed and no new attorney is substituted, the client may be served by leaving papers with the clerk of the court pursuant to rule 5(b)(1).

- (2) Unchanged.
- (3) Unchanged.
- (4) Unchanged.
- (d) Unchanged.

**WSR 85-20-057**  
**EMERGENCY RULES**  
**OFFICE OF MINORITY AND**  
**WOMEN'S BUSINESS ENTERPRISES**  
 [Order 85-8—Filed September 26, 1985]

I, Carolyn V. Patton, director of the Office of Minority and Women's Business Enterprises, do promulgate and adopt at 406 South Water, Olympia, WA 98504, the annexed rules relating to:

- New WAC 326-20-115 Signatures of applicant business owners.
- New WAC 326-30-037 Goals for 1985-86.

I, Carolyn V. Patton, 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 Administrative Order 85-5 expires September 25, 1985. It is necessary for these rules to remain in effect until they are adopted and effective on a permanent basis.

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

This rule is promulgated pursuant to chapter 39.19 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 September 26, 1985.

By C. V. Patton  
Director

NEW SECTION

*WAC 326-20-115 SIGNATURES OF APPLICANT BUSINESS OWNERS.* An application for certification must be signed under oath by all individuals claiming an ownership interest in the business regardless of the structure of the applicant business. Upon written request, OMWBE may accept the affidavit of a corporate officer or other designated representative, identifying the stockholders or owners by sex and race, and providing such other information as the office may require.

NEW SECTION

*WAC 326-30-037 GOALS FOR 1985-86.* The annual overall goals for each state agency and educational institution for the period July 1, 1985 through June 30, 1986, shall be 10.1 percent MBE and 6.0 percent WBE participation, based on the agency's or educational institutions' total contracts subject to this chapter, less excluded contracts.

**WSR 85-20-058**  
**ADOPTED RULES**  
**OFFICE OF MINORITY AND**  
**WOMEN'S BUSINESS ENTERPRISES**  
 [Order 85-9—Filed September 26, 1985]

I, Carolyn V. Patton, director of the Office of Minority and Women's Business Enterprises, do promulgate and adopt at 406 South Water, Olympia, WA 98504, the annexed rules relating to:

- New WAC 326-20-115 Signatures of applicant business owners.
- New WAC 326-30-037 Goals for 1985-86.

This action is taken pursuant to Notice No. WSR 85-14-042 filed with the code reviser on June 28, 1985. 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 39.19 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 September 26, 1985.

By C. V. Patton  
Director

NEW SECTION

*WAC 326-20-115 SIGNATURES OF APPLICANT BUSINESS OWNERS.* An application for certification must be signed under oath by all individuals claiming an ownership interest in the business regardless of the structure of the applicant business. Upon written request, OMWBE may accept the affidavit of a corporate officer or other designated representative, identifying the stockholders or owners by sex and race, and

providing such other information as the office may require.

NEW SECTION

WAC 326-30-037 GOALS FOR 1985-86. The annual overall goals for each state agency and educational institution for the period July 1, 1985 through June 30, 1986, shall be 10.1 percent MBE and 6.0 percent WBE participation, based on the agency's or educational institutions' total contracts subject to this chapter, less excluded contracts.

**WSR 85-20-059**  
**PROPOSED RULES**  
**OFFICE OF MINORITY AND**  
**WOMEN'S BUSINESS ENTERPRISES**  
[Filed September 26, 1985]

Notice is hereby given in accordance with the provisions of RCW 34.04.025, that the Office of Minority and Women's Business Enterprises intends to adopt, amend, or repeal rules concerning participation programs, chapter 326-50 WAC;

that the agency will at 1:30 p.m., Friday, November 15, 1985, in the Office Building 2 Auditorium, 12th and Franklin Streets, 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 November 22, 1985.

The authority under which these rules are proposed is chapter 39.19 RCW.

The specific statute these rules are intended to implement is chapter 39.19 RCW.

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency before October 31, 1985.

This notice is connected to and continues the matter in Notice No. WSR 85-14-117 filed with the code reviser's office on July 3, 1985.

Dated: September 26, 1985

By: C. V. Patton  
Director

**STATEMENT OF PURPOSE**

Title: Chapter 326-50 WAC, Participation program.

Description of Purpose: To develop participation programs to advance the state of Washington's policy to mitigate the effects of societal discrimination, and to increase opportunities for Minority and Women's Business Enterprises to do business with the state.

Statutory Authority: Chapter 39.19 RCW.

Specific Statute Rule is Intended to Implement: Chapter 39.19 RCW.

Summary of Rule: Describes purpose and intent of participation programs in general. Establishes the first participation program - the business partnership program for purchased goods and services. This program is a prototype program and will be evaluated in 12 months to determine whether it is fulfilling the purposes for

which it is designed. The primary purpose of the business partnership program is to increase opportunities for certified MWBEs to provide goods and services to state agencies and educational institutions. The program will simultaneously provide incentives for non-MWBE firms - both large and small - to develop ongoing business relationships with OMWBE certified firms.

Agency Personnel Responsible for Drafting: Carolyn V. Patton, Director, Office of Minority and Women's Business Enterprises; Implementation: State agencies and educational institutions; and Enforcement: Carolyn V. Patton, Office of Minority and Women's Business Enterprises and staff.

Person or Organization Proposing Rule: Washington State Office of Minority and Women's Business Enterprises.

Agency Comments or Recommendations Regarding Statutory Language, Implementation, Enforcement, Fiscal Matters: None.

The rule is not necessary to comply with a federal law or a federal or state court decision.

Small Business Economic Impact Statement: The business partnership program will encourage non-MWBEs to enter into contracting agreements with certified MWBEs to participate in contracts for the provision of goods and services that would be sold to the private sector as well as to state government. The non-MWBE may also contract with a certified MWBE or MWBE association to provide training, seminars or financial assistance to certified MWBEs. MWBEs will benefit because they will receive additional contracts and conceivably will realize steadier contracting opportunities. This will help to stabilize their businesses and add to their track records and business contacts.

**WAC CHAPTER 326-50 PARTICIPATION PROGRAMS**

NEW SECTION

WAC 326-50-010 PURPOSE AND INTENT. It is the policy of the State of Washington to provide the maximum practicable opportunity for increased participation by minority and women-owned businesses in public works and the process by which goods and services are procured by state agencies and educational institutions from the private sector. See RCW 39.19.010.

OMWBE is directed by RCW 39.19.030(1) to: "Develop, plan, and implement programs" to provide such opportunities for participation by qualified minority and women-owned businesses. OMWBE has found that there is a need to supplement the certification program in order to encourage MWBE participation in state contracts. Therefore, OMWBE will develop Participation Programs to advance the State of Washington's policy to mitigate the effects of societal discrimination, and to increase opportunities for minority and women-owned firms to do business with the state. The implementation of these programs will result in increased opportunities for MWBEs to develop and grow in the existing market place, and to assist them in establishing new business relationships with the State of Washington.

NEW SECTION

WAC 326-50-020 DEFINITIONS. For purposes of WAC Chapter 326-50;

(1) "Non-MWBE firm" means a firm or business which is not certifiable as a MWBE under Chapter 39.19 RCW and its implementing regulations, or a firm which has chosen not to seek certification as a MWBE;

(2) Solely for purposes of Participation Programs as used in Chapter 326-50 WAC, "MWBE" shall mean:

(a) Either an enterprise certified by OMWBE on or before ..... (date rule is filed on a permanent basis); or an enterprise

which is certified at any time, provided such enterprise has been engaged in bona fide business activities for at least one year prior to the filing of an Agreement of Intent with OMWBE, and

(b) Either an enterprise which is incorporated in the State of Washington as a Washington domestic corporation; or an enterprise whose principal place of business is located within the State of Washington for enterprises which are not incorporated.

(c) Nothing contained in subsections (a) and (b) shall be construed to include or allow foreign corporations to participate in any Participation Program.

(3) "Participation Program" means programs created to supplement the certification program to encourage MWBE participation in state contracts in the areas of goods and services, construction, and personal services.

#### NEW SECTION

WAC 326-50-030 BUSINESS PARTNERSHIP PROGRAM—PURCHASED GOODS AND SERVICES—PURPOSE AND INTENT. (1) Purpose and Intent. The primary purpose of this Participation Program I, hereinafter referred to as the Business Partnership Program, is to increase opportunities for certified MWBEs to provide goods and services to state agencies and educational institutions. The intent of this program is to increase the number of MWBEs participating in state contracts, and to enhance the economic viability of certified businesses, by providing incentives to non-MWBE firms, both large and small, to develop ongoing business relationships with OMWBE certified firms. (a) This program is a prototype program, and will be periodically evaluated by OMWBE. After the program has been in effect for 12 months, OMWBE will evaluate the program to determine whether it is fulfilling the purposes for which it is designed.

(2) The program is designed to address several specific needs of minority and women firms by (a) increasing opportunities for vending goods and providing services, and (b) providing short-term and limited financial assistance, training and technical assistance, and networking.

#### NEW SECTION

WAC 326-50-040 IMPLEMENTATION OF BUSINESS PARTNERSHIP PROGRAM. (1) Agreement of Intent—Contents of Agreement. In order to claim business partnership credit for contracts or other assistance provided to MWBEs, an Agreement of Intent must be filed with OMWBE by the non-MWBE firm within seven days of the commencement of the supplier-service contract. The Agreement of Intent to be filed with OMWBE must include such information as required by OMWBE.

(2) An evaluation committee will review each Agreement of Intent and make a recommendation to the director. Evaluation committees appointed by OMWBE will consist of a representative from the private sector, a representative from the MWBE community, and a state agency representative. During the prototype phase of the program, the Purchased Goods and Services Work Group, appointed by the OMWBE advisory committee, will serve as the evaluation committee.

(3) The director may approve the Agreement, with or without modifications, or disapprove the Agreement. Upon approval of the Agreement, OMWBE will establish an account for non-MWBE firms under the number assigned to the Agreement of Intent. Upon proof of completion of the Agreement, or portions thereof if applicable, credits for the negotiated dollar value of the contract will be placed in the non-MWBE firm's account.

(4) The credit received by the non-MWBE firms will be calculated from the firm's documented expenditures. Prior to initiating a goods or service contract, training program or other approved assistance, the non-MWBE firm must file an Agreement of Intent with OMWBE. Upon approval of the plan, the firm will thereafter document the actions that have been taken on behalf of MWBEs. The actual dollar value to be credited may be established either before or after the program is concluded, but the Agreement of Intent must set the standards for evaluation and receive approval by OMWBE. The amount of credit that will be given for any contracted good or service, training or other approved assistance will be established between OMWBE and the non-MWBE firm.

#### NEW SECTION

WAC 326-50-050 UTILIZATION OF CREDITS IN BUSINESS PARTNERSHIP ACCOUNT. (1) The credits in a non-MWBE firm's business partnership account may be applied only to

goods and services contracts or requests for proposals. The credits cannot apply to MWBE requirements set on construction, public works, or personal services contracts.

(2) Only the value of those transactions requested and approved may be applied against MWBE requirements set by state agencies or educational institutions in meeting contract specifications.

(3) When the non-MWBE firm bids on a state contract, it may utilize the credit it has established with OMWBE by applying the credit against the MWBE participation requirements set on contracts or requests for proposals for purchase of goods and services.

(4) The state agency or educational institution shall give the non-MWBE firm equal consideration as other vendors utilizing certified MWBE vendors in evaluating the bids or requests for proposal. The state agency or educational institution may count the credit toward its annual overall goals.

(5) The credit obtained by an Agreement of Intent shall only be used once. Additional credits may be obtained by filing additional Agreements of Intent with OMWBE.

(6) If credits on file with OMWBE are invoked by the non-MWBE firm on more than one outstanding bid or proposal, the credits shall be utilized on the first contract awarded.

(7) If credits are used on one contract (first awarded), the non-MWBE firm, if the apparent low bidder, may be allowed a period of up to 24 working hours to secure new or additional MBE or WBE subcontractors. If written proof of subcontractors with new or additional MBE or WBE firms is not provided to the agency within that time, agency may award contract pursuant to WAC 326-40-020.

(8) All unused credit will be voided six months after the effective date, in the event the Business Partnership Program is discontinued.

#### NEW SECTION

WAC 326-50-060 DEFAULT BY EITHER PARTY TO THE AGREEMENT OF INTENT. The parties to the Agreement of Intent (the non-MWBE firm and MWBE firm) reserve their rights to pursue legal remedies based upon the underlying contract between them. In the event of default by either party, appropriate action can be taken by either to assure compliance or to recover damages. Approval of the Agreement of Intent by OMWBE does not constitute a ruling that the contract is in compliance with state laws, nor that either party is capable of performing its portion of the Agreement. Approval of the Agreement by OMWBE merely signifies that OMWBE believes the fulfillment of this Agreement will further the goals of the program established by the state under Chapter 39.19 RCW. If the MWBE is unable or unwilling to perform the Agreement of Intent, the non-MWBE firm may utilize its right to substitute under WAC 326-30-080. OMWBE also reserves the authority to apply the full range of sanctions available under the law against the non-MWBE firm if perjured Agreements of Intent are filed, or spurious claims for credits are made.

#### **WSR 85-20-060**

#### **ATTORNEY GENERAL OPINION**

**Cite as: AGO 1985 No. 16**

[September 25, 1985]

**OFFICES AND OFFICERS—STATE—LEGISLATOR—APPOINTMENT TO FILL VACANCY IN MULTI-COUNTY LEGISLATIVE POSITION—NUMBER OF VOTES TO BE CAST BY LEGISLATIVE BODY OF A HOME RULE COUNTY.**

When a vacancy occurs in a joint legislative district located partly in a home rule county governed by a legislative body consisting of more than three members, and partly in a county governed by a three-member board of county commissioners, each county is entitled to cast three votes in the appointment process.

## Requested by:

Honorable C. Danny Clem  
Kitsap County Prosecuting Attorney  
Kitsap County Courthouse  
614 Division Street  
Port Orchard, Washington 98366

**WSR 85-20-061**

**NOTICE OF PUBLIC MEETINGS  
DEPARTMENT OF NATURAL RESOURCES  
(Forest Fire Advisory Board)**

[Memorandum—September 26, 1985]

The next meeting of the Forest Fire Advisory Board has been scheduled for Thursday, October 31, 1985. It will begin at 9:00 a.m. in the DNR Geology and Earth Resources Conference Room, Building 1, Rowsix, 4224 S.E. 6th Avenue, Lacey.

If you have any questions or agenda items, please let me know, (Ken Hoover, Fire Control Division).

**WSR 85-20-062**

**ADOPTED RULES  
DEPARTMENT OF  
EMERGENCY MANAGEMENT**

[Order 85-02—Filed September 27, 1985]

I, Hugh Fowler, director of the Department of Emergency Management, do promulgate and adopt at 4220 East Martin Way, Olympia, WA, the annexed rules relating to the filing of permanent rules for permitted entry and/or occupancy, Mt. St. Helens restricted zone, chapter 118-03 WAC.

This action is taken pursuant to Notice No. WSR 85-17-003 filed with the code reviser on August 9, 1985. These rules shall take effect thirty days after they are filed with the code reviser pursuant to RCW 34.04.040(2).

This rule is promulgated pursuant to chapters 43.06 and 38.52 RCW and is intended to administratively implement that statute.

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

APPROVED AND ADOPTED September 25, 1985.

By Hugh H. Fowler  
Director

**AMENDATORY SECTION** (Amending Order 83-01, filed 7/27/83)

WAC 118-03-010 **PURPOSE.** The purpose of this chapter is to adopt rules, regulations, and guidelines to implement ~~((Executive Order 83-08;))~~ executive orders issued by the governor prohibiting any person or persons with certain limited exceptions from entering the high

risk danger zone known as the restricted zone of the Mt. St. Helens volcano as described in that executive order, and providing entry permit procedures for persons excepted. These rules may be amended from time to time as conditions warrant. The executive orders issued by the governor ~~((effective June 14, 1983;))~~ recognize ~~((s))~~ the continuing danger from additional eruptions, earthquakes, flash floods, and other related events from Mt. St. Helens.

**AMENDATORY SECTION** (Amending Order 86-06, filed 7/9/82)

WAC 118-03-030 **DEFINITIONS.** "Restricted zone" shall mean that high hazard area immediately adjacent to or surrounding the Mt. St. Helens volcano closed to public access by the governor of the state of Washington pursuant to RCW 43.06.010, 43.06.210, 43.06.220, 38.52.050, and 38.52.010. The restricted zone boundary area may change from time to time as conditions warrant. "Fallback zones" shall mean areas immediately adjacent or surrounding the restricted zone which may be closed to public access by the governor of the state of Washington pursuant to RCW 43.06.010, 43.06.210, 43.06.220, 38.52.050, and 38.52.010. When closed to public access by the governor, a fallback zone shall be a part of the restricted zone defined by this section. Fallback zones may be instituted from time to time as conditions warrant. The abbreviation ~~(("DES"))~~ "DEM" as used hereinafter shall mean the Washington state department of emergency ~~((services))~~ management. The term "director" used hereinafter shall mean the director of the department of emergency ~~((services))~~ management. "DOL" shall mean the Washington state department of licensing. "News media" shall include journalists, publishers, television and radio broadcast persons who are regularly engaged in the business of publishing or broadcasting. "ECC" shall mean the emergency coordinating center located at the U.S. Forest Service Office in Vancouver, Washington. "Individual(s)" shall mean a person, partnership, joint venture, private or public corporation, association, firm, public service company, public utility district, or any other entity, public or private, however organized. "Control" shall mean to lease or rent. "DLE" shall mean driver's license examiner. "USFS" shall mean United States Forest Service. "USGS" shall mean United States Geological Survey.

**AMENDATORY SECTION** (Amending Order 83-01, filed 7/27/83)

WAC 118-03-050 **EXEMPTED PERSONNEL.** ~~((Consistent with Executive Order 83-08;))~~ The following shall be subject to a limited exception to the prohibition against entry or occupancy in the restricted zone.

(1) U.S. Geological Survey personnel who are performing official duties related to scientific evaluation and hazard assessments that require their presence in the restricted zone.

(2) U.S. Forest Service personnel who are performing official duties that require entry into the restricted zone.

(3) U.S. Army Corps of Engineers personnel who are performing official duties that require their presence in the restricted zone.

(4) Search and rescue personnel registered or identified pursuant to RCW 38.52.010(5) on official search and rescue missions within the restricted zone. The sheriffs of counties whose jurisdictions lie within the boundaries of the restricted zone or their designee(s) shall have the authority to approve entry and/or occupation by search and rescue personnel.

(5) Federal, state, county and local law enforcement and fire fighting personnel whose jurisdiction is within the restricted zone and who are on official business within the restricted zone.

(6) Federal, state, county or local administrative personnel on official business within the restricted zone.

(7) Individual(s) who own and/or control real property, or personal property being used as a residence, and whose official permanent residence is within the restricted zone when applicable.

(8) Individual(s) with a legitimate business reason for being within the restricted zone as determined by the director, department of emergency ~~((services))~~ management, or his designee(s).

AMENDATORY SECTION (Amending Order 86-06, filed 7/9/82)

WAC 118-03-070 CONDITIONS FOR ENTRY.

(1) All permit holders must have two-way communications available within the restricted zone with a base station located outside of the zone. The base station must be monitored at all times while the permittee is in the restricted zone. The base station emergency phone number must be on file with ~~((DES))~~ DEM or the USFS.

~~((The restricted zone will be open only when volcanic monitoring instruments are functioning properly. The restricted zone will be closed when volcanic monitoring instruments are unreliable.))~~ The restricted zone will be closed by a coordinated decision of the DEM and the USFS on the advice of the USGS that hazards are elevated. The restricted zone will be closed ((also during eruptions,)) when there is an alert issued by the U.S. Geological Survey, and ((occasionally)) if necessary during advisories issued by the U.S. Geological Survey.

(3) Overnight stays in the restricted zone will be granted only by special permission by the USFS or by the director of ~~((DES))~~ DEM or his designee. The permit holder must be doing work requiring night time operations and have constant radio communications. Otherwise, entry and occupancy of the restricted zone will normally be limited to the period one-half hour before sunrise to one-half hour after sunset, as established by the National Weather Service.

(4) The permit for entry into the restricted zone will contain specified routes of travel, duration of stay, type of vehicle or aircraft and description, destination, evacuation route, base radio contact alternative routes, and names of those entering.

(5) Helicopters entering the restricted zone must obtain a mission number from the ~~((ECC))~~ Mt. St. Helens National Volcanic Monument ((206) 247-5473). Information required is the number of people entering, destination and estimated entry and departure times. All aircraft are to monitor aircraft radio frequently ~~((H8-6))~~ 122.75 MHZ.

(6) Entry into the crater will be limited to scientists, media permit holders, and other officials on official business with supervision by the U.S. Forest Service or U.S. Geological Survey.

(7) Permit holders must be able to leave the restricted zone within one hour.

(8) Permit holders will leave the restricted zone when ordered by proper authorities.

(9) Anyone entering the restricted zone must have with them either a restricted zone permit or a restricted zone contractor's permit card.

(10) It is strongly recommended that all who enter the restricted zone carry emergency gear and a first aid kit. Recommended minimal emergency equipment should include: Hard hat, respirator or face mask, goggles, water and food.

AMENDATORY SECTION (Amending Order 86-06, filed 7/9/82)

WAC 118-03-090 WASHINGTON STATE DEPARTMENT OF LICENSING TO PROCESS PERMITS. When the restricted zone is expanded by governor's executive order to include areas outside of USFS lands and the Mt. St. Helens National Volcanic Monument, the following shall apply.

The DOL ~~((shah))~~ may process restricted zone entry permit applications at but limited to the following locations:

Longview	—	73 Third Avenue, 98632
Vancouver	—	915 MacArther Blvd., 98661
Morton	—	141 North 2nd, 98356 (P. O. Box 774)
Centralia	—	112 Harrison Ave., 98531
Seattle	—	King County Administrative Bldg. Room 615 500 4th Avenue

The DOL, under the direction of the director of ~~((DES))~~ DEM or his designee(s), may issue a permit for entry to the restricted zone, only to such individuals and for such purposes as are clearly permitted by this chapter and executive order. The DOL shall compile a daily status list of approved and denied entry permits to the restricted zone. DOL shall also maintain a daily status list of those permanent residents or property owners who are currently occupying their property within the restricted zone. Permanent residents or property owners will keep DOL advised by mail of the names and number of visitors and the dates that the visitors will be present.

## Phone Numbers of DOL Offices

Longview —	206-577-2235 or 2236
Vancouver —	206-696-6671 or 6672
Morton —	206-496-5637
Centralia —	206-736-2855 or 2856
Seattle —	206-464-5846

AMENDATORY SECTION (Amending Order 86-06, filed 7/9/82)

WAC 118-03-110 APPLICATION/PROCESSING PROCEDURES—NONPERMANENT RESIDENTS. When the restricted zone is expanded by governor's executive order to include lands outside of USFS lands and the Mt. St. Helens National Volcanic Monument, the following shall apply.

(1) Individuals desiring access to the restricted zones should contact one of the designated DOL driver's license examiners at the locations listed during regular business hours, Tuesday through Saturday, 8:30 a.m. to 5 p.m., and complete an application form for a permit stating the nature and need for access and sign the waiver contained on the application form. Federal, state and local governmental personnel on official business will only be required to complete and submit a permit application form. Upon completion and submission of this application to DOL, the application will be approved or disapproved within five regular working days by DOL. After approval of the application a permit will be issued immediately.

(2) Individuals who are employers or government entities applying for a permit under WAC 118-03-230 may complete and submit an industrial application form to be issued an industrial permit which would allow the entry and/or occupation within the restricted zone by its authorized employees, contractors or agents for business reasons.

(3) DOL will screen applicants according to the criteria published herein and will issue permits to those that have demonstrated a need to enter and/or occupy the restricted zone. The DLE will assure that all pertinent data such as time of entry, duration of need, and mode of travel has been presented and will inform the applicant of entry requirements as stated herein.

(4) DOL will provide the director, ((DES)) DEM; the director, USFS emergency coordination center; and the sheriffs of counties whose jurisdictions lie within the boundaries of the restricted zone with a daily list of permits issued.

AMENDATORY SECTION (Amending Order 86-06, filed 7/9/82)

WAC 118-03-130 PERMIT AND WAIVER ISSUANCE PROCEDURES—PERMANENT RESIDENTS. When the restricted zone is expanded by governor's executive order to include lands outside of USFS lands and the Mt. St. Helens National Volcanic Monument, the following shall apply.

(1) Permanent residence applicants must present proof of ownership or control of real property or personal property being used as a residence and a permanent residence status at the time of application.

(2) Permanent residence applicants eighteen years of age and older shall be required to obtain a permit and sign a waiver.

(3) Permanent residence applicants between sixteen years of age or older, but who have not attained eighteen years of age, shall obtain a permit and their parent/guardian must sign a waiver on their behalf.

(4) All permanent residence applicants under sixteen years of age must be included on the application of their parent/guardian.

(5) DOL will maintain a current list of permanent residents with permits within the restricted zone.

(6) Permanent residents must have either a proven two-way communications system for warning or be a part of a local government warning and evacuation system.

AMENDATORY SECTION (Amending Order 86-06, filed 7/9/82)

WAC 118-03-150 PERMIT AND WAIVER ISSUANCE PROCEDURES—RECREATION PROPERTY OWNERS, RENTERS, OR LESSEES. When the restricted zone is expanded by governor's executive order to include lands outside of USFS lands and the Mt. St. Helens National Volcanic Monument, the following shall apply.

(1) Recreation property owners, renters, or lessees must comply with the following conditions:

(a) Applicants must present proof of ownership or control of real property or personal property.

(b) Applicants eighteen years of age and older shall be required to obtain a permit and sign a waiver.

(c) Applicants between sixteen years of age or older, but who have not attained eighteen years of age, shall obtain a permit and their parent/guardian must sign a waiver on their behalf.

(d) Applicants under sixteen years of age must be included on the application of their parent/guardian.

(2) DOL will maintain a current list of recreation property owners, renters, or lessees with permits within the restricted zone.

(3) Recreation property owners, renters, or lessees must have either a proven two-way communications system for warning or be a part of a local government warning and evacuation system.

AMENDATORY SECTION (Amending Order 86-06, filed 7/9/82)

WAC 118-03-170 PERMIT AND WAIVER ISSUANCE PROCEDURES—VISITORS TO PERMANENT RESIDENTS OR RECREATIONAL PROPERTY OWNERS. When the restricted zone is expanded by governor's executive order to include lands outside of USFS lands and the Mt. St. Helens National Volcanic Monument, the following shall apply.

(1) Visitors must maintain a signed waiver on file with DOL.

(a) All visitors eighteen years of age and older shall sign a waiver.

(b) All visitors between sixteen years of age or older, but who have not attained eighteen years of age must

have a waiver signed on their behalf by their parent/guardian.

(c) All visitors under sixteen years of age must be included on the waiver signed by their parent/guardian.

(2) Permanent residents or recreational property owners must notify DOL by mail in advance of the names of visitors and the dates the visitors will be with them in the restricted zone.

(3) Visitor(s) will obtain their pending permit that is being held at the DOL office where the visitor permit application was mailed.

AMENDATORY SECTION (Amending Order 86-06, filed 7/9/82)

WAC 118-03-190 PERMIT AND WAIVER ISSUANCE PROCEDURES—MEDIA AND SCIENTIFIC RESEARCH. (1) Media permit applications will be reviewed by a ((~~Mt. St. Helens~~)) USFS review committee ((~~composed of members of the media community~~)).

(2) Scientific research permit applications will be reviewed by a ((~~Mt. St. Helens~~)) USFS scientific research review committee ((~~composed of members of the scientific community~~)).

(3) Requests for permits by both media and scientific research personnel will be forwarded to the USFS ((~~Volcano Center~~)) ECC coordinator for distribution and consideration by the appropriate review committee.

(4) Applicants must meet all criteria contained in WAC 118-03-070 and 118-03-230.

AMENDATORY SECTION (Amending Order 86-06, filed 7/9/82)

WAC 118-03-210 CONDITIONS FOR ENTRY—PERMANENT RESIDENTS AND RECREATION PROPERTY OWNERS. When the restricted zone is expanded by governor's executive order to include lands outside of USFS lands and the Mt. St. Helens National Volcanic Monument, the following shall apply.

(1) Individuals who establish proof of permanent residence in communities or areas within the restricted zone will be issued a permit by DOL.

(2) Movement within the restricted zone will be restricted to the most direct access/exit route, the generally recognized boundaries of the community and service and supply locations within the zone.

(3) The permit does not allow the holder unlimited movement or access to any other areas within the restricted zone unless a specific permit has been issued.

AMENDATORY SECTION (Amending Order 86-06, filed 7/9/82)

WAC 118-03-230 CONDITIONS FOR ENTRY—EMPLOYEES, CONTRACTORS, AND AGENTS OF INDIVIDUAL(S) OR GOVERNMENT ENTITY(S) ISSUED INDUSTRIAL PERMITS. When the restricted zone is expanded by governor's executive order to include lands outside of USFS lands and the Mt. St. Helens National Volcanic Monument, the following shall apply.

(1) Individual(s) or governmental entity(s) issued a permit under WAC 118-03-050, 118-03-110, and 118-03-270 shall:

(a) Have a method to identify the location(s) of each authorized employee, agent and contractor who is within the restricted zone for the permittee's business.

(b) Inform each authorized employee, agent and contractor of predesignated escape routes.

(c) Monitor the local sheriff's department or other governmental agency radio frequency which is established for transmitting emergency messages related to Mt. St. Helens.

(d) Maintain a daily check-in and check-out procedure for all authorized employee(s), agent(s) and contractor(s) who are within the restricted zone under the permittee's business.

(e) Issue an identification card, tag or other form of identification approved by the director of ((~~DES~~)) DEM or his designee to each authorized employee, agent and contractor who is within the restricted zone for the permittee's business.

(f) Provide the foreman of each work crew, or one member of each group working together with a two-way radio and require them to make regular contact with a central dispatcher.

(g) Inform each employee, agent and contractor authorized to enter the restricted zone for permittee's business that they must be able to leave the restricted zone within one hour.

(h) Make every reasonable effort to ensure compliance from their authorized employee(s), agent(s), and contractor(s) according to WAC 118-03-070, 118-03-230, and all other applicable safety regulations and procedures.

(2) Individual(s) other than government entity(s) shall indemnify the United States, the state of Washington, all political subdivisions thereof and their officer(s), agent(s) and employee(s), against all claims and liabilities which may be asserted against them for any damages, injuries, or losses due to natural volcanic or flash flood causes suffered by any person while within the restricted zones or as a result of entering or occupying this zone under the authority of the industrial permit.

(3) Entry and occupancy of the restricted zone for industrial permittees will be authorized as per WAC 118-03-070(3).

(a) Industrial permits will be good for the length of contract, not to exceed three months.

(b) Industrial permits may be renewed upon approval of the director of ((~~DES~~)) DEM or his designee(s).

(4) Entry and occupancy of the restricted zone for continuous 24-hour periods by industrial permittees will be permitted on a case-by-case basis by the director of ((~~DES~~)) DEM or his designee(s) upon a showing of overriding necessity.

(5) Each individual(s) at the time of application for an industrial permit issued under WAC 118-03-050 and 118-03-110 or prior to application must file with ((~~DES~~)) DEM an evacuation, emergency communication and warning plan.

(6) The evacuation plan must include the following:

(a) A description of the areas of operation by township, range, and section.

(b) Number of personnel to be engaged within these areas.

(c) Type and number of vehicles to be used for evacuation.

(d) Primary and alternate escape routes to be used.

(7) The emergency communication and warning plans must include the following:

(a) Manner in which the industrial permit holder would receive notification of a volcanic event.

(b) Procedures which the industrial permit holder would use to warn his/her personnel in the restricted zone.

AMENDATORY SECTION (Amending Order 86-06, filed 7/9/82)

WAC 118-03-250 INDUSTRIAL PERMIT REAPPLICATION PROCEDURE. When the restricted zone is expanded by governor's executive order to include lands outside of USFS lands and the Mt. St. Helens National Volcanic Monument, the following shall apply.

(1) Industrial permits issued for the restricted zone prior to (~~May 12, 1982~~) August 1, 1985, are valid until the expiration date on the permit has been attained and then only if all requirements under WAC 118-03-230 have been complied with.

(2) Industrial permittee(s) may request a new permit prior to the existing permit date via telephone or personal contact with/or in person to the DLE whose DOL office issued the application and permit.

(3) The DLE must be advised of the date and approximate time an authorized agent of the industrial permittee will arrive to sign and pick up the new permit.

(4) The industrial permittee must also give all necessary information required to process the application.

(5) On assigned day, the authorized industrial agent must go to the DOL, identify him/herself to the DLE, review the application form and permit for accuracy, and sign the waiver.

AMENDATORY SECTION (Amending Order 86-06, filed 7/9/82)

WAC 118-03-270 FEDERAL, STATE, AND LOCAL GOVERNMENT ADMINISTRATIVE PERSONNEL. Federal, state or local government administrative personnel on official business shall be authorized entry into the restricted zone when:

(1) Such entry will not burden official search and rescue missions or other emergency operations in the restricted zone, and

(2) Such entry be limited, to the extent possible, to specified destination(s) and route(s) within the restricted zone, and

(3) Approval for permit issue has been made by the director, (~~DES~~) DEM or his designee(s) or the USFS, and

(a) Such entry is necessary to provide for the health, safety, and welfare of citizens in the disaster area, or

(b) Such entry is necessary to assess damages caused by the volcanic activity for the purpose of mitigating further damage or providing for the well being of disaster victims, or

(c) Such entry will provide information necessary for federal, state or local officials responsible for disaster response.

AMENDATORY SECTION (Amending Order 86-06, filed 7/9/82)

WAC 118-03-290 OTHER PERMIT APPLICANTS. The director, (~~DES, or~~) DEM, his designee(s) or the USFS may authorize persons not included in the above specific categories to enter the restricted zone when:

(1) Such entry be limited, to the extent possible, to specified destinations and routes within the restricted zone, and

(2) Such entry will not burden official search and rescue missions or other emergency operations, and

(3) Such entry is limited in duration and by type of transportation to minimize, to the extent consistent with urgency of the entry, the safety of those granted entry permits, and

(a) Such entry is necessary for or will contribute to the health, safety, and welfare of the citizens in the disaster area, or

(b) Such entry is necessary for maintenance of privately owned property within the restricted zone when applicable, or

(c) Such entry is necessary or will contribute to the successful mitigation of damages caused by volcanic activity.

AMENDATORY SECTION (Amending Order 86-06, filed 7/9/82)

WAC 118-03-310 REVOCATION AND SUSPENSION. (1) In the event that volcanic activity or other events increase the danger already present in the restricted zone, permits, except permanent residents, when applicable, and scientific personnel approved by the director of (~~DES or~~) DEM, his designee(s), or the USFS may be suspended or revoked by the director, (~~DES, or~~) DEM, his designee(s), or the USFS. This decision will be based on available scientific information and/or joint evaluation by the USFS (ECC director) and (~~DES~~) DEM. This evaluation will be made on a daily basis or as necessary. Notification of revocation/suspension will be made by (~~DES~~) DEM and the USFS in accordance with established (~~DES~~) DEM and USFS operational procedures.

(2) The director of (~~DES~~) DEM or his designee(s) may suspend or revoke any permit issued under this chapter of the Washington Administrative Code, except for permanent residents when applicable, upon the failure of the permit holder(s) to meet the conditions of the permit of this chapter.

**WSR 85-20-063**  
**EMERGENCY RULES**  
**DEPARTMENT OF FISHERIES**  
 [Order 85-146—Filed September 27, 1985]

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 this rule conforms Washington state regulations with those of the Pacific Fisheries Management Council for protection of groundfish stocks.

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

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

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

APPROVED AND ADOPTED September 25, 1985.

By Gary C. Alexander  
for William R. Wilkerson  
Director

**NEW SECTION**

**WAC 220-44-05000S COASTAL BOTTOMFISH CATCH LIMITS.** Notwithstanding the provisions of WAC 220-44-050, effective 12:01 a.m. October 6, 1985 until further notice, it is unlawful to possess, transport through the waters of the state, or land in any Washington state port bottomfish taken for commercial purposes from Coastal Marine Fish-Shellfish Management and Catch Reporting Areas 58B, 59A, 59B, 60A, 61, 62, or 63 in excess of the amounts or less than the minimum sizes shown below for the species indicated:

(1) Widow Rockfish (*Sebastes entomelas*) - 3,000 pounds per vessel trip.

(2) Shortbelly rockfish (*Sebastes jordani*) and Idiot Rockfish (*Sebastes spp.*) - no maximum poundage per vessel trip; no minimum size.

(3) Pacific ocean perch (*Sebastes alutus*) - no restriction on landing up to 1,000 pounds per vessel trip. Landings above 1,000 pounds allowed only if Pacific ocean perch represent 20 percent or less of total weight of fish on board. Under no circumstances may a vessel land more than 5,000 pounds of Pacific ocean perch in any one vessel trip.

(4) All other species of rockfish (*Sebastes spp.*) - 20,000 pounds of all other species combined per vessel trip per calendar week, defined as Sunday through the

following Saturday, of which no more than 5,000 pounds may be yellowtail rockfish (*Sebastes flavidus*) except that a fisherman having made a declaration of intent, may make either one landing of no more than 40,000 pounds of all other species combined per vessel trip bi-weekly, defined as Sunday through the second Saturday following of which no more than 10,000 pounds may be yellowtail rockfish or two landings of not more than 10,000 pounds of all other species in any one calendar week of which not more than 3,000 pounds in any one landing may be yellowtail rockfish. The declaration of intent to fish other than once weekly must be mailed or delivered to the Department of Fisheries, 115 General Administration Building, Olympia, WA 98504, and must be postmarked at least seven days prior to the beginning of such fishing. The declaration of intent must contain the name and address of the fisherman, the name and registration number of the vessel, the date on which such fishing for other species of rockfish will commence, and must be signed and dated by the fisherman. The fisherman may return to the one vessel trip per calendar week fishing at the beginning of any month by filing a declaration of intent to stop fishing other than once weekly on other species of rockfish with the department in the above manner. The declaration to stop such fishing for other species of rockfish and begin one vessel trip per calendar week fishing must be made at least seven days prior to the beginning of the month in which the one vessel trip per calendar week fishing will resume. It is unlawful for any vessel to make more than one landing in excess of 3,000 pounds of other rockfish species in any calendar week, if no declaration to land other species of rockfish twice weekly has been made.

(5) Sable fish - minimum size 22 inches in length, unless dressed in which case minimum size 16 inches in length from the anterior insertion of the first dorsal fin to the tip of the tail, except that an incidental catch less than the minimum size of 5,000 pounds is allowed; no vessel trip restrictions.

(6) It is unlawful during unloading or the catch and prior to its being weighed or leaving the unloading facility to intermix with any other species a species or category of bottomfish having a vessel trip limit.

(7) For purposes of this section, a vessel trip is defined as having occurred upon the initiation of transfer of catch from the fishing vessel, and all fish aboard the vessel are considered part of the vessel trip limit at the initiation of transfer of catch.

**REPEALER**

The following section of the Washington Administrative Code is repealed effective 12:01 a.m. October 6, 1985.

**WAC 220-44-05000R COASTAL BOTTOMFISH CATCH LIMITS. (85-142)**

**WSR 85-20-064**  
**PROPOSED RULES**  
**DEPARTMENT OF**  
**SOCIAL AND HEALTH SERVICES**  
**(Public Assistance)**  
 [Filed September 27, 1985]

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 388-11-011 Support enforcement—Definitions.  
 Amd WAC 388-14-260 Distribution—Referrals from other states.

It is the intention of the secretary to adopt these rules on an emergency basis on October 1, 1985;

that the agency will at 10:00 a.m., Tuesday, November 5, 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 November 13, 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 276, Laws of 1985, and P.L. 98-378.

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency before November 5, 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 Administrative Regulations Section, at State Office Building #2, 12th and Franklin, Olympia, WA, phone (206) 753-7015 by October 22, 1985. The meeting site is in a location which is barrier free.

Dated: September 26, 1985

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 388-14-260 and 388-11-011.

Purpose of the Proposed Amendments: WAC 388-14-260 is to provide procedures for accepting and processing requests for support enforcement services from support enforcement agencies in other states; and 388-11-011 is to define various support enforcement terms in accordance with the definitions contained in RCW 74.20A.020.

Reason These Amendments are Necessary: To implement state legislation and comply with the requirements of federal law.

Statutory Authority: Chapter 276, Laws of 1985 (HB 153).

Summary of Proposed Rule Changes: The amendments of WAC 388-14-260 establish procedures for the Office of Support Enforcement to utilize in accepting interstate support enforcement cases from other states, and sending such cases to other states for enforcement. The administrative enforcement remedies contained in chapter 74.20A RCW are made applicable in interstate cases. The definitions contained in WAC 388-11-011 are being amended to conform to the definitions in RCW 74.20A.020. The term "administrative order" is defined to include support orders issued by the department or by an agency of another state. The term "support obligation" is defined to include medical support. The term "support debt" is defined to include medical expenses, interest, fees, attorney fees, costs of litigation, etc.

Person Responsible for Drafting, Implementation and Enforcement of These Rules: Jon Conine, Chief, Office of Support Enforcement, mailstop FU-11, phone 459-6481.

These amendments are necessary as a result of the federal Child Support Enforcement Amendments of 1984, Public Law 98-378; 98 Stat. 1305. [The agency also attached a copy of 45 CFR Parts 301, 302, 303, 304, 305, and 307.]

#### AMENDATORY SECTION (Amending Order 2036, filed 10/6/83)

WAC 388-11-011 DEFINITIONS. For purposes of this chapter and chapters 388-13 and 388-14 WAC, the following definitions shall apply:

(1) "Locate" shall mean service of the notice and finding of financial responsibility in a manner prescribed by WAC 388-11-040.

(2) "Reasonable efforts to locate" shall mean any of the following actions taken on a case:

(a) Mailing of the notice and finding of financial responsibility by certified mail, return receipt requested to an address, reasonably believed by office of support enforcement to be a mailing address of the responsible parent; or

(b) Referral to a sheriff, other server of process or locate service or other agent or employee of the department for locate activities if the responsible parent is not located under subsection (1)(a) of this section, or if no known mailing address exists but the information which office of support enforcement has, reasonably indicates that the responsible parent can be located; or

(c) When service cannot be accomplished, tracing activity as stated as follows:

(i) Checking of local telephone directories and attempts by telephone or mail to contact the applicant/recipient, applicant/custodian, relatives of the responsible parent, past or present employers, or the postal authorities when appropriate;

(ii) Contacting state agencies, union, financial, or fraternal organizations available on the local level to which the responsible parent is known to have had contact or membership.

(d) Referral to state parent locator service when tracing efforts under subsection (1)(c) of this section are exhausted;

(e) Referral to the attorney general, a prosecuting attorney, or the Internal Revenue Service for specific legal or collection action.

(3) "The date the state assumes responsibility for the support of the dependent child or children on whose behalf support is sought" shall mean the date payment of an AFDC-R, AFDC-E, AFDC-FC, or state only foster care grant is authorized, or September 1, 1979, whichever is later.

(4) "Department" means the state department of social and health services.

(5) "Secretary" means the secretary of the department of social and health services(;) or the secretary's designee or authorized representative.

(6) "Hearing examiner" shall mean the administrative law judge employed by the office of administrative hearings hearing the testimony and making the initial decision under chapter 388-11 WAC.

(7) "Dependent child" means any person under the age of twenty-one not otherwise emancipated, self-supporting, married, or a member of the armed forces of the United States.

(8) "Superior court order" means any judgment, decree, or order of the superior court of the state of Washington or a court of comparable jurisdiction of another state establishing the existence of a support obligation and ordering payment of a set or determinable amount of support moneys (~~(, or an order of a court of comparable jurisdiction of another state ordering payment of a set or determinable amount of)~~) to satisfy the support (~~(moneys)~~) obligation. Orders of the superior court failing to expressly require payment of support by a responsible parent or orders failing to specifically relieve the responsible parent of the support obligation shall not constitute a superior court order.

(9) "Administrative order" means any determination, finding, decree, or order for support issued pursuant to RCW 74.20A.055, or by an agency of another state pursuant to a substantially similar administrative process, establishing the existence of a support obligation and ordering the payment of a set or determinable amount of support moneys to satisfy the support obligation.

(10) "Support obligation" means the obligation to provide for the necessary care, support, and maintenance, including medical expenses, of a dependent child or other person as required by statutes and the common law of this or another state.

(11) "Responsible parent" means the natural parent, adoptive parent, or stepparent of a dependent child.

~~((+0))~~ (12) "Stepparent" means the present spouse of the person who is either the mother, father, or adoptive parent of a dependent child, and such status shall exist and continue as provided for by RCW 26.16.205 until the relationship is terminated by death or dissolution of marriage.

~~((+1))~~ (13) "Support moneys" means any moneys or in-kind providings paid to satisfy a support obligation whether denominated as child support, spouse support, alimony, maintenance, or any other such moneys intended to satisfy an obligation for support of any person or satisfaction in whole or in part of arrears or delinquency on such an obligation.

~~((+2))~~ (14) "Future" support or "future and current" support or "future/current" support shall mean support moneys paid to satisfy the support obligation for the instant or present month as opposed to satisfaction of support obligations owed for previous and past months which, having been unpaid, are delinquent.

~~((+3))~~ (15) "Support debt" means any delinquent amount of support moneys which is due, owing, and unpaid under a superior court order or an administrative order; a debt for the payment of expenses for the reasonable or necessary care, support and maintenance, including medical expenses, of a dependent child or other person for whom a support obligation is owed; or a debt under RCW 74.20A.100 or 74.20A.270. Support debt also includes any accrued interest, fees, or penalties charged on a support debt, and attorneys' fees and other costs of litigation awarded in an action to establish and enforce a support obligation or support debt.

(16) ~~((+4))~~ "Arrears," "delinquency," "past support," shall all mean the amount owed for a period of time prior to the instant month, but is owed for a period of time in the past.

~~((+4))~~ (17) "Need" means the necessary costs of food, clothing, shelter, and medical attendance for the support of a dependent child or children.

~~((+5))~~ (18) "Good cause" means there is substantial reason or legal justification for delay, including a showing of those grounds enumerated in RCW 4.72.010 and ~~((ER60))~~ Civil Rule 60 and allegation is made of a defense under WAC 388-11-065.

~~((+6))~~ (19) "Assignment pursuant to RCW 74.20A.040" shall mean the assignment made by an applicant/custodian of support rights pursuant to WAC 388-14-310.

~~((+7))~~ (20) Fraud for the purposes of WAC 388-11-115 means:

- The representation of the existence or nonexistence of a fact;
- Its materiality;
- Its falsity;
- The speaker's knowledge of its truth;
- His or her intent that it should be acted on by the person to whom it is made;
- Ignorance of its falsity on the part of the person to whom it is made;
- The latter's reliance on the truth of the representation;

(h) His or her right to rely upon it; and

(i) His or her subsequent damage.

(21) "State" means any state or political subdivision, territory, or possession of the United States, the District of Columbia, and the Commonwealth of Puerto Rico.

#### AMENDATORY SECTION (Amending Order 1054, filed 9/25/75)

WAC 388-14-260 DISTRIBUTION—REFERRALS FROM OTHER STATES. (1) ~~(When another state reassigns to the office of support enforcement of the state of Washington debt previously assigned to that other state under 45 CFR 232.11, collection action may be taken by the office of support enforcement under chapter 74.20A RCW to satisfy the requirements to enforce obligations of the other states accrued and/or accruing pursuant to an order of the superior court of the state of Washington or an order of a court of another state comparable in jurisdiction to the superior court of the state of Washington)~~ When a child support enforcement agency in another state, operating a child support program under Title IV-D of the Social Security Act, submits a request for support enforcement services under RCW 74.20.040(3), the office of support enforcement shall initiate appropriate action to establish, enforce, and collect the support obligation. The request shall be signed by an authorized official of the state agency and shall contain appropriate information and be accompanied by appropriate documentation to support the action to establish, enforce, and/or collect the support obligation. The following is a list of some of the information/documentation that may be submitted with the request for support enforcement services:

(a) The responsible parent's name, address, Social Security Number, date of birth, present or last known employer, earnings or ability to earn, employment history, property and resources, and physical description;

(b) The custodian's name, address, and Social Security Number;

(c) The names, address, Social Security Numbers, and dates of birth of the dependent children;

(d) A certification that the request is being submitted under Title IV-D of the Social Security Act and identification of the case as a public assistance or nonassistance case;

(e) A copy of any superior court order or administrative order establishing the support obligation and any order modifying the court or administrative order;

(f) A copy of any official record of support payments made by the responsible parent or, if no such record exists, an affidavit setting forth the amount of support due under the superior court or administrative order, the period during which support was due and payable, and the amounts and dates of support payments;

(g) If there is no superior court or administrative order for support, an affidavit setting forth the following:

(i) A statement of facts establishing or tending to establish the existence of a legally enforceable support obligation;

(ii) A statement of the dates and amounts of any public assistance payments or a statement reflecting the needs of the children for food, clothing, shelter, medical support, or other necessities if no such assistance has been provided.

(2) ~~((Support payments so collected by the state of Washington are remitted in the total amount received to the other state))~~ If a superior court order has been entered establishing the responsible parent's support obligation, the office of support enforcement may proceed under RCW 74.20A.040 to enforce the support obligation and initiate further enforcement and collection action as authorized by law.

(3) If an administrative order has been entered by an agency in another state establishing the responsible parent's support obligation, the office of support enforcement may issue a notice of debt accrued and/or accruing created by the administrative order. Said notice shall be served upon the debtor in the manner prescribed for service of a summons in a civil action or be served on the debtor by certified mail, return receipt requested, demanding payment within twenty days of the date of receipt. The notice of debt shall include a statement of the support debt accrued, computable on the amount required to be paid under the administrative order; a statement that the property is subject to lien and foreclosure, distraint, seizure and sale, or order to withhold and deliver; and a statement that the net proceeds will be applied to the satisfaction of the support debt. The notice shall also include a statement of the amount of the monthly payment for future/current support the responsible parent is required to make under the administrative order.

(a) Any debtor objecting to all or any part of the notice of debt shall have a right to request a contested hearing under chapter 34.04 RCW.

The request shall be in writing and shall include a statement of the grounds and defenses upon which relief from the administrative order is sought and/or the basis for modification of the amount for future/current support.

The request shall be served upon the office of support enforcement by registered or certified mail or personally. If a hearing is requested, it shall be promptly scheduled in no more than thirty days from the date of receipt of the request. If a request for hearing is made within twenty days of the date of service of the notice, collection action shall be stayed pending the decision on such hearing. If no such request is made within this twenty-day period, the support debt and/or the amount of the future/current support payments shall become final subject to the provisions of WAC 388-14-260 (3)(e) and shall be subject to collection action.

(b) The scope of the hearing shall be limited to the grounds and defenses enumerated in superior court Civil Rule 60 which may entitle the debtor to relief from the administrative order and/or a determination whether or not the amount of the monthly payment for future/current support should be modified in accordance with the provisions of WAC 388-11-140. The burden of proof to establish such grounds and defenses and/or a material change in circumstances shall be on the debtor.

(c) If the debtor presents evidence which would constitute a full or partial defense and/or grounds for modification, upon request, the administrative law judge may continue the hearing to permit the parties to submit further evidence. Pending further hearing and the entry of an initial decision, the debtor may be ordered to pay or make reasonable payments on any undisputed portion of the support debt and to pay current support if owed.

(d) The provisions of the following sections of chapter 388-11 WAC are incorporated by reference and made applicable to the hearing process provided for in this section to the extent they are consistent with and relevant to the hearing process: WAC 388-11-015, 388-11-065, 388-11-070, 388-11-100, 388-11-105, 388-11-115, 388-11-120, 388-11-130, 388-11-135, 388-11-140, 388-11-145, 388-11-150, 388-11-155, 388-11-170, 388-11-180, 388-11-185, 388-11-190, and chapter 10-08 WAC.

(e) If a written request for hearing is served upon the office of support enforcement after the twenty-day period, the debtor's right to relief from the administrative order shall be determined pursuant to the provisions of Civil Rule 60. A contested hearing under chapter 34.04 RCW shall be promptly scheduled in response to such a request. The filing of the petition for a hearing after the twenty-day period shall not affect any collection action previously taken under chapter 74.20A RCW. The granting of a request for hearing shall operate as a stay on any future collection action, pending the final decision of the secretary or the secretary's designee on the hearing. Moneys withheld as a result of collection action in effect at the time of the granting of the request for the hearing shall be delivered to the department and shall be held in trust by the department pending the final order of the secretary or during the pendency of any appeal to the courts made under chapter 34.04 RCW. The department may petition the administrative law judge to require the responsible parent to pay future/current support. If an order for future/current support is entered and the responsible parent fails to comply with the order, the office of support enforcement may take appropriate collection action.

(4) If there is no superior court order or administrative order, the office of support enforcement may issue a notice and finding of financial responsibility and proceed in accordance with the provisions of RCW 74.20A.055 which are incorporated by reference herein, to establish the support obligation, and initiate further enforcement and collection action as authorized by law.

(5) If the office of support enforcement is unable to establish, enforce, and/or collect the support obligation in response to the request or otherwise deems it appropriate under the circumstances, the case may be referred to the county prosecuting attorney or attorney general's office for collection action.

(6) A petition that has been or may be transmitted from another state for enforcement under the Uniform Reciprocal Enforcement of Support Act, chapter 26.21 RCW, may be deemed to be a request for support enforcement services sufficient to authorize the office of support enforcement to initiate action to establish, enforce, and collect the support obligation in accordance with this section.

(7) If the office of support enforcement is unable to locate the responsible parent after reasonable and diligent efforts, the requesting

agency fails to provide sufficient information to locate the responsible parent and/or establish and enforce the support obligation, or the case does not appear to have collection potential for the foreseeable future, the office of support enforcement may discontinue support enforcement services and return the request and accompanying documentation to the requesting agency.

(8) If the office of support enforcement is notified by the requesting agency that the custodian of the dependent child or children is moving to another state, support enforcement services on behalf of the custodian may be continued for a period not to exceed five months.

(9) When the responsible parent is residing and/or employed in another state and support enforcement services are being provided under RCW 74.20.040 (1) or (2), the office of support enforcement may execute and submit a request for support enforcement services similar to the request described in this section to the IV-D agency of that state, or may refer the case to the county prosecuting attorney or the attorney general's office for appropriate action.

(10) Upon request from another state, the office of support enforcement shall provide available information/documentation from case files, including but not limited to copies of superior court orders, administrative orders, pay records, and statements/affidavits of support debts, employment, and public assistance records.

## WSR 85-20-065

### ADOPTED RULES

### DEPARTMENT OF

### LABOR AND INDUSTRIES

[Order 85-16—Filed September 27, 1985]

I, R. A. Davis, director of the Department of Labor and Industries, do promulgate and adopt at Olympia, the annexed rules relating to WAC 296-401-175, electrical contractors license, journeyman, specialty, and trainee certificate, examination and copy fees. The revision adjusts these fees to more accurately reflect cost to the department. WAC 296-46-495, safe wiring labels and fees. The revision changes the title from the inaccurate title of safe wiring labels to the correct terminology presently in use of electrical work permits and fees. The revision specifies requirements for electrical work permits. WAC 296-46-910, inspection fees. The revision redefines categories and fees, applying increases and reductions where needed to more accurately reflect actual cost to the department.

This action is taken pursuant to Notice No. WSR 85-14-091 filed with the code reviser on July 2, 1985. These rules shall take effect thirty days after they are filed with the code reviser pursuant to RCW 34.04.040(2).

This rule is promulgated pursuant to RCW 19.28.060 and 19.28.210 and is intended to administratively implement that statute.

This rule is promulgated under the general rule-making authority of the Department of Labor and Industries as authorized in RCW 19.28.060 and 19.28.210.

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 September 27, 1985.

By R. A. Davis  
Director

AMENDATORY SECTION (Amending Order 77-31, filed 1/31/78)

~~WAC 296-46-495 ((SAFE WIRING LABELS)) ELECTRICAL WORK PERMITS AND FEES.~~ Inspections shall not be made nor services connected unless an ~~((safe wiring label))~~ electrical work permit is completely and legibly filled out and readily available.

~~((For fee purposes:~~

~~(1) Mobile homes shall be considered as single family residences.~~

~~(2) Four or more locations for mobile homes, travel trailers or coaches shall be considered a mobile home park.))~~

Electrical work permits shall be obtained prior to beginning the installation or alteration. Electrical work permits shall expire one year after the date of purchase unless electrical work is actively and consistently in progress. Fees shall be paid in accordance with the inspection fee schedule WAC 296-46-910 (Appendix F).

Each electrical work permit shall be signed by the electrical contractor's administrator (or designee) or the person, firm, partnership, corporation, or other entity which is performing the electrical installation or alteration.

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 83-20, filed 8/2/83)

WAC 296-46-910 INSPECTION FEES. To calculate the inspection fees, the amperage ~~((will be))~~ is based on the larger of the conductor ampacity or the over current device.

(1) The ((F)) fee for inspection of the installation, alteration, or maintenance of the following service(s), or feeder(s), ((for a lot, berth or dwelling unit and other nonresidential structures)) is:

- ~~((1 - 200 AMP - \$30))~~
- ~~((201 - 400 AMP - \$40))~~
- ~~((401 - 1000 AMP - \$50))~~
- ~~((1001 - Over AMP - \$60))~~

	Residential Services Column A	Commercial/ Industrial Column B	Additional Feeders in Commercial/ Industrial Column C
1 - 100 AMP -	\$30	\$40	\$30
101 - 200 AMP -	\$40	\$60	\$30
201 - 400 AMP -	\$55	\$100	\$50
401 - 600 AMP -	\$70	\$140	\$70
601 - 1000 AMP -	\$85	\$180	\$90
1001 - Over AMP -	\$100	\$220	\$110
Two family dwelling	\$50		
Temporary Construction Service	\$30		

((Plus each branch circuit added or altered - \$1 - First 200 circuits over 200 no extra fee.)) No additional fee for inspection of branch circuits when included on the service/feeder permit.

~~((A temporary construction service for lighting and power - \$30 - No charge for circuits.))~~

Column A - Residential  
~~- Single family residential services.~~  
~~- Multi family residential services.~~

Column B - Commercial and Industrial  
~~- Each service or the first feeder when the service is not being installed, increased or altered.~~  
~~- Feeders that terminate in a separate building.~~  
~~- Secondaries of transformers that have a capacity greater than 600 VA.~~  
~~- Each service or feeder that is over 600 volts.~~

Column C - Additional Feeders in Commercial and Industrial Facilities  
~~- Each feeder inspected with a service or feeder in Column B at the same time and on the same permit.~~

(2) The following fees shall be provided for the inspection of each of the following units:

	Single/first Unit Column A	Additional Units Column B
a. Mobile home, modular home, or commercial coach service. (200 Amp. Max.)	25	10*
b. Mobile home feeder.	25	10*
c. Each lot for a recreational vehicle.	25	10
d. Berth at a marina or dock.	25	10
e. Yard pole meter loops or similar isolated metering installations.	25	10
f. Outbuilding(s) on residential property:		
1. served by a 60 Ampere or larger feeder -	25	
2. served by a circuit or a feeder less than 60 Amperes -		10
g. Motors 10 HP or larger	25	10
h. Multi-family dwelling feeders	25	10
i. Signs	25	10

Column A The fee for inspection of a single unit or the first of several units when a service or feeder in (1)(A) or (1)(B) is not installed.

Column B The fee for inspection of additional units when they are inspected at the same time, at the same location and on the same permit as a unit in Column (1)(A), (1)(B), or (2)(A).

\* Total fee for inspection of one service and feeder for a mobile home when they are inspected at the same time is \$35.00.

The above fees are in addition to master meter, mobile home park, recreational vehicle park, marina shore services and/or the main service(s).

~~((2) In addition to the inspection fee as determined in subsection (1) of this section, the fee for feeder installations is twenty-five percent of the fee for service installations of like ampacity with a minimum fee of \$10 for each feeder when inspected at the same time on the same permit.))~~

(3) The fee for new circuits, circuit extensions, and circuit alterations where the service or feeder is not

modified, shall be \$30 for one to four circuits inspected at the same time on the same premises under a single permit ~~((and))~~ plus \$1 for each additional circuit. The total fee shall be no greater than the fee for a new service of like ampacity.

(4) ~~((To calculate the fees, the following shall be classed as separate services:~~

- a. ~~Feeders that terminate in a separate building; and~~
- b. ~~Secondaries of transformers that power burglar alarms or fire alarms, or that have a capacity greater than 600 VA.)~~

Low Voltage Systems. The fee for inspection of residential, burglar or fire alarm systems, and other Class 2, low voltage systems shall be \$25 for one to four circuits (zone) plus \$1 for each additional circuit (zone). For commercial or industrial, Class 2, low voltage system installations, the minimum fee shall be \$25 for the control panel plus \$5 for each zone.

(5) ~~In addition to the ((inspection fee of subsection (1) of this section, a fee of \$10 shall be charged for inspection of each of the following additional units when inspection is at the same location, at the same time and on the same permit:))~~ service and feeder installation fees, the fee for inspecting each electrically driven irrigation machine is \$50 including tower and drive motors.

~~((a. Mobile home service in a mobile home park:))~~

~~((b. Mobile home feeder where service is existing in a mobile home park:))~~

~~((c. Each lot in a recreational vehicle park to which power is supplied:))~~

~~((d. Yard pole meter loops or similar isolated metering installations:))~~

~~((e. Each unit of transient worker housing:))~~

~~((f. Outbuilding on residential property served by a circuit(s):))~~

~~((g. Motors 10 HP or larger:))~~

(6) ~~((The fee for sign and outline lighting circuits is \$30 for one to four circuits inspected at the same time on the same premises under a single permit and \$1 for each additional circuit:))~~ The fee for emergency, standby, and resource recovery generators up to 50 KVA is \$25. The fee for a generator installation larger than 50 KVA, or that is the main source of power, is that for the applicable service in subsection (1) of this section.

(7) ~~((In addition to the service and feeder installation fees, the fee for inspecting each electrically driven irrigation machine is \$30 plus \$5 for each tower or drive motor:))~~

Fees for carnival electrical inspections.

a. Pre-season inspection, \$40 per hour.

b. The first field inspection of each ride, concession, or generator which has not had a pre-season inspection shall be \$10.

c. For subsequent inspections, the fee shall be \$40 for the first ten rides, concessions, or generators, and \$2 each for all additional rides, concessions, and generators. If a ride, concession, or generator has no insignia of inspection for the calendar year, the fee for that ride, concession, or generator shall be that charged in b. of this subsection.

~~((8) The fee for a plan review request pursuant to WAC 296-46-140(1) is twenty-five percent of the electrical work permit fee as determined by WAC 296-46-495, plus a fee of \$25. The fee for a plan review request pursuant to WAC 296-46-140(2) is thirty-five percent of the electrical work permit fee as determined by WAC 296-46-495, plus a fee of \$25. The fee for review of electrical plans voluntarily requested pursuant to WAC 296-46-140(4) is \$30 per hour or a fraction of an hour:))~~

~~((9))~~ Trip fees. A fee of ~~(((\$32 per hour and \$16 for each one-half hour additionally))~~ \$25 shall be paid before approval of the installation if the following services are necessary:

a. Requests to inspect existing installations. After the first one half hour, an additional \$25 fee shall be provided for each one half hour of inspection time.

~~((a:))~~ b. Trips to inspect when the permit submitter has given notice to the inspector that the work is ready for inspection when it is not.((; or if))

c. An additional inspection trip is necessary because the submitter has given an erroneous or incomplete address.

~~((b:))~~ d. More than one additional inspection trip per permit to inspect corrections required by the inspector as a result of carelessness or neglect, or for improperly responding to a corrective notice.

~~((c:))~~ e. Each trip necessary to remove a ((red tag)) noncompliance citation from the jobsite, posted because unlicensed electrical contractors or uncertified electricians or trainees were working on the jobsite.

~~((d:))~~ f. When corrections have not been made in the prescribed time, unless an exception has been requested and granted.

(9) Double fees. A double inspection fee shall be charged for:

a. Installations that are covered or concealed before inspection;

b. Failure to obtain the electrical work permit prior to beginning the installation or alteration. Exception - emergency repairs to existing electrical systems.

(10) ~~((The fee for emergency, standby, and resource recovery generators up to 50 KW is \$30. The fee for a generator installation larger than 50 KW that constitute the main source of power is that for the applicable services and feeders in subsections (1) and (2) of this section:))~~ On jobs requiring partial or progress inspections, "one" inspection of one half hour duration is allowed per \$25 of fee.

(11) ~~((The person or business that fails to submit a fee and to obtain an electrical wiring permit for a completed electrical job before the department inspects the work must pay a double fee for the permit:))~~ The fee for a plan review request pursuant to WAC 296-46-140 (1) and (2) is thirty-five percent of the electrical work permit fee as determined by WAC 296-46-495, plus a fee of \$35. The fee for review of electrical plans voluntarily requested pursuant to WAC 296-46-140(4) and for supplemental submissions of plans is \$30 per hour or a fraction of an hour.

~~((12) On jobs requiring partial or progress inspections, "one" inspection is allowed per \$32 of fee. Additional inspections will be at the fee in subsection (9) of this section:))~~

~~((13) Fees for carnival electrical inspections:~~

~~a. The department will, for \$32 per hour, inspect carnival rides, concessions, and generators before the first show of each year. This pre-season inspection is encouraged; it may save a carnival operator a large amount on inspection fees.~~

~~b. If a ride, concession, or generator has not had a pre-season inspection, a carnival, circus, travelling show must pay a fee of \$10 for each ride, concession, or generator to which power is supplied for the first inspection each year. An insignia of approval will be affixed to each ride, concession, and generator to indicate the year and date:))~~

~~((c. The department shall inspect a ride, concession, or generator each additional time the ride, concession, or generator is set up. For those rides, concessions, and generators that have been inspected and have insignia of approval, the fee shall be \$50 for up to the first ten rides, concessions, or generators, and \$2 each for all additional rides, concessions, and generators. If a ride, concession, or generator has no insignia of approval, the fee for that ride, concession, or generator shall be that charged in b. of this subsection:))~~

Reviser's note: RCW 34.04.058 requires the use of underlining and deletion marks to indicate amendments to existing rules. The rule published above varies from its predecessor in certain respects not indicated by the use of these markings.

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

AMENDATORY SECTION (Amending Order 83-32, filed 11/14/83)

WAC 296-401-175 ELECTRICAL CONTRACTOR LICENSE, ADMINISTRATOR, JOURNEYMAN, SPECIALTY AND TRAINEE CERTIFICATE, EXAMINATION AND COPY FEES.

- |  |                             |
|--|-----------------------------|
| (1) General or specialty electrical contractor license <del>((annual))</del> (expires December 31 each year) - | \$ <del>((200))</del><br>40 |
| <del>((2)) Specialty electrical contractor license (annual) -</del>  | <del>(\$150)</del>          |
| (2) Electrical contractor name or business structure change -  | \$ 40                       |
| (3) Administrator certificate examination -  | \$ 50                       |
| (4) Administrator certificate renewal <del>((annual))</del> (expires December 31 each year) -                  | \$ 20                       |
| (5) Late renewal of administrator certificate -  | \$ 40                       |
| (6) Transfer of administrator designation  | \$ 20                       |
| <del>((6)) (7) Journeyman or specialty certificate ((annual)) (expires June 30 each year) -</del>              | \$ 25                       |
| <del>((7)) (8) Late renewal of journeyman or specialty electrician certificate -</del>                         | \$ 50                       |
| <del>((8)) (9) Journeyman or specialty electrician examination -</del>   | \$ 50                       |
| <del>((9)) (10) Trainee certificate ((annual)) (expires one year after purchase) -</del>                       | \$ 20                       |
| <del>((10)) (11) Certified copy of bond and/or license -</del>   | \$ 2                        |

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 85-20-066**  
**EMERGENCY RULES**  
**DEPARTMENT OF**  
**LABOR AND INDUSTRIES**  
[Order 85-16—Filed September 27, 1985]

I, R. A. Davis, director of the Department of Labor and Industries, do promulgate and adopt at Olympia, Washington, the annexed rules relating to WAC 296-401-175, electrical contractor license, journeyman, specialty, and trainee certificate, examination and copy fees. The revision adjusts these fees to more accurately reflect cost to the department. WAC 296-46-495, safe wiring labels and fees. The revision changes the title from the inaccurate title of safe wiring labels to the correct terminology presently in use of electrical work permits and fees. The revision specifies requirements for electrical work permits. WAC 296-46-910, inspection fees. The revision redefines categories and fees, applying increases and reductions where needed to more accurately reflect actual cost to the department.

I, R. A. Davis, 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 allow the public to continue to benefit from the reduced electrical fees which were effective at the beginning of the fiscal year.

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

This rule is promulgated pursuant to RCW 19.28.060 and 19.28.210 and is intended to administratively implement that statute.

This rule is promulgated under the general rule-making authority of the Department of Labor and Industries as authorized in RCW 19.28.060 and 19.28.210.

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 September 27, 1985.

By R. A. Davis  
Director

AMENDATORY SECTION (Amending Order 77-31, filed 1/31/78)

WAC 296-46-495 ~~((SAFE WIRING LABELS))~~ ELECTRICAL WORK PERMITS AND FEES. *Inspections shall not be made nor services connected unless an ~~((safe wiring label))~~ electrical work permit is completely and legibly filled out and readily available.*

*((For fee purposes:*

*(1) Mobile homes shall be considered as single family residences.*

~~(2) Four or more locations for mobile homes, travel trailers or coaches shall be considered a mobile home park.))~~

Electrical work permits shall be obtained prior to beginning the installation or alteration. Electrical work permits shall expire one year after the date of purchase unless electrical work is actively and consistently in progress. Fees shall be paid in accordance with the inspection fee schedule WAC 296-46-910 (Appendix F).

Each electrical work permit shall be signed by the electrical contractor's administrator (or designee) or the person, firm, partnership, corporation, or other entity which is performing the electrical installation or alteration.

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 83-20, filed 8/2/83)

WAC 296-46-910 INSPECTION FEES. To calculate the inspection fees, the amperage ((will be)) is based on the larger of the conductor ampacity or the over current device.

(1) The ((F))fee for inspection of the installation, alteration, or maintenance of the following service(s), or feeder(s), ((for a lot, berth or dwelling unit and other nonresidential structures)) is:

- ~~((+ 200 AMP = \$30))~~
- ~~((201 = 400 AMP = \$40))~~
- ~~((401 = 1000 AMP = \$50))~~
- ~~((+001 = Over AMP = \$60))~~

	<u>Residential Services</u> <u>Column A</u>	<u>Commercial/Industrial</u> <u>Column B</u>	<u>Additional Feeders in Commercial/Industrial</u> <u>Column C</u>
1 - 100 AMP -	\$30	\$40	\$30
101 - 200 AMP -	\$40	\$60	\$30
201 - 400 AMP -	\$55	\$100	\$50
401 - 600 AMP -	\$70	\$140	\$70
601 - 1000 AMP -	\$85	\$180	\$90
1001 - Over AMP -	\$100	\$220	\$110
Two family dwelling	\$50		
Temporary Construction Service	\$30		

~~((Plus each branch circuit added or altered = \$1 = First 200 circuits over 200 no extra fee.))~~ No additional fee for inspection of branch circuits when included on the service/feeder permit.

~~((A temporary construction service for lighting and power = \$30 = No charge for circuits.))~~

- Column A - Residential
  - Single family residential services.
  - Multi family residential services.

- Column B - Commercial and Industrial
  - Each service or the first feeder when the service is not being installed, increased or altered.
  - Feeders that terminate in a separate building.
  - Secondaries of transformers that have a capacity greater than 600 VA.
  - Each service or feeder that is over 600 volts.
- Column C - Additional Feeders in Commercial and Industrial Facilities
  - Each feeder inspected with a service or feeder in Column B at the same time and on the same permit.

(2) The following fees shall be provided for the inspection of each of the following units:

	<u>Single/first Unit</u> <u>Column A</u>	<u>Additional Units</u> <u>Column B</u>
a. <u>Mobile home, modular home, or commercial coach service.</u> <u>(200 Amp. Max.)</u>	25	10*
b. <u>Mobile home feeder.</u>	25	10*
c. <u>Each lot for a recreational vehicle.</u>	25	10
d. <u>Berth at a marina or dock.</u>	25	10
e. <u>Yard pole meter loops or similar isolated metering installations.</u>	25	10
f. <u>Outbuilding(s) on residential property:</u> <ul style="list-style-type: none"> <li>1. <u>served by a 60 Ampere or larger feeder -</u> 25</li> <li>2. <u>served by a circuit or a feeder less than 60 Amperes-</u> 10</li> </ul>		
g. <u>Motors 10 HP or larger</u>	25	10
h. <u>Multi-family dwelling feeders</u>	25	10
i. <u>Signs</u>	25	10

Column A The fee for inspection of a single unit or the first of several units when a service or feeder in (1)(A) or (1)(B) is not installed.

Column B The fee for inspection of additional units when they are inspected at the same time, at the same location and on the same permit as a unit in Column (1)(A), (1)(B), or (2)(A).

\* Total fee for inspection of one service and feeder for a mobile home when they are inspected at the same time is \$35.00.

The above fees are in addition to master meter, mobile home park, recreational vehicle park, marina shore services and/or the main service(s).

~~((2))~~ In addition to the inspection fee as determined in subsection (1) of this section, the fee for feeder installations is twenty-five percent of the fee for service installations of like ampacity with a minimum fee of \$10 for each feeder when inspected at the same time on the same permit.))

(3) The fee for new circuits, circuit extensions, and circuit alterations where the service or feeder is not modified, shall be \$30 for one to four circuits inspected at the same time on the same premises under a single permit ((and)) plus \$1 for each additional circuit. The total fee shall be no greater than the fee for a new service of like ampacity.

(4) ~~((To calculate the fees, the following shall be classed as separate services:~~

- a. ~~Feeders that terminate in a separate building, and~~
- b. ~~Secondaries of transformers that power burglar alarms or fire alarms, or that have a capacity greater than 600 VA.)~~

Low Voltage Systems. The fee for inspection of residential, burglar or fire alarm systems, and other Class 2, low voltage systems shall be \$25 for one to four circuits (zone) plus \$1 for each additional circuit (zone). For commercial or industrial, Class 2, low voltage system installations, the minimum fee shall be \$25 for the control panel plus \$5 for each zone.

(5) ~~In addition to the ((inspection fee of subsection (1) of this section, a fee of \$10 shall be charged for inspection of each of the following additional units when inspection is at the same location, at the same time and on the same permit.)) service and feeder installation fees, the fee for inspecting each electrically driven irrigation machine is \$50 including tower and drive motors.~~

~~((a. Mobile home service in a mobile home park.))~~

~~((b. Mobile home feeder where service is existing in a mobile home park.))~~

~~((c. Each lot in a recreational vehicle park to which power is supplied.))~~

~~((d. Yard pole meter loops or similar isolated metering installations.))~~

~~((e. Each unit of transient worker housing.))~~

~~((f. Outbuilding on residential property served by a circuit(s).))~~

~~((g. Motors 10 HP or larger.))~~

(6) ~~((The fee for sign and outline lighting circuits is \$30 for one to four circuits inspected at the same time on the same premises under a single permit and \$1 for each additional circuit.)) The fee for emergency, standby, and resource recovery generators up to 50 KVA is \$25. The fee for a generator installation larger than 50 KVA, or that is the main source of power, is that for the applicable service in subsection (1) of this section.~~

(7) ~~((In addition to the service and feeder installation fees, the fee for inspecting each electrically driven irrigation machine is \$30 plus \$5 for each tower or drive motor.))~~

Fees for carnival electrical inspections.

a. Pre-season inspection, \$40 per hour.

b. The first field inspection of each ride, concession, or generator which has not had a pre-season inspection shall be \$10.

c. For subsequent inspections, the fee shall be \$40 for the first ten rides, concessions, or generators, and \$2 each for all additional rides, concessions, and generators. If a ride, concession, or generator has no insignia of inspection for the calendar year, the fee for that ride, concession, or generator shall be that charged in b. of this subsection.

~~((8) The fee for a plan review request pursuant to WAC 296-46-140(1) is twenty-five percent of the electrical work permit fee as determined by WAC 296-46-495, plus a fee of \$25. The fee for a plan review request pursuant to WAC 296-46-140(2) is thirty-five percent of the electrical work permit fee as determined by WAC~~

~~296-46-495, plus a fee of \$25. The fee for review of electrical plans voluntarily requested pursuant to WAC 296-46-140(4) is \$30 per hour or a fraction of an hour.))~~

~~((9)) Trip fees. A fee of ((\$32 per hour and \$16 for each one-half hour additionally)) \$25 shall be paid before approval of the installation if the following services are necessary:~~

a. Requests to inspect existing installations. After the first one half hour, an additional \$25 fee shall be provided for each one half hour of inspection time.

~~((a.))~~ b. Trips to inspect when the permit submitter has given notice to the inspector that the work is ready for inspection when it is not. ((, or if))

c. An additional inspection trip is necessary because the submitter has given an erroneous or incomplete address.

~~((b.))~~ d. More than one additional inspection trip per permit to inspect corrections required by the inspector as a result of carelessness or neglect, or for improperly responding to a corrective notice.

~~((c.))~~ e. Each trip necessary to remove a ((red tag)) noncompliance citation from the jobsite, posted because unlicensed electrical contractors or uncertified electricians or trainees were working on the jobsite.

~~((d.))~~ f. When corrections have not been made in the prescribed time, unless an exception has been requested and granted.

(9) Double fees. A double inspection fee shall be charged for:

a. Installations that are covered or concealed before inspection;

b. Failure to obtain the electrical work permit prior to beginning the installation or alteration. Exception - emergency repairs to existing electrical systems.

(10) ~~((The fee for emergency, standby, and resource recovery generators up to 50 KW is \$30. The fee for a generator installation larger than 50 KW that constitute the main source of power is that for the applicable services and feeders in subsections (1) and (2) of this section.)) On jobs requiring partial or progress inspections, "one" inspection of one half hour duration is allowed per \$25 of fee.~~

(11) ~~((The person or business that fails to submit a fee and to obtain an electrical wiring permit for a completed electrical job before the department inspects the work must pay a double fee for the permit.)) The fee for a plan review request pursuant to WAC 296-46-140 (1) and (2) is thirty-five percent of the electrical work permit fee as determined by WAC 296-46-495, plus a fee of \$35. The fee for review of electrical plans voluntarily requested pursuant to WAC 296-46-140(4) and for supplemental submissions of plans is \$30 per hour or a fraction of an hour.~~

~~((12) On jobs requiring partial or progress inspections, "one" inspection is allowed per \$32 of fee. Additional inspections will be at the fee in subsection (9) of this section.))~~

~~((13) Fees for carnival electrical inspections:~~

a. ~~The department will, for \$32 per hour, inspect carnival rides, concessions, and generators before the first~~

~~show of each year. This pre-season inspection is encouraged, it may save a carnival operator a large amount on inspection fees.~~

~~b. If a ride, concession, or generator has not had a pre-season inspection, a carnival, circus, travelling show must pay a fee of \$10 for each ride, concession, or generator to which power is supplied for the first inspection each year. An insignia of approval will be affixed to each ride, concession, and generator to indicate the year and date.)~~

~~((c. The department shall inspect a ride, concession, or generator each additional time the ride, concession, or generator is set up. For those rides, concessions, and generators that have been inspected and have insignia of approval, the fee shall be \$50 for up to the first ten rides, concessions, or generators, and \$2 each for all additional rides, concessions, and generators. If a ride, concession, or generator has no insignia of approval, the fee for that ride, concession, or generator shall be that charged in b. of this subsection.))~~

Reviser's note: RCW 34.04.058 requires the use of underlining and deletion marks to indicate amendments to existing rules. The rule published above varies from its predecessor in certain respects not indicated by the use of these markings.

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

AMENDATORY SECTION (Amending Order 83-32, filed 11/14/83)

WAC 296-401-175 ELECTRICAL CONTRACTOR LICENSE, ADMINISTRATOR, JOURNEYMAN, SPECIALTY AND TRAINEE CERTIFICATE, EXAMINATION AND COPY FEES.

- (1) General or specialty electrical contractor license ~~((annual))~~ (expires December 31 each year) - ~~\$((200))~~ \$ 40
- ~~((2)) Specialty electrical contractor license (annual) -~~ \$150)
- (2) Electrical contractor name or business structure change - \$ 40
- (3) Administrator certificate examination - \$ 50
- (4) Administrator certificate renewal ~~((annual))~~ (expires December 31 each year) - \$ 20
- (5) Late renewal of administrator certificate - \$ 40
- (6) Transfer of administrator designation \$ 20
- ~~((6))~~ (7) Journeyman or specialty certificate ~~((annual))~~ (expires June 30 each year) - \$ 25
- ~~((7))~~ (8) Late renewal of journeyman or specialty electrician certificate - \$ 50
- ~~((8))~~ (9) Journeyman or specialty electrician examination - \$ 50
- ~~((9))~~ (10) Trainee certificate ~~((annual))~~ (expires one year after purchase) - \$ 20
- ~~((10))~~ (11) Certified copy of bond and/or license - \$ 2

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 85-20-067**  
**EMERGENCY RULES**  
**DEPARTMENT OF FISHERIES**  
[Order 85-149—Filed September 27, 1985]

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

I, William R. Wilkerson, find that an emergency exists and that this order is necessary for the preservation of the public health, safety, or general welfare and that observance of the requirements of notice and opportunity to present views on the proposed action would be contrary to public interest. A statement of the facts constituting the emergency is harvestable numbers of salmon are available.

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

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

The undersigned hereby declares that the agency has complied with the provisions of the Open Public Meetings Act (chapter 42.30 RCW), the Administrative Procedure Act (chapter 34.04 RCW) and the State Register Act (chapter 34.08 RCW) in the adoption of these rules.  
APPROVED AND ADOPTED September 27, 1985.

By Russell W. Cahill  
for William R. Wilkerson  
Director

NEW SECTION

WAC 220-57-16000Y COLUMBIA RIVER. Notwithstanding the provisions of WAC 220-57-160, effective immediately until further notice:

(1) In those waters downstream from Chief Joseph Dam to the Rocky Reach Dam - Bag Limit C.

(2) In those waters downstream from Rocky Reach Dam to the Vernita Bridge - Bag Limit A, except the daily bag limit may contain up to three adult salmon, until 11:59 p.m. October 31, 1985. Effective 12:01 November 1, 1985 - Bag Limit C.

(3) In those waters downstream from Vernita Bridge to the old Hanford Townsite wooden powerline towers - Bag Limit A, except the daily bag limit may contain up to three adult salmon, until 11:59 p.m. October 15, 1985. Effective 12:01 a.m. October 16, 1985 closed until further notice.

(4) In those waters downstream from the old Hanford townsite wooden powerline towers to Highway 12 Bridge as Pasco - Bag Limit A, except the daily bag limit may contain up to three adult salmon.

(5) Downstream from the Highway 12 Bridge at Pasco to the Megler-Astoria Bridge - Bag Limit A.

(6) In those waters downstream from the Megler-Astoria Bridge to a line running true north-south through Buoy 10 - Bag Limit F until 11:59 p.m. September 30, 1985. Effective 12:01 a.m. October 1, 1985 - Bag Limit A. Barbless hooks are required downstream from the Megler-Astoria Bridge to Buoy 10 through September 30, 1985.

**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:

WAC 220-57-16000X COLUMBIA RIVER. (85-145)

**WSR 85-20-068**  
**EMERGENCY RULES**  
**DEPARTMENT OF FISHERIES**  
 [Order 85-151—Filed September 27, 1985]

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 Area 6 provide protection for Puget Sound and Canadian origin chinook while allowing a treaty Indian troll fishery. Restrictions in 6A, 7 and 7A provide protection for Puget Sound and Canadian chinook and coho stocks. Restrictions in 10D provide protection for Lake Washington sockeye while allowing harvest of chinook. Restrictions in Area 10 provide protection for summer/fall chinook and coho returning to Suquamish Hatchery. Restrictions in Area 8 provides protection for Skagit coho. Restrictions in the Skagit River provide protection for coho and spawning salmon stocks. Restrictions in Area 7C and the Samish River provide protection for chinook returning to the Samish Hatchery. Restrictions in the Strait of Juan de Fuca tributaries provide protection for local summer/fall chinook and coho stocks. Restrictions in Area 8A provide protection for Stillaguamish coho. Restrictions in Area 12C provide protection for milling chinook stocks destined for Hoodsport and Enetai hatcheries. Restrictions in Area 10C and the Cedar River protect Lake Washington origin sockeye and chinook. Restrictions in the Dosewallips, Duckabush and the Hamma Hamma rivers provide protection to local pink salmon stocks, while providing harvest opportunity with selective gear.

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 September 27, 1985.

By Russell W. Cahill  
for William R. Wilkerson  
Director

### NEW SECTION

WAC 220-28-517 PUGET SOUND COMMERCIAL SALMON FISHERY RESTRICTIONS. Effective September 29, 1985, 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:

Area 6 – Effective through October 19, closed to all commercial net gear.

\*Area 6A – Effective through October 19, closed to all commercial fishing.

\*Area 7 – Effective through October 19, closed to all commercial net gear except reef net gear when open.

Area 7A – Effective through October 12, closed to all commercial net gear except reef net gear when open.

Area 7C and Samish River – Closed to all commercial fishing.

Area 8 – Effective through October 26, closed to all commercial fishing.

Area 8A – Effective through October 19, closed to all commercial fishing in that portion north of a line from Camano Head to the northern boundary of Area 8D.

Area 10 – Effective through October 15, closed to all commercial fishing in that portion northwest of a line from the flashing buoy at the entrance to Agate Passage to the flashing light at the end of the Indianola dock.

Area 10C and Cedar River – Closed to all commercial fishing until further notice.

Area 10D – (1) Effective through October 5, gill net gear restricted to 6-1/2-inch minimum mesh and all other gear must release sockeye. (2) Effective until further notice, closed to all commercial fishing in that portion within 250 yards of the eastern and northern shoreline of Lake Sammamish between the Sammamish River and Issaquah Creek.

\*Area 12C – Effective through October 12, closed to all commercial fishing in that portion within 1,000 feet of the western shoreline between Glen Ayr Trailer Park and Hoodsport Marina dock and in that portion within 1,000 feet of the western shoreline between Potlatch State Park and the mouth of Nalley's Slough.

Skagit River (downstream of Mount Vernon Bridge) – Effective through October 26, closed to all commercial fishing.

Skagit River (Mount Vernon Bridge to Gilligan Creek) – Effective through

November 2, closed to all commercial fishing.

Skagit River (upstream of Gilligan Creek) – Closed to all commercial fishing until further notice.

\*Salt and Deep creeks, and Lyre, Pysht, Hoko, Sekiu, East and West Twin, and Clallam rivers – Effective through November 2, closed to all commercial fishing.

Dosewallips, Duckabush and Hamma Hamma rivers – Effective through October 19, closed to all commercial gill net gear and all other gear must release pinks when open.

### REPEALER

The following section of the Washington Administrative Code is repealed effective September 29, 1985.

WAC 220-28-516 PUGET SOUND COMMERCIAL SALMON FISHERY RESTRICTIONS (85-140)

### WSR 85-20-069

#### EMERGENCY RULES

#### DEPARTMENT OF FISHERIES

[Order 85-150—Filed September 27, 1985]

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 openings in Areas 6D, 7B, 8A, 10, 11, 12 and 12A provide opportunity to harvest non-Indian allocations of coho. Opening in extreme terminal Area 7E provides opportunity to harvest surplus hatchery coho and chinook. 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 September 27, 1985.

By Russell W. Cahill  
for William R. Wilkerson  
Director

### NEW SECTION

WAC 220-47-614 PUGET SOUND ALL-CITY-ZEN COMMERCIAL SALMON FISHERY. Notwithstanding the provisions of Chapter 220-47 WAC, effective September 29, 1985 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 6D – Gill nets using 5-inch minimum mesh and purse seines using the 5-inch strip may fish until further notice. Those waters within a 1,000-foot radius of the mouths of the Dungeness River remain closed.

Area 7B – Gill nets using 5-inch minimum mesh and purse seines may fish until further notice. Fishery exclusion zones applicable to Area 7B commercial fisheries are described in WAC 220-47-307.

\*Area 7E – Closed except gill nets using 5-inch minimum mesh may fish from 5:00 PM to 9:00 AM nightly, the night of September 30 through the morning of October 3, and purse seines may fish from 5:00 AM to 9:00 PM daily, September 30 through October 2. Those waters of Ship Bay northeasterly of a line from Tongue Point to the Juniper Point marker are closed.

\*Areas 8A, 10, and 11 – Closed except gill nets using 5-inch minimum mesh may fish from 5:00 PM to 9:00 AM the night of September 30 through the morning of October 1, and purse seines using the 5-inch strip may fish from 5:00 AM to 9:00 PM September 30. Fishery exclusion zones applicable to Areas 8A, 10, and 11 commercial fisheries are described in WAC 220-47-307.

\*Areas 12 and 12A – Closed except gill nets using 5-inch minimum mesh may fish from 5:00 PM to 9:00 AM nightly, the night of September 30 through the morning of October 4, and purse seines using the 5-inch strip may fish from 5:00 AM to 9:00 PM daily, September 30 through October 3. Fishery exclusion zones applicable to Area 12A commercial fisheries are described in WAC 220-47-307.

\*Areas 4B, 5, 6, 6A, 6B, 6C, 7, 7A, 7C, 7D, 8, 8D, 9, 9A, 10A, 10C, 10D, 10E, 10F, 10G, 11A, 12B, 12C, 12D, 13, 13A, 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 September 29, 1985.

WAC 220-47-613 PUGET SOUND COMMERCIAL FISHERY RESTRICTIONS (85-148).

**WSR 85-20-070**  
**ADOPTED RULES**  
**WASHINGTON STATE PATROL**  
 [Order 85-1—Filed September 30, 1985]

Be it resolved by the Washington State Patrol, acting at Olympia, Washington, that it does adopt the annexed rules relating to transportation of hazardous materials, hazardous waste, and radioactive waste materials, chapter 446-50 WAC.

This action is taken pursuant to Notice No. WSR 85-16-003 filed with the code reviser on July 25, 1985. 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 Patrol as authorized in RCW 46.48.170 - 46.48.190.

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 September 10, 1985.

By George B. Tellevik  
 Chief

AMENDATORY SECTION (Amending Order 82-3, filed 2/7/84)

WAC 446-50-080 TRANSPORTATION REQUIREMENTS. (1) The Washington State Patrol acting by and through the Chief of the Washington State Patrol after conferring with the committee created by RCW 46.48.190 hereby adopts the following parts of Title 49 Code of Federal Regulations, (~~including all appendices and amendments thereto;~~) as they exist during ((1984)) 1985, subject to any appendices and amendments in the future: 170 (Reserved), 171 General information, regulations, and definitions, 172 Hazardous materials table and hazardous materials communications regulations, 173 Shippers -General requirements for shipments and packaging, 177 Carriage on public highway, 178 Shipping container specifications, 180-189 (Reserved). Title 49 CFR, parts 100 through 199, relates to safety in the transportation of hazardous materials upon the public highways. This regulation is intended to apply only to the transportation of hazardous materials by highway in Washington, to the handling and storage operations incident to such transportation, and to the highway portion of an intermodal shipment of hazardous materials.

(2) Copies of Title 49 CFR, parts 100 through 199, now in force are on file at the code reviser's office, Olympia and at the Washington State Patrol headquarters, commercial vehicle enforcement section, Olympia. Additional copies may be available for review at Washington State Patrol district headquarters offices, public libraries, Washington utilities and transportation (commission offices and at the United States Department of Transportation), bureau of motor carrier safety office, Olympia. Copies of the CFR may be purchased

through the Superintendent of Documents, United States Government Printing Office, Washington, D.C. 20402.

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 85-20-071**  
**ADOPTED RULES**  
**UNIVERSITY OF WASHINGTON**  
 [Order 85-2—Filed September 30, 1985]

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 practice and procedure in contested cases before the University of Washington, repealing WAC 478-08-001 through 478-08-570.

This action is taken pursuant to Notice No. WSR 85-15-066 filed with the code reviser on July 19, 1985. These rules shall take effect thirty days after they are filed with the code reviser pursuant to RCW 28B.19.050(2).

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 September 20, 1985.

By Elsa Kircher Cole  
 Assistant Attorney General

REPEALER

The following chapter of the Washington Administrative Code is repealed:

- WAC 478-08-001 DEFINITIONS.
- WAC 478-08-010 APPEARANCE AND PRACTICE BEFORE AGENCY—WHO MAY APPEAR.
- WAC 478-08-080 NOTICE AND OPPORTUNITY FOR HEARING IN CONTESTED CASES.
- WAC 478-08-090 SERVICE OF PROCESS—BY WHOM SERVED.
- WAC 478-08-100 SERVICE OF PROCESS—UPON WHOM SERVED.
- WAC 478-08-110 SERVICE OF PROCESS—SERVICE UPON PARTIES.
- WAC 478-08-120 SERVICE OF PROCESS—METHOD OF SERVICE.
- WAC 478-08-130 SERVICE OF PROCESS—WHEN SERVICE COMPLETE.
- WAC 478-08-140 SERVICE OF PROCESS—FILING WITH AGENCY.
- WAC 478-08-230 DEPOSITIONS AND INTERROGATORIES IN CONTESTED CASES—RIGHT TO TAKE.
- WAC 478-08-240 DEPOSITIONS AND INTERROGATORIES IN CONTESTED CASES—SCOPE.

WAC 478-08-250 DEPOSITIONS AND INTERROGATORIES IN CONTESTED CASES—OFFICER BEFORE WHOM TAKEN.

WAC 478-08-260 DEPOSITIONS AND INTERROGATORIES IN CONTESTED CASES—AUTHORIZATION.

WAC 478-08-270 DEPOSITIONS AND INTERROGATORIES IN CONTESTED CASES—PROTECTION OF PARTIES AND DEPONENTS.

WAC 478-08-280 DEPOSITIONS AND INTERROGATORIES IN CONTESTED CASES—ORAL EXAMINATION AND CROSS-EXAMINATION.

WAC 478-08-290 DEPOSITIONS AND INTERROGATORIES IN CONTESTED CASES—RECORDATION.

WAC 478-08-300 DEPOSITIONS AND INTERROGATORIES IN CONTESTED CASES—SIGNING ATTESTATION AND RETURN.

WAC 478-08-310 DEPOSITIONS AND INTERROGATORIES IN CONTESTED CASES—USE AND EFFECT.

WAC 478-08-320 DEPOSITIONS AND INTERROGATORIES IN CONTESTED CASES—FEES OF OFFICERS AND DEPONENTS.

WAC 478-08-330 DEPOSITIONS UPON INTERROGATORIES—SUBMISSION OF INTERROGATORIES.

WAC 478-08-340 DEPOSITIONS UPON INTERROGATORIES—INTERROGATION.

WAC 478-08-350 DEPOSITIONS UPON INTERROGATORIES—ATTESTATION AND RETURN.

WAC 478-08-360 DEPOSITIONS UPON INTERROGATORIES—PROVISIONS OF DEPOSITION RULE.

WAC 478-08-400 STIPULATIONS AND ADMISSIONS OF RECORD.

WAC 478-08-410 FORM AND CONTENT OF DECISIONS IN CONTESTED CASES.

WAC 478-08-420 DEFINITION OF ISSUES BEFORE HEARING.

WAC 478-08-510 CONTINUANCES.

WAC 478-08-520 RULES OF EVIDENCE—ADMISSIBILITY CRITERIA.

WAC 478-08-530 RULES OF EVIDENCE—TENTATIVE ADMISSION—EXCLUSION—DISCONTINUANCE—OBJECTIONS.

WAC 478-08-540 PETITIONS FOR RULE MAKING, AMENDMENT OR REPEAL—WHO MAY PETITION.

WAC 478-08-550 PETITIONS FOR RULE MAKING, AMENDMENT OR REPEAL—REQUISITES.

WAC 478-08-560 PETITIONS FOR RULE MAKING, AMENDMENT OR REPEAL—AGENCY MUST CONSIDER.

WAC 478-08-570 PETITIONS FOR RULE MAKING, AMENDMENT OR REPEAL—NOTICE OF DISPOSITION.

**WSR 85-20-072**

**PROCLAMATION**

**OFFICE OF THE GOVERNOR**

Terminating an Emergency Proclamation

I, BOOTH GARDNER, Governor of the state of Washington, pursuant to RCW 43.06.210, do hereby terminate the proclamation of August 31, 1985, which declared a state of emergency in Washington State.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the seal of the state of Washington to be affixed at Olympia this 26th day of September, Nineteen Hundred and Eighty-five.

Booth Gardner

\_\_\_\_\_  
Governor of Washington

BY THE GOVERNOR:

Laura Eckert

\_\_\_\_\_  
Assistant Secretary of State

**WSR 85-20-073**

**NOTICE OF PUBLIC MEETINGS**

**COMMISSION ON**

**ASIAN AMERICAN AFFAIRS**

[Memorandum—September 24, 1985]

After the September 21, 1985, meeting in Tacoma, CAAA members agreed to hold the November 16, 1985, meeting in Spokane instead of Seattle. As a result, the Seattle scheduled meeting is now moved to December 14, 1985.

**WSR 85-20-074**

**PROPOSED RULES**

**DEPARTMENT OF TRANSPORTATION**

**(Transportation Commission)**

[Filed September 30, 1985]

Notice is hereby given in accordance with the provisions of RCW 34.04.025, that the Washington State Transportation Commission intends to adopt, amend, or repeal rules concerning vehicle size and weight, chapter 468-38 WAC;

that the agency will at 10:00 a.m., Thursday, October 17, 1985, in Room 1D2, Transportation 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 46.44.090.

The specific statute these rules are intended to implement is RCW 46.44.042.

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency before October 17, 1985.

This notice is connected to and continues the matter in Notice Nos. WSR 85-14-010 and 85-17-064 filed with the code reviser's office on June 24, 1985, and August 21, 1985.

Dated: September 30, 1985  
By: Lue Clarkson  
Administrator

**WSR 85-20-075**  
**PROPOSED RULES**  
**DEPARTMENT OF TRANSPORTATION**  
**(Transportation Commission)**  
[Filed September 30, 1985]

Notice is hereby given in accordance with the provisions of RCW 34.04.025, that the Washington State Transportation Commission intends to adopt, amend, or repeal rules relating to the movement of mobile homes, WAC 468-38-120;

that the agency will at 10:00 a.m., Thursday, October 17, 1985, in Room 1D2, Transportation 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 46.44.090.

The specific statute these rules are intended to implement is RCW 46.44.170 (section 1, chapter 22, Laws of 1985).

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency before October 17, 1985.

This notice is connected to and continues the matter in Notice No. WSR 85-15-078 filed with the code reviser's office on July 22, 1985.

Dated: September 30, 1985  
By: Lue Clarkson  
Administrator

**WSR 85-20-076**  
**PROPOSED RULES**  
**DEPARTMENT OF LICENSING**  
**(Board of Nursing)**  
[Filed September 30, 1985]

Notice is hereby given in accordance with the provisions of RCW 34.04.025, that the Washington State Board of Nursing intends to adopt, amend, or repeal rules concerning the repealing of continuing education requirements:

Rep	WAC 308-120-600	Purpose.
Rep	WAC 308-120-601	Scope.
Rep	WAC 308-120-602	General requirements.

Rep	WAC 308-120-603	License renewal requirements.
Rep	WAC 308-120-604	Acceptable continuing education.
Rep	WAC 308-120-605	Unacceptable continuing education.
Rep	WAC 308-120-606	Validation of educational programs.
Rep	WAC 308-120-607	Contact hour.
Rep	WAC 308-120-608	Waivers;

that the agency will at 1:30 p.m., Friday, November 22, 1985, in the Marquis Room, Quality Inn at Sea-Tac, 3000 South 176th Street, Seattle, WA, conduct a public hearing on the proposed rules.

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

The authority under which these rules are proposed is RCW 18.88.080 and 18.88.190.

The specific statute these rules are intended to implement is RCW 18.88.080 and 18.88.190.

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency before November 8, 1985.

Dated: September 25, 1985  
By: Constance Roth, R.N., Ed.D.  
Executive Secretary

**STATEMENT OF PURPOSE**

Title and Number of Rule Sections or Chapters: WAC 308-120-600 Purpose; 308-120-601 Scope; 308-120-602 General requirements; 308-120-603 License renewal requirements; 308-120-604 Acceptable continuing education; 308-120-605 Unacceptable continuing education; 308-120-606 Validation of educational programs; 308-120-607 Contact hour; and 308-120-608 Waivers.

Statutory Authority: RCW 18.88.080 and 18.88.190.

Specific Statute that Rule is Intended to Implement: RCW 18.88.080 and 18.88.190.

Summary of the Rules: WAC 308-120-600 describes the purposes of continuing education and the rules; 308-120-601 describes the applicability of the rules; 308-120-602 comments on general requirements; 308-120-603 requires meeting continuing education for license renewal; 308-120-604 sets out what will be considered acceptable continuing education; 308-120-605 sets out what will be considered unacceptable continuing education; 308-120-606 describes how educational programs will be validated; 308-120-607 defines a contact hour; and 308-120-608 sets out the procedure for waivers.

Reasons Supporting the Proposed Actions: The purpose of repealing WAC 308-120-600 through 308-120-608 is in recognition that, pursuant to RCW 18.88.190, the board's authority to require continuing education as a condition for license renewal terminates on January 1, 1986.

Responsible Personnel: In addition to members of the Board of Nursing and the director of the Department of Licensing, the following individual has knowledge of and responsibility for drafting, implementing and enforcing these rules: Constance Roth, R.N., Ed.D., Executive Secretary, Division of Professional Licensing, P.O. Box 9649, Olympia, WA 98504, (206) 753-3726 comm, 234-3726 scan.

Name of the Person or Organization that is Proposing the Rules: Washington State Board of Nursing.

Agency Comments or Recommendations: None.

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

Any Other Information that may be of Assistance in Identifying the Rules or Their Purposes: None.

Small Business Economic Impact Statement: Not required and has not been filed since these rules do not impact more than 20 percent of all industries, or more than 10 percent of any one industry as that term is defined by RCW 19.85.020(3).

#### REPEALER

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

WAC 308-120-600	Purpose.
WAC 308-120-601	Scope.
WAC 308-120-602	General requirements.
WAC 308-120-603	License renewal requirements.
WAC 308-120-604	Acceptable continuing education.
WAC 308-120-605	Unacceptable continuing education.
WAC 308-120-606	Validation of educational programs.
WAC 308-120-607	Contact hour.
WAC 308-120-608	Waivers.

**WSR 85-20-077**  
**PROPOSED RULES**  
**DEPARTMENT OF LICENSING**  
**(Board of Nursing)**

[Filed September 30, 1985]

Notice is hereby given in accordance with the provisions of RCW 34.04.025, that the Washington State Board of Nursing intends to adopt, amend, or repeal rules concerning the amending of WAC 308-120-170, 308-120-300, 308-120-305, 308-120-315, 308-120-325, 308-120-335, 308-120-345, 308-120-360, 308-120-365, 308-120-400, 308-120-410, 308-120-420, 308-120-430, 308-120-440, 308-120-450 and repealing WAC 308-120-355;

that the agency will at 8:30 - 9:30 a.m., Friday, November 22, 1985, in the Marquis Room, Quality Inn at Sea-Tac, 3000 South 176th Street, Seattle, WA, conduct a public hearing on the proposed rules.

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

The authority under which these rules are proposed is RCW 18.88.080.

The specific statute these rules are intended to implement is RCW 18.88.080.

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency before November 8, 1985.

Dated: September 25, 1985

By: Constance Roth, R.N., Ed.D.  
 Executive Secretary

#### STATEMENT OF PURPOSE

Title and Number of Rule Sections or Chapters:  
 WAC 308-120-170 Documents which indicate authorization to practice registered nursing in Washington;  
 308-120-300 Certified registered nurse; 308-120-305 Use of nomenclature; 308-120-315 Certification and certification program; 308-120-325 Board approval of

certification programs; 308-120-335 Application requirements for CRN; 308-120-345 Renewal of CRN designation; 308-120-360 Termination of CRN designation by the board; 308-120-365 CRN recognition at effective date; 308-120-400 CRN prescriptive authorization; 308-120-410 Application requirements for CRN prescriptive authority; 308-120-420 Authorized prescriptions by the CRN; 308-120-430 Termination of prescriptive authorization; 308-120-440 Prescriptive authorization; 308-120-450 Renewal; and 308-120-355 Termination of certification by the certification program.

Statutory Authority: RCW 18.88.080.

Specific Statute that Rule is Intended to Implement:  
 RCW 18.88.080.

Summary of the Rules: WAC 308-120-170 describes the documents that entitle a licensee to legally practice at various levels of practice in Washington; 308-120-300 describes prerequisites to certification as a certified registered nurse; 308-120-305 limits the use of the certified registered nurse designation to those certified by the board; 308-120-315 defines the parameters of acceptable certifying programs; 308-120-325 requires that all certifying bodies be approved by the board before graduates will be eligible for designation as certified registered nurses; 308-120-335 describes the procedure and requirements for application; 308-120-345 describes the timing and procedure for renewal of CRN designation; 308-120-360 describes the acts and omissions which will result in the board termination of CRN designation; 308-120-365 provides for a continuity in designation for those designated as certified registered nurses prior to the adoption of this rule; 308-120-400 provides that certain certified registered nurses may prescribe drugs; 308-120-410 describes the process and requirements for prescriptive authorization; 308-120-420 describes the limitations on prescriptive authority for certified registered nurses; 308-120-430 describes the errors and omissions that will result in termination of prescriptive authority; 308-120-440 describes the expiration period for prescriptive authorization; 308-120-450 describes the procedure and requirements for renewal of prescriptive authorization; and 308-120-355 requires the certified registered nurse to notify the board when his or her certification program has been terminated.

Reasons Supporting the Proposed Actions: WAC 308-120-170 is to substitute the term "advanced registered nurse practitioner" (ARNP) for the term "certified registered nurse" (CRN). ARNP is a nationally recognized title, used by the majority of states; 308-120-300 is to better define the advanced practice of nursing; 308-120-305 is again to substitute the term "advanced registered nurse practitioner" for the term "certified registered nurse"; 308-120-315 is to establish a higher level of minimal education for the advanced practice of nursing; 308-120-325 is to permit either a licensee or a certified program to seek certification by the board; 308-120-335 is to establish a higher level of minimal education for advanced practice in the future; 308-120-345 is to establish a birthdate renewal date for the ARNP designation and to cause each licensee to have a minimum

of two hundred fifty verifiable hours of specialized advanced nursing practice within the biennium preceding renewal; 308-120-360 is again to substitute the term "advanced registered nurse practitioner" for the term "certified registered nurse"; 308-120-365 is to assure that those licensees designated as certified registered nurses on the effective date of adoption of the rule shall continue to be designated as specialized advanced nurses under the term "advanced registered nurse practitioner"; 308-120-400 is to substitute the term "advanced registered nurse practitioner" for the term "certified registered nurse"; 308-120-410 is to establish more rigid controls over the granting of prescriptive authorization to advanced registered nurse practitioners; 308-120-420 is to substitute the term "advanced registered nurse practitioner" for the term "certified registered nurse"; 308-120-430 is to add a provision that violation of state or federal laws or rules applicable to the prescribing of drugs will result in termination of ARNP prescriptive authorization; 308-120-440 is to cause the expiration of prescriptive authorization to coincide with the renewal date for ARNP designation; 308-120-450 is to more rigidly define the educational requirements for renewal of prescriptive authorization; and 308-120-355 is to eliminate the requirement that licensees be aware of and notify the board of termination of certification by the certification program.

**Responsible Personnel:** In addition to members of the Board of Nursing and the director of the Department of Licensing, the following individual has knowledge of and responsibility for drafting, implementing and enforcing these rules: Constance Roth, R.N., Ed.D., Executive Secretary, Division of Professional Licensing, P.O. Box 9649, Olympia, WA 98504, (206) 753-3726 comm, 234-3726 scan.

**Name of the Person or Organization that is Proposing the Rules:** Washington State Board of Nursing.

**Agency Comments or Recommendations:** "Advanced registered nurse practitioner" is a nationally recognized title, used by the majority of states which recognize advanced practice of nurse practitioners. No other state uses the title "certified registered nurse" and Washington's use of that term has led to confusion and misunderstanding.

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

**Any Other Information that may be of Assistance in Identifying the Rules or Their Purposes:** None.

**Small Business Economic Impact Statement:** Not required and has not been filed since these rules do not impact more than 20 percent of all industries, or more than 10 percent of any one industry as that term is defined by RCW 19.85.020(3).

**AMENDATORY SECTION** (Amending Order PL 377, filed 4/28/81)

WAC 308-120-170 DOCUMENTS WHICH INDICATE AUTHORIZATION TO PRACTICE REGISTERED NURSING IN WASHINGTON. The following documents are the only documents that indicate legal authorization to practice as a registered nurse in Washington.

(1) License. A license is issued upon completion of all requirements for licensure - confers the right to use the title registered nurse and the use of its abbreviation, R.N.

(2) Interim permit. An interim permit may be issued to a graduate from an approved nursing school who has met all qualifications, has filed an application for examination and is eligible for admission to the licensing examination.

(a) This permit expires when a license is issued, when the candidate receives first notice of failure, or within one year from the date of issuance, whichever is the earliest date. The permit is not renewable.

(b) An applicant who does not write the examination on the date scheduled shall return the permit to the division of professional licensing.

(c) The interim permit authorizes the holder to perform functions of registered nursing as described in chapter 18.88 RCW. It is in violation of the law regulating the practice of registered nursing to use the title "registered nurse." The title "interim permit nurse" or "graduate nurse" may be used.

(3) Limited educational license. A limited educational license may be issued to a person who has been on nonpracticing status for three years or more and who wishes to return to active status (see WAC 308-120-185).

(4) ~~((Certified))~~ Advanced registered nurse ~~((CRN))~~ practitioner (ARNP) recognition document. ~~((A-CRN))~~ An ARNP recognition document may be issued to any person who meets the requirements of the board as contained in WAC 308-120-300. Only persons holding this recognition document shall have the right to use the title "((certified)) advanced registered nurse practitioner" or the abbreviation "((CRN)) ARNP." This document authorizes the ((CRN)) ARNP to engage in the scope of practice allowed for his or her specialty area and is valid only with a current registered nurse license.

(5) ~~((CRN))~~ ARNP prescriptive authorization ~~((document)).~~ A ((CRN)) notation of prescriptive authorization ((document)) may be placed on the ARNP recognition document issued to any person who meets the requirements of the board as contained in WAC 308-120-410. This ((document)) authorizes the ((CRN)) ARNP to prescribe legend drugs within his or her scope of practice and is valid only with a current registered nurse license.

**AMENDATORY SECTION** (Amending Order PL 410, filed 11/3/82)

WAC 308-120-300 ~~((CERTIFIED))~~ ADVANCED REGISTERED NURSE PRACTITIONER. ~~((A-certified))~~ An advanced registered nurse ~~((shall))~~ practitioner is a registered nurse prepared in a formal educational program to assume an expanded role in providing health care services. This practice builds on previous knowledge and skill and utilizes in-depth knowledge of physical assessment and management of illnesses or conditions within the advanced registered nurse practitioner's scope of practice. Advanced registered nurse practice includes collaboration with other licensed health professionals such as physicians, pharmacists, podiatrists, dentists, and nurses. An advanced registered nurse practitioner shall:

(1) Hold a current license to practice as a registered nurse in Washington(;;); and

(2) Have completed an advanced formal education program in the area of specialty; and

(3) Have been granted a certification credential for specialized and advanced nursing practice granted by a national certifying body whose certification program is approved by the board.

**AMENDATORY SECTION** (Amending Order PL 410, filed 11/3/82)

WAC 308-120-305 USE OF NOMENCLATURE. Any person who qualifies under WAC 308-120-300 and whose application for ~~((certified))~~ advanced registered nurse practitioner designation has been approved by the board shall be designated as a ~~((certified))~~ advanced registered nurse practitioner and shall have the right to use the title "~~((certified))~~ advanced registered nurse practitioner" and the abbreviation ~~(("CRN-"))~~ following the nurse's name shall read "ARNP." No other initials or abbreviations shall legally denote advanced nursing practice. No other person shall assume such title or use such abbreviation or any other words, letters, signs or figures to indicate that the person using same is ~~((a-certified))~~ an advanced registered nurse practitioner.

AMENDATORY SECTION (Amending Order PL 410, filed 11/3/82)

WAC 308-120-315 CERTIFICATION AND CERTIFICATION PROGRAM. (1) Certification is a voluntary form of ~~((credentialing))~~ credentialing, under sponsorship of a national certifying body that recognizes specialized and advanced nursing practice.

(2) A certification program is used by a national certifying body to grant the certification credential. A certification program shall be based on:

(a) A scope of practice statement ~~((which))~~ as identified in WAC 308-120-300 shall denote the dimension and boundary, the focus, and the standards of specialized and advanced nursing practice in the area of certification.

(b) A formal program of study requirement in the area of certification which shall:

(i) Be based on measurable objectives that relate directly to the scope of practice;

(ii) Include theoretical and clinical content directed to the objectives; and

(iii) ~~((Until July 1, 1984, be acceptable to the board and shall include clinical practice in the area of certification or two years of current practice in the area of certification; and~~

~~((After July 1, 1984))~~ Be equivalent to at least one academic year. A preceptorship which is part of the formal program shall be included as part of the academic year. Current practice in the area of certification will not be accepted as a substitute for the formal program of study.

(c) An examination in the area of certification which shall:

(i) Measure the theoretical and clinical content denoted in the scope of practice;

(ii) Be developed in accordance with generally accepted standards of validity and reliability; and

(iii) Be open only to registered nurses who have successfully completed the program of study referred to in ~~((2))~~(b) of this ~~((rule))~~ subsection.

(3) A licensee credentialed by a national certifying body which meets the requirements of subsection (2)(a) and (c) of this section but not subsection (2)(b) of this section may petition the board for individual recognition as an ARNP by submitting documentation that the licensee's advanced formal education program in the area of specialty meets the requirements of subsection (2)(b) of this section.

AMENDATORY SECTION (Amending Order PL 410, filed 11/3/82)

WAC 308-120-325 BOARD APPROVAL OF CERTIFICATION PROGRAMS. (1) A licensee or certifying program may request that a certification program ~~((being))~~ be considered for approval and shall submit documentation showing that ~~((it))~~ the program meets the requirements of WAC 308-120-315(2).

(2) The board shall periodically review each certification program and may discontinue approval in the event that a certification program no longer meets the requirements of WAC 308-120-315(2).

(3) The board shall notify the certification program of pending review and may request that the program submit further information regarding its continued compliance with the provisions of WAC 308-120-315(2).

AMENDATORY SECTION (Amending Order PL 410, filed 11/3/82)

WAC 308-120-335 APPLICATION REQUIREMENTS FOR ~~((CRN))~~ ARNP. A registered nurse applicant for designation as ~~((a CRN))~~ an ARNP shall:

(1) After January 1, 1990 show evidence of a master's degree in the nursing or health care field from an accredited college or university, except for those applicants who provide documentation as requested by the board that the applicant was:

(a) Certified by a board approved national certification program prior to December 31, 1989; and

(b) Recognized by another state board of nursing for advanced practice prior to December 31, 1989.

(2) Meet the requirements of WAC 308-120-300.

~~((2))~~ (3) Submit a completed application on a form furnished by the board.

~~((3))~~ (4) Submit evidence of certification by a certification program approved by the board.

~~((4))~~ (5) Submit a nonrefundable fee as specified in WAC ~~((308-120-260))~~ 308-120-275.

AMENDATORY SECTION (Amending Order PL 424, filed 2/1/83)

WAC 308-120-345 RENEWAL OF ~~((CRN))~~ ARNP DESIGNATION. ~~((CRN))~~ ARNP designation shall be renewed every two years on the ~~((renewal date of the CRN's registered nurse license))~~ ARNP's birthday. The applicant shall:

(1) Maintain a current registered nurse license in Washington.

(2) Submit evidence of current certification by her/his certifying body.

(3) Provide documentation of thirty contact hours (a contact hour is fifty minutes) of continuing education during the renewal period in the area of certification derived from any combination of the following approved by the board:

(a) Formal academic study;

(b) Continuing education offerings(;

~~((c))~~ Other learning activities).

~~((3))~~ (4) Attest, on forms provided by the board, to having a minimum of two hundred fifty hours of specialized and advanced nursing practice within the preceding biennium providing direct patient care services.

(5) Submit a nonrefundable fee as specified. If the licensee fails to renew his or her ARNP designation prior to the expiration date, then the individual is subject to the late renewal fee specified in WAC 308-120-275.

AMENDATORY SECTION (Amending Order PL 410, filed 11/3/82)

WAC 308-120-360 TERMINATION OF ~~((CRN))~~ ARNP DESIGNATION BY THE BOARD. ~~((CRN))~~ ARNP designation may be terminated by the board when the ~~((CRN))~~ ARNP has:

(1) Practiced outside the scope of practice denoted for the area of certification, or

(2) Been found in violation of any provision of RCW 18.88.230.

AMENDATORY SECTION (Amending Order PL 410, filed 11/3/82)

WAC 308-120-365 CRN RECOGNITION AT EFFECTIVE DATE. Any registered nurse recognized as a CRN on the effective date of this rule shall continue to be ~~((so designated and shall be eligible for renewal of the CRN designation under the provisions of these rules))~~ recognized as a specialized and advanced nurse, but will be designated as an "advanced registered nurse practitioner" (ARNP) and shall be eligible for renewal of the ARNP designation under the provisions of these rules.

AMENDATORY SECTION (Amending Order PL 410 [441], filed 11/3/82 [8/2/83])

WAC 308-120-400 ~~((CRN))~~ ARNP WITH PRESCRIPTIVE AUTHORIZATION. ~~((4))~~ (1) A registered nurse licensed under chapter 18.88 RCW when authorized by the board of nursing may prescribe drugs pursuant to applicable state and federal laws.

**Reviser's note:** The bracketed material preceding the section above was supplied by the code reviser's office.

AMENDATORY SECTION (Amending Order PL 410, filed 11/3/82)

WAC 308-120-410 APPLICATION REQUIREMENTS FOR ~~((CRN))~~ ARNP WITH PRESCRIPTIVE AUTHORITY. A registered nurse who applies for authorization to prescribe drugs shall:

(1) Be currently designated as ~~((a-certified))~~ an advanced registered nurse practitioner in Washington(~~((:))~~).

(2) ~~((Have been engaged in clinical practice for one year, either as a requirement of the certification program approved by the board, or practice subsequent to CRN designation;))~~ Be designated by their national certifying body as a:

(a) Family nurse practitioner; or

(b) Women's health care nurse practitioner; or

(c) Pediatric nurse practitioner/associate; or

(d) Adult nurse practitioner; or

(e) Geriatric nurse practitioner; or

(f) Nurse midwife; or

(g) Nurse anesthetist; or

(h) School nurse practitioner; or

(i) Clinical specialist in psychiatric and mental health nursing.

(3) Provide evidence of completion of thirty contact hours of education in ~~((pharmacology and clinical management of drug therapy))~~ pharmacotherapeutics related to the applicant's scope of specialized and advanced practice and ~~((which are))~~:

(a) Include pharmacokinetic principles and their clinical application and the use of pharmacological agents in the prevention of illness, restoration, and maintenance of health.

(b) Are obtained within a ~~((four-year))~~ two-year time period immediately prior to the date of application for prescriptive authority. ~~((Eight of the thirty contact hours must have been obtained during the year immediately preceding the application.~~

~~((b) Derived))~~ (c) Are obtained from the following:

(i) Study within the ~~((CRN area of certification;))~~ advanced formal educational program; and/or

(ii) ~~((Study other than (i) above approved by the board; and))~~ Continuing education programs.

Exceptions shall be justified to and approved by the board of nursing.

(4) Submit a completed, notarized application on a form provided by the board accompanied by a nonrefundable fee as specified in WAC 308-120-260.

**AMENDATORY SECTION** (Amending Order PL 410, filed 11/3/82)

WAC 308-120-420 **AUTHORIZED PRESCRIPTIONS BY THE ~~((CRN))~~ ARNP WITH PRESCRIPTIVE AUTHORITY.** (1) Prescriptions for drugs shall comply with all applicable state and federal laws.

(2) Prescriptions shall be signed by the prescriber with the initials ~~((<sup>a</sup>CRN<sup>a</sup>))~~ ARNP and the prescriber's identification number assigned by the board.

(3) Prescriptions for controlled substances in Schedules I through IV are prohibited by RCW 18.88.280(16).

(4) Any ~~((CRN))~~ ARNP with prescriptive authorization who prescribes Schedule V controlled substances shall register with the drug enforcement administration and the pharmacy board.

**AMENDATORY SECTION** (Amending Order PL 410, filed 11/3/82)

WAC 308-120-430 **TERMINATION OF ARNP PRESCRIPTIVE AUTHORIZATION.** Prescriptive authorization may be terminated by the board when the ~~((CRN))~~ ARNP with prescriptive authority has:

(1) Not maintained current designation as ~~((a-CRN))~~ an ARNP in the area of certification; or

(2) Prescribed outside the ~~((CRN))~~ ARNP scope of practice or for other than therapeutic purposes; or

(3) Violated provisions of RCW 18.88.230;

(4) Violated any state or federal law or regulations applicable to prescriptions.

**AMENDATORY SECTION** (Amending Order PL 410, filed 11/3/82)

WAC 308-120-440 **PRESCRIPTIVE AUTHORIZATION PERIOD.** (1) Prescriptive authorization shall be for a period of two years.

(2) Initial authorization shall expire on the applicant's ~~((second birthday following initial authorization))~~ renewal date for ARNP designation.

(3) ~~((Subsequent renewal periods shall expire on the applicant's birthday every two years.~~

~~((4))~~ Authorization shall be renewed after the applicant meets the requirements of WAC 308-120-450.

**AMENDATORY SECTION** (Amending Order PL 410, filed 11/3/82)

WAC 308-120-450 **RENEWAL.** ~~((CRN))~~ ARNP with prescriptive authorization shall be renewed every two years. For renewal of ARNP with prescriptive authorization, the ~~((applicant))~~ licensee shall:

(1) ~~((Maintain current CRN designation;))~~ Meet the requirements of WAC 308-120-345 (1), (2), and (3).

(2) Provide documentation of ~~((eight))~~ fifteen additional contact hours of continuing education during the renewal period in ~~((pharmacology and clinical management of drug therapy))~~ pharmacotherapeutics related to ~~((applicant's area of certification))~~ licensee's scope of practice. This continuing education ~~((requirement))~~ shall ~~((be in addition to that required for renewal of CRN designation))~~ meet the requirements of WAC 308-120-410(3)(a). ~~((Continuing education shall be derived from any combination of the following; approved by the board:~~

~~((a) Formal academic study;~~

~~((b) Continuing education offerings;~~

~~((c) Other learning activities;))~~

(3) Submit a completed and notarized renewal application with nonrefundable fee ~~((As specified in WAC 308-120-260))~~ as specified in WAC 308-120-275. If the licensee fails to renew his or her prescriptive authorization prior to the expiration date, then the individual is subject to the late renewal fee specified in WAC 308-120-275.

#### REPEALER

The following section of the Washington Administrative Code is repealed:

WAC 308-120-355 **TERMINATION OF CERTIFICATION BY THE CERTIFICATION PROGRAM.**

#### WSR 85-20-078

#### ADOPTED RULES

#### CHIROPRACTIC DISCIPLINARY BOARD

[Order PL 558—Filed September 30, 1985]

Be it resolved by the Washington State Chiropractic Disciplinary Board, acting at Chehalis, Washington, that it does adopt the annexed rules relating to the repeal of the adoption of the Uniform Disciplinary Act, WAC 113-12-005.

This action is taken pursuant to Notice No. WSR 85-16-089 filed with the code reviser on August 6, 1985. 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 18.26.027 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 September 26, 1985.

By Leslie B. White, D.C.  
Chairman

#### REPEALER

The following section of the Washington Administrative Code is repealed:

WAC 113-12-005 **UNIFORM DISCIPLINARY ACT.**

**WSR 85-20-079**  
**EMERGENCY RULES**  
**DEPARTMENT OF LICENSING**  
 [Order PL 559—Filed September 30, 1985]

I, Theresa Anna Aragon, director of the Department of Licensing, do promulgate and adopt at Olympia, Washington, the annexed rules relating to acupuncture certification without examination, new section WAC 308-180-007.

I, Theresa Anna Aragon, 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 this rule must be adopted as an emergency rule in order to certify qualified applicants during the short time imposed by section 18, chapter 326, Laws of 1985.

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

This rule is promulgated pursuant to sections 18 and 16, chapter 326, Laws of 1985, 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 September 30, 1985.

By Theresa Anna Aragon  
 Director

NEW SECTION

**WAC 308-180-007 PERSONS REGISTERED AS PHYSICIANS ACUPUNCTURE ASSISTANTS ON EFFECTIVE DATE OF CHAPTER 326, LAWS OF 1985—CERTIFICATION AND FEES.** (1) Any person properly registered or fully eligible to register as an acupuncture assistant pursuant to chapter 18.57A or 18.71A RCW on July 28, 1985, and who is otherwise qualified for certification as an acupuncturist pursuant to chapter 326, laws of 1985 may apply for certification without examination. A completed application for certification without examination and an application fee of \$500.00 must be filed with the Department of Licensing on or before November 25, 1985.

(2) All applicants applying for certification after November 25, 1985 will be required to meet all of the requirements imposed in chapter 326, laws of 1985, including the requirement for examination imposed in that chapter.

**WSR 85-20-080**  
**ADOPTED RULES**  
**DEPARTMENT OF LICENSING**  
 [Order TL/RG 17—Filed September 30, 1985]

I, Theresa Anna Aragon, director of the Washington State Department of Licensing, do promulgate and adopt at Olympia, Washington, the annexed rules relating to:

Amd	WAC 308-99-010	Applications.
Amd	WAC 308-99-020	Definitions.
Amd	WAC 308-99-040	Restrictions and conditions.
New	WAC 308-99-025	Registration required.

This action is taken pursuant to Notice No. WSR 85-13-080 filed with the code reviser on June 19, 1985. These rules shall take effect thirty days after they are filed with the code reviser pursuant to RCW 34.04.040(2).

This rule is promulgated pursuant to RCW 46.85.060 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 September 20, 1985.

By T. A. Aragon  
 Director

AMENDATORY SECTION (Amending Order 729-DOL, filed 9/9/83)

**WAC 308-99-010 APPLICATIONS.** In the absence of a written agreement between the state of Washington and another jurisdiction these rules, in conjunction with chapter 353, laws of 1985, shall apply to the operation of vehicles which are not licensed or registered in this state.

AMENDATORY SECTION (Amending Order 729-DOL, filed 9/9/83)

**WAC 308-99-020 DEFINITIONS.** (1) For the purposes of vehicle license registration, a resident is a person who:

(a) Owns a vehicle (~~(which)~~) that is licensable under the provisions of chapter 46.16 RCW and (~~(which)~~) that is physically present in the state of Washington (~~((in excess of))~~) more than six months in any (~~(one))~~ continuous twelve-month period; or

(b) Resides in this state (~~((for a period in excess of))~~) more than six months in any (~~(one))~~ continuous twelve-month period; or

(c) Becomes a registered voter in this state; or  
 (~~((d))~~) ~~Places children in a public school without paying nonresident tuition fees; or)~~

(~~((e))~~) (d) Receives benefits under one of the Washington public assistance programs; or

(~~((f))~~) (e) Declares himself or herself to be a resident for the purpose of obtaining a state license or tuition fees at resident rates; or

(~~((g))~~) (f) Is permanently employed in this state.

(2) "Military personnel" means active members of the United States Army, Navy, Air Force, Marine Corps, Coast Guard, commissioned officers of the Public Health Service, and members of foreign military organizations assigned to this state on official duty.

(3) "Jurisdiction" means a state, territory, or possession of the United States, the District of Columbia, or a state or province of a country.

#### NEW SECTION

WAC 308-99-025 REGISTRATION REQUIRED. A resident of this state shall register under chapter 46.12 and 46.16 RCW a motor vehicle to be operated on the highways of the state. It is a misdemeanor, pursuant to section 1, chapter 353, laws of 1985, for a person to violate this section.

#### AMENDATORY SECTION (Amending Order 729-DOL, filed 9/9/83)

WAC 308-99-040 RESTRICTIONS AND CONDITIONS. A vehicle properly licensed or registered in another jurisdiction may be operated in Washington without further registration requirements subject to the following conditions and restrictions:

(1) Nonresident tourists or other nonresident visitors: Length of stay cannot exceed ~~((six months))~~ one hundred eighty days in ~~((any one continuous twelve month period))~~ a calendar year.

(2) Nonresident students: The student must be in full-time attendance at an institution of higher learning in Washington accredited by the Northwest Association of Schools and Colleges and maintain their legal home of record at a location outside the state of Washington. Students' vehicles must be registered in their name or the name of their parent or legal guardian in the resident state of record. The student must carry documentation issued by the institution in the vehicle which readily establishes the nonresident status. Employment incidental to the full-time student status is permitted. The spouse of a nonresident student has the same licensing privilege as long as the vehicle is registered to the student or jointly to the student and spouse, regardless of the spouse's legal residence or employment.

(3) Nonresident military personnel: Vehicles must be currently registered in the name of the military person at ~~((his))~~ their official home of record. A vehicle licensed at the last duty station may be operated until expiration of the registration at which time it must be licensed in the home of record or in Washington. The spouse of a nonresident military person has the same licensing privilege as long as the vehicle is registered to the military person or jointly to the military person and spouse, regardless of the spouse's legal residence or employment.

~~((4)) Foreign tourists: Tourists from foreign countries are permitted to operate a vehicle which is currently licensed in their country of residence for up to one year from the date of entry of the vehicle into the United States.))~~

~~((5))~~ (4) Temporary employment: Nonresident persons engaged in employment of a temporary nature may operate a vehicle in this state which is currently licensed

in another jurisdiction for a period not to exceed ~~((six months))~~ one hundred eighty days in a calendar year. Proof of the temporary nature of the employment may be required.

~~((6))~~ (5) Borrowed vehicle: A borrowed vehicle currently licensed in another jurisdiction may be operated by a Washington resident for a period not to exceed ten days in any one calendar year. If the period of use exceeds ten days the vehicle must be registered and licensed in Washington. This provision does not apply to business vehicles.

~~((7) Salesmen))~~ (6) Salespersons: Nonresident ~~((salesmen))~~ salespersons based at a location outside Washington are permitted to operate vehicles not to exceed 12,000 pounds registered gross vehicle weight licensed in another jurisdiction in this state without registration.

~~((8))~~ (7) Business vehicle: A vehicle or a combination of vehicles, not exceeding a registered gross or combined gross vehicle weight of 12,000 pounds, which is properly base licensed in another jurisdiction, and used for business purposes in this state is not required to obtain Washington vehicle license registration except when such vehicle is owned or operated by a business or branch office of a business located in Washington ~~((, or when such vehicle is in the overnight custody of a Washington resident)).~~

~~((9))~~ (8) Nonresident employed in Washington: A nonresident employed in Washington for more than one hundred eighty days in a calendar year may ~~((May))~~ operate a vehicle licensed in another jurisdiction as long as no permanent, temporary, or part-time residence is maintained in this state.

~~((10) New resident. New Washington residents shall be allowed sixty days from the date of establishing residency to procure Washington registration for their vehicle.))~~

**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 85-20-081

##### ADOPTED RULES

#### DEPARTMENT OF CORRECTIONS

[Order 85-10—Filed September 30, 1985]

I, Amos E. Reed, director of the Department of Corrections, do promulgate and adopt at Olympia, Washington, the annexed rules relating to Residents of adult correctional institutions—Escorted leave of absence—Approval, amending chapter 137-52 WAC.

This action is taken pursuant to Notice No. WSR 85-17-056 filed with the code reviser on August 20, 1985. 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 72.01.380 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 September 30, 1985.

By Amos E. Reed  
Secretary

AMENDATORY SECTION (Amending Order 85-07, filed 3/19/85)

WAC 137-52-030 APPROVAL. Escorted leaves for medium and minimum custody inmates shall be approved or denied by the superintendent. Escorted leaves for close and maximum custody inmates for the purpose of medical or dental treatment shall be approved or denied by the superintendent. Escorted leaves for close and maximum custody inmates, with the exception of ((~~emergency~~)) medical or dental treatment, shall be approved or denied by the secretary. In approving a request for escorted leave, the following factors will be considered:

- (1) The nature of the ((~~emergency-or~~)) request for escorted leave;
- (2) The community risk associated with granting the request for an escorted leave based on the security or escape risk;
- (3) The inmate's overall history of stability and any tendencies toward violent disruptive behavior;
- (4) Any history of unusual disciplinary problems;
- (5) The inmate's degree of trustworthiness as demonstrated by his/her performance in work assignments and maintenance of a clear disciplinary record;
- (6) Any significant health problems that might be aggravated as a result of the leave; and
- (7) Such other information as may be deemed relevant.

**WSR 85-20-082**

**NOTICE OF PUBLIC MEETINGS  
COMMUNITY COLLEGE  
DISTRICT TWELVE**

[Memorandum—September 26, 1985]

The date of the regular October meeting of the Community College District Twelve board of trustees has been changed.

The October meeting has now been scheduled for Thursday, October 17, 1985, instead of Thursday, October 10. The location and time remain the same as earlier reported.

**WSR 85-20-083  
EMERGENCY RULES  
DEPARTMENT OF  
SOCIAL AND HEALTH SERVICES  
(Public Assistance)**

[Order 2282—Filed October 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 Chore services—Limitations on program, amending WAC 388-15-215.

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 section 207(3)(g) of the biennial budget.

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 October 1, 1985.

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

AMENDATORY SECTION (Amending Order 2165, filed 10/31/84)

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

(2) *Chore services cannot be provided in a group home, licensed boarding home, congregate care facility, intermediate care facility, skilled nursing facility, hospital, or other institution, adult family home or child foster home. Shared living arrangements are not considered group homes.*

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

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

(5) Chore services may not be authorized an applicant/recipient who is eligible to receive community options program entry system funding or other duplicative services payment, provided the person's benefit would not be less under this stipulation.

(6) Department paid chore services are not provided hourly care clients when they are not in the home, for example, because of hospitalization. In an emergency, however, limited services may be provided to enable the client to return home.

(7) Department paid chore services are not provided attendant care clients when they are not in the home, for example, because of hospitalization. If necessary, however, up to seven days ~~((of))~~ during the service ~~((a))~~ month may be provided to enable the client to return home.

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

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

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

(11) ~~((A maximum of one hundred eighty-eight thousand eight hundred fourteen hours per month can be authorized in the hourly chore services program. Each community services office is allocated by the regional office a monthly lid of chore services hours for the hourly chore services program))~~ Chore services may only be authorized up to the amount allocated to the regions and division of developmental disabilities in accordance with RCW 74.08.541. Eligible clients or applicants can receive service if ((hours are)) authorization is within the amount available ((at the community services office)). Clients or applicants ((in the community services office)) are provided service based on their assessed need and level of income within the chore services expenditure lid.

**WSR 85-20-084**  
**EMERGENCY RULES**  
**DEPARTMENT OF**  
**SOCIAL AND HEALTH SERVICES**  
**(Public Assistance)**

[Order 2285—Filed October 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 food stamps, amending chapter 388-54 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 will result in substantial improvements in program efficiency. A public hearing was held on September 11, 1985, and there is no opposition.

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 74.04.510.

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 October 1, 1985.

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

AMENDATORY SECTION (Amending Order 2078, filed 2/28/84)

WAC 388-54-601 DEFINITIONS. ~~((1) Food stamp monthly reporting (FSMR) — The eligibility requirement for food stamp recipients to submit a monthly report of household circumstances.~~

~~((2) Compliance date — The last day in the process month that the community services office (CSO) will process monthly status reports.~~

~~((3) Food stamp monthly reporting cycle — The three-month cycle consisting of the report month, process month, and the payment month.~~

~~((a) Report month — The first month of the FSMR cycle. The month for which the recipient reports his or her circumstances.~~

~~((b) Process month — The second month of the FSMR cycle. The month in which the MSR is to be returned by the client to the CSO.~~

~~((c) Payment month — The third month of the FSMR cycle. The month in which the food stamp allotment is affected by information reported on the monthly status report for the report month.~~

~~((4) Prospective budgeting — The computation of a household's income based on income which has been received or anticipated income the household and the department are reasonably certain will be received during the month of issuance.~~

~~((5) Prospective eligibility — The determination of eligibility based on prospective budgeting rules and other household circumstances anticipated during the month of issuance.~~

~~((6) Retrospective budgeting — The computation of a household's income for a payment month based on actual income which existed in the corresponding report month of the FSMR cycle.~~

~~((7) Retrospective eligibility — The determination of eligibility based on retrospective budgeting rules and other circumstances existing in the budget month.~~

~~((8) Beginning months — The month the household applies for food stamps and the month thereafter. An initial beginning month cannot follow a month in which a household was certified eligible to receive coupons.))~~ (1)

Beginning months – The first month the household is eligible for food stamp benefits and the month thereafter. The first beginning month cannot follow a month in which a household was certified eligible to receive coupons. This includes households who are found eligible but do not receive benefits due to proration.

(2) Compliance date – The last day in the process month that the community services office (CSO) will process monthly status reports.

(3) Food stamp monthly budgeting cycle – The three-month cycle consisting of the report month, process month, and the payment month.

(4) Food stamp monthly reporting – The eligibility requirement for food stamp recipients to submit a monthly report of household circumstances as specified in WAC 388-54-768(1).

(5) Payment month – The third month of the budgeting cycle. The month in which the food stamp allotment is affected by information reported on the monthly status report for the report month.

(6) Process month – The second month of the budgeting cycle. The month in which the monthly status report is to be returned by the client to the CSO.

(7) Prospective budgeting – The computation of a household's income based on income which has been received or anticipated income the household and the department are reasonably certain will be received during the month of issuance.

(8) Prospective eligibility – The determination of eligibility based on prospective budgeting rules and other household circumstances anticipated during the month of issuance.

(9) Report month – The first month of the budgeting cycle. The month for which the recipient reports his or her circumstances.

(10) Retrospective budgeting – The computation of a household's income for a payment month based on actual income which existed in the corresponding report month of the budgeting cycle.

(11) Retrospective eligibility – The determination of eligibility based on retrospective budgeting rules and other circumstances existing in the report month.

AMENDATORY SECTION (Amending Order 2041, filed 10/20/83)

WAC 388-54-630 APPLICATION AND PARTICIPATION—VERIFICATION. (1) Sources of verification shall be:

(a) Documentary evidence. Documentary evidence consists of a written confirmation of a household's circumstances and shall be the primary source of verification. Whenever documentary evidence cannot be obtained, the department shall use alternate sources of verifications, such as collateral contacts or home visits.

(b) Collateral contacts. A collateral contact is a verbal contact confirmation of a household's circumstances by a person outside the household. A collateral contact is the secondary source of verification (except for household size and citizenship).

(c) Home visits. Home visits shall be scheduled in advance with the household. See WAC 388-54-620(4).

(2) The household has primary responsibility for providing documentary evidence. If it would be difficult or impossible for the household to obtain the documentary evidence in a timely manner, the department shall offer assistance in obtaining this evidence. Designation of a collateral contact is the responsibility of the household; however, the CSO may designate a collateral contact if collateral contact designated by the client is not acceptable.

(3) Mandatory verifications shall include:

(a) Identity of the person making the application. When an authorized representative applies for a household, the identity of the authorized representative and the head of household shall be verified.

(b) Residency; except in unusual cases where verification of residency cannot reasonably be accomplished.

(c) Social Security number (SSN) reported for each household member. If verification of an issued SSN is not completed (only the individual whose SSN is not verified shall be disqualified if he or she is unable to show "good cause" for failure to acquire the SSN (see WAC 388-54-687)) at initial certification it shall be completed at the time of or prior to the next recertification.

(d) Resources.

(e) Loans.

(f) Gross nonexempt income. Gross nonexempt income shall be verified for all households prior to certification (except expedited service households).

(g) Continuing shelter expenses, other than utilities, if allowing the expense could potentially result in a deduction. Verification will be on a one-time basis unless the household has moved, reported an increase in cost which would affect the level of the deduction, or unless questionable.

(h) Utility expenses.

(i) If the household is entitled to the utility standard, heating and/or cooling costs shall be verified on a one-time basis unless the household has moved, changed its utilities, or the information is questionable.

(ii) If the household wishes to claim actual utility expenses ((in excess of the utility standard and the expense would actually result in a deduction, excess)) these utility costs shall be verified.

(i) Medical care costs. Verify medical expenses that will result in a deduction including the amount of reimbursement. If reimbursement cannot be verified, certify without allowing the expense except in prospective budgeting as in WAC 388-54-745(8).

(j) Dependent care cost. Verify actual costs of care of a child or other dependent when necessary for a household member to seek, accept, or continue employment or training except in prospective budgeting as in WAC 388-54-745(8).

(k) Household size. Verify the number of individuals within a food stamp household who reside in a domicile.

(l) Household composition. Verify the number of people who customarily purchase and prepare meals together.

(4) Verification of questionable information. Verify all other factors of eligibility prior to certification if the

factors are questionable and affect a household's eligibility or benefit level. Questionable factors shall include but not be limited to:

(a) Citizenship. When a household's statement that one or more of its members are U.S. citizens is questionable, the household shall be asked to provide verification.

(b) Alien status. When a household identifies that a member is not a citizen, verification of alien status is required.

(i) The alien not providing documentation of status shall be ineligible.

(ii) The household is responsible for providing documentation of alien status. The department shall not contact INS to obtain information about the alien's correct status without the alien's written consent.

(iii) The household shall be given the option of withdrawing the application or participating without the alien member.

(iv) The income and resources of the ineligible alien shall be treated in the same manner as a disqualified individual as found in WAC 388-54-830.

(5) Verification at reapplication. At reapplication, a change in income or source of income, medical expenses, or actual utility expenses claimed in an amount over twenty-five dollars must be verified.

(a) All other changes may be reverified at recertification.

(b) Verifications shall be subject to the same verification procedures as apply during initial verification.

(6) For cases subject to food stamp monthly reporting, the department shall verify on a monthly basis:

(a) Gross nonexempt income;

(b) Utility expenses (~~which exceed the standard~~) unless the standard utility allowance is used;

(c) (~~All other questionable information~~) Medical expenses per WAC 388-54-740(6);

(d) Alien status, Social Security number, residency, and citizenship if changed;

(e) All other questionable information.

#### AMENDATORY SECTION (Amending Order 1956, filed 4/6/83)

WAC 388-54-665 HOUSEHOLD DETERMINATION. (1) The following individuals or groups of individuals may make up a household provided such individuals or groups are not residents of an institution or residents of a commercial boarding house:

(a) An individual living alone.

(b) An individual living with others, but customarily purchasing food and preparing meals for home consumption separate and apart from the others.

(c) A group of individuals living together but customarily purchasing food and preparing meals together for home consumption.

(d) An individual, age sixty or older, and his or her spouse not able to prepare his or her own meals because he or she suffers from a disability considered permanent under the Social Security Act or some other permanent physical or mental nondisease-related disability even though the elderly individual may be living with others.

The income of other household members cannot exceed one hundred sixty-five percent of poverty level.

(2) Separate household status shall not be granted to the following:

(a) Children under eighteen years of age under the parental control of a member of the household;

(b) Parents living with their natural, adoptive or stepchildren or such children living with parents unless at least one parent is elderly or disabled. Elderly or disabled is defined as:

(i) An individual sixty years of age or older; or

(ii) An individual receiving Supplemental Security Income benefits under Title XVI of the Social Security Act or disability or blindness payments under Titles I, II, XIV or XVI of the Social Security Act; or

(iii) A veteran with a service-connected disability rated or paid as total under Title 38 of the U.S.C. or is considered in need of regular aid and attendance or permanently housebound under such title of the code; or

(iv) A surviving spouse of a veteran and considered in need of aid and attendance or permanently housebound or a surviving child of a veteran and considered to be permanently incapable of self-support under Title 38 of the U.S.C.; or

(v) A surviving spouse or child of a veteran and entitled to compensation for a service-connected death or pension benefits for a nonservice-connected death under Title 38 of the U.S.C. and has a disability considered permanent under Section 221(i) of the Social Security Act.

(c) A spouse of a member of the household. Spouse refers to either of two individuals:

(i) Defined as married to each other under applicable state law; or

(ii) Living together and holding themselves out to the community as husband and wife by representing themselves as such to relatives, friends, neighbors or trades people.

(d) Siblings (defined as natural, adopted, half or stepbrothers and stepsisters) unless at least one sibling is elderly or disabled.

(e) A boarder as defined in WAC 388-54-665(4).

(3) The following individuals residing with a household shall not be considered household members in determining eligibility or allotment and are termed nonhousehold members. Nonhousehold members may, if otherwise eligible, qualify as separate households:

(a) Roomers. Individuals to whom a household furnishes lodging, but not meals, for compensation.

(b) Live-in attendants. Individuals residing with a household to provide medical, housekeeping, child care or other similar personal services.

(c) (~~Ineligible aliens. Individuals not meeting the citizenship or eligible alien status. Ineligible aliens are treated as disqualified individuals.~~

(~~d~~) Students enrolled in an institution of higher education who are (~~eligible~~) ineligible because of not meeting the requirements of WAC 388-54-670.

(~~e~~) Disqualified individuals. Individuals disqualified for fraud or failure to provide required Social Security numbers without good cause.

~~(f))~~ (d) Other individuals sharing living quarters with the household but do not customarily purchase food and prepare meals with the household.

(4) The following individuals residing with a household shall not be considered household members in determining eligibility or allotment levels and are termed excluded household members. Income and resources of excluded individuals are considered as in WAC 388-54-83050.

(a) Persons disqualified for intentional program violation;

(b) Persons sanctioned as part of a disqualified workfare household;

(c) Persons who are ineligible aliens;

(d) Persons who are disqualified for failure to secure or provide a Social Security number.

(5) Boarders are not eligible to participate in the program unless the household providing the board requests the boarder be included in the food stamp household. A boarder is defined as an individual residing with the household and paying reasonable compensation to the household for lodging and meals. If an applicant household identifies any individual in the household as a boarder, the following provisions apply:

(a) Boarder status shall not be extended to the spouse of a member of a food stamp household, children under eighteen under parental control of a member of the household, children living with parents or parents living with children, unless at least one parent is sixty years of age or older.

(b) Boarder status shall not be extended to persons paying less than a reasonable monthly payment for meals. Boarders whose board arrangement is for more than two meals per day shall pay an amount equaling or exceeding the thrifty food plan for the appropriate size of the boarder household. Boarders whose board arrangement is for two meals or less per day shall pay an amount equaling or exceeding two-thirds of the thrifty food plan for the appropriate size of the boarder household.

~~((5))~~ (6) Residents of commercial boarding houses are not eligible for program benefits. A boarding house shall be defined as:

(a) An establishment licensed as a commercial enterprise offering meals and lodging for compensation.

(b) In project areas without licensing requirements, a boarding house is a commercial establishment offering meals and lodging for compensation with the intention of making a profit.

(c) The household of the proprietor of a boarding house may participate separate and apart from the residents if otherwise eligible.

~~((6))~~ (7) Residents of institutions. Individuals shall be considered residents of an institution when the institution provides the individual with the majority of meals as part of the institution's normal service and the institution has not been authorized to accept coupons. Residents of institutions are not eligible for participation in the program, with the following exceptions:

(a) Residents of federally subsidized housing for the elderly, built under either Section 202 of the Housing

Act of 1959 or Section 236 of the National Housing Act;

(b) Narcotic addicts or alcoholics residing at a facility or treatment center for the purpose of regular participation in a drug or alcohol treatment and rehabilitation program;

(c) Disabled or blind individuals who are residents of group living arrangements and are blind or disabled and receive benefits under Title II or Title XVI of the Social Security Act. Group living arrangement is defined as a public or private nonprofit residential setting serving no more than sixteen residents and certified by appropriate state agencies;

(d) ~~((Effective April 1, 1982,))~~ Women or women with children temporarily residing in a shelter for battered women and children. "Shelter for battered women and children" means a public or private nonprofit residential facility serving battered women and children. If such a facility serves other individuals, a portion of the facility must be set aside on a long-term basis to serve only battered women and children. Such persons temporarily residing in shelters shall be considered individual household units for the purposes of applying for and participating in the program.

AMENDATORY SECTION (Amending Order 2078, filed 2/28/84)

WAC 388-54-728 INCOME ELIGIBILITY. (1) Eligibility shall be determined prospectively during the ~~((entire))~~ certification period for migrants ~~((and/or seasonal farmworkers))~~.

(2) For all other households, eligibility shall be determined prospectively in the beginning months and retrospectively thereafter.

(3) When a household gains and timely reports a ~~((new))~~ member who has not received food stamps within the last calendar month, the department shall consider the new member's income and circumstances prospectively for the first two months of participation.

AMENDATORY SECTION (Amending Order 2203, filed 2/13/85)

WAC 388-54-740 INCOME—DEDUCTIONS. In computing net income, only the following deductions shall be allowed:

(1) A standard deduction of ninety-five dollars per household per month.

(2) An earned income deduction of eighteen percent of gross earned income. Earnings excluded in WAC 388-54-735 shall not be included in gross earned income for purposes of computing earned income deductions.

(3) Payments for the care of a child or other dependent when necessary for a household member to accept or continue employment, seek employment, or attend training or education preparatory to employment.

The amount to be deducted for child care shall be the amount actually paid not to exceed one hundred thirty-four dollars. The dependent care deduction in combination with the shelter deduction shall not exceed one hundred thirty-four dollars.

(4) Shelter costs in excess of fifty percent of the household's income after deducting standard, earned income, and dependent care deductions. The shelter deductions alone or in combination with the dependent care deduction shall not exceed one hundred thirty-four dollars.

(a) "Shelter costs" mean rent or mortgage payment plus taxes on a dwelling and property, insurance on the structure only, unless the costs for insuring the structure and its contents cannot be separated, assessments, and utility costs such as heat and cooking fuel, cooling and electricity, water, garbage, sewage disposal, and ~~((basic service fee for one telephone (plus tax)))~~ a standard basic telephone allowance, and initial installation fees for utility services. One-time deposits shall not be included as shelter costs.

Shelter costs shall also include continuing charges leading to the ownership of the shelter such as loan repayments for the purchase of a mobile home, including interest on such payments.

(b) Shelter costs for a home not occupied because of employment, training away from home, illness, or abandonment caused by casualty loss or natural disaster shall be allowed if:

- (i) The household intends to return to the house;
- (ii) The current occupants, if any, are not claiming shelter costs for food stamp purposes; or
- (iii) The home is not being leased or rented during the household's absence.

(c) Charges for the repair of the home which was substantially damaged or destroyed due to a natural disaster such as a fire or flood.

(d) Standardized utility amounts include utilities such as heating and cooling costs, cooking fuel, electricity not used to heat or cool the residence, water, garbage, sewage disposal, and telephone. Cooling costs are defined as central air conditioners or operation of a room air conditioner.

<u>Persons in Household</u>	<u>Annualized Utility Standards</u>
	December 1, 1984
1	\$ 131
2	140
3	150
4	158
5	169
6	178
7	184
8	191
9	199
10 or more	209

(e) Households not incurring any separate utility charges for heating or cooling costs shall not be entitled to claim the standard utility allowance.

(f) If a household is not entitled to the standard utility allowance, the household may claim actual utility expenses for any utility which the household does pay separately(~~(- except the telephone)~~).

(i) The telephone standard, for families incurring telephone costs, but not entitled to claim the ~~((single))~~ standard utility allowance, is ten dollars.

(ii) The telephone allowance applies to households not entitled to claim the ~~((overall))~~ standard utility allowance, but which have telephone expenses.

(g) If a household requests and can verify the household's utility bills ~~((are higher than the standards))~~, the actual utility costs shall be used rather than the standard utility allowance.

(h) A household shall not be allowed to switch between actual utility costs and the utility standard for a period of twelve months ~~((following initial certification and no more frequently than once every twelve months thereafter))~~ unless:

- (i) The household changes residence; or
- (ii) The household begins to incur a heating and/or cooling cost; or
- (iii) The household no longer incurs a heating and/or cooling cost.

(i) Where the household shares a residence and utility costs with other individuals, the standard allowance shall be divided equally among the individuals contributing to meeting the utility costs. The household shall only be permitted to use the household's prorated share of the standard allowance.

(j) Households living in a public housing unit or other rental housing unit having central utility meters and charging the household only for excess utility costs shall not be permitted to use the standard utility allowance including a heating or cooling cost component. Payment of excess heating or cooling costs shall not qualify the household for the standard utility allowance including a heating or cooling component.

(5) Households containing one or more members who are elderly or disabled, as defined in WAC 388-54-665 (2)(b), shall be authorized:

(a) A dependent care deduction up to one hundred thirty-four dollars as specified in WAC 388-54-740(3), and

(b) An excess shelter deduction as specified in WAC 388-54-740(4) for the monthly amount exceeding fifty percent of the household's monthly income after all applicable deductions have been made.

(6) An individual who is elderly or disabled, as defined in WAC 388-54-665 (2)(b), shall be authorized a deduction for unreimbursable monthly medical expenses over thirty-five dollars.

(a) Allowable medical expenses are:

- (i) The cost of maintaining an attendant, homemaker, home health aide, housekeeper, and/or child care service. These expenses, which could be claimed either as a medical or child care expense, must be considered as medical expenses;

- (ii) The cost of medical insurance;
- (iii) Medicare premiums related to coverage under Title XVIII of the Social Security Act;

- (iv) Any cost-sharing on spend-down expenses incurred by Medicaid (medical only) recipients;

- (v) Hospitalization or outpatient treatment, nursing care, and nursing home care including payments by the

household for an individual who was a household member immediately prior to entering a hospital or licensed nursing home;

(vi) Prescription drugs and other over-the-counter medication (including insulin) when prescribed or approved by a licensed practitioner or other qualified health professional;

(vii) The cost of medical supplies, sick-room equipment (including rental), or other prescribed equipment;

(viii) Dentures, hearing aids, prosthetics, and eyeglasses prescribed by an optometrist or physician skilled in eye disease;

(ix) Securing and maintaining a seeing eye dog including the cost of dog food and veterinarian bills;

(x) Reasonable cost of transportation and lodging to obtain medical treatment or services.

(b) Nonallowable expenses are:

(i) The cost of health and hospital insurance which pays in lump-sum settlements or which continue mortgage or loan payments while the beneficiary is disabled; and

(ii) The cost of special diets.

**AMENDATORY SECTION** (Amending Order 2078, filed 2/28/84)

WAC 388-54-745 INCOME—BUDGETING. (1) ~~((For migrants or seasonal farmworkers,))~~ Budget income ((to be counted in determining the basis of coupon issuance shall be determined using prospective budgeting)) for migrant households prospectively over the ((entire)) certification period.

(2) ~~((For all))~~ Budget PA and SSI income prospectively over the certification period.

(3) ~~Other households((income to be counted in determining the basis of coupon issuance)) shall be((:~~

~~(a) Determined using prospective budgeting))~~ prospectively budgeted in the beginning months((except as provided in subsection (3) of this section;

~~(b) Determined using retrospective budgeting)) and retrospectively budgeted in months other than beginning months, except as provided in subsection (4) of this section.~~

~~((3))~~ (4) Average nonexcluded scholarships, deferred education loans, and other educational grants over the period of intended use.

(5) ~~For prospective budgeting((the department shall)):~~

~~(a) ((Count wages held at the request of the employee in the month wages would otherwise have been paid by the employer.~~

~~(b) Convert income received on less than a monthly basis into a monthly amount based on 4.3 weeks per month.~~

~~(c) At the option of the household, average income received less often than monthly, except for destitute households and public assistance households subject to monthly reporting.~~

~~(d) Not withstanding subsection (3)(c) of this section, prorate the following income over the period of intended use:~~

~~(i) Self-employment income, except for individuals who are on an hourly wage or are paid on a piecework~~

~~basis))~~ Count income already received and which can be reasonably anticipated to be received by the household during the month of application. Count only the income which can be reasonably anticipated for the second beginning month.

~~(b) Budget income prospectively for the month a non-participating individual is added to the household and the following month when reported timely. Combine prospective budgeting for the nonparticipating individual with the method in effect for the rest of the household.~~

~~(c) Income from self-employment shall be considered according to WAC 388-54-750.~~

~~((ii) Income received by contract))~~ (d) Average contractual income, except for migrant((s or seasonal farm workers)) households.

~~((iii) Nonexcluded scholarships, deferred educational loans, and other educational grants.~~

~~(4))~~ (6) For retrospective budgeting((the department shall)):

~~(a) ((Determine coupon allotment using))~~ Use the household composition as of the last day of the report month.

~~(b) Disregard income received in ((the)) a beginning month((s)) from a source which no longer provides income to the household. To be disregarded, income must have been included in the household's prospective budget. The disregard shall be for no more than one month.~~

~~(c) ((Prorate nonexcluded scholarships, deferred educational loans, and other educational grants over the period of intended use.~~

~~(d) Determine coupon allotment and eligibility using the assistance grant to be received in the payment month of the FSMR cycle. In conjunction with the receipt of a public assistance grant, the department shall disregard income received in the report month from a source which no longer provides income to the household. PROVIDED, That the household has reported the termination of the income at least ten days prior to the start of the payment month.~~

~~(e) When a household gains a member, the income to be counted for the new member shall be determined prospectively for the first two months the individual is added to the food stamp household.))~~ Disregard income received from a discontinued source by a nonassistance household member if that member applies for and begins to receive a PA grant. The household must have reported at least ten days prior to the start of the payment month.

~~(d) Use self-employment income from the corresponding report month.~~

~~(e) Count an AFDC corrective payment. An AFDC corrective payment is an AFDC warrant in addition to the regular monthly warrant. Budget only corrective payments which cover the current month. Disregard corrective payments received outside the month for which it is issued.~~

~~((5))~~ (7) When a participating household member establishes a new household, remove the member from the prior household and use the method of income budgeting that was in effect in the prior household.

~~(8) Budget income deductions ((shall be determined))~~ as follows:

(a) ~~((Under prospective budgeting:~~

~~(i) Deductions shall be allowed only in the month the expense is billed or otherwise becomes due; amounts carried forward from past billing periods are not deductible, even if included with the most recent billing and actually paid by the household;~~

~~(ii) A household may elect to have expenses which fluctuate or are billed less often than monthly, averaged over the period the expense is to cover;~~

~~(iii) The department shall calculate a household's expenses on the basis of anticipated expenses)) Medical, medical reimbursements, dependent care, and shelter will be anticipated in the beginning months.~~

~~(b) Under retrospective budgeting, the department shall ((calculate)) use a household's expenses((, as billed or averaged)) from the corresponding report month.~~

~~(c) A household may elect to have expenses which fluctuate or are billed less often than monthly, averaged over the period the expense is to cover.~~

AMENDATORY SECTION (Amending Order 1956, filed 4/6/83)

WAC 388-54-750 INCOME—SELF-EMPLOYMENT. ~~((+))~~ A household whose ~~((primary source of))~~ income is from self-employment~~((, including self-employed farmers,))~~ shall be certified according to this section.

(1) The department shall add all gross self-employment income including capital gains and exclude the cost of producing the self-employment income.

(2) For prospective budgeting average income to determine eligibility and payment levels in the beginning months as follows:

~~((a))~~ (a) Self-employment income which is received on a monthly basis but which represents a household's annual support shall normally be averaged over a twelve-month period. If, however, the averaged amount does not accurately reflect the household's actual monthly circumstances because the household has experienced a substantial increase or decrease in business, the department shall calculate the self-employment income based on anticipated earnings.

~~((b))~~ (b) Income which represents annual income and costs of producing that income are to be computed on a yearly basis and averaged evenly over twelve months to determine eligibility even if it is received in only a short period of time.

~~((c))~~ (c) Self-employment income which represents only a part of a household's annual support shall be averaged over the period of time the income is intended to cover.

~~((d))~~ (d) If a household's self-employment enterprise has been in existence for less than a year, this income shall be averaged over the period of time the business has been in operation and the monthly amount projected for the coming year.

~~((e))~~ (3) ((In determining monthly income from self-employment:

~~((a))~~ (a) The household may choose to determine the benefit level by using either the same net income which was used to determine eligibility or by unevenly prorating the household's total net income over the period for which

~~the household's self-employment income was averaged. If income is prorated, the net income assigned in any month cannot exceed the maximum monthly income eligibility standards or net monthly income eligibility standards for the household's size.~~

~~(b) For the period of time over which self-employment income is determined, the department shall add all gross self-employment income (including capital gains); exclude the cost of producing the self-employment income and divide this income by the number of months over which the income will be averaged.~~

~~(c) For those households whose self-employment income is not averaged but is instead calculated on an anticipated basis, the department shall add any capital gains the household anticipates receiving in the next twelve months, starting with the date the application is filed and divide this amount by twelve. This amount shall be used in successive certification periods during the next twelve months, but recalculated should anticipated capital gains amounts change. The anticipated monthly amount of capital gains shall be added to the anticipated monthly self-employment income, and subtract the cost of producing the income. The cost of producing the self-employment income shall be calculated by anticipating the monthly allowable costs of producing the income.~~

~~(d) The monthly net self-employment income shall be added to any other earned income received by the household. The total monthly earned income less the eighteen percent earned income deduction shall then be added to all other monthly income received by the household. The standard deduction, dependent care, and shelter costs shall be computed as for any other household and subtracted to determine the adjusted monthly net income of the household.~~

~~((4))~~ ((4)) For retrospective budgeting add all gross self-employment income including capital gains and subtract the cost of doing business from the corresponding report month.

~~((a))~~ (a) In calculating capital gains, the proceeds from the sale of capital goods or equipment shall be calculated in the same manner as a capital gain for federal income tax purposes. The department shall count the full amount of the capital gain as income ((for food stamp purposes even if only fifty percent of the proceeds from the sale of capital goods or equipment is taxed for federal income tax purposes)).

~~((5))~~ (b) Allowable costs of producing self-employment income include, but are not limited to, the identifiable costs of labor, stock, raw material, seed ((and)), fertilizer, interest paid to purchase income-producing property, insurance premiums, and taxes paid on income-producing property.

~~((6))~~ (c) The following items ((shall)) are not to be allowed as a cost of producing self-employment income:

~~((a))~~ (i) Payments on the principal of the purchase price of income producing real estate and capital assets, equipment, machinery, and other durable goods;

~~((b))~~ (ii) Net losses from previous periods; and

~~((c))~~ (iii) Federal, state and local income taxes, money set aside for retirement purposes, and other work-related personal expenses, such as transportation

to and from work, as these expenses are accounted for by the eighteen percent earned income deduction specified.

~~((d))~~ (iv) Depreciation.

~~((7))~~ In assigning certification periods:

(a) ~~Households that receive their annual support from self-employment and have no other source of income may be certified for up to twelve months;~~

(b) ~~For those households that receive other sources of income or whose self-employment income is intended to cover a period of time that is less than a year, the department shall assign a certification period appropriate for the household's circumstances;~~

(c) ~~For businesses which have been in operation for such a short time that there is insufficient data to make a reasonable projection, the household may be certified for less than a year until the business has been in operation long enough to base a longer projection.~~

(d) ~~For those self-employed households that receive their annual income in a short period of time, the initial certification period shall be assigned to bring the household into the annual cycle.)~~

AMENDATORY SECTION (Amending Order 2077, filed 2/28/84)

WAC 388-54-760 CERTIFICATION PERIODS(~~=DURATION~~). (1) ~~(An)~~ Certify assistance households ~~(shall be assigned a certification)~~ for a period which coincides with the scheduled assistance review or end of the assistance period, whichever is earlier.

(2) ~~(Nonassistance)~~ Certify households consisting ~~(solely)~~ of migrants ~~(and/or seasonal farmworkers shall be assigned a certification period of)~~ up to three months ~~(or less)~~.

(3) Certify households without earned income and all members are at least sixty years of age or receive SSA or SSI ~~(may be certified)~~ for up to twelve months.

(4) Certify households, where there is little likelihood of change~~(, shall be certified)~~ for ~~(up to)~~ six months.

(5) Certify households subject to monthly reporting ~~(shall be certified)~~ for six months ~~(or as provided in subsection (1) of this section)~~.

(6) Certify all other households ~~(shall be certified)~~ for up to three months.

AMENDATORY SECTION (Amending Order 2077, filed 2/28/84)

WAC 388-54-768 FOOD STAMP MONTHLY REPORTING. (1) As a condition of continuing eligibility for food stamps~~(, each)~~ certain recipients ~~(subject to food stamp monthly reporting)~~ must return to the department a completed monthly status report ~~(MSR)~~ by the fifth day of the month following the month for which the ~~(MSR)~~ monthly status report describes the household circumstances.

Recipients who must report monthly are:

(a) Food stamp households with earned income; or

(b) AFDC households subject to mandatory monthly reporting per WAC 388-24-044.

(2) Failure to return a completed ~~(MSR)~~ report by the fifth day of the month shall result in termination, except as provided in subsection (3) of this section.

(3) If the recipient furnishes the completed report to the department by the compliance date, the department shall:

(a) Accept the monthly status report; and

(b) Continue food stamps if the information on the monthly status report indicates the recipient is still eligible.

AMENDATORY SECTION (Amending Order 2077, filed 2/28/84)

WAC 388-54-775 CERTIFICATION PERIODS—EFFECTING CHANGES UNDER PROSPECTIVE BUDGETING. Changes occurring in the initial beginning month or changes for households consisting solely of migrants ~~(and/or seasonal farmworkers)~~ shall be effective as follows:

(1) ~~(Except as provided in subsection (2) of this section,)~~ An increase in benefits shall be effective not later than the first allotment issued ten days after the change was reported to the department, provided that the household has furnished the required verification. If verification is not provided within ten days from the date the change was reported, the increase in benefits shall be effective not later than the first allotment issued ten days after the verification is provided.

(2) An increase in a household's benefits due to the addition of a new household member who is not a member of another certified household, or due to a decrease of fifty dollars or more in the household's gross monthly income shall be effective the month following the month in which the change is reported and required verification is provided.

(3) Decreases in the benefit level shall be made effective with the first allotment after the ten-day notice of adverse action has expired, provided a fair hearing and continuation of benefits have not been requested.

AMENDATORY SECTION (Amending Order 2077, filed 2/28/84)

WAC 388-54-776 CERTIFICATION PERIODS—EFFECTING CHANGES DURING THE CERTIFICATION PERIOD UNDER RETROSPECTIVE BUDGETING. Changes from a report month shall be effective in the corresponding payment month of the ~~(FSMR)~~ monthly reporting cycle except:

(1) The addition or deletion of a household member shall be effective as in WAC 388-54-775.

(2) Changes in the public assistance grant and supplemental security income which are to occur in the payment month shall be effective in the payment month. ~~(In conjunction with the receipt of a public assistance grant, the department shall disregard income received in the report month from a source which no longer provides income to the household. PROVIDED, That the household has reported the termination of the income at least ten days prior to the start of the payment month.)~~ See WAC 388-54-745 for AFDC corrective payments.

AMENDATORY SECTION (Amending Order 2032, filed 10/6/83)

WAC 388-54-820 FAIR HEARINGS—CONTINUATION OF BENEFITS PENDING. (1) The household is entitled to continuation of benefits if:

(a) The household requests a fair hearing within the period specified by the notice of adverse action;

(b) The household's certification period has not expired;

(c) The household has not waived continuation of benefits;

(d) A certification period expires and the household has made a timely application for a new certification period pending receipt of the fair hearing decision. The department shall determine eligibility on the basis of all eligibility requirements without regard to the matter at issue in the fair hearing;

(e) A completed timely monthly status report is submitted for each month of continued benefits if the household is subject to monthly reporting.

(2) If a hearing request is not made within the period provided by the notice of adverse action, benefits shall be reduced or terminated as provided in the notice, unless failure to make the request was for good cause. Once continued or reinstated, benefits shall not be reduced or terminated prior to receipt of the hearing decisions unless:

(a) The certification period expires; the household may reapply and may be determined eligible for a new certification period with a benefit amount as determined by the department;

(b) The ~~((presiding or review officer))~~ hearing official makes a preliminary determination in writing and at the hearing that ~~((good cause))~~ the sole issue is ~~((a matter of policy))~~ one of federal law or regulation and that the household's claim that the state agency improperly computed the benefits or misapplied such law or regulation is invalid;

(c) A change affecting the household's eligibility or basis of issuance occurs while the hearing decision is pending and the household fails to request a hearing after the subsequent notice of adverse action; or

(d) A mass change occurs while the hearing decision is pending.

(3) For households subject to monthly reporting:

(a) Continue benefits no later than five working days from the day the request for continued benefits is received;

(b) A household whose benefits have been continued shall file monthly reports;

(c) The department shall adjust the household's allotment according to verified changes reported on the monthly status report except for the factors on which the fair hearing is based.

(4) The department shall promptly inform the household in writing if benefits are reduced or terminated pending the hearing decision.

~~((4) When benefits are reduced or terminated due to a mass change, participation on the prior basis shall be reinstated only if the issue being contested is food stamp~~

~~eligibility or benefits were improperly computed or federal law or regulation is being misapplied or misinterpreted by the department.))~~

(5) If the department's action is upheld by the hearing decision, a claim against the household shall be established for all overissuances.

~~((6) The department shall send an individual notice of the adverse action to each household receiving a reduction or termination in benefits during the certification period due to mass changes resulting from implementation of the Food Stamp Act of 1977. The notice of adverse action shall explain to the household the change is the result of changes in federal law and although the household has the right to request a fair hearing, benefits will be continued pending the fair hearing only if the household believes the eligibility or benefits level was computed incorrectly under the new law, or the new law is being misapplied or misinterpreted.))~~

## WSR 85-20-085

## ADOPTED RULES

DEPARTMENT OF  
SOCIAL AND HEALTH SERVICES

## (Public Assistance)

[Order 2288—Filed October 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 Eligibility—Assignment of support rights—Cooperation with Office of Support Enforcement—Effect of noncooperation, amending WAC 388-14-200.

This action is taken pursuant to Notice No. WSR 85-17-069 filed with the code reviser on August 21, 1985. 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 74.20A-.270 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 October 1, 1985.

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

AMENDATORY SECTION (Amending Order 1465, filed 12/14/79)

WAC 388-14-200 ELIGIBILITY—ASSIGNMENT OF SUPPORT RIGHTS—COOPERATION WITH OFFICE OF SUPPORT ENFORCEMENT—EFFECT OF NONCOOPERATION. This section establishes the initial and continuing requirements which affect eligibility for aid to families with dependent children.

(1) Beginning August 1, 1975, as a condition of eligibility for assistance, each applicant/recipient shall make

assignment to the office of support enforcement of any and all right, title, and interest in any support obligation the applicant/recipient may have in his or her own behalf or in behalf of any other family member for whom the applicant/recipient is applying for or receiving financial assistance including rights to support which have accrued at the time such assignment is executed.

(2) When subsection (1)~~((above))~~ of this section is satisfied, cooperation is further required as a continuing condition of eligibility for assistance unless the CSO determines ~~((that))~~ the applicant/recipient has good cause not to cooperate under WAC 388-24-111. Cooperation includes identifying and locating absent parents including possible putative fathers, and in establishing paternity of a child or children, and/or in obtaining support payments or any other payments or property due the applicant/recipient or ~~((child(ren)))~~ child or children as ~~((further provided below))~~ follows:

(a) Cooperation in identifying and locating absent parents including putative fathers includes, but is not limited to:

(i) Providing all known relevant information such as the absent parent's name including known aliases, address, telephone or message number; Social Security number, employment history, physical description, and data regarding the date and place of marriage, separation, divorce, or dissolution including copies of any documents and any court orders establishing paternity and/or support obligations. Information must be given at the time of application and/or at a later time if requested by the office of support enforcement to supplement existing information;

(ii) Providing notice to the office of support enforcement of any and all necessary information concerning the absent ~~((parent(s)))~~ parent or parents, including all putative fathers of a child on whose behalf the recipient applied for or receives public assistance, and also providing notice of changes in the information and/or notice of new information as available.

(b) Cooperation in establishing the paternity of a child or children including, but not limited to: Taking all reasonable action in cooperation with the office of support enforcement, the prosecuting attorneys, the attorney general, private attorneys compensated under ~~((section 19, chapter 171, Laws of 1979 ex. sess. [RCW 74.20-350]))~~ RCW 74.20.350, courts or other agencies, in administrative hearings, or in actions to prosecute or maintain any legal action or remedy for the establishment of paternity or in investigations preparatory to or supplementary to such hearings or actions, and to develop medical and anthropological evidence relating to the alleged father's paternity based upon tests performed by experts on the mother and the child.

(c) When a custodial mother has informed the department that a particular man is the father of her child, the department shall make no further inquiry into her personal life unless the man so identified has denied that he is the father of such child.

(d) Cooperation in establishing and collecting support and/or in obtaining support payments or any other payments or property due the applicant/recipient or

~~((child(ren)))~~ child or children includes taking all reasonable action in cooperation with the office of support enforcement, the prosecuting attorneys, the attorney general, private attorneys compensated under ~~((section 19, chapter 171, Laws of 1979 ex. sess. [RCW 74.20-350]))~~ RCW 74.20.350, courts or other agencies in administrative hearings or in actions to prosecute or maintain any legal action or remedy for the establishment or collection of support obligations or in investigations preparatory to or supplementary to such hearings or actions.

(e) Cooperation in the obtaining of support payments further includes but is not limited to:

(i) Providing of specific information at the time of application to establish the amount of the support debt accrued to the applicant/recipient prior to application for assistance.

(ii) Remittance of all support payments received by the applicant/recipient from any person or agency to the office of support enforcement within eight days of receipt of said payments.

(iii) Execution of a repayment agreement and the repayment of retained support moneys in accordance with such an agreement.

(3) If the applicant/recipient fails to cooperate as defined ~~((above))~~ in this section, the ~~((caretaker/relative))~~ applicant/recipient shall be ineligible to receive assistance ~~((and))~~. Any assistance for which the children may be eligible shall be provided ~~((by protective payment))~~ as specified in WAC 388-33-453~~((;))~~. The determination of requirements for the ~~((child(ren)))~~ child or children shall be computed without regard to the requirements of the ~~((caretaker/relative))~~ applicant/recipient.

(4) If support moneys are not remitted within eight days of receipt ~~((and protective payments have been established without regard to the requirements of the caretaker/relative pursuant to WAC 388-33-453, the office of support enforcement may enter into a written agreement with the caretaker/relative for satisfaction of the obligation of remittance of support payments by monthly installment payments to the office of support enforcement in amounts not less than ten percent of the original amount not remitted. If a caretaker/relative makes such an agreement for satisfaction and is restored to grant status and fails to make the required monthly payments or again fails to remit support moneys received direct, within eight days of receipt, said recipient is subject to WAC 388-33-453 and thereafter may establish cooperation under this subsection only by remittance to the office of support enforcement of the full amount of support moneys received))~~ by the applicant/recipient as required under WAC 388-14-200 (2)(e)(ii) and the applicant/recipient is currently receiving an AFDC grant, the office of support enforcement shall:

(a) Document the applicant/recipient has, in fact, received and retained support moneys and the amount of said money.

(b) Issue a notice of debt as provided in WAC 388-13-020 to the applicant/recipient to recover the payments, which notice includes the following information:

(i) An explanation of the applicant/recipient's responsibility to cooperate by turning over the support moneys as a condition of eligibility for AFDC, and the sanction for failure to cooperate;

(ii) A list of the support moneys retained, including the dates and amounts as well as copies of any documentary evidence (such as copies of checks, front and back), the office of support enforcement possesses;

(iii) A proposed repayment agreement which may include a provision for a voluntary grant deduction;

(iv) An explanation that repaying retained support moneys according to a repayment agreement is a condition of cooperation.

(v) A notice that the recipient may request an informal meeting with OSE, within twenty days of the date of service of the notice of debt, to clarify the recipient's responsibilities for cooperation and to attempt to resolve any differences regarding the existence or amount of the claim for unremitted support moneys and/or the proposed repayment agreement.

(vi) A notice that the recipient has the right to request a hearing pursuant to WAC 388-13-060 to contest the department's claim of ownership of the support money identified in the notice and/or the reasonableness of the proposed repayment agreement.

(vii) A statement that the office of support enforcement will notify the CSO the recipient has failed to cooperate unless the recipient, within twenty days of the date of service of the notice of debt, executes the proposed repayment agreement, requests an informal meeting or requests an administrative hearing.

~~(5) ((In the event of failure to cooperate under the requirements of this section and/or WAC 388-24-108 and/or 388-24-109, "aid to families with dependent children" does not mean payments with respect to a parent (or other individual whose needs should be considered in determining the need of the child(ren) or relative claiming aid) of a child or children. Nothing in these rules shall be construed to make an otherwise eligible child ineligible for protective payments because of the failure of such parent (or such other individual) to cooperate or make assignment)) The repayment agreement must be reasonably related to:~~

~~(a) The applicant/recipient's total income and resources including the AFDC grant; and~~

~~(b) The total amount of retained support moneys;~~

~~(c) The monthly amount of the repayment must not exceed ten percent of the grant payment standard during any month the applicant/recipient remains in public assistance status.~~

~~(6) If an applicant/recipient has retained support moneys but is no longer an active recipient of public assistance money, the office of support enforcement shall proceed pursuant to RCW 74.20A.270 and chapter 388-13 WAC, without reference to the procedural requirements of WAC 388-14-200(4).~~

~~(7) The office of support enforcement shall notify the CSO that the recipient has failed to cooperate if:~~

~~(a) The recipient fails to sign a repayment agreement for the amount of retained support moneys claimed by~~

~~OSE in the notice of debt or as determined by an administrative law judge if a hearing is requested pursuant to WAC 388-13-060;~~

~~(b) The recipient enters into a repayment agreement but subsequently fails to make a payment under the terms of the agreement, or fails to comply with the decision of the administrative law judge.~~

~~(8) The office of support enforcement shall promptly notify the CSO when either of the following changes in circumstances occurs:~~

~~(a) The recipient failing to enter into a repayment agreement consents to do so and signs a repayment agreement;~~

~~(b) The recipient defaulting on an agreement or an administrative decision makes a regularly scheduled payment according to the agreement or decision.~~

~~(9) Nothing in these rules shall be construed to make an otherwise eligible child ineligible for public assistance because of the failure of applicant/recipient to cooperate as defined in this section.~~

## WSR 85-20-086

### ADOPTED RULES

### DEPARTMENT OF SOCIAL AND HEALTH SERVICES (Public Assistance)

[Order 2289—Filed October 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 continuing general assistance exclusions, amending WAC 388-37-010.

This action is taken pursuant to Notice No. WSR 85-17-051 filed with the code reviser on August 19, 1985. 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 October 1, 1985.

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

AMENDATORY SECTION (Amending Order 2152, filed 9/17/84)

WAC 388-37-010 CONTINUING GENERAL ASSISTANCE—EXCLUSIONS. (1) Continuing general assistance is a state-financed program providing for the needs of some persons not eligible for a federal aid grant ~~((by reason other than resource and income eligibility))~~ who are either pregnant or incapacitated from gainful employment. Continuing general assistance cannot be granted to a person eligible for or receiving

AFDC or to a person eligible for or whose needs are being met by Supplemental Security Income, except as provided in WAC 388-37-010 (2) through (5).

(2) An AFDC parent in need of intensive treatment (thirty days or less) in an approved alcoholic treatment facility may be granted continuing general assistance for the cost of treatment. This payment is made through the vendor billing procedure.

(3) Effective August 23, 1983, an SSI recipient whose need is not being met by SSI because of separation from a spouse may be eligible to receive ~~((GAU))~~ GA-U in the amount necessary to supplement his or her need up to the level of the existing ~~((GAU))~~ GA-U payment standard.

(4) An SSI recipient whose SSI check has been lost, stolen, missent, or otherwise delayed, may be granted ~~((GAU))~~ GA-U provided the recipient agrees in writing to repay the amount of ~~((GAU))~~ GA-U assistance issued, and the applicant meets all other ~~((GAU))~~ GA-U eligibility requirements. When an SSI check is lost in the mail system, issuance of ~~((GAU))~~ GA-U will be held in abeyance for ten working days from the first of the month in which the check was issued to allow the warrant to be returned or delivered. If the recipient has an emergent need, the ten-day period may be waived by the CSO administrator.

(5) An applicant appearing to be eligible for SSI may receive continuing general assistance payments until the date of receipt of the initial SSI payment provided that:

(a) The applicant applies;

(b) The applicant assigns the initial SSI payment to DSHS up to the amount of the ~~((GAU))~~ GA-U provided to the applicant pending approval of the SSI application;

(c) The applicant meets all other general assistance eligibility requirements.

(6) When determining the amount of the initial SSI payment, do not include any advance payment or payment based upon presumptive disability or presumptive blindness. These payments are not considered SSI benefit payments for interim assistance purposes.

(a) The state cannot be reimbursed for any ~~((GAU))~~ GA-U authorized during the time period these payments cover.

(b) If the amount of the initial SSI payment recovered by DSHS prior to the payment of attorney's fees in subsection (7) of this section does not meet the amount paid as ~~((GAU))~~ GA-U, the balance must be treated as an overpayment. The period covered by any advance or presumptive payments is not included in this computation.

(c) If the SSI benefit is less than the ~~((GAU))~~ GA-U payment standard because the SSI is based on a different living arrangement than authorized under the ~~((GAU))~~ GA-U program, the difference will not be considered an overpayment, provided the applicant has appealed the SSI determination and lost the final appeal.

(7) Any agreement between the department and a Supplemental Security Income applicant providing for

the reimbursement of interim assistance to the department shall provide, if the applicant has been represented by an attorney, that twenty-five percent of the reimbursement received shall be withheld by the department and all or such portion thereof as has been approved as a fee by the United States Department of Health and Human Services shall be released directly to the applicant's attorney. Payment is limited to cases where the reimbursement of interim assistance was received by the department on or after August 23, 1983, and the attorney of the applicant for whom reimbursement is received began representing the applicant on or after August 23, 1983. The secretary may maintain such records as are deemed appropriate to measure the cost and effectiveness of such agreements and may make recommendations concerning the continued use of such agreements to the legislature. ~~((Reimbursement is limited to cases where the aforesaid agreement between the applicant and the department was entered into on or after August 23, 1983:))~~

(8) Continuing general assistance cannot be granted to an individual eligible for or receiving AFDC or SSI when he or she:

(a) Is ~~((subject to any))~~ currently under sanction for failure to comply with AFDC or SSI requirements, or

(b) Has failed or refused to cooperate in obtaining AFDC or SSI, unless the department has determined there is good cause for failure to cooperate.

**WSR 85-20-087**  
**EMERGENCY RULES**  
**DEPARTMENT OF**  
**SOCIAL AND HEALTH SERVICES**  
**(Public Assistance)**

[Order 2290—Filed October 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:

Amd WAC 388-11-011 Support enforcement—Definitions.  
Amd WAC 388-14-260 Distribution—Referrals from other states.

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 chapter 276, Laws of 1985, and federal amendments (effective this date) to 45 CFR 302 and 303 published in the Federal Register of May 9, 1985, beginning on page 19608.

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 October 1, 1985.

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

AMENDATORY SECTION (Amending Order 2036, filed 10/6/83)

WAC 388-11-011 DEFINITIONS. For purposes of this chapter and chapters 388-13 and 388-14 WAC, the following definitions shall apply:

(1) "Locate" shall mean service of the notice and finding of financial responsibility in a manner prescribed by WAC 388-11-040.

(2) "Reasonable efforts to locate" shall mean any of the following actions taken on a case:

(a) Mailing of the notice and finding of financial responsibility by certified mail, return receipt requested to an address, reasonably believed by office of support enforcement to be a mailing address of the responsible parent; or

(b) Referral to a sheriff, other server of process or locate service or other agent or employee of the department for locate activities if the responsible parent is not located under subsection (1)(a) of this section, or if no known mailing address exists but the information which office of support enforcement has, reasonably indicates that the responsible parent can be located; or

(c) When service cannot be accomplished, tracing activity as stated as follows:

(i) Checking of local telephone directories and attempts by telephone or mail to contact the applicant/recipient, applicant/custodian, relatives of the responsible parent, past or present employers, or the postal authorities when appropriate;

(ii) Contacting state agencies, union, financial, or fraternal organizations available on the local level to which the responsible parent is known to have had contact or membership.

(d) Referral to state parent locator service when tracing efforts under subsection (1)(c) of this section are exhausted;

(e) Referral to the attorney general, a prosecuting attorney, or the Internal Revenue Service for specific legal or collection action.

(3) "The date the state assumes responsibility for the support of the dependent child or children on whose behalf support is sought" shall mean the date payment of an AFDC-R, AFDC-E, AFDC-FC<sub>2</sub> or state only foster care grant is authorized, or September 1, 1979, whichever is later.

(4) "Department" means the state department of social and health services.

(5) "Secretary" means the secretary of the department of social and health services(;) or the secretary's designee or authorized representative.

(6) "Hearing examiner" shall mean the administrative law judge employed by the office of administrative hearings hearing the testimony and making the initial decision under chapter 388-11 WAC.

(7) "Dependent child" means any person under the age of twenty-one not otherwise emancipated, self-supporting, married, or a member of the armed forces of the United States.

(8) "Superior court order" means any judgment, decree, or order of the superior court of the state of Washington or a court of comparable jurisdiction of another state establishing the existence of a support obligation and ordering payment of a set or determinable amount of support moneys(, or an order of a court of comparable jurisdiction of another state ordering payment of a set or determinable amount of) to satisfy the support ((moneys)) obligation. Orders of the superior court failing to expressly require payment of support by a responsible parent or orders failing to specifically relieve the responsible parent of the support obligation shall not constitute a superior court order.

(9) "Administrative order" means any determination, finding, decree, or order for support issued pursuant to RCW 74.20A.055, or by an agency of another state pursuant to a substantially similar administrative process, establishing the existence of a support obligation and ordering the payment of a set or determinable amount of support moneys to satisfy the support obligation.

(10) "Support obligation" means the obligation to provide for the necessary care, support, and maintenance, including medical expenses, of a dependent child or other person as required by statutes and the common law of this or another state.

(11) "Responsible parent" means the natural parent, adoptive parent, or stepparent of a dependent child.

((+0)) (12) "Stepparent" means the present spouse of the person who is either the mother, father, or adoptive parent of a dependent child, and such status shall exist and continue as provided for by RCW 26.16.205 until the relationship is terminated by death or dissolution of marriage.

((+1)) (13) "Support moneys" means any moneys or in-kind providings paid to satisfy a support obligation whether denominated as child support, spouse support, alimony, maintenance, or any other such moneys intended to satisfy an obligation for support of any person or satisfaction in whole or in part of arrears or delinquency on such an obligation.

((+2)) (14) "Future" support or "future and current" support or "future/current" support shall mean support moneys paid to satisfy the support obligation for the instant or present month as opposed to satisfaction of support obligations owed for previous and past months which, having been unpaid, are delinquent.

((+3)) (15) "Support debt" means any delinquent amount of support moneys which is due, owing, and unpaid under a superior court order or an administrative order, a debt for the payment of expenses for the reasonable or necessary care, support and maintenance, including medical expenses, of a dependent child or other person for whom a support obligation is owed; or a debt

under RCW 74.20A.100 or 74.20A.270. Support debt also includes any accrued interest, fees, or penalties charged on a support debt, and attorneys' fees and other costs of litigation awarded in an action to establish and enforce a support obligation or support debt.

((16) (~~"Debt,"~~) "Arrears," "delinquency," "past support," shall all mean the amount owed for a period of time prior to the instant month, but is owed for a period of time in the past.

((17)) (17) "Need" means the necessary costs of food, clothing, shelter, and medical attendance for the support of a dependent child or children.

((18)) (18) "Good cause" means there is substantial reason or legal justification for delay, including a showing of those grounds enumerated in RCW 4.72.010 and ((CR60)) Civil Rule 60 and allegation is made of a defense under WAC 388-11-065.

((19)) (19) "Assignment pursuant to RCW 74.20A-.040" shall mean the assignment made by an applicant/custodian of support rights pursuant to WAC 388-14-310.

((20)) (20) Fraud for the purposes of WAC 388-11-115 means:

- (a) The representation of the existence or nonexistence of a fact;
- (b) Its materiality;
- (c) Its falsity;
- (d) The speaker's knowledge of its truth;
- (e) His or her intent that it should be acted on by the person to whom it is made;
- (f) Ignorance of its falsity on the part of the person to whom it is made;
- (g) The latter's reliance on the truth of the representation;
- (h) His or her right to rely upon it; and
- (i) His or her subsequent damage.

(21) "State" means any state or political subdivision, territory, or possession of the United States, the District of Columbia, and the Commonwealth of Puerto Rico.

#### AMENDATORY SECTION (Amending Order 1054, filed 9/25/75)

WAC 388-14-260 DISTRIBUTION—REFERRALS FROM OTHER STATES. (1) (~~When another state reassigns to the office of support enforcement of the state of Washington debt previously assigned to that other state under 45 CFR 232.11, collection action may be taken by the office of support enforcement under chapter 74.20A RCW to satisfy the requirements to enforce obligations of the other states accrued and/or accruing pursuant to an order of the superior court of the state of Washington or an order of a court of another state comparable in jurisdiction to the superior court of the state of Washington~~) When a child support enforcement agency in another state, operating a child support program under Title IV-D of the Social Security Act, submits a request for support enforcement services under RCW 74.20.040(3), the office of support enforcement shall initiate appropriate action to establish, enforce, and collect the support obligation. The request shall be signed by an authorized official of the state

agency and shall contain appropriate information and be accompanied by appropriate documentation to support the action to establish, enforce, and/or collect the support obligation. The following is a list of some of the information/documentation that may be submitted with the request for support enforcement services:

(a) The responsible parent's name, address, Social Security Number, date of birth, present or last known employer, earnings or ability to earn, employment history, property and resources, and physical description;

(b) The custodian's name, address, and Social Security Number;

(c) The names, address, Social Security Numbers, and dates of birth of the dependent children;

(d) A certification that the request is being submitted under Title IV-D of the Social Security Act and identification of the case as a public assistance or nonassistance case;

(e) A copy of any superior court order or administrative order establishing the support obligation and any order modifying the court or administrative order;

(f) A copy of any official record of support payments made by the responsible parent or, if no such record exists, an affidavit setting forth the amount of support due under the superior court or administrative order, the period during which support was due and payable, and the amounts and dates of support payments;

(g) If there is no superior court or administrative order for support, an affidavit setting forth the following:

(i) A statement of facts establishing or tending to establish the existence of a legally enforceable support obligation;

(ii) A statement of the dates and amounts of any public assistance payments or a statement reflecting the needs of the children for food, clothing, shelter, medical support, or other necessities if no such assistance has been provided.

(2) (~~Support payments so collected by the state of Washington are remitted in the total amount received to the other state~~) If a superior court order has been entered establishing the responsible parent's support obligation, the office of support enforcement may proceed under RCW 74.20A.040 to enforce the support obligation and initiate further enforcement and collection action as authorized by law.

(3) If an administrative order has been entered by an agency in another state establishing the responsible parent's support obligation, the office of support enforcement may issue a notice of debt accrued and/or accruing created by the administrative order. Said notice shall be served upon the debtor in the manner prescribed for service of a summons in a civil action or be served on the debtor by certified mail, return receipt requested, demanding payment within twenty days of the date of receipt. The notice of debt shall include a statement of the support debt accrued, computable on the amount required to be paid under the administrative order, a statement that the property is subject to lien and foreclosure, distraint, seizure and sale, or order to withhold and deliver, and a statement that the net proceeds will be applied to the satisfaction of the support debt. The notice shall also include a statement of the amount of

the monthly payment for future/current support the responsible parent is required to make under the administrative order.

(a) Any debtor objecting to all or any part of the notice of debt shall have a right to request a contested hearing under chapter 34.04 RCW. The request shall be in writing and shall include a statement of the grounds and defenses upon which relief from the administrative order is sought and/or the basis for modification of the amount for future/current support.

The request shall be served upon the office of support enforcement by registered or certified mail or personally. If a hearing is requested, it shall be promptly scheduled in no more than thirty days from the date of receipt of the request. If a request for hearing is made within twenty days of the date of service of the notice, collection action shall be stayed pending the decision on such hearing. If no such request is made within this twenty-day period, the support debt and/or the amount of the future/current support payments shall become final subject to the provisions of WAC 388-14-260(3)(e) and shall be subject to collection action.

(b) The scope of the hearing shall be limited to the grounds and defenses enumerated in superior court Civil Rule 60 which may entitle the debtor to relief from the administrative order and/or a determination whether or not the amount of the monthly payment for future/current support should be modified in accordance with the provisions of WAC 388-11-140. The burden of proof to establish such grounds and defenses and/or a material change in circumstances shall be on the debtor.

(c) If the debtor presents evidence which would constitute a full or partial defense and/or grounds for modification, upon request, the administrative law judge may continue the hearing to permit the parties to submit further evidence. Pending further hearing and the entry of an initial decision, the debtor may be ordered to pay or make reasonable payments on any undisputed portion of the support debt and to pay current support if owed.

(d) The provisions of the following sections of chapter 388-11 WAC are incorporated by reference and made applicable to the hearing process provided for in this section to the extent they are consistent with and relevant to the hearing process: WAC 388-11-015, 388-11-065, 388-11-070, 388-11-100, 388-11-105, 388-11-115, 388-11-120, 388-11-130, 388-11-135, 388-11-140, 388-11-145, 388-11-150, 388-11-155, 388-11-170, 388-11-180, 388-11,185, 388-11-190, and chapter 10-08 WAC.

(e) If a written request for hearing is served upon the office of support enforcement after the twenty-day period, the debtor's right to relief from the administrative order shall be determined pursuant to the provisions of Civil Rule 60. A contested hearing under chapter 34.04 RCW shall be promptly scheduled in response to such a request. The filing of the petition for a hearing after the twenty-day period shall not affect any collection action previously taken under chapter 74.20A RCW. The granting of a request for hearing shall operate as a stay on any future collection action, pending the final decision of the secretary or the secretary's designee on the hearing. Moneys withheld as a result of collection action

in effect at the time of the granting of the request for the hearing shall be delivered to the department and shall be held in trust by the department pending the final order of the secretary or during the pendency of any appeal to the courts made under chapter 34.04 RCW. The department may petition the administrative law judge to require the responsible parent to pay future/current support. If an order for future/current support is entered and the responsible parent fails to comply with the order, the office of support enforcement may take appropriate collection action.

(4) If there is no superior court order or administrative order, the office of support enforcement may issue a notice and finding of financial responsibility and proceed in accordance with the provisions of RCW 74.20A.055 which are incorporated by reference herein, to establish the support obligation, and initiate further enforcement and collection action as authorized by law.

(5) If the office of support enforcement is unable to establish, enforce, and/or collect the support obligation in response to the request or otherwise deems it appropriate under the circumstances, the case may be referred to the county prosecuting attorney or attorney general's office for collection action.

(6) A petition that has been or may be transmitted from another state for enforcement under the Uniform Reciprocal Enforcement of Support Act, chapter 26.21 RCW, may be deemed to be a request for support enforcement services sufficient to authorize the office of support enforcement to initiate action to establish, enforce, and collect the support obligation in accordance with this section.

(7) If the office of support enforcement is unable to locate the responsible parent after reasonable and diligent efforts, the requesting agency fails to provide sufficient information to locate the responsible parent and/or establish and enforce the support obligation, or the case does not appear to have collection potential for the foreseeable future, the office of support enforcement may discontinue support enforcement services and return the request and accompanying documentation to the requesting agency.

(8) If the office of support enforcement is notified by the requesting agency that the custodian of the dependent child or children is moving to another state, support enforcement services on behalf of the custodian may be continued for a period not to exceed five months.

(9) When the responsible parent is residing and/or employed in another state and support enforcement services are being provided under RCW 74.20.040 (1) or (2), the office of support enforcement may execute and submit a request for support enforcement services similar to the request described in this section to the IV-D agency of that state, or may refer the case to the county prosecuting attorney or the attorney general's office for appropriate action.

(10) Upon request from another state, the office of support enforcement shall provide available information/documentation from case files, including but not limited to copies of superior court orders, administrative orders, pay records, and

statements/affidavits of support debts, employment, and public assistance records.

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 85-20-088**  
**PROPOSED RULES**  
**INSURANCE COMMISSIONER**  
 [Filed October 1, 1985]

Notice is hereby given in accordance with the provisions of RCW 34.04.025, that the Insurance Commissioner intends to adopt, amend, or repeal rules concerning standards for schedule rating plans, specifically disapproving noncomplying existing filings of such plans and stating when they will no longer be effective, by adding a new section to chapter 284-24 WAC;

that the agency will at 10 a.m., Thursday, November 7, 1985, in the Office of the Insurance Commissioner, Insurance Building, 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 November 14, 1985, at 2 p.m. in the Insurance Commissioner's Olympia office.

The authority under which these rules are proposed is RCW 48.02.060.

The specific statute these rules are intended to implement is RCW 48.19.030 and 48.19.120.

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency before November 13, 1985. Address: Insurance Building, AQ-21, Olympia, WA 98504.

Dated: September 27, 1985

By: Robert E. Johnson  
 Deputy Commissioner

**STATEMENT OF PURPOSE**

WAC 284-24-100 Standards for schedule rating plans, noncomplying filings ineffective. A proposed new rule establishing standards for schedule rating plans, which specifically disapproves noncomplying existing filings of schedule rating plans and states when they will no longer be effective.

The statutory authority for the proposed rule is RCW 48.02.060 (3)(a) to effectuate the provisions of RCW 48.19.030 by setting forth appropriate criteria which are acceptable for schedule rating filings, and RCW 48.19.120 by making noncomplying existing filings ineffective on a stated date.

"Schedule rating," in general, is a method of modifying a premium for an individual risk on the basis of physical conditions or peculiar characteristics which affect the probability of loss. In other words, the premium is adjusted so that a fair and equitable charge is applied to a particular risk. This rule sets forth the kinds of insurance to which a schedule rating plan may be applied and the standards for such plan which must be met. It raises the amount of premium required for eligibility

under a plan. It requires that an insured or applicant for insurance be informed, upon request, of factors which result in an adverse rating under a plan. It requires that insurers keep records with respect to their use of schedule rating plans and administer plans fairly and equitably.

In addition, because existing plans may not be in conformity with the standards established by this rule, the rule provides that a noncomplying plan shall not be effective after January 1, 1986, thereby disapproving existing plans as contemplated by RCW 48.19.120.

Traditionally, credits or debits have not exceeded 25% of the set premium. The proposed rule returns to the 25% limit. This will have an important double impact: It will roll back the variance with respect to commercial multiperil insurance, where up to 40% has been allowed in the recent past; and it will open up commercial fire insurance to schedule rating, where that has not usually been the case in the industry.

While most companies and bureaus are in compliance with the requirements of the proposed rule, some plans on file with the commissioner would allow a variance of 40%. Such plans appear to have been misused in the past when companies were receiving high interest earnings and were vying for insurance premiums in what has been called cash-flow underwriting. The result has been discrimination against some insureds and inadequate premiums. The rule is proposed to reduce such problems in the future.

Allen Morrow, Rates and Forms Analyst, (206) 753-5396, was directly responsible for drafting the proposed rule, and will be assisted in the implementation and enforcement of the rule by analyst Norman Figon, (206) 753-0758, under the direct supervision of Vince Bammert, (206) 753-7306, all of whom have their offices in the Insurance Building, AQ-21, Olympia, Washington 98504.

The rule was proposed by Dick Marquardt, the insurance commissioner, a state public official.

The proposed rule is not necessary as the result of federal law or federal or state court action.

Small Business Economic Impact Statement: The proposed rule will have no measurable impact on insurers, large or small, within the concept of the Small Business Regulatory Fairness Act. The additional cost per employee or per hour of labor is estimated to be zero, whether the insurer has more or less than fifty employees. The rule does not require any insurer to utilize schedule rating plans, but sets forth standards for those who choose to do so. In practice, most insurers are already in compliance with the standards set forth in the proposed rule.

**NEW SECTION**

WAC 284-24-100 STANDARDS FOR SCHEDULE RATING PLANS, NONCOMPLYING FILINGS INEFFECTIVE. Pursuant to RCW 48.19.120, and to effectuate the provisions of RCW 48.19.030, the commissioner finds that existing schedule rating plans permit excessive credits or debits, commonly resulting in discrimination against insureds or inadequate premiums, and, for that reason, fail to meet the requirements of chapter 48.19 RCW. Therefore, no filing of a schedule rating plan shall be effective or accepted after January 1, 1986, unless it meets the following standards:

(1) A plan shall apply only to those classes of insurance commonly known as commercial automobile, crime, commercial fire, general liability, commercial inland marine, and commercial multiperil.

(2) A plan shall provide for no more than a twenty-five percent credit (reduction) or debit (charge), including any expense adjustment permitted thereunder.

(3) A plan shall not apply to risks developing policy term basic limit manual premiums of less than two thousand five hundred dollars for automobile coverages or one thousand dollars for other coverages.

(4) A plan must provide for an objective analysis by the insurer of the risk and be based on specific factual information supporting the rating. Items such as the following may be considered:

- (a) Management capacity for loss control and risk improvement, including financial and operating performance.
- (b) Condition and upkeep of premises and equipment.
- (c) Location of risk and suitability of occupancy.
- (d) Quality of fire and police protection.
- (e) Employee training, selection, supervision, or similar elements.
- (f) Type of equipment.
- (g) Safety programming.
- (h) Construction features and maintenance.
- (i) Classification variances, including differences from average hazards.

(5) A plan must provide that when a risk is rated below average (debited), an insured or applicant, upon request, will be advised by the insurer of the factors which resulted in the adverse rating.

(6) A plan shall be administered equitably and applied fairly to all eligible risks which an insurer elects to insure. Records supporting the development of individual risk modifications shall be retained by the insurer and made available at all reasonable times for the commissioner's examination. Such records must include copies of all documentation used in making a particular determination, whether a credit, debit or unity is the result.

**WSR 85-20-089**  
**ADOPTED RULES**  
**COMMISSION ON EQUIPMENT**  
 [Order 001-85—Filed October 1, 1985]

Be it resolved by the Commission on Equipment, acting at the Washington State Patrol, 4242 Martin Way, Olympia, WA, that it does adopt the annexed rules relating to sunscreening material for motor vehicle safety glazing surfaces.

This action is taken pursuant to Notice No. WSR 85-17-059 filed with the code reviser on August 20, 1985. These rules shall take effect thirty days after they are filed with the code reviser pursuant to RCW 34.04.040(2).

This rule is promulgated pursuant to RCW 46.37.430 and is intended to administratively implement that statute.

This rule is promulgated pursuant to RCW 46.37.430 which directs that the Commission on Equipment has authority to implement the provisions of RCW 46.37.430.

This rule is promulgated under the general rule-making authority of the Commission on Equipment as authorized in RCW 46.37.005.

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 September 25, 1985.  
 By George B. Tellevik  
 Chairman

Chapter 204-82 WAC

Standards for Motor Vehicle Sun Screening Devices

NEW SECTION

WAC 204-82-010 **AUTHORITY.** This chapter is promulgated pursuant to Chapter 46.37.430 RCW and Chapter 304, Laws of 1985, and is intended to administratively implement that statute.

NEW SECTION

WAC 204-82-020 **PURPOSE.** The purpose of this rule is to establish requirements for approved vehicle glazing materials designed to reduce the effects of the sun, and for products and materials which are designed to be used in conjunction with vehicle glazing materials for the purpose of reducing the effects of the sun.

NEW SECTION

WAC 204-82-030 **SCOPE.** This regulation is applicable to passenger cars, multipurpose passenger vehicles, trucks, and buses. Additionally, this regulation encompasses the following window areas on the above-described vehicles.

- (1) Windshields;
- (2) Windows to the immediate right and left of the driver, including wind wings; or
- (3) Rearmost windows if used for driving visibility by means of an interior rearview mirror.

(4) This rule does not permit or prohibit the use and placement of federal, state, or local certificates on any window as are required or prohibited by applicable laws or regulations.

(5) This rule has no effect on tinted safety glazing material that is installed in accordance with Federal Motor Vehicle Safety Standards (FMVSS 205 and 128) and American National Standards Institute (ANSI Z26.1.1977) on new vehicles at the time of the manufacturing process.

NEW SECTION

WAC 204-82-040 **DEFINITIONS.** (1) Sunscreening devices means those products or materials designed to be used in conjunction with approved vehicle safety glazing materials for the purpose of reducing the effects of the sun.

(2) Luminous reflectance and light transmittance mean that the reflectance and transmittance referred to in this rule are in the visible light range.

(3) Reflectance means the ratio of the amount of total light, expressed in percentages, which is reflected outward by the product or material to the amount of total light falling on the product or material.

(4) Transmittance means the ratio of the amount of total light, expressed in percentages, which is allowed to pass through the product or material, including the glazing, to the amount of total light falling on the product or material and glazing.

(5) Person means every natural person, firm, co-partnership, association, or corporation.

(6) Manufacture means:

(a) Any person engaged in the manufacturing or assembling of sun screening products and/or materials designed to be used in conjunction with vehicle glazing materials; or

(b) Any person who fabricates, laminates, or tempers the glazing material incorporating the capacity to reflect or to reduce the transmittance of light during the manufacturing process.

#### NEW SECTION

**WAC 204-82-050 GLAZING LOCATIONS AND RESTRICTIONS.** (1) The maximum level of film sunscreening material to be applied to windshields, windows to the immediate right and left of the driver, including wind wings or rearmost windows, if used for driving visibility by means of an interior rearview mirror, shall have a total reflectance of 35 percent or less, plus or minus 3 percent, and a light transmission of 35 percent or more, plus or minus 3 percent, when measured in conjunction with the safety glazing material.

(a) All other windows may have suncreening applied that has a greater degree of light reduction.

(b) This rule shall permit a greater degree of light reduction on all windows of a vehicle operated by or carrying as a passenger a person who possesses a written verification from a licensed physician that the operator or passenger must be protected from exposure to sunlight for physical or medical reasons.

(2) Louvered materials, when installed as designed, shall not reduce the driver visibility below 50 percent as measured on a horizontal plane. When such materials are used in conjunction with the rear window, the measurement shall be made based upon the driver's view from the inside rearview mirror.

(3) Windshield application. The application of sunscreening material is restricted to the top six- (6) inch area of a vehicle's windshield.

(4) If sunscreening material is applied to the rearview window, outside mirrors on both the left and right sides shall be located so as to reflect to the driver a view of the roadway, through each mirror, a distance of at least 200 feet to the rear of the vehicle.

(5) The following types or colors of sunscreening material are not permitted:

(a) Mirror finish products;

(b) Red, gold, yellow, or black material; or

(c) Sunscreening material that is in liquid preapplication form and brushed or sprayed on.

#### NEW SECTION

**WAC 204-82-060 CERTIFICATION BY MANUFACTURERS.** Each manufacturer shall demonstrate compliance with the applicable requirements of this regulation upon the request of the State Commission on Equipment. Testing to prove compliance with this rule

shall be done in conformance with all applicable federal standards.

(1) Each manufacturer shall include instructions with the suncreening product or material for proper installation.

(2) No person shall offer for sale any sunscreening product or material for motor vehicle use not in compliance with this regulation.

#### **WSR 85-20-090**

##### **ADOPTED RULES**

#### **COMMISSION ON EQUIPMENT**

[Order 002-85—Filed October 1, 1985]

Be it resolved by the Commission on Equipment, acting at the Washington State Patrol, 4242 Martin Way, Olympia, WA, that it does adopt the annexed rules relating to assistance vans.

This action is taken pursuant to Notice No. WSR 85-17-060 filed with the code reviser on August 20, 1985. 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 47.52.120 and is intended to administratively implement that statute.

This rule is promulgated pursuant to RCW 47.52.120 which directs that the Commission on Equipment has authority to implement the provisions of RCW 47.52.120.

This rule is promulgated under the general rule-making authority of the Commission on Equipment as authorized in RCW 46.37.005.

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 September 25, 1985.

By George B. Tellevik  
Chairman

#### **ASSISTANCE VANS**

#### **WASHINGTON ADMINISTRATIVE CODE**

#### **CHAPTER 204-93**

#### NEW SECTION

**WAC 204-93-010 AUTHORITY.** This rule is promulgated pursuant to RCW Chapter 47.52.120 and Chapter 149, Laws of 1985, and is intended to administratively implement that statute.

#### NEW SECTION

**WAC 204-93-020 PURPOSE.** The purpose of this regulation is to provide this state with minimum standards and operating regulations for assistance vans.

NEW SECTION

WAC 204-93-030 DEFINITIONS. (1) Assistance van: A vehicle that has been approved by the Commission on Equipment to provide aid, free of charge, to vehicles with equipment or fuel problems. An assistance van will be referred to as "van" in this regulation.

(2) Commission: As hereinafter referred to within this regulation shall mean the Washington State Commission on Equipment.

(3) Secretary: Shall mean the Executive Secretary of the Commission on Equipment.

(4) Patrol: Shall mean the Washington State Patrol as defined in RCW 43.43.010.

(5) District Commander: Shall mean the commanding officer of a Washington State Patrol district.

(6) Inspector: Shall mean a commissioned officer of the Washington State Patrol who has been designated by his/her district commander to conduct inspections of assistance vans.

(7) Owner: Shall mean the legal owner of the assistance van.

(8) Operator: Shall mean the person(s) or firm so named in the Letter of Appointment, who operates the assistance van.

(9) Driver: Shall mean the person who drives the van and furnishes the actual service.

(10) Highway: Means the entire width between the boundary lines of every way publicly maintained when any part thereof is open to the use of the public for purposes of vehicular travel.

(11) Letter of Appointment: Shall mean the document issued by the Secretary that authorizes the assistance van to operate within this state.

NEW SECTION

WAC 204-93-040 DRIVER STANDARDS. (1) The driver's minimum age is to be 21 years.

(2) Driver shall possess a valid first aid card.

(3) Driver shall possess a valid Washington operator's license.

(4) Driver shall not have a previous felony conviction and shall agree to submit to a no fee criminal background investigation by the Patrol.

NEW SECTION

WAC 204-93-050 VAN STANDARDS. (1) The minimum size of the van will be a half-ton rated van or pickup truck.

(2) Van will be equipped with adequate front pushbars and will be of such a design to protect the finish of the vehicle being pushed.

(3) The van will not have towing capabilities.

(4) The primary sponsor or operator's name, address, and telephone number will be painted on both sides of the vehicle in a contrasting color. The lettering shall be at least 3 inches in height with a 3/4 inch stroke. Other sponsors may be shown in smaller lettering.

(5) The words "Assistance Van" shall be painted on the front and rear of the van. The size of the lettering shall be the same as the primary sponsor's or operator's name.

(6) The van shall have the capability to jump start another vehicle without going the wrong direction on the highway. It will have the ability to transfer fuel.

(7) The vehicle shall be maintained in a clean and neat manner.

(8) The van will be equipped with an approved light bar that displays amber lighting in a 360° radius. The amber lights will be used only at the scene of a disabled vehicle or when a disabled vehicle is being pushed from the travel lane to the nearest shoulder of the highway.

NEW SECTION

WAC 204-93-060 TWO-WAY COMMUNICATIONS REQUIREMENTS. (1) Capability to monitor channel 9 of the citizen's band radio.

(2) Two-way mobile communications with a base station. A CB radio will not be adequate for this communication.

(3) Public address system.

(4) Communication headsets will not be used while the van is in motion.

NEW SECTION

WAC 204-93-070 EQUIPMENT REQUIREMENTS. The van will be equipped with the following items:

(1) Floor jack - 2-1/2 ton rating.

(2) Portable tank of compressed air with a minimum capacity of 100 pounds of compressed air.

(3) One 36 unit first aid kit or larger.

(4) One 20 BC rated fire extinguisher or two 10 BC rated fire extinguishers.

(5) Mechanics tools for minor repairs.

(6) Five-gallon container of water.

(7) Six red traffic cones.

(8) One case of 20-minute fuses.

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

NEW SECTION

WAC 204-93-080 INSURANCE REQUIREMENTS. Each van shall be covered with the following minimum insurance coverage:

(1) One hundred thousand dollars of legal liability per occurrence to protect against vehicle damage.

(2) Two hundred fifty thousand dollars for liability for bodily injury or property damage per occurrence.

(3) Proof of insurance will be filed with the Commission. Failure to maintain the required coverage will result in cancellation of the Letter of Appointment by the Commission.

NEW SECTION

WAC 204-93-090 APPLICATION FOR AND ISSUANCE OF LETTER OF APPOINTMENT. (1) An application for a Letter of Appointment to operate an assistance van shall be filed with the Secretary of the Commission on Equipment. This application will be filed on a form prescribed and furnished by the Commission.

(2) The application will be assigned a docket number which shall be its permanent identification number for all matters relating to appointments.

(3) The Secretary will cause an inspection to be made of the van. The inspection form will be prescribed by the Commission and the inspector will be assigned by the district commander.

#### NEW SECTION

WAC 204-93-100 INSPECTIONS. Upon receipt of an application for a Letter of Appointment, the Secretary shall cause the Patrol to conduct an inspection of the applicant's van, to determine if the applicant qualifies for the issuance of a letter of appointment pursuant to Chapter 204-93 WAC.

(1) Inspections will be conducted at least once a year.

(2) After a Letter of Appointment has been issued, the Secretary will cause to be affixed to each qualified van a window decal indicating that the particular van has been approved by the Commission.

(a) The decal will be furnished by the Commission and affixed to the windshield on the lower right hand corner by the inspector.

(b) Upon a subsequent inspection of a van which has previously been found qualified and to which a decal has been affixed, the inspector may remove the decal from the van if it is no longer found to be qualified, subject to the following procedures:

(1) In the event of a safety-related defect which would render the van a safety hazard upon the public highway, the decal may be removed immediately by the inspector. Upon a protest by the operator that the defect does not represent a safety hazard, the decal may not be removed until such time as the defect is verified as a safety hazard by the inspector's supervisor.

(2) In the event of missing or defective equipment which is not a safety hazard but was required for approval initially, the inspector shall advise the operator of the defect. If after ten days the operator fails or refuses to repair the defect, the decal may be removed.

(3) Upon repair of a defect which has previously caused removal of a decal, the inspector shall reinspect the equipment which had been defective. If the specified corrections have been satisfactorily completed, the inspector shall reapply another decal to the windshield. In the event that the inspector is not readily available to reinspect and reapply the decal, such other Patrol officer as may be appointed by the Patrol may reinspect and reapply the decal. The reinspection and reapplication shall be done as soon as possible after the operator advises that the defect has been repaired.

(c) Upon termination of a Letter of Appointment, the decal will immediately be removed.

(d) Upon sale or other transfer of the van from the business, the operator shall so advise the secretary to the Commission and shall remove the decal prior to the sale or transfer of the vehicle.

(e) Upon the purchase or acquisition of any additional van to be used pursuant to this chapter, the operator shall immediately notify the Commission and request an inspection of the new unit by the Patrol.

#### NEW SECTION

WAC 204-93-110 CERTIFICATION. After inspection of the van, driver qualifications, and required equipment, the inspecting officer will certify one of the following:

(1) The van operation of the applicant fully conforms to the requirements established by this rule.

(2) The van operation of the applicant does not fully conform to the requirements. The deficiencies shall be listed on the inspection form. The operator will be informed of the deficiencies by the inspector. The operator may reapply to the inspector or the Secretary when he/she has corrected the deficient areas and request another inspection.

(3) Upon certification of compliance by the inspector and after all other requirements of this regulation have been met, the Commission will issue a Letter of Appointment to the applicant.

(a) A copy of the current Letter of Appointment shall be posted in the place of business of the applicant.

(4) Failure of the operator to comply with any of the various regulations in this chapter may result in cancellation of the operator's Letter of Appointment by the Commission.

#### NEW SECTION

WAC 204-93-120 FREE SERVICE. All services provided to a disabled motorist at the location of the disablement shall be free. This will include any vehicle repair parts that may be furnished by the operator.

#### NEW SECTION

WAC 204-93-130 NOTIFICATION TO LAW ENFORCEMENT AGENCIES. The appropriate law enforcement agency will be notified under the following circumstances:

(1) Motor vehicle accidents

(2) Ill or incapacitated motorists

(3) Intoxicated motorists

(4) If a disabled vehicle is to be left on the highway shoulder and the driver is to be transported away from the scene.

#### NEW SECTION

WAC 204-93-140 RESTRICTIONS TO VAN OPERATION AND MOVEMENT ON HIGHWAY.

(1) No traveling in high-occupancy vehicle lane unless responding to a disabled vehicle.

(2) No wrong direction travel on highway or on/off ramps of highway.

(3) A disabled vehicle will be pushed only to the nearest highway shoulder area.

(4) Disabled vehicles will not be towed for any distance.

(5) All "rules of the road" as defined by RCW 46.61 shall be obeyed with the exception of RCW 46.61.570 and 46.61.575 as they relate to stopping, standing, or parking restrictions on public highways.

(6) RCW 47.52.120 shall be obeyed, except section (5) as it relates to the stopping or parking of a vehicle on a limited access highway facility.

#### NEW SECTION

**WAC 204-93-150 RECORD OF ASSISTANCE FURNISHED.** Each van operator will maintain a permanent daily log or record of all assistance furnished to disabled motorists. These records shall be made available to the inspector or Secretary upon request. This record shall include but not be limited to the following items:

- (1) Van driver's name
- (2) Location and time of assistance
- (3) Vehicle license number of vehicle assisted
- (4) Type of assistance given
- (5) Time of day that van is placed in service and taken out of service

#### NEW SECTION

**WAC 204-93-160 DRIVER'S CLOTHING.** The van driver will wear clothing that identifies the operator or primary sponsor.

- (1) The driver will wear a legible name tag.
- (2) Clothing will be maintained in presentable and clean manner.

### **WSR 85-20-091**

#### **ADOPTED RULES**

#### **COMMISSION ON EQUIPMENT**

[Order 004-85—Filed October 1, 1985]

Be it resolved by the Commission on Equipment, acting at the Washington State Patrol, 4242 Martin Way, Olympia, WA, that it does adopt the annexed rules relating to reflective warning devices.

This action is taken pursuant to Notice No. WSR 85-17-061 filed with the code reviser on August 20, 1985. These rules shall take effect thirty days after they are filed with the code reviser pursuant to RCW 34.04.040(2).

This rule is promulgated pursuant to RCW 46.37.450 and is intended to administratively implement that statute.

This rule is promulgated pursuant to RCW 46.37.450 which directs that the Commission on Equipment has authority to implement the provisions of RCW 46.37.450.

This rule is promulgated under the general rule-making authority of the Commission on Equipment as authorized in RCW 46.37.005.

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 September 25, 1985.

By George B. Tellevik  
Chairman

#### **REFLECTORIZED WARNING DEVICES WASHINGTON ADMINISTRATIVE CODE WAC 204-94**

#### NEW SECTION

**WAC 204-94-010 AUTHORITY.** This chapter is promulgated pursuant to Chapter 46.37.450 RCW and Chapter 119, Laws of 1984, and is intended to administratively implement that statute.

#### NEW SECTION

**WAC 204-94-020 PURPOSE.** Law enforcement personnel are required to place a reflectORIZED warning device on or near any motor vehicle (trucks, buses, and trailers over eighty inches in overall width excluded) which has become disabled along the highway or shoulder of the road outside any municipality at a time when lights are required on the vehicle. State and local governments and their employees are relieved from civil liability in the implementation of this section.

#### NEW SECTION

**WAC 204-94-030 DEFINITION.** "ReflectORIZED Warning Device" means any device defined in RCW 46.37.450 or any device composed of a reflective sheeting material which consists of spherical lens elements embedded with a transparent plastic having a smooth, flat outer surface. The sheeting shall be weather resistant and have a protected, low tac, precoated adhesive backing.

#### NEW SECTION

**WAC 204-94-040 STANDARDS FOR REFLECTORIZED WARNING DEVICES.** ReflectORIZED warning devices used by law enforcement shall conform to those devices described in RCW 46.37.450 and requirements of the Washington State Department of Transportation standard specifications for road, bridge, and municipal construction, Section 9-28.6, "Enclosed Lens Reflective Sheeting." These specifications are available through the State Commission on Equipment, General Administration Building AX-12, Olympia, Washington 98504, or the Department of Transportation, Transportation Building, Olympia, Washington 98504.

#### NEW SECTION

**WAC 204-94-050 PLACEMENT OF REFLECTORIZED WARNING DEVICES.** Whenever any vehicle is disabled upon the traveled portion of any highway or shoulder thereof outside any municipality, at any time when lights are required by RCW 46.04.200, upon discovery of such disabled vehicle by law enforcement, a reflectORIZED device such as those defined in RCW 46.37.450 or WAC 204-94-030 shall be placed on the vehicle.

**WSR 85-20-092**  
**EMERGENCY RULES**  
**DEPARTMENT OF AGRICULTURE**  
 [Order 1874—Filed October 1, 1985]

I, C. Alan Pettibone, director of the Department of Agriculture, do promulgate and adopt at Olympia, Washington, the annexed rules relating to chapter 412, Laws of 1985, rules governing livestock liens in the state of Washington.

I, C. Alan Pettibone, 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 sections 13 through 20, chapter 412, Laws of 1985, take effect on October 1, 1985. This statute has given the authority to the director of agriculture to set fees for filings in regard to livestock liens. This emergency order is necessary so the fee schedule can be in place on October 1, 1985. A public hearing is scheduled to adopt these fees on a permanent basis.

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

This rule is promulgated pursuant to chapter 412, Laws of 1985, 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 October 1, 1985.

By C. Alan Pettibone  
 Director

NEW SECTION

*WAC 16-620-110 For the purpose of filing an effective financing statement which includes a security interest in livestock situated in this state, the fee to be paid to the department by the secured party shall be twelve dollars and fifty cents.*

NEW SECTION

*WAC 16-620-115 The department shall regularly publish a listing of the effective financing statements on file and shall furnish these listings only on a subscription basis for a fee of twenty-four dollars per year.*

**WSR 85-20-093**  
**PROPOSED RULES**  
**DEPARTMENT OF ECOLOGY**  
 [Filed October 1, 1985]

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 ground water management areas and programs, chapter

173-100 WAC. These rules establish guidelines, criteria, and procedures for the designation of ground water management areas, subareas or zones and set forth a process for the development of ground water management programs;

that the agency will at 7:00 p.m., Wednesday, November 6, 1985, in the Spokane County Health Center, West 1101 College, Spokane, WA, and at 2:00 p.m., Thursday, November 7, 1985, in the Washington Department of Ecology, Central Regional Office, 3601 West Washington, Yakima, WA, and at 7:00 p.m., Wednesday, November 13, 1985, in the Environmental Protection Agency, Park Place Building, 12th Floor, 1200 Sixth Avenue, Seattle, WA, and at 7:00 p.m., Thursday, November 14, 1985, in the Clark County PUD Operations Center, 8600 N.E. 117th Avenue, Vancouver, WA, conduct public hearings on the proposed rules.

The formal decision regarding adoption, amendment, or repeal of the rules will take place on December 18, 1985.

The authority under which these rules are proposed is chapter 90.44 RCW.

The specific statute these rules are intended to implement is chapter 90.44 RCW, (chapter 453, Laws of 1985).

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency before November 21, 1985.

Dated: October 1, 1985

By: Glen H. Fiedler

Acting Deputy Director

**STATEMENT OF PURPOSE**

Title: Chapter 173-100 WAC, Ground water management areas and programs.

Description of Purpose: Establishes guidelines, criteria, and procedures for the designation of ground water management areas, subareas or zones and sets forth a process for the development of ground water management programs for such areas, subareas, or zones, in order to protect ground water quality, to assure ground water quantity, and to provide for efficient management of water resources for meeting future needs while recognizing existing water rights.

Statutory Authority: Chapter 453, Laws of 1985.

Summary of Rule: Establishes a process for the identification and designation of ground water management areas and for the development of comprehensive ground water management programs. From a prioritized list of probable ground water management areas, the Department of Ecology in cooperation with local government will designate specific ground water management areas, subareas, and depth zones within such areas and will appoint a lead agency to develop a ground water management program and an advisory committee to oversee the development of the program for each designated area. Following completion of the program and a public hearing to be held by the Department of Ecology, the program must be certified to be consistent with the intent of this chapter and local, state and federal laws. The program will then be implemented through state

regulations and local ordinances. The programs must thereafter be periodically reviewed.

**Reasons Supporting Such Action:** Chapter 453, Laws of 1985, requiring the Department of Ecology to develop and adopt rules to implement the statute by January 1, 1986.

**Agency Personnel Responsible for Drafting:** David Peeler, Mailstop PV-11, Olympia, WA 98504, (206) 459-6120; **Implementation:** Eugene F. Wallace, Mailstop PV-11, Olympia, WA 98504, (206) 459-6055; and **Enforcement:** Marc Horton, Mailstop PV-11, Olympia, WA 98504, (206) 459-6053.

**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:** Implementation of the programs adopted must be coordinated between local, state and federal agencies. No funds have been appropriated by the legislature for program development or implementation.

**Whether Rule is Necessary as a Result of Federal Law or Federal or State Court Action:** No.

**Small Business Economic Impact Statement:** Not applicable.

**Rule Background Statement:** In response to growing concern about our state's ground water resources, the 1985 legislature passed landmark legislation that sets up a comprehensive process for effective ground water management. Substitute House Bill 232, supported by a broad base of state and local government agencies, water user groups and environmental groups, directed the Department of Ecology to adopt implementing regulations for the statute by January 1, 1986. Chapter 173-100 WAC fulfills this directive by translating the management process set forth in the statute into procedures for designating ground water management areas, subareas and zones and for developing ground water management programs that address both water quality and quantity. To ensure that the regulation is consistent with the intent of the legislature, chapter 173-100 WAC was drafted with the help of several organizations that were instrumental in the passage of SHB 232.

#### Chapter 173-100 WAC

#### GROUND WATER MANAGEMENT AREAS AND PROGRAMS

#### WAC

173-100-010	Purpose.
173-100-020	Authority.
173-100-030	Overview.
173-100-040	Definitions.
173-100-050	Probable ground water management areas.
173-100-060	General schedule.
173-100-070	Designation of ground water management areas for program planning purposes.
173-100-080	Lead agency responsibilities.
173-100-090	Ground water advisory committee.
173-100-100	Ground water management program content.
173-100-110	SEPA review.
173-100-120	Hearings and implementation.
173-100-130	Designation of ground water areas.

#### NEW SECTION

WAC 173-100-010 **PURPOSE.** The purpose of this chapter is to establish guidelines, criteria, and procedures for the designation of

ground water management areas, subareas, or zones and to set forth a process for the development of ground water management programs for such areas, subareas, or zones, in order to protect ground water quality, to assure ground water quantity, and to provide for efficient management of water resources for meeting future needs while recognizing existing water rights.

#### NEW SECTION

WAC 173-100-020 **AUTHORITY.** This chapter is promulgated by the department of ecology pursuant to chapter 453, Laws of 1985.

#### NEW SECTION

WAC 173-100-030 **OVERVIEW.** This regulation establishes a process for the identification and designation of ground water management areas and for the development of comprehensive ground water management programs. From a prioritized list of probable ground water management areas, the department of ecology in cooperation with local government will designate specific ground water management areas, subareas, or depth zones within such areas and will appoint a lead agency to develop a ground water management program and an advisory committee to oversee the development of the program for each designated area. Following completion of the program and a public hearing to be held by the department of ecology, the program must be certified to be consistent with the intent of this chapter and local, state and federal laws. The program will then be implemented through state regulations and local ordinances. The programs must thereafter be periodically reviewed.

#### NEW SECTION

WAC 173-100-040 **DEFINITIONS.** For the purposes of this chapter the following definitions shall apply:

(1) "Aquifer" means a geologic formation, group of formations or part of a formation capable of yielding a significant amount of ground water to wells or springs.

(2) "Department" means the Washington state department of ecology.

(3) "Ground water" means all waters that exist beneath the land surface or beneath the bed of any stream, lake, or reservoir, or other body of surface water, whatever may be the geological formation or structure in which such water stands or flows, percolates or otherwise moves.

(4) "Ground water area or subarea" means a geographic area designated pursuant to RCW 90.44.130.

(5) "Ground water management area" means a specific geographic area or subarea designated pursuant to this chapter for which a ground water management program is required.

(6) "Ground water management program" means a comprehensive program designed to protect ground water quality, to assure ground water quantity and to provide for efficient management of water resources while recognizing existing ground water rights and meeting future needs consistent with local and state objectives, policies and authorities within a designated ground water management area or subarea and developed pursuant to this chapter.

(7) "Ground water management zone" means any depth or stratigraphic zone separately designated by the department in cooperation with local government for ground water management purposes within a ground water management area. Ground water management zones may consist of a specific geologic formation or formations or other reasonable bounds determined by the department consistent with the purposes of this chapter.

(8) "Ground water right" means an authorization to use ground water established pursuant to chapter 90.44 RCW, state common or statutory law existing prior to the enactment of chapter 90.44 RCW, or federal law.

(9) "Ground water user group" means an established association of holders of ground water rights located within a proposed or designated ground water management area.

(10) "Local government" means any county, city, town, or any other entity having its own incorporated government for local affairs including, but not limited to, a metropolitan municipal corporation, public utility district, water district, irrigation district and/or sewer district.

(11) "Local government legislative authority" means the city or town council, board of county commissioners, special district commission, or that body assigned such duties by a city, county or district

charter as enacting ordinances, passing resolutions, and appropriating funds for expenditure.

(12) "Probable ground water management area" means a specific geographic area identified by the department, in cooperation with other state agencies, local government and ground water user groups, as a candidate area for designation as a ground water management area pursuant to this chapter.

#### NEW SECTION

**WAC 173-100-050 PROBABLE GROUND WATER MANAGEMENT AREAS.** The department in cooperation with local government and ground water user groups shall identify probable ground water management areas.

(1) Probable ground water management areas may be proposed for identification at any time by the department upon its own motion or at the request of other state agencies, local government, or ground water user groups.

(2) Probable ground water management area boundaries shall be delineated so as to enclose one or more distinct bodies of public ground water as nearly as known facts permit. Ground water management subareas shall be delineated so as to enclose all or any part of a distinct body of public ground water based on hydrogeologic properties or as deemed appropriate by the department to most effectively accomplish the purposes of this chapter.

(3) The criteria to guide identification of probable ground water management areas shall include, but not be limited to, the following:

(a) Geographic areas where ground water quality is imminently threatened;

(b) Aquifers that are declining due to restricted recharge or over-utilization;

(c) Aquifers in which over-appropriation may have occurred and adjudication of water rights has not yet been completed;

(d) Aquifers reserved or being considered for water supply reservation under chapter 90.54 RCW for future beneficial uses;

(e) Aquifers identified as the primary source of supply for public water supply systems;

(f) Aquifers underlying a critical water supply service area where the coordinated water system plan established pursuant to chapter 70.116 RCW has identified a need for a ground water management program;

(g) Aquifers designated as sole source aquifers by the federal Environmental Protection Agency;

(h) Geographic areas where the ground water is particularly susceptible to contamination or degradation resulting from land use activities;

(i) Aquifers threatened by seawater intrusion; or

(j) Aquifers from which major ground water withdrawals have been proposed or appear imminent.

(4) The state agency, local government or ground water user group requesting probable ground water management area identification shall provide sufficient information for the department to determine if the area should be so identified. The department and other affected state and local governments and user groups may cooperate in preparing the request for identification.

(a) The request for identification shall be presented in a concise, factual report form and shall consider the guidelines and criteria set forth in subsections (2) and (3) of this section as they relate to the proposed area. It shall also contain: (i) Supporting data as to the need for such identification; (ii) a general description of and rationale for the proposed ground water management area boundary; (iii) goals and objectives for the proposed ground water management area; (iv) an estimated cost of developing the ground water management program and potential funding sources; (v) recommendations for agencies, organizations, and groups to be represented on the ground water management area advisory committee; and (vi) a recommendation for the lead agency.

(b) The recommendation for lead agency shall first be submitted to the county or counties with jurisdiction for written concurrence. Such written concurrence shall be included with the information required in (a) of this subsection.

(c) The agency or ground water user group initiating the request for identification shall hold at least one public meeting for the purpose of receiving comments from the public, affected state and local agencies and ground water user groups.

(d) Upon completion, the request for identification shall be submitted to the department and other affected state and local agencies and ground water user groups for their review and comment. Comments shall be submitted to the department.

(5) If the department is proposing an area for identification, the department shall prepare a report containing the information in subsection (4) (a) of this section, hold a public meeting, and submit the report to affected state and local agencies and ground water user groups for their review and comment.

(6) Based upon review of the request for identification together with any comments received and a finding that the proposed area meets the guidelines and criteria of subsections (2) and (3) of this section, the department shall identify the proposed area as a probable ground water management area and appoint a lead agency. The department shall notify affected state and local agencies, ground water user groups and local news media of such identification.

#### NEW SECTION

**WAC 173-100-060 GENERAL SCHEDULE.** The department shall establish a general schedule for the designation of specific ground water management areas. The general schedule shall guide the department in the designation of specific ground water management areas and in the allocation of the department's available water resources funding and staffing.

(1) The general schedule for designation of ground water management areas shall identify the relative priority of each of the probable ground water management areas. The relative priority of the probable ground water management areas shall be based upon:

(a) The significance, severity, or urgency of the problems described in the request for identification submitted for each area with the highest priority given to areas where the water quality is imminently threatened;

(b) The readiness of state and local agencies and ground water user groups to develop and implement a ground water management program.

(2) The department shall revise the general schedule as needed. After each revision the general schedule shall be published in the news media and the Washington State Register. A public hearing will be held annually to receive public comment on the general schedule.

#### NEW SECTION

**WAC 173-100-070 DESIGNATION OF GROUND WATER MANAGEMENT AREAS FOR PROGRAM PLANNING PURPOSES.** The department shall designate ground water management areas by order of the department in accordance with the general schedule and the department's available resources. The order shall be issued to the lead agency as well as the agency or ground water user group originally requesting identification of the areas, with copies sent to other affected state agencies, local governments, and those parties recommended for ground water advisory committee membership. Copies of the order and background material shall be published by the department in newspapers of general circulation within the area. The order shall contain a general description of the planning boundary for the proposed ground water management area and shall state that the department, in cooperation with local government, intends to appoint a ground water advisory committee to oversee the development of a ground water management program for the area.

#### NEW SECTION

**WAC 173-100-080 LEAD AGENCY RESPONSIBILITIES.** The lead agency shall be responsible for coordinating and undertaking the activities necessary for development of the ground water management program. These activities may include collecting data and conducting studies related to hydrogeology, water quality, water use, land use, and population projections; scheduling and coordinating advisory committee meetings; presenting draft materials to the committee for review; responding to comments from the committee; coordinating SEPA review; and other duties as may be necessary. The lead agency shall also prepare a work plan, schedule, and budget for the development of the program that shows the responsibilities and roles of each of the advisory committee members as agreed upon by the committee. Data collection, data analysis, and other elements of the program development may be delegated by the lead agency to other advisory committee members.

#### NEW SECTION

**WAC 173-100-090 GROUND WATER ADVISORY COMMITTEE.** (1) The ground water advisory committee shall be responsible for overseeing the development of the ground water management

program; reviewing the work plan, schedule and budget for the development of the program; assuring that the program is technically and functionally sound; verifying that the program is consistent with the goals of this chapter and with the respective authorities of the affected agencies; and formulating and implementing a public involvement plan.

(2) The membership of each ground water advisory committee shall represent a broad spectrum of the public, and shall include, but not be limited to, representation from the following groups:

- (a) Local government legislative authorities within the designated area;
- (b) Planning agencies having jurisdiction within the designated area;
- (c) Health agencies having jurisdiction within the designated area;
- (d) Ground water user groups within the designated area;
- (e) The department;
- (f) Department of social and health services;
- (g) Other local, state, federal, and tribal agencies as determined to be appropriate by the department;
- (h) Public and special interest groups such as agricultural, well drilling, forestry, environmental, business and/or industrial groups within the area, as determined to be appropriate by the department.

(3) The department shall appoint, by letter, members and alternates to the ground water advisory committee after seeking nominations from the groups listed above. Members and alternates shall serve until the ground water management program for the area is certified. The department may appoint replacement members or alternates upon request of the appointee or the ground water advisory committee.

(4) The lead agency shall hold the first meeting of the ground water advisory committee within sixty days of the appointment of the committee. Public notice shall be given for each meeting. The lead agency shall chair the first meeting, during which the advisory committee shall determine, by general agreement, rules for conducting business, including voting procedures, and the chairperson of the advisory committee.

#### NEW SECTION

WAC 173-100-100 GROUND WATER MANAGEMENT PROGRAM CONTENT. The program for each ground water management area will be tailored to the specific conditions of the area. The following guidelines on program content are intended to serve as a general framework for the program, to be adapted to the particular needs of each area. Each program shall include, as appropriate, the following:

- (1) An area characterization section comprised of:
  - (a) A delineation of the ground water area, subarea, or depth zone boundaries and the rationale for those boundaries;
  - (b) A map showing the jurisdictional boundaries of all state, local, tribal, and federal governments within the ground water management area;
  - (c) Land and water use management responsibilities of state, local, tribal, and federal governments that may affect the area's ground water quality and quantity;
  - (d) A general description of the locale, including a brief description of the topography, geology, climate, population, land use, and water resources;
  - (e) A description of the area's hydrogeology, including the delineation of aquifers, hydrogeologic cross-sections, porosity and permeability information, direction and quantity of ground water flow, water-table contour and potentiometric maps, locations of wells and springs, the locations of recharge and discharge areas, and the quantity of aquifer recharge and discharge;
  - (f) Characterization of the historical and existing ground water quality;
    - (g) Estimates of the historical and current rates of ground water use and purposes of such use within the area;
    - (h) Projections of ground water supply needs and rates of withdrawal based upon alternative population and land use projections;
- (2) A problem definition section that discusses land and water use activities potentially affecting the ground water quality or quantity of the area. These activities may include but are not limited to:

- commercial, municipal, and industrial discharges
- underground or surface storage of harmful materials in containers susceptible to leakage
- accidental spills
- hazardous waste disposal, including liquid, solid, and hazardous waste
- storm water disposal
- mining activities
- application and storage of roadway deicing chemicals
- agricultural activities
- artificial recharge of the aquifer by injection wells, seepage ponds, land spreading, or irrigation
- aquifer over-utilization causing seawater intrusion, other contamination, or water table declines
- improperly constructed or abandoned wells
- confined animal feeding activities

The discussion should define the extent of the ground water problems caused or potentially caused by each activity, supported by as much documentation as possible. The section should analyze historical trends in water quality in terms of their likely causes, document declining water table levels and other water use conflicts, establish the relationship between water withdrawal rates and water table elevations of the aquifer or zone, and predict the likelihood of future problems and conflicts if no action is taken. The discussion should also identify land and water use management policies that affect ground water quality and quantity in the area. Areas where insufficient data exists to define the nature and extent of existing or potential ground water problems shall be documented;

(3) A section identifying water quantity and quality goals and objectives for the area which (a) recognize existing and future uses of the aquifer, (b) are in accordance with water quality standards of the department and the department of social and health services, and (c) recognize annual variations in aquifer recharge;

(4) An alternatives section outlining various management strategies for reaching the program's goals and objectives that address each of the ground water problems discussed in the problem definition section. If necessary, alternative data collection and analysis programs shall be defined to enable better characterization of the ground water and potential quality and quantity problems. Each of the alternative strategies shall be evaluated in terms of effectiveness, cost, time and difficulty to implement, and degree of consistency with local comprehensive plans and water management programs such as the coordinated water system plan, the water supply reservation program, and others. The alternative management strategies shall address water conservation, conflicts with existing water rights, and long-term policies and construction practices necessary to protect existing water rights and subsequent facilities installed in accordance with the ground water management area program and/or other water right procedures;

(5) A recommendations section containing those management strategies chosen from the alternatives section that are recommended for implementation. The rationale for choosing these strategies as opposed to the other alternatives identified shall be given;

(6) An implementation section comprised of:
 

- (a) A detailed work plan for implementing each aspect of the ground water management strategies as presented in the recommendations section. For each recommended management action, the parties responsible for initiating the action and a schedule for implementation shall be identified. Where possible, the implementation plan should include specifically worded statements such as model ordinances, recommended governmental policy statements, interagency agreements, proposed legislative changes, and proposed amendments to local comprehensive plans, coordinated water system plans, basin management programs, and others as appropriate;
- (b) A monitoring system for evaluating the effectiveness of the program;
- (c) A process for the periodic review and revision of the ground water management program.

NEW SECTION

WAC 173-100-110 SEPA REVIEW. The proposed ground water management program shall be subject to review pursuant to the State Environmental Policy Act, chapter 43.21C RCW, as required under the applicable implementing regulations.

NEW SECTION

WAC 173-100-120 HEARINGS AND IMPLEMENTATION. (1) Upon completion of the ground water area management program, the department shall hold a public hearing within the designated ground water management area for the purpose of taking public testimony on the proposed program. Local governments are encouraged to hold joint hearings with the department to hear testimony on the proposed local ordinances recommended by the management program. Following the public hearing, the department and each affected local government may prepare findings on the ground water management program within ninety days. This period may be extended by the department. The findings shall evaluate the program's technical soundness, economic feasibility, and consistency with the intent of this chapter and other federal, state, and local laws. The findings shall identify any revisions necessary before the program can be certified.

(2) The lead agency will consolidate the findings and present them to the advisory committee for revision of the program, if necessary.

(3) The final program shall be submitted to the department for certification that the program is consistent with the intent of this chapter and all applicable local, state, and federal laws.

(4) Following such certification, state agencies and affected local governments shall adopt regulations, ordinances, and/or programs for implementing those provisions of the ground water management program which are within their respective jurisdictional authorities.

(5) All agencies of state and local government, including counties and municipal and public corporations, shall, whenever possible, carry out powers vested in them in manners which are consistent with the program.

NEW SECTION

WAC 173-100-130 DESIGNATION OF GROUND WATER AREAS. The procedures provided in RCW 90.44.130 may be utilized by the department to designate ground water areas, subareas, or zones for the purposes described therein either in conjunction with the procedures of this chapter or independently thereof.

**WSR 85-20-094****ADOPTED RULES****DEPARTMENT OF ECOLOGY**

[Order DE 85-21—Filed October 1, 1985]

I, Glen H. Fiedler, deputy director of the Department of Ecology, do promulgate and adopt at Lacey, Washington, the annexed rules relating to Seattle, city of, WAC 173-19-2521.

This action is taken pursuant to Notice No. WSR 85-16-072 filed with the code reviser on August 2, 1985. 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 90.58.120 and 90.58.200 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 October 1, 1985.

By Glen H. Fiedler  
Deputy DirectorAMENDATORY SECTION (Amending Order DE 85-16 [83-27], filed 8/7/85 [10/19/83])

WAC 173-19-2521 SEATTLE, CITY OF. City of Seattle master program approved June 30, 1976. Revision approved March 11, 1977. Revision approved September 10, 1980. Revision approved February 24, 1981. Revision approved May 14, 1981. Revision approved October 1, 1981. Revision approved January 5, 1982. Revision approved February 24, 1983. Revision approved June 7, 1983. Revision approved July 12, 1983. Revision approved October 13, 1983. Revision approved October 1, 1985.

**Reviser's note:** The bracketed material preceding the section above was supplied by the code reviser's office.

**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 85-20-095****ADOPTED RULES****DEPARTMENT OF ECOLOGY**

[Order DE 85-21—Filed October 1, 1985]

I, Glen H. Fiedler, deputy director of the Department of Ecology, do promulgate and adopt at Lacey, Washington, the annexed rules relating to Nooksack, city of, WAC 173-19-4506.

This action is taken pursuant to Notice No. WSR 85-16-073 filed with the code reviser on August 2, 1985. 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 90.58.120 and 90.58.200 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 October 1, 1985.

By Glen H. Fiedler  
Deputy DirectorAMENDATORY SECTION (Amending Order DE 85-16 [79-34], filed 8/7/85 [1/30/80])

WAC 173-19-4506 NOOKSACK, CITY OF. City of Nooksack master program approved September 29, 1975. Revision approved October 1, 1985.

**Reviser's note:** The bracketed material preceding the section above was supplied by the code reviser's office.

**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 85-20-096**  
**PROPOSED RULES**  
**DEPARTMENT OF**  
**SOCIAL AND HEALTH SERVICES**  
**(Public Assistance)**  
 [Filed October 1, 1985]

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 effective date of increase or decrease in grant, amending WAC 388-33-140;

that the agency will at 10:00 a.m., Tuesday, November 5, 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 November 13, 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 74.08 RCW.

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency before November 5, 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 Administrative Regulations Section, at State Office Building #2, 12th and Franklin, Olympia, WA, phone (206) 753-7015 by October 22, 1985. The meeting site is in a location which is barrier free.

Dated: October 1, 1985

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

**STATEMENT OF PURPOSE**

Re: WAC 388-33-140.

Reason These Rules are Necessary: To clarify the eligibility date of a person leaving an institution and is otherwise eligible for financial assistance.

Statutory Authority: RCW 74.08.090.

Summary of the Rule Change: Persons leaving an institution who are otherwise eligible, will be approved for assistance effective the date they leave the institution.

Person Responsible for the Drafting, Implementation and Enforcement of the Rule Change: Mac Trepanier, Program Manager, Division of Income Assistance, mailstop OB 31-J, phone 753-3177.

These rules are not necessary as a result of federal law, federal court decision or state court decision.

AMENDATORY SECTION (Amending Order 2258, filed 7/17/85)

WAC 388-33-140 EFFECTIVE DATE OF INCREASE OR DECREASE IN GRANT. (1) Increase or reduction in grant:

(a) When a person is added to the grant, the effective date of the change shall be the date the person entered the household or the date the person is determined eligible, whichever is later.

(b) When a person's needs are added to a grant because he or she is being removed from a sanction status, the effective date of the change shall be the date the sanction is removed.

(c) When a person moves from a supplied shelter to a renting or owning situation, the effective date of the grant increase shall be the date of the change.

(d) When a person moves from an institution or congregate care facility and is otherwise eligible for a grant, the effective date of change is the date the person leaves the facility.

(e) When any other change in circumstances other than income results in an increase or reduction of the assistance grant, the effective date of the change is the first of the month following the month in which the change occurred.

(2) The effective date shall never precede the date the circumstances actually changed.

(3) Change in grant involving a canceled warrant:

When a warrant is canceled and assistance is to be reissued by an adjusting payment, the effective date of the grant as recomputed by the state office is the first of the month covered by the canceled warrant. If, according to the rule in subsection (1) of this section, any assistance is due the recipient for a month prior to that covered by the canceled warrant, the local office shall authorize a one-time grant.

(4) See WAC 388-28-483 for effective dates when budgeting income.

**WSR 85-20-097**  
**PROPOSED RULES**  
**DEPARTMENT OF**  
**SOCIAL AND HEALTH SERVICES**  
**(Public Assistance)**  
 [Filed October 1, 1985]

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 Payment—Hospital inpatient services, amending WAC 388-87-070.

It is the intention of the secretary to adopt these rules on an emergency basis on or about October 1, 1985;

that the agency will at 10:00 a.m., Tuesday, November 5, 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 November 5, 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 November 15, 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 Administrative Regulations Section, at State Office Building #2, 12th and Franklin, Olympia, WA, phone (206) 753-7015 by October 22, 1985. The meeting site is in a location which is barrier free.

Dated: September 26, 1985

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 388-87-070.

Purpose of the Rule: To reduce expenditures for medical assistance.

This Rule is Necessary: To bring projected expenditures into line with appropriated funds as required by chapter 43.88 RCW.

Statutory Authority: RCW 74.08.090.

Summary of the Rule Change: Reduction in payment rates for inpatient hospital services provided to recipients of general assistance and the medically indigent program is 38 percent. A total of \$22.7 million in state fund savings is anticipated from this expenditure reduction.

Person Responsible for the Drafting, Implementation and Enforcement of the Rule: Jim Sparks, Program Manager, Division of Medical Assistance, phone 3-7316, mailstop HB-41.

These rules are not necessary as a result of a federal law, federal court decision or state court decision.

**AMENDATORY SECTION** (Amending Order 2266, filed 8/15/85)

WAC 388-87-070 PAYMENT—HOSPITAL INPATIENT SERVICES. (1) The department will pay hospital costs of eligible persons who are patients in general hospitals when such hospitals meet the criteria as defined in RCW 70.41.020.

Recipients must have been approved as financially and medically eligible for hospitalization. They are:

- (a) Categorically needy recipients;
- (b) Limited casualty program recipients;
- (i) Medically needy recipients;
- (ii) Medically indigent recipients;
- (c) Recipients of continuing general assistance.

(2) Except for excluded services, payment for hospital inpatient services is determined according to a diagnosis related group based pricing system. Payment amounts are based upon historical average costs per discharge, adjusted for case mix and indexed to the payment period. Payment for cases meeting the criteria of cost outlier is at eighty percent of the rates determined according to the method in subsection (4)(a) of this section.

(3) Certain services are excluded from the diagnosis related group based pricing system. These exclusions include:

- (a) Rehabilitation, pain treatment, psychiatric, alcoholism treatment and detoxification, and long term hospital level care services.
- (b) Services provided to patients occupying beds utilized by the Fred Hutchinson Cancer Research Center bone marrow transplant program.
- (c) Services at children's hospitals.

(4) Payment for excluded services is determined as follows:

(a) Reimbursable cost of excluded services in subsection (3) (a) and (b) of this section is determined by multiplying charges in allowable revenue codes by the ratio of hospital commission approved operating expenses to total rate setting revenue.

(b) Payment rates for children's hospitals are determined by computing the ratio of indexed historical hospital commission approved operating expenses to total rate setting revenue. This ratio is multiplied times allowable charges.

(5) For all administrative days, days of hospitalization in which medical necessity is below that appropriate for acute hospital care, the

departments maximum reimbursement level will be the adjusted state-wide average per diem rate for skilled nursing facilities.

(6) For ~~((the period))~~ dates of admission beginning ((July)) October 1, 1985, payment rates established in accordance with subsections (2), (4) and (5) of this section are reduced for services provided to persons eligible for the medically indigent component of the limited casualty program and recipients of general assistance—unemployable. Hospitals are grouped according to the percentage of total rate setting revenue comprising medical assistance, medicare, bad debt, charity, and other contractual adjustments and rates are reduced according to the following table.

Hospital Group	Percent Medicare, Medicaid, Bad Debt, Charity and other Contractual((s)) of Total Rate Setting Revenue	Adjustments Revenue	Percentage Reduction in Payment Rate
1	<del>((62.44))</del> 60.00 or more*		<del>((2.7))</del> 20.0
2	<del>((56.41 — 62.43))</del>		<del>((+2.2))</del>
	50.00 — 59.99		40.0
3	<del>((52.54 — 56.40))</del>		<del>((+3.7))</del>
	less than 50.00		60.0
(4)	<del>44.39 — 52.53</del>		<del>19.6</del>
5	<del>44.38 or less</del>		<del>24.3)</del>

\*Plus psychiatric hospitals

(7) Payment rates or amounts to hospitals established by this section will be adjusted as necessary to remove the impacts of ownership changes and revaluation of assets, including recapture of depreciation as necessary, in accordance with section 2314 of Public Law 98-369 and related federal regulations, guidelines, instructions, and state plan requirements.

**WSR 85-20-098  
EMERGENCY RULES  
DEPARTMENT OF  
SOCIAL AND HEALTH SERVICES  
(Public Assistance)**

[Order 2291—Filed October 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 Payment—Hospital inpatient services, amending WAC 388-87-070.

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 due to actual caseloads in excess of the caseloads used to determine the appropriations, expenditures are exceeding appropriated levels. This reduction is, therefore, required to operate within the available appropriation. In considering various departmental expenditure reductions, priority was given to reductions which would have the least impact on clients being served. One expenditure reduction selected is to increase the current 12.7 percent ratable reduction to 38 percent average ratable reduction on payments to hospitals for general assistance and medically indigent clients admitted October 1, 1985, through June 30, 1987. The department does not anticipate this will result in a reduction in services available to the clients. A total of \$22.7 million in savings is anticipated from this expenditure reduction.

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 October 1, 1985.

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

**AMENDATORY SECTION** (Amending Order 2266, filed 8/15/85)

**WAC 388-87-070 PAYMENT—HOSPITAL IN-PATIENT SERVICES.** (1) The department will pay hospital costs of eligible persons who are patients in general hospitals when such hospitals meet the criteria as defined in RCW 70.41.020.

Recipients must have been approved as financially and medically eligible for hospitalization. They are:

- (a) Categorically needy recipients;
- (b) Limited casualty program recipients;
- (i) Medically needy recipients;
- (ii) Medically indigent recipients;
- (c) Recipients of continuing general assistance.

(2) Except for excluded services, payment for hospital inpatient services is determined according to a diagnosis related group based pricing system. Payment amounts are based upon historical average costs per discharge, adjusted for case mix and indexed to the payment period. Payment for cases meeting the criteria of cost outlier is at eighty percent of the rates determined according to the method in subsection (4)(a) of this section.

(3) Certain services are excluded from the diagnosis related group based pricing system. These exclusions include:

(a) Rehabilitation, pain treatment, psychiatric, alcoholism treatment and detoxification, and long term hospital level care services.

(b) Services provided to patients occupying beds utilized by the Fred Hutchinson Cancer Research Center bone marrow transplant program.

(c) Services at children's hospitals.

(4) Payment for excluded services is determined as follows:

(a) Reimbursable cost of excluded services in subsection (3) (a) and (b) of this section is determined by multiplying charges in allowable revenue codes by the ratio of hospital commission approved operating expenses to total rate setting revenue.

(b) Payment rates for children's hospitals are determined by computing the ratio of indexed historical hospital commission approved operating expenses to total rate setting revenue. This ratio is multiplied times allowable charges.

(5) For all administrative days, days of hospitalization in which medical necessity is below that appropriate for acute hospital care, the departments maximum reimbursement level will be the adjusted state-wide average per diem rate for skilled nursing facilities.

(6) For ~~((the period))~~ dates of admission beginning ((July)) October 1, 1985, payment rates established in accordance with subsections (2), (4) and (5) of this section are reduced for services provided to persons eligible for the medically indigent component of the limited casualty program and recipients of general assistance-unemployable. Hospitals are grouped according to the percentage of total rate setting revenue comprising medical assistance, medicare, bad debt, charity, and other contractual adjustments and rates are reduced according to the following table.

Hospital Group	Contractual(s) Adjustments of Total Rate Setting Revenue	Percent Medicare, Medicaid, Bad Debt, Charity and other	Percentage Reduction in Payment Rate
1	<del>((62.44))</del> 60.00 or more*		<del>((2.7))</del> 20.0
2	<del>((56.41—62.43))</del> 50.00 - 59.99		<del>((+2.2))</del> 40.0
3	<del>((52.54—56.40))</del> less than 50.00		<del>((+3.7))</del> 60.0
<del>((4</del>	<del>44.39—52.53</del>		<del>+9.6</del>
5	44.38 or less		24.3))

\*Plus psychiatric hospitals

(7) Payment rates or amounts to hospitals established by this section will be adjusted as necessary to remove the impacts of ownership changes and revaluation of assets, including recapture of depreciation as necessary, in accordance with section 2314 of Public Law 98-369 and related federal regulations, guidelines, instructions, and state plan requirements.

**WSR 85-20-099**

**ADOPTED RULES**

**DEPARTMENT OF**

**VETERANS AFFAIRS**

[Order 85-01—Filed October 1, 1985]

I, Randy Fisher, director of the Department of Veterans Affairs, do promulgate and adopt at East 11th and Washington Streets, Olympia, Washington, the annexed rules relating to the Washington veterans home and Washington soldiers home and colony.

This action is taken pursuant to Notice No. WSR 85-15-088 filed with the code reviser on July 23, 1985. 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 Veterans Affairs as authorized in RCW 43.60A.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 October 1, 1985.

By Randy Fisher  
Director

AMENDATORY SECTION (Amending Order 80-01, filed 7/17/80)

WAC 484-20-010 DEFINITIONS. ~~((1) Aid and attendance fund—Aid and attendance funds are~~

~~(a) those received by members from the veterans administration for the benefit of members for aid and attendance, and~~

~~(b) funds administered in accordance with WAC 484-20-065 through 484-20-075.~~

~~(2)) The following words or phrases are used in this chapter in the meaning given, unless the context clearly indicates another meaning.~~

~~(1) Allowable income—That minimal monthly income ((not less than the)) amount stipulated by RCW 72.36.120 and 72.36.130 which a member may keep for his or her personal use ((except as delineated in WAC 484-20-065 and 484-20-075)) and increased as provided in WAC 484-20-065.~~

~~((3)) (2) Department—The department of veterans affairs.~~

~~((4)) (3) Duly constituted body, representative of the members—A body elected by the general membership of the home which shall act for the general membership in those cases where the RCWs or these WACs so specify.~~

~~((5)) (4) Director—The director of the department of veterans affairs or his designee.~~

~~((6)) (5) Gross misconduct—Intentional or negligent conduct evidencing substantial disregard (a) for the interests of other home member(s), staff person(s), or visitor(s), or (b) for the offending member's duties and obligations as a member of the home.~~

~~(6) Member—An individual admitted to the Washington soldiers' home, the Washington soldiers' home colony or the Washington veterans' home.~~

~~(7) Superintendent—The superintendent of the Washington soldiers' home and colony and/or the superintendent of the Washington veterans' home.~~

~~((8) Supplementary rules—Rules published under the authority of the superintendents and pertaining to the personal conduct of members as provided by WAC 484-20-085.~~

~~(9) Supplementary policies and procedures—Policies and procedures published under authority of the superintendents which significantly affect the members.~~

~~(10) Veterans and soldiers home revolving funds—The repository for income in excess of allowable income which shall include an aid and attendance account.~~

~~(11) Administrative appeal—The request for reversal or modification of an administrative decision.)~~

AMENDATORY SECTION (Amending Order 80-01, filed 7/17/80)

WAC 484-20-015 APPLICATION FOR MEMBERSHIP. (1) An application for admission to membership in the Washington veterans' home, the Washington soldiers' home or the Washington soldiers' home colony shall be made to the superintendent on forms prescribed by the director. Admissions may be made for an indefinite or for a specified period of time.

(2) An applicant shall ~~((either))~~ submit either a copy of his or her military discharge or other acceptable proof of qualifying military service with the application ~~((; or present a copy at the time of admission))~~. An individual whose eligibility is based on the military service of a spouse shall provide proof of the spouse's service.

(3) The superintendent shall review the application and the supporting evidence and make a recommendation to the director that the application be approved or disapproved. After the director's decision is made, the superintendent shall notify the applicant in writing of the decision. The superintendent may reject an application when the applicant fails to meet eligibility requirements for admission. If an applicant is denied admission, the document so informing him shall include a statement of the reason and authority for such denial.

(4) An applicant denied admission may, within thirty days of mailing of a written notification of denial, submit a written request for ~~((an appeal to))~~ reconsideration by the director.

(5) An applicant shall not be admitted without approval by the director.

(6) Subject to the availability of the appropriate level of care required, individuals shall be admitted in the order in which their applications are approved.

AMENDATORY SECTION (Amending Order 80-01, filed 7/17/80)

WAC 484-20-040 ELIGIBILITY—PROPERTY RESOURCES. (1) To be eligible for membership an applicant may not possess cash or its equivalent, or equity in real or personal property with a total value in excess of ~~((1500))~~ \$1600 except as provided in subsections (2) through (4) of this section.

(2) ~~((Upon recommendation of the superintendent))~~ For good cause shown the director may authorize an exception to the limit in subsection (1) of this section.

(3) An applicant for membership in the colony of the state soldiers' home may not own real property except property within the Orting school district which is the domicile of the applicant(s).

(4) An applicant for membership in either home may own real property in excess of ~~((1500))~~ \$1600 provided such property is the domicile of the spouse and/or dependent children of the applicant.

AMENDATORY SECTION (Amending Order 80-01, filed 7/17/80)

WAC 484-20-065 USE OF INCOME ~~((BY))~~ AND ASSETS OF MEMBER. (1) ~~((A member who is receiving aid and attendance shall be charged an amount determined appropriate by the superintendent up to the cost of care per month with the funds so collected to be deposited in the aid and attendance account of the revolving fund.~~

~~(2) A member who receives nursing care, but does not receive a specific allowance from the veterans administration for aid and attendance shall contribute an amount to the aid and attendance account equivalent to the amount of aid and attendance allowance he/she would receive if entitled, spouses and surviving spouses~~

~~receiving nursing care may be required to relinquish an amount equivalent to the amount a veteran is required to relinquish, provided that the aid and attendance charge may be reduced to an amount that will leave the member with sufficient funds to fully meet the member's needs.~~

~~(3)) Members shall relinquish monthly all income in excess of allowable income to the veterans' home or soldiers' home revolving fund except as outlined in subsection (4) of this section. The amount relinquished shall not exceed the total cost of care of the member determined consistent with subsection (7) of this section. The superintendent may make exceptions for income of individuals on furlough who are attempting to reestablish residency within the community and for earnings of members participating in therapeutic employment programs approved by the superintendent.~~

~~(2) Allowable income shall be increased by a portion of each future increase of the maximum annual income limitation as set for a single veteran without dependents as authorized by P.L. 95-588. ((Subsequent to June 30, 1980:)) The ((monthly)) increase will be determined by the formula  $P((\%) \times) A/12$  rounded to the nearest dollar. ('P' equals the percent of increase, 'A' equals the amount of increase).~~

~~((4) Members shall contribute all income in excess of allowable income to the veterans home or soldiers home revolving fund except as outlined in subsection (2) except that such amount shall not exceed the total cost of care of the member. The superintendent may make exceptions for individuals on furlough who are attempting to reestablish residency within the community.~~

~~(5)) (3) Members shall be required to apply for any and all entitlements or benefits as soon as they become eligible or within ten working days of receiving a written directive to do so by the homes administration.~~

~~(4) A member may contribute toward the ((support)) necessary support of a ((nonresident)) nonmember spouse, dependent children or dependent parent an amount approved by the superintendent based on an itemized statement of the requirements of such relative(s). ((The needs of the dependents will take precedence over any requirement that the individual relinquish funds to the home.~~

~~(6) The provisions of this section do not apply to members of the soldiers' home colony.~~

~~(7) Individuals who are normally in receipt of aid and attendance allowance from the veterans administration and whose benefits have been discontinued as a result of their estate having exceeded the maximum authorized by the veterans administration, shall continue, during the period in which benefits are discontinued, pay from the estate the normal monthly amount of aid and attendance allowance to the aid and attendance account:))~~

~~(5) Individuals who are normally in receipt of income from the veterans administration and whose income has been discontinued as a result of their funds having exceeded the maximum authorized by the veterans administration, shall continue, during the period in which benefits are discontinued to pay from their estate the normal monthly amount of aid and attendance allowance to the aid and attendance account.~~

~~(6) The provisions of this section do not apply to members of the soldiers' home colony.~~

~~(7) A member who receives or accumulates funds in excess of the equivalent cost of his/her care at the home for one year based upon four times the total operating cost from the most recent quarter for which reports are readily available attributable to that member's level of care (i.e., domiciliary or nursing care) divided by the average member population for that level of care during the same quarter, must relinquish such excess assets to the revolving fund or request voluntary discharge.~~

~~(8) Members are required to disclose to the department all income and assets when requested by the homes' administration.~~

AMENDATORY SECTION (Amending Order 80-01, filed 7/17/80)

WAC 484-20-068 DULY CONSTITUTED BODY. ((The duly constituted body, representative of the members, shall be selected by a vote of the general home membership. One representative from each living unit (including the Washington Soldiers' Home Colony) shall constitute the body, representative of the members. Each level of care must be represented (light nursing, heavy nursing and domiciliary):))

(1) Each home shall have a duly constituted body representative of the home members established to approve revolving fund disbursements and to communicate to the home's administration member needs and concerns.

(2) The duly constituted body shall be composed of representatives elected annually, to serve for the succeeding calendar year. At the option of the duly constituted body, representatives may be elected to serve terms as follows: A minimum of three representatives to be elected in even-numbered years and a minimum of four representatives to be elected in odd-numbered years.

(3) Representation of home members receiving domiciliary care, nursing care and soldiers home colony members shall make up the duly constituted body.

(4) Representatives will be elected from living units to be designated by the superintendent.

(5) Representatives from the living units shall be elected by members of that living unit.

(6) The members from each living unit receiving the largest number of votes shall be elected to the duly constituted body.

(7) In the event of a vacancy due to an insufficient number of members requesting to serve or the resignation, medical disability (established by the medical director at the home), death or discharge from the home, the superintendent shall select a member representative to fill such vacancy subject to confirmation by a majority of the elected representatives.

(8) The duly constituted body shall meet when called together on reasonable notice by the superintendent or his delegee. The presence of at least the majority of the representatives is necessary to constitute a quorum.

(9) The duly constituted body shall meet when called together on reasonable notice by the superintendent or his delegee. The presence of at least two-thirds of the representatives is necessary to constitute a quorum. The

superintendent or his delegee shall chair meetings of the duly constituted body and the homes' administration but shall have no vote.

(10) On the written request of a majority of the duly constituted body the superintendent shall call a meeting to be held within fourteen days of the request for such meeting and shall provide notice to each representative.

AMENDATORY SECTION (Amending Order 80-01, filed 7/17/80)

WAC 484-20-070 VETERANS HOME OR SOLDIERS HOME REVOLVING FUND. (1) The superintendent shall deposit ((income in excess of allowable income)) all funds relinquished pursuant to WAC 484-20-065 in a revolving fund.

(2) Disbursement from the revolving fund shall be for the welfare and benefit of the members.

(3) Disbursement from the revolving fund shall be on authorization of the superintendent or his duly authorized representative after approval has been received from ((a)) the duly constituted body, representative of the members.

(4) A proposed budget shall be prepared for each fiscal year by the superintendent or a duly authorized representative which shall delineate income by sources and allocations by category((, which)). This budget shall be ((approved by)) presented to the duly constituted body representative of the members((. If agreement between the superintendent and the duly constituted body cannot be reached, the director of the department of veterans affairs shall make the final determination on an appropriate allocation of funds and the appropriateness of budget disbursements and expenses. This section does not authorize unilateral relocation or disbursement of funds)) for approval. Approval of the budget shall constitute authority for the superintendent or his duly authorized representative to make disbursements from the revolving fund in accordance with the approved budget. If agreement between the superintendent and the duly constituted body cannot be reached the duly constituted body may appeal any budget item in dispute to the director, in which case the decision of the director shall be final.

(5) Expenditure of the revolving funds shall be subject to the provisions of state law and state personnel merit system rules. The revolving fund budget must contain continued funding for existing civil service positions until such time as the director or his delegee, either individually or pursuant to a good faith request from the majority of the duly constituted body, terminates position(s) through a reduction-in-force and all appeal rights of affected civil service employees have been exhausted.

(6) A quarterly report of the revolving fund activity shall be available for public inspection.

AMENDATORY SECTION (Amending Order 80-01, filed 7/17/80)

WAC 484-20-075 AID AND ATTENDANCE ACCOUNT. (1) The superintendent shall establish an aid and attendance account within the home's revolving

fund. Expenditures from this account may be made exclusively in connection with provision of direct care services to the members(;) limited to nursing(;) and other health related care services.

(2) The portion of each members income in which is derived from a veterans administration aid and attendance allowance shall be deposited to the aid and attendance account within the revolving fund.

(3) An amount, equivalent to the nursing care aid and attendance allowance payable to a veteran under Public Law 95-588, for nursing care members, shall be deposited to the aid and attendance account of the revolving fund.

(4) An amount, equivalent to housebound rates payable under Public Law 95-588, of income of domiciliary members receiving direct care services in addition to those services provided to all domiciliary members shall be deposited to the aid and attendance account of the revolving fund.

AMENDATORY SECTION (Amending Order 7659, filed 7/28/77)

WAC 484-20-085 MEMBERS' RIGHTS AND ((RESPONSIBILITIES)) RULES OF CONDUCT—NOTIFICATION. ((+)) Each new home member and new employee shall be ((advised in writing of the following supplementary rules

(a) his rights and responsibilities;

(b) acts prohibited in the institution;

(c) disciplinary action which may be taken in the event of misconduct and of the member's right to request a fair hearing pursuant to WAC 484-20-105.

(2) Each member shall be provided with a copy of the rules in this chapter and of any supplementary rules adopted pursuant to WAC 484-20-090. Copies of all rules shall be conspicuously posted in the home.)) furnished with the home's policies regarding member rights and with a copy of chapter 484-20 WAC.

AMENDATORY SECTION (Amending Order 80-01, filed 7/17/80)

WAC 484-20-090 ((SUPPLEMENTARY RULES—PROMULGATION)) RULES OF CONDUCT. ((The superintendent of each home shall promulgate supplementary rules not inconsistent with the substance and intent of the rules in this chapter provided such supplementary rules have been approved in writing by the director or designee before being put into effect. Further, rules relating to the personal conduct of the members shall have approval of a duly constituted body representative of the members.)) Members of the homes are required to comply with the following rules of conduct:

(1) Rules of conduct pertaining to health and safety.

(a) Emergency evacuation. Any time a fire or alarm is sounded, domiciliary members must evacuate the building immediately and report to the designated evacuation area. He/she will not be permitted to return to the evacuated building until informed that he/she may do so by an authorized person. Nursing care unit members must follow the instructions of the nursing staff.

(b) Personal cleanliness. Members must maintain their person, belongings, rooms, and jointly-shared toilet areas in such a manner so as not to reasonably offend their neighbors or create fire, health, and/or sanitation problems. Each domiciliary member is responsible for the cleanliness and sanitation of his own person and his own living quarters. When vacated, the room shall be left in a clean condition. Each domiciliary member is responsible for proper disposition of waste and refuse which is accumulated in his room.

(c) Electrical appliances. Only low wattage electrical appliances such as television sets, electric clocks, electric razors, fans of 150 watts or less with acceptable finger guards, radios, audio and/or video recorders, and disc playing machines may be used in members' rooms. Use of any other electric equipment requires the written approval of the superintendent.

(d) Repair of rooms. Any alterations or repairs required, including the hanging of pictures, must be done by home staff. Connection of television sets to the home's master antenna system by anyone other than authorized personnel is prohibited. A similar prohibition applies to any tampering with the master antenna system or any of its components. Requests for such repairs and/or installations must be made through a building captain.

(e) Alcohol - drugs. Possession or use of intoxicating beverages (except as authorized below), narcotics, or controlled substances on the grounds of the Washington veterans' homes without a physician's written prescription is prohibited. Drugs which were prescribed by a physician but which are no longer used by the member to whom they were issued, shall be turned in to the home pharmacy. Beer and wine may be served and consumed on the grounds at certain home-sponsored activities within limitations set by the home administration.

(f) Weapons. Members possessing firearms, ammunition, explosive or dangerous weapons must turn them in to the administration office. Possession of any of these items on the home grounds is prohibited.

(g) Animals. Possession or feeding of animals on home grounds is prohibited except when specifically sanctioned by the superintendent.

(2) General rules of conduct.

(a) Visiting hours. Visiting hours for guests are 8:00 a.m. to 10:00 p.m. These may be extended if other members are not disturbed.

(b) Program listening. Radios, television sets, and tape recording-playing devices may be used in members' rooms, provided that volume levels are kept at a level that does not disturb others. Between the hours of 10:00 p.m. and 7:00 a.m., volume on such equipment must be reduced to match reduced noise levels in the general surroundings so that others will not be disturbed. The use of headphones, while not required, is strongly encouraged for those who wish to use such equipment after 10:00 p.m.

(c) Leave. Members leaving the grounds for any purpose must sign out with the building captain, C.Q., or appropriate nurses' station in such a manner as prescribed by the home administration. Upon returning, the member must sign in again. After returning from pass or

furlough, the member must stay in his/her room overnight before permission to go on pass or furlough can be granted, except in the case of emergency. Leaving the grounds without proper authorization, or failure to return from pass or furlough at the prescribed time without obtaining permission for an extension, makes the member absent without official leave. Members being admitted to the home must remain in their rooms overnight before pass or leave privileges may be exercised unless an exception is granted by the administration.

(d) Respect for property. No person may deface or destroy walls, buildings, trees, shrubbery, fences, grounds, or any other property or possessions belonging to the state of Washington or to any other person. Appropriation of the property of another person, corporate entity or the state of Washington without permission is also prohibited. Members are required to reimburse the home for theft and intentional or negligent injury to state property.

(e) Vehicle registration. Vehicles kept on home grounds must be registered annually with the administration of the home. Members who drive on the home grounds must possess a valid Washington state driver's license and must provide proof of ownership and/or registration. The requirement to register applies to vehicles owned by members, owned by another and registered in the name of the member, and any vehicle regardless of ownership that is regularly in the possession of the member. Vehicles must have current license tags and they must display the home identification sticker. All traffic and parking control signs must be obeyed. Members must comply with the provisions of the Washington state financial responsibility law.

(f) Conduct between members and staff. Members will conduct themselves in an orderly, courteous, and cooperative manner at all times among themselves, with visitors, and with staff members. Obscene, sexually or racially demeaning, or threatening language, or behavior, or any physically assaultive behavior, directed at another person, whether on the grounds or off the grounds during a home-sponsored activity, will be considered a violation of this rule. Members will obey all valid instructions directed at them by staff acting in an officially authorized capacity. This includes member employees in positions of authority.

(g) Attire of home members. Members must dress in a manner so as not to reasonably offend the sensitivity of others when outside their rooms.

AMENDATORY SECTION (Amending Order 80-01, filed 7/17/80)

WAC 484-20-100 VIOLATION—INVESTIGATION. Reports of possible rule violations ((of supplementary rules)) shall be investigated by the superintendent or designee. The superintendent charging a violation of the rules or other misconduct by a member shall have the burden of establishing the violation by clear, cogent and convincing evidence.

AMENDATORY SECTION (Amending Order 7659, filed 7/28/77)

WAC 484-20-105 PENALTIES. The superintendent may impose penalties for the violation of ~~((supplementary rules))~~ rules of conduct, for gross misconduct or for willful failure to comply with any responsibility placed upon them by WAC 484-20-065; such penalties may include:

(1) Restricting the member to the home grounds for a maximum of ((thirty)) sixty days((-or));

When determined appropriate by the superintendent, a reasonable requirement for signing in at designated intervals may be imposed during a period of restriction.

(2) An enforced furlough to a maximum of sixty days((-or));

(3) ~~((Discharge from the home))~~ A combination of penalties in subsections (1) and (2) of this section provided the combined total time does not exceed sixty days;

(4) Transfer to another DVA home or colony;

(5) Discharge from a home pursuant to WAC 484-20-120.

AMENDATORY SECTION (Amending Order 80-01, filed 7/17/80)

WAC 484-20-110 FAIR HEARING. (1) Any member ~~((dissatisfied with the determination of violation by the superintendent, or the penalty imposed, if any, as a result of this chapter;))~~ upon whom a penalty has been imposed under WAC 484-20-105 may request a fair hearing from the superintendent or the director. A member who desires a fair hearing shall request such hearing within thirty days after receiving notice from the superintendent as to the determination of violation and penalty, if any. Disciplinary sanctions imposed pursuant to this chapter shall be deferred until the outcome of any such appeal except where, in the judgment of the superintendent or other person acting in his absence, the member's conduct is a threat to the health and safety of others.

(2) A request for fair hearing may be made either verbally or in writing and may be filed in the office of the superintendent or the director. If made verbally, such a request shall promptly be reduced to writing.

(3) All requests for fair hearings shall:

(a) Specify the date of the written notice penalty which is being appealed from;

(b) Specify as precisely as possible the issues to be adjudicated at the fair hearing;

(c) Set forth the address of the member((-;)) and his/her representative or attorney if any; and

(d) Be signed by the member((-;)) or his/her representative or attorney.

(4) ~~((At any time after the filing of the request, the member shall have the right of access to and may examine any files and records of the home regarding the case which contain information which is relevant and material to the grievance. This right of access and examination shall extend to the member's representative or attorney if so authorized in writing by the member. All~~

~~evidence to be used by the home or colony at the hearing, as well as the case file of the applicant, must be made available upon request at least five days prior to the date of the hearing.~~

~~((5)) A fair hearing ((in accordance with the provisions of chapter 388-08 WAC)) shall be held, within ((thirty)) sixty days after receipt of the request ((and shall be held either)), in the home or colony in which the client resides((- or in the county in which he has been receiving services)). The fair hearing shall be conducted pursuant to chapter 10-08 WAC by ((a hearing officer appointed by the director for such purposes)) an administrative law judge from the office of administrative hearings who shall issue a proposed decision for consideration by the director. If the parties cannot satisfactorily agree on informal procedures for discovery, the administrative law judge may issue orders specifying the conditions under which discovery shall proceed.~~

~~((6) The department shall notify a member who has requested a fair hearing of the time and place of said hearing at least ten days prior to the time thereof by registered mail or by personal service upon said member, unless agreed otherwise in writing by the member and the department.~~

~~(7) In the fair hearing any party shall be entitled to be represented by counsel and shall be entitled to introduce evidence and to cross-examine witnesses.~~

~~(8) Rules of evidence:~~

~~(a) All relevant and material evidence is admissible at fair hearings which in the opinion of the hearing officer 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, rules of evidence governing civil proceedings.~~

~~(b) When objection is made to the admissibility of evidence, such evidence may be received subject to a later ruling. The hearing officer may, at his/her discretion, either with or without objection, exclude inadmissible evidence or order cumulative evidence discontinued. Parties objecting to the introduction of evidence shall state the precise ground of objection at the time evidence is offered.~~

~~(c) The record of the hearing shall contain all evidence, whether oral or documentary, upon which the final decision is based. The final decision shall not take into consideration any evidence or information not introduced as evidence at the hearing and included in the record of the hearing.~~

~~(d) Documentary evidence may be received in the form of copies and excerpts or through incorporation by reference.~~

~~(9) The department shall not be required to pay fees or mileage to witnesses appearing at fair hearings.~~

~~(10) The department or the hearing officer may take, or cause to be taken, depositions and interrogatories for use as evidence in the fair hearing when such action will expedite any fair hearing.~~

~~(11) Any party who desires a continuance shall immediately upon receipt of a notice of hearing, or as soon thereafter as facts requiring such continuance come to~~

~~his knowledge, notify the department or its designated hearing officer of said desire, stating in detail the reasons why such continuance is necessary. The department or its hearing officer, in passing upon a request for continuance, shall consider whether such request was promptly and timely made. The department or its hearing officer may grant a continuance for good cause shown, and may at any time order a continuance upon its own motion. If during the hearing it appears that further testimony or argument should be received in the interest of justice, the hearing officer conducting the hearing may, at his discretion, continue the hearing and fix the date for introduction of additional evidence or presentation of argument.~~

~~(12) A member shall have the right to withdraw his appeal at any time prior to the hearing officer's decision by filing a written notice of withdrawal with the department. If, after being duly notified of a hearing a member or his representative fails to appear, the appeal shall be considered abandoned and dismissed for failure to prosecute.~~

~~(13) The fair hearing shall be closed to the public, with only the hearing officer, the member and his representative, the member's witnesses, and the department's representatives and witnesses in attendance, unless the client has made a written request to the department that the hearing be open to the public.~~

~~(14) In any fair hearing proceedings, the hearing officer may at his discretion direct the parties or their representatives to appear at a specified time and place for a conference to consider a simplification of the issues involved, the possibility of obtaining stipulations, admissions of fact, and relevant documents, and such other matters as may aid in efficient disposition of the proceedings.~~

~~(15) In the absence of controverting evidence, the hearing officer may, upon request made during a fair hearing officially notice:~~

~~(a) General customs and practices followed in the transaction of business;~~

~~(b) Facts generally and widely known to all informed persons as are not subject to reasonable dispute;~~

~~(c) The disposition of any proceedings then pending before or previously concluded by the department;~~

~~(d) Matters within the technical knowledge of the department as a body of experts, or pertaining to its duties, responsibilities, or jurisdiction.~~

~~(+6)) (5) The ((department)) administrative law judge shall, within thirty days after the date of the fair hearing, ((notify the member in writing of its)) issue a proposed decision and notify the member and director. Such notification shall include a concise statement of the nature of the proceedings, contain appropriate findings of fact and conclusions of law, and specify in reasonable detail the reasons for the decision.~~

~~((+7)) (6) In computing any period of time prescribed or allowed by department rules or by applicable statutes, the date of the act, event or decision after which the designated period of time begins to run is not included. The last day of the period so computed is to be included unless it is a Saturday, Sunday or legal holiday, in which event the period runs until the end of the next~~

day which is neither a Saturday, Sunday nor a legal holiday.

(7) Any party adversely affected by a proposal for decision may file written argument and exception with the director. Written argument and exception must be filed within fifteen days from the date the proposal for decision was mailed to the parties. Such fifteen-day period may be extended by the director or his or her designee upon motion of a party when the motion is filed during the fifteen-day period and good cause for the extension is shown. Good cause includes mistake, inadvertence, and excusable neglect on the part of the moving party or unavoidable casualty or misfortune preventing the moving party from timely filing. Upon a showing of good cause either party may file exception and argument within thirty days of the date the proposed decision was mailed to the parties.

(8) The director, or his or her designee, shall personally consider the whole record or such portions of the record as are cited by a party or parties in exception and argument. The director or designee shall render the final department decision. The director or designee may accept additional evidence to correct omissions in the record upon his or her own motion or the motion of a party. The director or designee may remand the proceedings to the administrative law judge for the taking of additional evidence or argument.

#### AMENDATORY SECTION (Amending Order 7659, filed 7/28/77)

WAC 484-20-120 DISCHARGE. A member may be discharged ((from the home)) by the superintendent.

(1) When the member so requests;

(2) When the member has sufficient financial ability to support himself or herself outside the home;

(3) When the member no longer needs the care and services of the home, regardless of financial ability;

(4) When the care requirements of the member cannot be provided by the home;

(5) For failure to comply with the provisions of WAC 484-20-065, use of income and assets of member;

(6) For conviction of a felony or gross misdemeanor;

(7) For repeated violation of the general rules of conduct, WAC 484-20-090;

(8) For gross misconduct whether or not such conduct also violates the rules of conduct, WAC 484-20-090;

(9) When a member has been absent without leave for a period in excess of fifteen days;

(10) For failure to fulfill the requirement of any disciplinary sanction;

(11) For failure to correct a condition which violates any rule of conduct pertaining to health and safety of members, staff, or visitors to the home within a reasonable time specified in a written notice to the member from a staff member acting in an official capacity, including member employees in positions of authority which notice specifies that discharge may accompany such failure.

The discharge shall be reduced to writing. If the discharge is disciplinary, it shall state the reasons for the action.

REPEALER

The following sections of the Washington Administrative Code are repealed:

- WAC 484-20-125 DISCHARGE—HONORABLE.
- WAC 484-20-130 DISCHARGE—DISCIPLINARY.
- WAC 484-20-155 ADMINISTRATIVE APPEAL.

**WSR 85-20-100**

**ADOPTED RULES**

**COMMISSION ON EQUIPMENT**

[Order 003-85—Filed October 1, 1985—Eff. January 1, 1986]

Be it resolved by the Commission on Equipment, acting at the Washington State Patrol, 4242 Martin Way, Olympia, WA, that it does adopt the annexed rules relating to towing businesses.

This action is taken pursuant to Notice No. WSR 85-17-058 filed with the code reviser on August 20, 1985. These rules shall take effect at a later date, such date being January 1, 1986.

This rule is promulgated pursuant to chapter 377, Laws of 1985, and is intended to administratively implement that statute.

This rule is promulgated pursuant to chapter 377, Laws of 1985, which directs that the Commission on Equipment has authority to implement the provisions of chapter 377, Laws of 1985.

This rule is promulgated under the general rule-making authority of the Commission on Equipment as authorized in RCW 46.37.005.

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 September 25, 1985.

By George B. Tellevik  
Chairman

**TOWING BUSINESSES**

**WASHINGTON ADMINISTRATIVE CODE**

**CHAPTER 204-91**

NEW SECTION

WAC 204-91-010 AUTHORITY. This chapter is promulgated pursuant to Chapter 34.04 RCW and Chapter 377, Laws of 1985, which require that rules and regulations be made for the removal from the highway of disabled, abandoned, or damaged motor vehicles, or the removal of vehicles when the driver is intoxicated or otherwise incompetent. Such regulations are intended to apply only when the removal is done by a registered tow truck operator upon the request of an officer of the Washington State Patrol.

NEW SECTION

WAC 204-91-020 PURPOSE. These rules are intended to implement the public policy expressed by the legislature and to carry out the statutory duties of the Washington State Patrol and the Commission on Equipment.

All registered tow truck operators providing service to the public through calls received from the Washington State Patrol shall conduct their operations in accordance with all applicable laws of the state of Washington and all applicable rules of this Commission and the Department of Licensing.

NEW SECTION

WAC 204-91-030 DEFINITIONS. (1) "Patrol" means the Washington State Patrol as defined in RCW 43.43.010.

(2) "Department" means the Washington State Department of Licensing.

(3) "Director" means the Director of the Department of Licensing.

(4) "Commission" means the State Commission on Equipment established under RCW 46.37.005.

(5) "Tow Truck Permit" means the permit issued annually by the Department that has the classification of service the tow truck may provide stamped upon it.

(6) "Registered Tow Truck Operator" or "Operator" means any person who engages in the impounding, transporting, or storage of unauthorized vehicles, or in the disposal of abandoned vehicles.

(7) "Tow truck" means a motor vehicle that is equipped for and used in the business of towing vehicles with equipment as approved by the Commission.

(8) "Tow truck number" means the number issued by the Department to tow trucks used by a registered tow truck operator in the state of Washington.

(9) "Tow truck service" means the transporting upon the public streets and highways of this state of unauthorized vehicles, together with personal effects and cargo, by a tow truck of a registered operator.

(10) "Highway" means the entire width between the boundary lines of every way publicly maintained when any part thereof is open to the use of the public for purposes of vehicular travel.

(11) "Place of business" means a building which the registered tow truck operator occupies, either continuously or at regular times, where tow business books and records are kept and tow business is transacted in each assigned tow zone.

(12) "Vehicle storage area" means the approved yard or enclosed building where stored vehicles are kept. This storage area and fencing will comply with the requirements as established by the Department of Licensing and all local zoning rules and regulations.

(13) "District Commander" means the local commanding officer of an area established by the Washington State Patrol.

(14) "Inspector" means a commissioned officer of the Washington State Patrol who has been designated as a tow truck inspector by the Patrol.

(15) "Tow Zone" means that geographical area designated by the district commander for the removal of vehicles as defined in Chapter 46 RCW and these regulations.

(16) "Secretary" means the Executive Secretary of the Commission on Equipment.

(17) "Letter of Appointment" means a letter issued by the Secretary that authorizes a licensed tow truck operator to tow on a rotational or contractual basis for the Washington State Patrol.

#### NEW SECTION

**WAC 204-91-040 APPLICATION FOR LETTER OF APPOINTMENT.** (1) An application for a Letter of Appointment to provide towing service for the Patrol shall be filed by the applicant with the Secretary of the Commission on Equipment on a form prescribed by the Commission. In the case of a partnership, each partner shall apply on the form prescribed by the Commission. In the case of a corporation, the Commission may require that each of the present and any subsequent officers, managers, and stockholders holding ten percent or more of the total issued and outstanding stock of the applicant corporation complete an application form.

(2) The application form will be assigned a docket number which shall be its permanent identification number for all matters relating to appointments, granted or denied, and any other correspondence thereafter.

(3) The filing of an application for a Letter of Appointment to tow upon request of the Patrol does not in itself authorize the towing operator to provide towing services pursuant to these regulations until a Letter of Appointment has been granted by the Commission. The Patrol shall not call a towing business unless a permanent letter has been issued in connection with such business by the Commission. However, nothing herein shall prohibit the Patrol from calling the towing business upon the specific request of the person responsible for the vehicle or his agent.

A permanent letter will not be granted until all applicable sections of the rules and regulations of the Department of Licensing to qualify as a licensed and registered tow truck operator have been met by the applicant. Upon request, the Secretary shall advise the applicant of the contents of these regulations and of the standards established for the issuance of a Letter of Appointment.

#### NEW SECTION

**WAC 204-91-050 APPLICATION.** Application for licensing as a registered tow truck operator shall be made on forms furnished by the Department and shall be accompanied by an inspection certification from the Washington State Patrol. The inspection form shall be furnished by the Commission.

#### NEW SECTION

**WAC 204-91-060 CERTIFICATE OF APPROVAL.** A certificate of approval from the chief of police if the applicant's principal place of business is located in a

city or town having a population over five thousand persons or, in all other instances, from a member of the Washington State Patrol, certifying that:

(1) The applicant has an established place of business at the address shown.

(2) The place of business has an office area that is accessible to the public without entering the storage area.

(3) The place of business has adequate and secure storage facilities as defined by rules of the Department, where vehicles and their contents can be properly stored and protected.

(4) The applicant has proof of the following minimum insurance requirements:

(a) Two hundred fifty thousand dollars for liability for bodily injury or property damage per occurrence, and

(b) One hundred thousand dollars of legal liability per occurrence, to protect against vehicle damage, including but not limited to fire and theft, from the time a vehicle comes into the custody of an operator until it is redeemed or sold.

(5) The information for the certificate of approval may be included in the inspection form that is completed by the inspector.

#### NEW SECTION

**WAC 204-91-070 INSPECTIONS.** Upon receipt of an application for a Letter of Appointment, the Secretary of the Commission shall cause the Patrol to conduct an inspection of the applicant's place of business, facilities, and equipment to determine if the applicant qualifies for the issuance of a Letter of Appointment pursuant to Chapter 204 WAC. Verification must be shown to the inspector that the applicant's request for a Letter of Appointment complies with all applicable local laws and regulations as prescribed for the geographical area where the towing business will be established. If local zoning regulations are applicable, a copy of the certification of approval from the local zoning commission will be furnished to the inspector. This certification may be included in the Department of Licensing application form for license. This certification will become a part of the permanent record maintained on each approved towing firm by the Commission.

(1) Inspections will be conducted at least once a year. Unscheduled inspections may be conducted without notice at the operator's place of business by an inspector to determine the fitness of tow trucks, facilities, and business records.

(2) After a license to operate as a registered tow truck has been approved by the Department, a cab card permit will be carried in the tow truck at all times. The permit will be designed and be furnished by the Department, and will be renewed and changed on an annual basis. The class of the tow truck shall be stamped on this permit.

(a) A tow truck number, as assigned by the Department, will be affixed to each qualified tow truck.

(3) Upon a subsequent inspection of a tow truck which has previously been found qualified and to which a permit has been affixed, the inspector may place a "red" out of service tag on the windshield of the tow

truck if it is no longer found to be qualified, subject to the following procedures.

(a) In the event of a safety-related defect which would render the tow truck a safety hazard upon the public highway, the red tag shall be affixed immediately. Upon a protest by the operator that the defect does not represent a safety hazard, the red out of service tag shall not be affixed until such time as the defect is verified as a safety hazard by the inspector's supervisor.

(b) In the event of missing or defective equipment which is not a safety hazard but was required for approval initially, the inspector shall advise the operator of the defect. If after ten days the operator fails or refuses to repair the defect, the red out of service tag shall be affixed.

(c) Upon repair of a defect which has previously caused the applying of a red tag, the inspector shall reinspect the equipment which has been found defective. If the specified corrections have been satisfactorily completed, the inspector shall remove the red tag. In the event that the inspector is not readily available to reinspect and remove the red tag, such other patrol officer as appointed by the inspector's supervisor may reinspect and remove the red tag. The reinspection shall be completed as soon as possible after the operator advises that the defect has been repaired.

(d) Upon termination of a Letter of Appointment, the operator's right to conduct towing services at the request of the Patrol is canceled.

(e) Upon sale or other transfer of the truck from the business, the operator shall so advise the Secretary of the Commission and the inspector will be requested to obtain the previously-issued permit. This permit will be forwarded to the Department of Licensing.

(f) Upon the purchase or acquisition of any additional tow truck to be used pursuant to this chapter, the operator shall immediately notify the Commission and request an inspection of the new unit by the Patrol.

#### NEW SECTION

WAC 204-91-080 CERTIFICATION. After inspection of the towing business facilities and equipment, the inspecting officer of the Patrol will certify one of the following:

(1) The towing operation of the applicant fully conforms to the requirements and qualification standards established by the Commission and the Department of Licensing; or,

(2) The towing operation of the applicant does not conform to the requirements and qualification standards of the Commission. The Patrol shall state the reasons for failure to qualify in a separate report which shall be attached to the application/inspection form.

(3) In the event the applicant fails to meet the established requirements for approval, the applicant may reapply for a subsequent inspection and request for certification.

(4) The Secretary of the Commission shall have the authority to issue Letters of Appointment after receiving certification from the inspector and notice from the Department of Licensing that the applicant meets all legal

requirements to be licensed as a registered tow truck operator. All such Letters of Appointment may be reviewed by the Commission at its regular meetings.

If the Commission shall find that the applicant does not or will not meet the requirements of this regulation or is not qualified regardless of waiver, then the Commission shall deny such application and shall so notify the applicant of its decision, stating the reasons therefore in writing. If a Letter of Appointment is granted, the Secretary will notify the applicant in writing and notify the Patrol directing them to use the services of the applicant in accordance with this regulation.

If the district commander of the Washington State Patrol district concerned recommends denial of a business application for authorization to provide a towing service for the Patrol, the Secretary to the Commission on Equipment shall notify the applicant and the district commander that the applicant and the district commander or his designee have the right to appear before the Commission on Equipment when the application is to be considered to show cause why the application should or should not be approved.

#### NEW SECTION

WAC 204-91-100 ISSUANCE OF A LETTER OF APPOINTMENT. (1) No towing operator shall be called to perform a towing service at the request of the Patrol unless such operator has a Letter of Appointment as described herein by the Commission. No such Letter of Appointment will be issued by the Commission unless the Commission is satisfied that all qualifications set out in this regulations have either been met by the applicant, or that a waiver of one or more qualifications has been granted by the Commission.

(2) A Letter of Appointment will be valid only in a single tow zone assigned by the district commander. Applications for additional letters of appointment in other zones must be based on a complete and separate business location capable of independent operation within the additional zone.

(3) A tow operator or a district commander may petition the Commission for a waiver of requirements. The Commission may grant a waiver if it finds that the towing service available to the Patrol is inadequate in that area to meet the needs of the public.

In the event a qualified tow business that meets all requirements and qualifications receives a Letter of Appointment in the same zone as the tow business that had been granted a waiver, the tow business currently operating under a waiver will have its Letter of Appointment rescinded by the Commission and after notification will not be called for Patrol-initiated tows.

(4) Every Letter of Appointment shall be issued in the name of the applicant and the holder thereof shall not allow any other person to use the letter of appointment.

(6) The Letter of Appointment will only be valid for the place of business named on the application and will not apply to any other place of business.

(7) A Letter of Appointment shall be valid until superseded or revoked by the Commission.

(8) Each separate place of business will have a Letter of Appointment.

(9) Before a Letter of Appointment can be issued by the Secretary, the applicant must have a tow truck meeting the minimum standards in WAC 204-91-180.

#### NEW SECTION

WAC 204-91-110 **SUSPENSION OR REVOCATION OF LETTER OF APPOINTMENT.** Upon receiving evidence that any appointee has failed to comply to or no longer complies with any requirement or provision of these rules and regulations, the Commission may deny, suspend, or revoke the Letter of Appointment. The Commission may not deny, suspend, or revoke the Letter of Appointment unless the appointee has been given notice and an opportunity to be heard as prescribed in RCW 34.04.

The holder of a Letter of Appointment may voluntarily relinquish his or her letter. The Secretary will be advised in writing of this voluntary relinquishment. After receiving written notice, the Secretary will cause the inspector to obtain the original Letter of Appointment and forward the same to the Commission.

#### NEW SECTION

WAC 204-91-120 **PROCEDURE.** The provisions of Chapter 1-08 WAC shall govern the conduct of any hearing held pursuant to these regulations. The burden of proof in any hearing before the Commission shall be on the applicant seeking a Letter of Appointment, or the person or agency seeking the suspension or revocation of a Letter of Appointment, or other action by the Commission. The Commission, after having heard and considered all pertinent evidence, or after having considered a record of a hearing conducted by a hearing officer duly appointed by the Commission, shall make written findings of facts based on the evidence and written conclusions based on its findings. Oral proceedings shall be recorded on tape and such tape shall become part of the hearing record.

#### NEW SECTION

WAC 204-91-130 **APPEAL.** Any person aggrieved by a decision of the Commission denying, suspending, or revoking a Letter of Appointment may appeal such decision to the Superior Court under the provisions of Chapter 34.04 RCW.

#### NEW SECTION

WAC 204-91-140 **COMPLAINTS.** All law enforcement or local licensing agencies that receive complaints involving registered tow truck operators shall forward the complaints, along with supporting documents, including all results from the complaint investigation, to the Department.

(1) Those complaints investigated by the Patrol will be forwarded to the Secretary and the Secretary will review the complaint, prior to forwarding it to the Department.

(2) The Patrol shall investigate all complaints involving deficiencies of equipment.

(3) A complete copy of all complaints investigated by the Patrol will be kept on file by the Commission on Equipment.

#### NEW SECTION

WAC 204-91-150 **BUSINESS OFFICE AND BUSINESS HOURS.** Business hours for purposes of inspection of business records, place of business, and towing equipment shall be 8 a.m. to 5 p.m., excluding weekends and holidays.

(1) When an operator is not open for business and does not have personnel present at the place of business, the operator shall post a clearly visible telephone number at the business location for the purpose of public contact for the release of vehicles or personal property.

(2) The operator shall maintain personnel who can be contacted 24 hours a day to release impounded vehicles within a 30-minute period of time.

(3) Personal property shall be released without charge between the hours of 8 a.m. to 5 p.m., except on weekends and legal holidays.

(4) Any fee that is charged for the storage of a vehicle shall be calculated on a 24-hour basis and shall be charged to the nearest half day from the time the vehicle arrived at the secure storage area. All impounded vehicles shall be taken to the nearest approved storage location.

(5) All billing invoices that are provided to the redeemer of the vehicle shall be consecutively numbered and shall contain the following minimum information:

- (a) Date of service and tow truck operator's name.
- (b) Time of departure from business.
- (c) Time of return to business.
- (d) Starting mileage of tow truck.
- (e) Ending mileage of tow truck.
- (f) Class of tow truck.

(g) If towing call is for a Washington State Patrol request.

(h) All fees for service shall be itemized.

A copy of the invoice shall be filed by invoice number at the business location and a copy of any voided invoice shall be retained in this same file.

(6) The Department shall adopt rules concerning fencing and security requirements of storage areas which may provide for modification or exemptions when needed to achieve compliance with local zoning laws.

(7) All vehicles shall be handled and returned in substantially the same condition as they existed before being towed.

(8) All personal belongings and contents in the vehicle shall be kept intact and shall be returned to the vehicle's owner or agent during normal business hours upon request and presentation of a driver's license or other sufficient identification. Personal belongings shall not be sold at auction to fulfill a lien against the vehicle.

(9) All personal belongings not claimed before the auction shall be turned over to the local law enforcement agency to which the initial notification of impoundment was given. Such personal belongings shall be disposed of pursuant to Chapter 63.29 RCW.

(10) After January 1, 1986, all employees who serve as tow truck operators shall have a Washington State

driver's license endorsed for vehicle combinations under RCW 46.20.440.

(11) Any person who shows proof of ownership or written authorization from the impounded vehicle's registered or legal owner may inspect and view the vehicle without charge during normal business hours.

(12) The address that the tow truck operator lists on his or her application shall be the business location of the firm where its business records are kept. The application shall also list all locations of secure areas for vehicle storage and redemption.

(13) All tow trucks shall display the firm's name, city of address, and telephone number. This information shall be painted on or permanently affixed to both sides of the vehicle. The lettering shall be at least two (2) inches in height with 1/2-inch stroke, in a color that contrasts with the tow truck's color. The lettering shall be three inches in height, with 1/2-inch stroke, on all tow trucks that are placed into service after January 1, 1986.

(14) Before a tow truck is put into tow truck service, or when the reinspection of a tow truck is necessary, the district commander of the State Patrol shall designate a location and time for the inspection to be conducted. When practicable, the inspection or reinspection shall be made within three business days following the request by the operator.

Failure to comply with any requirement of this section or rules adopted under it is a traffic infraction.

#### NEW SECTION

**WAC 204-91-160 TOWING PROCEDURE.** Officers of the Patrol shall obtain towing services to remove damage or disabled vehicles from the highway or to remove vehicles from the highway with the following limitations:

(1) If the vehicle does not constitute an obstruction to traffic and the owner/operator of the vehicle is present at the scene and appears competent to determine disposition of the vehicle, the owner/operator may, upon request, make his own arrangements for removal. This does not affect rotational positions.

(2) If the vehicle is to be removed from the scene, the owner/operator of the vehicle may make a specific request for a particular tow operator. The request will be honored by the officer of the Patrol if the requested tow operator is reasonably available and the request is otherwise reasonable in view of the circumstances at the scene. This does not affect rotational positions.

(3) When the owner/operator of the vehicle makes no specific request, or when the owner/operator is incapacitated or is unavailable, the officer of the Patrol shall, when practicable, obtain towing services by notifying the radio communications center and requesting tow service at that location.

(4) The Commission shall specify that tow services obtained by the Patrol will be on a contractual, rotational, or other basis in specific geographical areas in the state.

(5) For the purposes of rotational tow requests, an approved tow truck shall be used only in the single tow zone which has been assigned to the company or business enterprise operating such truck, except:

(a) In cases of specific requests covered by (2) above; and

(b) When tow service is not reasonably available within a given zone and tow service may be obtained from another zone.

(6) The Patrol and the Secretary may establish rules that will allow approved towing firms to establish their own central dispatch centers to dispatch tow trucks at the request of the Patrol in selected geographical areas of the state.

(a) These dispatch centers will be the responsibility of those member towing firms that utilize this type of service.

(b) The Patrol communications centers will advise the towing dispatch center of the location, zone number, class of tow truck(s), and number of tow trucks needed at the location. The towing dispatch center will be responsible for dispatching the various towing firm's tow trucks.

(c) Permanent records will be maintained by the towing dispatch center for a period of three years of all tow trucks dispatched at the request of the Patrol.

#### NEW SECTION

**WAC 204-91-170 TOW ZONES.** Each district commander of the Patrol shall outline geographical areas within his district to be designated as tow zones and approved by the Commission. The geographical tow zones for each Washington State Patrol district are on file with the Secretary of the State Commission on Equipment, Washington State Patrol Headquarters, General Administration Building AX-12, Olympia, Washington. The boundaries established pursuant to this action may be modified by an appeal. Each district of the Patrol shall be divided into tow zones to be determined on the basis of a general comparison between the availability of towing service and the incidence of need for towing service in geographical areas within his district. They shall consider such factors as the frequency and severity of accidents and the frequency of DWI arrests in respective areas throughout the district, the volume and pattern of traffic, the availability of tow services, and the accessibility of tow services to the respective areas of need within each district. Nothing herein shall prevent the Commission from amending tow zones from time to time as required by changing traffic and accident patterns and other such factors affecting the adequacy of towing service available to the Patrol.

#### NEW SECTION

**WAC 204-91-180 MINIMUM STANDARDS FOR TOW TRUCKS. Class A Tow Trucks.** Tow trucks that are capable of towing and recovery operations for passenger cars, pickup trucks, small trailers, or equivalent vehicles. All equipment used in conjunction with the tow truck must be commensurate with the manufacturer's basic boom rating.

(1) Ten thousand pounds minimum manufacturer's gross vehicle rating or equivalent.

(2) Dual tires on the rear axle or duplex type tires, referred to as super single with load rating that is comparable to dual tire rating.

(3) Six ton boom rating dual or single boom with dual winches to control a minimum of two service cables.

(4) A minimum of one hundred feet of 3/8-inch continuous length cable or its equivalent, measured from the point of attachment, in safe working condition on each drum.

(5) Each cable shall be capable of being fully extended from and fully wound onto its drum.

(a) Cables or wire ropes shall be free from the following defects and conditions.

(b) No more than six randomly distributed broken wires in one rope lay, or more than three broken wires in one strand in one rope lay.

(c) No evidence of any heat damage from any cause.

(d) No end attachments that are cracked, deformed, worn, or loosened.

(e) Where a wire rope is attached to a hook with clamps instead of being swaged, a minimum of three clamps shall be used. Clamps shall be spaced at least six rope diameters apart and attached with the base or saddle of the clamp against the longer or "live" end of the rope. The "U" bolt will be placed over the short or "dead" end of the rope and will be of the proper size.

(6) One revolving or intermittent red lamp with 360 degree visibility; may also be equipped with flashing amber lamp and/or flashing white lamps which may be used in conjunction with the red lamp(s). Such lighting will not be used when responding to a call, but only at the scene when necessary to warn approaching traffic of impending danger.

(7) A broom and shovel. The broom shall be at least twelve inches wide and have a handle at least four feet long. The shovel shall be flat scoop type with a minimum width of seven inches and overall length of at least three feet.

(8) A tow sling, wheel lift, car carrier, or other comparable device made of a material designed to protect vehicles and motorcycles while being towed.

(9) A 20 BC rating fire extinguisher(s) or equivalent.

(10) A minimum of two snatch blocks or their equivalent in working condition.

(11) A portable dolly or its equivalent for hauling vehicles that are not towable.

(12) Two pinch bars or equivalent devices; one tapered, one flattened; one three feet and one four feet, with a minimum diameter of three quarters of one inch.

(13) A two-way radio having the ability to communicate with a base station. Citizen band radio does not suffice.

(14) Portable lights for unit being towed including, but not limited to, tail lights, stop lights, and directional signals.

(15) In addition to the preceding, the following is required:

(a) Tow truck interior will be reasonably clean.

(b) Tow truck drivers will clean accident/incident scenes of all vehicle glass and debris.

Class B. Tow trucks that are capable of towing and recovery operations for medium size trucks, trailers, motor homes, or equivalent vehicles. Class B tow trucks shall have:

(1) Seventeen thousand pounds minimum gross vehicle weight.

(2) Ten ton minimum hoist rating.

(3) Seven-sixteenths inch cable; a minimum of one hundred fifty feet.

(4) The remaining minimum required standards stated in Class A.

(5) Those Class B tow trucks in excess of 23,000 pounds GVW will not be required to carry dollies when used for heavy truck towing.

Class C.

(1) Forty thousand pounds minimum gross vehicle weight.

(2) Twenty-five ton minimum hoist rating.

(3) One hundred fifty feet of cable at 9/16-inch.

(4) Air brakes and air system capable of supplying air to the towed unit.

(5) Portable dollies not required.

(6) Tandem rear axle truck chassis.

(7) The remaining minimum required standards in Class A as stated above.

Class D. Must meet equipment standards in Class A, except:

(1) Wheel lift winch capacity of 6,000 pounds minimum.

(2) One cable for Class D.

All other tow trucks which cannot meet these classification or equipment requirements must obtain special approval by the Secretary through the district commander in writing, stating the need, capability, size, and equipment of the tow truck.

## NEW SECTION

WAC 204-91-190 VEHICLE TOWING OPERATOR QUALIFICATIONS. In addition to WAC 204-91-180, tow truck operators appointed to perform towing service pursuant to this regulation shall observe the following practices and procedures:

(1) When called by the Patrol, the tow truck operator will dispatch a tow truck within five minutes during normal business hours.

(2) Tow trucks dispatched at the request of the Patrol after normal business hours will be on the move within the assigned zone within fifteen minutes after receiving the call.

(3) The tow truck that is dispatched will arrive at the stated location within a reasonable time considering distance and traffic conditions.

(4) If for any reason a tow operator is unable to dispatch a tow truck within the stated time, the tow truck operator shall so advise the Patrol. In the event the tow truck does not arrive at the scene within a reasonable time, the Patrol will contact another tow business to perform the necessary services.

(5) A tow operator on rotation who is unable to dispatch within the time stated in WAC 204-91-190, paragraphs, 1, 2, 3, and 4, will forfeit his turn and be

placed at the bottom of the rotation list as if he had responded.

(6) Consistent refusal or failure of the appointee to respond to calls from the Patrol for Towing services may result in the suspension or revocation of the tow operator's Letter of Appointment.

(7) The tow operator will advise the Patrol when he receives a private call for a tow and the circumstances indicate that the tow is for a vehicle which has been involved in an accident or other such incident on the public roadway. The tow operator also will advise the Patrol of all traffic accidents on private property resulting in bodily injury or death when the operator has received a private call for a tow at such an accident.

(8) The tow operator will notify the Patrol before moving any vehicle involved in an accident on a public highway under the jurisdiction of the Patrol as defined in the Motor Vehicle Code, Title 46 RCW, or where it appears that the driver of the vehicle to be moved is under the influence or intoxicants or drugs, or is otherwise incapacitated.

(9) When the Patrol is in charge of an accident scene or other such incident, a tow operator shall not respond to such scene unless his services have been specifically requested by the Patrol, or the driver/owner or his agent.

(10) The tow operator shall be available twenty-four hours a day for the purpose of receiving calls or arranging for the release of vehicles. Business hours will be posted conspicuously at the operator's place of business so they can be seen during business hours and nonbusiness hours. A copy will also be sent to the Secretary of the Commission and Patrol district commander of the district in which the tow operator does business. Changes of business hours will be sent to the Department, Secretary of the Commission, and district commander ten days before their effective date.

(11) Tow operators will notify the appropriate Patrol office of the release of stored vehicles within five working days after the release of such vehicle. Notification to the Patrol will be made in such a manner as prescribed by the Secretary.

(12) Tow operators will post current towing service rates in a conspicuous place at the company's place of business and shall list such rates on a form approved by the Commission. A copy of the current rates will be sent to the Department, Secretary of the Commission, and Patrol district commander of the district in which the tow operator has applied for a Letter of Appointment. Any change(s) in service rates will be forwarded to the district commander of the area and to charges made for towing services arising from calls issued by the Patrol shall be consistent with current posted towing rates and shall be based only upon services listed on the prescribed form.

(13) Tow operators will maintain, for three years, records on towed and released vehicles which were towed at the request of the Patrol. This record will include, but not be limited to:

(a) An itemized receipt of charges to the claimant of the vehicle.

(b) An inventory sheet or copy thereof made out by the trooper at the scene of the tow and signed by the tow truck driver.

Such records will be available for inspection by the Patrol during normal business hours at the appointee's place of business for which the letter of appointment has been issued.

(14) The tow truck driver will sign an inventory sheet made out by the Patrol officer at the scene.

(15) Tow operators will obtain and maintain current registration as a licensed tow truck operator pursuant to Chapter 377, Laws of 1985.

(16) Tow operators shall perform towing tasks competently. The standard of competence shall be that quality of work which is accepted as efficient and effective within the towing industry.

(17) No tow operator or his/her employee or agent shall misappropriate, wrongfully convert to his/her own use, or abuse any property entrusted to his/her care or storage as a result of performing towing services for the benefit of a towing service customer.

NEW SECTION

WAC 204-91-200 EFFECTIVE DATE. These regulations shall become effective on January 1, 1986. Those towing operators who possess valid letters of appointment dated prior to January 1, 1986, are hereby authorized to continue towing for the Washington State Patrol until such time as they have completed their application to qualify as a registered tow truck operator, have been inspected by the Washington State Patrol, received their license as a registered tow truck operator, and received their Letter of Appointment. Failure to pass the inspection of the Washington State Patrol, as dictated by Chapter 377, Laws of 1985, will cause the automatic cancellation of the pre-1986 Letter of Appointment.

REPEALER

THE FOLLOWING CHAPTER OF THE WASHINGTON ADMINISTRATIVE CODE IS REPEALED

- WAC 204-66-010 AUTHORITY
- WAC 204-66-020 PURPOSE
- WAC 204-66-030 DEFINITIONS
- WAC 204-66-040 APPLICATION FOR LETTER OF APPOINTMENT
- WAC 204-66-050 APPLICATION FORM FOR LETTER OF APPOINTMENT
- WAC 204-66-060 INSPECTIONS
- WAC 204-66-070 CERTIFICATION
- WAC 204-66-080 PROCESSING OF APPLICATION
- WAC 204-66-090 ISSUANCE OF A LETTER OF APPOINTMENT
- WAC 204-66-100 SUSPENSION OR REVOCATION OF LETTER OF APPOINTMENT
- WAC 204-66-110 LETTER DOES NOT GRANT VESTED RIGHT
- WAC 204-66-120 PROCEDURE
- WAC 204-66-130 APPEAL

- WAC 204-66-140 TOWING PROCEDURE
- WAC 204-66-150 TOW ZONES
- WAC 204-66-160 MINIMUM STANDARDS FOR TOW TRUCKS
- WAC 204-66-170 TOW TRUCK CLASSIFICATIONS
- WAC 204-66-180 VEHICLE TOWING OPERATOR QUALIFICATIONS
- WAC 204-66-190 PENALTIES
- WAC 204-66-200 EFFECTIVE DATE

**WSR 85-20-101**  
**PROPOSED RULES**  
**DEPARTMENT OF AGRICULTURE**  
 [Filed October 1, 1985]

Notice is hereby given in accordance with the provisions of RCW 34.04.025, that the Department of Agriculture intends to adopt, amend, or repeal rules regarding filing fees for lien listing, chapter 16-620 WAC;

that the agency will at 1:00 p.m., Thursday, November 21, 1985, in the Office of the Washington Cattlemen's Association, 1720 Canyon Road, Ellensburg, WA, conduct a public hearing on the proposed rules.

The formal decision regarding adoption, amendment, or repeal of the rules will take place on November 25, 1985.

The authority under which these rules are proposed is chapter 20.01 RCW.

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency before November 21, 1985.

Dated: October 1, 1985  
 By: Mike Willis  
 Assistant Director

**STATEMENT OF PURPOSE**

Title: Relating to brand inspection.

Description of Purpose: To adopt fees for the filing of liens against livestock and for weekly listings of such liens.

Statutory Authority: Chapter 412, Laws of 1985.

Specific Statute Rule is Intended to Implement: Sections 17 and 18, chapter 412, Laws of 1985.

Summary of Rule: A fee of \$12.50 will be charged for the filing of livestock liens with the Department of Agriculture. A subscription fee of \$24.00 per year will be charged for weekly listings of liens on file.

Reasons Supporting Proposed Action: Chapter 412, Laws of 1985, enacted a secondary system for liens against livestock and provided that the system would be funded by fees to be established by rule.

Agency Personnel Responsible for Drafting, Implementation and Enforcement: Mike Willis, Assistant Director, Department of Agriculture, Livestock Services Division, AX-41, Olympia, WA 98504, (206) 753-5065.

Person or Organization Proposing Rule, and Whether Public, Private, or Governmental: Department of Agriculture.

Agency Comments or Recommendations Regarding Statutory Language, Implementation, Enforcement, Fiscal Matters: Proposed fees are expted [expected] to fully fund the livestock lien program.

Whether Rule is Necessary as Result of Federal Law or Federal or State Court Action: No.

Small Business Economic Impact Statement: None.

NEW SECTION

WAC 16-620-110 For the purpose of filing an effective financing statement which includes a security interest in livestock situated in this state, the fee to be paid to the department by the secured party shall be twelve dollars and fifty cents.

NEW SECTION

WAC 16-620-115 The department shall regularly publish a listing of the effective financing statements on file and shall furnish these listings only on a subscription basis for a fee of twenty-four dollars per year.

**WSR 85-20-102**  
**NOTICE OF PUBLIC MEETINGS**  
**HUMAN RIGHTS COMMISSION**  
 [Memorandum—September 30, 1985]

The Washington State Human Rights Commission will conduct a special meeting of its advisory council, the Washington Association of Human Rights Agencies, on Tuesday, October 8, 1985, at the Liberty Park Community Building, Park and Bronson, Renton, Washington, beginning at 7:00 p.m.

**WSR 85-20-103**  
**PROPOSED RULES**  
**DEPARTMENT OF PERSONNEL**  
**(Personnel Board)**  
 [Filed October 2, 1985]

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:

- Amd WAC 356-15-050 Holiday compensation.
- Amd WAC 356-26-060 Certifications—General methods;

that the agency will at 10:00 a.m., Thursday, November 14, 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 November 12, 1985.

Dated: October 1, 1985

By: Leonard Nord  
Secretary

## STATEMENT OF PURPOSE

Amend WAC 356-15-050.

Title: Holiday compensation.

Purpose: Denotes how full-time employees will be compensated for work on holidays.

Statutory Authority: RCW 41.06.150.

Summary: Changes proposed to subsection (2) would allow exchange time as a means of compensating exceptions employees for work on a holiday. Changes to subsection (3) would address holiday compensation for part-time employees.

Reasons: The addition of "exchange time" to WAC 356-15-030 (4)(b) made subsection (2) of WAC 356-15-050 inconsistent in its treatment of exceptions employees. Revisions to subsection (3) would allow easy reference for holiday compensation regarding part-time employees.

Responsibility for Drafting: Gail Salisbury, Personnel Analyst, Department of Personnel, 600 South Franklin, MS: FE-11, Olympia, WA 98504, phone 753-5383, and Al Gonzales, Department of Social and Health Services, Office Building #2, MS: OB-13, Olympia, WA 98504, phone 753-5184; Implementation: All state agencies; and Enforcement: Department of Personnel.

Proposed by: Department of Personnel and Department of Social and Health Services, governmental agencies.

Amend WAC 356-26-060.

Title: Certifications—General methods.

Purpose: Explains the method in which certification of names will be made to agencies.

Statutory Authority: RCW 41.06.150.

Summary: Proposed change would implement the "rule of one" for reduction-in-force candidates.

Reasons: Changes would implement provisions of EHB 116.

Responsibility for Drafting: Fred Richardson, Department of Personnel, 600 South Franklin, MS: FE-11, Olympia, WA 98504, phone 753-1003; Implementation and Enforcement: Department of Personnel.

Proposed by: Department of Personnel, governmental agency.

AMENDATORY SECTION (Amending Order 121, filed 6/12/78)

WAC 356-15-050 HOLIDAY COMPENSATION. (1) All full-time employees shall be compensated for the days that are designated as holidays, except Sundays, as listed in WAC 356-18-020 and 356-18-030 (2), (3) and (4) at a straight-time rate even though they do not work. In addition:

(a) Scheduled and nonscheduled work period employees shall be compensated for the hours actually worked on a holiday at a time-and-one-half rate.

(b) Exception work period employees, while not normally compensated additionally for work performed on a holiday, may be compensated for the hours actually worked on a holiday at a rate not to exceed time-and-one-half, when their appointing authority deems it appropriate.

(2) Compensation for hours actually worked shall be in ((either)) cash ((or)), compensatory time, or exchange time as indicated in WAC 356-15-030(4) and (5).

(3) Part-time employees shall be compensated for holidays in accordance with WAC 356-18-030(5).

AMENDATORY SECTION (Amending Order 175, filed 9/22/82)

WAC 356-26-060 CERTIFICATION—GENERAL METHODS. Upon receipt of a request for certification, the director of personnel shall normally certify to the appointing authority a list of names equal in number to four more than there are vacancies to be filled from the ranked registers except:

(1) (~~When there are names to be certified from the agency reduction in force register and/or the service-wide reduction in force register and when the number of names is less than equal to four more names than there are vacancies to be filled, the director of personnel shall initially certify only the reduction in force register's names. The appointing authority may request additional names in ranked register order to satisfy the statutory maximum allowed provided the appointing authority has first indicated, in writing, to the director of personnel and the certified candidates why additional names are being requested.~~) One name will constitute a complete certification when referrals are made from the agency reduction-in-force register, the service-wide reduction-in-force register, or the dual agency reversion register. When an appointing authority requests a selective certification for specialized qualifications, the eligible candidate must meet the selective criteria in order to be referred to the position, provided:

(a) The criteria were approved when the position was established, reallocated, or last filled; or

(b) The specialized qualifications were previously required for a classification that was later merged with other classifications that did not require them; or

(c) It has been determined that the position involves new duties that would warrant future selective certification. Such selective criteria shall not be applied for certification purposes until six months after the department of personnel approves the selective criteria for the position.

(d) In the case of (a), (b), or (c) of this subsection, the director of personnel or designee must determine that the specialized qualifications are still required for successful job performance and cannot be learned within a reasonable length of time.

(2) Where all names are certified exclusively from an open competitive register, the director of personnel may certify in ranked order up to all of the names from the open competitive register: PROVIDED, That the appointing authority shall select from those eligibles available from the highest ranking names which constitute five names per vacancy to be filled.

(3) When more than one candidate has the same examination rating and when necessary to limit the number of names to four more than the number of vacancies, ties shall be broken by lot upon each instance of certification.

(4) An unranked register may be used to complete a certification. In such cases, all names appearing on that register shall be certified. Subsequent unranked registers shall not be used until the certification is again incomplete.

(5) The director of personnel, upon request and after consultation with the employing department and employee representatives, may declare positions, groups of positions or classes of positions as training positions. Such positions may be filled from the next lower level register in the class series as designated by the director of personnel with employees being automatically advanced after completion of one year's service in the lower level class.

(6) When the vacancy to be filled is identified as part of an agency's affirmative action goals as established by their approved affirmative action plan, the director of personnel may, except where there are employees on the reduction in force register, refer up to three additional names per vacancy of individuals who are on existing registers and who are members of the protected groups under Title VII of the 1964 Civil Rights Act and chapter 49.60 RCW, state law against discrimination, or for federal contract compliance purposes, veterans and disabled veterans as defined in the Vietnam Era Veteran's Readjustment Act of 1974, Title 41, CFR, Chapter 60, Part 60-250, "Affirmative Action Obligations of Contractors and Subcontractors for Disabled Veterans and Veterans of the Vietnam Era." This action may be taken when necessary to comply with the best standards of personnel administration as contemplated by chapter 41.06 RCW.

Agencies shall request from the department of personnel a determination prior to the utilization of this rule as to whether there are members of the protected groups on existing registers. If there are no such members on the registers, active recruitment will be initiated.

(7) The director of personnel or designee may refer, for the following classes, a sufficient number of names to assure that requesting agencies have not less than five names available to fill the position:

Messenger clerk  
 Receptionist  
 Clerk 1  
 Clerk 2  
 Clerk-Steno 1 visually handicapped  
 Clerk-Steno 2 visually handicapped  
 Clerk-Typist 1  
 Clerk-Typist 2  
 Dictating machine transcriber  
 Word processing operator 1  
 Word processing operator 2  
 Clerk-Steno 1  
 Clerk-Steno 2  
 PBX operator  
 Data entry operator 1  
 Data entry operator 2

If such certification contains five or more available promotional candidates, agencies shall appoint from the promotional candidates.

(8) Permanent employees certified from a ranked register for consideration of appointment shall be notified by the agency at the time of the referral. Upon appointment the agency shall advise those employees certified but not appointed of the action taken.

**WSR 85-20-104**  
**PROPOSED RULES**  
**UTILITIES AND TRANSPORTATION**  
**COMMISSION**

[Filed October 2, 1985]

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:

Amd WAC 480-12-190 Relating to motor carriers.  
 Amd WAC 480-30-100 Relating to auto transportation companies.  
 Amd WAC 480-40-070 Relating to passenger charter carriers.  
 Amd WAC 480-70-330 Relating to garbage and/or refuse collection companies.

The proposed amendatory sections are shown below as Appendix A, Cause No. TV-1913. Written and/or oral submissions may also contain data, views, and arguments concerning the effect of the proposed amendments 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, November 6, 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, 81.80.130, 81.80.140, 81.80.290, 81.77.030, 81.70.140 and 81.68.030.

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency before November 1, 1985.

Dated: October 2, 1985  
 By: Richard A. Finnigan  
 Executive Officer

### STATEMENT OF PURPOSE

In the matter of amending WAC 480-12-190 relating to motor carriers, 480-30-100 relating to auto transportation companies, 480-40-070 relating to passenger charter carriers and 480-70-330 relating to garbage and/or refuse collection companies.

The rules proposed by the Washington Utilities and Transportation Commission are to be promulgated pursuant to RCW 80.01.040, 81.80.130, 81.80.140, 81.80.290, 81.77.030, 81.70.140 and 81.68.030 which direct that the commission has authority to implement the provisions of chapters 81.80, 81.77, 81.70 and 81.68 RCW.

The rules proposed by the Washington Utilities and Transportation Commission are designed to update the present rules which adopt federal DOT standards for drivers hours of service and drivers logs. The major impact of the updating will be in the area of maintaining and preparing log books. Seven additional items are to be added that must appear on the log book. The items are: Total mileage today; name of co-driver; home terminal address; total hours (as found at far right edge of grid); shipping document number(s), or name of shipper and commodity; origin; and destination or turnaround point. On-duty time for driving within the 100-mile radius zone is changed from 15 to 12 consecutive hours.

Richard A. Finnigan, Executive Officer, Seventh Floor, Highways-Licenses Building, Olympia, Washington, telephone number (206) 753-6451, and members of his staff were responsible for the drafting of the proposed rules and will be responsible for implementation and enforcement of the proposed rules.

The proponent of the rules is the Washington Utilities and Transportation Commission.

There are no comments or recommendations being submitted inasmuch as the proposal is pursuant to legislative authorization reflected in RCW 80.01.040, 81.80.130, 81.80.140, 81.80.290, 81.77.030, 81.70.140 and 81.68.030.

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 in that it will not require additional forms but only minimal entries in the existing driver's log book.

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-196, Cause No. TV-1674, filed 2/23/83)

WAC 480-12-190 HOURS OF SERVICE—ON DUTY—ADOPTION OF FEDERAL SAFETY REGULATIONS. The rules and regulations adopted by the United States department of transportation in Title 49, Code of Federal Regulations, Part 395, as well as and including all appendices and amendments thereto in effect on January 1, ((1983)) 1985, are adopted and prescribed by the commission to be observed by all common, contract, and registered carriers operating under chapter 81.80 RCW, except:

(1) A driver who is driving a motor vehicle in the hauling of logs from the point of production or in dump truck operations, exclusively in intrastate commerce, shall not drive nor be permitted to drive more than twelve hours following eight consecutive hours off duty. Such

driver shall not be on duty nor be permitted to be on duty more than ninety hours in any period of seven consecutive days.

(2) A driver who is driving a motor vehicle in the hauling of agricultural products from the point of production on farms, exclusively in intrastate commerce, shall not drive nor be permitted to drive more than twelve hours following eight consecutive hours off duty. Such driver shall not be on duty nor be permitted to be on duty more than ninety hours in any period of seven consecutive days.

(3) The rules and regulations governing driver's daily logs prescribed in Title 49, Code of Federal Regulations, section 395.8 and adopted in this section, do not apply to a driver who drives wholly within a radius of one hundred miles of the terminal or garage at which he or she reports for work, if the motor carrier who employs the driver maintains and retains for a period of one year accurate and true records showing the total number of hours of driving time and the time that the driver is on duty each day and the time at which the driver reports for, and is released from, duty each day. A tacograph showing the required driver hourly information may be substituted for the required records.

(4) Whenever the term "lightweight vehicle" is used in Title 49, Code of Federal Regulations, Part 395, adopted in this section, such term shall mean a motor vehicle that:

(a) Was manufactured on or after January 1, 1972, and has a manufacturer's gross vehicle weight rating of ten thousand pounds or less, in the case of a single vehicle, or a manufacturer's gross combination weight rating of ten thousand pounds or less, in the case of an articulated vehicle; or

(b) Was manufactured before January 1, 1972, and has a gross weight, including its load and the gross weight of any vehicle being towed by the motor vehicle, of ten thousand pounds or less, except:

(c) The term "lightweight vehicle" does not include a vehicle that is being used to transport hazardous materials of a type or quantity that requires the vehicle to be marked or placarded in accordance with WAC 480-12-195.

**AMENDATORY SECTION** (Amending Order R-215, Cause No. TC-1786, filed 7/11/84)

**WAC 480-30-100 OPERATION OF MOTOR VEHICLES.** (1) All motor vehicles shall be operated in accordance with the requirements of existing state laws and no driver or operator thereof shall operate the same in any other than a careful and prudent manner, nor at any greater speed than is reasonable or proper, having due regard to the traffic and use of the highway by others, or so as to endanger the life and limb of any person.

(2) Qualifications of drivers. Adoption of United States Department of Transportation motor carrier safety regulations. The rules and regulations governing qualifications of drivers prescribed by the United States Department of Transportation in Title 49, Code of Federal Regulations, part 391, excluding paragraphs (a) and (b) of section 391.2, section 391.69, subparagraph (2) of paragraph 391.71(a), and subparagraph (4) of paragraph 391.71(b); as well as and including all appendices and amendments thereto, in effect on January 1, 1983, are adopted and prescribed by the commission to be observed by all auto transportation companies or excursion service companies operating under chapter 81.68 RCW except:

(a) The minimum age requirement for drivers prescribed in subparagraph (1) of paragraph 391.11(b) shall be eighteen years of age.

(b) With respect to the limited exemption prescribed in section 391.61, the time period identified therein shall be the period of time prior to the effective date of this rule.

(c) With respect to the limited exemptions prescribed in sections 391.65 and 391.71, the time periods identified in these sections shall have as a starting date the effective date of this rule.

(3) No driver or operator of a motor vehicle carrying passengers shall smoke any cigar, cigarette, tobacco or other substance in such vehicle during the time he is driving the vehicle.

(4) No driver or operator of a motor vehicle shall create any disturbance or unnecessary noise to attract persons to the vehicle.

(5) The rules and regulations relating to drivers' logs and drivers' hours of service adopted by the United States Department of Transportation in Title 49, Code of Federal Regulations, part 395, as well as and including all appendices and amendments thereto in effect on January 1, (~~1983~~) 1985, are adopted and prescribed by the commission to be observed by all auto transportation companies or excursion service companies operating under chapter 81.68 RCW, except that the radius distance identified in paragraph (f) of section 395.8 shall be one hundred miles.

(6) No driver or operator of any motor vehicle used in the transportation of passengers shall refuse to carry any person offering himself or herself at a regular stopping place for carriage and who tenders the regular fare to any stopping place on the route of said motor vehicle, or between the termini thereof, if allowed to carry passengers to such point under the certificate for such route: **PROVIDED, HOWEVER,** That the driver or operator of such motor vehicle may refuse transportation to any person who is in an intoxicated condition or conducting himself in a boisterous or disorderly manner or is using profane language, who is suffering from a contagious disease, or whose condition is such as to be obnoxious to passengers on such motor vehicle. A driver is responsible for the comfort, safety and peace of mind of his passengers to the extent that he should be constantly on the alert for and immediately correct any act of misconduct on the part of occupants of the vehicle.

(7) No auto transportation company or excursion service company operating any motor vehicle used in the transportation of persons, shall permit smoking on said vehicle either by passengers or other persons while present in said motor vehicle.

Auto transportation companies and excursion service companies shall place suitable signs in buses, of sufficient size and number to adequately inform passengers that smoking is not permitted in the motor vehicle: **PROVIDED,** That any such company operating buses equipped with air conditioning or efficient ventilating systems may permit smoking therein on certain schedules and routes when and where in the judgment of the company management smoking can be permitted without offense to the nonsmoking traveling public, and then only to the extent shown on signs prominently displayed within the buses.

(8) No motor vehicle used in the transportation of persons shall carry more persons than one hundred fifty percent of its rated carrying capacity but no paying passenger shall be required to stand for a distance in excess of twenty miles. The commission may amend, rescind or grant exceptions to this rule in the event of emergency.

(9) The front seat of all passenger carrying vehicles, if connected with the driver's seat, shall be considered as an emergency seat and no passenger will be allowed to occupy the same unless all of the other seats of such vehicle are fully occupied. In no case shall more than one passenger be allowed to occupy the front seat of any motor vehicle unless such seat is forty-eight or more inches in width in the clear. No passenger shall be allowed to sit in the front seat to the left of the driver.

(10) No motor vehicle used for the transportation of passengers shall carry or transport any baggage, trunk, crate or other load which shall extend beyond the running board of said motor vehicle on the left side.

(11) Except when specially authorized by the commission, no motor vehicle used in the transportation of passengers shall be operated or driven with any trailer or other vehicle attached thereto; except in case a vehicle becomes disabled while on a trip and is unable to be operated by its own power, such disabled vehicle may be towed without passengers to the nearest point where repair facilities are available. No right-hand drive vehicle shall be used except by special authorization of the commission and then only when equipped as directed by it.

(12) Accidents occurring in this state arising from or in connection with the operations of any auto transportation company or excursion service company operating under chapter 81.68 RCW resulting in an injury to any person, or the death of any person shall be reported by such carrier to the commission as soon as possible, but in no event later than twelve hours after the occurrence of the accident. The occurrence of such accidents shall be reported to the commission by telephone at the following numbers: 1-800-562-6150; or if the call is made from out of the state: 1-206-753-6411. Copies of written reports of all accidents, including those described in this section, shall be maintained in the main office of the carrier subject to inspection by the commission.

(13) Auto transportation companies or excursion service companies transporting passengers shall maintain such comfort stations in a clean and sanitary condition along its line or route, and shall make such regular stops thereat as shall be necessary to care properly for the comfort of its patrons.

(14) Whenever the designations "director, bureau of motor carrier safety," "director, regional motor carrier safety office," "regional highway administrator," and "federal highway administration" are used in the respective parts of Title 49, Code of Federal Regulations, as described in subsections (2) and (5) of this section, such designations for the purpose of this rule shall mean the "Washington utilities and transportation commission."

**AMENDATORY SECTION** (Amending Order R-198, Cause No. TCH-1685, filed 2/23/83)

**WAC 480-40-070 OPERATION OF MOTOR VEHICLES.** (1) All motor vehicles shall be operated in accordance with the requirements of existing state laws and no driver or operator thereof shall operate the same in any other than a careful and prudent manner, nor at any greater speed than is reasonable or proper, having due regard to the traffic and use of the highway by others, or so as to endanger the life and limb of any person.

(2) Qualifications of drivers. Adoption of United States Department of Transportation motor carrier safety regulations. The rules and regulations governing qualifications of drivers prescribed by the United States Department of Transportation in Title 49, Code of Federal Regulations, part 391, excluding paragraphs (a) and (b) of section 391.2, section 391.69, subparagraph (2) of paragraph 391.71(a), and subparagraph (4) of paragraph 391.71(b); as well as and including all appendices and amendments thereto, in effect on January 1, 1983, are adopted and prescribed by the commission to be observed by all charter party carriers of passengers operating under chapter 81.70 RCW except:

(a) The minimum age requirement for drivers prescribed in subparagraph (1) of paragraph 391.11(b) shall be eighteen years of age.

(b) With respect to the limited exemption prescribed in section 391.61, the time period identified therein shall be the period of time prior to the effective date of this rule.

(c) With respect to the limited exemptions prescribed in sections 391.65 and 391.71, the time periods identified in these sections shall have as a starting date the effective date of this rule.

(3) No driver or operator of a motor vehicle carrying passengers shall smoke any cigar, cigarette, tobacco or other substance in such vehicle during the time he is driving the vehicle.

(4) No driver or operator of a motor vehicle shall create any disturbance or unnecessary noise to attract persons to the vehicle.

(5) The rules and regulations relating to drivers' logs and drivers' hours of service adopted by the United States Department of Transportation in Title 49, Code of Federal Regulations, Part 395, as well as and including all appendices and amendments thereto in effect on January 1, (~~1983~~) 1985, are adopted and prescribed by the commission to be observed by all charter party carriers of passengers operating under chapter 81.70 RCW, except that the radius distance identified in paragraph (f) of section 395.8 shall be one hundred miles.

(6) No motor vehicle used in the transportation of persons shall carry more persons than one hundred fifty percent of its rated carrying capacity but no passenger shall be required to stand for a distance in excess of twenty miles. The commission may amend, rescind or grant exceptions to this rule in the event of emergency.

(7) Except when specially authorized by the commission, no motor vehicle used in the transportation of passengers shall be operated or driven with any trailer or other vehicle attached thereto; except in case a vehicle becomes disabled while on a trip and is unable to be operated by its own power, such disabled vehicle may be towed without passengers to the nearest point where repair facilities are available. No right-hand drive vehicle shall be used except by special authorization of the commission and then only when equipped as directed by it.

(8) Accidents occurring in this state arising from or in connection with the operations of any charter party carrier of passengers operating under chapter 81.70 RCW resulting in an injury to any person, or the death of any person shall be reported by such carrier to the commission as soon as possible, but in no event later than twelve hours after the occurrence of the accident. The occurrence of such accidents shall be reported to the commission by telephone at the following numbers: 1-800-562-6150; or if the call is made from out of the state: 1-206-753-6411. Copies of written reports of all accidents, including those described in this section, shall be maintained in the main office of the carrier subject to inspection by the commission.

(9) Charter party carriers transporting passengers shall maintain busses in a clean and sanitary condition and shall make such stops as shall be necessary to care properly for the comfort of their patrons.

(10) Whenever the designations "director, bureau of motor carrier safety," "director, regional motor carrier safety office," "regional highway administrator," and "federal highway administration" are used in the respective parts of Title 49, Code of Federal Regulations, as described in subsections (2) and (5) of this section, such designations for the purpose of this rule shall mean the "Washington utilities and transportation commission."

**AMENDATORY SECTION** (Amending Order R-194, Cause No. TG-1686, filed 2/23/83)

**WAC 480-70-330 DRIVERS, HOURS OF WORK.** (1) The rules and regulations relating to drivers' logs and drivers' hours of service adopted by the United States Department of Transportation in Title 49, Code of Federal Regulations, Part 395, as well as and including all appendices and amendments thereto in effect on January 1, (~~1983~~) 1985, are adopted and prescribed by the commission to be observed by all garbage and/or refuse collection companies operating under chapter 81.77 RCW.

(2) Whenever the designations "director, bureau of motor carrier safety," "director, regional motor carrier safety office," "regional highway administrator," and "federal highway administration" are used in the respective parts of Title 49, Code of Federal Regulations, as described in subsection (1) of this section, such designations for the purpose of this rule shall mean the "Washington utilities and transportation commission."

**WSR 85-20-105****PROPOSED RULES  
HIGHER EDUCATION  
PERSONNEL BOARD**

[Filed October 2, 1985]

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

Amd WAC 251-09-020 Work period designations.

Amd WAC 251-09-030 Overtime;

that the agency will at 9:00 a.m., Friday, November 15, 1985, in the Waterfront Activities Center Lounge, University of Washington, 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 28B.16.100.

The specific statute these rules are intended to implement is chapter 28B.16 RCW.

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency before November 15, 1985.

Dated: October 2, 1985

By: John A. Spitz  
Director

**STATEMENT OF PURPOSE**

This statement is related to the notice filed with the code reviser on October 2, 1985, and is filed pursuant to RCW 34.04.025.

Title: WAC 251-09-020 Work period designations.

Description of Purpose: To define the conditions of acceptable work periods.

Statutory Authority: RCW 28B.16.100 to implement the provisions of that section.

Specific Statute this Rule is Intended to Implement: Chapter 28B.16 RCW.

Summary of Rule: Delete reference to the Washington state minimum wage law and replace it with the Fair Labor Standards Act; and use more general language regarding fire officers' schedule.

Reasons Supporting Proposed Action: Recent U.S. Supreme Court ruling regarding Fair Labor Standards Act applying to public employees.

Agency Personnel Responsible for Drafting, Implementation and Enforcement: John Spitz, Director, Higher Education Personnel Board, 1202 Black Lake Boulevard, FT-11, Olympia, WA 98504, scan 234-3730 or 753-3730.

Person or Organization Proposing Rule: Higher Education Personnel Board staff, governmental.

Agency Comments or Recommendations Regarding Statutory Language, Implementation, Enforcement, Fiscal Matters: The change is the result of federal court action, *Garcia v. San Antonio Metropolitan Transit Authority*, \_\_\_ U.S. \_\_\_ (No. 82-1913) (1985) and *Donovan v. San Antonio Metropolitan Transit Authority*, \_\_\_ U.S. \_\_\_ (No. 82-1951) (1985).

Title: WAC 251-09-030 Overtime.

Description of Purpose: To provide overtime provisions for higher education classified employees.

Statutory Authority: RCW 28B.16.100 to implement the provisions of that section.

Specific Statute this Rule is Intended to Implement: Chapter 28B.16 RCW.

Summary of Rule: To update overtime provisions regarding, primarily, appropriate compensation for overtime worked within the pay period.

Reasons Supporting Proposed Action: Recent U.S. Supreme Court ruling regarding Fair Labor Standards Act applying to public employees.

Agency Personnel Responsible for Drafting, Implementation and Enforcement: John Spitz, Director, Higher Education Personnel Board, 1202 Black Lake Boulevard, FT-11, Olympia, WA 98504, scan 234-3730 or 753-3730.

Person or Organization Proposing Rule: Higher Education Personnel Board staff, governmental.

Agency Comments or Recommendations Regarding Statutory Language, Implementation, Enforcement, Fiscal Matters: The change is the result of federal court action, *Garcia v. San Antonio Metropolitan Transit Authority*, \_\_\_ U.S. \_\_\_ (No. 82-1913) (1985) and *Donovan v. San Antonio Metropolitan Transit Authority*, \_\_\_ U.S. \_\_\_ (No. 82-1951) (1985).

AMENDATORY SECTION (Amending Order 108, filed 9/23/83, effective 10/24/83)

WAC 251-09-020 WORK PERIOD DESIGNATIONS. Each position will be assigned by the personnel officer to one of the work period designations identified below, and employees will be informed of their eligibility for overtime compensation.

(1) Scheduled work periods, within which there are three work schedules:

(a) Regular work schedule. The regular work schedule for full-time classified employees shall consist of five consecutive and uniformly scheduled eight-hour days in a seven-day period. Uniformly scheduled means a daily repetition of the same working hours and a weekly repetition of the same working days.

(b) Alternate work schedule. Operational necessity or employee convenience may require positions that are normally designated regular work schedule to work an alternate forty hour work schedule (other than five uniform and consecutive eight-hour days in a seven-day period), or as provided by the (~~Washington state minimum wage law in conjunction with the federal law~~) Fair Labor Standards Act which provides for an eighty-hour (~~workweek~~) work week in a fourteen-

day period for hospital personnel. Alternate work schedules shall be made available upon request of the director.

(c) Emergency response fire officer work schedule. Institutions which operate an emergency response fire department may establish work week schedules for emergency response personnel which provide for a daily work shift of twenty-four hours. The weekly schedule shall provide for (~~at least forty-eight hours, but not more than fifty-six hours, as required~~) a number of work hours not less than the minimum number of hours nor more than the maximum number of hours allowable under the Fair Labor Standards Act to meet operational requirements. Emergency response personnel assigned to twenty-four hour schedules shall be subject to the following conditions:

(i) All rules in chapter 251-22 WAC shall apply.

(ii) Changes to the established work schedule shall be made as provided in WAC 251-09-025.

(iii) Shift differential shall not be paid.

(iv) Overtime shall be paid for work performed in excess of the scheduled daily work shift or the scheduled work week. The overtime compensation shall be as provided in WAC 251-09-030 (2) and (3).

(v) Holidays shall be as provided in WAC 251-22-040 and 251-22-045. When assigned to work on a designated holiday, emergency response personnel shall receive their regular daily pay plus eight hours of holiday pay. Compensation for the eight hours of holiday time shall be at the rate of time and one-half.

(2) Nonscheduled work period. The nonscheduled work period designation applies to those positions for which the hours cannot be scheduled but which work a forty-hour week and do not meet any of the other work period designations. The personnel officer shall designate positions as nonscheduled in accordance with the institution's procedure approved by the director.

(3) Excepted work period. The excepted work period designation applies to classes and positions which meet the HEPB definitions of executive, administrative, or professional employees and are assigned to salary ranges twenty-three and above. Qualifying classes will be approved by the director. Each personnel officer will be responsible for determining the positions designated "excepted" at his/her institution. The personnel officer will develop a procedure for verifying "excepted" positions which will be available for review by the director.

AMENDATORY SECTION (Amending Order 74, filed 5/30/79, effective 7/1/79)

WAC 251-09-030 OVERTIME. (1) Any one of the following constitutes overtime:

(a) Work in excess of the daily work shift for full-time employees assigned to scheduled work period positions;

(b) Work in excess of forty hours in one (~~workweek~~) work week for employees assigned to scheduled or nonscheduled work period positions; or

(c) For hospital personnel assigned to a fourteen-day schedule, work in excess of eight hours in a twenty-four hour period or eighty hours in a fourteen-day period.

(2) (~~Overtime worked by employees assigned to scheduled or nonscheduled work period positions shall be compensated at a rate of one and one-half times the employee's straight time hourly rate including shift differential for all overtime worked as provided in subsection (1) of this section.~~

(3) ~~Employees assigned to scheduled or nonscheduled work period positions shall receive monetary payment as compensation for overtime worked; however, at the employee's request compensatory time off at one and one-half times the overtime hours worked may be granted in lieu of monetary payment, except that agricultural employees shall receive compensatory time off or monetary payment at the option of the institution.~~

(4) ~~Use of accrued compensatory time shall be approved by the employing official with consideration being given to the work requirements of the department and the wishes of the employee. Compensatory time off may be scheduled by the employing official during the final sixty days of a biennium.~~

(5) Compensation—Compensatory time and monetary pay. Employees assigned to scheduled or nonscheduled work period positions shall receive monetary payment as compensation for overtime worked, except that compensatory time off (at the request of the employee) may be granted at the option of the institution at one and one-half times the overtime hours worked when such compensatory time off is taken at a time mutually agreed between the employee and the employer and within the pay period in which the overtime work was performed.

(3) Computation of overtime rates. Overtime worked by employees assigned to scheduled or nonscheduled work period positions shall be compensated at a rate of one and one-half times the employee's straight time hourly rate for all overtime worked as provided in subsection (1) of this section.

For purposes of computing overtime rates, the straight time hourly rate shall include shift differential, hazardous duty, and all other appropriate premium pay rates. Holidays and other paid leave time shall be considered as time worked.

(4) Excepted employees. Employees assigned to excepted work period positions normally do not qualify for overtime. Under circumstances in which the employee is directed to work an excessive amount of overtime, the personnel officer may authorize additional compensation in cash or compensatory time off not to exceed one and one-half times the employee's regular rate. The employee may petition the personnel officer for compensation of the directed overtime.

((6) For purposes of computing overtime compensation, holidays or leave with pay during the employee's regular work schedule shall be considered as time worked:)) Fair Labor Standards Act - exempt positions other than those which qualify for "executive," "administrative," or "professional" exemptions shall be compensated in accordance with the Fair Labor Standards Act.

**WSR 85-20-106**  
**PROPOSED RULES**  
**HIGHER EDUCATION**  
**PERSONNEL BOARD**  
[Filed October 2, 1985]

Notice is hereby given in accordance with the provisions of RCW 34.04.025, that the Higher Education Personnel Board intends to adopt, amend, or repeal rules concerning overtime, amending WAC 251-09-030;

that the agency will at 9:00 a.m., Friday, November 15, 1985, in the Waterfront Activities Center Lounge, University of Washington, 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 28B.16.100.

The specific statute these rules are intended to implement is chapter 28B.16 RCW.

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency before November 15, 1985.

Dated: October 2, 1985

By: John A. Spitz  
Director

**STATEMENT OF PURPOSE**

This statement is related to the notice filed with the code reviser on October 2, 1985, and is filed pursuant to RCW 34.04.025.

Title: WAC 251-09-030 Overtime.

Description of Purpose: To provide overtime provisions for scheduled, nonscheduled, and excepted employees in the higher education system.

Statutory Authority: RCW 28B.16.100 to implement the provisions of that section.

Specific Statute this Rule is Intended to Implement: Chapter 28B.16 RCW.

Summary of Rule: To update overtime provisions regarding, primarily, appropriate compensation for overtime worked within the pay period.

Reasons Supporting Proposed Action: Recent U.S. Supreme Court ruling regarding Fair Labor Standards Act applying to public employees.

Agency Personnel Responsible for Drafting, Implementation and Enforcement: John Spitz, Director, Higher Education Personnel Board, 1202 Black Lake Boulevard, FT-11, Olympia, WA 98504, scan 234-3730 or 753-3730.

Person or Organization Proposing Rule: Larry Lael, State Board for Community College Education and the Inter-Institutional Personnel Officers Committee, governmental.

Agency Comments or Recommendations Regarding Statutory Language, Implementation, Enforcement, Fiscal Matters: The change is the result of federal court action, *Garcia v. San Antonio Metropolitan Transit Authority*, \_\_\_ U.S. \_\_\_ (No. 82-1913) (1985) and *Donovan v. San Antonio Metropolitan Transit Authority*, \_\_\_ U.S. \_\_\_ (No. 82-1951) (1985).

AMENDATORY SECTION (Amending Order 74, filed 5/30/79, effective 7/1/79)

WAC 251-09-030 OVERTIME. (1) Any one of the following constitutes overtime:

(a) ~~((Work in excess of the daily work shift for full-time employees assigned to scheduled work period positions;~~

(b)) Work in excess of forty hours in one ~~((workweek))~~ work week for employees assigned to scheduled or nonscheduled work period positions; or

~~((c))~~ (b) For hospital personnel assigned to a fourteen-day schedule, work in excess of eight hours in a twenty-four hour period or eighty hours in a fourteen-day period.

(2) ~~((Overtime worked by employees assigned to scheduled or nonscheduled work period positions shall be compensated at a rate of one and one-half times the employee's straight time hourly rate including shift differential for all overtime worked as provided in subsection (1) of this section.~~

(3) ~~Employees assigned to scheduled or nonscheduled work period positions shall receive monetary payment as compensation for overtime worked; however, at the employee's request compensatory time off at one and one-half times the overtime hours worked may be granted in lieu of monetary payment, except that agricultural employees shall receive compensatory time off or monetary payment at the option of the institution.~~

(4) ~~Use of accrued compensatory time shall be approved by the employing official with consideration being given to the work requirements of the department and the wishes of the employee. Compensatory time off may be scheduled by the employing official during the final sixty days of a biennium.~~

(5)) ~~Compensation—Compensatory time and monetary pay. Employees assigned to scheduled or nonscheduled work period positions shall receive monetary payment or compensatory time off at one and one-half times the overtime hours worked, provided that payment is liquidated within the pay period. Compensatory time off may be granted in lieu of monetary payment and any such compensatory time shall be scheduled (with due consideration for the preferences of the employee) within the pay period in which the overtime work was worked.~~

(3) Computation of overtime rates. Overtime worked by employees assigned to scheduled or nonscheduled work period positions shall be compensated at a rate of one and one-half times the employee's straight time hourly rate for all overtime worked as provided in subsection (1) of this section.

For purposes of computing overtime rates, the straight time hourly rate shall include shift differential, hazardous duty, and all other appropriate premium pay rates.

(4) Excepted employees. Employees assigned to excepted work period positions normally do not qualify for overtime. Under circumstances in which the employee is directed to work an excessive amount of overtime, the personnel officer may authorize additional compensation in cash or compensatory time off not to exceed one and one-half times

the employee's regular rate. The employee may petition the personnel officer for compensation of the directed overtime.

~~((6) For purposes of computing overtime compensation, holidays or leave with pay during the employee's regular work schedule shall be considered as time worked.)) Fair Labor Standards Act - exempt positions which do not meet the Act's criteria for executive, administrative, and professional exemptions shall be compensated in accordance with the Act's requirements.~~

**WSR 85-20-107**  
**PROPOSED RULES**  
**HIGHER EDUCATION**  
**PERSONNEL BOARD**

[Filed October 2, 1985]

Notice is hereby given in accordance with the provisions of RCW 34.04.025, that the Higher Education Personnel Board intends to adopt, amend, or repeal rules concerning Employee performance evaluation—Appeal, amending WAC 251-20-050;

that the agency will at 9:00 a.m., Friday, November 15, 1985, in the Waterfront Activities Center Lounge, University of Washington, 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 28B.16.100.

The specific statute these rules are intended to implement is chapter 28B.16 RCW.

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency before November 15, 1985.

This notice is connected to and continues the matter in Notice No. WSR 85-14-046 filed with the code reviser's office on June 28, 1985.

Dated: October 2, 1985  
 By: John A. Spitz  
 Director

**STATEMENT OF PURPOSE**

This statement is related to the notice filed with the code reviser on October 2, 1985, and is filed pursuant to RCW 34.04.025.

Title: WAC 251-20-050 Employee performance evaluation—Appeal.

Description of Purpose: To define an employee's appeal rights regarding performance evaluation, including the right to appeal a reduction in salary based on the evaluation.

Statutory Authority: RCW 28B.16.100 to implement the provisions of that section.

Specific Statute this Rule is Intended to Implement: Chapter 28B.16 RCW.

Summary of Rule: The change abolishes the appeal right regarding a reduction in salary.

Reasons Supporting Proposed Action: The 1985 legislature passed and the governor signed Engrossed House Bill 116 effecting changes to chapter 28B.16 RCW effective July 28, 1985. This rule change was adopted by the Higher Education Personnel Board on an emergency

basis effective July 28, 1985; the board will take action to adopt it on a permanent basis in October 1985.

Agency Personnel Responsible for Drafting, Implementation and Enforcement: John Spitz, Director, Higher Education Personnel Board, 1202 Black Lake Boulevard, FT-11, Olympia, WA 98504, scan 234-3730 or 753-3730.

Person or Organization Proposing Rule: Higher Education Personnel Board staff, governmental.

Agency Comments or Recommendations Regarding Statutory Language, Implementation, Enforcement, Fiscal Matters: The change is not the result of federal law or state or federal court action.

AMENDATORY SECTION (Amending Order 119, filed 7/31/84)

WAC 251-20-050 EMPLOYEE PERFORMANCE EVALUATION—APPEAL. An appeal against action under this chapter shall be restricted ~~((as follows:~~

~~((+))~~ to allegations of irregularities in the use of the approved form and/or the procedures outlined in WAC 251-20-010, 251-20-020, 251-20-030, and 251-20-040, as provided in WAC 251-12-075.

~~((2) To a reduction in salary resulting from withholding of a periodic increment as provided in WAC 251-12-080.))~~

**WSR 85-20-108**  
**NOTICE OF PUBLIC MEETINGS**  
**PUGET SOUND**  
**WATER QUALITY AUTHORITY**  
 [Memorandum—September 30, 1985]

The Puget Sound Water Quality Authority will meet every month at 9:30 a.m. on the third Wednesday. The schedule and location of each meeting for the remainder of the biennium is as follows:

1985

- October 16 — Everett
- November 20 — Tacoma
- December 18 — Seattle

1986

- January 15 — Olympia
- February 19 — Poulsbo
- March 19 — Bellingham
- April 16 — Shelton
- May 21 — Bellevue
- June 18 — Coupeville
- July 16 — Olympia
- August 20 — Friday Harbor
- September 17 — Seattle
- October 15 — Tulalip Reservation
- November 19 — Tacoma
- December 17 — Seattle

1987

- January 21 — Olympia
- February 18 — Port Townsend
- March 18 — Bremerton
- April 15 — Seattle
- May 20 — Mount Vernon
- June 18 — Port Angeles

Questions regarding street addresses, for meetings and agendas, may be directed to Jim Abernathy, Executive

Secretary. The authority will maintain a mailing list for meeting notices and other information on our activities to be sent to anyone interested in our work.

**WSR 85-20-109**  
**WITHDRAWAL OF PROPOSED RULES**  
**COUNTY ROAD ADMINISTRATION BOARD**  
 [Filed October 2, 1985]

The County Road Administration Board has made the decision to withdraw the proposed rule concerning a new section in chapter 136-150 WAC (WAC 136-150-050 - Execution procedures for CRAB/county contract). The rule was filed on June 28, 1985, and the register number is 85-14-052.

Ernest Geissler

**WSR 85-20-110**  
**NOTICE OF PUBLIC MEETINGS**  
**FOREST PRACTICES BOARD**  
 [Memorandum—October 2, 1985]

The Washington Forest Practices Board will meet from 1:00 p.m. to 5:00 p.m., November 13, 1985, at the Chelan County Auditorium, 400 Douglas Street, Wenatchee, Washington. Regular board business will include alternatives for current practices within areas of riparian habitat.

The board will meet on a field trip, 8:00 a.m. to 4:00 p.m., November 14, 1985, leaving from the Chelan County Auditorium.

Additional information may be obtained from the Division of Private Forestry and Recreation, 120 East Union Avenue, Room 109, Mailstop EK-12, Olympia, Washington 98504, (206) 753-5315.

**WSR 85-20-111**  
**PROPOSED RULES**  
**PUBLIC DISCLOSURE COMMISSION**  
 [Filed October 2, 1985]

Notice is hereby given in accordance with the provisions of RCW 34.04.025, that the Public Disclosure Commission intends to adopt, amend, or repeal rules concerning:

- |     |                |  |
|-----|----------------|--|
| New | WAC 390-20-017 | Suspension of registration.                                    |
| New | WAC 390-20-018 | Lobbyist voluntary registration.                               |
| New | WAC 390-20-024 | Lobbyist nonreportable expenses.                               |
| Amd | ch. 390-20 WAC | Forms for lobbying reports, elected officials and legislators. |
| Amd | WAC 390-24-010 | Forms for conflict of interest statement;                      |

that the agency will at 9:00 a.m., Tuesday, November 19, 1985, in the 2nd Floor Conference Room, Evergreen Plaza Building, 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 November 19, 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 November 19, 1985.

Dated: October 2, 1985  
 By: Graham E. Johnson  
 Executive Director

**STATEMENT OF PURPOSE**

Title: Chapter 390-20 WAC.

Description of Purpose: Clarify existing rules.

Statutory Authority: RCW 42.17.370(1).

Summary of Rule: Section contains forms for lobbying reports, elected officials and legislators.

Reasons Supporting Proposed Action: Rules need clarifying.

Agency Personnel Responsible for Drafting, Implementation and Enforcement: Graham E. Johnson, Executive Director.

Person or Organization Proposing Rule, and Whether Public, Private, or Governmental: Public Disclosure Commission.

Agency Comments or Recommendations Regarding Statutory Language, Implementation, Enforcement, Fiscal Matters: None.

Whether Rules are Necessary as Result of Federal Law or Federal or State Court Action: N/A.

Title: WAC 390-24-010.

Description of Purpose: Adopts statement of financial affairs required from elected officials, candidates and state appointed officials.

Statutory Authority: RCW 42.17.370(1).

Summary of Rule: Adopts statement of financial affairs filed by elected officials, candidates and state appointed officials.

Reasons Supporting Proposed Action: Dollar codes have been updated.

Agency Personnel Responsible for Drafting, Implementation and Enforcement: Graham E. Johnson, Executive Director.

Person or Organization Proposing Rule, and Whether Public, Private, or Governmental: Public Disclosure Commission.

Agency Comments or Recommendations Regarding Statutory Language, Implementation, Enforcement, Fiscal Matters: None.

Whether Rules are Necessary as Result of Federal Law or Federal or State Court Action: N/A.

**NEW SECTION**

**WAC 390-20-017 SUSPENSION OF REGISTRATION.** A lobbyist by notifying the commission in writing may temporarily suspend his or her registration for any month(s) in which no lobbying will be done, no expenditures will be made for lobbying and no compensation will be received for lobbying.

(a) During the period when the suspension is effective, the commission will not require L-2 reports to be filed.

(b) The lobbyist may reinstate the registration by notifying the commission in writing. The notification must state the date the reinstatement is to be effective. It must also affirm that information on the original L-1 registration is still correct or include an amended L-1 form.

NEW SECTION

WAC 390-20-018 LOBBYIST VOLUNTARY REGISTRATION. A person, exempt from registration under RCW 42.17.160, who voluntarily registers as a lobbyist, shall not be required to file the reports required by RCW 42.17.170.

The employer of any voluntarily registered lobbyist shall not be required to file the reports provided in RCW 42.17.180.

NEW SECTION

WAC 390-20-024 LOBBYIST NON-REPORTABLE EXPENSES. A registered lobbyist who, in advance, informs the commission that the only expenses to be incurred are those exempt from reporting as provided in RCW 42.17.170 (2)(a)(i-iv) and the lobbyist

is not compensated for lobbying shall not be required to file an L-2 report.

AMENDATORY SECTION (Amending Order 82-07, filed 10/12/82)

WAC 390-20-0101 FORMS FOR LOBBYIST REGISTRATION. ~~((Pursuant to the statutory authority of RCW 42.17.360(1),))~~ The official form for lobbyist registration as required by RCW 42.17.150 ~~((is hereby adopted for use in reporting to the public disclosure commission. This form shall be))~~ is designated ~~((as))~~ "L-1," revised ~~((6/82))~~ 11/82. Copies of this form ~~((may be obtained))~~ are available at the commission office, Room 403, Evergreen Plaza Building, Olympia, Washington 98504. Any attachments shall be on 8-1/2" x 11" white paper.

STATE OF WASHINGTON

LOBBYIST REGISTRATION 1985-86

THIS REGISTRATION IS VALID UNTIL JAN. 12, 1987 UNLESS SOONER TERMINATED

THIS SPACE FOR OFFICE USE

L1

1. LOBBYIST NAME \_\_\_\_\_

PERMANENT BUSINESS ADDRESS \_\_\_\_\_

CITY \_\_\_\_\_ STATE \_\_\_\_\_ ZIP \_\_\_\_\_

2. TEMPORARY THURSTON COUNTY ADDRESS DURING LEGISLATIVE SESSION \_\_\_\_\_ TELEPHONE PERMANENT: \_\_\_\_\_ TEMPORARY: \_\_\_\_\_

3. EMPLOYER'S NAME AND ADDRESS (PERSON OR GROUP FOR WHICH YOU LOBBY) \_\_\_\_\_ EMPLOYER'S OCCUPATION, BUSINESS OR DESCRIPTION OF PURPOSE OF ORGANIZATION \_\_\_\_\_

4. NAME AND ADDRESS OF PERSON HAVING CUSTODY OF ACCOUNTS, RECEIPTS, BOOKS OR OTHER DOCUMENTS WHICH SUBSTANTIATE LOBBYIST REPORTS. \_\_\_\_\_

5. WHAT IS YOUR PAY (COMPENSATION) FOR LOBBYING? \$ \_\_\_\_\_ PER \_\_\_\_\_ (Hour, Day, Month, Year) OTHER: EXPLAIN \_\_\_\_\_

DESCRIPTION OF EMPLOYMENT (CHECK ONE OR MORE BOXES)

FULL TIME EMPLOYEE  SOLE DUTY IS LOBBYING

PART TIME OR TEMPORARY EMPLOYEE  LOBBYING IS ONLY A PART OF OTHER DUTIES

CONTRACTOR, RETAINER OR SIMILAR AGREEMENT

UNSALARIED OFFICER OR MEMBER OF GROUP

6. ARE YOU REIMBURSED FOR LOBBYING EXPENSES? EXPLAIN WHICH EXPENSES.  YES: \$ \_\_\_\_\_ PER \_\_\_\_\_  YES: I AM REIMBURSED FOR ALL EXPENSES.  NO: I AM NOT REIMBURSED FOR EXPENSES.

DOES EMPLOYER PAY ANY OF YOUR LOBBYING EXPENSES DIRECTLY? IF YES, EXPLAIN WHICH ONES. \_\_\_\_\_

7. HOW LONG DO YOU EXPECT TO LOBBY FOR THIS ORGANIZATION?  PERMANENT LOBBYIST  ONLY DURING LEGISLATIVE SESSION  OTHER, EXPLAIN: \_\_\_\_\_

8. IF ANY PART OF YOUR COMPENSATION IS CONTINGENT ON THE SUCCESS OF AN ATTEMPT TO INFLUENCE LEGISLATION, ATTACH AN EXPLANATION FULLY DESCRIBING THE AGREEMENT, ARRANGEMENT OR UNDERSTANDING.  NO  YES. EXPLANATION ATTACHED \_\_\_\_\_

9. IS YOUR EMPLOYER A BUSINESS OR TRADE ASSOCIATION OR SIMILAR ORGANIZATION WHICH LOBBIES ON BEHALF OF ITS MEMBERS? IF "YES", ATTACH A LIST SHOWING THE NAME AND ADDRESS OF EACH MEMBER WHO HAS PAID THE ASSOCIATION FEES, DUES OR OTHER PAYMENTS OVER \$500 DURING EITHER OF THE PAST TWO YEARS OR IS EXPECTED TO PAY OVER \$500 THIS YEAR.  NO  YES. THE LIST IS ATTACHED \_\_\_\_\_

10. DOES YOUR EMPLOYER HAVE A CONNECTED, RELATED OR CLOSELY AFFILIATED POLITICAL ACTION COMMITTEE WHICH WILL PROVIDE FUNDS FOR YOU TO MAKE POLITICAL CONTRIBUTIONS OR PURCHASE TICKETS TO FUND RAISING EVENTS? IF SO, LIST THE NAME OF THAT POLITICAL ACTION COMMITTEE.  NO  YES. NAME OF THE COMMITTEE IS: \_\_\_\_\_

11. IF LOBBYIST IS A COMPANY, PARTNERSHIP OR SIMILAR BUSINESS ENTITY WHICH EMPLOYS OTHERS TO PERFORM ACTUAL LOBBYING DUTIES, LIST NAME OF EACH PERSON WHO WILL LOBBY. (SEE WAC 390-20-143 AND 144 FOR INSTRUCTIONS.) \_\_\_\_\_

12. AREAS OF INTEREST. LOBBYING IS MOST FREQUENT BEFORE LEGISLATIVE COMMITTEE MEMBERS OR STATE AGENCIES CONCERNED WITH FOLLOWING SUBJECTS:

CODE	SUBJECT	CODE	SUBJECT
01	<input type="checkbox"/> Agriculture	08	<input type="checkbox"/> Fiscal
02	<input type="checkbox"/> Business and Consumer Affairs	09	<input type="checkbox"/> Higher Education
03	<input type="checkbox"/> Constitutions and Elections	10	<input type="checkbox"/> Human Services
04	<input type="checkbox"/> Education	11	<input type="checkbox"/> Labor
05	<input type="checkbox"/> Energy and Utilities	12	<input type="checkbox"/> Law and Justice
06	<input type="checkbox"/> Environmental Affairs—Natural Resources—Parks	13	<input type="checkbox"/> Local Government
07	<input type="checkbox"/> Financial Institutions and Insurance	14	<input type="checkbox"/> State Government
		15	<input type="checkbox"/> Transportation
		16	<input type="checkbox"/> Other—specify _____

REMARKS \_\_\_\_\_

CERTIFICATION: I HEREBY CERTIFY THAT THE ABOVE IS A TRUE, COMPLETE AND CORRECT STATEMENT.

13. LOBBYIST'S SIGNATURE \_\_\_\_\_ DATE \_\_\_\_\_

EMPLOYER'S AUTHORIZATION: CONFIRMING THE EMPLOYMENT AUTHORITY TO LOBBY DESCRIBED IN THIS REGISTRATION STATEMENT.

EMPLOYER'S SIGNATURE, NAME TYPED OR PRINTED AND TITLE \_\_\_\_\_ DATE \_\_\_\_\_

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 82-04, filed 6/28/82)

WAC 390-20-013 LOBBYIST REGISTRATION—PHOTOGRAPH—REQUIREMENTS. (~~Pursuant to RCW 42.17.155, as amended by section 11, chapter 147, Laws of 1982;~~) The photograph to be submitted by a registering lobbyist shall satisfy the requirements of a photo acceptable for a United States passport. The photograph shall have been taken within twelve months of the date of registration.

AMENDATORY SECTION (Amending Order 62, filed 8/26/75)

WAC 390-20-015 LOBBYISTS REGISTRATION—TERMINATION. A lobbyist who intends to cease lobbying activity may terminate his registration at any time by filing with the commission a signed statement, consistent with RCW 42.17.150(3) indicating his intention to terminate any further activity as a lobbyist or by so indicating on an L-2 for the month that termination has taken place. A lobbyist who terminates such registration shall file any reports required

under the lobbyist reporting provisions for the period during which he was registered as a lobbyist. The employer of any such lobbyist shall not be relieved of any duty to file the report otherwise required by RCW 42.17.180.

AMENDATORY SECTION (Amending Order 82-07, filed 10/12/82)

WAC 390-20-020 FORMS FOR LOBBYIST REPORT OF EXPENDITURES. (~~Pursuant to the statutory authority of RCW 42.17.360(1);~~) The official form for the lobbyist report of expenditures (~~as required by RCW 42.17.170 is hereby adopted for use in reporting to the public disclosure commission. This form, revised 6/82, shall be~~) is designated (~~as~~) "L-2", revised 11/82. Copies of this form (~~may be obtained~~) are available at the commission office, Room 403, Evergreen Plaza Building, Olympia, Washington 98504. Any attachments shall be on 8-1/2" x 11" white paper.

STATE OF WASHINGTON

**LOBBYIST MONTHLY EXPENSE REPORT**

**L2**

THIS SPACE FOR OFFICE USE

1. LOBBYIST NAME \_\_\_\_\_

MAILING ADDRESS \_\_\_\_\_

CITY \_\_\_\_\_ STATE \_\_\_\_\_ ZIP \_\_\_\_\_

2. THIS REPORT IS FOR THE PERIOD \_\_\_\_\_ (MONTH) \_\_\_\_\_ (YEAR) OR THIS REPORT CORRECTS OR AMENDS THE REPORT FOR \_\_\_\_\_ (MONTH) \_\_\_\_\_ (YEAR) BUSINESS TELEPHONE \_\_\_\_\_

ALL COMPLETE THIS PART		COMPLETE IF YOU HAVE MORE THAN ONE EMPLOYER			
EXPENDITURES BY OR ON BEHALF OF LOBBYIST FOR LOBBYING		AMOUNT PAID ON BEHALF OF OR ATTRIBUTED TO EACH EMPLOYER			
CATEGORY OF EXPENSE	TOTAL AMOUNT THIS MONTH	EMPLOYER 1	EMPLOYER 2	EMPLOYER 3	Amount Not Attributed to a Specific Employer
3. PERSONAL EXPENSES (For Lobbying)					
a. FOOD AND REFRESHMENTS (not included in #5 below)					
b. TRAVEL FOR SELF					
c. Subtotal Personal expenses					
4. ADVERTISING, PRINTING, INFORMATIONAL LITERATURE					
5. ENTERTAINMENT (Incl. food/refreshment. Itemize on reverse)					
6. TRAVEL AND LODGING FOR OTHERS (Attach list showing name of persons)					
7. CONTRIBUTIONS, GIFTS, LOANS (Itemize on reverse)					
8. OTHER EXPENSES OR SERVICES					
9. COMPENSATION FOR LOBBYING (Salary, wages, retainer)					
10. TOTAL EXPENSES AND COMPENSATION THIS MONTH	*	*	*	*	*

BE SURE TO CHECK ADDITION

\* THE TOTAL ATTRIBUTED TO EACH EMPLOYER PLUS THE AMOUNT WHICH CANNOT BE ATTRIBUTED TO A SPECIFIC EMPLOYER SHOULD EQUAL TOTAL EXPENSES AND COMPENSATION THIS MONTH

EMPLOYERS' NAMES

NO. 1 \_\_\_\_\_

NO. 2 \_\_\_\_\_

NO. 3 \_\_\_\_\_

11. TERMINATION: (COMPLETE THIS ITEM ONLY IF YOU WISH TO TERMINATE YOUR REGISTRATION AS A LOBBYIST FOR THE FOLLOWING EMPLOYERS):

I understand that an L-2 report is required for any month or portion thereof in which I am a registered lobbyist. I also understand that once I have terminated my registration, I must file a new L-1 report prior to lobbying for that employer in the future. All registrations terminate automatically on the second Monday in January of each odd numbered year.

REMARKS OR EXPLANATION OF INFORMATION IN THIS REPORT

**CERTIFICATION**

12. I certify that this report is a true and complete account of all information attributable directly or indirectly to lobbying activities for the period specified.

LOBBYIST'S SIGNATURE \_\_\_\_\_

DATE \_\_\_\_\_

13. EXPENDITURES FOR ENTERTAINMENT (INCLUDING LOBBYIST'S EXPENSE) EXCEEDING \$25 PER OCCASION PAID BY LOBBYIST OR EMPLOYER

DATE	NAMES OF ALL PERSONS ENTERTAINED	PLACE (NAME AND CITY)	SPONSORING EMPLOYER	AMOUNT
				\$

CONTINUED ON ATTACHED PAGES

14. CONTRIBUTIONS OF MONEY, LOANS, GIFTS, PROMOTIONAL ITEMS OR OTHER PERSONAL PROPERTY TO OR ON BEHALF OF ANY FEDERAL, STATE OR LOCAL CANDIDATE; ANY ELECTED OFFICIAL, OFFICER OR EMPLOYEE OF ANY STATE OR LOCAL GOVERNMENT AGENCY; OR POLITICAL COMMITTEE IN SUPPORT OF OR OPPOSITION TO ANY BALLOT PROPOSITION OR CANDIDATE. ITEMIZE EACH \$25 OR MORE.

DATE	NAME OF INDIVIDUAL OR COMMITTEE RECEIVING BENEFIT	EMPLOYER FOR WHOM CONTRIBUTION WAS MADE	AMOUNT
			\$

TOTAL SMALL GIFTS AND PROMOTIONAL ITEMS NOT ITEMIZED (NO RECEIPT OVER \$25 PER YEAR).....  
 IF CONTRIBUTIONS WERE MADE BY A POLITICAL ACTION COMMITTEE ASSOCIATED, AFFILIATED OR SPONSORED BY YOUR EMPLOYER, SHOW NAME OF THE PAC BELOW. (INFORMATION REPORTED BY PAC ON C-4 REPORT NEED NOT BE AGAIN INCLUDED IN THIS L-2 REPORT.)

CONTINUED ON ATTACHED PAGES      PAC NAME: \_\_\_\_\_

15. SUBJECT MATTER OF PROPOSED LEGISLATION OR OTHER LEGISLATIVE ACTIVITY OR RULEMAKING THE LOBBYIST WAS SUPPORTING OR OPPOSING.

SUBJECT MATTER OR ISSUE	LEGISLATIVE COMMITTEE OR STATE AGENCY CONSIDERING MATTER

IF YOU HAVE LOBBIED BOTH THE LEGISLATURE AND STATE AGENCIES, ESTIMATE THE PERCENTAGE OF YOUR TIME OR LOBBYING EFFORT DEVOTED TO EACH:

LEGISLATURE \_\_\_\_\_%      STATE AGENCIES \_\_\_\_\_%

LOBBYIST REPORTING INSTRUCTIONS

**WHO MUST REPORT**

Any person registered as a lobbyist under RCW 42.17.150

**WHAT TO REPORT**

See RCW 42.17 and PDC instruction booklet for detailed reporting requirements.

**WHEN TO REPORT**

1. Reports are due within 15 days after the end of each calendar month whether or not there have been expenditures, so long as you remain registered as a lobbyist.
2. Reports postmarked later than the 15th may subject you to penalties prescribed by law.

**WHERE TO REPORT**

Public Disclosure Commission, 403 Evergreen Plaza Building, Olympia, Washington 98504.

Questions about reporting should be addressed to:  
**PUBLIC DISCLOSURE COMMISSION**

403 EVERGREEN PLAZA  
 OLYMPIA, WASHINGTON  
 98504      208-753-1111

**RCW 42.17.230 Duties of lobbyists.** A person required to register as a lobbyist under this chapter shall also have the following obligations, the violation of which shall constitute cause for revocation of his registration, and may subject such person and such person's employer, if such employer aids, abets, ratifies or confirms any such act, to other civil liabilities, as provided by this chapter.

(1) Such persons shall obtain and preserve all accounts, bills, receipts, books, papers, and documents necessary to substantiate the financial reports required to be made under this chapter for a period of at least five years from the date of the filing of the statement containing such items, which accounts, bills, receipts, books, papers and documents shall be made available for inspection by the commission at any time. *Provided*, That if a lobbyist is required under the terms of his employment contract to turn any records over to his employer, responsibility for the preservation of such records under this subsection shall rest with such employer.

- (2) In addition, a person required to register as a lobbyist shall not:
- (a) Engage in any activity as a lobbyist before registering as such;
  - (b) Knowingly deceive or attempt to deceive any legislator as to any fact pertaining to any pending or proposed legislation.
  - (c) Cause or influence the introduction of any bill or amendment thereto for the purpose of thereafter being employed to secure its defeat;
  - (d) Knowingly represent an interest adverse to any of his employers without first obtaining such employer's written consent thereto after full disclosure to such employer of such adverse interest.
  - (e) Exercise any undue influence, extortion, or unlawful retaliation upon any legislator by reason of such legislator's position with respect to, or his vote upon any pending or proposed legislation.

AMENDATORY SECTION (Amending Order 79-04, filed 8/17/79)

WAC 390-20-023 CONTRIBUTIONS TO CANDIDATES, ELECTED OFFICIALS, POLITICAL COMMITTEES, OR PUBLIC OFFICE FUND(~~(:)~~)—IDENTIFICATION OF SOURCE. If a lobbyist, as an agent for another person, makes a (~~(monetary)~~) contribution to any candidate, elected official, political committee or public office fund and the existence of such agency and identity of its principal is not apparent on the face of the contribution instrument, the lobbyist shall simultaneously inform the recipient in writing (~~(of such contribution)~~) as to the source of such funds and the identity of the principal.

AMENDATORY SECTION (Amending Order 80-01, filed 1/17/80)

WAC 390-20-052 APPLICATION OF RCW 42.17.190—REPORTS OF AGENCY LOBBYING. Pursuant to the authority granted in RCW 42.17.190(7), the commission adopts the following interpretations regarding the reporting of lobbying by public agencies pursuant to RCW 42.17.190:

(1) The phrase "in-person lobbying" contained in RCW 42.17.190(4)(d)(v)(B) includes activity which is intended to influence the passage or defeat of legislation, such as testifying at public hearings, but does not include activity which is not intended to influence legislation, such as attending a hearing merely to monitor or observe testimony and debate.

(2) The phrase "a legislative request" contained in RCW 42.17.190(4)(d)(ii) includes an oral request from a member of the legislature or its staff.

(3) Pursuant to RCW 42.17.190(5), certain local agencies may elect to have lobbying activity on their behalf reported by their elected officials, officers and employees in the same manner as lobbyists who register and report under RCW 42.17.150 and 42.17.170:

(a) Whenever such a local agency makes such an election, it shall provide the commission with a written notice.

(b) After such an election, those who lobby on behalf of such local agency shall register and report all lobbying activity reportable under RCW 42.17.190(4) in the same manner as lobbyists who are required to register and report under RCW 42.17.150 and 42.17.170. Such a local agency shall report pursuant to RCW 42.17.180.

(c) In order to terminate such an election, such a local agency shall provide the commission with a written notice and it shall report pursuant to RCW 42.17.190(4) thereafter.

(d) The exemptions from reportable lobbying activity contained in RCW 42.17.190(4)(d) apply to all agencies, whether or not they have exercised the election to report in the same manner as lobbyists who report under RCW 42.17.150, 42.17.170 and 42.17.180. The exemptions contained in RCW 42.17.160(1), (3) and (4) do not apply to any agency.

(4) Unless an agency has elected to report its lobbying pursuant to RCW 42.17.190(5) and subsection (3) of this rule, an agency shall include the reportable lobbying activity on its behalf by an elected official in its quarterly report. Such an elected official does not file any separate report of that activity.

(5) Reportable in-person lobbying by elected officials, officers and employees:

(a) An elected official does not engage in reportable in-person lobbying on behalf of this agency unless and until that elected official has expended in excess of fifteen dollars of nonpublic funds (~~(made)~~) in connection with such lobbying for or on behalf of any one or more members of the legislature or state elected officials or public officers or employees of the state of Washington during any three-month period as provided in RCW 42.17.190(4)(d)(v)(B).

(b) Other officers and employees do not engage in reportable in-person lobbying on behalf of their agency unless and until they have, in the aggregate, expended in excess of fifteen dollars of nonpublic funds (~~(made)~~) in connection with such lobbying for or on behalf of any one or more members of the legislature or state elected officials or public officers or employees of the state of Washington or they have, in the aggregate, engaged in such lobbying for more than four days or parts thereof during any three month period as provided in RCW 42.17.190(4)(d)(v)(B).

(c) When limits in (a) or (b) above have been exceeded, the agency shall report such elected official, officer, or employee as a "person who lobbied this quarter" on the front of PDC Form L-5 and include a listing of those excess expenditures as noted on that form.

AMENDATORY SECTION (Amending Order 62, filed 8/26/75)

WAC 390-20-100 EFFECT OF PUBLIC DISCLOSURE ACT—FREEDOM OF COMMUNICATION—EMPLOYER INTERFERENCE. Except as provided by RCW 42.17.150-42.17.190, which require certain persons who lobby to register and file periodic reports with the commission, nothing in the Public Disclosure Act shall be deemed to impair or restrict the right of any individual to communicate to any member of the legislature or other legislative enactment of any other state agency, regardless of whether or not such matter as to which he communicates also affects, directly or indirectly, the interest of his employer: Provided, Such activity involves no unauthorized or unlawful use of an employer's time or funds.

Nothing in the act shall be deemed to necessitate or excuse if otherwise unlawful, any instruction, directive or order issues, orally or in writing, by any employer restraining such communication by an employee, or requiring such employee to obtain advance permission from such employer in order to make such communication. Any adverse action taken against such employee for the alleged violation of such instruction, directive or order, contrary to the policies expressed in these (~~(regulations)~~) rules, which depends or purports to depend upon the provisions of the Public Disclosure Act for its validity, shall be considered unlawful. Any such action, when reported to or discovered by the commission, shall be reported to appropriate enforcement agencies for such civil or criminal action as may be appropriate.

AMENDATORY SECTION (Amending Order 62, filed 8/26/75)

WAC 390-20-105 LOBBYIST'S EMPLOYER—MEANING—EXAMPLES. A person shall not be deemed to be a lobbyist's employer within the meaning of RCW 42.17.150-42.17.200 solely because an employee of such person engages in lobbying. The term "lobbyist's employer" as defined in the act shall be deemed to include every person who engages or utilizes the services of any other person to lobby, upon an agreement express or implied, for compensation or for other consideration(~~(s)~~) as that term is defined in WAC (~~(390-05-230)~~) 390-05-220. A person shall be deemed to be a lobbyist's employer within the meaning of RCW 42.17.180 as to the following persons: (1) Persons who are actually employed by or receive consideration from such person in whole or in part, for lobbying; (2) officers or employees of such person, whose actual duties consist(~~(s)~~), in whole or in part, of lobbying for or on behalf of such person, whether such duties are expressed in corporate or partnership articles or bylaws or other writings of such employer, or in a written or oral contract, or exist by reason of a mutual understanding.

**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 84-01, filed 2/10/84)

WAC 390-20-110 FORMS FOR LOBBYIST EMPLOYERS REPORT. (~~(Pursuant to the statutory authority of RCW 42.17.360(+))~~) The official form for statement by employers of registered lobbyists as required by RCW 42.17.180 (~~(is hereby adopted for use in reporting to the public disclosure commission. This form, revised 8/83, shall be)~~) is designated (~~(as)~~) "L-3<sub>2</sub>" revised 8/83. (~~(This form as amended shall be used for the report due March 31, 1984.)~~) Copies of 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.

STATE OF WASHINGTON

EMPLOYER'S LOBBYING EXPENSES

DURING CALENDAR YEAR 1983

L3 PDC OFF-COURSE

1. EMPLOYER'S NAME (USE COMPLETE COMPANY, ASSOCIATION, UNION OR ENTITY NAME)
MAILING ADDRESS TELEPHONE
CITY STATE ZIP

THIS REPORT MUST BE FILED BY MARCH 31, 1984 AND INCLUDES A FINANCIAL REPORT OF STATE LOBBYING ACTIVITIES FOR CALENDAR YEAR 1983. COMPLETE ALL SECTIONS. IF ENTRY IS "NONE" OR "\$0" SO STATE.

2. PAYMENTS DIRECTLY TO LOBBYISTS FOR SALARY, CONTRACT, RETAINER, REIMBURSEMENT OF EXPENSES, ETC.

Table with 3 columns: LOBBYIST NAME (IF TO LOBBY FIRM, LIST FIRM NAME), AMOUNT, TOTAL AMOUNT. Includes checkbox for 'INFORMATION CONTINUED ON ATTACHED PAGE' and 'TOTAL PAID DIRECTLY TO LOBBYISTS'.

3. OTHER EXPENDITURES MADE BY THE EMPLOYER FOR LOBBYING PURPOSES. INCLUDED WOULD BE ANY AND ALL:

- a. PAYMENTS TO VENDORS ON BEHALF OF OR IN SUPPORT OF LOBBYISTS. i.e. FOOD, LODGING, CREDIT CARD PURCHASES PAID BY THE EMPLOYER FOR REGISTERED OR UNREGISTERED LOBBYISTS.
b. OFFICE EXPENSES, STAFF AND SECRETARIAL SUPPORT, RENT, TELEPHONE, UTILITIES. INCLUDE BOTH HOME OFFICE AND OLYMPIA OFFICE, IF ANY.
c. COMPANY OFFICIALS, EXPERT WITNESSES OR OTHERS PAID TO LOBBY, WHETHER OR NOT REQUIRED TO REGISTER. INCLUDE PROPORTION OF SALARY OR PAY BASED ON TIME SPENT LOBBYING.
d. TRAVEL, WHETHER TO LEGISLATIVE HEARINGS OR OTHER LOBBYING. INCLUDE ALL TRANSPORTATION COSTS, TICKETS, AND EMPLOYER OWNED TRANSPORTATION. IF TRANSPORTATION WAS FURNISHED TO ANY LEGISLATOR, STATE OFFICIAL, OR STATE EMPLOYEE COMPLETE ITEM 8 LISTING THE PERSON'S NAME, TITLE, DESTINATION, COST OF TRANSPORTATION AND DATES OF TRAVEL.
e. ENTERTAINMENT AND HOSTING PROVIDED FOR LEGISLATORS, STATE OFFICIALS OR STATE EMPLOYEES PAID BY EMPLOYER OR BY EMPLOYEES NOT REQUIRED TO REGISTER AS LOBBYISTS.
f. COMMUNICATIONS AND ADVERTISING. INCLUDE RADIO, TV, NEWSPAPER AND SIMILAR ADVERTISING. ALSO INCLUDE COMMUNICATIONS TO STOCKHOLDERS, MEMBERS, CLIENTS OR CUSTOMERS TO ASSIST LOBBYING EFFORT.
g. OTHER EXPENDITURES FOR LOBBYING, WHETHER THRU OR ON BEHALF OF A REGISTERED LOBBYIST OR OTHERWISE. DO NOT INCLUDE PAYMENTS ALREADY SHOWN IN ITEM 2 ABOVE.

4. POLITICAL CONTRIBUTIONS TO CANDIDATES FOR STATE OFFICE, LEGISLATURE, COMMITTEES SUPPORTING OR OPPOSING THOSE CANDIDATES OR COMMITTEES SUPPORTING OR OPPOSING STATEWIDE BALLOT MEASURES.

- a. CONTRIBUTIONS DIRECTLY FROM EMPLOYER. ALSO COMPLETE ITEM 9 ON REVERSE.
b. IF CONTRIBUTIONS WERE MADE BY A POLITICAL ACTION COMMITTEE ASSOCIATED, AFFILIATED OR SPONSORED BY THE EMPLOYER, SHOW NAME OF THE PAC BELOW. (INFORMATION REPORTED BY PAC ON C-4 REPORT NEED NOT BE AGAIN INCLUDED IN THIS L-3 REPORT.)
NAME OF PAC \_\_\_\_\_

5. PAYMENTS OR EXPENDITURES TO LEGISLATORS, STATE OFFICIALS AND MEMBERS OF THEIR IMMEDIATE FAMILIES FOR THE PURPOSE OF INFLUENCING, HONORING, OR BENEFITING. DO NOT INCLUDE PAYMENT FOR GOODS OR SERVICES IN THE NORMAL COURSE OF BUSINESS. ALSO COMPLETE ITEM 12 ON REVERSE.

6. GIFTS TO LEGISLATORS, STATE OFFICIALS AND STATE EMPLOYEES OR MEMBERS OF THEIR IMMEDIATE FAMILIES.

TOTAL LOBBYING EXPENSES (Items 2 thru 6 above)

7. THIS REPORT MUST BE CERTIFIED BY PRESIDENT, SECRETARY-TREASURER OR SIMILAR OFFICER OF EMPLOYER ORGANIZATION

CERTIFICATION I certify that the information contained in this report is a true, correct and complete statement in accordance with RCW 42.17.180. SIGNATURE OF EMPLOYER DATE NAME TYPED OR PRINTED TITLE

8. TRAVEL PROVIDED TO LEGISLATORS, STATE ELECTED OFFICIALS, STATE EMPLOYEES OR MEMBERS OF THEIR IMMEDIATE FAMILIES.

NAME AND TITLE	COST	DATES, DESTINATION AND PURPOSE OF TRAVEL
<input type="checkbox"/> INFORMATION CONTINUED ON ATTACHED PAGES		

9. CONTRIBUTIONS TO CANDIDATES FOR STATE OFFICE, LEGISLATURE, COMMITTEES SUPPORTING OR OPPOSING THOSE CANDIDATES OR COMMITTEES SUPPORTING OR OPPOSING STATEWIDE BALLOT MEASURES MADE BY EMPLOYER. (CONTRIBUTIONS FROM PAC NEED NOT BE LISTED.)

NAME OF RECIPIENT	AMOUNT
<input type="checkbox"/> INFORMATION CONTINUED ON ATTACHED PAGES	

10. COMPENSATION OF \$500 OR MORE DURING THE PRECEDING CALENDAR YEAR FOR EMPLOYMENT OR PROFESSIONAL SERVICES PAID TO STATE ELECTED OFFICIALS, SUCCESSFUL CANDIDATES FOR STATE OFFICE AND EACH MEMBER OF THEIR IMMEDIATE FAMILY.

NAME	RELATIONSHIP TO CANDIDATE OR ELECTED OFFICIAL IF MEMBER OF FAMILY.	AMOUNT (CODE)	DESCRIPTION OF CONSIDERATION OR SERVICES EXCHANGED FOR COMPENSATION
<input type="checkbox"/> INFORMATION CONTINUED ON ATTACHED PAGES			

DOLLAR CODE	
CODE	AMOUNT
A	Less than \$1,000
B	\$1,000 but less than \$5,000
C	\$5,000 but less than \$10,000
D	\$10,000 but less than \$25,000
E	25,000 or more

11. COMPENSATION OF \$500 OR MORE DURING THE PRECEDING CALENDAR YEAR FOR PROFESSIONAL SERVICES PAID TO ANY CORPORATION, PARTNERSHIP, JOINT VENTURE, ASSOCIATION OR OTHER ENTITY IN WHICH A STATE ELECTED OFFICIAL, SUCCESSFUL STATE CANDIDATE OR MEMBER OF THE IMMEDIATE FAMILY HOLDS OFFICE, PARTNERSHIP, DIRECTORSHIP OR OWNERSHIP INTEREST OF 10% OR MORE.

FIRM NAME	PERSON'S NAME	AMOUNT (CODE)	DESCRIPTION OF CONSIDERATION OR SERVICES EXCHANGED FOR COMPENSATION
<input type="checkbox"/> INFORMATION CONTINUED ON ATTACHED PAGES			

12. ANY EXPENDITURE, NOT OTHERWISE REPORTED, MADE DIRECTLY OR INDIRECTLY TO A STATE ELECTED OFFICIAL, SUCCESSFUL CANDIDATE FOR STATE OFFICE OR MEMBER OF THE IMMEDIATE FAMILY, IF MADE TO HONOR, INFLUENCE OR BENEFIT THE PERSON BECAUSE OF HIS OFFICIAL POSITION.

NAME	AMOUNT	PURPOSE
<input type="checkbox"/> INFORMATION CONTINUED ON ATTACHED PAGES		

AMENDATORY SECTION (Amending Order 71, filed 3/23/76)

WAC 390-20-115 FORMS FOR REPORT OF LEGISLATIVE ACTIVITY BY LEGISLATORS AND LEGISLATIVE COMMITTEES. ~~((Pursuant to the statutory authority of RCW 42.17.190;))~~ The official form for report of legislative activity by legislators and legislative committees as required by RCW 42.17.190 ~~((is hereby adopted for use in reporting to the public disclosure commission. This form shall~~

~~be))~~ is designated ~~((as))~~ "L-4." Copies of this form ~~((may be obtained))~~ are available at the commission office, Room 403, Evergreen Plaza Building, Olympia, Washington 98504. Any attachments shall be on 8-1/2" x 11" white paper.



REPORT OF LEGISLATIVE EMPLOYEES  
 TO THE STATE OF WASHINGTON  
**PUBLIC DISCLOSURE COMMISSION**  
 403 EVERGREEN PLAZA BUILDING  
 711 CAPITOL WAY  
 OLYMPIA, WASHINGTON 98504  
 PHONE: 206-753-1111

FILING FORM <b>L-4</b> REV. 2/76	TO BE FILED BY: <b>LEGISLATORS, COMMITTEES OF LEGISLATURE</b> (RCW 42.17.190)
--	---

THIS SPACE FOR OFFICE USE	
P.M. DATE	DATE RECVD

See complete instructions at bottom of page. (Type or Print Clearly)

Senate/House Committee or Legislator	DATE PREPARED
	REPORT FOR CALENDAR QUARTER ENDING:

List below or on attached pages persons who were employed during this reporting period for the purpose of aiding in preparation or enactment of legislation or in the performance of legislative duties.

**1. EMPLOYEES COMPENSATED BY THE LEGISLATURE**

NAME AND ADDRESS	JOB TITLE	LEGISLATOR OR COMMITTEE TO WHICH ASSIGNED	SALARY THIS QUARTER
<input type="checkbox"/> INFORMATION IS INCLUDED ON ATTACHED PAGES.			

**2. EMPLOYEES COMPENSATED DIRECTLY BY THE LEGISLATOR OR COMMITTEE OR OTHERWISE COMPENSATED**

NAME AND ADDRESS	JOB TITLE	LEGISLATOR OR COMMITTEE OR PERSON PAYING EMPLOYEE	SALARY THIS QUARTER

CERTIFICATION: I certify that the above is a true, complete and correct statement in accordance with RCW 42.17.190.

SIGNATURE \_\_\_\_\_ NAME \_\_\_\_\_

TITLE \_\_\_\_\_

**L-4 INSTRUCTIONS**

**WHO MUST REPORT:**  
 Every legislator and committee of the legislature. The Chief Clerk of the House of Representatives and the Secretary of the Senate may provide consolidated reports in lieu of individual reports from each legislator and committee.

**WHEN TO REPORT:**  
 Reports for the preceding calendar quarter are due not later than April 10, July 10, October 10, and January 10. Negative reports are not required.

**FORMS TO BE FILED WITH:**  
 Public Disclosure Commission  
 403 Evergreen Plaza Building  
 Olympia, WA 98504

**FOR ADDITIONAL INFORMATION:**  
 Consult Chapter 42.17 Revised Code of Washington and Chapter 390-20 Washington Administrative Code or contact Public Disclosure Commission, phone 206-753-1111

AMENDATORY SECTION (Amending Order 80-02, filed 1/24/80)

WAC 390-20-120 FORMS FOR REPORT OF LEGISLATIVE ACTIVITY BY PUBLIC AGENCIES. ~~((Pursuant to the statutory authority of RCW 42.17.190;))~~ The official form for the report of legislative activity by public agencies as required by RCW 42.17.190 ~~((is~~

~~hereby adopted for use in reporting to the public disclosure commission. This form, revised 6/79, shall be))~~ is designated ~~((as))~~ "L-5", revised 6/79. Copies of this form ~~((may be obtained))~~ are available at the commission office, Room 403, Evergreen Plaza Building, Olympia, Washington 98504. Any attachments shall be on 8-1/2" x 11" white paper.

**PUBLIC DISCLOSURE COMMISSION**  
**pdc** 403 EVERGREEN PLAZA  
 01 YMPIA WASHINGTON  
 SR504 206-753-1111



INSTRUCTIONS ARE PRINTED ON REVERSE

PDC FORM **L-5** **LOBBYING BY STATE AND LOCAL GOVERNMENT AGENCIES**  
 REV. 11-79

THIS SPACE FOR OFFICE USE

FILE NUMBER	P. M. DATE	DATE RECEIVED
-------------	------------	---------------

AGENCY OR GOVERNMENTAL ENTITY NAME AND ADDRESS	DATE PREPARED	REPORT FOR CALENDAR QUARTER ENDING
	COUNTY	MONTH YEAR

**PERSONS WHO SPENT MORE THAN \$15**

NAME	JOB TITLE	ANNUAL SALARY	% OF TIME SPENT LOBBYING DURING QTR.
------	-----------	---------------	--------------------------------------

GENERAL DESCRIPTION OF LOBBYING ACTIVITIES OR OBJECTIVES. (INCLUDE BILL OR WAC NUMBERS IF ANY)

CHECK IF PERSON SPENT MORE THAN \$15 OF NON-PUBLIC FUNDS IN LOBBYING. SEE INSTRUCTIONS ON REVERSE

NAME	JOB TITLE	ANNUAL SALARY	% OF TIME SPENT LOBBYING DURING QTR.
------	-----------	---------------	--------------------------------------

GENERAL DESCRIPTION OF LOBBYING ACTIVITIES OR OBJECTIVES. (INCLUDE BILL OR WAC NUMBERS IF ANY)

CHECK IF PERSON SPENT MORE THAN \$15 OF NON-PUBLIC FUNDS IN LOBBYING. SEE INSTRUCTIONS ON REVERSE

NAME	JOB TITLE	ANNUAL SALARY	% OF TIME SPENT LOBBYING DURING QTR.
------	-----------	---------------	--------------------------------------

GENERAL DESCRIPTION OF LOBBYING ACTIVITIES OR OBJECTIVES. (INCLUDE BILL OR WAC NUMBERS IF ANY)

CHECK IF PERSON SPENT MORE THAN \$15 OF NON-PUBLIC FUNDS IN LOBBYING. SEE INSTRUCTIONS ON REVERSE.

**EXPENDITURES FOR LOBBYING THIS QUARTER**

REPORT ONLY THE SEPARATELY IDENTIFIABLE AND MEASURABLE EXPENDITURES INCURRED FOR LOBBYING PURPOSES

SALARIES OF PERSONS WHO LOBBIED (include only portion of quarterly salary attributable to lobbying)	\$
TRAVEL (include food, lodging, per diem payments and cost of transportation used.)	\$
BROCHURES AND OTHER PUBLICATIONS WHOSE PRINCIPAL PURPOSE IS TO INFLUENCE LEGISLATION	\$
CONSULTANTS OR OTHER CONTRACTUAL SERVICES	\$
<b>TOTAL THIS QUARTER</b>	\$
<b>TOTAL TO DATE THIS YEAR</b>	\$

CERTIFICATION: I certify that to the best of my knowledge the above is a true, complete and correct statement in accordance with RCW 42.17.190.

SIGNATURE OF AGENCY HEAD

These instructions apply only to government agencies reporting pursuant to RCW 42.17.190.

**Who Should Report?**

Each state agency, county, city, town, municipal corporation, quasi-municipal corporation or special purpose district which expends public funds for "lobbying". Please study the definitions of what is and is not included in lobbying to determine if your agency is required to report.

"Lobbying" means attempting to influence the passage or defeat of any legislation by the state legislature or the adoption or rejection of any rule, standard, rate or other legislative enactment by any state agency under chapters 28.19 and 34.04 RCW. "Legislation" means bills, resolutions, motions, amendments, nominations, and other matters pending or proposed in either house of the state legislature, and includes any other matter which may be the subject of action by either house, or any committee of the legislature and all bills and resolutions which having passed both houses, are pending approval by the Governor.

**Lobbying Does Not Include**

1. Requests for appropriations by a state agency to OFM pursuant to RCW 43.88 or requests by OFM to the legislature for appropriations other than its own agency budget. Note that an agency representative who, in person, contacts a legislator or committee on appropriations matters is lobbying.
2. Recommendations or reports to the legislature in response to a legislative request expressly requesting or directing a specific study, recommendation or report on a particular subject.
3. Official reports including recommendations submitted annually or biennially by a state agency as required by law.
4. Requests, recommendations or other communications between or within state agencies or between or within local agencies.
5. Telephone conversations or preparation of written correspondence.
6. Preparation or adoption of policy positions within an agency or group of agencies. Note that once a position is adopted, further action to advocate it may constitute lobbying.
7. Attempts to influence federal or local legislation.

**Lobbying Not Reportable**

1. In person lobbying totaling no more than four days or parts of days during any three month period in aggregate for all officials and employees of the agency. In person lobbying includes testifying at legislative committee hearings and state agency hearings on rules and regulations but does not include attendance merely to monitor or observe testimony and debate.
2. In person lobbying by any elected official on behalf of his agency or in connection with his powers, duties or compensation.

**Expenditures Over \$15 of Non-public Funds**

Any person (including an elected official) who expends more than \$15 of personal or non-public funds for or on behalf of one or more legislators, state elected officials or state public officers or employees in connection with in-person lobbying must be listed on the L5 report. Attach a page showing the spender's name, and date, the source of funds and amount spent, and for whom the money was spent. Examples of these expenditures include entertainment, dinners and campaign contributions.

**Reports Required**

The L5 report is submitted to cover each calendar quarter in which lobbying occurs. No report is required if no reportable lobbying has taken place during the quarter.

**Due Dates**

April 30 (1st quarter)	July 31 (2nd quarter)
October 31 (3rd quarter)	January 31 (4th quarter)

ONE CONSOLIDATED REPORT SHOULD BE SUBMITTED TO INCLUDE LOBBYING ACTIVITIES OF ALL DIVISIONS OR OFFICES OF AN AGENCY.

SEND REPORTS TO: PUBLIC DISCLOSURE COMMISSION  
403 EVERGREEN PLAZA MAIL STOP 1142  
OLYMPIA, WA 98504

Special Note: In lieu of reporting as provided in RCW 42.17.190 any agency or lobbyist for an agency may elect to register and report as provided in RCW 42.17.150, 160, 170 and 180. An agency so choosing must notify PDC of that fact and obtain necessary reporting forms and instructions.

AMENDATORY SECTION (Amending Order 62, filed 8/26/75)

WAC 390-20-125 FORMS FOR REGISTRATION AND REPORTING BY SPONSORS OF GRASS ROOTS LOBBYING CAMPAIGNS. (~~Pursuant to the statutory authority of RCW 42.17.200;~~) The official form for registration and reporting by sponsors of grass roots lobbying campaigns as required by RCW 42.17.200 (is

~~hereby adopted for use in reporting to the public disclosure commission. This form shall be~~) is designated ((as)) "L-6", revised 12/85. Copies of this form ((may be obtained)) are available at the commission office, Room 403, Evergreen Plaza Building, Olympia, Washington 98504. Any attachments shall be on 8-1/2" x 11" white paper.



**REGISTRATION STATEMENT  
AND MONTHLY REPORT**  
TO THE STATE OF WASHINGTON  
**PUBLIC DISCLOSURE COMMISSION**  
CHAP. 1, LAWS OF 1973

FILING FORM <b>L-6</b>	TO BE FILED BY: <b>SPONSOR'S OF "GRASS ROOTS" LOBBYING CAMPAIGN</b> (Sec. 20)
---------------------------	---

THIS SPACE FOR OFFICE USE		
P.M. DATE	DATE RECVD.	ITEM NUMBER

See completion instructions at bottom of page.  
(Type or print clearly)

SPONSOR'S NAME AND ADDRESS	SPONSOR'S BUSINESS OR OCCUPATION	DATE PREPARED	REPORT COVERS, <input type="checkbox"/> REGISTRATION (Initial Report) <input type="checkbox"/> PERIOD ENDING Mo. Day Yr. <input type="checkbox"/> FINAL REPORT

ITEM	IF SPONSOR IS NOT AN INDIVIDUAL IDENTIFY THE CONTROLLING PERSONS RESPONSIBLE FOR MANAGING THE SPONSOR'S AFFAIRS.		
1	NAMES	ADDRESSES	TITLES

ITEM	PERSONS ORGANIZING AND MANAGING THE CAMPAIGN OR HIRED TO ASSIST THE CAMPAIGN, INCLUDING PUBLIC RELATIONS OR ADVERTISING FIRMS PARTICIPATING IN THE CAMPAIGN.		
2	NAMES AND ADDRESSES	BUSINESS OR OCCUPATION	TERMS OF COMPENSATION

**INSTRUCTIONS**

**WHO SHOULD FILE THIS FORM:** Any sponsor, i.e., any person who has made expenditures, not reported under other sections of the Public Disclosure Act, exceeding \$500 in the aggregate within any three month period or exceeding \$200 in the aggregate within any one month period in presenting a program addressed to the public, a substantial portion of which is intended, designed, or calculated primarily to influence legislation.

**FILING DEADLINE:** Within 30 days after becoming a sponsor. Monthly reports required on the 10th of the following month. Termination statement to be filed with final monthly report.

**FORM TO BE FILED WITH:** Registration and Reporting Section, Public Disclosure Commission, Evergreen Plaza Building - Olympia, Washington 98504

Section 20 of this Law is printed in full on the reverse side.

ITEM	GENERAL SUBJECT(S) OF LEGISLATIVE INTEREST
3	
ENTER CODE(S) FROM LEGISLATIVE SUBJECT IDENTIFICATION TABLE ON REVERSE. (List all applicable categories).	

ITEM	PERSONS CONTRIBUTING TO CAMPAIGN DURING PERIOD.		
4	NAME	ADDRESS	AMOUNT CONTRIBUTED

INFORMATION CONTINUED ON ATTACHED PAGE(S).

ITEM	THE PURPOSE OF THE CAMPAIGN, INCLUDING SPECIFIC LEGISLATION, RULES, RATES, STANDARDS OR PROPOSALS WHICH ARE THE SUBJECT MATTER OF THIS CAMPAIGN.	ITEM	TOTALS OF ALL EXPENDITURES MADE OR INCURRED TO DATE ON BEHALF OF CAMPAIGN.
5			6
		ADVERTISING: RADIO	\$ _____
		TV	_____
		NEWSPAPERS	_____
		PRINTED MATTER	_____
		OTHER	_____
		SUBTOTAL	\$ _____
		CONTRIBUTIONS	_____
		ENTERTAINMENT	_____
		OFFICE EXPENSES	_____
		CONSULTANTS	_____
PRINTING AND MAILING	_____		
OTHER	_____		
		TOTAL	\$ _____

**"EXCERPTS FROM PUBLIC DISCLOSURE LAW"**

**Section 20. GRASS ROOTS LOBBYING CAMPAIGNS.** (1) Any person who has made expenditures, not reported under other sections of this act, exceeding five hundred dollars in the aggregate within any three month period or exceeding two hundred dollars in the aggregate within any one month period in presenting a program addressed to the public, a substantial portion of which is intended, designed, or calculated primarily to influence legislation shall be required to register and report, as provided in subsection (2), as a sponsor of a grass roots lobbying campaign.

(2) Within thirty days after becoming a sponsor of a grass roots lobbying campaign, the sponsor shall register by filing with the commission a registration statement, in such detail as the commission shall prescribe, showing:

(a) The sponsor's name, address, and business or occupation, and, if the sponsor is not an individual, the names, addresses and titles of the controlling persons responsible for managing the sponsor's affairs.

(b) The names, addresses, and business or occupation of all persons organizing and managing the campaign, or hired to assist the campaign, including any public relations or advertising firms participating in the campaign, and the terms of compensation for all such persons.

(c) The names and addresses of all persons contributing to the campaign, and the amount contributed by each contributor.

(d) The purpose of the campaign, including the specific legislation, rules, rates, standards or proposals which are the subject matter of the campaign.

(e) The totals of all expenditures made or incurred to date on behalf of the campaign, which totals shall be segregated according to financial category, including but not limited to the following: advertising, segregated by media and, in the case of large expenditures (as provided by rule of the commission), by outlet; contributions; entertainment, including food and refreshments; office expenses including rent and the salaries and wages paid for staff and secretarial assistance, or the proportionate amount thereof paid or incurred for lobbying campaign activities; consultants; and printing and mailing expenses.

(3) Every sponsor who has registered under this section shall file monthly reports with the commission, which shall be filed by the tenth day of the month for the activity during the preceding month. The reports shall update the information contained in the sponsor's registration statement and in prior reports and shall show contributions received and totals of expenditures made during the month, in the same manner as provided for in the registration statement.

(4) When the campaign has been terminated, the sponsor shall file a notice of termination with the final monthly report, which notice shall state the totals of all contributions and expenditures made on behalf of the campaign, in the same manner as provided for in the registration statement.

**CERTIFICATION:** I hereby certify that the above is a true, complete and correct statement in accordance with Section 20 of this Law.

SIGNATURE

TITLE

DATE

**LEGISLATIVE SUBJECT IDENTIFICATION**

CODE	SUBJECT	CODE	SUBJECT
01	Agriculture, horticulture, farming, & livestock	17	Health services, medicines, drugs and controlled substances, health insurance, hospitals
02	Amusements, games, athletics and sports	18	Higher education
03	Banking, finance, credit and investments	19	Housing, construction, codes
04	Children, minors, youth, senior citizens	20	Insurance, (excluding Health Insurance)
05	Church and Religion	21	Labor, salaries and wages, collective bargaining
06	Consumer affairs	22	Law, enforcement, courts, judges, crimes, prisons
07	Ecology, environment, pollution, conservation, zoning, land and water use	23	Licenses, permits
08	Education	24	Liquor
09	Elections, campaigns, voting, political parties	25	Manufacturing, distribution and services
10	Equal rights, civil rights, minority affairs	26	Natural resources, forests and forest products, fisheries, mining and mineral products
11	Government, financing, taxation, revenue, budget, appropriations, bids, fees, funds	27	Public lands, parks, recreation
12	Government, county	28	Social insurance, unemployment insurance, public assistance, workmen's compensation
13	Government, federal	29	Transportation, highways, streets, and roads
14	Government, municipal	30	Utilities, communications, television, radio, newspapers, power, CATV, gas
15	Government, special districts	31	Other (please specify) _____
16	Government, state		

STATE OF WASHINGTON

# GRASS ROOTS LOBBYING

PDC FORM  
**L-6**  
(12/85)

PDC OFFICE USE

P  
M  
O  
R  
T  
K  
  
R  
E  
C  
E  
I  
V  
E  
D

SPONSOR'S NAME \_\_\_\_\_

ADDRESS \_\_\_\_\_

CITY \_\_\_\_\_ STATE \_\_\_\_\_ ZIP \_\_\_\_\_ PHONE \_\_\_\_\_

1. DESCRIBE THE TOPIC(S) OR LEGISLATION ABOUT WHICH THE CAMPAIGN IS CONDUCTED. INCLUDE BILL NUMBERS, IF ANY, RULES, RATES, STANDARDS.

2. THIS REPORT COVERS:

REGISTRATION (INITIAL REPORT)

MONTHLY REPORT FROM \_\_\_\_\_ TO \_\_\_\_\_

FINAL REPORT (CAMPAIGN IS ENDED)

3. LIST THE PRINCIPAL OFFICERS OF THE GROUP OR ORGANIZATION IF THE SPONSOR IS BUSINESS, UNION, ASSOCIATION, POLITICAL ORGANIZATION OR OTHER ENTITY.

NAME	TITLE	ADDRESS
------	-------	---------

4. WHO IS ORGANIZING OR MANAGING THE CAMPAIGN? LIST PERSONS OR FIRMS HIRED TO ASSIST IN THE CAMPAIGN, INCLUDING PUBLIC RELATIONS AND ADVERTISING AGENTS

NAME AND ADDRESS	OCCUPATION OR BUSINESS	TERMS OF COMPENSATION
------------------	------------------------	-----------------------

5. EXPENDITURES MADE OR INCURRED IN THE CAMPAIGN:

1. PREVIOUS EXPENDITURES (FROM LINE 4, LAST L-6 REPORT)	\$ _____
2. EXPENSES THIS REPORTING PERIOD:	
A. RADIO	_____
B. TELEVISION	_____
C. NEWSPAPERS, MAGAZINES	_____
D. BROCHURES, SIGNS	_____
E. PRINTING AND MAILING	_____
F. CONSULTANTS, PUBLIC RELATIONS	_____
G. OFFICE EXPENSE, TRAVEL, SALARIES	_____
H. CONTRIBUTIONS	_____
I. ENTERTAINMENT	_____
J. OTHER EXPENSES	_____
3. TOTAL EXPENDITURES THIS PERIOD (LINES 2A-2J)	_____
4. TOTAL EXPENDITURES IN THE CAMPAIGN (LINES 1 + 3)	_____





AMENDATORY SECTION (Amending Order 62, filed 8/26/75)

WAC 390-20-130 FORMS FOR STATEMENT OF EMPLOYMENT OF LEGISLATORS, STATE OFFICERS, AND STATE EMPLOYEES. ~~((Pursuant to the statutory authority of RCW 42.17-210;))~~ The official form for statement of employment of legislators,

state officers, and state employees as required by RCW 42.17.210 ~~((is hereby adopted for use in reporting to the public disclosure commission. This form shall be))~~ is designated ((as)) "L-7." Copies of this form ~~((may be obtained))~~ are available at the commission office, Room 403, Evergreen Plaza Building, Olympia, Washington 98504. Any attachments shall be on 8-1/2" x 11" white paper.



**STATEMENT OF EMPLOYMENT  
OF LEGISLATORS & STATE EMPLOYEES**  
TO THE STATE OF WASHINGTON  
**PUBLIC DISCLOSURE COMMISSION**  
CHAP. 1, LAWS OF 1973

FILING FORM <b>L-7</b>	TO BE FILED BY: <b>EMPLOYERS OF LEGISLATORS, STATE OFFICERS OR STATE EMPLOYEES</b> (Sec. 21)
---------------------------	--

See completion instructions at bottom of page.  
(Type or print clearly)

THIS SPACE FOR OFFICE USE		
P.M. DATE	DATE RECVD.	ITEM NUMBER

EMPLOYERS NAME AND BUSINESS ADDRESS	DATE PREPARED	THIS FORM <input type="checkbox"/> REPLACES <input type="checkbox"/> AMENDS PREVIOUS FILING PREPARED: (Mo.)            (Day)            (Yr.)
-------------------------------------	---------------	--

ITEM <b>1</b>	NAME OF PERSON BEING EMPLOYED
------------------	-------------------------------

ITEM <b>2</b>	NATURE OF EMPLOYMENT BY REPORTING EMPLOYER
------------------	--

ITEM <b>3</b>	AMOUNT AND NATURE OF PAY OR CONSIDERATION
------------------	---

ITEM <b>4</b>	NATURE OF STATE OFFICE OR EMPLOYMENT
------------------	--------------------------------------

<p style="text-align: center;"><i>INSTRUCTIONS</i></p> <p><b>WHO SHOULD FILE THIS FORM:</b> Any person registered or required to be registered as a lobbyist under this act or any employer of any person registered or required to be registered as a lobbyist under this act, who employs a member of the legislature, an employee of the legislature, a member of a state board or commission, or a full time state employee, if that employee remains partially employed by the state.</p> <p><b>FILING DEADLINE:</b> Within 15 days after commencement of employment.</p> <p><b>FORM TO BE SUBMITTED TO:</b> Registration and Reporting Section, Public Disclosure Commission, Office of Secretary of State - Olympia, Washington 98504</p> <p style="text-align: center;"><i>Section 21 of this Law is printed in full below.</i></p>	<p>SUBSCRIBED AND SWORN BEFORE ME THIS</p> <p style="text-align: center;">_____ DAY OF _____ 19 _____</p> <hr/> <p>NOTARY PUBLIC, IN AND FOR THE STATE OF WASHINGTON RESIDING IN:</p> <hr/> <p>CERTIFICATION: I hereby certify under oath, that the above is a true, complete and correct statement in accordance with Sec. 21 of this Law.</p> <p>SIGNATURE _____</p> <hr/> <table style="width: 100%;"> <tr> <td style="width: 70%;">TITLE _____</td> <td style="width: 30%;">DATE _____</td> </tr> </table>	TITLE _____	DATE _____
TITLE _____	DATE _____		

**EXCERPTS FROM PUBLIC DISCLOSURE LAW**

Section 21. EMPLOYMENT OF LEGISLATORS, ATTACHES, OR STATE EMPLOYEES; STATEMENT, CONTENTS AND FILING. If any person registered or required to be registered as a lobbyist under this act employs, or if any employer of any person registered or required to be registered as a lobbyist under this act, employs any member of the legislature, or any member of any state board or commission, or any employee of the legislature, or fulltime state employee, if such new employee shall remain in the partial employ of the State or any agency thereof, then the new employer shall file a statement under oath with the commission setting out the nature of the employment, the name of the person to be paid thereunder, and the amount of pay or consideration to be paid thereunder. The statement shall be filed within fifteen days after the commencement of such employment.

AMENDATORY SECTION (Amending Order 82-04, filed 6/28/82)

WAC 390-20-140 LOSS OF RCW 42.17.160 EXEMPTION. (1) For the purpose of determining compliance with RCW 42.17.220, a lobbyist's employer shall be responsible for the applicability of all of the exemptions provided in RCW 42.17.160 to any lobbyist the employer employs, pays, or agrees to pay.

(2) The commission recognizes that a lobbyist who initially intends in good faith to utilize the "casual lobbying" exemption from registration and reporting which is provided in RCW 42.17.160(4) may thereafter become ineligible for that exemption, thus violating RCW 42.17.150 and/or 42.17.170 by not having registered and/or reported within the prescribed time periods.

(3) The commission shall not commence enforcement proceedings against a lobbyist or his employer in circumstances described in subsection (2) of this section if the lobbyist:

(a) Registers pursuant to RCW 42.17.150 before doing any lobbying in excess of the exemption limitations in RCW 42.17.160(4); and

(b) Files a report on Form L-2 when next due under RCW 42.17.170, which report includes all reportable information for the lobbying activities cumulatively causing the exemption limitations to be reached.

(4) The duty under RCW 42.17.230(1) of a person required to register as a lobbyist to obtain and preserve all records necessary to substantiate required financial reports shall include such records of all activities which cumulatively cause the RCW 42.17.160(4) exemption limitations to be reached and exceeded.

(5) A lobbyist whose only compensation or other consideration for lobbying is payment of or reimbursement for expenditures not required to be reported per ~~((section 13, chapter 147, Laws of 1982))~~ RCW 42.17.170 (2)(a)(i-iv), does not qualify for exemption from registration and reporting per RCW 42.17.160(3).

**Reviser's note:** RCW 34.04.058 requires the use of underlining and deletion marks to indicate amendments to existing rules. The rule published above varies from its predecessor in certain respects not indicated by the use of these markings.

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

AMENDATORY SECTION (Amending Order 99, filed 6/26/78)

WAC 390-20-143 APPLICATION OF LOBBYING PROVISIONS TO ORGANIZATIONS. (1) A lobbyist other than a natural person ~~((shall be deemed to have))~~ has properly restricted its lobbying activities ~~((so as to be))~~ and is eligible for the RCW 42.17.160(4) "casual lobbying" exemption during any three-month period in which it ~~((acting through any one or more individuals, does not sponsor or coordinate or directly make expenditures for or on behalf of any one or more members of the legislature or state elected officials or public officers or employees of the state of Washington in connection with lobbying (a) which exceed a total of fifteen dollars, and (b) which are otherwise unreported under this chapter))~~ agents or employees do not make an expenditure of more than twenty-five dollars for or on behalf of legislators, state elected officials, public officers or employees of the state of Washington.

(2) A lobbyist other than a natural person which does sponsor or coordinate or directly make unreported expenditures exceeding ~~((fifteen))~~ twenty-five dollars during a three-month period, as fully described in subsection (1), ~~((shall be subject to the))~~ must ~~((registration))~~ register and report ~~((ing requirements of))~~ as required by RCW 42.17.150 and 42.17.170: Provided, That it ~~((shall be deemed to have))~~ can ~~((satisfied))~~ satisfy these requirements ~~((if))~~ by having an individual agent ~~((responsible for those expenditures))~~ (a) register ~~((s))~~ as a lobbyist, and (b) include ~~((s))~~ as part of Form L-2 ~~((when next due))~~ a report of these and all other lobbying expenditures ~~((sponsored, coordinated or directly))~~ made ~~((by))~~ on behalf of the nonnatural person during that three-month period ~~((which are not reported on the L-2 of another lobbyist)).~~

(3) An ~~((nonnatural person))~~ entity, including but not limited to a law firm, consulting firm, advertising agency, or other similar organization, which receives or expects to receive compensation ~~((in whole or in part))~~ for lobbying from any person, ~~((shall))~~ must register and report as a lobbyist pursuant to RCW 42.17.150 and 42.17.170: Provided, That membership dues or contributions to a nonprofit organization made for the purpose of promoting a general interest and not in return for lobbying on behalf of any specific member or contributor shall not be regarded as compensation for this purpose. Registration statements

and reports shall list as the lobbyists both the firm or organization and each individual acting on its behalf. The person paying the compensation shall report under RCW 42.17.180 as a lobbyist's employer.

**Reviser's note:** RCW 34.04.058 requires the use of underlining and deletion marks to indicate amendments to existing rules. The rule published above varies from its predecessor in certain respects not indicated by the use of these markings.

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

AMENDATORY SECTION (Amending Order 81-03, filed 8/28/81)

WAC 390-20-144 REGISTRATION AND REPORTING BY LOBBYIST ORGANIZATIONS. (1) ~~((Registration:))~~ Any firm, company, association or similar organization required to register as a lobbyist shall file one registration statement (PDC Form L-1) for each employer ~~((in whose behalf))~~ for whom the organization will lobby.

(a) The lobbying organization will attach to the registration statement a photo and the biographical information required by RCW 42.17.155 (page 3 of the L-1 Form) for each individual agent of the organization who is authorized to lobby for that particular employer.

(b) If the agent is authorized to lobby for several employers, only one photo and biographical sheet need be submitted.

(c) The organization will notify the commission in writing when there is any change in the employment or assignment of agents who lobby.

(2) ~~((Monthly expenditure reports:))~~ One monthly expenditure report (PDC Form L-2) shall be submitted showing all expenditures made by the organization and its agents. It is unnecessary to prorate or attribute expenditures to individual agents of the organization. However, expenditures for entertainment exceeding \$25 per occasion shall identify the individual agent(s) who were present at the occasion. The L-2 report shall be signed by the president or chief executive officer of the lobbying organization.

(3) ~~((Termination of authority to lobby:))~~ If any individual agent of the organization ceases to lobby or the organization terminates that agent's authority to lobby, the organization shall notify PDC in writing or by notation on the L-2 report of the termination.

~~((This rule is optional and permissive as to any person, firm, company, association or similar organization:))~~

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

AMENDATORY SECTION (Amending Order 99, filed 6/26/78)

WAC 390-20-145 REPORTING OF LOBBYING EVENTS. (1) A meeting or other gathering of individuals for which lobbying is a purpose or reasonably foreseeable result shall be reportable by or on behalf of the sponsoring person in accordance with WAC 390-20-143 and other applicable provisions of law: Provided, That the ~~((administrator or his designee, with the concurrence of the chairman:))~~ executive director is authorized to state in writing how all reportable information relative to a particular gathering shall be reported on Form L-2 whenever the application of the appropriate provisions of law is unclear to the reporting person, and this interpretation shall be reviewed and approved, modified or rejected by the commission at its next regular or special meeting.

(2) Any other lobbyist reporting such a gathering may incorporate by reference in his Form L-2 a Form L-2 which is filed on the sponsor's behalf and which reports the gathering in accordance with applicable provisions of law, including WAC 390-20-143(2) and subsection (1) of this rule.

AMENDATORY SECTION (Amending Order 83-03, filed 12/9/83)

WAC 390-24-010 FORMS FOR CONFLICT OF INTEREST STATEMENT. ~~((Pursuant to the statutory authority of RCW 42.17.360(1):))~~ The official form for conflict of interest statements as required by RCW 42.17.240 ~~((is hereby adopted for use in reporting to the public disclosure commission, provided that))~~ The form adopted by WAC 390-24-020 may be used by those persons filing after their first filing of this form. This form ~~((revised 11/83, shall be))~~ is designated ~~((as))~~ "F-1", revised 12/85. Copies of this form ~~((may be obtained))~~ are available at the commission office, Room 403, Evergreen Plaza Building, Olympia, Washington 98504.



PUBLIC DISCLOSURE COMMISSION

403 EVERGREEN PLAZA  
OLYMPIA, WASHINGTON  
98504 206-753-1111

PDC FORM

F-1

CONFLICT OF INTEREST STATEMENT

elected officials, candidates  
and state appointed officials

THIS SPACE FOR OFFICE USE

INSTRUCTIONS

Please refer to the instruction book when completing this report.

WHO MUST REPORT: All elected officials, persons appointed to elective office, candidates, designated state appointed officials. (Federal officials precinct committeemen and candidates for those offices are exempt from reporting.)

WHEN TO REPORT: By April 15, each year you hold office. Officials whose terms expire December 31, or in January are still obligated to report the following year. Candidates or persons appointed to office report within two weeks of becoming a candidate or being appointed.

SEND REPORT TO: PUBLIC DISCLOSURE COMMISSION

DOLLAR CODE

CODE	AMOUNT
A	Less than \$1,000
B	\$1,000 but less than \$5,000
C	\$5,000 but less than \$10,000
D	\$10,000 but less than \$25,000
E	\$25,000 or more

Last name		First name		Middle initial	NAMES OF SPOUSE AND DEPENDENTS		POLITICAL PARTY If partisan office or pertinent to appointment				
Address											
City			County			Zip					
OFFICE HELD (for elected or appointed officials)					OFFICE SOUGHT (for candidates)						
DISTRICT _____					DISTRICT _____						
POSITION NO. _____					POSITION NO. _____						
Current term—began:			ends:			If elected, term will begin:			ends:		

Elected official report covers previous calendar year; candidate report preceding 12 months  
PROVIDE INFORMATION FOR YOURSELF, SPOUSE, DEPENDENT CHILDREN AND OTHER DEPENDENTS IN YOUR HOUSEHOLD

**1** **EMPLOYMENT, INCOME AND COMPENSATION**  
LIST PRINCIPAL EMPLOYMENT FIRST, SHOW SOURCE OF ALL OTHER COMPENSATION OVER \$500

Name and Address of Employer or Source of Compensation	Occupation or How Earned	Amount: Use Code
<input type="checkbox"/> Check here if continued on attached sheet		

**2** **REAL ESTATE LOCATED IN WASHINGTON**  
LIST EACH PARCEL WITH ASSESSED VALUE OVER \$2,000.  
SHOW PARTNERSHIP, COMPANY, ETC. PROPERTY ON F-1 SUPPLEMENT ONLY

Property owned, held or in which you had a financial interest during the period covered by this report. DO NOT include property shown below.

Property purchased or in which you acquired a financial interest during report period	Nature of Ownership or Financial Interest	Payment or Other Consideration Given	Amount: Use Code
Property sold or in which you divested a financial interest during report period	Name and Address of Purchaser	Payment or Other Consideration Received	
<input type="checkbox"/> Check here if continued on attached sheet			

**3 OTHER ASSETS AND FINANCIAL HOLDINGS**  
SHOW HIGHEST VALUE DURING REPORT PERIOD

Name and Address of Bank, Company or Identification of Asset	Type of Account, Description of Asset	Value: Use Code
EACH BANK OR SAVINGS ACCOUNT OVER \$5,000		
EACH INSURANCE POLICY OVER \$5,000 (CASH OR LOAN VALUE)		
STOCKS, BONDS, OWNERSHIP INTEREST IN BUSINESS, RETIREMENT PLANS, AND OTHER INTANGIBLE PROPERTY OVER \$500		

Check here  if continued on attached sheet

**4 LIABILITIES AND CREDITORS**  
LIST CREDITORS OWED \$500 OR MORE AT ANY TIME COVERED BY THIS REPORT  
DO NOT INCLUDE RETAIL INSTALLMENT TRANSACTIONS.

Crditor's Name and Address	Terms of Payment	Security Given	Amount: Use Code	
			Original	Present

Check here  if continued on attached sheet

**5 OFFICES HELD AND OTHER BUSINESS INTERESTS**  
ANSWER EACH QUESTION BY CHECKING APPROPRIATE BOX. IF ANSWER TO ANY QUESTION IS "YES" YOU MUST  
ALSO COMPLETE THE F-1 SUPPLEMENT REPORT

HAVE YOU, YOUR SPOUSE OR YOUR DEPENDENTS:	YES	NO
A. Held any public or private office, directorship or position as trustee other than the public office shown in the heading of this report?		
B. Held any office, directorship, general partnership or ownership interest of 10% or more in any corporation, partnership, joint venture, association, union or other entity?		
C. Owned a sole proprietor business?		
D. Prepared, promoted or opposed state legislation or state government rules, regulations or standards for current or deferred compensation? This does not include service or duties in your elective office.		
E. Held a partnership or similar business interest of 10% or more in any Washington real estate?		

<p><b>DOLLAR CODE</b></p> <table border="1"> <thead> <tr> <th>CODE</th> <th>AMOUNT</th> </tr> </thead> <tbody> <tr> <td>A-</td> <td>Less than \$1,000</td> </tr> <tr> <td>B-</td> <td>\$1,000 but less than \$5,000</td> </tr> <tr> <td>C-</td> <td>\$5,000 but less than \$10,000</td> </tr> <tr> <td>D-</td> <td>\$10,000 but less than \$25,000</td> </tr> <tr> <td>E-</td> <td>\$25,000 or more</td> </tr> </tbody> </table>	CODE	AMOUNT	A-	Less than \$1,000	B-	\$1,000 but less than \$5,000	C-	\$5,000 but less than \$10,000	D-	\$10,000 but less than \$25,000	E-	\$25,000 or more	<p><b>HAVE YOU ? ? ? ?</b></p> <p><i>Answered each item? Put your name on each attached page?</i></p> <p><i>Kept a copy for your records?</i></p>	<p><b>CERTIFICATION:</b> I hereby certify under penalty of perjury that the information contained in this report is true and correct.</p> <p>SIGNATURE _____</p> <p>TELEPHONE _____ DATE _____</p>
CODE	AMOUNT													
A-	Less than \$1,000													
B-	\$1,000 but less than \$5,000													
C-	\$5,000 but less than \$10,000													
D-	\$10,000 but less than \$25,000													
E-	\$25,000 or more													



Attach to your F-1 report

PDC FORM <b>F-1</b> SUPPLEMENT (1/81)	<b>OFFICES HELD AND          BUSINESS INTERESTS</b>
--	---

Last Name	First Name	MI	Date
-----------	------------	----	------

**A**

Show: Self (S)  
 Spouse (Sp)  
 Dependent (D)

**OFFICES, DIRECTORSHIPS, OWNERSHIPS, TRUSTEESHIPS**

LIST EACH PUBLIC OR PRIVATE CORPORATION, PARTNERSHIP, JOINT VENTURE, UNION, ASSOCIATION, SOLE PROPRIETORSHIP OR OTHER ENTITY IN WHICH IS HELD ANY OFFICE, DIRECTORSHIP, GENERAL PARTNERSHIP, POSITION AS TRUSTEE, OR OWNERSHIP OF 10% OR MORE.

	Name of Company, Association, etc.	Position Held or Nature of Ownership
Check here <input type="checkbox"/> if continued on attached sheet		

**B**

**GOVERNMENT CUSTOMERS OF ORGANIZATIONS LISTED ABOVE**

IF THE GOVERNMENT BODY IN WHICH OFFICE IS HELD HAS PAID COMPENSATION TO ANY OF THE ORGANIZATIONS LISTED ABOVE, COMPLETE THIS SECTION

Name of Organization Receiving Compensation	Government Agency which Paid Compensation	Total Amount Paid and Purpose of Payment

Check here  if continued on attached sheet

CONTINUE ON REVERSE

C

**COMMERCIAL CUSTOMERS OF ORGANIZATIONS SHOWN ON FRONT**

LIST HERE EACH GOVERNMENT BODY, CORPORATION, PARTNERSHIP, JOINT VENTURE, SOLE PROPRIETORSHIP, UNION, ASSOCIATION OR OTHER BUSINESS OR COMMERCIAL ENTITY WHICH HAS PAID COMPENSATION OF \$2500 OR MORE DURING THE PAST 12 MONTHS TO ANY OF THE ORGANIZATIONS LISTED IN ITEM "A" ON THE FRONT OF THIS REPORT.

DO NOT REPORT INDIVIDUALS WHO ARE NOT BUSINESS OR COMMERCIAL ENTITIES.

Name of Organization Receiving Payment (From Item "A")

Organization Paying Compensation

Purpose of Payment

Check here  if continued on attached pages

D

**BUSINESS REAL ESTATE**

LIST EACH PARCEL OF WASHINGTON REAL ESTATE WITH ASSESSED VALUE OVER \$5000 IN WHICH A DIRECT FINANCIAL INTEREST WAS HELD BY ANY CORPORATION, PARTNERSHIP, FIRM, ENTERPRISE OR OTHER ENTITY IN WHICH YOU, YOUR SPOUSE OR DEPENDENTS OWN 10% OR MORE.

Description of Property

Check here  if continued on attached pages

E

**LEGISLATION, RULES, RATES, STANDARDS**

LIST PERSONS FOR WHOM STATE LEGISLATION OR STATE RULES, RATES OR STANDARDS HAVE BEEN PREPARED OR LOBBIED FOR CURRENT OR DEFERRED COMPENSATION. DO NOT LIST PAY FROM GOVERNMENT BODY IN WHICH YOU ARE AN ELECTED OFFICIAL FOR REGULAR PERFORMANCE OF DUTIES

Person to Whom Services Rendered

Description of Legislation, Rules, etc.

Compensation



**Instructions:**

INCLUDE INFORMATION FOR YOURSELF, SPOUSE AND DEPENDENTS IN YOUR HOUSEHOLD.  
 REPORT PERIOD: ELECTED AND STATE APPOINTED OFFICIALS—PRECEDING CALENDAR YEAR. CANDIDATES AND OTHERS—PRECEDING 12 CALENDAR MONTHS.  
 WHEN: ELECTED AND STATE APPOINTED OFFICIALS—BY APRIL 15—CANDIDATES AND OTHERS—WITHIN TWO WEEKS OF BECOMING A CANDIDATE OR BEING NEWLY APPOINTED TO A VACANCY.  
 SEND REPORT TO PUBLIC DISCLOSURE COMMISSION.

PDC FORM **F-1** **CONFLICT OF INTEREST STATEMENT**  
 elected officials, candidates and state appointed officials  
 12-85  
 -1078-

THIS SPACE FOR OFFICE USE  
 P  
M  
O  
A  
R  
K

DOLLAR CODE	AMOUNT
A	\$1 to \$1,999
B	\$2,000 to \$9,999
C	\$10,000 to \$19,999
D	\$20,000 to \$49,999
E	\$50,000 or more

R  
E  
C  
E  
I  
V  
E  
D

LAST NAME	FIRST NAME	MIDDLE INITIAL	NAMES OF SPOUSE AND DEPENDENTS	POLITICAL PARTY If partisan office or pertinent to appointment
ADDRESS				
CITY				

- CHECK YOUR FILING STATUS (mark only one box)
- AN ELECTED OR STATE APPOINTED OFFICIAL FILING ANNUAL REPORT
  - FINAL REPORT AS AN ELECTED OFFICIAL. TERM EXPIRED \_\_\_\_\_
  - CANDIDATE RUNNING IN THE ELECTION: MONTH \_\_\_\_\_, YEAR: \_\_\_\_\_
  - NEWLY APPOINTED TO AN ELECTIVE OFFICE
  - NEWLY APPOINTED TO A STATE APPOINTIVE OFFICE

OFFICE YOU HOLD OR ARE A CANDIDATE FOR: \_\_\_\_\_

OFFICE TITLE: \_\_\_\_\_

COUNTY, CITY OR DISTRICT OF THE OFFICE: \_\_\_\_\_

SHOW NAME AND NUMBER: \_\_\_\_\_

POSITION NUMBER: \_\_\_\_\_

TERM BEGINS: \_\_\_\_\_ ENDS: \_\_\_\_\_

**1** LIST EACH SOURCE OF INCOME, COMPENSATION AND EMPLOYMENT FROM WHICH YOU OR A FAMILY MEMBER RECEIVED \$1,000 OR MORE DURING THE YEAR.

NAME AND ADDRESS OF EMPLOYER OR SOURCE OF COMPENSATION	OCCUPATION OR HOW COMPENSATION WAS EARNED	AMOUNT: USE CODE
CHECK HERE <input type="checkbox"/> IF CONTINUED ON ATTACHED SHEET		

**2** LIST ALL WASHINGTON REAL ESTATE ASSESSED IN VALUE OVER \$5,000 IN WHICH YOU HELD A FINANCIAL INTEREST. (Show partnership, company, etc. real estate on F-1 supplement.)

PROPERTY OWNED, HELD OR IN WHICH YOU HAD A FINANCIAL INTEREST DURING THE PERIOD COVERED BY THIS REPORT.

PROPERTY PURCHASED OR IN WHICH YOU ACQUIRED AN INTEREST DURING REPORT PERIOD	NATURE OF FINANCIAL INTEREST (e.g., deed, R.E. contract, lesse)	PAYMENT OR CONSIDERATION GIVEN (e.g., cash, mortgage, note, trade)	DOLLAR VALUE USE CODE
PROPERTY SOLD OR IN WHICH YOU DIVESTED AN INTEREST DURING REPORT PERIOD			
NAME AND ADDRESS OF PURCHASER		PAYMENT OR CONSIDERATION RECEIVED	
CHECK HERE <input type="checkbox"/> IF CONTINUED ON ATTACHED SHEET			

**3** LIST BANK AND SAVINGS ACCOUNTS, INSURANCE POLICIES, STOCK, BONDS AND OTHER INTANGIBLE PROPERTY.

A. NAME AND ADDRESS OF EACH BANK OR FINANCIAL INSTITUTION IN WHICH YOU HAD AN ACCOUNT OVER \$10,000 ANY TIME DURING THE REPORT PERIOD.

B. NAME AND ADDRESS OF EACH INSURANCE COMPANY WHERE YOU HAD A POLICY WITH A CASH OR LOAN VALUE OVER \$10,000 DURING THE PERIOD.

C. NAME AND ADDRESS OF EACH COMPANY, UNION, ASSOCIATION, GOVERNMENT AGENCY, ETC. IN WHICH YOU OWNED OR HAD A FINANCIAL INTEREST WORTH OVER \$1,000. INCLUDE STOCKS, BONDS, OWNERSHIP, RETIREMENT PLAN, IRA, AND OTHER INTANGIBLE PROPERTY.

TYPE OF ACCOUNT, DESCRIPTION OF ASSET	VALUE USE CODE

CHECK HERE  IF CONTINUED ON ATTACHED SHEET

**4** LIST EACH CREDITOR OWED 1,000 OR MORE ANY TIME DURING THE PERIOD. DON'T INCLUDE RETAIL CHARGE ACCOUNTS OR CREDIT CARDS.

AMOUNT USE CODE

CREDITOR'S NAME AND ADDRESS

TERMS OF PAYMENT

SECURITY GIVEN

ORIGINAL

PRESENT

CHECK HERE  IF CONTINUED ON ATTACHED SHEET

**5** ANSWER EACH QUESTION BELOW. YOU ANSWER SHOULD COVER ALL TIMES DURING THE REPORTING PERIOD. IF YOU ANSWER YES TO ANY OF THESE QUESTIONS YOU MUST ALSO COMPLETE THE SUPPLEMENT PAGE TO THIS REPORT. THE SUPPLEMENT IS NOT REQUIRED IF ALL ANSWERS ARE NO.

- A. ARE YOU, YOUR SPOUSE OR DEPENDENTS AN OFFICER, DIRECTOR, GENERAL PARTNER OR TRUSTEE OF ANY CORPORATION, COMPANY, UNION ASSOCIATION, JOINT VENTURE OR OTHER ENTITY? \_\_\_\_\_  
IF YES, COMPLETE SUPPLEMENT, PARTS A AND B.
- B. DO YOU, YOUR SPOUSE OR DEPENDENTS HAVE AN OWNERSHIP OF 10% OR MORE IN ANY COMPANY, CORPORATION, PARTNERSHIP, JOINT VENTURE OR OTHER BUSINESS? \_\_\_\_\_  
IF YES, COMPLETE SUPPLEMENT, PARTS A, B, AND C.
- C. DO YOU, YOUR SPOUSE OR DEPENDENTS OWN YOUR OWN BUSINESS? \_\_\_\_\_  
IF YES, COMPLETE SUPPLEMENT, PARTS A, B, AND C.
- D. HAVE YOU, YOUR SPOUSE OR DEPENDENTS PREPARED, PROMOTED TO OPPOSED STATE LEGISLATION, RULES, RATES OR STANDARDS FOR CURRENT OR DEFERRED COMPENSATION? (DO NOT INCLUDE PAY FOR YOUR CURRENTLY-HELD PUBLIC OFFICE.) \_\_\_\_\_  
IF YES, COMPLETE SUPPLEMENT, PART D.

DOLLAR CODE	AMOUNT
A	\$1 to \$1,999
B	\$2,000 to \$9,999
C	\$10,000 to \$19,999
D	\$20,000 to \$49,999
E	\$50,000 or more

**HAVE YOU ? ? ? ?**  
ANSWERED EACH ITEM?  
PUT YOUR NAME ON EACH ATTACHED PAGE?  
KEPT A COPY FOR YOUR RECORDS?

CERTIFICATION: I HEREBY CERTIFY UNDER PENALTY OF PERJURY THAT THE INFORMATION CONTAINED IN THIS REPORT IS TRUE AND CORRECT.

SIGNATURE

TELEPHONE

DATE



PDC FORM <b>F-1</b> SUPPLEMENT (12/85)	<b>CONFLICT OF INTEREST STATEMENT          SUPPLEMENT PAGE</b>
---	--

PROVIDE INFORMATION FOR YOURSELF, SPOUSE, DEPENDENT CHILDREN AND OTHER DEPENDENTS IN YOUR HOUSEHOLD

LAST NAME	FIRST NAME	M.I.	DATE
-----------	------------	------	------

**A** FOR EACH CORPORATION, ASSOCIATION, UNION, PARTNERSHIP, JOINT VENTURE OR OTHER ENTITY IN WHICH YOU ARE AN OFFICER, DIRECTOR, GENERAL PARTNER, TRUSTEE, OR 10 PERCENT OR MORE OWNER—PROVIDE THE FOLLOWING INFORMATION:

ENTITY NO: REPORT NAME OF CORPORATION, ASSOCIATION, ETC.  
 POSITION OR OWNERSHIP: YOUR OFFICE OR TITLE OR PERCENT OF OWNERSHIP.  
 CUSTOMERS: LIST EACH GOVERNMENT BODY, CORPORATION, PARTNERSHIP, JOINT VENTURE, SOLE PROPRIETORSHIP, UNION, ASSOCIATION, BUSINESS OR OTHER COMMERCIAL ENTITY WHICH PAID COMPENSATION OF \$5,000 OR MORE DURING THE PERIOD TO THE ENTITY LISTED ABOVE.  
 PURPOSE OF PAYMENT: BRIEFLY SAY WHAT PROPERTY, GOODS, SERVICES OR OTHER CONSIDERATION WAS GIVEN OR PERFORMED FOR THE COMPENSATION.

ENTITY NO. 1:	POSITION OR OWNERSHIP %
CUSTOMERS:	PURPOSE OF PAYMENT

CHECK HERE  IF CONTINUED ON ATTACHED SHEET

ENTITY NO. 2:	POSITION OR OWNERSHIP %
CUSTOMERS:	PURPOSE OF PAYMENT

CHECK HERE  IF CONTINUED ON ATTACHED SHEET

REPORT ADDITIONAL ENTITIES ON PLAIN 8½ x 11 PAPER USING ABOVE FORMAT. ATTACH PAGES TO THIS SUPPLEMENT. PUT YOUR NAME ON ALL ATTACHMENTS.

**B** IF THE GOVERNMENT BODY IN WHICH YOU HELD OR ARE RUNNING FOR OFFICE HAS PAID COMPENSATION TO ANY ENTITY LISTED IN PART "A", COMPLETE THIS SECTION.

NAME OF ORGANIZATION WHICH RECEIVED PAYMENT	GOVERNMENT AGENCY WHICH MADE PAYMENT	DOLLAR AMOUNT PAID AND PURPOSE OF PAYMENT
<p>CHECK HERE <input type="checkbox"/> IF CONTINUED ON ATTACHED SHEET</p>		

**C** LIST EACH PARCEL OF WASHINGTON REAL ESTATE WITH ASSESSED VALUE OVER \$10,000 IN WHICH A DIRECT FINANCIAL INTEREST WAS HELD BY ANY CORPORATION, PARTNERSHIP, FIRM, ENTERPRISE OR OTHER ENTITY IN WHICH YOU, YOUR SPOUSE OR DEPENDENTS OWN 10% OR MORE.

DESCRIPTION OF PROPERTY (STREET ADDRESS, TAX DESCRIPTION OR LEGAL DESCRIPTION)

<p>CHECK HERE <input type="checkbox"/> IF CONTINUED ON ATTACHED SHEET</p>
---

**D** LIST PERSONS FOR WHOM STATE LEGISLATION OR STATE RULES, RATES OR STANDARDS HAVE BEEN PREPARED OR LOBBIED FOR CURRENT OR DEFERRED COMPENSATION. DO NOT LIST PAY FROM GOVERNMENT BODY IN WHICH YOU ARE AN ELECTED OR APPOINTED OFFICIAL OR PROFESSIONAL STAFF MEMBER.

PERSON TO WHOM SERVICES RENDERED	DESCRIPTION OF LEGISLATION, RULES, ETC.	COMPENSATION

**WSR 85-20-112**  
**NOTICE OF PUBLIC MEETINGS**  
**STATE BOARD OF EDUCATION**  
 [Memorandum—October 2, 1985]

The State Board of Education schedule of meeting dates and locations for the 1985 calendar year, filed with the state code reviser on December 24, 1984, (WSR 85-02-009) and amended on March 6, 1985, (WSR 85-06-068) and June 5, 1985, (WSR 85-12-045), is amended as follows: The date of the study session and business meeting of the State Board of Education will be November 20, 21, and 22, 1985, in Ballroom B-C-D of the Convention Center, Spokane, Washington.

**WSR 85-20-113**  
**PROPOSED RULES**  
**STATE BOARD OF EDUCATION**  
 [Filed October 2, 1985]

Notice is hereby given in accordance with the provisions of RCW 34.04.025, that the State Board of Education intends to adopt, amend, or repeal rules concerning chapters 180-25, 180-26 and 180-29 WAC; that the agency will at 9:00 a.m., Thursday, November 21, 1985, in the Convention Center, Spokane, Washington, conduct a public hearing on the proposed rules.

The formal decision regarding adoption, amendment, or repeal of the rules will take place on Friday, November 22, 1985.

The authority under which these rules are proposed is RCW 28A.47.830.

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency before Thursday, November 21, 1985.

Dated: October 2, 1985

By: Monica Schmidt  
 Secretary

**STATEMENT OF PURPOSE**

Rule: Chapters 180-25, 180-26 and 180-29 WAC.

Rule Section(s): WAC 180-25-010 Purpose; 180-25-025 State study and survey—Content; 180-25-030 State study and survey—Local involvement; 180-25-035 State study and survey—State Board of Education review; 180-25-037 Out of date state study and survey; 180-25-040 State study and survey—State Board of Education approval or denial; 180-25-050 District authority to proceed; 180-25-055 Conditions applicable to district's authority to proceed; 180-25-200 Forms; 180-26-040 District authority to proceed; 180-26-050 Option to request preliminary secured funding status prior to proceeding pursuant to WAC 180-26-040; 180-26-055 Preliminary secured funding status to certain projects; 180-26-060 Loss of preliminary secured funding status; 180-26-200 Forms; 180-29-107 Bid opening—Superintendent of Public Instruction approval; 180-29-108 Condition precedent to approval to bid; and 180-29-200 Forms.

Statutory Authority: RCW 28A.47.830.

Purpose of the Rule(s): Establishes a new process for the approval and granting of state assistance for school construction projects.

Summary of the New Rule(s) and/or Amendments: Establishes process that requires local districts to meet construction progress timelines in order to maintain certainty of state assistance.

Reasons Which Support the Proposed Action(s): To provide for the orderly completion of school construction projects.

Person or Organization Proposing the Rule(s): SPI, government.

Agency Personnel Responsible for Drafting: Ralph E. Julnes, SPI, 3-2298; Implementation: Raymond Reid, SPI, 3-6702; and Enforcement: Perry Keithley, SPI, 3-6742.

The Rule(s) is (are) Necessary as the Result of Federal Law, Federal Court Action, or State Court Action: No.

Agency Comments, if any, Regarding Statutory Language, Implementation, Enforcement and Fiscal Matter Pertaining to the Rule(s): [No information supplied by agency.]

AMENDATORY SECTION (Amending Order 9-83, filed 10/17/83)

WAC 180-25-010 PURPOSE. The purpose of this chapter is to set forth provisions applicable to a district's official application for state assistance, including conditions preceding, in the construction of school facilities.

AMENDATORY SECTION (Amending Order 9-83, filed 10/17/83)

WAC 180-25-025 STATE STUDY AND SURVEY—CONTENT. The study and survey to be conducted by the superintendent of public instruction with the cooperation of the local school district shall include the following:

- (1) An inventory and area analysis of existing school facilities within the district and the physical condition of such facilities;
- (2) A long-range (i.e., minimum of six years) educational and facilities plan setting forth the projected facility needs and priorities of the district based on the educational plan;
- (3) Demographic data including population projections and projected economic growth and development;
- (4) The ability of such district to provide capital funds by local effort;
- (5) The existence of a school housing emergency;
- (6) The need to improve racial balance and/or to avoid creation or aggravation of racial imbalance;
- (7) The type and extent of the school facilities required and the urgency of need for such facilities;
- (8) The need to modernize and/or replace school facilities in order to meet current educational needs and the current state building code;
- (9) A determination from data as to whether the district is eligible to receive funds from the state board of education for the construction and/or modernization of its school facilities;
- (10) A determination of the amount of space and the estimated state financial assistance the district is eligible to receive;
- (11) A determination of the district's time line for completion of the school facilities project;
- (12) An inventory of accessible unused or underutilized school facilities in neighboring school districts and the physical condition of such school facilities;
- (13) The need for adjustments of school attendance areas among or within such districts; and
- (14) Such other matters as the superintendent of public instruction deems pertinent to a decision by the state board of education in the allocation of funds for school facilities. Cooperation by the applicant school district in conducting the study and survey is a requisite for the superintendent of public instruction to complete the study and survey and to establish the eligibility of the district for state assistance in school facility construction.

AMENDATORY SECTION (Amending Order 9-83, filed 10/17/83)

WAC 180-25-030 STATE STUDY AND SURVEY—LOCAL INVOLVEMENT. When in the judgment of the superintendent of public instruction information is not readily available to complete the state study and survey or the superintendent of public instruction determines that an existing study and survey, although completed within the previous six years, is out of date, the superintendent of public instruction ~~((may))~~ shall request the state board of education to approve a district's request for state assistance to offset all or a portion of the cost of acquiring such information. If the state board of education concurs that such information is incomplete or the state study and survey is out of date, the state board of education shall approve such request unless the state board of education determines there is no possibility that the district will be eligible for state assistance within the next six years. Such assistance shall be based on a variable flat grant for each enrollment category plus a variable per-pupil allocation based on the district's headcount enrollment (kindergarten students counted one-half) as reported annually on the first day of October and in accordance with the following schedule:

Headcount Enrollment Categories

- 1 to 500—Minimum grant plus per-pupil allocation
- 501 to 3,000—Minimum grant plus per-pupil allocation
- 3,001 to 10,000—Minimum grant plus per-pupil allocation
- Above 10,000—Minimum grant plus per-pupil allocation

The dollar amount for the minimum grants and the per-pupil allocations for these categories shall be established annually by the state board of education.

AMENDATORY SECTION (Amending Order 9-83, filed 10/17/83)

WAC 180-25-035 STATE STUDY AND SURVEY—STATE BOARD OF EDUCATION REVIEW. The state study and survey, together with recommendations prepared by the superintendent of public instruction, if any, shall be transmitted to the board of directors of the school district(s) affected for written comment by such district or districts prior to transmittal of such study and survey to the state board of education. Once the superintendent of public instruction has received the written comments of the district(s) affected, including a request for one or more project approvals pursuant to WAC 180-25-040, the state study and survey and recommendations of the superintendent of public instruction, together with any written comments by the school district board of directors, shall be transmitted to the state board of education for review and action pursuant to WAC 180-25-040.

NEW SECTION

WAC 180-25-037 OUT OF DATE STATE STUDY AND SURVEY. The state board of education, commencing January 1, 1985, shall not grant approval of state assistance pursuant to WAC 180-25-040 to a district without consideration of a state study and survey conducted within the preceding six years that addresses such project.

AMENDATORY SECTION (Amending Order 7-85, filed 4/17/85)

WAC 180-25-040 STATE STUDY AND SURVEY—STATE BOARD OF EDUCATION APPROVAL OR DENIAL. Upon receipt of a request for one or more project approvals and after review of the state study and survey, together with recommendations and comments, the state board of education shall in accordance with WAC 180-25-045 take one of the following actions:

- (1) Deny approval of state assistance for the construction and/or modernization of school facilities; or
- (2) Grant approval of state assistance for the construction and/or modernization of school facilities by authorizing the maximum area allowance eligible for state financial assistance for each school plant project approved and for which the superintendent of public instruction shall issue ~~((a))~~ an appropriate SPI Form ~~((E-2))~~ and state any conditions that may or may not be applicable including whether the state board of education has approved or denied eligibility for additional state assistance pursuant to WAC 180-27-115 for one or more approved school plant projects or whether such decision by the state board of education for any approved school plant project has been deferred due to insufficient factual information for a determination or

due to a request by the district to present the necessary factual information at a subsequent state board of education meeting. Such project approval for projects approved after September 30, 1985, shall be null and void after one year from action by the state board of education unless the district complies with each of the following:

- (a) Obtains local capital funds to provide the districts share of the estimated cost;
- (b) Completes the development of educational specifications pursuant to chapter 180-26 WAC;
- (c) Selects a site and receives approval pursuant to chapter 180-26 WAC.

AMENDATORY SECTION (Amending Order 9-83, filed 10/17/83)

WAC 180-25-050 DISTRICT AUTHORITY TO PROCEED. Upon receipt of the state board of education approval, the school district is authorized to proceed as follows:

- (1) Complete the development of educational specifications pursuant to chapter 180-26 WAC.
- (2) Select a site and seek approval pursuant to chapter 180-26 WAC.
- ~~((3)) Obtain capital funds through a combination of bonds, authorized or currently collectible, and/or authorized excess levies for the building and capital projects fund which together or separately would provide the district's share of the local project.))~~

AMENDATORY SECTION (Amending Order 7-85, filed 4/17/85)

WAC 180-25-055 CONDITIONS APPLICABLE TO DISTRICT'S AUTHORITY TO PROCEED. The authorization by the state board of education pursuant to WAC 180-25-050 for the district to proceed for particular school facilities is subject to the conditions of WAC 180-29-107. Therefore, districts receiving approval by the state board of education pursuant to WAC ~~((180-25-050))~~ 180-25-040 are on notice that until ~~((final))~~ approval is granted pursuant to WAC 180-29-107 (i.e., the issuance of an appropriate SPI Form ~~((E-6))~~) by the superintendent of public instruction the particular school facilities do not have secured funding status.

NEW SECTION

WAC 180-25-200 FORMS. Commencing January 1, 1986, forms applicable to provisions of this chapter for school facilities requested after such date shall be as follows:

- (1) Applications for a state study and survey by a district pursuant to WAC 180-25-020 shall be designated as SPI Form D-1.
- (2) Planning grants to districts pursuant to WAC 180-25-030 shall be awarded to such districts through SPI Form D-2.
- (3) Applications for approval of a school project by a district pursuant to WAC 180-25-040 shall be designated as SPI Form D-3.
- (4) Project approval for districts pursuant to WAC 180-25-040 shall be awarded to such district through SPI Form D-4.

AMENDATORY SECTION (Amending Order 10-83, filed 10/17/83)

WAC 180-26-040 DISTRICT AUTHORITY TO PROCEED. Upon completion of the educational specifications review and comment and the site approval by the superintendent of public instruction as provided for in WAC 180-26-020 or state board of education as provided for in WAC 180-26-030, the school district is authorized to proceed as follows:

- (1) Commence with the design of the school facility in accordance with the district's educational specifications.
- (2) Complete the energy conservation report pursuant to WAC 180-27-075.
- (3) Complete a value engineering study pursuant to WAC 180-27-080.

NEW SECTION

WAC 180-26-050 OPTION TO REQUEST PRELIMINARY SECURED FUNDING STATUS PRIOR TO PROCEEDING PURSUANT TO WAC 180-26-040. As used in chapters 180-26, 180-27, and 180-29 WAC, the term "preliminary secured funding status" shall mean the project shall be considered for approval pursuant to WAC 180-29-107 prior to projects without such preliminary secured funding status and shall be eligible for state assistance pursuant to the state board of education rules pertaining to eligible square

footage, maximum area cost allowance, and priorities in effect at the time such status is granted. Any district may request the superintendent of public instruction to grant preliminary secured funding status for any project with secured local capital funds and authority to proceed pursuant to WAC 180-26-040. The superintendent of public instruction shall grant such approval if in the judgment of the superintendent of public instruction such project will receive approval pursuant to WAC 180-29-107 within one year.

#### NEW SECTION

**WAC 180-26-055 PRELIMINARY SECURED FUNDING STATUS TO CERTAIN PROJECTS.** Notwithstanding the provisions of WAC 180-26-050, the following projects shall be granted preliminary secured funding status by the superintendent of public instruction thirty days after the effective date of this section:

(1) All projects with secured local capital funding and authority to proceed pursuant to WAC 180-25-040 as of September 30, 1985.

(2) All projects with a priority one or two status pursuant to WAC 180-27-058.

#### NEW SECTION

**WAC 180-26-060 LOSS OF PRELIMINARY SECURED FUNDING STATUS.** All districts granted preliminary secured funding status for a project pursuant to WAC 180-26-050 or 180-26-055(2) shall request approval to bid such project pursuant to WAC 180-29-107 within one year of receiving preliminary secured funding status or shall have such status withdrawn. A district with a project so withdrawn may reapply pursuant to WAC 180-26-050 or 180-26-055(2) for such status.

#### NEW SECTION

**WAC 180-26-200 FORMS.** Commencing January 1, 1986, forms applicable to the provisions of this chapter for school facilities projects after such date shall be as follows:

(1) Applications for preliminary secured funding status pursuant to WAC 180-26-050 shall be designated as SPI Form D-5.

(2) Grants of preliminary secured funding status pursuant to WAC 180-26-050 shall be given to districts through SPI Form D-6.

**AMENDATORY SECTION** (Amending Order 12-83, filed 10/17/83)

**WAC 180-29-107 BID OPENING—SUPERINTENDENT OF PUBLIC INSTRUCTION APPROVAL.** (1) ~~(The)~~ A school district shall not open bids until receiving written approval of the superintendent of public instruction. Such approval shall not be granted if more than one year has passed since the project received preliminary secured funding status pursuant to WAC 180-26-050 or 180-26-055(2).

(2) The superintendent of public instruction shall grant approval if moneys are available for state assistance and the required documents pursuant to WAC 180-29-075, 180-29-080, 180-29-085, 180-29-090, 180-29-095, and 180-29-100 are complete.

(3) If the superintendent of public instruction determines that the required documents are incomplete, the superintendent of public instruction shall hold the project and notify the school district in writing as to the incomplete items.

(4) If moneys are not available for state assistance in construction, the school district shall notify the superintendent of public instruction that they are proceeding with their own moneys with the expectation that they will be reimbursed as per WAC 180-27-057.

#### NEW SECTION

**WAC 180-29-108 CONDITION PRECEDENT TO APPROVAL TO BID.** Any project for which the superintendent of public instruction authorizes a district to open bids pursuant to WAC 180-29-107 shall request an authorization for contract award pursuant to WAC 180-29-110 within ninety calendar days of receipt of approval pursuant to WAC 180-29-107 or shall have its authority to proceed withdrawn. Districts with such projects withdrawn may reapply for a school district project pursuant to WAC 180-25-040.

#### NEW SECTION

**WAC 180-29-200 FORMS.** In addition to forms prescribed in WAC 180-25-200 and 180-26-200, commencing January 1, 1986, forms applicable to the provisions of this chapter for school facility projects after such date shall be as follows:

(1) Applications for secured funding status pursuant to WAC 180-29-107 shall be designated as SPI Form D-7.

(2) Grants of secured funding status pursuant to WAC 180-29-107 shall be given to districts through SPI Form D-8.

(3) Grants of authority for school districts to proceed without secured funding status pursuant to WAC 180-29-107 shall be given to districts through SPI Form D-8-1.

(4) Applications for authority to enter into contracts pursuant to WAC 180-29-110 shall be designated as SPI Form D-9.

(5) Grants of authority to enter into contracts pursuant to WAC 180-29-115 shall be given to districts through SPI Form D-10.

(6) Applications for SPI to release retainage pursuant to WAC 180-29-165 shall be designated as SPI Form D-11.

(7) Grants of release of final retainage pursuant to WAC 180-29-165 shall be given through SPI Form D-12.

### **WSR 85-20-114**

#### **PROPOSED RULES**

#### **STATE BOARD OF EDUCATION**

[Filed October 2, 1985]

Notice is hereby given in accordance with the provisions of RCW 34.04.025, that the State Board of Education intends to adopt, amend, or repeal rules concerning chapter 180-27 WAC;

that the agency will at 9:00 a.m., Thursday, November 21, 1985, in the Convention Center, Spokane, Washington, conduct a public hearing on the proposed rules.

The formal decision regarding adoption, amendment, or repeal of the rules will take place on Friday, November 22, 1985.

The authority under which these rules are proposed is RCW 28A.47.830.

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency before Thursday, November 21, 1985.

Dated: October 2, 1985

By: Monica Schmidt  
Secretary

#### **STATEMENT OF PURPOSE**

Rule: Chapter 180-27 WAC.

Rule Section(s): WAC 180-27-058 State assistance—Priorities; and 180-27-059 Application of priority system to projects with and without preliminary funding status.

Statutory Authority: RCW 28A.47.830.

Purpose of the Rule(s): WAC 180-27-058 revises the state priority funding order of construction projects; and 180-27-059 establishes the approval order of construction projects.

Summary of the New Rule(s) and/or Amendments: WAC 180-27-058 establishes a new priority order for the receipt of state assistance for school construction; and 180-27-059 establishes that projects with preliminary secured funding status shall be approved before other projects.

Reasons Which Support the Proposed Action(s): WAC 180-27-058 reprioritizes state assistance of construction projects to establish current State Board of Education policy; and 180-27-059 establishes State Board of Education policy for projects with and without preliminary secured funding status.

Rule Section(s): WAC 180-27-060 Determining the area cost allowance; and 180-27-063 Annual review and report by the Superintendent of Public Instruction to the State Board of Education.

Statutory Authority: RCW 28A.47.830.

Purpose of the Rule(s): WAC 180-27-060 updates cost factors used to determine the area cost allowance; and 180-27-063 requires of the Superintendent of Public Instruction an annual review of actual construction costs and a report of the review to the State Board of Education.

Summary of the New Rule(s) and/or Amendments: WAC 180-27-060 updates the factors used to determine the area cost allowance to reflect current construction costs; and 180-27-063 establishes an annual review and reporting process of construction costs by the Superintendent of Public Instruction for the State Board of Education.

Reasons Which Support the Proposed Action(s): WAC 180-27-060 updates cost factors currently in use to determine area cost allowance; and 180-27-063 establishes a periodic review process of cost factors used to determine the area cost allowance.

Rule Section(s): WAC 180-27-085 Construction cost savings—Sharing incentive.

Statutory Authority: RCW 28A.47.830.

Purpose of the Rule(s): Excludes combination new and modernization projects from sharing incentive.

Summary of the New Rule(s) and/or Amendments: Establishes that only exclusively new construction projects are eligible for the sharing incentive program.

Reasons Which Support the Proposed Action(s): Provides for an accurate determination of construction cost savings.

Rule Section(s): WAC 180-27-105 Support level—Insurance receipts.

Statutory Authority: RCW 28A.47.830.

Purpose of the Rule(s): Clarification of fire insurance responsibilities.

Summary of the New Rule(s) and/or Amendments: Clarifies that school facilities that are destroyed or damaged by fire are the financial responsibility of the local school district.

Reasons Which Support the Proposed Action(s): Current rule requires clarification.

Rule Section(s): WAC 180-27-115 Support level—Additional assistance.

Statutory Authority: RCW 28A.47.830.

Purpose of the Rule(s): Clarifies when a district may apply for additional assistance; quantifies transportation savings expected; raises the threshold for qualifying a project for additional state assistance by improving racial balance of facility.

Summary of the New Rule(s) and/or Amendments: Allows district the option of applying for additional assistance at any time before being authorized to open bids. Percentage of minority enrollment must be reduced; or to and from transportation costs must be reduced to qualify for additional assistance.

Reasons Which Support the Proposed Action(s): Clarifies current policy; increases the level of racial balance in facilities; quantifies expected transportation savings.

Person or Organization Proposing the Rule(s): SPI, government.

Agency Personnel Responsible for Drafting: Ralph E. Julnes, SPI, 3-2298; Implementation: Raymond Reid, SPI, 3-6702; and Enforcement: Perry Keithley, SPI, 3-6742.

The Rule(s) is (are) Necessary as the Result of Federal Law, Federal Court Action, or State Court Action: No.

Agency Comments, if any, Regarding Statutory Language, Implementation, Enforcement and Fiscal Matter Pertaining to the Rule(s): [No information supplied by agency.]

#### AMENDATORY SECTION (Amending Order 2-85, filed 1/25/85)

WAC 180-27-058 STATE ASSISTANCE—PRIORITIES. The priority system for the funding of school construction projects during a priority approval process imposed by order of the state board of education shall be as follows:

(1) Priority one: New construction (~~and/or modernization~~) projects in districts with unhoused students other than those in priority two. Projects within this priority shall be ranked as follows: The project with the highest percentage of unhoused students in the district by grade level on the date of project approval pursuant to WAC 180-25-040 shall be ranked highest—i.e., projected enrollment times authorized space allocation as calculated pursuant to WAC 180-27-035 divided by capacity of existing buildings as calculated pursuant to WAC 180-27-050(1). In the event two or more districts possess an equal percentage of unhoused students, the district with the greatest number of unhoused students shall be ranked the highest.

(2) Priority two: New construction (~~and/or modernization~~) projects in districts with unhoused students due to the need to replace a building. In the event the district is precluded from educating students in a facility due to bona fide condemnation procedures, such related space requirement shall be treated as unhoused students in priority one. Projects with this priority shall be ranked as follows: The project with the highest percentage of unhoused students in the district by grade level on the date of project approval pursuant to WAC 180-25-040 shall be ranked highest. In the event two or more districts possess an equal percentage of unhoused students, the district with the greatest number of unhoused students shall be ranked the highest.

(3) Priority three: (~~New construction and/or modernization projects related to racial imbalance pursuant to WAC 180-27-115(8) in districts with no unhoused students. Projects within this priority shall be ranked as follows: The project with the greatest number of students affected shall be ranked highest. In the event two or more projects possess an equal number of students affected, the highest ranking shall be given to the project with the earliest date of project approval pursuant to WAC 180-25-040. Funding allocations for priority three shall not exceed forty percent of the available funds remaining after funding the eligible projects in priorities one and two.~~) All projects with secured local capital funding and authority to proceed pursuant to WAC 180-25-040 as of September 30, 1985, which are not included in priority one or two pursuant to this section. Projects within this priority shall be ranked pursuant to the priority system in effect as of September 30, 1985.

(4) Priority four: New construction of vocational-technical institutes and interdistrict cooperative vocational skill center facilities(, excluding interdistrict transportation cooperatives). Projects within this priority shall be ranked as follows: The project with the earliest date of

project approval pursuant to WAC 180-25-040 shall be ranked highest. In the event two or more projects possess the same project approval date, the project with the earliest date of application received in the office of superintendent of public instruction shall be ranked the highest. Funding allocations for this priority shall not exceed ten percent of the available funds remaining after funding eligible projects in priorities one and two.

~~(5) Priority five: ((New construction and/or modernization projects related to improved school district organization pursuant to WAC 180-27-115(7)) in districts with no unhouseed students. Projects within this priority shall be ranked as follows: The project with the greatest number of students affected shall be ranked highest. In the event two or more projects possess an equal number of students affected, the highest ranking shall be given to the district with the earliest date of project approval pursuant to WAC 180-25-040.~~

~~(6) Priority six:)) Modernization projects in districts with no unhouseed students and not funded under ((priorities)) priority three ((and five)). Projects within this priority shall be ranked as follows: The project with the highest percentage of projected student occupancy shall be ranked the highest—i.e., projected enrollment times authorized space allocation as calculated pursuant to WAC 180-27-035 divided by capacity of existing buildings as calculated pursuant to WAC 180-27-050(1). In the event two or more projects possess an equal percentage, the highest ranking shall be given to the project with the earliest date of project approval pursuant to WAC 180-25-040. For the purpose of ranking within this subsection vocational technical institute and interdistrict cooperative facilities other than interdistrict transportation cooperatives shall be considered as independent school district projects.~~

~~(6) Priority six: New construction of interdistrict cooperative facilities which are not included in priority three, four, or seven. The project with the earliest date of project approval pursuant to WAC 180-25-040 shall be ranked the highest. In the event two or more projects possess the same project approval date, the project with the earliest date of application received in the office of superintendent of public instruction shall be ranked the highest.~~

~~(7) Priority seven: Interdistrict transportation cooperatives. Projects within this priority shall be ranked as follows: The project with the earliest date of project approval pursuant to WAC 180-25-040 shall be ranked the highest. In the event two or more projects possess the same project approval date, the project with the earliest date of application received in the office of superintendent of public instruction shall be ranked the highest.~~

#### NEW SECTION

WAC 180-27-059 APPLICATION OF PRIORITY SYSTEM TO PROJECTS WITH AND WITHOUT PRELIMINARY SECURED FUNDING STATUS. All projects with preliminary secured funding status pursuant to WAC 180-26-050 and 180-26-055 shall be approved pursuant to WAC 180-29-107 prior to projects without such status.

#### AMENDATORY SECTION (Amending Order 6-84, filed 5/17/84)

WAC 180-27-060 DETERMINING THE AREA COST ALLOWANCE. The area cost allowance for state assistance shall apply to the cost of construction of the total facility and grounds including state sales and use taxes generally levied throughout the state of Washington and excluding those local option sales and use taxes levied by political subdivisions. The maximum area cost allowance used in calculating state financial assistance for construction of school facilities shall be determined by the superintendent of public instruction as follows:

(1) Commencing with the two-month period of July-August, ~~((1981))~~ 1984, a two-month area cost allowance is determined as follows: The average seven-city building cost index for commercial and factory buildings in Washington state reported by the E. H. Boeckh Company (Boeckh Index) for that two-month period ~~((1,265.54))~~ (1,494.99) shall be multiplied by the ~~((1950))~~ 1984 area cost allowance ~~((13.00))~~ (\$74.87). That product shall be divided by the ~~((1950))~~ 1984 area cost index ~~((242.1))~~ (1,494.99).

(2) The calculation in subsection (1) of this section shall be made for each subsequent two-month period averaging six Washington cities and the Portland, Oregon metropolitan area reported by E. H. Boeckh Company.

(3) Each of the actual two-month area cost allowances calculated as set forth in subsections (1) and (2) of this section shall be recorded by the superintendent of public instruction.

(4) The average monthly rate of increase in the area cost allowance for the previous ~~((two))~~ one year(s) is determined as follows: Not later than August 31 of each year, the actual two-month area cost allowance calculated for the first two-month reporting period in the ~~((twenty-four))~~ twelve-month period ending August 31 shall be subtracted from the actual area cost allowance for the current two-month reporting period. This result shall be divided by ~~((twenty-four))~~ twelve.

(5) The projected maximum monthly area cost allowances for the next ensuing school fiscal year are calculated as follows:

(a) The area cost allowance for July-August ~~((1983))~~ 1985 effective September 1, ~~((1983))~~ 1985 shall be the actual amount as calculated in subsections (1) and (2) of this section.

(b) The projected area cost allowance for the following twelve months will be the amount of the previous month plus the average monthly rate of increase as calculated in subsection (4) of this section.

(6) The projection process will be repeated no later than August 31 for each following school fiscal year.

#### NEW SECTION

WAC 180-27-063 ANNUAL REVIEW AND REPORT BY THE SUPERINTENDENT OF PUBLIC INSTRUCTION TO THE STATE BOARD OF EDUCATION. The superintendent of public instruction on an annual basis shall review actual construction costs of school projects and report findings together with recommended changes to the area cost allowance calculation in WAC 180-27-060, if any, to the state board of education for consideration and possible action.

#### AMENDATORY SECTION (Amending Order 11-83, filed 10/17/83)

WAC 180-27-085 CONSTRUCTION COST SAVINGS—SHARING INCENTIVE. The purpose of this section is to set forth provisions designed to further enhance cost effectiveness in the construction of exclusively new school facilities.

(1) Districts become eligible for a cost saving incentive equal to sixty percent of the state share of the construction cost savings if the cost of new construction at bid is less than the approved state matchable construction cost, as set forth in WAC 180-27-020 (2)(a).

(2) The state matched fee for basic architectural and engineering services shall not be reduced if the project is bid(s) and is awarded below the approved state matchable construction cost (WAC 180-27-070) or the cost contracted for between the school district and architect/engineer, whichever is less.

(3) Districts shall not be eligible for a cost-saving incentive where the entire project, or any part of the project, qualifies for state support under chapter 180-33 WAC.

(4) Receipt of a portion of the state share of construction cost savings shall not reduce the district's future eligibility and entitlement to state assistance in providing school facilities and shall not result in the district receiving more than one hundred percent of the cost of construction.

#### AMENDATORY SECTION (Amending Order 11-83, filed 10/17/83)

WAC 180-27-105 SUPPORT LEVEL—INSURANCE RECEIPTS. It is a ~~((local))~~ school district, not a state, determination whether or not a school facility shall be insured. Should a district need to replace ~~((an uninsured))~~ or repair a school facility ~~((lost-to))~~ destroyed or damaged by fire, it will be the district's financial responsibility to replace or repair the number of square feet ~~((lost-to))~~ destroyed or damaged by the fire.

#### AMENDATORY SECTION (Amending Order 11-83, filed 10/17/83)

WAC 180-27-115 SUPPORT LEVEL—ADDITIONAL ASSISTANCE. State assistance in addition to the amount determined pursuant to WAC 180-27-020 and 180-27-055 may be allowed for the purposes and in accordance with the requirements set forth in this section: PROVIDED, That in no case shall the state assistance exceed one hundred percent of the amount calculated for matching purposes. In each of the following exceptions, either at the time the project is

approved pursuant to WAC 180-25-040 or at any time prior to receiving secured funding status pursuant to WAC 180-29-107, state board of education approval is required:

(1) Act of condemnation of a building.

A school district required to replace a school facility determined to be hazardous to the safety and health of school children and staff—as evidenced by reports of architects or engineers licensed to practice in the state of Washington, the health agency having jurisdiction, and/or the fire marshal and building official having jurisdiction—shall be eligible for additional assistance if the voters of the school district authorize the issuance of bonds and/or the levying of excess taxes to meet the statutory limits. If the state board of education determines that the voters of the school district have authorized the issuance of bonds to its legal limit, the board shall provide state financial assistance for the remaining cost of the building to a level not exceeding the area cost allowance set forth in WAC 180-27-060.

(2) Loss of building by fire.

A school district which has lost a school facility by fire shall be eligible for additional state assistance consideration if the district first applies toward the project all insurance payments received for the loss of the structure and the voters of the school district authorize the issuance of bonds and/or the levying of excess taxes to meet the statutory limits. If the state board of education determines that the district is deficient in capital moneys and cannot legally bond for the moneys needed to replace the number of square feet for which it is eligible, the state board of education shall provide state financial assistance for the remaining cost of the project to a level not exceeding the area cost allowance set forth in WAC 180-27-060.

(3) Facilities for handicapped children.

A school district which admits handicapped children from without the district shall be eligible for additional state assistance in construction of school facilities: PROVIDED, That (a) handicapped children who spend less than one hundred minutes per school day in a facility designated by the school district board of directors as special purpose space shall not be counted, and (b) the additional allocation shall be ninety percent of the approved square foot cost allowance for out-of-district handicapped students.

(4) Vocational-technical facilities.

A school district which has a vocational-technical institute shall be eligible for additional state assistance in construction of vocational-technical institute facilities: PROVIDED, That the additional assistance in excess of the amount allocable under the statutory formula shall be ninety percent of the total approved project cost determined to be eligible for state matching purposes.

(5) Interdistrict cooperative centers.

In the financing of interdistrict cooperative projects as set forth in chapter 180-31 WAC, the state board of education shall allocate at ninety percent of the total approved project cost determined eligible for state matching purposes if the planned school facility meets the following criteria:

(a) Provides educational opportunities, including vocational skills programs, not otherwise provided;

(b) Avoids unnecessary duplication of specialized or unusually expensive educational programs or facilities; or

(c) Improves racial balance within and among participating districts.

(6) School housing emergency.

A school district found by the state board of education to have a school housing emergency requiring an allocation of state moneys in excess of the amount allocable under the statutory formula may be considered for an additional allocation of moneys: PROVIDED, That the school district must have authorized the issuance of bonds to its legal capacity to meet the statutory and state board of education fiscal requirements for state assistance in providing school facilities.

The total amount of state moneys allocated shall be ninety percent of the total approved project cost determined eligible for state matching purposes: PROVIDED FURTHER, That at any time thereafter when the state board of education finds that the financial position of such district has improved, the amount of such additional allocation shall be deducted, under conditions prescribed by the state board of education from any future state school facility construction funds which might otherwise be provided to such district.

(7) Improved school district organization.

If two or more school districts reorganize into a single school district and the construction of new school facilities results in the elimination of a small high school with a full-time equivalent enrollment in grades 9-12 of less than four hundred students and/or an elementary school

with a full-time equivalent enrollment of less than one hundred students, the state board of education shall match the total approved cost of the project at ninety percent.

(8) Racial imbalance.

Any school district that contains a school facility which is racially imbalanced as defined in WAC 180-26-025 or which contains a school facility that would have been racially imbalanced as defined in WAC 180-26-025 but for a transportation program designed to eliminate racial imbalance shall receive ninety percent of the total approved cost of construction if the building project meets one of the following standards:

(a) In the case of a school district which contains a racially imbalanced school facility the district must demonstrate that, as a result of new construction or modernization, the particular school facility will no longer be racially imbalanced, that the combined minority enrollment in the particular school facility will be reduced by more than ten percentage points, and that the above stated results will be obtained as a direct result of increased enrollment of nonminority students in the particular school facility.

(b) In the case of a school district which contains a school facility that would have been racially imbalanced but for a transportation program designed to eliminate racial imbalance, the district must demonstrate that, as a result of new construction or modernization, the district will continue to contain no school plant facility which is racially imbalanced and that the expense of transportation within the district for a stated period of years will be significantly less than without the new construction or modernization. For the purpose of demonstrating eligibility of a particular school plant facility pursuant to this subsection, a district shall demonstrate that a particular school plant facility would have been racially imbalanced but for a transportation program by producing demographic data that demonstrate what the racial balance for its population would have been within the proximity attendance area of the particular school plant facility. For the purpose of demonstrating that the expense of transportation within the district for a stated period of time will be significantly less pursuant to this subsection, a district shall demonstrate savings in to and from transportation costs, as the term "to and from" transportation is defined in WAC 392-141-120, by comparing expenses for such transportation for the school year immediately preceding the school year in which approval by the state board of education pursuant to this subsection with the amount that would have been expended for such transportation for the previous school year if the new construction or modernization was in place. In the alternative, the district shall demonstrate savings in to and from transportation by comparing such previous year's expenditures with the amount that would have been expended for such transportation if the particular school plant facility was closed. In either case, in order to demonstrate the amount of savings necessary to qualify for additional state assistance pursuant to this subsection, the district must demonstrate savings in to and from transportation for the school year of comparison equal to or exceeding five percent of the additional state assistance resulting from application of this subsection to modernization of such school plant facility or equal to or exceeding two and one-half percent of the additional state assistance resulting from application of this subsection to new construction, including new construction authorized pursuant to the replacement option of WAC 180-33-042.

When an improvement in racial balance within a school district pursuant to this section involves construction or modernization of one or more school facilities, all such school facilities shall be included in the application.

**WSR 85-20-115**  
**PROPOSED RULES**  
**STATE BOARD OF EDUCATION**  
[Filed October 2, 1985]

Notice is hereby given in accordance with the provisions of RCW 34.04.025, that the State Board of Education intends to adopt, amend, or repeal rules concerning chapter 180-29 WAC;

that the agency will at 9:00 a.m., Thursday, November 21, 1985, in the Convention Center, Spokane,

Washington, conduct a public hearing on the proposed rules.

The formal decision regarding adoption, amendment, or repeal of the rules will take place on Friday, November 22, 1985.

The authority under which these rules are proposed is RCW 28A.47.830.

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency before Thursday, November 21, 1985.

Dated: October 2, 1985

By: Monica Schmidt  
Secretary

#### STATEMENT OF PURPOSE

Rule: Chapter 180-29 WAC.

Rule Section(s): WAC 180-29-021 Deadline for submission of agenda items.

Statutory Authority: RCW 28A.47.830.

Purpose of the Rule(s): Establishes deadline for district submission of State Board of Education agenda items pertaining to school facilities.

Summary of the New Rule(s) and/or Amendments: Requires submittal of State Board of Education school facility agenda items to Superintendent of Public Instruction at least sixty calendar days before the scheduled meeting of the State Board of Education.

Reasons Which Support the Proposed Action(s): Improves the planning process and provides reasonable lead time for Superintendent of Public Instruction staff review before State Board of Education action on school facility requests.

Person or Organization Proposing the Rule(s): SPI, government.

Agency Personnel Responsible for Drafting: Ralph E. Julnes, SPI, 3-2298; Implementation: Raymond Reid, SPI, 3-6702; and Enforcement: Perry Keithley, SPI, 3-6742.

The Rule(s) is (are) Necessary as the Result of Federal Law, Federal Court Action, or State Court Action: No.

Agency Comments, if any, Regarding Statutory Language, Implementation, Enforcement and Fiscal Matter Pertaining to the Rule(s): [No information supplied by agency.]

#### NEW SECTION

WAC 180-29-021 DEADLINE FOR SUBMISSION OF AGENDA ITEMS. The superintendent of public instruction shall not place on the agenda of any regular meeting of the state board of education any item requested by a district pertaining to the approval of school facilities, including state board of education action regarding study and surveys, site approval or waiver, planning grants, and any other matters requiring action by the state board of education pertaining to a school facility unless such district has presented to the superintendent of public instruction in satisfactory form all materials required by law or rule or regulation of the state board of education pertaining to such action at least sixty calendar days preceding the date of commencement of the next scheduled meeting of the state board of education: PROVIDED, That if any error or omission in such materials is found prior to the thirtieth calendar day preceding the first day of such meeting and is corrected prior to such date, the superintendent of public instruction shall place such item on the agenda of the state board of education.

#### WSR 85-20-116

#### PROPOSED RULES

#### STATE BOARD OF EDUCATION

[Filed October 2, 1985]

Notice is hereby given in accordance with the provisions of RCW 34.04.025, that the State Board of Education intends to adopt, amend, or repeal rules concerning chapter 180-33 WAC;

that the agency will at 9:00 a.m., Thursday, November 21, 1985, in the Convention Center, Spokane, Washington, conduct a public hearing on the proposed rules.

The formal decision regarding adoption, amendment, or repeal of the rules will take place on November 22, 1985.

The authority under which these rules are proposed is RCW 28A.47.830.

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency before Thursday, November 21, 1985.

Dated: October 2, 1985

By: Monica Schmidt  
Secretary

#### STATEMENT OF PURPOSE

Rule: Chapter 180-33 WAC.

Rule Section(s): WAC 180-33-015(1) Eligibility for state financial assistance.

Statutory Authority: RCW 28A.47.830.

Purpose of the Rule(s): Restricts the qualification for state modernization assistance to a change in grade span grouping only.

Summary of the New Rule(s) and/or Amendments: Restricts instructional program changes in a facility which qualify for state assistance to a change in grade span grouping of two or more grades.

Reasons Which Support the Proposed Action(s): Defines the allowable programmatic changes that would qualify for state modernization assistance.

Rule Section(s): WAC 180-33-015 (2) and (3) Eligibility for state financial assistance; 180-33-030 Certification of continued use; and 180-33-035 Minimum project—Ten percent of replacement cost.

Statutory Authority: RCW 28A.47.830.

Purpose of the Rule(s): WAC 180-33-015 (2) and (3) clarifies the expected lifetime of a modernized facility and to establish a lifetime before new facilities can qualify for modernization assistance; 180-33-030 clarifies the requirement for continued instructional use after modernization; and 180-33-035 restricts the granting of state assistance for modernization.

Summary of the New Rule(s) and/or Amendments: WAC 180-33-015 (2) and (3) clarifies that a modernized facility will be ineligible for further state assistance for twenty years; establishes that a newly constructed facility will be ineligible for state modernization assistance for a period of twenty years; 180-33-030 deletes language related to modernization funding eligibility which is inconsistent with the requirements of WAC 180-33-015; deletes language allowing additional modernization funding if a facility is rendered unusable; and

180-33-035 increases, from ten percent to forty percent, the replacement cost requirement to qualify for state modernization assistance.

Reasons Which Support the Proposed Action(s): WAC 180-33-015 (2) and (3) clarifies current lifetime requirements for modernized facilities; establishes same requirement for new facilities; 180-33-030 clarifies use requirements of modernized facilities as opposed to the building lifetime requirement of WAC 180-33-015; deletes a waiver process which is not needed; and 180-33-035 increases the cost level of facility modernization that will qualify for state assistance.

Rule Section(s): WAC 180-33-025 Space eligible for state financial assistance in modernization.

Statutory Authority: RCW 28A.47.830.

Purpose of the Rule(s): Clarifies current policy of the State Board of Education.

Summary of the New Rule(s) and/or Amendments: Clarifies that new construction in lieu of modernization projects are exempt from the eligible space allowance of this section.

Reasons Which Support the Proposed Action(s): Clarification of current rule.

Person or Organization Proposing the Rule(s): SPI, government.

Agency Personnel Responsible for Drafting: Ralph E. Julnes, SPI, 3-2298; Implementation: Raymond Reid, SPI, 3-6702; and Enforcement: Perry Keithley, SPI, 3-6742.

The Rule(s) is (are) Necessary as the Result of Federal Law, Federal Court Action, or State Court Action: No.

Agency Comments, if any, Regarding Statutory Language, Implementation, Enforcement and Fiscal Matter Pertaining to the Rule(s): [No information supplied by agency.]

AMENDATORY SECTION (Amending Order 8-85, filed 4/17/85)

WAC 180-33-015 ELIGIBILITY FOR STATE FINANCIAL ASSISTANCE. (1) In order to be eligible for state financial assistance, a modernization project shall have as its principal purpose one or more of the following:

(a) Bringing a facility into compliance with current building and health codes when so required by state or local health or safety officials;

(b) Changing the ~~((instructional use or instructional purpose of a))~~ grade span grouping by facility by the addition, deletion, or combination thereof of two or more grades within the affected facility; or

(c) The reduction of the number of operating school facilities in a district by combining the remaining school facilities through modernization and new capital construction so as to achieve more cost effective and efficient operation in the combined school facility or facilities. In order to be eligible for state financial assistance, such a project shall result in additional space for at least 100 additional pupils and the following enrollment in any combined facility:

- (i) Elementary school facility — 500 pupils;
- (ii) Middle or junior high school facility — 700 pupils;
- (iii) Senior high school facility — 850 pupils;

PROVIDED, That modernization projects in school districts with a high school enrollment of less than 850 pupils need not comply with the enrollment figures set forth above: PROVIDED FURTHER, That unless the district meets an exception provided in WAC 180-33-043 or demonstrates the existence of unhoused students, state financial assistance for the new construction component of a combined modernization and new construction project shall be limited to the provision of WAC 180-33-040.

(2) School districts shall certify that a proposed modernization project will extend the life of the modernized school facility by at least twenty years ~~((during which time the district shall be ineligible for state matching funds for replacement of the affected facility)).~~

(3) School districts shall be ineligible for ~~((a) state financial incentives as set forth in chapter 180-27 WAC, and (b))~~ state assistance where the principal purpose of a modernization project is to:

- ~~((i))~~ (a) Solve delayed maintenance problems;
- ~~((ii))~~ (b) Perform piecemeal work on one section or system of a school facility;
- ~~((iii))~~ (c) Modernize a facility or any section thereof which has been constructed within the previous twenty years;

(d) Modernize a facility or any section thereof which has received state assistance under the authority of this chapter within the previous twenty years;

(e) To modernize a senior high school facility in a district with a senior high school where there is existing space available to serve the students involved or affected in a neighboring senior high school without, in the judgment of the state board of education, an undue increase in the cost of transporting the students to and from school, decrease in educational opportunity, or proportional increase in the cost of instruction pursuant to chapter 180-25 WAC.

AMENDATORY SECTION (Amending Order 16-83, filed 10/17/83)

WAC 180-33-025 SPACE ELIGIBLE FOR STATE FINANCIAL ASSISTANCE IN MODERNIZATION. Space allowance and enrollment projection provision for state matching purposes.

(1) In planning for modernization in any school facility, under the provisions of (1)(a) and (1)(b) of WAC 180-33-015, a school district shall estimate capacity needs on the basis of a cohort survival enrollment as per WAC 180-27-045. Any space above and beyond a school district's estimated capacity needs as calculated on the basis of a five-year cohort survival or adjusted cohort survival enrollment shall not be eligible for state financial assistance in modernization with the exception as stated in subsection (2) below.

(2) In computing the amount of eligible space for modernization, the state will match the entire facility if 3/4 of the overall square footage of the facility is eligible for state financial assistance. If less than 3/4 of the overall square footage of the facility is eligible for state financial assistance, the district shall pay the entire cost of modernizing any additional space: PROVIDED, That this subsection shall not be applicable to new construction in lieu of modernization facility projects authorized by this chapter.

(3) In determining the eligible space for modernizing vocational-technical institutes, enrollment data furnished by the school district will be reviewed by the superintendent of public instruction or his or her designee.

(4) In planning for modernization in any combined facility as per WAC 180-33-015 (3)(c) a school district shall estimate enrollment in the district on the basis of a cohort survival enrollment as per WAC 180-27-045.

AMENDATORY SECTION (Amending Order 16-83, filed 10/17/83)

WAC 180-33-030 CERTIFICATION OF CONTINUED USE. Any school facilities modernized under WAC 180-33-015 must be used for at least five years beyond the completion of modernization. ~~((Any school facility modernized pursuant to this chapter shall be ineligible for additional funding pursuant to this chapter for a period of five years following completion of the modernization:))~~ School directors will pass a resolution and submit it to the state board of education that the modernized facility will be used for instructional purposes for five years after the completion of the project. If the school facility is not used for instructional purposes during this five-year period, the amount of state money allocated and spent for the modernization project must be returned to the state school building construction fund. The five-year use requirement and the five year prohibition against additional modernization funding shall be waived in the event that a facility is rendered permanently unusable before the end of the five-year period by an unforeseen natural event. The definition of "unforeseen natural event" shall be as set forth in RCW 28A.41.170.

AMENDATORY SECTION (Amending Order 16-83, filed 10/17/83)

WAC 180-33-035 MINIMUM PROJECT—(~~TEN~~)FORTY PERCENT OF REPLACEMENT COSTS. State assistance in modernization of school facilities shall be limited to projects which may include an entire facility or one or more complete buildings within a facility for which the estimated cost of major structural change is not less than (~~ten~~) forty percent of the estimated cost of replacement. Said replacement cost shall be derived from multiplication of the total square foot area of the facility or facilities proposed for modernization by the area cost allowance of state support at projected time of bid as in WAC 180-27-045 set forth. (~~If an emergency rendering the school facility unusable exists within the district, necessitating modernization under WAC 180-33-015 (1)(a), the state board of education may waive the ten percent requirement.~~)

**WSR 85-20-117**  
**PROPOSED RULES**  
**STATE BOARD OF EDUCATION**  
 [Filed October 2, 1985]

Notice is hereby given in accordance with the provisions of RCW 34.04.025, that the State Board of Education intends to adopt, amend, or repeal rules concerning Educational quality—Self-study by school districts, chapter 180-53 WAC;

that the agency will at 9:00 a.m., Thursday, November 21, 1985, in the Convention Center, Spokane, Washington, conduct a public hearing on the proposed rules.

The formal decision regarding adoption, amendment, or repeal of the rules will take place on Friday, November 22, 1985.

The authority under which these rules are proposed is section 2, chapter 349, Laws of 1985.

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency before Thursday, November 21, 1985.

Dated: October 2, 1985  
 By: Monica Schmidt  
 Secretary

**STATEMENT OF PURPOSE**

Rule: Chapter 180-53 WAC, Educational quality—Self-study by school districts.

Rule Section(s): WAC 180-53-005 Authority; 180-53-010 Purpose; 180-53-020 Self-study schedule; 180-53-025 Self-study criteria; 180-53-030 Elementary school—Joint self-study process; 180-53-035 Initial self-study cycle; 180-53-040 Self-study cycles; 180-53-045 Initial self-study cycle plan—Report to Superintendent of Public Instruction; 180-53-050 Subsequent self-study cycle plan—Report to Superintendent of Public Instruction; 180-53-055 Annual report—To Superintendent of Public Instruction; 180-53-060 Waiver for economic reasons; and 180-53-065 Waiver of the initial self-study cycle.

Statutory Authority: Section 2, chapter 349, Laws of 1985.

Purpose of the Rule(s): To set forth procedural criteria for the implementation of an educational quality self-study process by school districts.

Summary of the New Rule(s) and/or Amendments: WAC 180-53-005 sets forth the authority for the chapter; 180-53-010 sets forth the purpose of the chapter; 180-53-020 provides that each school district develop a schedule and process for the self-study of public schools within its jurisdiction; 180-53-025 establishes the criteria to be included in the self-study process; 180-53-030 provides that school districts may allow two or more elementary schools to conduct self-studies jointly; 180-53-035 establishes the schedule for the first self-study cycle; 180-53-040 establishes the schedule for subsequent seven-year self-study cycles; 180-53-045 outlines the content of the report to SPI for the first self-study cycle plan; 180-53-050 outlines the content of reports to SPI for subsequent self-study cycle plans; 180-53-055 outlines the content of annual self-study reports to SPI; 180-53-060 defines a waiver for economic reasons; and 180-53-065 defines a waiver for the initial self-study cycle.

Reasons Which Support the Proposed Action(s): This program was established by the 1985 Washington legislature.

Person or Organization Proposing the Rule(s): SPI, government.

Agency Personnel Responsible for Drafting: Ralph E. Julnes, SPI, 3-2298; Implementation: Alfred Rasp, SPI, 3-3449; and Enforcement: Charles R. Marshall, SPI, 3-1880.

The Rule(s) is (are) Necessary as the Result of Federal Law, Federal Court Action, or State Court Action: No.

Agency Comments, if any, Regarding Statutory Language, Implementation, Enforcement and Fiscal Matter Pertaining to the Rule(s): [No information supplied by agency.]

Chapter 180-53 WAC  
**EDUCATIONAL QUALITY—SELF-STUDY BY SCHOOL DISTRICTS**

- |            |  |
|------------|--|
| <b>WAC</b> |  |
| 180-53-005 | Authority.   |
| 180-53-010 | Purpose.   |
| 180-53-020 | Self-study schedule.   |
| 180-53-025 | Self-study criteria.   |
| 180-53-030 | Elementary school—Joint self-study process.                                      |
| 180-53-035 | Initial self-study cycle.  |
| 180-53-040 | Self-study cycles.   |
| 180-53-045 | Initial self-study cycle plan—Report to superintendent of public instruction.    |
| 180-53-050 | Subsequent self-study cycle plan—Report to superintendent of public instruction. |
| 180-53-055 | Annual report—To superintendent of public instruction.                           |
| 180-53-060 | Waiver for economic reasons.   |
| 180-53-065 | Waiver of the initial self-study cycle.  |

NEW SECTION

WAC 180-53-005 AUTHORITY. The authority for this chapter is RCW 28A.58.— (section 2, chapter 349, Laws of 1985), which authorizes the state board of education to develop rules and regulations governing procedural criteria for a self-study process of educational quality for all public schools within each district.

NEW SECTION

WAC 180-53-010 PURPOSE. The purpose of this chapter is to set forth procedural criteria for the implementation of an educational

quality self-study process by school districts that places emphasis upon:

- (1) Achieving educational excellence and equity;
- (2) Building stronger links with the community; and
- (3) Reaching consensus upon educational expectations through community involvement and corresponding school management.

#### NEW SECTION

WAC 180-53-020 SELF-STUDY SCHEDULE. Each school district board of directors shall develop a schedule and process by which each public school within its jurisdiction shall undertake self-study procedures on a cyclical basis. For the purpose of this section each school district shall determine what constitutes a public school as along as all instructional programs offered by the district, for example, those provided by contractual or cooperative agreements, are included in the self-study process.

#### NEW SECTION

WAC 180-53-025 SELF-STUDY CRITERIA. The self-study process shall include an emphasis in the following areas:

- (1) The participation of staff, parents, community members, and students where appropriate to their age;
- (2) A comprehensive assessment of the instructional program, staff, services, learning resources, student activities, and facilities; and
- (3) The development of a plan for program improvement that identifies priorities, constraints, and a timeline for implementation.

Public schools that are accredited pursuant to the self-study procedures of the state board of education or the northwest association of schools and colleges as specified in chapter 180-55 WAC shall be judged to have complied with the criteria stated above.

#### NEW SECTION

WAC 180-53-030 ELEMENTARY SCHOOL—JOINT SELF-STUDY PROCESS. A school district may allow two or more elementary schools within its jurisdiction to conduct the self-study process jointly. For the purposes of this section each district board of directors shall determine what constitutes an elementary school.

#### NEW SECTION

WAC 180-53-035 INITIAL SELF-STUDY CYCLE. The initial self-study process within each district shall begin by September 1, 1986, and shall be completed for all public schools within the district by the end of the 1990-91 school year unless a waiver has been granted pursuant to WAC 180-53-060 or 180-53-065.

#### NEW SECTION

WAC 180-53-040 SELF-STUDY CYCLES. The initial self-study cycle shall be known as cycle 1 and run from the beginning of the 1986-87 school year until the end of the 1990-91 school year. After the initial self-study cycle, cycles of seven years shall follow. For example, cycle 2 shall begin with the 1991-92 school year and run until the end of the 1997-98 school year, and cycle 3 shall begin with the 1998-99 school year and run until the end of the 2004-2005 school year.

#### NEW SECTION

WAC 180-53-045 INITIAL SELF-STUDY CYCLE PLAN—REPORT TO SUPERINTENDENT OF PUBLIC INSTRUCTION. Each school district shall report to the superintendent of public instruction by May 31, 1986, a plan for the implementation of a self-study in each public school within the district's jurisdiction for the initial self-study cycle. The report shall include:

- (1) A schedule for self-study;
- (2) Assurance that the self-study criteria specified in WAC 180-53-025 will be implemented; and
- (3) Identification of each public school for which the initial self-study cycle is waived pursuant to WAC 180-53-065.

#### NEW SECTION

WAC 180-53-050 SUBSEQUENT SELF-STUDY CYCLE PLAN—REPORT TO SUPERINTENDENT OF PUBLIC INSTRUCTION. Each school district shall report to the superintendent of public instruction, by May 31 of the final year of a self-study cycle,

a plan for the implementation of a self-study in each public school within the district's jurisdiction during the next self-study cycle. The report shall include:

- (1) A schedule for self-study; and
- (2) Assurance that the self-study criteria specified in WAC 180-53-025 will be implemented.

#### NEW SECTION

WAC 180-53-055 ANNUAL REPORT—TO SUPERINTENDENT OF PUBLIC INSTRUCTION. Each district shall annually report to the superintendent of public instruction by May 31 on the scheduling and implementation of the self-study activities in each public school. The report shall contain the following:

- (1) Dates of self-study completion;
- (2) Assurance that the self-study criteria specified in WAC 180-53-025 have been met;
- (3) An indication of the self-study model implemented, for example, the input/standards assessment (WAC 180-55-055), the process/outcome analysis (WAC 180-55-060), or the "Evaluative Criteria" published by the national study of school evaluation; and
- (4) Whether a waiver is being requested for economic reasons pursuant to WAC 180-53-060.

#### NEW SECTION

WAC 180-53-060 WAIVER FOR ECONOMIC REASONS. A district may petition the state board of education for a waiver from a self-study cycle for any or all of the schools in its jurisdiction for economic reasons. The state board of education shall grant a waiver if the district in its petition demonstrates that sufficient funds are not available to operate all mandatory instructional programs and to complete the self-study process. Such demonstration shall provide evidence that one or more of the following requirements for entitlement to basic education allocation funds (chapter 180-16 WAC) cannot be met:

- (1) Total program hour offerings—basic skills and work skills (WAC 180-16-200);
- (2) Classroom teacher contact hours (WAC 180-16-205);
- (3) Kindergarten through grade 3 students to classroom teacher ratio (WAC 180-16-210);
- (4) Minimum one hundred eighty school day year (WAC 180-16-215);
- (5) Students to certificated staff ratio (WAC 180-16-220(1)); and
- (6) Adequate provision for health and safety of all pupils (WAC 180-16-240 (2)(g)).

#### NEW SECTION

WAC 180-53-065 WAIVER OF THE INITIAL SELF-STUDY CYCLE. The initial self-study cycle shall be waived for any school which has successfully completed an official accreditation process or a similar assessment between September 1983 and June 1986. An official accreditation process shall be defined as one sponsored by the state board of education or the northwest association of schools and colleges. To qualify as a similar assessment the self-study process shall meet the purposes specified in WAC 180-53-010 and the self-study criteria specified in WAC 180-53-025. Districts shall indicate which public schools have complied with this section pursuant to WAC 180-53-045.

**WSR 85-20-118**  
**PROPOSED RULES**  
**STATE BOARD OF EDUCATION**  
[Filed October 2, 1985]

Notice is hereby given in accordance with the provisions of RCW 34.04.025, that the State Board of Education intends to adopt, amend, or repeal rules concerning private schools, chapter 180-90 WAC;

that the agency will at 9:00 a.m., Thursday, November 21, 1985, in the Convention Center, Spokane, Washington, conduct a public hearing on the proposed rules.

The formal decision regarding adoption, amendment, or repeal of the rules will take place on Friday, November 22, 1985.

The authority under which these rules are proposed is RCW 28A.02.240.

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency before Thursday, November 21, 1985.

Dated: October 2, 1985

By: Monica Schmidt  
Secretary

### STATEMENT OF PURPOSE

Rule: Chapter 180-90 WAC, Private schools.

Rule Section(s): WAC 180-90-105 Authority; 180-90-110 Purpose; 180-90-112 Definition—Approved private school; 180-90-115 Definition—Private school; 180-90-119 Definition—Reasonable health and fire safety; 180-90-120 Definitions—Deviations; 180-90-123 Definition—Total program hour offering; 180-90-130 Approval—Annual certification; 180-90-133 SPI report to SBE; 180-90-135 SPI adverse findings; 180-90-137 SPI report to SBE; 180-90-139 Approval action by SBE; 180-90-145 Approval—Annual certification and initial application—Exception; 180-90-150 Appeals; 180-90-160 Minimum standards and certificate form; and 180-90-140 Repealed.

Statutory Authority: RCW 28A.02.240.

Purpose of the Rule(s): To set forth standards for approval of private schools.

Summary of the New Rule(s) and/or Amendments: WAC 180-90-105 sets forth authority of chapter; 180-90-110 sets forth purpose of chapter; 180-90-112 defines approved private school; 180-90-115 defines private school; 180-90-119 defines reasonable health and fire safety standards; 180-90-120 defines deviations for the purpose of approved students; 180-90-123 defines total program offerings; 180-90-130 sets forth annual approval process; 180-90-133 sets forth process if no adverse finding; 180-90-135 sets forth process if adverse finding; 180-90-137 sets forth process for approval by SBE; 180-90-139 sets forth approval actions by SBE; 180-90-145 establishes exceptions if private school is not able to seek approval in a timely manner for such approvals; 180-90-150 cross references to appeal process established by law; and 180-90-160 sets forth minimum standards for annual certification by private schools.

Reasons Which Support the Proposed Action(s): Actions by 1985 legislature and need to make housekeeping amendments.

Person or Organization Proposing the Rule(s): SPI, government.

Agency Personnel Responsible for Drafting: Ralph E. Julnes, SPI, 3-2298; Implementation: Barbara Mertens, SPI, 3-2562; and Enforcement: Judy Schrag, SPI, 4-1842.

The Rule(s) is (are) Necessary as the Result of Federal Law, Federal Court Action, or State Court Action: No.

Agency Comments, if any, Regarding Statutory Language, Implementation, Enforcement and Fiscal Matter

Pertaining to the Rule(s): [No information supplied by agency.]

### NEW SECTION

WAC 180-90-105 AUTHORITY. The authority for this chapter is RCW 28A.02.240 which authorizes the state board of education to promulgate rules and regulations for the approval of private schools for the purpose of implementing RCW 28A.27.010.

### AMENDATORY SECTION (Amending Order 2-77, filed 3/24/77)

WAC 180-90-110 PURPOSE. The purpose of ~~((WAC 180-90-110 through 180-90-160 is to implement RCW 28A.02.201 et seq. and 28A.04.120(4), and thereby))~~ this chapter is to establish the procedures and conditions governing the approval of private schools by the state board of education.

### NEW SECTION

WAC 180-90-112 DEFINITION—APPROVED PRIVATE SCHOOL. As used in this chapter the term "approved private school" shall mean a private school which has been approved by the state board of education in accordance with the minimum standards for approval as prescribed in this chapter.

### NEW SECTION

WAC 180-90-115 DEFINITION—PRIVATE SCHOOL. As used in this chapter, the term "private school" shall mean a nonpublic school, including parochial or independent schools, and nonpublic school districts, including parochial and independent school districts, carrying out a program for any or all of the grades one through twelve.

### NEW SECTION

WAC 180-90-119 DEFINITION—REASONABLE HEALTH AND FIRE SAFETY REQUIREMENTS. As used in this chapter, the term (1) "reasonable health requirements" shall mean those standards contained in chapter 248-64 WAC as adopted by the state board of health.

(2) "Reasonable fire safety requirements" shall mean those standards adopted by the state fire marshal pursuant to chapter 48.48 RCW.

### AMENDATORY SECTION (Amending Order 9-78, filed 5/25/78)

WAC 180-90-120 DEFINITIONS—DEVIATIONS. As used in this chapter the term:

(1) ~~((An "approved private school" operating any or all of grades 1 through 12 is one which meets all requirements established by the state board of education as set forth in WAC 180-90-110 through 180-90-160.~~

(2) ~~"Approval" means the state board of education has certified that a private school meets those minimal standards required by chapter 28A.02 RCW.~~

(3) ~~"Minor deviation" shall mean a variance from the standards established by these regulations which represents little or no threat to the health or safety of students and school personnel, and which does not raise a question as to the ability of the school to provide an educational program which is in substantial compliance with the minimum standards set forth in WAC 180-90-160, and which, therefore, does not preclude the granting of full approval.~~

(2) ~~"Major deviation" shall mean a variance from the standards established by these regulations which ((involves a substantial health or safety hazard, or)) represents little or no threat to the health or safety of students and school personnel but raises a question as to the ability of the school to provide an educational program which substantially complies with the minimum standards set forth in WAC 180-90-160, but is not so serious as to constitute an unacceptable deviation.~~

(4) ~~"Minor deviation" shall mean a variance from the standards established by these regulations which represents little or no threat to the health or safety of students and school personnel, and which does not raise a question as to the ability of the school to provide an educational program which is in substantial compliance with the minimum standards set forth in WAC 180-90-160, and which, therefore, does not preclude the granting of full approval.~~

(5) "Private school," as used in these regulations, shall include non-public, parochial, or independent schools, and nonpublic, parochial, or independent school districts.

(6) "Reasonable health requirements" shall be those standards contained in chapter 248-64 WAC as adopted by the state board of health, as now or hereafter amended. ~~PROVIDED, That where a private school is a private residence in which parents teach their own natural or legally adopted or step children, reasonable health requirements shall be those provisions of state and local health codes applicable to private residences.~~

(7) "Reasonable fire safety requirements" shall be those standards adopted by the state fire marshal pursuant to chapter 48-48 RCW, as now or hereafter amended.

~~(8))~~ (3) "Unacceptable deviation" shall mean a variance from the standards established by these regulations which either:

(a) Constitutes a serious, imminent threat to the health or safety of students or school personnel; or

(b) Demonstrates that the school is not capable of providing an educational program which substantially complies with the minimum standards set forth in WAC 180-90-160.

~~((9) "Minimum standards for approval" shall be those standards set forth in WAC 180-90-160.~~

~~(10) The term "total program hour offering" shall mean those hours when students are provided the opportunity to engage in educational activity planned by and under the direction of school staff, as directed by the administration and board of directors, inclusive of intermissions for class changes and recess and exclusive of intermission for meals.))~~

#### NEW SECTION

WAC 180-90-123 DEFINITION—TOTAL PROGRAM HOUR OFFERING. As used in this chapter, the term "total program hour offering" shall mean those hours when students are provided the opportunity to engage in educational activity planned by and under the direction of school staff, as directed by the administration and board of directors, inclusive of intermissions for class changes and recess and exclusive of intermission for meals.

#### AMENDATORY SECTION (Amending Order 3-82, filed 1/21/82)

WAC 180-90-130 APPROVAL—ANNUAL CERTIFICATION ~~((REQUIRED—PROVISIONAL APPROVAL)).~~ ~~((+))~~ At least ninety days prior to the commencement of the annual school term or period, the chief administrator of each private school shall file with the ~~(office of the)~~ superintendent of public instruction, in accordance with procedures established by the superintendent of public instruction, a certificate of compliance in the form and substance set forth in WAC 180-90-160.

~~((2))~~ The ~~(office of the)~~ superintendent of public instruction shall review each certificate. ~~((The review may include staff reports of school visits and examinations. The purpose of the review is to determine whether the private school meets statutory and regulatory requirements for approval.))~~ The review shall be completed within thirty days after receipt of a completed application.

~~((3) Upon completion of the review the office of the superintendent of public instruction shall:~~

~~(a) Notify the private school of those minor deviations which must be corrected;~~

~~(b) notify the private school of the existence of any unacceptable and/or major deviations;~~

~~(c) submit findings and recommendations to the state board of education at the next regularly scheduled meeting of the state board of education. PROVIDED, That if the next regularly scheduled meeting is scheduled to commence within fifteen days, and the private school is found to have a major deviation, the findings and recommendations shall be submitted at the second regularly scheduled meeting following completion of the review.~~

~~(4) In the case of major deviations, the private school may request that the state board of education grant provisional status for one year in order that the private school may take action to meet the requirements for approval contained in statute and regulation. The request shall be made at least fifteen days prior to the meeting of the state board of education contemplated in section (3)(c) of this rule.~~

~~(5) The state board of education shall have the final decision as to whether a private school will be granted approval, provisional approval, or will not be approved. PROVIDED, That if the state board of education determines that an unacceptable deviation exists, the board will not approve that private school.))~~

#### NEW SECTION

WAC 180-90-133 SPI REPORT TO SBE—NO ADVERSE FINDINGS. If the superintendent of public instruction finds no minor, major, or unacceptable deviations, the superintendent of public instruction shall so notify the private school and shall recommend full approval of the private school to the state board of education.

#### NEW SECTION

WAC 180-90-135 SPI ADVERSE FINDINGS—REPORT TO PRIVATE SCHOOL. If the superintendent of public instruction finds deviation, the private school shall be notified in writing of any minor, major, or unacceptable deviations.

#### NEW SECTION

WAC 180-90-137 SPI REPORT TO SBE—ADVERSE FINDINGS. If the superintendent of public instruction finds minor, major, or unacceptable deviations, the superintendent of public instruction shall not transmit the recommendation regarding approval status to the state board of education until the private school submits a narrative report indicating agreement or not with the findings of the superintendent of public instruction and any proposed remedial action to address the reported deviations. Upon receipt of the narrative report, the superintendent of public instruction shall transmit the recommendation and the narrative report to the state board of education.

#### NEW SECTION

WAC 180-90-139 APPROVAL ACTION BY SBE. The state board of education shall take one of the following actions:

(1) If no deviations are found, the state board of education shall grant full approval.

(2) If minor deviations are found and the private school acknowledges the existence of such deviations and indicates an intent to correct such deviations in its narrative response, the state board of education shall grant full approval.

(3) If major deviations are found and the private school in its narrative report assures compliance by the commencement of the annual school term, the state board of education shall grant full approval.

(4) If major deviations are found and the private school in its narrative report, supplemented by direct testimony to the state board of education, demonstrates it is not practical to correct such major deviations prior to the commencement of the annual school term but establishes to the satisfaction of the state board of education its commitment to correct such deviation as soon as is practical, the state board of education shall grant such private school provisional approval for the period of time the state board of education determines is necessary to correct the major deviation but no longer than one year.

(5) If unacceptable deviations are found or if the private school fails to comply with corrective conditions within subsection (2), (3), or (4) of this section for minor or major deviations, state board of education approval shall be denied.

#### AMENDATORY SECTION (Amending Order 2-77, filed 3/24/77)

WAC 180-90-145 APPROVAL—ANNUAL CERTIFICATION AND INITIAL APPLICATION—EXCEPTION. Any private school which is unable to file its application at least 90 days prior to the commencement of the annual school term or period may in any event request that the superintendent of public instruction to review the application and that the superintendent's findings and recommendations be submitted to the state board of education. This request shall be granted if the superintendent finds that the private school was not sufficiently developed prior to the 90 day time period to enable it to comply with that requirement. The ~~(office of the)~~ superintendent of public instruction shall have the discretion to grant the request in other exceptional circumstances. If said request is granted, the review shall be completed within thirty days and the findings and recommendations presented to the state board of education.

#### AMENDATORY SECTION (Amending Order 2-77, filed 3/24/77)

WAC 180-90-150 ~~((STATE SUPERINTENDENT TO REVIEW AND RECOMMEND—))~~ APPEALS. Pursuant to RCW 28A.02.230 any

private school may appeal the actions of the ((office of)) superintendent of public instruction or state board of education as provided in chapter 34.04 RCW and chapter 180-08 WAC.

AMENDATORY SECTION (Amending Order 3-82, filed 1/21/82)

WAC 180-90-160 MINIMUM STANDARDS AND CERTIFICATE FORM. The annual certificate required by WAC 180-90-130 shall be in substantial compliance with the form and substance of the following:

CERTIFICATE OF COMPLIANCE WITH STATE STANDARDS

((STATE OF WASHINGTON)) ss. County of .....

ESD/County/Public School District/ Private School or Private School District Address

I, ....., do hereby certify that I am the principal or chief administrator of ((-.....)) the above named school ((or, the superintendent of the ..... school district)); that said school ((or, that the schools within said district)) is ((are)) located at (( ..... Washington ..... (zip))) the address listed above, and conducts ((conduct)) grades ..... through ..... with a projected enrollment of .....; and that said school((s) meets (meet), and) is ((are)) scheduled to meet throughout the ..... school year, the following standards with the exception only of such deviations, if any, as are set forth ((below)) in an attachment to this certificate of compliance

or

I, ....., do hereby certify that I am the superintendent of the above named private school district; and that the private schools under my jurisdiction are scheduled to meet throughout the school year, the following standards with the exception only of such deviations as are set forth in an attachment to this certificate of compliance; and that a list of such schools, including the grades conducted and the project enrollment for each school, accompanies this certificate:

(1) The minimum school year for instructional purposes consists of no ((fewer)) less than 180 school days ((for all matters pertaining to teacher certification or for computing experience in teaching;)) or the equivalent in annual minimum program hour offerings as prescribed in RCW 28A.58.754.

(2) On each school day, pupils enrolled in the school are provided the opportunity to be engaged in educational activity planned by and under the direction of the staff, as directed by the administration and/or governing board; and that pupils are provided a total program hour offering as prescribed in RCW 28A.58.754 except that the percentages for basic skills, work skills, and optional subjects and activities prescribed in RCW 28A.58.754 do not apply to private schools and that the total program hour offering, except as otherwise specifically provided in RCW 28A.58.754, made available is at least:

(a) ((Each private school shall make available to students in grades one through three at least a total program hour offering of)) 2700 hours for students in grades one through three.

(b) ((Each private school shall make available to students in grades four through six at least a total program hour offering of)) 2970 hours for students in grades four through six.

(c) ((Each private school shall make available to students in grades seven and eight at least a total program hour offering of)) 1980 hours for students in grades seven and eight.

(d) ((Each private school shall make available to students in grades nine through twelve at least a total program hour offering of)) 4320 hours for students in grades nine through twelve.

(3) All classroom teachers hold appropriate Washington State certification except for:

(a) Teachers for religious courses or courses for which no counterpart exists in the public schools; and/or

(b) People of recognized professional competence who are not certificated, but who teach or will teach students under the supervision of a certificated person in exceptional cases;

~~((c) those people of recognized professional competence who do, and to the best of my knowledge will, teach without a certificate)) the certificated person who supervises and the circumstances necessitating ((their)) the employment ((without a certificate are as follows: .....)) of the noncertificated person(s) are listed on the reverse of this certificate.~~

(4) If the school operates an extension program for parents, guardians, or persons having legal custody of a child to teach children in their custody, the extension program meets the following requirements:

(a) The parent, guardian, or custodian is supervised by a person certified under chapter 28A.70 RCW and who is employed by the school;

(b) The planning by the certified person and the parent, guardian, or person having legal custody includes objectives consistent with this subsection and subsections (1), (2), (5), (6), and (7) of this section;

(c) The certified person spends a minimum average each month of one contact hour per week with each student under his or her supervision who is enrolled in the extension program;

(d) Each student's progress is evaluated by the certified person; and

(e) The certified person does not supervise more than thirty students enrolled in the approved private school's extension program.

(5) Measures have been taken to safeguard all permanent records against loss or damage through either the storage of such records in fire-resistant containers or facilities, or the retention of duplicates in a separate and distinct area;

~~((5))~~ (6) The physical facilities of the school are adequate to meet the program offered, and all school facilities and practices are in substantial compliance with reasonable health and fire safety standards, as substantiated by current inspection reports of appropriate health and fire safety officials which are on file in the chief administrator's office;

~~((6))~~ (7) The school's curriculum includes instruction in the basic skills of occupational education, science, mathematics, language, social studies, history, health, reading, writing, spelling, and the development of appreciation of art and music in sufficient units for meeting state board of education graduation requirements, as set forth in chapter ((180-56)) 180-51 WAC((, as now or hereafter amended));

~~((7))~~ Each teacher has a valid health certificate required by law and by the state department of social and health services on file with the educational service district within which the school is located;

(8) The school or its organized district maintains up-to-date policy statements related to the administration and operation of the school or district;

(9) The school does not engage in a policy of racial segregation or discrimination((-);

~~((Deviations from the above standards are, and to the best of my knowledge will be, as follows: .....))~~

(10) The governing authority of this private school or private school district has been apprised of the requirements of chapter 180-90 WAC relating to the minimum requirements for approval of private schools and such governing authority has further been apprised of all deviations from the rules and regulations of the state board of education and the standards contained in chapter 180-90 WAC. I have reported all such deviations herewith.

DATED this ..... day of ....., 19...

..... (signed)

..... ((address)) (title)

..... (phone number)

REPEALER

The following section of the Washington Administrative Code is repealed:

WAC 180-90-140 INITIAL APPLICATION FOR APPROVAL.

**WSR 85-20-119**  
**PROPOSED RULES**  
**DEPARTMENT OF LICENSING**  
 [Filed October 2, 1985]

Notice is hereby given in accordance with the provisions of RCW 34.04.025, that the Department of Licensing intends to adopt, amend, or repeal rules concerning registered tow truck operators: Definitions, application provisions, general licensing provisions, identification of licensee's vehicles, business hours, general provisions, specifications and posting for signs, storage of vehicles, disputed impound, procedures for selling vehicles, lien provisions, after sale provisions, amending 5 sections and repealing 12 sections;

that the agency will at 10:00 a.m., November 8, 1985, in the Auditorium of DSHS, Office Building 2, 12th and Franklin, 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 1, 1986, (effective date of SSB 3553).

The authority under which these rules are proposed is new section 19, chapter 377, Laws of 1985, SSB 3553.

The specific statute these rules are intended to implement is new section 19, chapter 377, Laws of 1985, SSB 3553.

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency before November 8, 1985.

Dated: October 2, 1985  
 Donna Stringer  
 Assistant Director  
 Vehicle Services  
 By: C.W. Stansbury

**STATEMENT OF PURPOSE**

Name of Agency: Department of Licensing.

Title: Chapter 308-61 WAC.

Description of Purpose: To implement SSB 3553, chapter 377, Laws of 1985.

Statutory Authority: Section 19 of SSB 3553.

Specific Statute Rule is Intended to Implement: SSB 3553.

Summary of Rule: For administrative and regulatory control.

Reasons Supporting Proposed Action: Implementation as mandated by SSB 3553.

Agency Personnel Responsible for Drafting, Implementation and Enforcement: Donna Stringer, Assistant Director, Vehicle Services, Department of Licensing.

Person or Organization Proposing Rule, and Whether Public, Private, or Governmental: Department of Licensing in cooperation with the Washington State Patrol.

Agency Comments or Recommendations Regarding Statutory Language, Implementation, Enforcement, Fiscal Matters: N/A.

Whether Rule is Necessary as Result of Federal Law or Federal or State Court Action: N/A.

Small Business Economic Impact Statement: None.

**NEW SECTION**

WAC 308-61-026 DEFINITIONS CONTINUED - REGISTERED TOW TRUCK OPERATOR (1) "Affidavit of Sale" - that document prescribed by the department and given to the successful bidder by the operator. The affidavit shall state that the sale was conducted properly pursuant to (new ch). The affidavit may be submitted to the department with an application for certificate of title or may be used as a title document by a licensed auto wrecker, hulk hauler or scrap processor.

(2) "Secure Area" - A place of safety for vehicle storage and in an area completely enclosed by a fence of sufficient height and construction to prevent access by the general public, with a gate which can be locked. The fence shall be at least six feet high with at least two strands of barbed wire along the top, for a total combined height of eight feet or more, provided, however, that the fencing requirement may be waived by the department where, due to the topography or zoning a fence would be impracticable and the storage area is secure without a fence. When a licensee has operator registrations under more than one name and owns or leases a common secure area, the areas for each operator registration must be segregated by a physical barrier at least as strong as one strand of chain, cable or barbed wire. When two or more operators with different ownership share a secured area, those respective areas must be segregated by an eight-foot fence as described above.

Wherever practicable secure storage areas will be located on improved property which is leveled and illuminated at night for the safekeeping of stored vehicles.

(3) "Abandoned Vehicle Report" - is that document, prescribed by the department, by which the operator is to report to the department his/her possession of an abandoned vehicle.

(4) "Notice of Custody and Sale" - is that document sent by the operator to the registered owner, legal owner (lien holder) and to a vehicle purchaser identified on a seller's report of sale, giving notice of the amount of the operator's lien for services, place and time of public auction if the vehicle is not redeemed, and of the operator's right to seek a deficiency against the last registered owner or the purchaser identified on a seller's report of sale.

**NEW SECTION**

WAC 308-61-105 APPLICATION. The application for registration of a tow truck operator shall include:

(1) A statement as to whether the applicant has previously been registered as such, and if so, the previous registration number and business name.

(2) A current listing of the towing and storage rates of the operator on a form provided by the department.

(3) A certification from the zoning authority of jurisdiction that the licensee is in compliance with any land use ordinances.

**NEW SECTION**

WAC 308-61-108 GENERAL LICENSING PROVISIONS. (1) Staggered licensing - the annual registration issued to tow truck operators shall expire on the date indicated by the director.

(2) Additional secure areas for vehicle storage - additional storage locations may be operated under one registration. No additional bond or insurance will be required for such premises so long as each is covered by the bond and insurance. Each additional storage location must be operated under the same name as the principle place of business where files are kept and must be within the same county. If an operator locates in another county a separate registration is required.

(3) Change of name and/or address - the department shall be notified immediately, on a form provided by the department, of any change of name and/or address of any business location or of the addition of any location.

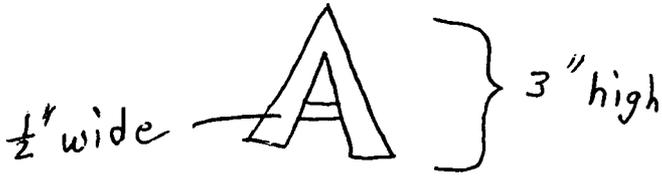
(4) Changes of Ownership - Any change of partners or of corporate officers shall be immediately reported to the department in writing. A complete change in ownership requires a new registration.

(5) An insurer shall notify the department at least 10 days prior to cancellation of a policy.

**NEW SECTION**

WAC 308-61-115 IDENTIFICATION OF LICENSEE'S VEHICLES. (1) All tow vehicles to be used in the operator's business which are operated on the public highways, shall display the licensee's operator number plus the truck number, name, city of address and

current business telephone number. Such information shall be painted or permanently affixed to both sides of the vehicle. Each letter and numeral shall be made with at least a half-inch stroke for the width and shall be at least three inches high. See sample:



(2) The annual tow truck permit will be a paper cab card identifying the tow truck as well as indicating the class of truck and the registered tow truck operator.

#### NEW SECTION

**WAC 308-61-125 BUSINESS HOURS.** (1) Business hours, for purposes of inspection of business records, place of business or towing equipment, shall be 8:00 a.m. to 5:00 p.m. except for weekends and holidays.

(2) Whenever an operator is not open for business and does not have personnel present at the licensed location, the operator shall post a phone number at that location for purposes of public contact for release of vehicles and/or personal property. An operator shall maintain personnel who can be contacted 24 hours a day to release impounded vehicles within a 30 minute period of time.

(3) Personal property shall be released without charge between the hours of 8:00 a.m. and 5:00 p.m., excepting weekends and holidays.

#### NEW SECTION

**WAC 308-61-135 GENERAL PROVISIONS.** (1) The properly executed written authority to tow or other evidence of lawful possession shall suffice in lieu of current license plates or trip permits for unauthorized or abandoned vehicles.

(2) Billing invoices shall indicate the time of day when an unauthorized or abandoned vehicle arrived at the secure storage area.

(3) A seller's report of sale on a form furnished by the Department shall relieve a registered owner from liability for costs incurred in the removal and storage of an unauthorized/abandoned vehicle, in addition to relieving that person from other liability pursuant to RCW 46-.12.101. The buyer shown on a seller report shall be considered an owner of record for purposes of the deficiency claim in this Chapter.

(4) The immediate notice (within 24 hours) and the notice of custody and sale must be mailed to the buyer shown on the seller's report of sale (filed with the department) in the same manner as notices are sent to other owners of record.

(5) The junk vehicle affidavit of sale as described in (Sec. 23) may be used to sell a vehicle to a licensed hulk hauler, scrap processor, vehicle wrecking yard or it may be used as a supporting document for issuance of a title.

#### NEW SECTION

**WAC 308-61-145 SPECIFICATIONS AND POSTING OF SIGNS.** (1) Signs shall be placed so that their required lettering is clearly visible and readable from each and every affected parking area from which unauthorized vehicles are to be impounded.

(2) Signs for publicly owned or controlled parking facilities need only disclose that unauthorized vehicles will be impounded and need not disclose the name, telephone, or address of a registered operator, unless such an operator is used.

#### NEW SECTION

**WAC 308-61-158 STORAGE OF VEHICLES.** (1) Handling and returning vehicles in substantially the same condition means that vehicles are to be handled with care so that their value is not diminished.

(2) A vehicle being held for storage by agreement or being held under police authority shall not be considered abandoned, nor shall it be processed as such. Any storage fees accrued while under agreement or

under police hold shall not be included in the abandoned vehicle lien. Upon the expiration of a storage agreement or upon the lifting of a police hold the operator shall begin the unauthorized abandoned vehicle processing, including the notification to vehicle owners by first class mail within 24 hours.

(3) Vehicles in the custody of an operator shall be kept entirely within a secure area owned or operated under that registration.

(4) An operator shall not charge for relocating vehicles between separate secure storage areas which he/she owns or operates.

#### NEW SECTION

**WAC 308-61-168 DISPUTED IMPOUND.** (1) The district court, upon setting a date and time for a hearing concerning a disputed impound, shall also send a notice of that date and time to any law enforcement officer or other public official at whose direction the vehicle was impounded.

(2) Where a timely request has been made for a district court hearing and where the vehicle owner has failed to redeem the vehicle, the abandoned vehicle procedural requirements may be followed, but the sale of the vehicle at public auction shall not take place until after the court has disposed of the request.

(3) For purposes of Sec. 22, it shall not be necessary to hold a hearing to refuse a license unless such a hearing is requested and dictated.

(4) The administrative hearings officer, provided in Sec. 24, shall mean a hearings officer authorized by ordinance or resolution of a city, town or county for the purpose of conducting hearings on disputed vehicle impound cases.

(5) Operators shall maintain a trust account solely for the deposit of funds received pending the disposition of any district court hearing requests.

#### NEW SECTION

**WAC 308-61-175 PROCEDURES FOR SELLING VEHICLES.** (1) For purposes of advertising the sale of abandoned vehicles the vehicle identification number shall be used if no license plates are on the vehicle.

(2) A newspaper of general circulation in the county shall mean a newspaper which is one of three with the largest circulation in the county where the sale will be conducted.

(3) If a vehicle in the custody of an operator is not identifiable, including no license plates or registration, the operator shall conduct a thorough examination of the vehicle to determine its make, model, year and vehicle identification number, and to locate information leading to the name of the registered and legal owner and the state in which the vehicle was last registered. The Department may require an inspection by the Washington State Patrol to verify the vehicle identification number of such a vehicle. All such information shall be reported to the Department, which will communicate with such other states as may be necessary to determine whether the registered and legal owner information is available for the vehicle.

After all reasonable efforts to obtain the owner information have proved unsuccessful, the vehicle may be disposed of in accordance with all procedures except that the notification to the registered and legal owners by certified or registered mail may be omitted. A record of all steps taken to locate the owner(s) of the vehicle shall be kept by the operator for a period of three years.

(4) If the operator elects to bid at auction, that bid must be disclosed as such, and may not merely be an effort to set a minimum for other bids. If an operator is the successful bidder and the bid exceeds the lien for towing and storage, the excess funds shall be remitted to the department just as in any other sale. The operator cannot elect to retain a vehicle at auction because the operator feels that the bidding is insufficient.

#### NEW SECTION

**WAC 308-61-185 LIEN PROVISIONS.** (1) For purposes of any deficiency claims involving vehicles in excess of 10,000 GVW, combination vehicles shall be considered as one vehicle and are not to be separated.

(2) No operator shall include any charges in the amount of the lien that are not specifically authorized. Subordinate charges such as mechanic fees or prior storage fees claimed by the operator or any third party shall not be allowed. All fees must be included in the towing and storage rates and no fees for other services shall be allowed.

(3) The towing and storage lien shall not apply to personal property not attached to and made an integral part of the vehicle.

#### NEW SECTION

WAC 308-61-190 AFTER SALE. (1) Following the auction of an abandoned vehicle the operator shall give to the successful bidder an Affidavit of Sale, as defined, which shall disclose the amount of the lien and the amount of the successful bid. The issuance of an Affidavit of Sale shall terminate the ownership interest of prior owners, both registered owners and lienholders.

(2) The following guidelines shall apply in establishing a valid claim for surplus funds which have been remitted to the state as the result of the auctioning of abandoned vehicles pursuant to Sec 13(g):

(a) The claiming individual shall show reasonable proof of his/her identity and the claim shall be in writing.

(b) The claimant must have been the registered owner of the vehicle as reflected in the records of the Department of Licensing at the time the vehicle was auctioned. The person indicated as purchaser on a seller's report of sale, pursuant to RCW 46.12.101, will be considered the registered owner of record for purposes of this section.

(c) Any person whose claim is denied by the state shall have the opportunity to request a departmental hearing as provided in chapter 34.04 RCW.

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

#### AMENDATORY SECTION (Amending Order DOL-683, filed 5/27/82)

WAC 308-61-010 DEFINITIONS—GENERAL. (1) Department. The department of licensing of the state of Washington.

(2) Director. The director of the department of license.

(3) Destroy. To destroy means the dismantling, disassembling or wrecking of a vehicle with the intent of never again operating such as a vehicle, or the sustaining of damage to a vehicle (a) to the extent that the cost of repairing it exceeds its fair market value immediately prior to the accident or occurrence, or (b) to the extent that the cost of repairing it plus its salvage value in its damaged condition exceeds or approximately equals the market value of the vehicle in its repaired or restored condition.

(4) Demolish. To demolish means the rendering of vehicle salvage into recyclable metals, for example, by means of an hydraulic baler and shears or a shredder operated by a licensed scrap processor.

~~((5) Secure area. A secure area is a place of safety for vehicle storage and is an area completely enclosed by a fence of sufficient height and construction to prevent access by the general public, with a gate which can be locked. The fence shall be at least six feet high with at least two strands of barbed wire placed along the top, bringing the total combined height to eight feet or more.~~

(6) Licensee. A licensee is a person, firm, partnership, association or corporation holding a valid license or registration issued by the department as a registered disposer, wrecker, hulk hauler, or scrap processor.

(7) Written bid. A written bid means a form approved (supplied) by the department in connection with the sale of abandoned vehicles.

(8) Impounded and abandoned vehicles — For the purpose of this chapter an impounded vehicle shall be a vehicle taken into custody and stored up to 5 days at the direction of an enforcement officer pursuant to RCW 46.61.565 or 46.52.180. After the 5th day if a vehicle has not been reclaimed by the owner, a registered disposer may declare a vehicle abandoned and proceed as provided by RCW 46.52.114.

(9) Acquire — shall be construed to mean physical custody together with proof of ownership as provided under WAC 308-61-230.

(10) Custody — shall mean the possession of a vehicle in which there is equitable ownership but for which ownership documents required in WAC 308-61-230 have not been received, or a vehicle placed for safekeeping by a law enforcement officer or others.)

**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 554-DOL, filed 9/7/79)

WAC 308-61-025 DEFINITIONS(~~==REPORTS, DOCUMENTS.~~) ~~(1) Seller's report of sale. A seller's report of sale on a form furnished by the department will relieve a registered owner from personal liability for costs incurred in the removal, storage or disposal of an abandoned vehicle as provided in RCW 46.52.106 and 46.52.112 if submitted to the department within five days of sale. The seller's report of sale need not be filed if the vehicle has been sold or traded to a licensed dealer.~~

~~This definition does not apply to the sale of a vehicle by a dealer or to the public sale of an abandoned vehicle hulk.~~

(2) Abandoned vehicle report. (a) An abandoned vehicle report shall be submitted to the department on the forms provided by any registered disposer taking custody of an abandoned vehicle or hulk.

(b) The current registered and legal owner information shall be supplied by the department of licensing and the disposer shall send a Notice of Custody and Sale to the latest reported registered and legal owner providing the disposer has not previously notified the registered and legal owner.

(3) Notice of custody and sale. A notice of custody and sale is that document sent by the registered disposer to the registered owner and legal owner giving legal notice of amount of the registered disposer's or garage keeper's lien for services, when due, place and time of public sale if not paid and right to seek judgment for deficiency against the registered owner for a maximum of two hundred dollars minus the sale price of the vehicle.

(4) Affidavit of sale. An affidavit of sale is that document given to the successful bidder by the registered disposer or garage keeper. The registered disposer or garage keeper shall state in such affidavit of sale that the sale was conducted under proper procedures and shall indicate the disposition of monies derived from such sale. The affidavit may be submitted to the department with an application for certificate of title or may be used by a licensed auto wrecker, hulk hauler or scrap processor in lieu of certificate of title to report the acquisition for destruction or demolition.

(5) Report of disposition of abandoned vehicle. A report of disposition of abandoned vehicle is that document sent to the Washington state patrol, on the form provided, by the registered disposer showing the disposition of the vehicle previously reported to the department on the Abandoned Vehicle Report form provided.)

(1) ~~((6))~~ Release of interest. A release of interest is that notarized document, signed by the owner in accordance with the rules pertaining to vehicle titles on a form provided by the department, by which the owner may relinquish interest in a vehicle if the certificate of title is not available for his signature.

(2) ~~((7))~~ Bill of sale. A bill of sale shall include the names and addresses of the seller and purchaser; a description of the vehicle or part being sold, including the make, model and identification or serial number; the date of sale; and the purchase price of the vehicle or part. A private party sale shall include the notarized signature of the seller. Bills of sale are acceptable in lieu of title in the case of vehicles from nontitle states or when an insurance company or private owner has turned in the title to a vehicle previously destroyed as provided under WAC 308-58-030.

~~((8) Abandoned vehicle bid form. An abandoned vehicle bid form is that form provided by the department for the purpose of recording the second and third highest bids at the sale of abandoned vehicles.)~~

**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 DOL 683, filed 5/27/82)

WAC 308-61-030 ESTABLISHED PLACE OF BUSINESS—BUSINESS HOURS. An established place of business at the location shown on the original application or change of address notice shall be maintained by each licensee in accordance with the following requirements:

~~((+)) Registered disposer. A registered disposer's established place of business is a building or separate part thereof for keeping records and a secure area used only by the licensee for storing vehicles where the registered disposer is available for the purpose of allowing owners to claim vehicles at least five days a week during posted periods of at least four hours duration between 8 a.m. and 8 p.m. Each place of~~

~~business shall be capable of operation separately from any other business.))~~

(1)((2)) Wrecker. A wrecker's established place of business is a building or enclosure which the owner occupies either continuously or at regular intervals and where his books and records are kept available for inspection during normal business hours and destroying of vehicles is accomplished and which must conform with local zoning regulations.

(2)((3)) Hulk hauler. A hulk hauler's established place of business is an address at which he receives mail and can normally be reached.

(3)((4)) Scrap processor. A scrap processor's established place of business is a place where (a) vehicles may be stored lawfully, (b) hydraulic balers, shears or shredders for recycling salvage may be used lawfully, and (c) there is a building in which the scrap processor's license is conspicuously displayed and where all records required of the scrap processor are available for inspection.

**Reviser's note:** RCW 34.04.058 requires the use of underlining and deletion marks to indicate amendments to existing rules. The rule published above varies from its predecessor in certain respects not indicated by the use of these markings.

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

AMENDATORY SECTION (Amending Order 554-DOL, filed 9/7/79)

WAC 308-61-040 DOCUMENTS SUPPORTING ACQUISITION OF VEHICLES. Any licensee may acquire vehicles for hauling, destruction or demolition if the transferor can furnish proof of ownership, in the form of a certificate of title properly endorsed, from a state issuing a title, or a certificate of registration and notarized bill of sale from a state issuing a registration certificate only. If such evidence of ownership is not available, the following documents may serve to support acquisition or possession when used by an appropriate licensee:

(1) Affidavit of lost or stolen title. When a title is lost or stolen, an affidavit of lost or stolen title executed by the registered or legal owner of record and a release of interest describing the vehicle in full, both of which shall be notarized, will be acceptable in lieu of title.

(2) Insurance bills of sale. When a vehicle is purchased from an insurance company which has surrendered title to the department, a bill of sale from the insurer will be acceptable in lieu of title.

~~((3) Authorization to dispose. Upon request from a private person having the right to possession to property upon which an abandoned junk motor vehicle has been left, or from a governmental unit possessing jurisdiction over public property, a written authorization to dispose of such vehicles will be acceptable in lieu of title. Such authorizations may only be issued by law enforcement officers having jurisdiction or authorized representatives of the department, on forms provided for this purpose, after a determination that the vehicle qualifies as an abandoned junk motor vehicle. The ultimate disposition of such vehicles shall be through a scrap processor or vehicle wrecker.~~

(4) Affidavit of sale. When an abandoned vehicle is acquired at public sale, an affidavit of sale on the form provided by the department and completed by the registered disposer taking custody of and selling or retaining the vehicle, will be acceptable in lieu of title.))

(3)((5)) Invoice or bill of sale from wrecker. When vehicles are purchased from a wrecker licensed by the department, which have been properly reported, an invoice or bill of sale from said wrecker listing each vehicle by "yard number" will be acceptable in lieu of title.

**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 554-DOL, filed 9/7/79)

WAC 308-61-050  GROUNDS FOR DENIAL, SUSPENSION, REVOCATION AND, IN THE CASE OF A REGISTERED TOW TRUCK OPERATOR, ALSO A CIVIL FINE—UNLAWFUL PRACTICES. The director may, by order, deny an application for license under Chapters ~~((46-52))~~ Operator chapter, 46.79, and 46.80 RCW, or suspend or revoke and, in the case of a registered tow truck operator, also assess a civil fine against any license if he/she finds that the order is in the public interest and that the applicant, licensee or any partner, officer, director or majority stockholder has failed to

comply with any of the provisions of the above-named chapters or the rules and regulations adopted thereunder, or other provisions of Title 46 RCW, or the rules and regulations adopted thereunder relating to the registration, titling, acquisition, handling or disposition of vehicles. In addition, a license may be denied, suspended or revoked if the director has reason to believe that the applicant or licensee or any of the above-named persons has:

(1) been the holder of a certificate of registration issued under the law which was revoked for cause, or suspended and the terms of the suspension have not been terminated;

(2) made a false statement of material fact in his/her application or any supporting documents attached to the application; ~~((7-07))~~ or in any matter under investigation by the department;

(3) charged towing and storage fees in excess of those posted at a registered tow truck operator's place of business and those filed with the department.

**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.

REPEALER

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

WAC 308-61-027	Normal or regular business hours.
WAC 308-61-100	Registered Disposers—Application
WAC 308-61-110	Registered Disposers—General procedures and requirements
WAC 308-61-120	Registered Disposers—Procedures for taking custody
WAC 308-61-130	Registered Disposers—Procedures for sale
WAC 308-61-140	Registered Disposers—Procedures after sale
WAC 308-61-150	Registered Disposers—Grounds for denial suspension, revocation—Unlawful Practices
WAC 308-61-155	Law enforcement procedures for impounding
WAC 308-61-160	Law enforcement notification stickers
WAC 308-61-165	Placing vehicles in custody
WAC 308-61-170	Vehicles impounded or taken into custody
WAC 308-61-180	Hearing requests

**WSR 85-20-120**  
**EMERGENCY RULES**  
**DEPARTMENT OF**  
**LABOR AND INDUSTRIES**  
[Order 85-15—Filed October 2, 1985]

I, Richard A. Davis, director of the Department of Labor and Industries, do promulgate and adopt at Olympia, Washington, the annexed rules relating to medical aid rules and maximum fee schedule, chapter 296-20 WAC, dealing with rules for medicine, anesthesia, pathology, radiology, hospital, dental, physical therapy, chiropractic, drugless therapeutics, and certified registered nurses.

I, Richard A. Davis, 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 Department of Licensing has adopted legislation recognizing massage therapists as health care practitioners, effective July 1, 1985.

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

This rule is promulgated pursuant to RCW 51.04.020(4) and 51.04.030 and is intended to administratively implement that statute.

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

APPROVED AND ADOPTED October 2, 1985.

By Richard A. Davis  
Director

**MASSAGE THERAPY**

NEW SECTION

**WAC 296-23-950 MASSAGE THERAPY RULES.** Practitioners should refer to WAC 296-20-010 through 296-20-125 for general information and rules pertaining to the care of injured workers. See WAC 296-20-125 for billing instructions.

Massage therapy treatment will be permitted when given by a licensed massage practitioner only upon written orders from the worker's attending doctor.

A progress report must be submitted to the attending doctor and the department or the self-insurer following six treatment visits or one month, whichever comes first. Massage therapy treatment beyond the initial six treatments will be authorized only upon substantiation of improvement in the worker's condition in terms of functional modalities, i.e., Range of motion; sitting and standing tolerance; reduction in medication; etc. In addition, an outline of the proposed treatment program, the expected restoration goals, and the expected length of treatment will be required.

Massage therapy in the home and/or places other than the practitioners usual and customary business facilities will be allowed only upon prior justification and authorization by the department or self-insurer.

No inpatient massage therapy treatment will be allowed when such treatment constitutes the only or major treatment received by the worker. See WAC 296-20-030 for further information.

Massage therapy treatments exceeding once per day must be justified by attending doctor.

**MASSAGE**

NEW SECTION

**WAC 296-23-960 MODALITIES** Therapist is required to be in constant attendance.

<u>CODE</u>	<u>DESCRIPTION</u>	<u>RUV</u>
9 97010	Hot and Cold Packs	12.0
9 97124	Massage One-half Hour	16.0
9 97125	Additional 15 Minutes	8.0
9 97200	Combination One-Half Hour	16.0
9 97201	Additional 15 Minutes	8.0

**WSR 85-20-121  
PROPOSED RULES  
DEPARTMENT OF  
LABOR AND INDUSTRIES**

[Filed October 2, 1985]

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 the amendment of rules, definitions, and risk classification language contained in chapter 296-17 WAC applicable to workers' compensation insurance underwritten by the Department of Labor and Industries including: The proposed establishment of five new WAC rules covering residential building construction, agriculture and tow truck services; amendments to fourteen existing rules covering risk classification definitions; expansion of WAC 296-17-450 to include the proposed new agriculture classification and clarify the treatment of farm labor contractors; revision of the experience-rating rules and parameters to reflect more current experience; adding accident fund and medical aid base rates for the proposed classifications; and revising the risk classification numbering system to a four-digit code; that the agency will at 9:00 a.m., Friday, November 15, 1985, in the General Administration Building, First Floor, Large Conference Room, 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 November 27, 1985.

The authority under which these rules are proposed is RCW 51.04.020(1).

The specific statute these rules are intended to implement is RCW 51.16.035.

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency before November 15, 1985.

Dated: October 2, 1985

By: Richard A. Davis  
Director

**STATEMENT OF PURPOSE**

Title and Number of Rule Section(s) or Chapter(s): The proposals for rule changes which follow amend portions of chapter 296-17 WAC. This chapter pertains to the calculation, reporting, and collection of premiums for workers' compensation insurance coverage provided by the Department of Labor and Industries.

Statutory Authority: RCW 51.04.020 and 51.16.035.

Specific Statute that Rule is Intended to Implement: RCW 51.16.035.

Summary of the Rule(s): The purpose of these proposed rules is to make the following substantive changes in Title 296 WAC as previously enacted: Establish WAC 296-17-52102 risk classification 0510 to cover residential building construction; 296-17-64902 risk classification 4810 to cover fresh vegetable growing; 296-17-64903 risk classification 4811 to cover hops growing; 296-17-64904 risk classification 4812 to cover fish hatcheries; and risk classification 1109 to cover tow truck services. Amendments to WAC 296-17-450, a

rule applicable to the agriculture industry expanding the scope of the rule to include the proposed new classifications and clarify the treatment of farm labor contractors; 296-17-520, a rule applicable to building construction removing residential construction and reassigning activities to a new classification; 296-17-524, a rule applicable to millwright work removing x-ray equipment installation and reassigning activities to WAC 296-17-626; 296-17-532, a rule applicable to ship or boat building removing size distinction as a result of federal maritime law changes—similar changes are being made to WAC 296-17-598, a rule applicable to recreational/pleasure boat building; 296-17-576, 296-17-643, 296-17-647 and 296-17-649, rules dealing with agriculture being modified as a result of the proposed establishment of new risk classifications, agriculture classifications; 296-17-757 through 296-17-762, rules dealing with temporary help companies being modified as a result of the proposed establishment of new risk classifications; and 296-17-850 through 296-17-895, rules applicable to the department's rates and experience rating plan to update the parameters of the experience rating plan to be consistent with the most current experience and to incorporate the new classification codes into the rate plan and set applicable rates. Revision of the risk classification numbering system to a four-digit code to allow for future expansion of the classification system.

**Reasons Supporting Changes:** Revisions and/or amendments to existing rules and the establishment of new rules are intended to extend uniform treatment and equity to all affected employers. The changes being proposed are reflective of practices consistent with nationally recognized workers' compensation insurance practices and are being solicited by and endorsed by the affected industries and employers within the state.

**Agency Personnel Responsible for Drafting, Implementation and Enforcement of the Rule(s):** Joe Dear, Deputy Director, 753-6308; Allen Ziegler, Assistant Director, 753-5173; and Margaret Wimmer, Rates and Data Analysis Supervisor, 753-6463, General Administration Building, Olympia, Washington 98504, AX-31.

**Name of Person or Organization, Whether Private, Public, or Governmental, that is Proposing the Rule(s):** State of Washington, Department of Labor and Industries.

**Agency Comments or Recommendations, if any, Regarding Statutory Language, Implementation, Enforcement, and Fiscal Matters Pertaining to the Rule(s):** None.

These rules are not proposed to comply with a federal law or a federal or state court decision with the exception of WAC 296-17-532 and 296-17-598 which are being changed to recognize changes in the federal maritime laws.

**Any Other Information that may be of Assistance in Identifying the Rule or its Purpose:** None.

**Small Business Economic Impact Statement:** This statement pertains to revisions to chapter 296-17 WAC proposed by the Department of Labor and Industries to become effective January 1, 1986, and is prepared to conform with section 3(2) and section 4 of the Regulatory Fairness Act (chapter 6, Laws of 1982).

**Existing Rules:** Chapter 296-17 WAC presently defines 261 risk classifications for purposes of reporting exposures and computing premiums for workers' compensation insurance as well as rules governing the application of these risk classifications to businesses or occupations and provisions for an experience rating plan and insurance base rates applicable to each risk classification.

**Treatment of Small Business Under Existing Rules:** Risk classification definitions are keyed to the nature of an employer's business operations within this state and in certain cases individual employments, and are independent of business size. Once the number of risk classifications statistically supportable has been determined and the risks defined, base rates are developed for each risk classification. All new employers conducting like businesses are assigned into a common classification pool representative of their business undertaking and are assigned the same base rate. As experience is developed by each employer a modified rate as provided for in the experience rating plan is calculated. Those employers with favorable past experience receive rate reductions while those employers with unfavorable past experience receive rate increases. Within the experience rating plan, small employers with loss-free record during the experience rating period are allowed rate credits in excess of those initially computed by the rating plan based on risk size, by imposing a maximum modification for loss-free firms of various sizes in WAC 296-17-890.

**Effect of Proposed Revisions:** Five new risk classification definitions are being proposed as well as modifications to fourteen risk classification definitions, special agriculture class interpretation and the experience rating plan. These changes are intended to clarify current policies with respect to the application of these risk classifications as they apply to the various businesses in the state and update the parameters of the experience rating plan to be consistent with the most current information. The following substantive changes which will alter classification assignments are: Establishment of WAC 296-17-52102 to cover residential building construction; 296-17-64902 to cover fresh vegetable growing; 296-17-64903 to cover hops growing; 296-17-64904 to cover fish hatcheries; 296-17-53806 to cover tow truck services; amendments to WAC 296-17-450 expanding scope of the rule to include proposed new classification and clarify treatment of farm labor contractors; 296-17-532, 296-17-520 and 296-17-598 as a result of federal maritime coverage changes; 296-17-576, 296-17-643, 296-17-647 and 296-17-649, 71-4, 71-5, 71-6, 71-7, and 71-8 being modified as a result of the proposed establishment of new risk classifications; and 296-17-524 and 296-17-626 to recognize changes in technology within industry.

**AMENDATORY SECTION** (Amending Order 85-7, filed 2/28/85, effective 4/1/85)

WAC 296-17-310 GENERAL RULES AND INSTRUCTIONS. This section constitutes general rules and instructions for chapter 296-17 WAC.

(1) Purposes. This chapter of the Washington Administrative Code, including classifications of risk, premium rates, the experience rating plan, and all other rules contained herein governing the use thereof, is

herein referred to as the manual. This manual is promulgated by the department of labor and industries pursuant to RCW 51.16.035. This manual contains a formulation of the rules and regulations providing for basic classifications, rates of premium, method of premium calculation and collection, and a rating system, consistent with recognized principles of workers' compensation insurance. This manual governs the department's underwriting of workers' compensation insurance and assessment of other monetary obligations, under the industrial insurance law of the state of Washington, Title 51 RCW.

(2) Premium payments - quarterly reports. Each employer shall, upon such forms as prescribed by the department, prior to the last day of January, April, July and October of each year, pay to the department for the preceding calendar quarter, for the accident fund, and for the medical aid fund, a certain number of cents for each worker hour or fraction thereof worked by the worker in their employ except when the rules of this manual provide for a different method of premium computation. Provided, that in the event an employer has no employment subject to coverage under Title 51 RCW during a calendar quarter the employer shall submit to the department, according to the schedule described above, a quarterly report indicating "no payroll" or be subject to the penalties provided for in WAC 296-17-480. The director may promulgate, change and revise such rates at such times as necessary, according to the condition of the accident and medical aid funds, and assign rates as appropriate to employers who voluntarily seek coverage under the elective adoption provisions of the law.

(3) Determining accident fund premium. The amounts to be paid into the accident fund shall be determined as follows: The department shall determine a manual premium rate for each classification which shall not be inadequate, excessive or unfairly discriminatory, taking into consideration past and prospective costs in each classification and the financial condition of the accident fund as a whole.

Every employer shall pay into the accident fund at the manual premium rate unless such employer meets the requirements for the experience rating plan provided elsewhere in this manual, in which event such employer's premium rate for the accident fund shall be paid according to their experience modification as determined under the experience rating plan.

(4) Basis for determining medical aid premium. The amounts to be paid into the medical aid fund shall be determined as follows: The department shall determine a basic medical aid rate for each classification which shall not be inadequate, excessive or unfairly discriminatory, taking into consideration past and prospective costs in each classification and the financial condition of the medical aid fund as a whole.

Every employer shall pay into the medical aid fund at the basic premium rate only, and the experience rating plan shall not apply to medical aid rates.

(5) All section captions or titles or catch lines used in this manual, chapter 296-17 WAC, do not constitute any part of these rules.

(6) Assignment of classifications. The classifications in this manual are all basic classifications other than the standard exception classifications which are defined in WAC 296-17-440. Basic classifications are used to implement the object of the classification system, which is to assign the one basic classification which best describes the business of the employer within this state. Each basic classification includes all the various types of labor found in a business unless it is specifically excluded by language contained within the classification or covered by a separate rule found elsewhere in this chapter, such as "standard exceptions" or "general exclusions." The classification procedure used within this state is intended to classify the business undertaking of the employer and not the separate employments, occupations, or operations of individuals within a business.

(7) All operations. Each basic classification in this manual, other than classifications ((~~48-6, 49-4, 52-6, 63-1, 63-2, 63-3, 71-1~~)) 4806, 4904, 5206, 6301, 6302, 6303, 7101, or the temporary help classifications ((~~71-4~~)) 7104 through ((~~71-9~~)) 7109, include all the operations normally associated with the business undertaking without regard to the location(s) of such operation(s) unless an operation is specifically excluded from the manual language of the basic classification.

**AMENDATORY SECTION** (Amending Order 84-23, filed 11/28/84, effective 1/1/85)

WAC 296-17-330 OFFICERS OR MEMBERS OF A CORPORATE EMPLOYER. As used in this manual, the terms "member" and "officer" are synonymous and mean any executive officer elected

and empowered in accordance with the articles of incorporation or by-laws of a corporation and who is also a director and shareholder of the corporation.

All such regularly constituted executive officers who have not voluntarily elected to withdraw from coverage or who have been included for coverage in accordance with RCW 51.12.020 and 51.12.110 shall be included in the corporation's statement of payroll (on a form prescribed by the department) and premium shall be charged thereon. Any such regularly constituted executive officer who is compensated by means of a wage or a salary for work performed for the corporation shall be regarded as an employee. For the purpose of this rule, wages or salary shall be construed as meaning earnings of any kind, actual or anticipated. Each executive officer electing coverage pursuant to RCW 51.12.110 shall report and pay premiums based on one hundred sixty hours per month until such time as elective adoption coverage is cancelled. This will apply to all executive officers electing coverage regardless of the method of compensation.

The statement of payroll so developed of each executive officer shall be assigned to classification ((~~71-1~~)) 7101, WAC 296-17-754: PROVIDED, HOWEVER, That the statement of payroll of each executive officer who performs such duties as are ordinarily undertaken by a superintendent, foreman, or worker, shall be assigned as provided in this manual of an individual employee who is not an executive officer: PROVIDED FURTHER, That no executive officer will be assigned the "clerical office" classification: PROVIDED FURTHER, In case the employer's business is subject to a classification which specifically includes clerical office or salesmen, and the corporate officer's duties are primarily in connection with such business, the classification assigned to the business shall apply with respect to any such executive officer.

**AMENDATORY SECTION** (Amending Order 85-7, filed 2/28/85, effective 4/1/85)

WAC 296-17-370 GOVERNING CLASSIFICATION. The governing classification of a risk is defined as that classification, other than classifications ((~~48-6, 49-4, 52-6, 63-1, 63-2, 63-3, 71-1~~)) 4806, 4904, 5206, 6301, 6302, 6303, 7101 or temporary help classifications ((~~71-4~~)) 7104 through ((~~71-9~~)) 7109, which carries the largest number of worker hours. Provided, that this rule is only applicable when multiple basic classifications are to be assigned to an employer's business undertakings.

**AMENDATORY SECTION** (Amending Order 85-7, filed 2/28/85, effective 4/1/85)

WAC 296-17-440 STANDARD EXCEPTIONS. The following employments referred to as standard exceptions are to be separately rated unless these employments are specifically included within the scope of a basic classification by use of words such as "including clerical office and outside sales." (Use of the words "clerical office" will also include draftsmen and use of the words "sales personnel" will also include collectors and messengers.) Provided that a division of a single employee's worker hours shall not be permitted between a standard exception classification and a basic business classification except as provided in the general exclusion rules of this manual.

The standard exceptions are defined below:

(1) Clerical office employees are defined as those employees whose duties are confined to keeping the books or records of the employer, or conducting correspondence or who are engaged wholly in office work where such books or records are kept or where such correspondence is conducted, having no other duty of any nature in or about the employer's premises. If any clerical office employee is exposed to any operative hazard of the business, their entire worker hours shall be assigned to the highest rated classification of work to which they are exposed. The clerical office classification shall be applied only to persons as herein described who are employed exclusively in separate buildings or on separate floors of buildings or in departments on such floors which are physically separated from all other work areas of the employer by structural partitions and within which no work is performed other than clerical office duties as defined in this paragraph.

(2) Draftsmen will be considered to be clerical office employees when their duties are limited to office work only and who are engaged strictly as draftsmen in such a manner that they are not exposed to the operative hazard of the business. If any draftsman is exposed to any operative hazard of this business, their entire worker hours shall be assigned to the highest rated classification of work to which they are exposed.

(3) "Sales personnel - outside" are defined as those employees engaged in such duties away from the premises of the employer who sell or solicit new accounts or customers for the employer or who service existing accounts or customers for the employer. Provided that no employee shall be assigned to a sales classification code if their duties include delivery, even though they may also solicit or collect. Employees having delivery duties, even if they walk or use public transportation, shall be assigned to the governing classification of the employer.

(4) Messengers will be considered sales employees, provided the following conditions are met:

(a) The messenger is used solely by the employer in connection with the employer's business operation.

(b) The operation is not provided to the public as a general delivery service.

(c) The employer's basic classification does not include the standard exception classification designations.

(d) The employer's other assigned basic classifications are not that of a commercial or general delivery service, or similar business undertaking.

If all the above conditions do not exist, any employee assigned such duties shall be assigned to the governing classification of the employer when multiple basic classifications are assigned or to the basic classification in the event an employer has only a single basic classification assigned.

(5) Executive officers as defined in WAC 296-17-330.

With the exceptions of occupations falling within any classification that specifically includes clerical office, inside draftsmen or sales personnel, the following designated occupational classifications shall apply.

Classification ((49-4)) 4904 clerical office employees including inside draftsmen.

Classification ((63-3)) 6303 sales personnel, outside or away from the employers premises including collectors and messengers.

Classification ((63-1)) 6301 automobile, truck, camper, trailer, mobile home, motorcycle and pleasure craft sales personnel.

Classification ((63-2)) 6302 all door to door sales personnel.

Classification ((71-1)) 7101 executive officers.

**AMENDATORY SECTION** (Amending Order 80-23, filed 11/13/80, effective 1/1/81)

WAC 296-17-441 SPECIAL EXCEPTIONS. The following ((occupations)) operations referred to as special exceptions are subject to division of worker hours in connection with all other classifications regardless of directional phrases beginning with "all employees" or "all operations," but only under the specific circumstances as shall be described by the following special exceptions:

(1) Security guards shall be subject to classification ((66-1)) 6601 (WAC 296-17-723): PROVIDED, The security guard is an employee of an employer engaged in logging or construction: PROVIDED FURTHER, The security guard is for the purpose of guarding the employer's logging or construction sites: AND PROVIDED FURTHER, The security guard is employed at the site only during those hours that the employer is not conducting any other operations at the site and provided any person employed as a security guard will have no other duties.

(2) Janitors shall be subject to classification ((66-2)) 6602 (WAC 296-17-724): PROVIDED, The janitorial services are performed solely within the employer's office: PROVIDED FURTHER, The employer's other office employment is subject to classification ((49-4)) 4904 (WAC 296-17-653) and provided the person employed to perform janitorial services is not otherwise regularly employed by the employer with clerical office duties that are subject to reporting under ((class 49-4)) classification 4904.

(3) Logging truck drivers employed by logging companies shall be subject to ((class 50-3)) classification 5003 (WAC 296-17-66001), provided this ((class)) classification shall not apply to any logging truck driver for any work shift during which ((the)) the driver has duties that would otherwise be subject to ((class 50-1)) classification 5001 (WAC 296-17-659).

(4) Construction or erection contractors permanent yard or shop employees shall be subject to classification 5206 (WAC 296-17-675), provided that this classification shall not apply to any yard or shop employee during any work shift in which the yard or shop employee has duties subject to another classification, or if the classification assigned to the employer requires a separate treatment for shop operations.

**AMENDATORY SECTION** (Amending Order 85-7, filed 2/28/85, effective 4/1/85)

WAC 296-17-450 SPECIAL AGRICULTURAL CLASSIFICATION INTERPRETATIONS. Farming in classifications ((48-2)) 4802 through ((48-6, 48-8, 48-9, 73-1, 73-2)) 4806, 4808, 4809, 4810, 4811, 7301, 7302, and ((73-7)) 7307 will include farm labor by contractors and farm machinery operations by contractors.

To qualify for a separate rating of ground hand-picking or any other separation of agricultural classifications, separate and distinct payroll records of such operations will be required.

If a single establishment or work comprises more than one of classifications ((48-2)) 4802 through ((48-6, 48-8, 48-9, 73-1, 73-2)) 4806, 4808, 4809, 4810, 4811, 7301, 7302, and ((73-7)) 7307 the premiums shall be computed according to the payroll for operations of each classification. The department in its discretion may assess a single rate of premium for an agricultural establishment when a substantial portion of the operation falls within one classification, and in such cases, the entire operation will be required to be reported in such largest classification: PROVIDED, That under no circumstances will the hand-picking classification ((48-6)) 4806 apply for the purpose of single rating of an entire establishment engaged in other phases of agricultural activities. Provided further, that ((the hand-picking classification 48-6) may be assigned to a farm labor contractor as a sole classification assignment when the farm labor contractor undertakes a contract to provide a crew to hand-pick crops enumerated in that classification, but who is not or was not engaged in other agricultural activities associated with the planting, raising, or caring for the crops being harvested) farm labor contractors shall be assigned the classification(s) applicable to the agricultural establishment for whom they are providing services.

**AMENDATORY SECTION** (Amending Order 85-7, filed 2/28/85, effective 4/1/85)

WAC 296-17-455 SPECIAL TEMPORARY HELP CLASSIFICATION INTERPRETATION. For the purposes of administering the temporary help classifications ((71-4)) 7104 through ((71-9)) 7109, the term "temporary help" shall be given the same meaning as temporary service contractors defined in RCW 19.31.020(2) and shall mean any person, firm, association or corporation conducting a business which consists of employing individuals directly for the purpose of furnishing such individuals on a part-time or temporary help basis to others.

**AMENDATORY SECTION** (Amending Order 85-7, filed 2/28/85, effective 4/1/85)

WAC 296-17-501 CLASSIFICATION ((1-1)) 0101.

Airports, landing strips, runways and taxi ways, construction and repair

Alley and parking lot construction

Diking, N.O.C. including oil spill clean-up involving diking and/or ditching work

Excavation, N.O.C.

Grading, N.O.C. - including land leveling and grading of farm lands by contractor

Highway, street and road construction, N.O.C., includes operations such as grading, grubbing, clearing, surfacing, striping, guard rails, highway dividers, highway lighting and highway signs installation

Humus or peat digging - including humus or peat dealers

Land clearing, N.O.C. including slope grooming and forest trail construction, firefighting, and slash burning, N.O.C.

Parking lot striping

Pit, crusher and bunker operations in connection with road, street and highway construction

Railroads, construction, maintenance and repair, N.O.C., including dismantling

Retaining walls with road, street and highway construction, N.O.C.

Sand or gravel, or shale digging

Tunnels and approaches including lining, cofferdam work, shaft sinking, and well digging with caisson

This classification excludes bridge construction which is to be separately rated under risk classification ((2-1)) 0201 (WAC 296-17-508) although such a structure may be constructed as a part of a highway, street or road construction project. This classification further excludes logging road construction rated under risk classification ((69-2)) 6902 (WAC 296-17-747); railroad bridge

construction rated under risk classification ((2+)) 0201 (WAC 296-17-508) "bridge construction"; log railroad construction rated under risk classification ((69=2)) 6902 (WAC 296-17-747); and tunnels and approaches including lining, cofferdam work, shaft sinking and well digging with caisson done in connection with dam construction rated under risk classification ((7+)) 0701 (WAC 296-17-528)  
 ((See risk classification 52-6 (WAC 296-17-675) for permanent yard operations)).

AMENDATORY SECTION (Amending Order 85-7, filed 2/28/85, effective 4/1/85)

WAC 296-17-502 CLASSIFICATION ((+2)) 0102.

Concrete and asphalt construction, N.O.C. – including concrete sawing, drilling and pumping  
 Concrete culverts or other types with span of 12 feet or less  
 This classification will include house foundations and flatwork such as sidewalks and residential driveways but excludes concrete construction not residential in nature which will be rated under risk classification ((2=6)) 0206 (WAC 296-17-50904) provided that concrete building construction will be rated under risk classification ((5=5)) 0505 (WAC 296-17-520)  
 ((See risk classification 52-6 (WAC 296-17-675) for permanent yard operations)).

AMENDATORY SECTION (Amending Order 85-7, filed 2/28/85, effective 4/1/85)

WAC 296-17-503 CLASSIFICATION ((+3)) 0103.

Drilling, N.O.C.  
 Geophysical exploration, seismic detection of the mechanical properties of the earth  
 See construction classification applicable to work being done, for drilling done in connection with construction work  
 ((See risk classification 52-6 (WAC 296-17-675) for permanent yard operations)).

AMENDATORY SECTION (Amending Order 83-36, filed 11/30/83, effective 1/1/84)

WAC 296-17-504 CLASSIFICATION ((+4)) 0104.

Dredging, N.O.C.  
 ((See risk classification 52-6 (WAC 296-17-675) for permanent yard operations:))

AMENDATORY SECTION (Amending Order 83-36, filed 11/30/83, effective 1/1/84)

WAC 296-17-505 CLASSIFICATION ((+5)) 0105.

Parking meter installation  
 Fence, all types, erection and repair – including wire mesh installation for slope protection  
 ((See risk classification 52-6 (WAC 296-17-675) for permanent yard operations)).

AMENDATORY SECTION (Amending Order 83-36, filed 11/30/83, effective 1/1/84)

WAC 296-17-506 CLASSIFICATION ((+6)) 0106.

Tree topping and pruning, N.O.C., includes spraying or fumigating in connection with tree topping, repairing or trimming  
 ((See risk classification 52-6 (WAC 296-17-675) for permanent yard operations)).

AMENDATORY SECTION (Amending Order 83-36, filed 11/30/83, effective 1/1/84)

WAC 296-17-50601 CLASSIFICATION ((+7)) 0107.

Coaxial cable and conduit underground construction, maintenance and repair – including use of automatic cable laying equipment and including television cable, N.O.C.  
 Pipelaying, N.O.C.  
 ((See risk classification 52-6 (WAC 296-17-675) for permanent yard operations:))

AMENDATORY SECTION (Amending Order 83-36, filed 11/30/83, effective 1/1/84)

WAC 296-17-50602 CLASSIFICATION ((+8)) 0108.

Ditches and canals, N.O.C.

Sewer construction

((See risk classification 52-6 (WAC 296-17-675) for permanent yard operations)).

AMENDATORY SECTION (Amending Order 83-36, filed 11/30/83, effective 1/1/84)

WAC 296-17-507 CLASSIFICATION ((+9)) 0109.

Reinforcing steel installation – placing for concrete construction  
 Reinforcing steel installation in connection with the construction of tunnels, cofferdams, caissons, dams, bridges, and steel erection shall be assigned to the classification describing the construction with which such reinforcing steel installation is connected  
 ((See risk classification 52-6 (WAC 296-17-675) for permanent yard operations)).

AMENDATORY SECTION (Amending Order 83-36, filed 11/30/83, effective 1/1/84)

WAC 296-17-508 CLASSIFICATION ((2+)) 0201.

Bridge, trestle, overhead crossing, viaducts, construction, maintenance and repair including the foundations and approaches  
 Breakwater, jetty, levee, construction, maintenance and repair  
 Bulkhead retaining walls, construction, maintenance and repair, rip-rapping – all water hazard  
 Concrete culverts or other types over 12 feet  
 Undercrossings and approaches – including lining  
 Debris removal and other work with water hazard, N.O.C., will be rated under bulkhead construction with water hazard  
 ((See risk classification 52-6 (WAC 296-17-675) for permanent yard operations)).

AMENDATORY SECTION (Amending Order 85-7, filed 2/28/85, effective 4/1/85)

WAC 296-17-509 CLASSIFICATION ((2=2)) 0202.

Diving operations and subaqueous work, N.O.C.

Pile driving, concrete piles, N.O.C.

Wharf, pier, dock and marine railway, construction, maintenance and repair, N.O.C.

((See risk classification 52-6 (WAC 296-17-675) for permanent yard operations:))

AMENDATORY SECTION (Amending Order 85-7, filed 2/28/85, effective 4/1/85)

WAC 296-17-50904 CLASSIFICATION ((2=6)) 0206.

Commercial concrete construction such as sewage disposal, swimming pool, fish hatchery, water purification plant construction, and similar concrete projects

This classification will be used to report concrete construction projects other than concrete building construction rated in risk classification ((5=5)) 0505 (WAC 296-17-520); concrete projects residential in nature which are rated in risk classification ((+2)) 0102 (WAC 296-17-502); highway, street, and road construction projects rated in risk classification ((+)) 0101 (WAC 296-17-501); and bridge construction projects rated in risk classification ((2+)) 0201 (WAC 296-17-508)

((See risk classification 52-6 (WAC 296-17-675) for permanent yard operation)).

AMENDATORY SECTION (Amending Order 85-7, filed 2/28/85, effective 4/1/85)

WAC 296-17-510 CLASSIFICATION ((3+)) 0301.

Agricultural irrigation pipe installation, service or repair  
 Agricultural sprinkler system installation, service or repair  
 Chemical spraying and fumigating  
 Landscape gardening  
 Landscaping and lawn yard care  
 Lawn-type sprinkler systems installation, service or repair

This classification includes sodding, seeding, planting, and related landscape work for the beautification of median strips and roadsides but excludes crop dusting by aircraft rated under risk classification ((69=3)) 6903 (WAC 296-17-748) and ditches and canals rated under risk classification ((1=8)) 0108 (WAC 296-17-50602).

AMENDATORY SECTION (Amending Order 85-7, filed 2/28/85, effective 4/1/85)

WAC 296-17-511 CLASSIFICATION ((3=2)) 0302.

Brick and slate work, N.O.C.  
Masonry, N.O.C., including chimney and fireplace construction  
Plastering and stuccoing work - outside, N.O.C.  
((See risk classification 52-6 (WAC 296-17-675) for permanent yard operations.))

AMENDATORY SECTION (Amending Order 85-7, filed 2/28/85, effective 4/1/85)

WAC 296-17-512 CLASSIFICATION ((3=6)) 0306.

Boilers, N.O.C., installation, service or repair including boiler scaling and tank erection within buildings  
Plumbing, N.O.C.  
Pump installation, service or repair, N.O.C.  
Sewer pipe cleaning, including Roto rooter or similar service providers  
Side sewer installation (street to house hook ups) including service or repair  
Sprinkler installation - automatic  
Steam pipe, boiler, etc., covering insulation  
((See risk classification 52-6 (WAC 296-17-675) for permanent yard operations.))

AMENDATORY SECTION (Amending Order 83-36, filed 11/30/83, effective 1/1/84)

WAC 296-17-513 CLASSIFICATION ((3=7)) 0307.

Ventilating, air conditioning and refrigeration systems, installation, service and repair, N.O.C.  
Furnaces, installation, service and repair including duct work cleaning  
Heating systems, installation, service and repair including solar heating systems  
Wood stove installation excluding masonry work rated under risk classification ((3=2)) 0302 (WAC 296-17-511)  
See risk classification ((34=4)) 3404 (WAC 296-17-582) for sheet metal shop work.

AMENDATORY SECTION (Amending Order 85-7, filed 2/28/85, effective 4/1/85)

WAC 296-17-514 CLASSIFICATION ((4=1)) 0401.

Cleaning, washing, sand blasting buildings, including shop operations  
This classification excludes portable washing and cleaning operations rated under risk classification ((66=2)) 6602 (WAC 296-17-724).

AMENDATORY SECTION (Amending Order 85-7, filed 2/28/85, effective 4/1/85)

WAC 296-17-515 CLASSIFICATION ((4=2)) 0402.

Window cleaning  
This classification excludes domestics, janitors and handymen regularly employed for other purposes, but will include the actual time of all workers employed by contract janitorial service companies while engaged in window washing.

AMENDATORY SECTION (Amending Order 85-7, filed 2/28/85, effective 4/1/85)

WAC 296-17-516 CLASSIFICATION ((4=3)) 0403.

Sign erection, painting, repair and maintenance or removal, including shop operations  
Sign painting or lettering outside buildings or structures, N.O.C., including shop operations  
Street and building decorating, hanging flags or bunting.

AMENDATORY SECTION (Amending Order 83-36, filed 11/30/83, effective 1/1/84)

WAC 296-17-517 CLASSIFICATION ((5=2)) 0502.

Rug, linoleum, tile and other types of floor or drainboard covering installation excluding hardwood floor installation rated under risk classification ((5=5)) 0505 (WAC 296-17-520).

AMENDATORY SECTION (Amending Order 83-36, filed 11/30/83, effective 1/1/84)

WAC 296-17-518 CLASSIFICATION ((5=3)) 0503.

Chimney cleaning - residential/commercial.

AMENDATORY SECTION (Amending Order 83-36, filed 11/30/83, effective 1/1/84)

WAC 296-17-519 CLASSIFICATION ((5=4)) 0504.

Wallboard taping and texturing, excluding wallboard installation rated under risk classification ((5=5)) 0505 (WAC 296-17-520)  
Painting bridges, including incidental preparation work  
Painting, decorating or paperhanging, N.O.C., including incidental preparation, including shop  
Waterproofing, N.O.C. excludes roofing or subaqueous work  
Painting, coating or cleaning oil or gas storage tanks and beer vats  
Painting towers, smokestacks and steel or iron structures  
((See risk classification 52-6 (WAC 296-17-675) for permanent yard operations.))

AMENDATORY SECTION (Amending Order 85-11, filed 5/31/85)

WAC 296-17-520 CLASSIFICATION ((5=5)) 0505.

((Construction, erection, alteration or repair of private residences))  
Construction, erection, alteration or repair of buildings, N.O.C.  
Gutters - installation, service or repair - on structures  
Glass installation away from shop  
Wallboard installation, plastering, stuccoing and lathing  
Insulation or soundproofing materials installation, N.O.C.  
Fixtures - cabinets, counters, drainboards, mantels, etc. installation  
Weather strip installation  
Hardwood floor installation and refinishing  
Door, door frame, sash, overhead door, siding installation framing and carpentry, N.O.C.  
Elevator door bucks - installation  
Mobile home set up including installation of skirting and awnings by contractor. Excludes mobile home set up by mobile home dealer rated under risk classification ((34=1)) 3401 (WAC 296-17-579)  
Fire escapes and awnings - installation, erection, repair and removal outside buildings  
Decorative metal shutters - installation, erection and removal - no buntings  
Scaffolds, hod hoists, concrete and cement distributing towers, sidewalk bridges and construction elevators, installation or removal  
Debris cleaning and removal and building clean-up after construction  
((See risk classification 52-6 (WAC 296-17-675) for permanent yard operations.))

AMENDATORY SECTION (Amending Order 83-36, filed 11/30/83, effective 1/1/84)

WAC 296-17-52001 CLASSIFICATION ((5=6)) 0506.

Building raising or moving and underpinning  
Wrecking or demolition of buildings  
((See risk classification 52-6 (WAC 296-17-675) for permanent yard operations.))

AMENDATORY SECTION (Amending Order 83-36, filed 11/30/83, effective 1/1/84)

WAC 296-17-52002 CLASSIFICATION ((5=7)) 0507.

Roofwork, all types, construction and repair  
This classification excludes roof cleaning and moss removal rated under risk classification ((66=2)) 6602 (WAC 296-17-724) not incidental to or part of a roofing contract  
((See risk classification 52-6 (WAC 296-17-675) for permanent yard operations.))

AMENDATORY SECTION (Amending Order 85-7, filed 2/28/85, effective 4/1/85)

WAC 296-17-521 CLASSIFICATION ((5-8)) 0508.

Blast furnace and metal burners construction  
 Crane or derrick installation  
 Elevated railway, tram, lift, etc., construction, maintenance and repair  
 Erection, maintenance and repair radio, television, water towers, poles and towers, N.O.C.  
 Exterior tanks - all types - erection  
 Oil still or refinery construction. Excludes plant maintenance by contractor rated under risk classification ((6-3)) 0603 (WAC 296-17-524)  
 Smokestacks, structural iron or steel framework, erection, maintenance and repair  
 Windmills, all types, erection, maintenance and repair, silo erection  
 This classification includes erection of skeletons for pillars, posts and like columns, all excavations, foundation work, and dismantling and repairing of above types of structures  
 ((See risk classification 52-6 (WAC 296-17-675) for permanent yard operations)).

AMENDATORY SECTION (Amending Order 83-36, filed 11/30/83, effective 1/1/84)

WAC 296-17-52101 CLASSIFICATION ((5-9)) 0509.

Overhead transmission, telephone, telegraph, and cable television lines, new construction or extension of lines, including poles or towers, erection, maintenance, repair by contractor  
 ((See risk classification 52-6 (WAC 296-17-675) for permanent yard operations)).

NEW SECTION

WAC 296-17-52102 CLASSIFICATION 0510.

Detached private residence construction and multifamily dwelling units up to four plex  
 Includes outbuildings such as garages or storage sheds for private residences and multifamily dwelling units up to four plex.

AMENDATORY SECTION (Amending Order 85-7, filed 2/28/85, effective 4/1/85)

WAC 296-17-522 CLASSIFICATION ((6-1)) 0601.

Electrical machinery and auxiliary apparatus installation and repair - including incidental wiring  
 Electrical wiring in buildings, and electrical wiring, N.O.C.  
 Erection of temporary floodlights - search light operation mounted on and generated by truck  
 Permanent flood lighting stadiums and parks  
 Television cable installation in buildings by contractor including drop line connection (pole to house hook-up)  
 ((See risk classification 52-6 (WAC 296-17-675) for permanent yard operations)).

AMENDATORY SECTION (Amending Order 73-22, filed 11/9/73, effective 1/1/74)

WAC 296-17-523 CLASSIFICATION ((6-2)) 0602.

Elevator, freight or passenger, installation, service and repair.

AMENDATORY SECTION (Amending Order 85-7, filed 2/28/85, effective 4/1/85)

WAC 296-17-524 CLASSIFICATION ((6-3)) 0603.

Dynamos, installation, service and repair including electrical generators and turbines  
 Engines and gas machines installation and belts, erection of shafting  
 Machinery installation, service and repair and millwright work, including installation and repair of ((x-ray machinery;)) escalator and conveyor systems, and commercial laundry equipment N.O.C.  
 This classification includes the dismantling of all the above types of machinery and will also include plant maintenance by contractor which will be rated as millwright work.

AMENDATORY SECTION (Amending Order 85-7, filed 2/28/85, effective 4/1/85)

WAC 296-17-525 CLASSIFICATION ((6-4)) 0604.

Battery salvaging  
 Iron or steel scrap dealers  
 Junk dealers  
 Metal scrap dealers - collect, sort and reduction of scrap metal.

AMENDATORY SECTION (Amending Order 85-7, filed 2/28/85, effective 4/1/85)

WAC 296-17-526 CLASSIFICATION ((6-6)) 0606.

Operation and maintenance amusement devices, N.O.C., fire extinguisher sales and service  
 Vending or coin-operated machines, operation, installation maintenance and service, includes product preparation by vending company  
 This classification excludes honor snack food services which will be rated under risk classification ((H-1)) 1101 (WAC 296-17-536)  
 driver delivery sales, provided that in the event such an operation is conducted as a part of and in connection with an operation rated in this classification (((6-6)) 0606), risk classification ((6-6)) 0606 will be assigned to cover both operations.

AMENDATORY SECTION (Amending Order 85-7, filed 2/28/85, effective 4/1/85)

WAC 296-17-527 CLASSIFICATION ((6-7)) 0607.

Advertising display service for stores within buildings  
 Drapes or curtain installation  
 Household appliances electrical installation, service and repair  
 Meat slicer or grinder installation, service and repair  
 Safes and vaults, installation and removal  
 Television antenna or satellite disc installation and repair  
 Venetian blinds and shades, installation  
 This classification will include installation, service and repair of radio and television receiving sets, two-way radio, car stereo systems and radio-television repair.

AMENDATORY SECTION (Amending Order 85-7, filed 2/28/85, effective 4/1/85)

WAC 296-17-52701 CLASSIFICATION ((6-8)) 0608.

Business machine systems including computer mini and mainframe systems  
 Electrical alarm systems including smoke alarms  
 Intercom or audio call box  
 Telecommunication and PBX or similar equipment  
 Telephone service prewire by contractor  
 This classification includes installation, service or repair of the above types of equipment and includes all shop or yard operations.

AMENDATORY SECTION (Amending Order 76-36, filed 11/30/76)

WAC 296-17-528 CLASSIFICATION ((7-1)) 0701.

Dam construction, all operations in damsite area.

AMENDATORY SECTION (Amending Order 85-7, filed 2/28/85, effective 4/1/85)

WAC 296-17-529 CLASSIFICATION ((8-3)) 0803.

Cities and towns, excluding municipal power and transit systems, law enforcement officers and fire fighters  
 This classification excludes clerical office, sales personnel and white collar employees rated under risk classification ((53-5)) 5305 (WAC 296-17-678).

AMENDATORY SECTION (Amending Order 85-7, filed 2/28/85, effective 4/1/85)

WAC 296-17-530 CLASSIFICATION ((8-4)) 0804.

Commercial production of sand, gravel and processing clay and stone products including rock crushing.

AMENDATORY SECTION (Amending Order 85-7, filed 2/28/85, effective 4/1/85)

WAC 296-17-532 CLASSIFICATION ((9-+)) 0901.

Commercial boat or ship building or repair, all types, ((35-foot or more in length)) including dismantling of boat or ship hulls ((35-foot or more in length))

This classification includes all ship and yard operations  
See risk classification ((36-6)) 3606 (WAC 296-17-598) for pleasure craft/recreational boat building ((or hull dismantling of vessels less than 35-foot in length)).

AMENDATORY SECTION (Amending Order 83-36, filed 11/30/83, effective 1/1/84)

WAC 296-17-534 CLASSIFICATION ((+0-2)) 1002.

Sawmills, operation and maintenance

This classification excludes operations conducted in the woods rated under risk classification ((50-+)) 5001 (WAC 296-17-659) logging, N.O.C.

AMENDATORY SECTION (Amending Order 83-36, filed 11/30/83, effective 1/1/84)

WAC 296-17-535 CLASSIFICATION ((+0-3)) 1003.

Creosote works, pile and pole treating - yard operations only

Pole yard

Masts and spars yards.

AMENDATORY SECTION (Amending Order 83-36, filed 11/30/83, effective 1/1/84)

WAC 296-17-53501 CLASSIFICATION ((+0-4)) 1004.

Log storage and log sorting yards independent from logging operations rated under risk classification ((50-+)) 5001 (WAC 296-17-659)

This classification does not include any log trucking operations that are outside of the log storage and log sorting yards.

AMENDATORY SECTION (Amending Order 83-36, filed 11/30/83, effective 1/1/84)

WAC 296-17-53502 CLASSIFICATION ((+0-5)) 1005.

Shingle mills, operations and maintenance

Shake mills, operations and maintenance

This classification excludes operations conducted in the woods rated under risk classification ((50-+)) 5001 (WAC 296-17-659) logging, N.O.C.

AMENDATORY SECTION (Amending Order 83-36, filed 11/30/83, effective 1/1/84)

WAC 296-17-53504 CLASSIFICATION ((+0-7)) 1007.

Lumber inspectors

Foresters, forest rangers, timber cruisers and surveyors

Log scaling and grading bureaus

Shingle and shake inspection and grading bureaus

Inspection and grading bureaus, N.O.C.

Geophysical exploration, N.O.C., no core drilling

Weather stations

Testing and inspecting of pipe lines - radiographers

Weigh scale attendants

Prospectors

X-raying by contractor at industrial plants or construction sites

Rainmaking - not by aircraft.

AMENDATORY SECTION (Amending Order 85-7, filed 2/28/85, effective 4/1/85)

WAC 296-17-536 CLASSIFICATION ((+1-+)) 1101.

Anhydrous ammonia delivery

Armoured car service

Automobile delivery drive away, automobile repossessing

Computer tape/accounting records delivery service

Delivery by retail, wholesale, combined wholesale and retail stores and distributors, N.O.C.

Delivery companies, deliver parcels and packages, no bulk merchandise

Distribution of sample merchandise by vehicle

Driver delivery sales, N.O.C.

Drivers of sound trucks

News agents or distributors of magazines, periodicals and telephone books, no retail dealer

Septic tank and cesspool cleaning, excludes installation or repair

Street sweeping, parking lot sweeping, portable chemical toilets servicing

Street vending vehicles, route food services.

AMENDATORY SECTION (Amending Order 83-36, filed 11/30/83, effective 1/1/84)

WAC 296-17-537 CLASSIFICATION ((+1-2)) 1102.

((Auto towing companies))

Interstate and intrastate trucking including transport companies, express companies, freight hauling and trucking, N.O.C.

AMENDATORY SECTION (Amending Order 83-36, filed 11/30/83, effective 1/1/84)

WAC 296-17-538 CLASSIFICATION ((+1-3)) 1103.

Coal merchants, solid fuel yards, firewood dealers, excludes operations subject to risk classification ((+0-4)) 1004 (WAC 296-17-53501), risk classification ((+7-2)) 1702 (WAC 296-17-549), risk classification ((+7-3)) 1703 (WAC 296-17-550), risk classification ((50-+)) 5001 (WAC 296-17-659)

Lumber yards, building material dealers, not done in connection with or incidental to a manufacturing or processing plant operation also excluding yard operations rated under risk classification ((+0-2)) 1002 (WAC 296-17-534)

Monument dealers, N.O.C.

AMENDATORY SECTION (Amending Order 85-7, filed 2/28/85, effective 4/1/85)

WAC 296-17-53801 CLASSIFICATION ((+1-4)) 1104.

Automobile or truck wrecking or dismantling

This classification includes over the counter sales of new or used parts and tow truck operations.

AMENDATORY SECTION (Amending Order 85-7, filed 2/28/85, effective 4/1/85)

WAC 296-17-53803 CLASSIFICATION ((+1-6)) 1106.

Rental stores N.O.C.

This classification includes clerical office and sales personnel.

AMENDATORY SECTION (Amending Order 85-7, filed 2/28/85, effective 4/1/85)

WAC 296-17-53805 CLASSIFICATION ((+1-8)) 1108.

Auto glass merchants

Glass merchants - including bending, grinding, beveling, silvering or tempering of plate or sheet glass

This classification excludes installation of glass, mirrors, aluminum or wood window sashes or similar products away from the shop which are rated subject to risk classification ((5-5)) 0505 (WAC 296-17-520).

#### NEW SECTION

WAC 296-17-53806 CLASSIFICATION 1109.

Auto/truck towing companies.

AMENDATORY SECTION (Amending Order 85-7, filed 2/28/85, effective 4/1/85)

WAC 296-17-539 CLASSIFICATION ((+3-+)) 1301.

Bridge tenders, electrically operated bridges, vehicular tunnels operation

Electric light and power cooperatives

Electric light and power plants, cities, towns and counties

Electric light and power public utility districts

Electric systems, N.O.C.

Steam heat and power plants

This classification includes extension of lines and meter readers when done by employees of employers having operations subject to this classification.

This classification excludes contractors engaged in underground line construction, maintenance or repair subject to risk classification ((~~1~~-7)) 0107 (WAC 296-17-50601); contractors engaged in overhead line construction, maintenance or repair subject to risk classification ((~~5~~-9)) 0509 (WAC 296-17-52101); and contractors engaged in wiring within buildings subject to risk classification ((~~6~~-~~1~~)) 0601 (WAC 296-17-522).

AMENDATORY SECTION (Amending Order 85-7, filed 2/28/85, effective 4/1/85)

WAC 296-17-540 CLASSIFICATION ((~~1~~-3)) 1303.

Telegraph companies, all other employees, operation and maintenance, extension of lines

Telephone companies, all other employees, operation and maintenance, extension of lines

This classification includes new construction and extension of lines when done by employees of employers having operations subject to this classification

This classification excludes contractors engaged in underground line construction, maintenance or repair subject to risk classification ((~~1~~-7)) 0107 (WAC 296-17-50601); contractors engaged in overhead line construction, maintenance or repair subject to risk classification ((~~5~~-9)) 0509 (WAC 296-17-52101); and contractors engaged in wiring within buildings subject to risk classification ((~~6~~-8)) 0608 (WAC 296-17-52701).

AMENDATORY SECTION (Amending Order 83-36, filed 11/30/83, effective 1/1/84)

WAC 296-17-541 CLASSIFICATION ((~~1~~-3)-4) 1304.

Telephone companies, exchange operators, clerical office and sales personnel

Telegraph companies, clerical office and sales personnel.

AMENDATORY SECTION (Amending Order 85-7, filed 2/28/85, effective 4/1/85)

WAC 296-17-54101 CLASSIFICATION ((~~1~~-3)-5) 1305.

Television cable companies, operation and maintenance, extension of lines all outside employments

This classification includes new construction and extension of lines when done by employees of employers having operations subject to this classification

This classification excludes contractors engaged in underground line construction, maintenance or repair subject to risk classification ((~~1~~-7)) 0107 (WAC 296-17-50601); contractors engaged in overhead line construction, maintenance or repair subject to risk classification ((~~5~~-9)) 0509 (WAC 296-17-52101); and contractors engaged in wiring within buildings and telecable hookups within buildings subject to risk classification ((~~6~~-~~1~~)) 0601 (WAC 296-17-522).

AMENDATORY SECTION (Amending Order 83-36, filed 11/30/83, effective 1/1/84)

WAC 296-17-542 CLASSIFICATION ((~~1~~-4)-~~1~~) 1401.

Ambulance services including mobile medic and patient transport services

Taxicab companies  
Chauffeurs, N.O.C. - commercial  
Pilot cars  
Escort service.

AMENDATORY SECTION (Amending Order 83-36, filed 11/30/83, effective 1/1/84)

WAC 296-17-544 CLASSIFICATION ((~~1~~-4)-4) 1404.

Bus or limousine companies, transit systems, contract bus driving  
Vessels, ferries, tugs and steamboats operation, N.O.C. including dock employees, not maritime.

AMENDATORY SECTION (Amending Order 83-36, filed 11/30/83, effective 1/1/84)

WAC 296-17-545 CLASSIFICATION ((~~1~~-5)-~~1~~) 1501.

Counties and taxing districts, N.O.C., all other employees  
Housing authorities, local public, all other employees including meter readers

Indian tribal councils, all other employees

This classification excludes hospital districts subject to risk classification ((~~6~~-5)) 6105 (WAC ((~~2~~96-17-681)) 296-17-682); library districts,

museum districts and school districts subject to risk classifications ((~~6~~-3)) 6103 (WAC 296-17-680) and ((~~6~~-4)) 6104 (WAC 296-17-681); port districts subject to risk classification ((~~4~~-2)-~~1~~) 4201 (WAC 296-17-629); public utility districts subject to risk classification ((~~1~~-3)-~~1~~) 1301 (WAC 296-17-539) and ((~~1~~-5)-7) 1507 (WAC 296-17-546); law enforcement officers subject to risk classification ((~~6~~9-5)) 6905 (WAC 296-17-750); and fire fighters subject to risk classification ((~~6~~9-4)) 6904 (WAC 296-17-749)

This classification also excludes clerical office and white collar employees.

AMENDATORY SECTION (Amending Order 85-7, filed 2/28/85, effective 4/1/85)

WAC 296-17-546 CLASSIFICATION ((~~1~~-5)-7) 1507.

Irrigation ditches, operation, repair and maintenance when done by employees of firms subject to this classification

Waterworks including extension of lines and meter readers when done by employees of employers having operations subject to this classification

This classification excludes contractors engaged in waterline construction, maintenance or repair subject to risk classification ((~~1~~-7)) 0107 (WAC 296-17-50601); and contractors engaged in ditch or canal construction, maintenance or repair subject to risk classification ((~~1~~-8)) 0108 (WAC 296-17-50602).

AMENDATORY SECTION (Amending Order 73-22, filed 11/9/73, effective 1/1/74)

WAC 296-17-548 CLASSIFICATION ((~~1~~-7)-~~1~~) 1701.

Ore reduction, by wet or dry process without application of heat at mine.

AMENDATORY SECTION (Amending Order 85-7, filed 2/28/85, effective 4/1/85)

WAC 296-17-549 CLASSIFICATION ((~~1~~-7)-2) 1702.

Coal mines, underground  
Coke ovens  
Mines, N.O.C., underground.

AMENDATORY SECTION (Amending Order 75-38, filed 11/24/75, effective 1/1/76)

WAC 296-17-550 CLASSIFICATION ((~~1~~-7)-3) 1703.

Open cut mining, all types  
Placer or hydraulic mining.

AMENDATORY SECTION (Amending Order 73-22, filed 11/9/73, effective 1/1/74)

WAC 296-17-551 CLASSIFICATION ((~~1~~-7)-4) 1704.

Quarries, N.O.C., includes stone crushing at quarry site  
Stone cutting, quarry hazard.

AMENDATORY SECTION (Amending Order 73-22, filed 11/9/73, effective 1/1/74)

WAC 296-17-552 CLASSIFICATION ((~~1~~-8)-~~1~~) 1801.

Smelting, sintering or refining lead, manufacturing calcium carbide  
Blast furnace operation  
Rolling mills steel or iron, rolling mills, N.O.C.  
Lead works - sheet, tinfoil manufacturing  
Lead manufacturing - red or white  
Smelting, sintering or refining ores, N.O.C.

AMENDATORY SECTION (Amending Order 83-36, filed 11/30/83, effective 1/1/84)WAC 296-17-555 CLASSIFICATION ((~~20-2~~)) 2002.

Freight handlers – packing, handling or shipping merchandise N.O.C.  
Refrigeration car, loading, unloading or icing  
This classification also includes employees engaged in repackaging of goods from damaged containers. This classification also includes sky caps, red caps and baggage handlers employed by a contractor operating a railroad, bus or airline terminal.  
This classification excludes drivers which are to be separately rated under risk classification ((~~1-2~~)) 1102 (WAC 296-17-537).

AMENDATORY SECTION (Amending Order 73-22, filed 11/9/73, effective 1/1/74)WAC 296-17-556 CLASSIFICATION ((~~20-3~~)) 2003.

Hide or leather dealers.

AMENDATORY SECTION (Amending Order 83-36, filed 11/30/83, effective 1/1/84)WAC 296-17-557 CLASSIFICATION ((~~20-4~~)) 2004.

Iron or steel merchants, not junk or scrap dealers  
This classification also includes wire rope and cable dealers.

AMENDATORY SECTION (Amending Order 83-36, filed 11/30/83, effective 1/1/84)WAC 296-17-558 CLASSIFICATION ((~~20-5~~)) 2005.

Plumber and pipe supply dealers, wholesale or retail, gas, steam or hot water equipment.

AMENDATORY SECTION (Amending Order 75-38, filed 11/24/75, effective 1/1/76)WAC 296-17-560 CLASSIFICATION ((~~20-7~~)) 2007.

Grain elevator or warehouse  
Bean or pea elevator or warehouse.

AMENDATORY SECTION (Amending Order 83-36, filed 11/30/83, effective 1/1/84)WAC 296-17-561 CLASSIFICATION ((~~20-8~~)) 2008.

Warehouses—field bonded, including clerical office at such location  
This classification excludes drivers which are to be separately rated under risk classification ((~~1-2~~)) 1102 (WAC 296-17-537).

AMENDATORY SECTION (Amending Order 73-22, filed 11/9/73, effective 1/1/74)WAC 296-17-562 CLASSIFICATION ((~~21-1~~)) 2101.

Grain milling, feed mills, feed manufacture, including preparation of cereal or compound feeds for livestock  
Hay, grain or feed dealers  
Seed merchants including operation of seed sorting machinery.

AMENDATORY SECTION (Amending Order 85-7, filed 2/28/85, effective 4/1/85)WAC 296-17-563 CLASSIFICATION ((~~21-2~~)) 2102.

Anhydrous ammonia, fertilizer and agricultural chemical dealers.  
Drivers will be separately rated under risk classification ((~~1-1~~)) 1101 (WAC 296-17-536) anhydrous ammonia delivery  
Grocery, fruit or produce distributors, wholesale or combined wholesale and retail. Drivers will be separately rated under risk classification ((~~1-1~~)) 1101 (WAC 296-17-536) delivery by combined wholesale and retail stores  
Recycle, collection and receiving stations, and dealers of rags, bottles, paper and metal containers, N.O.C., no junk dealers. Drivers will be separately rated under risk classification ((~~1-2~~)) 1102 (WAC 296-17-537) trucking, N.O.C.  
Warehouses – general merchandise. Wholesale dealers to be separately rated. Drivers will be separately rated under risk classification ((~~1-2~~)) 1102 (WAC 296-17-537) trucking, N.O.C.

Wool or cotton merchants. Drivers will be separately rated under risk classification ((~~1-2~~)) 1102 (WAC 296-17-537) trucking, N.O.C.

AMENDATORY SECTION (Amending Order 85-7, filed 2/28/85, effective 4/1/85)WAC 296-17-564 CLASSIFICATION ((~~21-4~~)) 2104.

Fruit packing – fresh  
Vegetable packing – fresh  
This classification includes cold storage operations if it is conducted as a part of packing operations; if a separate distinct operation or business exists, it is to be separately rated  
This classification excludes all canning or freezing operations.

AMENDATORY SECTION (Amending Order 85-7, filed 2/28/85, effective 4/1/85)WAC 296-17-56401 CLASSIFICATION ((~~21-5~~)) 2105.

Beer, ale, wine or soft drink importers, exporters and distributors, wholesale or combined wholesale and retail  
This classification is not to be assigned if a business operation is already assigned to report operations subject to risk classification ((~~37-2~~)) 3702 (WAC 296-17-600).

AMENDATORY SECTION (Amending Order 83-36, filed 11/30/83, effective 1/1/84)WAC 296-17-565 CLASSIFICATION ((~~22-1~~)) 2201.

Laundries and dry cleaning establishments all operations including drop off stations operated by such establishments  
Cleaning and dyeing  
Use of this classification will be limited to establishments providing services primarily to retail walk in customers.

AMENDATORY SECTION (Amending Order 83-36, filed 11/30/83, effective 1/1/84)WAC 296-17-566 CLASSIFICATION ((~~22-2~~)) 2202.

Carpet, rug and upholstery cleaning, shop or outside  
Laundries – commercial or industrial, N.O.C., including linen, uniform and diaper service.

AMENDATORY SECTION (Amending Order 79-18, filed 11/30/79, effective 1/1/80)WAC 296-17-567 CLASSIFICATION ((~~24-1~~)) 2401.

Paper or pulp manufacturing, wood fibre manufacturing  
Corrugated and fibre board container manufacturing, including corrugating and laminating of paper  
Paper coating, corrugating, laminating or oiling  
Paper goods, N.O.C., manufacturing  
Building and roofing paper or felt preparation, no manufacturing felt.

AMENDATORY SECTION (Amending Order 85-7, filed 2/28/85, effective 4/1/85)WAC 296-17-568 CLASSIFICATION ((~~29-3~~)) 2903.

Assembly of other wood products from manufactured parts, N.O.C.  
Box or shoo, pallet, lath manufacturing, wood  
Cabinet shop, barrel stock manufacturing and assembly  
Coffin or casket manufacturing or assembly – wood  
Counter tops manufacturing other than metal  
Door, door frames or sash manufacturing – wood covered with metal  
Excelsior, kindling wood, hog fuel, particle board, lumber remanufacturing including planing and molding operations  
Fibre ware manufacturing, N.O.C.  
Fishing pole manufacturing, wood, rattan or willow ware manufacturing  
Furniture manufacturing, wood – including assembly  
Pencil or furniture stock manufacturing  
Pipe or tube manufacturing, wood only  
Sash, door or assembled millwork manufacturing  
Sawmill operations to be separately rated under risk classification ((~~10-2~~)) 1002 (WAC 296-17-534). Veneer manufacture to be separately rated under risk classification ((~~29-4~~)) 2904 (WAC 296-17-569)

Veneer products manufacturing  
Wooden gun stock manufacturing, woodenware manufacturing,  
N.O.C.

Wood products manufacturing and assembly, N.O.C.  
Physically separated upholstery departments of firms engaged in furni-  
ture, coffin or casket manufacturing, assembly, or finishing, may be  
separately rated under risk classification ((38-8)) 3808 (WAC 296-  
17-612), and in accordance with WAC 296-17-410

This is a shop or plant only classification but does contemplate work  
being performed in an adjacent yard when operated by an employer  
having operations subject to this classification. This classification  
excludes all activities away from the shop or plant.

AMENDATORY SECTION (Amending Order 85-7, filed 2/28/85,  
effective 4/1/85)

WAC 296-17-569 CLASSIFICATION ((29-4)) 2904.

Plywood manufacturing  
Veneer, commercial production  
This classification includes all types of veneer production.

AMENDATORY SECTION (Amending Order 73-22, filed 11/9/73,  
effective 1/1/74)

WAC 296-17-570 CLASSIFICATION ((29-6)) 2906.

Pattern or model manufacturing, metal, plastic or wood  
Piano or musical instrument manufacturing, not metal.

AMENDATORY SECTION (Amending Order 83-36, filed  
11/30/83, effective 1/1/84)

WAC 296-17-57002 CLASSIFICATION ((29-8)) 2908.

Truck canopy manufacturing – shop only  
Housing, residential, factory-built, shop only  
Mobile homes, campers and travel trailers manufacturing – shop only.

AMENDATORY SECTION (Amending Order 85-7, filed 2/28/85,  
effective 4/1/85)

WAC 296-17-571 CLASSIFICATION ((31-1)) 3101.

Ready mix concrete dealers  
This classification to include any miscellaneous operations made up of  
tools, equipment and building materials sales which is less than  
twenty-five percent of the dollar volume of ready mix concrete sales.

AMENDATORY SECTION (Amending Order 73-22, filed 11/9/73,  
effective 1/1/74)

WAC 296-17-572 CLASSIFICATION ((31-2)) 3102.

Rock wool manufacturing, digging or quarrying to be separately rated.

AMENDATORY SECTION (Amending Order 73-22, filed 11/9/73,  
effective 1/1/74)

WAC 296-17-573 CLASSIFICATION ((31-3)) 3103.

Cement manufacturing, lime manufacturing  
Lightweight aggregate building or insulation material manufacturing  
Perlite, pozzolan, magnesite or expanded shale aggregate  
manufacturing  
Digging or quarrying to be separately rated.

AMENDATORY SECTION (Amending Order 82-38, filed  
11/29/82, effective 1/1/83)

WAC 296-17-574 CLASSIFICATION ((31-4)) 3104.

Plaster mills and whiting manufacturing, quarrying to be separately  
rated  
Talc mills and emery works  
Asbestos products manufacturing, including spinning or weaving, mica  
goods manufacturing  
Soapstone or soapstone products manufacturing, marble cutting and  
polishing, slate milling  
Stone cutting or polishing, N.O.C., away from quarry  
Plasterboard or plaster block manufacturing  
Asphalt works, grinding, pulverizing or mixing asphalt  
Coating of building materials, N.O.C. – shop operations

Monument dealers who do stonecutting, engraving or sandblasting.

AMENDATORY SECTION (Amending Order 83-36, filed  
11/30/83, effective 1/1/84)

WAC 296-17-575 CLASSIFICATION ((31-5)) 3105.

Concrete blocks, bricks, poles, piles, tile and beam manufacturing  
Concrete sewer and irrigation pipes, concrete septic tanks and concrete  
products, N.O.C. manufacturing.

AMENDATORY SECTION (Amending Order 85-7, filed 2/28/85,  
effective 4/1/85)

WAC 296-17-576 CLASSIFICATION ((33-1)) 3301.

Fish canneries, fish freezing and processing, fish curing  
Fish oil manufacturing  
(~~(Fish rearing~~  
~~Fish trap operation, oystermen, oyster raising))~~  
Marine life, nonedible, processing  
Oyster, crab, clam, canning or cold packing  
Sea foods products, N.O.C., canning or manufacturing  
This classification excludes diving operations which will be separately  
rated under risk classification ((2-2)) 0202 (WAC 296-17-509).

AMENDATORY SECTION (Amending Order 85-7, filed 2/28/85,  
effective 4/1/85)

WAC 296-17-57601 CLASSIFICATION ((33-2)) 3302.

Meat, fish and poultry dealers, wholesale or combined wholesale/retail  
Use of this classification is limited to employers engaged in selling  
fresh meat, fish and poultry who are not engaged in slaughter or  
packing house operation which are rated subject to risk classification  
(~~(43-1))~~ 4301 (WAC 296-17-630).

AMENDATORY SECTION (Amending Order 85-7, filed 2/28/85,  
effective 4/1/85)

WAC 296-17-57602 CLASSIFICATION ((33-3)) 3303.

Meat, fish and poultry dealers, retail  
Use of this classification is limited to employers engaged in selling  
fresh meats, fish and poultry over the counter, by the pound to a re-  
tail consumer and who maintain show cases displaying fresh cuts of  
meat, fish and poultry available for sale by the pound to such  
consumers  
This classification excludes custom meat cutting facilities licensed un-  
der chapter 16.49 RCW who are prohibited by law from selling  
fresh meat, fish and poultry by the pound to a retail customer which  
are subject to risk classification ((~~43-2))~~ 4302 (WAC 296-17-631).

AMENDATORY SECTION (Amending Order 85-7, filed 2/28/85,  
effective 4/1/85)

WAC 296-17-578 CLASSIFICATION ((33-9)) 3309.

Motorcycle sales or rental agency, including repair  
Pleasurecraft sales or rental agency, N.O.C., including repair.

AMENDATORY SECTION (Amending Order 85-7, filed 2/28/85,  
effective 4/1/85)

WAC 296-17-579 CLASSIFICATION ((34-1)) 3401.

Automobile, truck, body and fender repair shops, including painting  
and incidental upholstery and glass repair  
Automobile, truck, mobile home, camper, canopy, and trailer sales  
and/or rental agency, including repair shops  
Automobile, truck, repair shops or garages  
Automobile, truck service specialty shops including sales, installation  
and repair of air conditioning systems, electrical systems, cruise  
controls, mufflers, and sun roofs  
Boat dealers, including repair shops  
Marinas and boat house operations, including repair shops  
This classification will include mobile home delivery and set up when  
done by employees of the mobile home sales agency. Contractors  
doing set up and delivery of mobile homes who are not employees of  
the mobile home sales agency will be rated under risk classification  
(~~(5-5))~~ 0505 (WAC 296-17-520).

AMENDATORY SECTION (Amending Order 85-7, filed 2/28/85, effective 4/1/85)WAC 296-17-580 CLASSIFICATION ((34-2)) 3402.

Abrasive wheel manufacturing  
 Air compressor manufacturing or assembly, elevator manufacturing, gear grinding or manufacturing  
 Automobile, truck, tractor radiator and heater core manufacturing and repair shops  
 Auto body manufacturing - truck, trailer, bus body manufacturing, travel trailer body repair  
 Auto or motorcycle manufacturing or assembly  
 Auto or truck engine manufacturing, aircraft engine manufacturing or rebuild, N.O.C.  
 Auto or truck parts, machining or rebuild not in vehicle  
 Battery manufacturing or assembly including repair  
 Bed spring or wire mattress manufacturing  
 Confectioners machinery manufacturing or assembly, food processing machinery manufacturing or assembly, precision machined parts, N.O.C., manufacturing  
 Coppersmithing, shop  
 Furnace, heater or radiator manufacturing  
 Heat treating metal  
 Lead burning, metal spraying - copper  
 Machinery manufacturing or assembly, N.O.C.  
 Machine shops, N.O.C., including mobile shops, tool sharpening and marine engine repair  
 Nut, bolt, screw, nail, tack, rivet, eyelet, spike and needle manufacturing, N.O.C.  
 Office machinery manufacturing or assembly, N.O.C., cash register and sewing machine manufacturing or assembly  
 Photo processing machinery manufacturing or assembly  
 Power saw, lawn and garden equipment and small motor repair, N.O.C.  
 Printing or bookbinding machinery manufacturing or assembly  
 Pump manufacturing or assembly, safe manufacturing or assembly, scale manufacturing or assembly including repair, auto jack manufacturing or assembly, water meter manufacturing or assembly including repair  
 Saw manufacturing or assembly  
 Sewing machine, commercial - repair and rebuild  
 Shoe machinery manufacturing or assembly, sprinkler head manufacturing or assembly, textile machinery manufacturing or assembly  
 Small arms, speedometer and carburetor manufacturing or assembly including rebuild  
 Tool manufacturing, machine finishing  
 Tool manufacturing, not hot forming or stamping, die manufacturing - ferrous  
 Valve manufacturing  
 Welding or cutting, N.O.C. including mobile operations  
 This is a shop or plant only classification but does contemplate work being performed in an adjacent yard when operated by an employer having operations subject to this classification. Unless outside activities are specifically provided for they are to be separately rated  
 This classification includes the repair of items being manufactured or assembled when done by employees of an employer having operations rated within this classification when the repair is done as a part of and in connection with the manufacturing or assembly operation.

AMENDATORY SECTION (Amending Order 85-7, filed 2/28/85, effective 4/1/85)WAC 296-17-581 CLASSIFICATION ((34-3)) 3403.

Aircraft manufacturing  
 For the purposes of this rule aircraft manufacturing means the original manufacture of such aircraft as distinguished from rebuilding, modifying, or converting existing aircraft and only applies to the production of units when completed that are capable of in air flight as distinguished from aircraft kits to be assembled by the purchaser and are not capable of air flight when sold  
 This classification includes clerical office and sales personnel and aircraft operations incidental to the manufacture such as test flights.

AMENDATORY SECTION (Amending Order 85-7, filed 2/28/85, effective 4/1/85)WAC 296-17-582 CLASSIFICATION ((34-4)) 3404.

Aluminum ware manufacturing - from sheet aluminum  
 Auto parts manufacturing or assembly N.O.C. - miscellaneous stamped parts  
 Awning manufacturing or assembly - metal  
 Brass or copper goods manufacturing  
 Cans manufacturing - aluminum or galvanized  
 Coffin-casket manufacturing or assembly, other than wood  
 Electric or gas lighting fixtures, lampshades or lantern manufacturing or assembly - metal  
 Furniture, bedstead, shower-door, showcases - not wood - manufacturing or assembly  
 Galvanized iron works, manufacturing - not structural  
 Hardware manufacturing, N.O.C.  
 Metal goods manufacturing, N.O.C., from material lighter than 9 gauge  
 Metal stamping, including plating and polishing  
 Sign manufacturing - metal  
 Ski manufacturing and toboggan manufacturing other than wood  
 Stove manufacturing, excluding wood stove manufacturing and other stoves made from material 9 gauge or heavier rated under risk classification ((52-9)) 5209 (WAC 296-17-67602)  
 Water heater manufacturing or assembly  
 Window, sash or door manufacturing or assembly - aluminum  
 Physically separate upholstery departments of firms engaged in furniture, coffin or casket manufacturing, assembly, or finishing may be separately rated under risk classification ((38-8)) 3808 (WAC 296-17-612), and in accordance with WAC 296-17-410  
 This is a shop or plant only classification but does contemplate work being performed in an adjacent yard when operated by an employer having operations subject to this classification. Unless outside activities are specifically provided for they are to be separately rated  
 This classification includes the repair of items being manufactured or assembled when done by employees of an employer having operations rated in this classification when the repair is done as a part of and in connection with the manufacturing or assembly operation.

AMENDATORY SECTION (Amending Order 85-7, filed 2/28/85, effective 4/1/85)WAC 296-17-58201 CLASSIFICATION ((34-5)) 3405.

Aircraft parts manufacturing, N.O.C.  
 For the purpose of this rule; aircraft parts means the component parts making the aircraft operative and becoming part of the aircraft when being manufactured by the aircraft manufacturing company  
 Provided that this classification will not be assigned to an employer who has operations rated in risk classification ((34-2)) 3402 (WAC 296-17-580); risk classification ((34-4)) 3404 (WAC 296-17-582); risk classification ((35-8)) 3508 (WAC 296-17-592); or risk classification ((52-4)) 5201 (WAC 296-17-670) unless such operations are conducted as a distinct and separate business undertaking and rated in accordance with WAC 296-17-390  
 This is a shop or plant only classification but does contemplate work being performed in an adjacent yard when operated by an employer having operations subject to this classification.

AMENDATORY SECTION (Amending Order 85-7, filed 2/28/85, effective 4/1/85)WAC 296-17-583 CLASSIFICATION ((34-6)) 3406.

Automobile or truck car washes  
 Automobile or truck gas service stations, N.O.C.  
 Automobile or truck storage garages - no repair  
 This classification includes cashiers who receive payments from customers and excludes portable automobile or truck car washes subject to risk classification ((66-2)) 6602 (WAC 296-17-724).

AMENDATORY SECTION (Amending Order 83-36, filed 11/30/83, effective 1/1/84)WAC 296-17-584 CLASSIFICATION ((34-7)) 3407.

Gas or oil dealers, wholesale or retail, including fuel oil, propane or butane  
 Asphalt, bitumen dealers

Oil refining-petroleum, including manufacturing of products obtained therefrom

Gasahol distilling or refining  
 Asphalt or tar, distilling or refining  
 Oil wells operation - oil or gas lease operators  
 Oil or gas wells - cementing  
 Oil or gas wells - specialty tool operation, N.O.C., by contractor  
 Oil or gas wells - installation or recovery of casing  
 Gas dealers, liquified petroleum gas, gas works, all operations  
 Oil or gas lease work, N.O.C. - by contractors-not lease operation  
 Oil or gas pipe line operation  
 Synthetic rubber manufacturing  
 Gasoline recovery from casing head or natural gas.

AMENDATORY SECTION (Amending Order 85-7, filed 2/28/85, effective 4/1/85)

WAC 296-17-585 CLASSIFICATION ((34-8)) 3408.

Gas companies - natural gas including clerical office and sales personnel

This classification includes new construction and extension of lines when done by employees of employers having operations subject to this classification

This classification excludes contractors engaged in gas line construction, maintenance or repair subject to risk classification ((+7)) 0107 (WAC 296-17-50601).

AMENDATORY SECTION (Amending Order 83-36, filed 11/30/83, effective 1/1/84)

WAC 296-17-58501 CLASSIFICATION ((34-9)) 3409.

Self service gas stations

This classification applies to service stations that are completely self service with no employees performing a direct service of any kind to customer's vehicle. Service stations providing direct services of any kind to a customers vehicle will be rated under risk classification ((34-6)) 3406 (WAC 296-17-583) even though such establishments may also have self service gas facilities.

AMENDATORY SECTION (Amending Order 83-36, filed 11/30/83, effective 1/1/84)

WAC 296-17-586 CLASSIFICATION ((35-+)) 3501.

Brick or clay products manufacturing, N.O.C.

Refractory products, fireproofing tile, flue lining and roofing tile manufacturing

Sewer tile, drainage tile and tile, N.O.C., manufacturing

Fireclay products manufacturing, foundry crucible

Briquettes manufacturing, peat fuel manufacturing

This classification does not apply to the production of raw materials for use in the manufacture of the above articles.

AMENDATORY SECTION (Amending Order 83-36, filed 11/30/83, effective 1/1/84)

WAC 296-17-587 CLASSIFICATION ((35-3)) 3503.

Potteries, glazed or porcelain, earthenware manufacturing

Chinaware, tableware, decorative or architectural terra cotta manufacturing

Decorative tile, clay tobacco pipes, manufacturing

Glassware manufacturing, N.O.C. including stained or leaded glassware manufacturing

Glass manufacturing, N.O.C.

Plastic feather or flower manufacturing

Agate or enamel ware manufacturing

Plaster statuary or ornament manufacturing - relief map manufacturing

Phonograph record manufacturing

Mirror, glass sign manufacturing, etching or frosting glass

This classification does not apply to the production of raw materials for use in the manufacturing of the above articles.

AMENDATORY SECTION (Amending Order 83-36, filed 11/30/83, effective 1/1/84)

WAC 296-17-590 CLASSIFICATION ((35-6)) 3506.

Crane, hoisting service and rigging contractors. This classification excludes operations incidental to risk classifications ((2-+)) 0201 (WAC 296-17-508), ((2-2)) 0202 (WAC 296-17-509), ((5-5)) 0505 (WAC 296-17-520), ((5-6)) 0506 (WAC 296-17-52001), ((5-7)) 0507 (WAC 296-17-52002), ((5-8)) 0508 (WAC 296-17-521), ((5-9)) 0509 (WAC 296-17-52101), 0510 (WAC 296-17-52102), ((6-4)) 0604 (WAC 296-17-525), ((7-+)) 0701 (WAC 296-17-528) and ((50-+)) 5001 (WAC 296-17-659).

AMENDATORY SECTION (Amending Order 73-22, filed 11/9/73, effective 1/1/74)

WAC 296-17-592 CLASSIFICATION ((35-8)) 3508.

Plastic goods manufacturing, N.O.C.

AMENDATORY SECTION (Amending Order 85-7, filed 2/28/85, effective 4/1/85)

WAC 296-17-594 CLASSIFICATION ((36-2)) 3602.

Camera manufacturing or assembly including repair in shop

Dental laboratories

Electrical cordset radio and ignition assembly

Electronic circuit board assembly, N.O.C.

Electronic products manufacturing; resistors, capacitors, chip and relays manufacturing

Fishing tackle manufacturing, N.O.C., including assembly

Incandescent lamp manufacturing, electric tube or transistor manufacturing

Instrument manufacturing, scientific, medical or professional

Jewelry manufacturing or engraving

Magnetic tape manufacturing

Motion picture projectors manufacturing or assembly including repair in shop

Silverware manufacturing, watch case manufacturing

Sound recording equipment, thermometer and steam gauge manufacturing

Stereo components manufacturing or assembly

Tag, button, zipper or fastener manufacturing, bottle cap manufacturing

Telegraph or radio apparatus manufacturing, N.O.C.

Telephone set manufacturing or repair, N.O.C.

Trophy engraving

Watch manufacturing

This is a shop or plant only classification although the classification allows for repair work when specified it is contemplated that such repairs are limited to those brought into the shop by the customer or sent through a common carrier. This classification excludes all outside repair work

This classification does not apply to the production of raw material for use in the manufacturing of the above articles.

AMENDATORY SECTION (Amending Order 83-36, filed 11/30/83, effective 1/1/84)

WAC 296-17-595 CLASSIFICATION ((36-3)) 3603.

Furniture stripping and refinishing

Metal plating or polishing, rustproofing - acid bath, N.O.C.

Painting in shop, N.O.C.

Electroplating and detinning, N.O.C.

AMENDATORY SECTION (Amending Order 81-30, filed 11/30/81, effective 1/1/82)

WAC 296-17-596 CLASSIFICATION ((36-4)) 3604.

Galvanizing or tinning - not electrolytic, N.O.C.

Retinning, rustproofing - galvanizing or hot bath, N.O.C.

AMENDATORY SECTION (Amending Order 73-22, filed 11/9/73, effective 1/1/74)

WAC 296-17-597 CLASSIFICATION ((36-5)) 3605.

Truck manufacturing or assembling.

AMENDATORY SECTION (Amending Order 85-7, filed 2/28/85, effective 4/1/85)

WAC 296-17-598 CLASSIFICATION ((36-6)) 3606.

Pleasure craft/recreational boat building or repair, all types, N.O.C. ((under 35 feet in length))

This classification ((includes dismantling of boat or ship hulls, all types under 35 feet in length but)) excludes boat building or repair ((of boats 35 feet or more in length)) rated under risk classification ((9-t)) 0901 (WAC 296-17-532).

AMENDATORY SECTION (Amending Order 83-36, filed 11/30/83, effective 1/1/84)

WAC 296-17-599 CLASSIFICATION ((37-t)) 3701.

Ammonia, nitrogen and ammonium nitrate manufacturing  
Nitrate recovery from x-ray and photo films  
Manufacturing dye and chemicals for tinting candles  
Chemical manufacturing, N.O.C., by nitration, alkylation, oxidation, etc. process. This classification includes the manufacturing of chemicals involving, but not limited to, the following chemical processes: Nitration, alkylation, distillation, reduction, oxidation, sulphonation, compression of gasses, halogenation and amidation  
Chemical mixing, blending and repackaging only - no manufacturing of ingredients  
Cosmetics manufacturing, no manufacturing of ingredients  
Drug, medicine or pharmaceutical preparation manufacturing, no manufacturing of ingredients  
Oxygen or hydrogen manufacturing, acetylene gas or carbonic acid gas manufacturing  
Alcohol manufacturing, distilling, N.O.C.  
Polish, dressing, ink or mucilage manufacturing  
Extract manufacturing, including distillation of essential oils  
Perfumery manufacturing, including distillation of essential oils  
Flavoring manufacturing, including distillation of essential oils  
Mint distilling  
Salt, borax or potash producing or refining  
Serum, anti-toxin or virus manufacturing  
Paint, varnish or lacquer manufacturing  
Putty manufacturing, synthetic resin manufacturing  
Acid manufacturing  
Candle, crayon and paste manufacturing.

AMENDATORY SECTION (Amending Order 83-36, filed 11/30/83, effective 1/1/84)

WAC 296-17-600 CLASSIFICATION ((37-2)) 3702.

Breweries or malt houses  
Bottling - beverages, N.O.C.  
Spiritous liquor manufacturing  
Wine making  
This classification includes tour guides and tasting room employees.

AMENDATORY SECTION (Amending Order 75-38, filed 11/24/75, effective 1/1/76)

WAC 296-17-603 CLASSIFICATION ((37-7)) 3707.

Rubber boot manufacturing, rubber goods manufacturing, N.O.C.  
Waterproofing cloth - rubber.

AMENDATORY SECTION (Amending Order 83-36, filed 11/30/83, effective 1/1/84)

WAC 296-17-604 CLASSIFICATION ((37-8)) 3708.

Linoleum, oil cloth or imitation leather manufacturing  
Broom and brush manufacturing, or assembly  
Cordage, rope or twine manufacturing  
Match manufacturing  
Cotton cord or cotton twine manufacturing  
Textile manufacturing, N.O.C.  
Taxidermists and hide pelting  
Parachutes, suspenders, fur goods and bandages manufacturing  
Nylon or synthetic goods manufacturing, N.O.C.  
Life preservers and canvas goods manufacturing, N.O.C.  
Braid, net, plush and velvet, thread, webbing and yarn manufacturing  
Spinning or weaving - natural or synthetic fibres, N.O.C.

Pillow, quilt or cushion manufacturing including stuffed animal or doll manufacturing  
Mattress or box springs manufacturing - no manufacturing wire springs or excelsior  
Abrasive cloth preparation  
Bag or sack manufacturing or renovating - cotton, burlap, gunny, nylon, or textile  
Carpet or rug manufacturing  
Fire hose manufacturing from linen thread  
Cotton batting, wadding or waste manufacturing  
Felting manufacturing, shoddy manufacturing  
Wool combing or scouring  
Fishing rod wrappings, manufacturing  
Awning, tent, sail, flags, wind socks or sleeping bag manufacturing.

AMENDATORY SECTION (Amending Order 82-38, filed 11/29/82, effective 1/1/83)

WAC 296-17-605 CLASSIFICATION ((38-t)) 3801.

Glove manufacturing, leather, belting manufacturing, leather  
Leather goods manufacturing, N.O.C.  
Boot or shoe manufacturing or repair, N.O.C.  
Leather embossing  
Shoe stock manufacturing, gasket manufacturing - not metal or asbestos.

AMENDATORY SECTION (Amending Order 83-36, filed 11/30/83, effective 1/1/84)

WAC 296-17-606 CLASSIFICATION ((38-2)) 3802.

Lace, embroidery, cloth hats, umbrella and draperies manufacturing  
Clothing or cloth goods manufacturing, N.O.C.  
Gloves manufacturing, N.O.C.  
Millinery manufacturing, artificial feather or flower manufacturing, N.O.C.  
Wig making  
Hosiery manufacturing  
Fabric coating, impregnating or waterproofing, N.O.C., textiles bleaching, dyeing or finishing, new goods, not garments  
Cloth printing  
Dressmaking or tailoring.

AMENDATORY SECTION (Amending Order 83-5, filed 2/9/83)

WAC 296-17-612 CLASSIFICATION ((38-8)) 3808.

Upholstery - furniture, auto or boat.

AMENDATORY SECTION (Amending Order 85-7, filed 2/28/85, effective 4/1/85)

WAC 296-17-614 CLASSIFICATION ((39-t)) 3901.

Bakeries - retail  
This classification applies only to those bakeries that sell products at retail primarily on the premises of the bakery and contemplates minimal delivery of products off premise such as delivery of wedding cakes.

AMENDATORY SECTION (Amending Order 83-36, filed 11/30/83, effective 1/1/84)

WAC 296-17-615 CLASSIFICATION ((39-2)) 3902.

Fruit and vegetable cannery and freezer operations  
Fruit and vegetable evaporating, preserving or dehydrating  
Fruit syrup manufacturing, fruit juice manufacturing, jam or jelly manufacturing, cider manufacturing  
Pea vining  
Corn products, chocolate and cocoa manufacturing  
Baking powder, dextrine, glucose, starch and yeast manufacturing  
Nut shelling, egg breaking, coconut shredding and peanut handling  
Food sundries manufacturing and food processing, N.O.C.  
Peanut butter, honey, mayonnaise and instant potato manufacturing  
Pickle manufacturing, sauerkraut manufacturing  
Pet food manufacturing  
Butter substitutes manufacturing  
Breakfast food manufacturing  
Poultry canning and canneries, N.O.C.

Vegetable oil manufacturing.

AMENDATORY SECTION (Amending Order 73-22, filed 11/9/73, effective 1/1/74)

WAC 296-17-616 CLASSIFICATION ((39-3)) 3903.

Sugar refining

Molasses manufacturing, syrup manufacturing, N.O.C.

AMENDATORY SECTION (Amending Order 85-7, filed 2/28/85, effective 4/1/85)

WAC 296-17-618 CLASSIFICATION ((39-5)) 3905.

Cocktail and soft drink lounges

Commissaries and restaurants with construction, erection, logging or mine operations

Eating establishments, N.O.C., such as public lunch counters in stores, ice cream parlors, popcorn stores or stands, and retail candy stores with on premise manufacturing

Food, drink, candy, etc. concessionaires at parks, tracks and exhibitions including vending concessionaires dispensing food, drink, candy, etc. at ball parks, race tracks, theatres and exhibitions

Restaurants and taverns

This classification is not applicable to street vendors or route food services who shall be rated under class ((11-1)) 1101 (WAC 296-17-536).

AMENDATORY SECTION (Amending Order 85-7, filed 2/28/85, effective 4/1/85)

WAC 296-17-61801 CLASSIFICATION ((39-6)) 3906.

Bakeries, cracker or potato chip manufacturing, N.O.C.

Confectionery and chewing gum manufacturing

Cough drop manufacturing

Macaroni manufacturing

Pizza manufacturing, N.O.C.

Ravioli or tamale manufacturing.

AMENDATORY SECTION (Amending Order 82-38, filed 11/29/82, effective 1/1/83)

WAC 296-17-61804 CLASSIFICATION ((39-9)) 3909.

Caterers.

AMENDATORY SECTION (Amending Order 85-7, filed 2/28/85, effective 4/1/85)

WAC 296-17-619 CLASSIFICATION ((40-2)) 4002.

Butter, cheese, ice cream and ice cream mix manufacturing

Condensed milk manufacturing

Creameries and dairies, operation

Dairy products manufacturing, N.O.C.

This classification does not include dairy or farming operations subject to risk classification ((73-1)) 7301 (WAC 296-17-644).

AMENDATORY SECTION (Amending Order 83-36, filed 11/30/83, effective 1/1/84)

WAC 296-17-620 CLASSIFICATION ((41-1)) 4101.

Printing, lithography, engraving, map printing, and silk screening, N.O.C.

Rubber stamp manufacturing and assembling

Bookbinding

Photoengraving

Linotype or hand composition

Electrotyping.

AMENDATORY SECTION (Amending Order 85-7, filed 2/28/85, effective 4/1/85)

WAC 296-17-622 CLASSIFICATION ((41-3)) 4103.

Newspaper publishing

This classification excludes:

Employees whose duties are limited to editing, designing, proofreading, photographic composition and clerical office will be rated under risk classification ((49-4)) 4904 (WAC 296-17-653);

Outside reporters, advertising or circulation solicitors and photographers with no other duties will be rated under risk classification ((63-3)) 6303 (WAC 296-17-698); and  
Newspaper publishers with no printing operations will be governed by WAC 296-17-44001, business described by a standard exception classification.

AMENDATORY SECTION (Amending Order 85-7, filed 2/28/85, effective 4/1/85)

WAC 296-17-626 CLASSIFICATION ((41-7)) 4107.

Business machine service, adjustment, or repair, N.O.C. This classification includes the installation of typewriters, adding machines and reproduction machines, either electric or manual, ((and)) micro/mini computer systems and x-ray equipment but excludes the installation service or repair of computer ((mini-or)) main frame systems which will be rated under risk classification ((6-8)) 0608 (WAC 296-17-52701)

Piano tuning.

AMENDATORY SECTION (Amending Order 85-7, filed 2/28/85, effective 4/1/85)

WAC 296-17-627 CLASSIFICATION ((41-8)) 4108.

Letter service shops and mailing or addressing companies

This classification includes clerical office employees and sales personnel.

AMENDATORY SECTION (Amending Order 85-7, filed 2/28/85, effective 4/1/85)

WAC 296-17-628 CLASSIFICATION ((41-9)) 4109.

Sign painting in shop

Sign painting or lettering inside buildings

This classification does not include painting done in connection with sign manufacturing rated under risk classification ((29-3)) 2903 (WAC 296-17-568); risk classification ((34-4)) 3404 (WAC 296-17-582); risk classification ((35-3)) 3503 (WAC 296-17-587); or risk classification ((35-8)) 3508 (WAC 296-17-592) or painting done in connection with sign repair rated under risk classification ((4-3)) 0403 (WAC 296-17-516). Sign erection outside will be rated under risk classification ((4-3)) 0403 (WAC 296-17-516).

AMENDATORY SECTION (Amending Order 85-7, filed 2/28/85, effective 4/1/85)

WAC 296-17-629 CLASSIFICATION ((42-1)) 4201.

Coal dock operation - by means of mechanical apparatus, including stevedoring

Longshoring and stevedoring

Port districts, including sales personnel

Stevedoring, by hand or hand truck exclusively, no hoisting of cargo

Stevedoring, loading and unloading ships designed for freight carrying containers

Stevedoring, N.O.C., supercargo checkers

Tallymen, checking clerks in connection with stevedoring work

Wharf and pier, operation

This classification includes employees engaged in mending and repacking of damaged containers in connection with stevedoring work.

AMENDATORY SECTION (Amending Order 85-7, filed 2/28/85, effective 4/1/85)

WAC 296-17-630 CLASSIFICATION ((43-1)) 4301.

Fertilizer manufacturing

Glue manufacturing

Lard making or refining

Meat products manufacturing, including canning or dehydrating

Packing house - including butchering and handling livestock

Peat moss shredding and baling

Rendering works, N.O.C.

Sausage casings, wholesale dealer

Sausage manufacturing

Slaughter houses

Tallow making

Tanneries, fur manufacturing.

AMENDATORY SECTION (Amending Order 85-7, filed 2/28/85, effective 4/1/85)

WAC 296-17-631 CLASSIFICATION ((~~43~~-2)) 4302.

Custom meat cutting facilities as licensed under chapter 16.49 RCW including farm kill operations.

AMENDATORY SECTION (Amending Order 73-22, filed 11/9/73, effective 1/1/74)

WAC 296-17-632 CLASSIFICATION ((~~43~~-3)) 4303.

Soap making, lard base or synthetic detergent.

AMENDATORY SECTION (Amending Order 75-38, filed 11/24/75, effective 1/1/76)

WAC 296-17-633 CLASSIFICATION ((~~43~~-4)) 4304.

Feed lots  
Stock yards, no slaughtering  
Livestock auction and sales yards  
Livestock buyers.

AMENDATORY SECTION (Amending Order 85-7, filed 2/28/85, effective 4/1/85)

WAC 296-17-634 CLASSIFICATION ((~~43~~-5)) 4305.

Garbage, refuse or ashes collecting  
Garbage works, landfill, reduction or incineration including cashiers collecting fees from customers  
Radioactive waste landfill.

AMENDATORY SECTION (Amending Order 82-38, filed 11/29/82, effective 1/1/83)

WAC 296-17-635 CLASSIFICATION ((~~44~~-1)) 4401.

Cold storage plants, lockers operation.

AMENDATORY SECTION (Amending Order 82-38, filed 11/29/82, effective 1/1/83)

WAC 296-17-63501 CLASSIFICATION ((~~44~~-2)) 4402.

Ice manufacturing, artificial  
Ice harvesting  
Ice dealers.

AMENDATORY SECTION (Amending Order 73-22, filed 11/9/73, effective 1/1/74)

WAC 296-17-636 CLASSIFICATION ((~~44~~-4)) 4404.

Storage warehouse, cold.

AMENDATORY SECTION (Amending Order 75-38, filed 11/24/75, effective 1/1/76)

WAC 296-17-637 CLASSIFICATION ((~~45~~-1)) 4501.

Radio or television broadcasting companies - transmitter or field employees outside, N.O.C.

AMENDATORY SECTION (Amending Order 85-7, filed 2/28/85, effective 4/1/85)

WAC 296-17-638 CLASSIFICATION ((~~45~~-2)) 4502.

Radio broadcasting stations, all other employment including clerical office and sales personnel  
Recording companies, studio including clerical office and sales personnel  
Television broadcasting stations, all other employment including clerical office and sales personnel  
Television cable companies, all other employment including clerical office and sales personnel  
"All other employees" is limited to employees confined to the studio or office and includes control operators, announcers, players, entertainers or musicians.

AMENDATORY SECTION (Amending Order 85-7, filed 2/28/85, effective 4/1/85)

WAC 296-17-640 CLASSIFICATION ((~~45~~-4)) 4504.

Theatres all types  
This classification includes managers, stage hands, box office employees, parking lot attendants, ushers, motion picture operators, snack bar employees, clerical office and sales personnel but excludes players, musicians or entertainers rated under risk classification ((~~66~~-5)) 6605 (WAC 296-17-727).

AMENDATORY SECTION (Amending Order 74-40, filed 11/27/74, effective 1/1/75)

WAC 296-17-641 CLASSIFICATION ((~~46~~-1)) 4601.

Fireworks manufacturing  
Powder works manufacturing  
Combined chemicals and explosives manufacturing.

AMENDATORY SECTION (Amending Order 85-11, filed 5/31/85)

WAC 296-17-643 CLASSIFICATION ((~~48~~-2)) 4802.

Berry farms  
Bulb raising  
Flower seed growing including harvesting of seeds  
Picking of forest products, N.O.C.  
((~~Truck gardening - farm-to-market fresh produce including harvesting, picking and packing of produce, excluding meats of any kind vegetable crops, N.O.C. including harvesting~~))  
Vineyards including harvesting of fruit  
This classification excludes fresh fruit packing operations rated under risk classification ((~~21~~-4)) 2104 (WAC 296-17-564); and fruit cannery or freezer operations rated under risk classification ((~~39~~-2)) 3902 (WAC 296-17-615) unless specifically included by manual language.

AMENDATORY SECTION (Amending Order 85-7, filed 2/28/85, effective 4/1/85)

WAC 296-17-644 CLASSIFICATION ((~~48~~-3)) 4803.

Farms, N.O.C.  
Orchards ((~~and hop farms~~)) - applies to all tree crops, deciduous and fruits, nuts, and shall include all acreage devoted to the raising of such crops  
This classification includes operations incidental to the enterprises described above including harvesting of all crops. Provided that ground hand picking of prunes and nuts will be separately rated under risk classification ((~~48~~-6)) 4806 (WAC 296-17-647) if the conditions stipulated in that risk classification are met  
This classification excludes fresh fruit packing operations rated under risk classification ((~~21~~-4)) 2104 (WAC 296-17-564); and fruit cannery or freezer operations or nut processing rated under risk classification ((~~39~~-2)) 3902 (WAC 296-17-615).

AMENDATORY SECTION (Amending Order 83-36, filed 11/30/83, effective 1/1/84)

WAC 296-17-645 CLASSIFICATION ((~~48~~-4)) 4804.

Poultry raising, egg production and hatcheries  
Egg grading, candling and packing  
Fur bearing animals and rabbit raising  
This classification applies to acreage devoted to the raising of poultry, rabbits and fur bearing animals.

AMENDATORY SECTION (Amending Order 85-7, filed 2/28/85, effective 4/1/85)

WAC 296-17-646 CLASSIFICATION ((~~48~~-5)) 4805.

Nurseries, including greenhouse operations incidental thereto  
This classification applies to all acreage devoted to nursery operations and including tree nurseries and sod growing.

AMENDATORY SECTION (Amending Order 85-7, filed 2/28/85, effective 4/1/85)

WAC 296-17-647 CLASSIFICATION ((48-6)) 4806.

Ground hand harvesting of (~~(fruits and vegetables)~~) berries, N.O.C.  
For the purposes of this rule ground hand harvesting of (~~(fruits and vegetables)~~) berries means those crops which are harvested from the ground by hand by a worker either sitting, kneeling, bending, stooping or in a similar position or in the upright position when standing on the ground with no aid of ladders, stools or other climbing devices. This classification excludes all harvesting operations that employ or require the use of hand held cutting devices or tools or any mechanical picking or harvesting machinery including incidental pickers which may or may not follow behind such machinery and collect the harvested crops by hand (~~(-and trimming of fresh produce after being harvested such as clipping tops from onions or carrots)~~).

AMENDATORY SECTION (Amending Order 85-11, filed 5/31/85)

WAC 296-17-649 CLASSIFICATION ((48-8)) 4808.

Alfalfa and clover seed growing  
Field crops, N.O.C., including raising of all hay, cereal grains, (~~(and)~~) sugar beets, and vegetable crops such as bush beans, peas, sweet corn, potatoes and field carrots which are mechanically harvested  
Potato sorting and storage, N.O.C.

This classification applies to all operations incidental to the enterprises described above

This classification excludes grain milling operations rated under risk classification ((21-+)) 2101 (WAC 296-17-562); fresh vegetable packing operations rated under risk classification ((21-4)) 2104 (WAC 296-17-564); and vegetable cannery or freezer operations rated under risk classification ((39-2)) 3902 (WAC 296-17-615).

AMENDATORY SECTION (Amending Order 85-7, filed 2/28/85, effective 4/1/85)

WAC 296-17-64901 CLASSIFICATION ((48-9)) 4809.

Greenhouses, N.O.C.  
Flowers - field growing, excluding bulb raising rated in risk classification ((48-2)) 4802 (WAC 296-17-643)

Mushroom raising

Sprouts raising

This classification excludes fresh vegetable packing operations rated under risk classification ((21-4)) 2104 (WAC 296-17-564); and vegetable cannery or freezer operations rated under risk classification ((39-2)) 3902 (WAC 296-17-615).

NEW SECTION

WAC 296-17-64902 CLASSIFICATION 4810.

Farms - vegetables, N.O.C. including truck gardening for fresh market. This classification includes all ground preparation, growing husbandry and hand harvesting with the aid of a hand held cutting device such as a paring or cutting knife used in the harvest of broccoli or cauliflower and by hand alone as in the case of cucumbers.

Separately rate vegetable crops such as bush beans, peas, sweet corn, potatoes and field carrots which are mechanically harvested in risk classification 4808 (WAC 296-17-649)

\*Field crops, N.O.C.\*; fresh vegetable packing operations rated under risk classification 2104 (WAC 296-17-564); and vegetable cannery or freezer operations rated under risk classification 3902 (WAC 296-17-615).

NEW SECTION

WAC 296-17-64903 CLASSIFICATION 4811.

Hop growing - including cultivating, picking, drying and baling hops and all other operations incidental to the enterprise described above.

NEW SECTION

WAC 296-17-64904 CLASSIFICATION 4812.

Fish hatcheries including raising, egg production, grading, harvesting and shipping

This classification excludes fish processing which is to be separately rated subject to risk classification 3301 (WAC 296-17-576).

AMENDATORY SECTION (Amending Order 85-7, filed 2/28/85, effective 4/1/85)

WAC 296-17-650 CLASSIFICATION ((49-+)) 4901.

Consulting engineering and architectural firms, N.O.C.  
Geologists, N.O.C.

Lease buyers performing work similar to oil geologists  
Oil or gas geologists or scouts.

AMENDATORY SECTION (Amending Order 85-7, filed 2/28/85, effective 4/1/85)

WAC 296-17-651 CLASSIFICATION ((49-2)) 4902.

State government - use of this classification is limited to clerical office, sales personnel and professional white collar employees that have no field exposure, law enforcement powers, or provide patient health care. For the purposes of this rule field exposure is defined as anything other than the normal travel to a work assignment such as a field auditor or social worker would encounter

This classification includes all departments, agencies, boards, commissions and committees of either the executive, legislative or judicial branches of state government. See risk classifications ((49-6)) 4906 (WAC 296-17-655), ((53-7)) 5307 (WAC 296-17-67901), ((71-3)) 7103 (WAC 296-17-756) and ((72-1)) 7201 (WAC 296-17-763) for other state government operations.

AMENDATORY SECTION (Amending Order 81-30, filed 11/30/81, effective 1/1/82)

WAC 296-17-652 CLASSIFICATION ((49-3)) 4903.

Marine appraising  
Boiler inspecting, N.O.C.  
Elevator inspecting, no service  
Inspection for insurance or valuation.

AMENDATORY SECTION (Amending Order 85-7, filed 2/28/85, effective 4/1/85)

WAC 296-17-653 CLASSIFICATION ((49-4)) 4904.

Clerical office, N.O.C.

AMENDATORY SECTION (Amending Order 85-7, filed 2/28/85, effective 4/1/85)

WAC 296-17-654 CLASSIFICATION ((49-5)) 4905.

Apartment houses  
Building and property management  
Hotels  
Motels

This classification excludes restaurant and lounge employees rated under risk classification ((39-5)) 3905 (WAC 296-17-618). Hotel and motel desk clerks with no other duties will be rated under risk classification ((49-4)) 4904 (WAC 296-17-653) clerical office N.O.C.

AMENDATORY SECTION (Amending Order 85-7, filed 2/28/85, effective 4/1/85)

WAC 296-17-655 CLASSIFICATION ((49-6)) 4906.

Academic and nonacademic employees of institutions of higher learning  
This classification includes clerical office, sales personnel and white collar employees.

AMENDATORY SECTION (Amending Order 73-22, filed 11/9/73, effective 1/1/74)

WAC 296-17-656 CLASSIFICATION ((49-7)) 4907.

Inmates employed in prison industries.

AMENDATORY SECTION (Amending Order 73-22, filed 11/9/73, effective 1/1/74)

WAC 296-17-657 CLASSIFICATION ((49-8)) 4908.

Inmates of adult honor camps.

AMENDATORY SECTION (Amending Order 73-22, filed 11/9/73, effective 1/1/74)

WAC 296-17-658 CLASSIFICATION ((49-9)) 4909.

Inmates of juvenile forest camps.

AMENDATORY SECTION (Amending Order 85-7, filed 2/28/85, effective 4/1/85)

WAC 296-17-659 CLASSIFICATION ((50-1)) 5001.

Firewood cutting - all woods operations  
Logging, N.O.C.

Sawmill operations conducted in the woods in connection with logging operations

Shake, shingle bolt and post cutting - all woods operations  
For the purposes of this rule logging, N.O.C. shall be considered the complete operation, including such activities as falling and bucking, skidding, yarding, loading, and maintenance of equipment except as otherwise provided and aircraft operations incident thereto

See risk classification ((52-6)) 5206 (WAC 296-17-675) for permanent yard operations.

AMENDATORY SECTION (Amending Order 73-22, filed 11/9/73, effective 1/1/74)

WAC 296-17-660 CLASSIFICATION ((50-2)) 5002.

Booming and rafting logs.

AMENDATORY SECTION (Amending Order 83-36, filed 11/30/83, effective 1/1/84)

WAC 296-17-66001 CLASSIFICATION ((50-3)) 5003.

Log hauling by contractor  
Log truck drivers, N.O.C.

See risk classification ((52-6)) 5206 (WAC 296-17-675) for permanent yard operations.

AMENDATORY SECTION (Amending Order 85-7, filed 2/28/85, effective 4/1/85)

WAC 296-17-66002 CLASSIFICATION ((50-4)) 5004.

Tree planting and precommercial tree thinning—forestry type operations

This classification excludes all operations subject to risk classification ((50-1)) 5001 (WAC 296-17-659) logging, N.O.C.

AMENDATORY SECTION (Amending Order 83-36, filed 11/30/83, effective 1/1/84)

WAC 296-17-661 CLASSIFICATION ((51-1)) 5101.

Metal ejection molding  
Pipe or tube manufacturing, iron or steel.

AMENDATORY SECTION (Amending Order 75-38, filed 11/24/75, effective 1/1/76)

WAC 296-17-662 CLASSIFICATION ((51-2)) 5102.

Foundries iron, N.O.C., sandblasting shop  
Furnace, radiator manufacturing, cast  
Enameled iron ware manufacturing.

AMENDATORY SECTION (Amending Order 73-22, filed 11/9/73, effective 1/1/74)

WAC 296-17-663 CLASSIFICATION ((51-3)) 5103.

Foundries, steel castings  
Type foundries, die casting manufacturing, nonferrous  
Foundries, magnesium.

AMENDATORY SECTION (Amending Order 82-38, filed 11/29/82, effective 1/1/83)

WAC 296-17-666 CLASSIFICATION ((51-6)) 5106.

Blacksmithing, spring manufacturing, not wire spring, auto bumper manufacturing

Tool forging, hot forming or stamping  
Forging works, drop or machine  
Chain manufacturing, forged.

AMENDATORY SECTION (Amending Order 82-38, filed 11/29/82, effective 1/1/83)

WAC 296-17-668 CLASSIFICATION ((51-8)) 5108.

Cable or wire rope drawing and manufacturing  
Cable or wire rope manufacturing, no drawing  
Cable or wire insulation or covering.

AMENDATORY SECTION (Amending Order 85-7, filed 2/28/85, effective 4/1/85)

WAC 296-17-669 CLASSIFICATION ((51-9)) 5109.

Heavy arms manufacturing or repair  
Heavy machinery and equipment manufacturing or repair.

AMENDATORY SECTION (Amending Order 85-7, filed 2/28/85, effective 4/1/85)

WAC 296-17-670 CLASSIFICATION ((52-1)) 5201.

Electric motors, generators, alternators, starters, convertors, solenoids and servomotors manufacturing or assembly including repair  
Electric power or transmission equipment manufacturing or assembly  
Electrical toasters, frying pans, and wire harnesses manufacturing or assembly  
Vacuum cleaners and electrical appliances manufacturing or assembly, N.O.C.

This classification contemplates the manufacturing or repair of transformers, switchboards, circuit breakers, switches or switchboard apparatus, power switching devices or systems, power invertors or similar equipment but excludes installation or service

This is a shop or plant only classification, all outside activities are to be separately rated.

AMENDATORY SECTION (Amending Order 75-38, filed 11/24/75, effective 1/1/76)

WAC 296-17-673 CLASSIFICATION ((52-4)) 5204.

Railroad car manufacturing or repair  
Railroad car wheel manufacturing or repair.

AMENDATORY SECTION (Amending Order 83-36, filed 11/30/83, effective 1/1/84)

WAC 296-17-675 CLASSIFICATION ((52-6)) 5206.

Construction or erection contractors permanent yard or shop for maintenance or storage of firm's equipment or material

This classification ((to be assigned only to operations incidental to risk classifications 1-1 (WAC 296-17-501), 1-2 (WAC 296-17-502), 1-3 (WAC 296-17-503), 1-4 (WAC 296-17-504), 1-5 (WAC 296-17-505), 1-6 (WAC 296-17-506), 1-7 (WAC 296-17-50601), 1-8 (WAC 296-17-50602), 1-9 (WAC 296-17-507), 2-1 (WAC 296-17-508), 2-2 (WAC 296-17-509), 2-6 (WAC 296-17-50904), 3-2 (WAC 296-17-511), 3-6 (WAC 296-17-512), 5-4 (WAC 296-17-519), 5-5 (WAC 296-17-520), 5-6 (WAC 296-17-52001), 5-7 (WAC 296-17-52002), 5-8 (WAC 296-17-521), 5-9 (WAC 296-17-52101), 6-1 (WAC 296-17-522), 50-1 (WAC 296-17-659), 50-3 (WAC 296-17-66001) and 69-2 (WAC 296-17-747) and)) is applicable only to a permanent yard or shop maintained by the employer for the storage of material, or the storage and maintenance of equipment. This classification is applicable only to those employees regularly assigned to the shop or yard, and whose duties are solely incidental to the storage, repair or maintenance of the employer's equipment or material. No employee having any other duties during their shift or work day will be rated in this classification.

AMENDATORY SECTION (Amending Order 85-7, filed 2/28/85, effective 4/1/85)

WAC 296-17-676 CLASSIFICATION ((52-7)) 5207.

Bowling alleys  
Skating rinks - ice or roller

This classification includes food and beverage operations.

**AMENDATORY SECTION** (Amending Order 85-7, filed 2/28/85, effective 4/1/85)

WAC 296-17-67601 CLASSIFICATION ((52-8)) 5208.

Brass, bronze, iron-ornamental – shop fabricating, assembly and manufacturing

Iron or steel works, shop, fabricate or assemble structural iron or steel  
Iron works – shop – fabricate, assemble or manufacture nonstructural iron or steel

Iron works – shop – manufacturing railings, staircases, fire escapes, etc.

This is a shop or plant only classification but does contemplate work being performed in an adjacent yard when operated by an employer having operations subject to this classification

Unless outside activities are specifically provided for they are to be separately rated.

**AMENDATORY SECTION** (Amending Order 85-7, filed 2/28/85, effective 4/1/85)

WAC 296-17-67602 CLASSIFICATION ((52-9)) 5209.

Boilermaking, tank building (shop)

Metal goods manufacturing, N.O.C., from material 9 gauge or heavier  
Wood stove manufacturing

This is a shop or plant only classification but does contemplate work being performed in an adjacent yard when operated by an employer having operations subject to this classification

Unless outside activities are specifically provided for they are to be separately rated.

**AMENDATORY SECTION** (Amending Order 85-7, filed 2/28/85, effective 4/1/85)

WAC 296-17-677 CLASSIFICATION ((53-+)) 5301.

Accounting or bookkeeping firms

Computer software or word processing services

Court reporting firms

Credit bureaus

Employment agencies

Law firms

Management analyst or consulting firms, N.O.C.

Secretarial or telephone answering services

Temporary help agencies – administrative offices only

Travel agencies

This classification includes clerical office and sales personnel

Use of this classification is limited employers engaged in such services being provided to the general public. This is a services only classification and does not include retailing or store operations, nor is this classification to be assigned to employers setting up separate business operation to manage other commonly owned or operated business undertakings unless coincidentally the other operations are also subject to this classification.

**AMENDATORY SECTION** (Amending Order 85-7, filed 2/28/85, effective 4/1/85)

WAC 296-17-678 CLASSIFICATION ((53-5)) 5305.

Clerical office, sales personnel and white collar employees of cities and towns.

**AMENDATORY SECTION** (Amending Order 85-7, filed 2/28/85, effective 4/1/85)

WAC 296-17-679 CLASSIFICATION ((53-6)) 5306.

Clerical office, sales personnel and white collar employees of county and taxing districts, N.O.C.

Clerical office, sales personnel and white collar employees of Indian tribal councils.

**AMENDATORY SECTION** (Amending Order 85-7, filed 2/28/85, effective 4/1/85)

WAC 296-17-67901 CLASSIFICATION ((53-7)) 5307.

State government, N.O.C.

For the purpose of this rule, this classification will include any state employee performing manual labor, supervising a work crew performing manual labor such as custodial or maintenance, construction, and machinery or equipment operators or professional white collar employments such as engineers, safety inspectors, biologists who have field exposures

This classification includes all departments, agencies, boards, commissions and committees of either the executive, legislative or judicial branches of state government

See risk classifications ((49-2)) 4902 (WAC 296-17-651), ((49-6)) 4906 (WAC 296-17-655), ((72-+)) 7201 (WAC 296-17-763), and ((77-3)) 7103 (WAC 296-17-756) for other state employees.

**AMENDATORY SECTION** (Amending Order 85-7, filed 2/28/85, effective 4/1/85)

WAC 296-17-680 CLASSIFICATION ((61-3)) 6103.

Churches

Day nurseries or child care centers – private

Day nurseries or child care centers – public

Libraries, N.O.C.

Museums, N.O.C.

Schools, N.O.C. including dance, modeling, music and flight instructions classroom only

Schools, private – academic

Schools, public – academic

Schools, trade or vocational

Use of this classification is limited to clerical office, sales personnel and white collar professional employees

See risk classification ((61-4)) 6104 (WAC 296-17-681) for other operations.

**AMENDATORY SECTION** (Amending Order 85-7, filed 2/28/85, effective 4/1/85)

WAC 296-17-681 CLASSIFICATION ((61-4)) 6104.

Churches

Day nurseries or child care centers – private

Day nurseries or child care centers – public

Libraries, N.O.C.

Museums, N.O.C.

Schools, N.O.C. including dance, modeling, music

Schools, private – academic

Schools, public – academic

Schools, trade or vocational

All other employments, N.O.C.

**AMENDATORY SECTION** (Amending Order 85-7, filed 2/28/85, effective 4/1/85)

WAC 296-17-682 CLASSIFICATION ((61-5)) 6105.

Home health services

Hospitals – N.O.C. including hospital districts

Hospitals – private proprietary

Hospitals – religious, charitable or nonprofit

Nursing care, N.O.C.

This classification includes clerical office and sales personnel.

**AMENDATORY SECTION** (Amending Order 85-7, filed 2/28/85, effective 4/1/85)

WAC 296-17-684 CLASSIFICATION ((61-7)) 6107.

Veterinary hospitals or clinics

This classification includes clerical office and sales personnel.

**AMENDATORY SECTION** (Amending Order 85-7, filed 2/28/85, effective 4/1/85)

WAC 296-17-685 CLASSIFICATION ((61-8)) 6108.

Convalescent or nursing homes

Homes for the aged

Rest homes

This classification includes nursing care for the residents.

AMENDATORY SECTION (Amending Order 85-7, filed 2/28/85, effective 4/1/85)WAC 296-17-686 CLASSIFICATION ((~~61-9~~)) 6109.

Child preparatory classes  
 Chiropractors, N.O.C.  
 Dental clinics, N.O.C.  
 Dentists, N.O.C.  
 Medical clinics, N.O.C.  
 Naturopaths, N.O.C.  
 Optometrists, N.O.C.  
 Osteopaths, N.O.C.  
 Physical therapists, N.O.C.  
 Physicians and surgeons, N.O.C.  
 Podiatrists, N.O.C.  
 Psychologists and psychiatrists, N.O.C.  
 This classification includes clerical office and sales personnel.

AMENDATORY SECTION (Amending Order 85-7, filed 2/28/85, effective 4/1/85)WAC 296-17-687 CLASSIFICATION ((~~62-1~~)) 6201.

Crematoriums  
 Funeral directors – mortuaries  
 This classification excludes cemetery operations rated under risk classification ((~~62-2~~)) 6202 (WAC 296-17-688).

AMENDATORY SECTION (Amending Order 85-7, filed 2/28/85, effective 4/1/85)WAC 296-17-688 CLASSIFICATION ((~~62-2~~)) 6202.

Cemeteries.

AMENDATORY SECTION (Amending Order 85-7, filed 2/28/85, effective 4/1/85)WAC 296-17-689 CLASSIFICATION ((~~62-3~~)) 6203.

Boys or girls clubs  
 Excludes camp operations  
 YMCA/YWCA institutions  
 This classification includes clerical office and sales personnel.

AMENDATORY SECTION (Amending Order 85-7, filed 2/28/85, effective 4/1/85)WAC 296-17-690 CLASSIFICATION ((~~62-4~~)) 6204.

Baths or saunas, N.O.C.  
 Exercise or health institutes  
 Gymnasiums  
 Health clubs  
 Massage parlors  
 This classification includes clerical office and sales personnel.

AMENDATORY SECTION (Amending Order 85-7, filed 2/28/85, effective 4/1/85)WAC 296-17-691 CLASSIFICATION ((~~62-5~~)) 6205.

Beach clubs, N.O.C.  
 Clubs, N.O.C.  
 Fraternal clubs  
 Social clubs  
 Tennis clubs  
 This classification includes food and beverage operations.

AMENDATORY SECTION (Amending Order 85-7, filed 2/28/85, effective 4/1/85)WAC 296-17-692 CLASSIFICATION ((~~62-6~~)) 6206.

Country clubs  
 Fishing clubs  
 Golf clubs  
 Golf courses, N.O.C., not miniature golf  
 Ski clubs  
 Swimming clubs – including swimming instructors  
 Yachting clubs  
 This classification includes food and beverage operations.

AMENDATORY SECTION (Amending Order 85-7, filed 2/28/85, effective 4/1/85)WAC 296-17-693 CLASSIFICATION ((~~62-7~~)) 6207.

Amusement device operators – traveling  
 Carnivals – traveling  
 Circuses – traveling  
 Fireworks exhibition  
 Rodeos – arena employees  
 This classification includes clerical office.

AMENDATORY SECTION (Amending Order 85-7, filed 2/28/85, effective 4/1/85)WAC 296-17-694 CLASSIFICATION ((~~62-8~~)) 6208.

Amusement parks  
 Caves or caverns operation for exhibition purposes – including rides, ticket sellers, gate attendants  
 Concessions – boats in parks  
 Fairs  
 Kiddie rides – permanent locations  
 Miniature golf courses  
 Race tracks, excluding parimutuel clerks and cashiers with no other duties which will be rated under risk classification ((~~49-4~~)) 4904 (WAC 296-17-653) clerical office, N.O.C.  
 Ranges – archery, ball, dart, golf  
 Shooting galleries, air rifle – no firearms  
 Shooting ranges – firearms  
 Shows – animal  
 Shows – flower, art  
 This classification includes food and beverage operations and care, custody and maintenance of the above facilities.

AMENDATORY SECTION (Amending Order 85-7, filed 2/28/85, effective 4/1/85)WAC 296-17-695 CLASSIFICATION ((~~62-9~~)) 6209.

Bath houses – beach  
 Boy/Girl Scout Council camp employees  
 Camp operations, recreational or educational, N.O.C.  
 Church camps  
 Dude ranches – not cattle ranches  
 Resorts or camp grounds  
 Swimming pools – public  
 Trailer/mobile home parks or camps  
 YMCA/YWCA camp employees  
 This classification includes food and beverage operations, clerical office and sales personnel.

AMENDATORY SECTION (Amending Order 85-7, filed 2/28/85, effective 4/1/85)WAC 296-17-696 CLASSIFICATION ((~~63-1~~)) 6301.

Automobile sales personnel  
 Camper sales personnel  
 Driving school instructors  
 Motorcycle sales personnel  
 Pleasurecraft sales personnel – no aircraft  
 Trailer or mobile home sales personnel  
 Truck sales personnel.

AMENDATORY SECTION (Amending Order 85-7, filed 2/28/85, effective 4/1/85)WAC 296-17-697 CLASSIFICATION ((~~63-2~~)) 6302.

Book sales personnel  
 Coffee, tea, grocery sales personnel  
 Cosmetics sales personnel  
 Door to door sales personnel, N.O.C.  
 Household furnishings sales personnel  
 Magazine sales personnel  
 Vacuum cleaner sales personnel  
 Wearing apparel sales personnel  
 This classification is for door to door sales personnel.

AMENDATORY SECTION (Amending Order 85-7, filed 2/28/85, effective 4/1/85)WAC 296-17-698 CLASSIFICATION ((63-3)) 6303.

Collectors, messengers, counsellors, N.O.C.  
 Farm machinery sales personnel - outside  
 Insurance sales personnel and claims adjustors - outside  
 Machinery sales personnel - outside - construction, mining, heavy equipment  
 Sales personnel, N.O.C. - outside.

AMENDATORY SECTION (Amending Order 85-7, filed 2/28/85, effective 4/1/85)WAC 296-17-699 CLASSIFICATION ((63-4)) 6304.

Department stores  
 This classification includes clerical office and sales personnel and installation of household furnishings such as lamps, pictures, draperies or curtains etc.  
 This classification excludes automotive repair and service and other outside installation or construction.

AMENDATORY SECTION (Amending Order 85-7, filed 2/28/85, effective 4/1/85)WAC 296-17-700 CLASSIFICATION ((63-5)) 6305.

Clothing stores - retail  
 Concessions for hat and coat checking  
 Dry goods stores - retail  
 Shoe stores - retail  
 This classification includes clerical office and sales personnel.

AMENDATORY SECTION (Amending Order 85-7, filed 2/28/85, effective 4/1/85)WAC 296-17-701 CLASSIFICATION ((63-6)) 6306.

Appliance stores wholesale/retail excluding second hand appliance stores which will be rated in risk classification ((6-7)) 0607 (WAC 296-17-527) household appliances service and repair  
 Furniture rental stores  
 Furniture stores wholesale/retail  
 Office furniture stores - wholesale/retail  
 Piano or organ stores, N.O.C., wholesale/retail  
 This classification will include installation of household furnishings, household floor coverings, and household appliances including incidental service and repair of household appliances  
 This classification excludes contract installation which for the purposes of this rule shall mean the bidding and ultimate furnishing to a purchaser such items listed in this classification that are specially ordered from others (i.e., factories, manufacturers, brokers, etc.) to fulfill the terms of the contract.

AMENDATORY SECTION (Amending Order 85-7, filed 2/28/85, effective 4/1/85)WAC 296-17-703 CLASSIFICATION ((63-8)) 6308.

Clock and watch stores - wholesale/retail  
 Hearing-aid stores - wholesale/retail  
 Jewelry stores - wholesale/retail  
 Optical stores, no lens grinding - wholesale/retail  
 This classification includes clerical office and sales personnel.

AMENDATORY SECTION (Amending Order 85-7, filed 2/28/85, effective 4/1/85)WAC 296-17-704 CLASSIFICATION ((63-9)) 6309.

Automobile, truck, motorcycle accessory or replacement parts stores, wholesale/retail - excluding repairs  
 Bicycle stores - wholesale/retail, including repairs  
 Custom picture or u-frame stores - wholesale/retail, including repairs  
 Electrical hardware dealers - wholesale/retail, excluding repairs  
 Garden supply stores - wholesale/retail, excluding repairs  
 Gun stores - wholesale/retail, including repairs  
 Hardware stores - wholesale/retail, excluding repairs

Locksmiths, including repairs but excluding installation of dead bolt locks or similar activities which will be rated in risk classification ((5-5)) 0505 (WAC 296-17-520) fixture installation  
 Stained art glass stores - wholesale/retail, excluding manufacturing  
 Wood stove and accessory stores - wholesale/retail excluding installations or repairs  
 This classification includes clerical office and sales personnel.

AMENDATORY SECTION (Amending Order 85-7, filed 2/28/85, effective 4/1/85)WAC 296-17-706 CLASSIFICATION ((64-2)) 6402.

Grocery stores with fresh meat counters, combined - retail  
 This classification includes clerical office and sales personnel  
 Lunch counters and restaurant operations to be separately rated.

AMENDATORY SECTION (Amending Order 85-7, filed 2/28/85, effective 4/1/85)WAC 296-17-707 CLASSIFICATION ((64-3)) 6403.

Coffee, tea or spice stores - retail  
 Dairy products stores - retail  
 Delicatessens - retail, no fresh meat  
 Fruit or vegetable stores - retail  
 Grocery stores - retail, N.O.C.  
 This classification includes clerical office and sales personnel  
 Lunch counters and restaurant operations to be separately rated.

AMENDATORY SECTION (Amending Order 85-7, filed 2/28/85, effective 4/1/85)WAC 296-17-708 CLASSIFICATION ((64-4)) 6404.

Florists stores wholesale/retail  
 Balloon arrangement stores wholesale/retail  
 Christmas tree sales - from lot retail only  
 This classification includes clerical office and sales personnel.

AMENDATORY SECTION (Amending Order 85-7, filed 2/28/85, effective 4/1/85)WAC 296-17-709 CLASSIFICATION ((64-5)) 6405.

Tire manufacturing, vulcanizing, rebuilding and/or recapping  
 Tire sales and service, wholesale and retail including incidental mechanical repair work to automobiles or trucks.

AMENDATORY SECTION (Amending Order 85-7, filed 2/28/85, effective 4/1/85)WAC 296-17-710 CLASSIFICATION ((64-6)) 6406.

Book, record, video stores - retail  
 Camera/photo supplies stores - retail  
 Candy, cigarette and tobacco stores - retail  
 Coin and stamp stores - retail  
 Coin operated arcades, excluding repair rated under risk classification ((6-6)) 0606 (WAC 296-17-526)  
 Drug stores - retail  
 Dry cleaning - coin operated self service  
 Fabric and yardage stores, yarn and needle work stores - retail  
 Floor covering stores, carpet sample stores, retail - excluding installation which will be rated in risk classification ((5-2)) 0502 (WAC 296-17-517)  
 Laundromats, coin operated self service  
 Microwave oven and stereo component stores - retail  
 Musical instrument stores - retail, excluding pianos or organs stores which will be rated in risk classification ((63-6)) 6306 (WAC 296-17-701)  
 News butchers or news/magazine stands - retail  
 Office stationery stores, and office machinery stores including microcomputer and copy machines excluding repair  
 Paint/wallpaper stores - retail  
 Pawn shops  
 Pet shops - retail including incidental pet grooming  
 Private mailbox, safety deposit box or computer tape storage facilities  
 Retail stores, N.O.C.  
 Sewing machine stores - retail  
 Sporting goods stores - retail

Telephone stores – retail  
 Variety and five and ten cent stores – retail  
 Wine stores and retail liquor agencies; soft drink stores  
 This classification includes clerical office and sales personnel, but excludes all on premise manufacturing of any kind, delivery drivers, outside installation, lunch counters and restaurant operations which are to be separately rated.

AMENDATORY SECTION (Amending Order 85-7, filed 2/28/85, effective 4/1/85)

WAC 296-17-711 CLASSIFICATION ((64-7)) 6407.

Barber and beauty supply houses  
 Clothing, wearing apparel or dry goods stores – wholesale  
 Drug stores wholesale  
 Mill supply dealers  
 Paint and wallpaper dealers – wholesale  
 Stores, combined wholesale and retail, N.O.C.  
 Welding supply dealers  
 Wholesale stores, N.O.C.  
 This classification excludes drivers which are to be separately rated under risk classification ((H+T)) 1101 (WAC 296-17-536), delivery by combined wholesale and retail stores.

AMENDATORY SECTION (Amending Order 83-36, filed 11/30/83, effective 1/1/84)

WAC 296-17-712 CLASSIFICATION ((64-8)) 6408.

Farm machinery/equipment dealers  
 Farm machinery rental dealers  
 This classification includes demonstration of machinery or equipment and repair without regard to location. All other operations to be separately rated.

AMENDATORY SECTION (Amending Order 83-36, filed 11/30/83, effective 1/1/84)

WAC 296-17-713 CLASSIFICATION ((64-9)) 6409.

Machinery/equipment dealers, N.O.C.  
 Machinery rental dealers, N.O.C.  
 Oil or gas well supplies or equipment dealers  
 This classification includes demonstration of machinery or equipment and repair without regard to location. All other operations to be separately rated.

AMENDATORY SECTION (Amending Order 85-7, filed 2/28/85, effective 4/1/85)

WAC 296-17-714 CLASSIFICATION ((65-T)) 6501.

Barber shops  
 Beauty parlors  
 Cosmetologists and electrolysis studios  
 Sun tanning parlors  
 This classification includes clerical office and sales personnel.

AMENDATORY SECTION (Amending Order 85-7, filed 2/28/85, effective 4/1/85)

WAC 296-17-715 CLASSIFICATION ((65-2)) 6502.

Banks  
 Credit unions  
 Financial institutions, N.O.C.  
 Investment companies  
 Loan companies  
 Mortgage companies  
 Savings and loan associations  
 Stock brokers and escrow companies  
 This classification includes clerical office and sales personnel.

AMENDATORY SECTION (Amending Order 85-11, filed 5/31/85)

WAC 296-17-716 CLASSIFICATION ((65-3)) 6503.

Labor unions or employee representative associations  
 This classification includes all employees including any official representatives.

AMENDATORY SECTION (Amending Order 85-7, filed 2/28/85, effective 4/1/85)

WAC 296-17-717 CLASSIFICATION ((65-4)) 6504.

Stores – welfare – such as Goodwill or Salvation Army  
 This classification includes clerical office and sales personnel and collecting, conditioning and resale of donated used household articles.

AMENDATORY SECTION (Amending Order 85-7, filed 2/28/85, effective 4/1/85)

WAC 296-17-718 CLASSIFICATION ((65-5)) 6505.

Welfare special works program  
 Use of this classification will be limited to nonprofit organizations that administer special training block grant moneys which are used to provide eligible unemployable candidates work experience. "Work experience" for the purpose of this rule shall mean activities performed under direct and close supervision for a limited period of time, usually less than six months, wages or remuneration for which is paid by the referring or sponsoring organization without reimbursement from the person or entity in whose workplace the activities are performed.

AMENDATORY SECTION (Amending Order 85-7, filed 2/28/85, effective 4/1/85)

WAC 296-17-719 CLASSIFICATION ((65-6)) 6506.

Film exchanges – commercial type movie theatre films excluding video cassettes which are to be separately rated  
 Film print shops including developing and printing  
 Microfilming  
 Photograph studios including outside photographers  
 This classification includes clerical office and sales personnel but excludes drivers which are to be separately rated under risk classification ((H+T)) 1101 (WAC 296-17-536), delivery by combined wholesale and retail stores.

AMENDATORY SECTION (Amending Order 85-7, filed 2/28/85, effective 4/1/85)

WAC 296-17-721 CLASSIFICATION ((65-8)) 6508.

Chore services  
 Domestic servants employed in or outside private residences of homeowners.

AMENDATORY SECTION (Amending Order 85-7, filed 2/28/85, effective 4/1/85)

WAC 296-17-722 CLASSIFICATION ((65-9)) 6509.

Boarding homes and centers, N.O.C.  
 Boarding houses  
 Foster homes  
 Fraternity houses  
 Orphanages  
 Rooming houses  
 Sorority houses.

AMENDATORY SECTION (Amending Order 85-7, filed 2/28/85, effective 4/1/85)

WAC 296-17-723 CLASSIFICATION ((66-T)) 6601.

Detective agencies  
 Merchant police or patrol  
 Security guard agencies  
 Security guard at logging or construction sites as allowed for in WAC 296-17-441(1).

AMENDATORY SECTION (Amending Order 85-7, filed 2/28/85, effective 4/1/85)

WAC 296-17-724 CLASSIFICATION ((66-2)) 6602.

Janitorial service – excluding contract window cleaning  
 Janitors, N.O.C.  
 Kitchen exhaust, smoke hood cleaning

Pest control. This category applies to operations involved in the control and extermination of pests by the use of pesticides, rodenticides and fumigants

Portable cleaning and washing, N.O.C. – includes auto and truck washing, recreational vehicles and mobile homes. This category will include roof cleaning and washing of single story buildings, but only if the washing is not incidental to painting or roof repair

Swimming pool cleaning

Termite control. This category applies to operations involved in the control and extermination of termites and other wood-destroying pests or organisms by fumigation or spraying of poisonous insecticides. Does not include structural repair.

AMENDATORY SECTION (Amending Order 85-7, filed 2/28/85, effective 4/1/85)

WAC 296-17-725 CLASSIFICATION ((66-3)) 6603.

Auction sales, all types, excluding livestock auctions and sales yards rated in risk classification ((43-4)) 4304 (WAC 296-17-633)  
This classification includes clerical office and sales personnel.

AMENDATORY SECTION (Amending Order 85-7, filed 2/28/85, effective 4/1/85)

WAC 296-17-726 CLASSIFICATION ((66-4)) 6604.

Lens manufacturing – ground and polished lenses  
Optical goods manufacturing, N.O.C.  
Telescope manufacturing – with lens grinding  
This classification includes clerical office and sales personnel.

AMENDATORY SECTION (Amending Order 85-7, filed 2/28/85, effective 4/1/85)

WAC 296-17-727 CLASSIFICATION ((66-5)) 6605.

Dance halls – all employment  
Entertainers, N.O.C.  
Musician, N.O.C.  
Players, entertainers and musicians hired by theatres, N.O.C.

AMENDATORY SECTION (Amending Order 85-7, filed 2/28/85, effective 4/1/85)

WAC 296-17-729 CLASSIFICATION ((66-7)) 6607.

Billiard halls  
Card rooms and bingo parlors  
Recreational, social and community centers, N.O.C.  
This classification includes food and beverage operations.

AMENDATORY SECTION (Amending Order 85-7, filed 2/28/85, effective 4/1/85)

WAC 296-17-730 CLASSIFICATION ((66-8)) 6608.

Motion picture production  
This classification includes clerical office and sales personnel.

AMENDATORY SECTION (Amending Order 81-30, filed 11/30/81, effective 1/1/82)

WAC 296-17-731 CLASSIFICATION ((66-9)) 6609.

Stables, stablemen and exercise boys  
Riding academies or clubs  
Jockeys, horseshoeing and horse training, N.O.C.

AMENDATORY SECTION (Amending Order 85-7, filed 2/28/85, effective 4/1/85)

WAC 296-17-735 CLASSIFICATION ((67-4)) 6704.

Parking lot operations including attendants or monitors.

AMENDATORY SECTION (Amending Order 85-7, filed 2/28/85, effective 4/1/85)

WAC 296-17-736 CLASSIFICATION ((67-5)) 6705.

Athletic officials for amateur sports, N.O.C., such as umpires, and referees

Excursions – outdoor recreational N.O.C., includes river rides, pack trains, hiking and mountaineering, and including camping operations incidental thereto

Ski tows, ski patrols and ski instructors – includes operations incidental to the operation of the skiing facility such as parking lots but excludes food service operations, hotel or motel operations, ski rental or ski sales shops

Wind sail board instructors.

AMENDATORY SECTION (Amending Order 83-36, filed 11/30/83, effective 1/1/84)

WAC 296-17-737 CLASSIFICATION ((67-6)) 6706.

Athletic teams – operation of premises and care of teams  
All employees other than players, umpires, coaches and managers.

AMENDATORY SECTION (Amending Order 83-36, filed 11/30/83, effective 1/1/84)

WAC 296-17-738 CLASSIFICATION ((67-7)) 6707.

Football teams, N.O.C.

Hockey teams

Roller derbies

Contact sports, N.O.C.

This classification applies to professional contact sports and includes umpires, referees, coaches and managers.

AMENDATORY SECTION (Amending Order 77-10, filed 5/31/77)

WAC 296-17-739 CLASSIFICATION ((67-8)) 6708.

Jockeys, racing

Professional racing drivers.

AMENDATORY SECTION (Amending Order 85-7, filed 2/28/85, effective 4/1/85)

WAC 296-17-740 CLASSIFICATION ((67-9)) 6709.

Sheltered workshops

This classification includes clerical office and sales personnel.

AMENDATORY SECTION (Amending Order 73-22, filed 11/9/73, effective 1/1/74)

WAC 296-17-741 CLASSIFICATION ((68-1)) 6801.

Airlines, scheduled

All members of flying crew.

AMENDATORY SECTION (Amending Order 85-7, filed 2/28/85, effective 4/1/85)

WAC 296-17-742 CLASSIFICATION ((68-2)) 6802.

Airlines, scheduled

All ground crew operations including ticket sellers who handle baggage.

AMENDATORY SECTION (Amending Order 76-36, filed 11/30/76)

WAC 296-17-743 CLASSIFICATION ((68-3)) 6803.

Aircraft operations, N.O.C. – all members of flying crew

Flight instruction

Private aircraft – transportation of personnel in conduct of employer's business. The rule governing standard exceptions does not apply here  
Nonscheduled airlines – flight crew members.

AMENDATORY SECTION (Amending Order 85-7, filed 2/28/85, effective 4/1/85)

WAC 296-17-744 CLASSIFICATION ((68-4)) 6804.

Aircraft companies, sales or service agencies – including aircraft sales personnel

Aircraft ground crew operations, N.O.C.

Airport operations

Aircraft remanufacturing and/or rebuilding including modifications, conversions and repairs by firms not engaged in the original manufacturing of such aircraft  
 Nonscheduled airlines - ground crew operations including ticket sellers who handle baggage.

AMENDATORY SECTION (Amending Order 83-36, filed 11/30/83, effective 1/1/84)

WAC 296-17-745 CLASSIFICATION ((68-9)) 6809.

Baseball teams

Basketball teams

Soccer teams

Noncontact sports, N.O.C.

This classification applies to professional noncontact sports and includes umpires, referees, coaches and managers.

AMENDATORY SECTION (Amending Order 83-36, filed 11/30/83, effective 1/1/84)

WAC 296-17-746 CLASSIFICATION ((69-+)) 6901.

Volunteers

This classification includes all volunteers performing services for any state agency, municipal corporation, political subdivision, or private nonprofit charitable organization.

This classification excludes volunteer law enforcement officers which are to be separately rated.

AMENDATORY SECTION (Amending Order 85-7, filed 2/28/85, effective 4/1/85)

WAC 296-17-747 CLASSIFICATION ((69-2)) 6902.

Logging railroad construction or maintenance

Logging road construction or maintenance

For the purposes of this rule logging roads are roads for which the primary or initial usage is for the transporting of logs by truck or rail and includes roads constructed on public lands in connection with timber sales or logging, such as roads being constructed in accordance with the state department of natural resources or the United States Forest Service timber sales

This classification includes grading, grubbing, clearing of right-of-way and including culverts and bridges, but excludes falling, bucking of right-of-way timber or any of the other logging activities as enumerated under risk classification ((50-+)) 5001 (WAC 296-17-659) See risk classification ((52-6)) 5206 (WAC 296-17-675) for permanent yard operations.

AMENDATORY SECTION (Amending Order 76-36, filed 11/30/76)

WAC 296-17-748 CLASSIFICATION ((69-3)) 6903.

Aerial spraying, seeding, crop dusting, firefighting

AMENDATORY SECTION (Amending Order 77-27, filed 11/30/77, effective 1/1/78)

WAC 296-17-749 CLASSIFICATION ((69-4)) 6904.

Fire fighters - salaried fire fighters of municipal fire departments.

AMENDATORY SECTION (Amending Order 83-36, filed 11/30/83, effective 1/1/84)

WAC 296-17-750 CLASSIFICATION ((69-5)) 6905.

Law enforcement officers - law enforcement officers of cities, towns, counties or Indian tribal councils

This classification includes volunteer law enforcement officers, N.O.C.

AMENDATORY SECTION (Amending Order 83-36, filed 11/30/83, effective 1/1/84)

WAC 296-17-751 CLASSIFICATION ((69-6)) 6906.

Volunteer law enforcement officers

This classification includes volunteer law enforcement officers in accordance with RCW 51.12.035.

AMENDATORY SECTION (Amending Order 77-27, filed 11/30/77, effective 1/1/78)

WAC 296-17-752 CLASSIFICATION ((69-7)) 6907.

Household furnishings moving and storage.

AMENDATORY SECTION (Amending Order 85-7, filed 2/28/85, effective 4/1/85)

WAC 296-17-753 CLASSIFICATION ((69-8)) 6908.

Carbon paper, crepe paper and typewriter ribbon manufacturing

Envelope or stationery manufacturing

Paper box manufacturing, folding paper boxes

Paper box manufacturing, solid paper boxes

Paper or plastic bag, abrasive paper and wallpaper manufacturing.

AMENDATORY SECTION (Amending Order 78-23, filed 11/27/78, effective 1/1/79)

WAC 296-17-75301 CLASSIFICATION ((69-9)) 6909.

Medical laboratories

Blood banks

Assaying laboratories

Laboratories—Analytical, testing, or quality control for others, including outside operations, excluding outside x-raying and drilling.

AMENDATORY SECTION (Amending Order 78-23, filed 11/27/78, effective 1/1/79)

WAC 296-17-754 CLASSIFICATION ((71-+)) 7101.

Executive officers, N.O.C.

AMENDATORY SECTION (Amending Order 85-7, filed 2/28/85, effective 4/1/85)

WAC 296-17-755 CLASSIFICATION ((71-2)) 7102.

Football teams

This classification applies to football teams which are participants in the National Football League and includes umpires, referees, coaches, and managers.

AMENDATORY SECTION (Amending Order 85-7, filed 2/28/85, effective 4/1/85)

WAC 296-17-756 CLASSIFICATION ((71-3)) 7103.

State government, this classification is to be used to report all workers who have law enforcement powers although such workers are professional white collar employees

This classification includes all departments, agencies, boards, commissions and committees of either the executive, legislative or judicial branches of state government, including employees having arrest powers or such other powers common to law enforcement, such as state patrol, wildlife agents, guards or correctional officers of inmates, fishery patrol officers, lottery officers

See risk classifications ((49-2)) 4902 (WAC 296-17-651), ((53-7)) 5307 (WAC 296-17-67901), and ((72-+)) 7201 (WAC 296-17-763) for other state government operations.

AMENDATORY SECTION (Amending Order 83-36, filed 11/30/83, effective 1/1/84)

WAC 296-17-757 CLASSIFICATION ((71-4)) 7104.

Temporary help companies

This classification applies to employees of temporary help companies, N.O.C., that are referred on a temporary basis to its customers. This classification applies if the customer's business is by nature enumerated in this manual as being subject to any of the following risk classifications: ((13-4)) 1304 (WAC 296-17-541), ((49-+)) 4901 (WAC 296-17-650), ((49-2)) 4902 (WAC 296-17-651), ((49-3)) 4903 (WAC 296-17-652), ((49-4)) 4904 (WAC 296-17-653), ((49-6)) 4906 (WAC 296-17-655), ((53-+)) 5301 (WAC 296-17-677), ((53-5)) 5305 (WAC 296-17-678), ((53-6)) 5306 (WAC 296-17-679), ((61-3)) 6103 (WAC 296-17-680), ((61-9)) 6109 (WAC 296-17-686), ((63-3)) 6303 (WAC 296-17-698), ((65-+)) 6501 (WAC 296-17-714), ((65-2)) 6502 (WAC 296-17-715), ((65-6)) 6506 (WAC 296-17-719), ((72-2)) 7202 (WAC 296-17-

764).

**AMENDATORY SECTION** (Amending Order 85-7, filed 2/28/85, effective 4/1/85)

WAC 296-17-758 CLASSIFICATION ((7+5) 7105.

**Temporary help companies**

This classification applies to employees of temporary help companies, N.O.C., that are referred on a temporary basis to its customers. This classification applies if the customer's business is by nature enumerated in this manual as being subject to any of the following risk classifications: ((10-7) 1007 (WAC 296-17-53504), ((11-6) 1106 (WAC 296-17-53803), ((13-3) 1303 (WAC 296-17-540), ((22-+)) 2201 (WAC 296-17-565), ((22-2) 2202 (WAC 296-17-566), ((34-3) 3403 (WAC 296-17-581), ((34-5) 3405 (WAC 296-17-58201), ((34-6) 3406 (WAC 296-17-583), ((34-9) 3409 (WAC 296-17-58501), ((34-8) 3408 (WAC 296-17-585), ((36-2) 3602 (WAC 296-17-594), ((37-4) 3701 (WAC 296-17-599), ((37-7) 3707 (WAC 296-17-603), ((37-8) 3708 (WAC 296-17-604), ((38-1) 3801 (WAC 296-17-605), ((38-2) 3802 (WAC 296-17-606), ((38-8) 3808 (WAC 296-17-612), ((39-5) 3905 (WAC 296-17-618), ((39-9) 3909 (WAC 296-17-61804), ((41-1) 4101 (WAC 296-17-620), ((41-3) 4103 (WAC 296-17-622), ((41-7) 4107 (WAC 296-17-626), ((41-8) 4108 (WAC 296-17-627), ((41-9) 4109 (WAC 296-17-628), ((45-1) 4501 (WAC 296-17-637), ((45-2) 4502 (WAC 296-17-638), ((45-3) 4503 (WAC 296-17-639), ((45-4) 4504 (WAC 296-17-640), ((49-5) 4905 (WAC 296-17-654), ((52-7) 5207 (WAC 296-17-676), ((61-5) 6105 (WAC 296-17-682), ((61-7) 6107 (WAC 296-17-684), ((62-1) 6201 (WAC 296-17-687), ((62-3) 6203 (WAC 296-17-689), ((62-4) 6204 (WAC 296-17-690), ((62-5) 6205 (WAC 296-17-691), ((62-6) 6206 (WAC 296-17-692), ((62-9) 6209 (WAC 296-17-695), ((63-1) 6301 (WAC 296-17-696), ((63-2) 6302 (WAC 296-17-697), ((63-4) 6304 (WAC 296-17-699), ((63-5) 6305 (WAC 296-17-700), ((63-6) 6306 (WAC 296-17-701), ((63-8) 6308 (WAC 296-17-703), ((63-9) 6309 (WAC 296-17-704), ((64-2) 6402 (WAC 296-17-706), ((64-3) 6403 (WAC 296-17-707), ((64-4) 6404 (WAC 296-17-708), ((64-5) 6405 (WAC 296-17-709), ((64-6) 6406 (WAC 296-17-710), ((64-7) 6407 (WAC 296-17-711), ((65-3) 6503 (WAC 296-17-716), ((65-4) 6504 (WAC 296-17-717), ((65-5) 6505 (WAC 296-17-718), ((65-8) 6508 (WAC 296-17-721), ((65-9) 6509 (WAC 296-17-722), ((66-1) 6601 (WAC 296-17-723), ((66-3) 6603 (WAC 296-17-725), ((66-4) 6604 (WAC 296-17-726), ((66-5) 6605 (WAC 296-17-727), ((66-7) 6607 (WAC 296-17-729), ((67-4) 6704 (WAC 296-17-735), ((67-9) 6709 (WAC 296-17-740), ((69-9) 6909 (WAC 296-17-75301), ((73-8) 7308 (WAC 296-17-778).

**AMENDATORY SECTION** (Amending Order 83-36, filed 11/30/83, effective 1/1/84)

WAC 296-17-759 CLASSIFICATION ((7+6) 7106.

**Temporary help companies**

This classification applies to employees of temporary help companies, N.O.C., that are referred on a temporary basis to its customers. This classification applies if the customer's business is by nature enumerated in this manual as being subject to any of the following risk classifications: ((3-1) 0301 (WAC 296-17-510), ((8-3) 0803 (WAC 296-17-529), ((11-3) 1103 (WAC 296-17-538), ((11-4) 1104 (WAC 296-17-53801), ((13-1) 1301 (WAC 296-17-539), ((14-4) 1404 (WAC 296-17-544), ((15-1) 1501 (WAC 296-17-545), ((15-7) 1507 (WAC 296-17-546), ((20-2) 2002 (WAC 296-17-555), ((20-3) 2003 (WAC 296-17-556), ((20-4) 2004 (WAC 296-17-557), ((20-5) 2005 (WAC 296-17-558), ((20-7) 2007 (WAC 296-17-560), ((20-8) 2008 (WAC 296-17-561), ((21-1) 2101 (WAC 296-17-562), ((21-2) 2102 (WAC 296-17-563), ((21-4) 2104 (WAC 296-17-564), ((33-9) 3309 (WAC 296-17-578), ((34-1) 3401 (WAC 296-17-579), ((34-7) 3407 (WAC 296-17-584), ((35-1) 3501 (WAC 296-17-586), ((35-3) 3503 (WAC 296-17-587), ((35-8) 3508 (WAC 296-17-592), ((37-2) 3702 (WAC 296-17-600), ((39-1) 3901 (WAC 296-17-614), ((39-6) 3906 (WAC 296-17-61801), ((44-1) 4401 (WAC 296-17-635), ((44-4) 4404 (WAC 296-17-636), ((48-2) 4802 (WAC 296-17-643), ((48-3) 4803 (WAC 296-17-644), ((48-4) 4804 (WAC 296-17-645), ((48-5) 4805 (WAC 296-17-646), ((48-6) 4806 (WAC 296-17-647), ((48-8) 4808 (WAC 296-17-

649), ((48-9) 4809 (WAC 296-17-64901), ((53-7) 4810 (WAC 296-17-64902), 4811 (WAC 296-17-64903), 4812 (WAC 296-17-64904), 5307 (WAC 296-17-67901), ((61-4) 6104 (WAC 296-17-681), ((61-8) 6108 (WAC 296-17-685), ((62-2) 6202 (WAC 296-17-688), ((62-8) 6208 (WAC 296-17-694), ((64-8) 6408 (WAC 296-17-712), ((64-9) 6409 (WAC 296-17-713), ((66-2) 6602 (WAC 296-17-724), ((66-8) 6608 (WAC 296-17-730), ((67-6) 6706 (WAC 296-17-737), ((68-1) 6801 (WAC 296-17-741), ((68-2) 6802 (WAC 296-17-742), ((68-4) 6804 (WAC 296-17-744), ((69-8) 6908 (WAC 296-17-753), ((72-1) 7201 (WAC 296-17-763), ((73-1) 7301 (WAC 296-17-772), ((73-2) 7302 (WAC 296-17-773), ((73-7) 7307 (WAC 296-17-777).

**AMENDATORY SECTION** (Amending Order 85-7, filed 2/28/85, effective 4/1/85)

WAC 296-17-760 CLASSIFICATION ((7+7) 7107.

**Temporary help companies**

This classification applies to employees of temporary help companies, N.O.C., that are referred on a temporary basis to its customers. This classification applies if the customer's business is by nature enumerated in this manual as being subject to any of the following risk classifications: ((3-6) 0306 (WAC 296-17-512), ((3-7) 0307 (WAC 296-17-513), ((5-3) 0503 (WAC 296-17-518), ((6-1) 0601 (WAC 296-17-522), ((6-2) 0602 (WAC 296-17-523), ((6-3) 0603 (WAC 296-17-524), ((6-6) 0606 (WAC 296-17-526), ((6-7) 0607 (WAC 296-17-527), ((6-8) 0608 (WAC 296-17-52701), ((11-8) 1108 (WAC 296-17-53805), ((14-1) 1401 (WAC 296-17-542), ((18-1) 1801 (WAC 296-17-552), ((24-1) 2401 (WAC 296-17-567), ((29-3) 2903 (WAC 296-17-568), ((29-4) 2904 (WAC 296-17-569), ((29-6) 2906 (WAC 296-17-570), ((29-8) 2908 (WAC 296-17-57002), ((31-1) 3101 (WAC 296-17-571), ((31-2) 3102 (WAC 296-17-572), ((31-3) 3103 (WAC 296-17-573), ((31-4) 3104 (WAC 296-17-574), ((31-5) 3105 (WAC 296-17-575), ((31-1) 3101 (WAC 296-17-576), ((33-2) 3302 (WAC 296-17-57601), ((33-3) 3303 (WAC 296-17-57602), ((34-2) 3402 (WAC 296-17-580), ((34-4) 3404 (WAC 296-17-582), ((36-3) 3603 (WAC 296-17-595), ((36-4) 3604 (WAC 296-17-596), ((36-5) 3605 (WAC 296-17-597), ((36-6) 3606 (WAC 296-17-598), ((39-2) 3902 (WAC 296-17-615), ((39-3) 3903 (WAC 296-17-616), ((40-2) 4002 (WAC 296-17-619), ((42-1) 4201 (WAC 296-17-629), ((43-1) 4301 (WAC 296-17-630), ((43-2) 4302 (WAC 296-17-631), ((43-3) 4303 (WAC 296-17-632), ((43-4) 4304 (WAC 296-17-633), ((44-2) 4402 (WAC 296-17-63501), ((46-1) 4601 (WAC 296-17-641), ((51-1) 5101 (WAC 296-17-661), ((51-2) 5102 (WAC 296-17-662), ((51-3) 5103 (WAC 296-17-663), ((51-5) 5105 (WAC 296-17-665), ((51-6) 5106 (WAC 296-17-666), ((51-7) 5107 (WAC 296-17-667), ((51-8) 5108 (WAC 296-17-668), ((51-9) 5109 (WAC 296-17-669), ((52-1) 5201 (WAC 296-17-670), ((52-2) 5202 (WAC 296-17-671), ((52-3) 5203 (WAC 296-17-672), ((52-4) 5204 (WAC 296-17-673), ((52-8) 5208 (WAC 296-17-67601), ((52-9) 5209 (WAC 296-17-67602), ((67-5) 6705 (WAC 296-17-736).

**AMENDATORY SECTION** (Amending Order 83-36, filed 11/30/83, effective 1/1/84)

WAC 296-17-761 CLASSIFICATION ((7+8) 7108.

**Temporary help companies**

This classification applies to employees of temporary help companies, N.O.C., that are referred on a temporary basis to its customers. This classification applies if the customer's business is by nature enumerated in this manual as being subject to any of the following risk classifications: ((1-1) 0101 (WAC 296-17-501), ((1-2) 0102 (WAC 296-17-502), ((1-3) 0103 (WAC 296-17-503), ((1-4) 0104 (WAC 296-17-504), ((1-5) 0105 (WAC 296-17-505), ((1-6) 0106 (WAC 296-17-506), ((1-7) 0107 (WAC 296-17-50601), ((1-8) 0108 (WAC 296-17-50602), ((1-9) 0109 (WAC 296-17-507), ((2-6) 0206 (WAC 296-17-675), ((3-2) 0302 (WAC 296-17-511), ((4-1) 0401 (WAC 296-17-514), ((4-2) 0402 (WAC 296-17-515), ((4-3) 0403 (WAC 296-17-516), ((5-2) 0502 (WAC 296-17-517), ((5-4) 0504 (WAC 296-17-519), ((5-5) 0505 (WAC 296-17-520), ((5-8) 0508 (WAC 296-17-521), ((5-9) 0509 (WAC 296-17-52101), ((6-4) 0610 (WAC 296-17-52102), 0604 (WAC 296-17-525), ((7-1) 0701 (WAC 296-17-528), ((8-4) 0804 (WAC 296-17-530), ((9-1) 0901 (WAC 296-

17-532), ((~~10-2~~)) 1002 (WAC 296-17-534), ((~~10-3~~)) 1003 (WAC 296-17-535), ((~~10-4~~)) 1004 (WAC 296-17-53501), ((~~11-1~~)) 1101 (WAC 296-17-536), ((~~11-2~~)) 1102 (WAC 296-17-537), ((~~17-3~~)) 1109 (WAC 296-17-53806), 1703 (WAC 296-17-550), ((~~17-4~~)) 1704 (WAC 296-17-551), ((~~21-5~~)) 2105 (WAC 296-17-56401), ((~~35-6~~)) 3506 (WAC 296-17-590), ((~~43-5~~)) 4305 (WAC 296-17-634), ((~~52-6~~)) 5206 (WAC 296-17-675), ((~~62-7~~)) 6207 (WAC 296-17-693), ((~~66-9~~)) 6609 (WAC 296-17-731), ((~~69-2~~)) 6902 (WAC 296-17-747), ((~~69-4~~)) 6904 (WAC 296-17-749), ((~~69-5~~)) 6905 (WAC 296-17-750), ((~~69-7~~)) 6907 (WAC 296-17-752), ((~~71-3~~)) 7103 (WAC 296-17-756).

AMENDATORY SECTION (Amending Order 83-36, filed 11/30/83, effective 1/1/84)

WAC 296-17-762 CLASSIFICATION ((~~71-9~~)) 7109.

Temporary help companies

This classification applies to employees of temporary help companies, N.O.C., that are referred on a temporary basis to its customers. This classification applies if the customer's business is by nature enumerated in this manual as being subject to any of the following risk classifications: ((~~2-1~~)) 0201 (WAC 296-17-508), ((~~2-2~~)) 0202 (WAC 296-17-509), ((~~5-6~~)) 0506 (WAC 296-17-52001), ((~~5-7~~)) 0507 (WAC 296-17-52002), ((~~10-5~~)) 1005 (WAC 296-17-53502), ((~~17-1~~)) 1701 (WAC 296-17-548), ((~~17-2~~)) 1702 (WAC 296-17-549), ((~~50-1~~)) 5001 (WAC 296-17-659), ((~~50-2~~)) 5002 (WAC 296-17-660), ((~~50-3~~)) 5003 (WAC 296-17-66001), ((~~50-4~~)) 5004 (WAC 296-17-66002), ((~~68-3~~)) 6803 (WAC 296-17-743), ((~~69-3~~)) 6903 (WAC 296-17-748).

AMENDATORY SECTION (Amending Order 85-7, filed 2/28/85, effective 4/1/85)

WAC 296-17-763 CLASSIFICATION ((~~72-1~~)) 7201.

State government - this classification is to be used to report all employments of workers assigned to work at state operated facilities that provide patient or health care of any type. Usage of this classification is not limited to state-operated hospitals as it is intended to also cover health care facilities at state schools, infirmaries at correctional institutions, travelling nurses and physicians, etc.

This classification excludes clerical office and white collar professional employments that are not engaged in providing or attending to patient care and all blue collar employments

See risk classifications ((~~49-2~~)) 4902 (WAC 296-17-651), ((~~53-7~~)) 5307 (WAC 296-17-67901) and ((~~71-3~~)) 7103 (WAC 296-17-756) for other state government operations.

AMENDATORY SECTION (Amending Order 85-7, filed 2/28/85, effective 4/1/85)

WAC 296-17-764 CLASSIFICATION ((~~72-2~~)) 7202.

Real estate agencies

This classification includes clerical office and sales personnel but, excludes building management and/or property development.

AMENDATORY SECTION (Amending Order 84-12, filed 6/1/84)

WAC 296-17-765 CLASSIFICATION ((~~72-3~~)) 7203.

Community service workers

This classification includes all community service workers performing work for counties, cities or towns pursuant to court order or under the provisions of chapter 13.40 RCW.

AMENDATORY SECTION (Amending Order 83-36, filed 11/30/83, effective 1/1/84)

WAC 296-17-766 CLASSIFICATION ((~~72-4~~)) 7204.

Preferred workers

This classification includes all preferred workers in accordance with the provisions of RCW 51.16.120(3) and WAC 296-16-010.

AMENDATORY SECTION (Amending Order 83-36, filed 11/30/83, effective 1/1/84)

WAC 296-17-772 CLASSIFICATION ((~~73-1~~)) 7301.

Dairy farms

This classification includes all farm operations related and incidental to the enterprise described and applies to all acreage devoted to the raising of these animals.

AMENDATORY SECTION (Amending Order 83-36, filed 11/30/83, effective 1/1/84)

WAC 296-17-773 CLASSIFICATION ((~~73-2~~)) 7302.

Livestock farms

Sheep or goat raising

This classification includes all farm operations related and incidental to the enterprises described above and applies to all acreage devoted to the raising of these animals.

AMENDATORY SECTION (Amending Order 82-38, filed 11/29/82, effective 1/1/83)

WAC 296-17-777 CLASSIFICATION ((~~73-7~~)) 7307.

Christmas tree planting, pruning and harvesting.

AMENDATORY SECTION (Amending Order 85-7, filed 2/28/85, effective 4/1/85)

WAC 296-17-778 CLASSIFICATION ((~~73-8~~)) 7308.

Animal shelters

Dog grooming parlors

Dog pounds

Humane societies

This classification includes clerical office and sales personnel.

AMENDATORY SECTION (Amending Order 84-11, filed 5/15/84)

WAC 296-17-779 CLASSIFICATION ((~~73-9~~)) 7309.

Work activity centers

For the purpose of this rule "work activity center" will refer to such centers licensed through the department of social and health services and as defined in Title 29, Part 525.2(c) of the Code of Federal Regulations as published by United States Department of Labor, providing job training and learning skills to mentally and/or developmentally disabled workers and who are enrolled as clients of the center. Usage of this classification will be limited to mentally and/or developmentally disabled workers employed within a work activity center and excludes all other employments of mentally and/or developmentally disabled workers not employed in a work activity center which will be separately rated in risk classification ((~~67-9~~)) 6709 (WAC 296-17-740). This classification further excludes professional, clerical, and other blue-collar employments which will be separately rated in risk classification ((~~67-9~~)) 6709 (WAC 296-17-740) even though the only operation of the employer may be a work activity center.

AMENDATORY SECTION (Amending Order 85-13, filed 6/17/85)

WAC 296-17-850 EXPERIENCE RATING PLAN—ELIGIBILITY AND EXPERIENCE PERIOD. (1) Eligibility. Each employer who has reported experience during more than one fiscal year of the "experience period" shall have his base rates multiplied by an "experience modification" calculated in accordance with the rules of this manual. The development of the "experience modification" as set forth in WAC 296-17-855 shall include losses and exposure reported in all risk classes: PROVIDED, That the "experience modification" determined in accordance with WAC 296-17-855 shall not apply to industrial insurance rates in the following classes: ((~~5-5~~)) 0505 (WAC 296-17-520), ((~~5-6~~)) 0506 (WAC 296-17-52001), ((~~5-7~~)) 0507 (WAC 296-17-52002), and ((~~48-7~~ (WAC 296-17-648))) 0510 (WAC 296-17-52102). Employer premiums in the foregoing classes shall be computed at base industrial insurance rates as set forth in WAC 296-17-895.

(2) Experience period. The "experience period" shall be the oldest three of the ((~~five~~)) four fiscal years preceding the effective date of premium rates as set forth in WAC 296-17-895.

AMENDATORY SECTION (Amending Order 84-23, filed 11/28/84, effective 1/1/85)

WAC 296-17-855 EXPERIENCE MODIFICATION. The basis of the experience modification shall be a comparison of the actual

losses charged to an employer during the experience period with the losses which would be expected for an average employer reporting the same exposures in each classification. The comparison shall contain actuarial refinements designed to mitigate the effects of losses which may be considered catastrophic or of doubtful statistical significance, due consideration being given to the volume of the employer's experience. Except for those employers who qualify for an adjusted experience modification as specified in WAC 296-17-860 or 296-17-865, the experience modification shall be calculated from the formula:

$$\text{MODIFICATION} = \frac{\text{Ap} + \text{WAc} + (1-\text{W}) \text{Ee} + \text{B}}{\text{E} + \text{B}}$$

The components Ap, WAc, and (1-W) Ee are values which shall be charged against an employer's experience record. The component, E, shall be the expected value of these charges for an average employer reporting the same exposures in each classification. The meaning and function of each symbol in the formula is specified below.

"Ap" signifies "primary actual losses." For each claim the primary actual loss is defined as that portion of the claim which is considered completely rateable for all employers and which is to enter the experience modification calculation at its full value. For each claim in excess of ~~(\$4,046)~~ \$4,350 the primary actual loss shall be determined from the formula:

$$\text{Primary loss} = \frac{((10,114)) \text{ } 10,876}{\text{Total loss} + ((6,068)) \text{ } 6,526} \times \text{total loss}$$

Primary actual losses for selected claim values are shown in Table I. For each claim less than ~~\$(4,046)~~ 4,350 the full value of the claim shall be considered a primary loss.

"Ae" signifies "excess actual losses." For each claim the excess actual loss is defined as that portion of the claim which is not considered completely rateable for all employers. The excess actual loss for each claim shall be determined by subtracting the primary loss from the total loss.

"W" signifies "W value." For each employer, the W value determines the portion of the actual excess losses which shall be included in the calculation of his experience modification, due consideration being given to the volume of his experience. This amount is represented by the symbol "WAc" in the experience modification formula. W values are set forth in Table II.

"E" signifies "expected losses." An employer's expected losses shall be determined by multiplying his reported exposure in each classification during the experience period by the classification expected loss rate. Expected loss rates are set forth in Table III.

"Ee" signifies "expected excess losses." Expected losses in each classification shall be multiplied by the classification "D-Ratio" to obtain "expected primary losses." Expected excess losses shall then be calculated by subtracting expected primary losses from expected total losses. Each employer shall have a statistical charge included in the calculation of his experience modification, said charge to be actuarially equivalent to the amount forgiven an average employer because of the exclusion of a portion of his excess actual losses. This charge is represented by "(1-W) Ee" in the experience modification formula. D-Ratios are set forth in Table III.

"B" signifies "B value" or "ballast." In order to limit the effect of a single severe accident on the modification of a small employer, a stabilizing element (B value) shall be added to both actual and expected losses. B values are set forth in Table II.

**AMENDATORY SECTION** (Amending Order 84-23, filed 11/28/84, effective 1/1/85)

WAC 296-17-875 TABLE I.

Primary Losses for Selected Claim Values

CLAIM VALUE	PRIMARY LOSS
<del>((4,046</del>	4,046
4,864	4,500
5,933	5000
8,850	6000
13,640	7000
22,963	8000
31,957	8,500
49,023	9,000
77,608*	9,381

CLAIM VALUE

PRIMARY LOSS

<del>101,140**</del>	9,542)
4,350	4,350
4,606	4,500
5,553	5000
8,030	6000
11,786	7000
18,153	8000
23,346	8,500
31,308	9,000
81,725*	10,072
108,760**	10,260

- \* Average death value
- \*\* Maximum claim value

**AMENDATORY SECTION** (Amending Order 84-23, filed 11/28/84, effective 1/1/85)

WAC 296-17-880 TABLE II.

"B" and "W" Values

$$\text{Maximum Claim Value} = \$((101,140))108,760$$

$$\text{Average Death Value} = \$((77,608))81,725$$

EXPECTED LOSSES

B

W

<del>(2,191 &amp; Under</del>	19,084	0
2,192	4,415	18,893 .01
4,416	6,672	18,702 .02
6,673	8,963	18,511 .03
8,964	11,290	18,321 .04
11,291	13,652	18,130 .05
13,653	16,052	17,939 .06
16,053	18,489	17,748 .07
18,490	20,965	17,557 .08
20,966	23,479	17,366 .09
23,480	26,035	17,176 .10
26,036	28,634	16,985 .11
28,635	31,275	16,794 .12
31,276	33,960	16,603 .13
33,961	36,691	16,412 .14
36,692	39,467	16,221 .15
39,468	42,292	16,031 .16
42,293	45,167	15,840 .17
45,168	48,092	15,649 .18
48,093	51,069	15,458 .19
51,070	54,100	15,267 .20
54,101	57,185	15,076 .21
57,186	60,327	14,886 .22
60,328	63,528	14,695 .23
63,529	66,790	14,504 .24
66,791	70,113	14,313 .25
70,114	73,500	14,122 .26
73,501	76,953	13,931 .27
76,954	80,474	13,740 .28
80,475	84,065	13,550 .29
84,066	87,728	13,359 .30
87,729	91,467	13,168 .31
91,468	95,282	12,977 .32
95,283	99,177	12,786 .33
99,178	103,153	12,595 .34
103,154	107,216	12,405 .35
107,217	111,366	12,214 .36
111,367	115,607	12,023 .37
115,608	119,943	11,832 .38
119,944	124,376	11,641 .39
124,377	128,909	11,450 .40
128,910	133,548	11,260 .41
133,549	138,295	11,069 .42
138,296	143,155	10,878 .43
143,156	148,131	10,687 .44
148,132	153,229	10,496 .45
153,230	158,452	10,305 .46
158,453	163,806	10,115 .47
163,807	169,296	9,924 .48

EXPECTED LOSSES		B	W
169,297	174,927	9,733	.49
174,928	180,705	9,542	.50
180,706	186,637	9,351	.51
186,638	192,728	9,160	.52
192,729	198,984	8,969	.53
198,985	205,414	8,779	.54
205,415	212,025	8,588	.55
212,026	218,826	8,397	.56
218,827	225,823	8,206	.57
225,824	233,027	8,015	.58
233,028	240,445	7,824	.59
240,446	248,090	7,634	.60
248,091	255,972	7,443	.61
255,973	264,102	7,252	.62
264,103	272,493	7,061	.63
272,494	281,156	6,870	.64
281,157	290,106	6,679	.65
290,107	299,359	6,489	.66
299,360	308,930	6,298	.67
308,931	318,836	6,107	.68
318,837	329,095	5,916	.69
329,096	339,727	5,725	.70
339,728	350,752	5,534	.71
350,753	362,195	5,344	.72
362,196	374,079	5,153	.73
374,080	386,431	4,962	.74
386,432	399,279	4,771	.75
399,280	412,654	4,580	.76
412,655	426,591	4,389	.77
426,592	441,124	4,198	.78
441,125	456,295	4,008	.79
456,296	472,148	3,817	.80
472,149	488,729	3,626	.81
488,730	506,090	3,435	.82
506,091	524,289	3,244	.83
524,290	543,388	3,053	.84
543,389	563,457	2,863	.85
563,458	584,572	2,672	.86
584,573	606,819	2,481	.87
606,820	630,290	2,290	.88
630,291	655,092	2,099	.89
655,093	681,341	1,908	.90
681,342	709,170	1,718	.91
709,171	738,727	1,527	.92
738,728	770,178	1,336	.93
770,179	803,713	1,145	.94
803,714	839,547	954	.95
839,548	877,927	764	.96
877,928	919,136	573	.97
919,137	963,501	382	.98
963,502	1,011,399	191	.99
1,011,400	& over	0	1.00))
2,355	& Under	20,520	0
2,356	-	4,747	20,315
4,748	-	7,175	20,110
7,176	-	9,639	19,904
9,640	-	12,140	19,699
12,141	-	14,681	19,494
14,682	-	17,260	19,289
17,261	-	19,882	19,084
19,883	-	22,544	18,878
22,545	-	25,248	18,673
25,249	-	27,997	18,468
27,998	-	30,791	18,263
30,792	-	33,631	18,058
33,632	-	36,519	17,852
36,520	-	39,455	17,647
39,456	-	42,441	17,442
42,442	-	45,479	17,237
45,480	-	48,570	17,032
48,571	-	51,715	16,826
51,716	-	54,916	16,621
54,917	-	58,175	16,416
58,176	-	61,493	16,211
61,494	-	64,873	16,006

EXPECTED LOSSES		B	W
64,874	-	68,315	15,800
68,316	-	71,822	15,595
71,823	-	75,395	15,390
75,396	-	79,037	15,185
79,038	-	82,751	14,980
82,752	-	86,537	14,774
86,538	-	90,398	14,569
90,399	-	94,337	14,364
94,338	-	98,357	14,159
98,358	-	102,460	13,954
102,461	-	106,648	13,748
106,649	-	110,925	13,543
110,926	-	115,293	13,338
115,294	-	119,756	13,133
119,757	-	124,317	12,928
124,318	-	128,979	12,722
128,980	-	133,746	12,517
133,747	-	138,621	12,312
138,622	-	143,609	12,107
143,610	-	148,715	11,902
148,716	-	153,940	11,696
153,941	-	159,291	11,491
159,292	-	164,772	11,286
164,773	-	170,389	11,081
170,390	-	176,147	10,876
176,148	-	182,050	10,670
182,051	-	188,106	10,465
188,107	-	194,319	10,260
194,320	-	200,697	10,055
200,698	-	207,247	9,850
207,248	-	213,975	9,644
213,976	-	220,890	9,439
220,891	-	227,999	9,234
228,000	-	235,311	9,029
235,312	-	242,836	8,824
242,837	-	250,582	8,618
250,583	-	258,560	8,413
258,561	-	266,781	8,208
266,782	-	275,257	8,003
275,258	-	284,000	7,798
284,001	-	293,022	7,592
293,023	-	302,338	7,387
302,339	-	311,963	7,182
311,964	-	321,912	6,977
321,913	-	332,205	6,772
332,206	-	342,857	6,566
342,858	-	353,888	6,361
353,889	-	365,321	6,156
365,322	-	377,178	5,951
377,179	-	389,483	5,746
389,484	-	402,262	5,540
402,263	-	415,544	5,335
415,545	-	429,360	5,130
429,361	-	443,743	4,925
443,744	-	458,730	4,720
458,731	-	474,358	4,514
474,359	-	490,673	4,309
490,674	-	507,719	4,104
507,720	-	525,549	3,899
525,550	-	544,219	3,694
544,220	-	563,789	3,488
563,790	-	584,327	3,283
584,328	-	605,908	3,078
605,909	-	628,614	2,873
628,615	-	652,537	2,668
652,538	-	677,777	2,462
677,778	-	704,447	2,257
704,448	-	732,674	2,052
732,675	-	762,599	1,847
762,600	-	794,383	1,642
794,384	-	828,203	1,436
828,204	-	864,265	1,231
864,266	-	902,799	1,026
902,800	-	944,071	821
944,072	-	988,385	616

EXPECTED LOSSES		B	W
988,386	- 1,036,092	410	.98
1,036,093	- 1,087,599	205	.99
1,087,600	& over	0	1.00

AMENDATORY SECTION (Amending Order 85-7, filed 2/28/85, effective 4/1/85)

WAC 296-17-885 TABLE III.

Expected Loss Rates and D-Ratios  
Expected Loss Rates in Dollars Per Workman Hour  
for Indicated Fiscal Year

((CLASS	1981	1982	1983	D-RATIO
1-1	.4384	.4682	.4696	.347
1-2	.2942	.3135	.3143	.376
1-3	.3644	.3879	.3887	.391
1-4	.3006	.3212	.3222	.343
1-5	.3684	.3932	.3944	.357
1-6	.7071	.7558	.7582	.338
1-7	.3177	.3385	.3394	.371
1-8	.3492	.3717	.3724	.391
1-9	.5741	.6144	.6166	.324
2-1	.8037	.8587	.8613	.344
2-2	.9185	.9820	.9853	.335
2-6	.3930	.4222	.4243	.274
3-1	.1905	.2016	.2017	.461
3-2	.5762	.6154	.6172	.350
3-6	.1885	.2002	.2005	.419
3-7	.1804	.1920	.1923	.392
4-1	.7583	.8077	.8094	.383
4-2	.4740	.5056	.5068	.368
4-3	.5501	.5890	.5912	.317
5-2	.3601	.3820	.3824	.429
5-3	.2250	.2400	.2405	.368
5-4	.4195	.4467	.4476	.383
5-5	.4672	.4979	.4990	.374
5-6	.5970	.6332	.6336	.436
5-7	.6119	.6517	.6530	.383
5-8	.6383	.6820	.6841	.343
5-9	.5448	.5837	.5861	.309
6-1	.1579	.1686	.1691	.356
6-2	.1647	.1749	.1752	.414
6-3	.2817	.2993	.2997	.414
6-4	.4328	.4616	.4628	.365
6-6	.0795	.0845	.0847	.414
6-7	.1038	.1104	.1105	.412
6-8	.1579	.1686	.1691	.356
7-1	.4347	.4648	.4663	.334
8-3	.1482	.1574	.1576	.420
8-4	.2406	.2570	.2577	.349
9-1	.8081	.8650	.8682	.321
9-2	.2265	.2418	.2425	.354
10-2	.3941	.4198	.4206	.383
10-3	.2300	.2448	.2452	.394
10-4	.2300	.2448	.2452	.394
10-5	.9742	1.0402	1.0433	.350
10-7	.0308	.0326	.0325	.489
11-1	.1730	.1838	.1840	.419
11-2	.4039	.4305	.4315	.372
11-3	.1331	.1413	.1414	.437
11-4	.1743	.1850	.1853	.423
11-6	.0379	.0400	.0400	.479
11-8	.1812	.1937	.1942	.347
13-1	.1370	.1458	.1461	.394
13-3	.0735	.0781	.0782	.427
13-4	.0045	.0049	.0049	.368
13-5	.0852	.0904	.0905	.428
14-1	.2991	.3190	.3199	.363
14-4	.1778	.1888	.1892	.411
15-1	.1323	.1403	.1404	.433
15-7	.1104	.1173	.1175	.403
17-1	.7602	.8167	.8205	.278
17-2	.7602	.8167	.8205	.278
17-3	.1976	.2101	.2104	.409
17-4	.2170	.2306	.2309	.413

((CLASS	1981	1982	1983	D-RATIO
18-1	.2794	.2971	.2975	.402
20-2	.2295	.2440	.2443	.404
20-3	.1483	.1576	.1578	.415
20-4	.2548	.2713	.2720	.384
20-5	.1212	.1288	.1289	.414
20-7	.1465	.1566	.1571	.340
20-8	.1008	.1073	.1075	.385
21-1	.1687	.1796	.1799	.392
21-2	.1483	.1576	.1578	.415
21-4	.0652	.0688	.0688	.496
21-5	.2565	.2730	.2737	.388
22-1	.0906	.0959	.0960	.452
22-2	.1305	.1383	.1384	.439
24-1	.2157	.2289	.2291	.430
29-3	.2589	.2747	.2749	.429
29-4	.3262	.3477	.3486	.373
29-6	.1649	.1747	.1748	.443
29-8	.2649	.2830	.2839	.345
31-1	.2759	.2957	.2970	.302
31-2	.1980	.2112	.2117	.367
31-3	.1980	.2112	.2117	.367
31-4	.2179	.2330	.2339	.331
31-5	.2985	.3173	.3178	.404
33-1	.2863	.3043	.3046	.415
33-2	.2058	.2179	.2180	.458
33-3	.1111	.1178	.1181	.429
33-9	.1439	.1529	.1530	.422
34-1	.1393	.1480	.1482	.404
34-2	.1466	.1559	.1561	.402
34-3	.0462	.0493	.0494	.365
34-4	.1738	.1838	.1838	.467
34-5	.0759	.0806	.0808	.408
34-6	.0650	.0690	.0691	.422
34-7	.1116	.1191	.1194	.361
34-8	.0433	.0463	.0465	.329
34-9	.0639	.0678	.0679	.438
35-1	.1676	.1776	.1776	.452
35-3	.1164	.1232	.1232	.461
35-5	.1812	.1937	.1942	.347
35-6	.2245	.2394	.2399	.370
35-8	.1277	.1351	.1351	.460
36-1	.0325	.0345	.0345	.433
36-2	.0325	.0345	.0345	.433
36-3	.1724	.1827	.1828	.444
36-4	.3132	.3332	.3337	.401
36-5	.1133	.1205	.1207	.396
36-6	.2265	.2418	.2425	.354
37-1	.0722	.0766	.0767	.430
37-2	.1871	.1997	.2002	.351
37-6	.0722	.0766	.0767	.430
37-7	.1346	.1430	.1431	.424
37-8	.0752	.0795	.0795	.467
38-1	.0990	.1056	.1058	.366
38-2	.0599	.0634	.0635	.449
38-3	.0599	.0634	.0635	.449
38-5	.0599	.0634	.0635	.449
38-6	.0599	.0634	.0635	.449
38-8	.0670	.0711	.0711	.428
38-9	.0752	.0795	.0795	.467
39-1	.1177	.1254	.1257	.381
39-2	.2252	.2394	.2398	.405
39-3	.3171	.3374	.3380	.398
39-4	.2252	.2394	.2398	.405
39-5	.0477	.0503	.0503	.491
39-6	.1701	.1803	.1804	.444
39-9	.0607	.0639	.0639	.505
40-2	.2504	.2670	.2678	.364
41-1	.0469	.0498	.0499	.429
41-3	.0874	.0925	.0926	.449
41-4	.0469	.0498	.0499	.429
41-7	.0249	.0265	.0265	.417
41-8	.0469	.0498	.0499	.429
41-9	.0469	.0498	.0499	.429
42-1	.1826	.1949	.1954	.364
43-1	.2808	.2975	.2977	.446

((CLASS	1981	1982	1983	D-RATIO
43-2	.2762	.2932	.2935	.424
43-3	.2987	.3166	.3168	.441
43-4	.2363	.2511	.2515	.409
43-5	.4404	.4677	.4682	.419
44-1	.1562	.1657	.1660	.429
44-2	.2058	.2198	.2204	.351
44-4	.1483	.1576	.1578	.415
45-1	.0443	.0474	.0476	.323
45-2	.0181	.0194	.0194	.369
45-3	.0224	.0237	.0237	.436
45-4	.0224	.0237	.0237	.436
46-1	.1761	.1887	.1895	.309
48-2	.0836	.0890	.0893	.379
48-3	.0985	.1046	.1047	.433
48-4	.1983	.2108	.2111	.409
48-5	.1035	.1096	.1097	.447
48-6	.0257	.0272	.0272	.475
48-7	.4672	.4979	.4990	.374
48-8	.1137	.1203	.1203	.465
48-9	.0699	.0742	.0743	.436
49-1	.0228	.0244	.0244	.341
49-2	.0507	.0539	.0540	.423
49-3	.0228	.0244	.0244	.341
49-4	.0056	.0059	.0059	.434
49-5	.0921	.0976	.0976	.444
49-6	.0186	.0196	.0197	.430
49-7	.0369	.0394	.0395	.390
49-8	.0377	.0401	.0402	.401
49-9	.0377	.0401	.0402	.401
50-1	1.2577	1.4634	1.4672	.364
50-2	.1420	.1508	.1510	.422
50-3	.4513	.4808	.4818	.382
50-4	.2410	.2563	.2567	.400
51-1	.2992	.3181	.3186	.407
51-2	.4764	.5059	.5064	.422
51-3	.4109	.4382	.4394	.366
51-4	.2066	.2198	.2201	.398
51-6	.2066	.2198	.2201	.398
51-7	.1438	.1528	.1530	.415
51-8	.2673	.2851	.2857	.369
51-9	.2005	.2141	.2147	.348
52-1	.1438	.1528	.1530	.415
52-4	.5519	.5843	.5845	.456
52-5	.2673	.2851	.2857	.369
52-6	.1558	.1665	.1670	.339
52-7	.0472	.0501	.0502	.410
52-8	.2544	.2707	.2712	.391
52-9	.1960	.2084	.2087	.410
53-1	.0060	.0063	.0063	.412
53-5	.0101	.0108	.0108	.407
53-6	.0119	.0127	.0128	.369
53-7	.0739	.0785	.0786	.405
61-3	.0114	.0121	.0121	.468
61-4	.1310	.1390	.1392	.430
61-5	.0766	.0810	.0810	.462
61-6	.0766	.0810	.0810	.462
61-7	.0572	.0612	.0614	.328
61-8	.1417	.1493	.1531	.513
61-9	.0135	.0143	.0143	.418
62-1	.0579	.0616	.0618	.383
62-2	.2383	.2536	.2541	.393
62-3	.0439	.0466	.0467	.395
62-4	.0482	.0510	.0510	.468
62-5	.0482	.0510	.0510	.468
62-6	.0482	.0510	.0510	.468
62-7	.2724	.2889	.2891	.438
62-8	.0943	.1006	.1009	.362
62-9	.0699	.0742	.0743	.434
63-1	.0426	.0454	.0455	.379
63-2	.0603	.0642	.0644	.400
63-3	.0161	.0172	.0172	.422
63-4	.0457	.0486	.0488	.363
63-5	.0205	.0216	.0216	.440
63-6	.0644	.0682	.0682	.454
63-7	.0275	.0291	.0291	.459

((CLASS	1981	1982	1983	D-RATIO
63-8	.0141	.0151	.0152	.350
63-9	.0342	.0362	.0362	.456
64-1	.0275	.0291	.0291	.459
64-2	.0840	.0895	.0897	.382
64-3	.0502	.0531	.0531	.467
64-4	.0177	.0188	.0189	.387
64-5	.1489	.1578	.1579	.440
64-6	.0275	.0291	.0291	.459
64-7	.0653	.0695	.0697	.385
64-8	.1108	.1182	.1185	.370
64-9	.1641	.1743	.1745	.416
65-1	.0148	.0157	.0157	.442
65-2	.0053	.0056	.0056	.420
65-3	.0453	.0487	.0491	.242
65-4	.0599	.0633	.0633	.493
65-5	.0645	.0685	.0686	.410
65-6	.0157	.0168	.0168	.393
65-7	.1083	.1150	.1151	.433
65-8	.1083	.1150	.1151	.433
65-9	.0602	.0637	.0637	.475
66-1	.0844	.0897	.0898	.413
66-2	.1570	.1663	.1664	.444
66-3	.0822	.0870	.0870	.458
66-4	.0260	.0275	.0276	.397
66-5	.0686	.0728	.0729	.424
66-7	.0473	.0502	.0503	.394
66-8	.1071	.1139	.1143	.389
66-9	.5876	.6182	.6173	.533
67-4	.0612	.0651	.0652	.398
67-5	.1714	.1812	.1812	.474
67-6	.0963	.1023	.1025	.405
67-7	2.76*	2.90*	2.89*	.551
67-8	6.8475	5.1356	3.4238	.426
67-9	.0428	.0453	.0453	.477
68-1	.2380	.2521	.2523	.447
68-2	.1337	.1419	.1420	.428
68-3	1.2183	1.3152	1.3233	.217
68-4	.0780	.0831	.0832	.376
68-9	.6278	.6617	.6610	.512
69-2	.3880	.4160	.4177	.302
69-3	1.5373	1.6459	1.6520	.319
69-4	.1189	.1268	.1270	.376
69-5	.1189	.1268	.1270	.376
69-7	.4108	.4369	.4376	.402
69-8	.1660	.1759	.1760	.440
69-9	.0285	.0303	.0304	.405
71-1	.0153	.0164	.0164	.409
71-2	4.29*	4.54*	4.53*	.477
71-3	.0685	.0728	.0730	.391
71-4	.0136	.0145	.0145	.420
71-5	.0994	.1050	.1049	.483
71-6	.1750	.1859	.1861	.423
71-7	.2442	.2596	.2601	.403
71-8	.5928	.6290	.6296	.429
71-9	1.6028	1.7046	1.7075	.401
72-1	.0725	.0764	.0764	.503
72-2	.0186	.0197	.0198	.402
73-1	.1376	.1459	.1460	.432
73-2	.1363	.1438	.1438	.493
73-7	.1347	.1421	.1421	.494
73-8	.0660	.0703	.0705	.385))
CLASS	1982	1983	1984	D-RATIO
0101	.5199	.5341	.4957	.355
0102	.3492	.3587	.3325	.370
0103	.4312	.4429	.4095	.402
0104	.3579	.3676	.3421	.326
0105	.4377	.4498	.4176	.349
0106	.8370	.8599	.7974	.365
0107	.3769	.3872	.3589	.369
0108	.4134	.4247	.3928	.399
0109	.6829	.7016	.6531	.318
0201	.9545	.9807	.9110	.344
0202	1.0960	1.1261	1.0497	.302
0206	.4693	.4823	.4512	.256

CLASS	1982	1983	1984	D-RATIO
0301	.2253	.2314	.2131	.455
0302	.6857	.7045	.6551	.332
0306	.2236	.2296	.2122	.406
0307	.2143	.2201	.2041	.371
0401	.8998	.9243	.8564	.376
0402	.5646	.5801	.5393	.336
0403	.6556	.6735	.6279	.301
0502	.4281	.4397	.4075	.377
0503	.2681	.2754	.2560	.336
0504	.4976	.5112	.4736	.377
0505	.5598	.5751	.5326	.383
0506	.7171	.7367	.6808	.407
0507	.7346	.7546	.6992	.376
0508	.7537	.7742	.7167	.387
0509	.6496	.6674	.6227	.291
0510	.5598	.5751	.5326	.383
0601	.1863	.1914	.1769	.408
0602	.1959	.2012	.1865	.377
0603	.3351	.3442	.3190	.377
0604	.5134	.5275	.4891	.366
0606	.0945	.0970	.0898	.391
0607	.1230	.1264	.1168	.404
0608	.1863	.1914	.1769	.408
0701	.5174	.5316	.4948	.319
0803	.1761	.1809	.1674	.388
0804	.2863	.2941	.2733	.335
0901	.9565	.9827	.9121	.355
0902	.2689	.2761	.2564	.355
1002	.4664	.4792	.4433	.395
1003	.2733	.2808	.2604	.368
1004	.2733	.2808	.2604	.368
1005	1.1533	1.1849	1.0983	.371
1007	.0364	.0375	.0345	.468
1101	.2042	.2098	.1933	.441
1102	.4783	.4913	.4550	.383
1103	.1580	.1624	.1500	.408
1104	.2065	.2121	.1959	.415
1106	.0449	.0461	.0424	.457
1108	.2138	.2197	.2031	.399
1109	.4783	.4913	.4550	.383
1301	.1624	.1668	.1543	.392
1303	.0871	.0895	.0827	.414
1304	.0053	.0056	.0051	.395
1305	.1008	.1035	.0955	.433
1401	.3546	.3643	.3378	.367
1404	.2115	.2172	.2013	.373
1501	.1573	.1616	.1495	.393
1507	.1309	.1344	.1244	.391
1701	.9022	.9270	.8636	.307
1702	.9022	.9270	.8636	.307
1703	.2353	.2417	.2241	.368
1704	.2576	.2646	.2448	.394
1801	.3328	.3418	.3173	.357
2002	.2716	.2790	.2579	.408
2003	.1757	.1805	.1668	.411
2004	.3034	.3117	.2894	.350
2005	.1433	.1473	.1359	.420
2007	.1741	.1788	.1662	.338
2008	.1195	.1228	.1137	.382
2101	.2000	.2055	.1902	.389
2102	.1757	.1805	.1668	.411
2104	.0768	.0790	.0725	.503
2105	.3034	.3117	.2882	.403
2201	.1072	.1101	.1014	.445
2202	.1544	.1586	.1462	.436
2401	.2557	.2627	.2427	.414
2903	.3062	.3145	.2901	.429
2904	.3921	.4029	.3741	.345
2906	.1951	.2005	.1849	.435
2908	.3142	.3227	.2995	.356
3101	.3278	.3369	.3137	.311
3102	.2352	.2417	.2243	.358
3103	.2352	.2417	.2243	.358
3104	.2584	.2655	.2466	.346
3105	.3538	.3634	.3362	.395

CLASS	1982	1983	1984	D-RATIO
3301	.3373	.3464	.3190	.454
3302	.2442	.2508	.2315	.426
3303	.1313	.1350	.1245	.432
3309	.1709	.1756	.1624	.396
3401	.1649	.1694	.1565	.403
3402	.1736	.1783	.1649	.404
3403	.0546	.0561	.0519	.389
3404	.2059	.2116	.1951	.434
3405	.0902	.0926	.0858	.380
3406	.0768	.0790	.0729	.429
3407	.1324	.1359	.1261	.366
3408	.0514	.0528	.0492	.327
3409	.0757	.0777	.0716	.440
3501	.1979	.2034	.1872	.454
3503	.1373	.1411	.1297	.472
3505	.2138	.2197	.2031	.399
3506	.2673	.2746	.2552	.340
3508	.1507	.1548	.1424	.463
3601	.0385	.0395	.0364	.439
3602	.0385	.0395	.0364	.439
3603	.2038	.2093	.1929	.444
3604	.3719	.3820	.3538	.382
3605	.1343	.1381	.1278	.389
3606	.2689	.2761	.2564	.355
3701	.0859	.0883	.0816	.388
3702	.2203	.2263	.2091	.412
3706	.0859	.0883	.0816	.388
3707	.1592	.1635	.1509	.430
3708	.0890	.0915	.0843	.441
3801	.1174	.1206	.1118	.369
3802	.0707	.0727	.0669	.450
3803	.0707	.0727	.0669	.450
3805	.0707	.0727	.0669	.450
3806	.0707	.0727	.0669	.450
3808	.0793	.0814	.0752	.421
3809	.0890	.0915	.0843	.441
3901	.1391	.1429	.1321	.409
3902	.2667	.2740	.2534	.403
3903	.3760	.3863	.3574	.391
3904	.2667	.2740	.2534	.403
3905	.0561	.0576	.0528	.509
3906	.2022	.2076	.1920	.402
3909	.0717	.0736	.0676	.481
4002	.2970	.3051	.2828	.373
4101	.0556	.0571	.0526	.439
4103	.1034	.1062	.0980	.431
4104	.0556	.0571	.0526	.439
4107	.0295	.0303	.0280	.403
4108	.0556	.0571	.0526	.439
4109	.0556	.0571	.0526	.439
4201	.2166	.2225	.2062	.370
4301	.3314	.3405	.3133	.457
4302	.3264	.3352	.3093	.433
4303	.3541	.3638	.3360	.417
4304	.2798	.2875	.2657	.407
4305	.5217	.5359	.4952	.410
4401	.1853	.1903	.1759	.409
4402	.2445	.2512	.2334	.345
4404	.1757	.1805	.1668	.411
4501	.0526	.0541	.0502	.332
4502	.0217	.0222	.0206	.360
4503	.0265	.0272	.0251	.426
4504	.0265	.0272	.0251	.426
4601	.2097	.2154	.2009	.298
4802	.0986	.1013	.0935	.419
4803	.1158	.1190	.1093	.479
4804	.2345	.2409	.2224	.421
4805	.1222	.1256	.1156	.450
4806	.0305	.0312	.0287	.453
4807	.5598	.5751	.5326	.383
4808	.1346	.1383	.1274	.446
4809	.0825	.0847	.0779	.460
4810	.0922	.0948	.0874	.427
4811	.1158	.1190	.1093	.479
4812	.0986	.1013	.0935	.419

CLASS	1982	1983	1984	D-RATIO
4901	.0270	.0278	.0258	.351
4902	.0601	.0617	.0570	.426
4903	.0270	.0278	.0258	.351
4904	.0065	.0067	.0062	.467
4905	.1082	.1111	.1021	.487
4906	.0219	.0225	.0207	.439
4907	.0439	.0451	.0417	.387
4908	.0447	.0458	.0424	.399
4909	.0447	.0458	.0424	.399
5001	1.6308	1.6754	1.5557	.349
5002	.1680	.1726	.1593	.424
5003	.5372	.5519	.5124	.352
5004	.2850	.2927	.2705	.411
5101	.3543	.3640	.3364	.408
5102	.5656	.5810	.5374	.397
5103	.4873	.5005	.4640	.371
5104	.2450	.2517	.2330	.388
5106	.2450	.2517	.2330	.388
5107	.1704	.1750	.1618	.405
5108	.3172	.3258	.3021	.368
5109	.2364	.2428	.2245	.400
5201	.1704	.1750	.1618	.405
5204	.6525	.6702	.6173	.450
5205	.3172	.3258	.3021	.368
5206	.1847	.1897	.1760	.358
5207	.0557	.0572	.0527	.437
5208	.3023	.3105	.2879	.369
5209	.2324	.2387	.2209	.398
5301	.0071	.0073	.0067	.411
5305	.0120	.0123	.0114	.403
5306	.0141	.0145	.0134	.404
5307	.0871	.0894	.0825	.433
6103	.0136	.0139	.0128	.423
6104	.1560	.1602	.1484	.381
6105	.0909	.0934	.0862	.416
6106	.0909	.0934	.0862	.416
6107	.0680	.0698	.0649	.337
6108	.1757	.1804	.1652	.518
6109	.0158	.0162	.0150	.465
6201	.0685	.0704	.0651	.401
6202	.2825	.2902	.2686	.389
6203	.0520	.0534	.0495	.388
6204	.0570	.0586	.0539	.456
6205	.0570	.0586	.0539	.456
6206	.0570	.0586	.0539	.456
6207	.3226	.3314	.3058	.426
6208	.1121	.1152	.1070	.349
6209	.0792	.0813	.0749	.456
6301	.0508	.0521	.0485	.339
6302	.0716	.0735	.0681	.392
6303	.0191	.0197	.0182	.402
6304	.0542	.0557	.0516	.356
6305	.0243	.0249	.0230	.421
6306	.0764	.0784	.0725	.419
6307	.0325	.0333	.0308	.455
6308	.0169	.0173	.0160	.362
6309	.0404	.0415	.0381	.452
6401	.0325	.0333	.0308	.455
6402	.0991	.1017	.0939	.428
6403	.0591	.0607	.0558	.483
6404	.0209	.0215	.0200	.383
6405	.1762	.1810	.1669	.433
6406	.0325	.0333	.0308	.455
6407	.0767	.0788	.0726	.455
6408	.1310	.1345	.1245	.397
6409	.1958	.2012	.1867	.353
6501	.0175	.0181	.0166	.444
6502	.0062	.0063	.0059	.435
6503	.0540	.0555	.0518	.253
6504	.0706	.0726	.0666	.499
6505	.0763	.0783	.0723	.418
6506	.0187	.0192	.0177	.379
6507	.1282	.1318	.1215	.429
6508	.1282	.1318	.1215	.429
6509	.0711	.0730	.0670	.486

CLASS	1982	1983	1984	D-RATIO
6601	.0998	.1025	.0947	.423
6602	.1860	.1911	.1763	.422
6603	.0972	.0999	.0920	.447
6604	.0308	.0316	.0293	.384
6605	.0812	.0835	.0770	.414
6607	.0559	.0574	.0530	.410
6608	.1268	.1304	.1206	.390
6609	.6942	.7130	.6538	.506
6704	.0725	.0745	.0689	.396
6705	.2021	.2076	.1906	.486
6706	.1142	.1173	.1087	.386
6707	3.43*	3.52*	3.22*	.541
6708	4.0644	4.1756	1.3131	.399
6709	.0505	.0519	.0478	.475
6801	.2817	.2894	.2668	.435
6802	.1580	.1623	.1497	.436
6803	1.4564	1.4967	1.4052	.213
6804	.0926	.0952	.0884	.359
6809	.7411	.7611	.6981	.500
6902	.4621	.4748	.4427	.296
6903	1.8297	1.8799	1.7510	.311
6904	.1408	.1447	.1340	.382
6905	.1408	.1447	.1340	.382
6907	.4885	.5018	.4651	.373
6908	.1965	.2019	.1864	.425
6909	.0339	.0347	.0322	.383
7101	.0182	.0187	.0173	.392
7102	5.36*	5.50*	5.06*	.458
7103	.0812	.0834	.0772	.388
7104	.0161	.0166	.0154	.397
7105	.1173	.1205	.1108	.473
7106	.2074	.2131	.1967	.414
7107	.2898	.2977	.2756	.387
7108	.7022	.7213	.6661	.418
7109	1.8997	1.9515	1.8054	.395
7201	.0855	.0878	.0806	.496
7202	.0221	.0228	.0211	.363
7203	—	—	.0139	.393
7301	.1626	.1671	.1541	.429
7302	.1613	.1656	.1524	.466
7307	.1588	.1631	.1496	.500
7308	.0781	.0803	.0743	.395
7309	—	—	.0480	.448

\*Daily expected loss rate

AMENDATORY SECTION (Amending Order 84-23, filed 11/28/84, effective 1/1/85)

WAC 296-17-890 TABLE IV.

Maximum experience modifications for firms with no compensable accidents:

Expected Loss Range	Maximum Experience Modification
((1-958	.90
959-1,024	.89
1,025-1,095	.88
1,096-1,174	.87
1,175-1,260	.86
1,261-1,352	.85
1,353-1,451	.84
1,452-1,560	.83
1,561-1,680	.82
1,681-1,811	.81
1,812-1,951	.80
1,952-2,106	.79
2,107-2,275	.78
2,276-2,458	.77
2,459-2,660	.76
2,661-2,882	.75
2,883-3,127	.74
3,128-3,396	.73

Expected Loss Range	Maximum Experience Modification
3,397-3,692	.72
3,693-4,018	.71
4,019-4,378	.70
4,379-4,777	.69
4,778-5,218	.68
5,219-5,708	.67
5,709-6,253	.66
6,254 and over	.65)
1-1,029	.90
1,030-1,101	.89
1,102-1,179	.88
1,180-1,263	.87
1,264-1,355	.86
1,356-1,454	.85
1,455-1,562	.84
1,563-1,679	.83
1,680-1,807	.82
1,808-1,946	.81
1,947-2,098	.80
2,099-2,264	.79
2,265-2,445	.78
2,446-2,644	.77
2,645-2,861	.76
2,862-3,100	.75
3,101-3,362	.74
3,363-3,651	.73
3,652-3,969	.72
3,970-4,319	.71
4,320-4,706	.70
4,707-5,135	.69
5,136-5,609	.68
5,610-6,136	.67
6,137-6,721	.66
6,722 and over	.65

((Rates Effective July 1, 1985

Class	Accident Fund Base Rate	Medical Aid Fund Rate
5-6	1.1739	.8218
5-7	1.1977	.7983
5-8	1.3353	.8480
5-9	1.1366	.7217
6-1	.3309	.2903
6-2	.3466	.2647
6-3	.5929	.3005
6-4	.9071	.7812
6-6	.1674	.1637
6-7	.2185	.1876
6-8	.3309	.2903
7-1	.9087	.7924
8-3	.3120	.2287
8-4	.5037	.5712
9-1	1.6875	.5428
10-2	.8273	.4490
10-3	.4832	.3049
10-4	.4832	.3049
10-5	2.0393	1.1156
10-7	.0653	.0798
11-1	.3643	.2959
11-2	.8469	.5299
11-3	.2808	.2331
11-4	.3672	.3199
11-6	.0801	.1050
11-8	.3794	.3178
13-1	.2879	.2486
13-3	.1549	.1802
13-4	.0096	.0154
13-5	.1796	.2067
14-1	.6267	.6325
14-4	.3740	.2093
15-1	.2789	.2519
15-7	.2320	.1935
17-1	1.5819	.7030
17-2	1.5819	.7030
17-3	.4158	.2635
17-4	.4567	.3969
18-1	.5873	.5280
20-2	.4825	.3239
20-3	.3123	.2536
20-4	.5349	.5070
20-5	.2551	.2577
20-7	.3064	.2633
20-8	.2116	.1646
21-1	.3544	.3189
21-2	.3123	.2536
21-4	1.1382	.1819
21-5	.5387	.4375
22-1	.1913	.1464
22-2	.2752	.1768
24-1	.4547	.3667
29-3	.5454	.4569
29-4	.6843	.4516
29-6	.3478	.3020
29-8	.5543	.4643
31-1	.5752	.3788
31-2	.4152	.2705
31-3	.4152	.2705
31-4	.4554	.2998
31-5	.6275	.5078
33-1	.6028	.4788
33-2	.4348	.3488
33-3	.2341	.2559
33-9	.3031	.3373
34-1	.2927	.2536
34-2	.3083	.3083
34-3	.0968	.0580
34-4	.3672	.3178

AMENDATORY SECTION (Amending Order 85-13, filed 6/17/85)

WAC 296-17-895 INDUSTRIAL INSURANCE ACCIDENT FUND BASE RATES AND MEDICAL AID RATES BY CLASS OF INDUSTRY. Industrial insurance accident fund base rates and medical aid rates by class of industry shall be as set forth below.

((Rates Effective July 1, 1985

Class	Accident Fund Base Rate	Medical Aid Fund Rate
1-1	.9173	.5169
1-2	.6174	.4560
1-3	.7655	.6175
1-4	.6290	.3849
1-5	.7717	.6070
1-6	1.4788	.8458
1-7	.6661	.4174
1-8	.7336	.4215
1-9	1.1993	.8514
2-1	1.6817	.9508
2-2	1.9203	1.1604
2-6	.8173	.5813
3-1	.4026	.3279
3-2	1.2063	.5353
3-6	.3970	.3411
3-7	.3789	.3782
4-1	1.5919	1.0394
4-2	.9938	.9604
4-3	1.1485	.6861
5-2	.7586	.4606
5-3	.4718	.4490
5-4	.8805	.5379
5-5	.9137	.6347

((Rates Effective  
July 1, 1985

((Rates Effective  
July 1, 1985

Class	Accident Fund Base Rate	Medical Aid Fund Rate
34-5	.1596	.1342
34-6	.1369	.2021
34-7	.2339	.2349
34-8	.0904	.0870
34-9	.1349	.1435
35-1	.3538	.3857
35-3	.2459	.2698
35-6	.4707	.2994
35-8	.2697	.2698
36-2	.0686	.0699
36-3	.3638	.3640
36-4	.6585	.4611
36-5	.2381	.2224
36-6	.4743	.3868
37-1	.1522	.1652
37-2	.3916	.2700
37-7	.2836	.2349
37-8	.1589	.1483
38-1	.2075	.1957
38-2	.1264	.1179
38-8	.1411	.1315
39-1	.2471	.1790
39-2	.4736	.3360
39-3	.6666	.7020
39-5	.1009	.1278
39-6	.3588	.3079
39-9	.1286	.1593
40-2	.5252	.3237
41-1	.0990	.1090
41-3	.1843	.2054
41-7	.0524	.0633
41-8	.0990	.1090
41-9	.0990	.1090
42-1	.3828	.2498
43-1	.5925	.4942
43-2	.5817	.4964
43-3	.6299	.6048
43-4	.4970	.3650
43-5	.9271	.4991
44-1	.3292	.2498
44-2	.4308	.3295
44-4	.3123	.2536
45-1	.0926	.0847
45-2	.0382	.0293
45-4	.0472	.0703
46-1	.3673	.5125
48-2	.1754	.1470
48-3	.2077	.2489
48-4	.4172	.3323
48-5	.2184	.1961
48-6	.0544	.0586
48-7	.9137	.6347
48-8	.2403	.2794
48-9	.1475	.1328
49-1	.0476	.0620
49-2	.1069	.1003
49-3	.0476	.0620
49-4	.0118	.0134
49-5	.1942	.1628
49-6	.0391	.0410
49-7	.0777	.0630
49-8	.0793	.1411
49-9	.0793	.1411
50-1	2.8752	1.6948
50-2	.2991	.3017
50-3	.9474	.4241
50-4	.5065	.5406
51-1	.6294	.4727
51-2	1.0034	.7765

Class	Accident Fund Base Rate	Medical Aid Fund Rate
51-3	.8614	.5999
51-6	.4341	.4392
51-8	.5605	.5122
51-9	.4195	.3078
52-1	.3026	.2468
52-4	1.1653	.4432
52-6	.3259	.2749
52-7	.0992	.1058
52-8	.5343	.5376
52-9	.4124	.4125
53-1	.0125	.0148
53-5	.0213	.0218
53-6	.0250	.0189
53-7	.1552	.1253
61-3	.0242	.0304
61-4	.2761	.2224
61-5	.1617	.1731
61-7	.1196	.1192
61-8	.3164	.2530
61-9	.0283	.0256
62-1	.1216	.1205
62-2	.5007	.3374
62-3	.0922	.0904
62-4	.1019	.1160
62-5	.1019	.1160
62-6	.1019	.1160
62-7	.5744	.8664
62-8	.1976	.1791
62-9	.1475	.2161
63-1	.0894	.0653
63-2	.1269	.0942
63-3	.0340	.0304
63-4	.0956	.0800
63-5	.0431	.0529
63-6	.1359	.1686
63-8	.0297	.0206
63-9	.0721	.0937
64-2	.1764	.1341
64-3	.1061	.1122
64-4	.0371	.0425
64-5	.3140	.3086
64-6	.0581	.0597
64-7	.1371	.1333
64-8	.2324	.2582
64-9	.3454	.3746
65-1	.0313	.0281
65-2	.0110	.0135
65-3	.0939	.0432
65-4	.1270	.1743
65-5	.1357	.1181
65-6	.0331	.0338
65-8	.2285	.2158
65-9	.1275	.1344
66-1	.1776	.1669
66-2	.3310	.2291
66-3	.1737	.1546
66-4	.0545	.0483
66-5	.1444	.1425
66-7	.0992	.1058
66-8	.2249	.1427
66-9	1.2487	1.2925
67-4	.1286	.1338
67-5	.3627	.4622
67-6	.2024	.2026
67-7	6.20*	9.85*
67-8	1.4425	1.2045
67-9	.0906	.1154
68-1	.5022	.2792
68-2	.2817	.2995

((Rates Effective  
July 1, 1985

Rates Effective  
January 1, 1986

Class	Accident Fund Base Rate	Medical Aid Fund Rate
68-3	2.5217	1.6950
68-4	.1636	.1729
68-9	1.3320	2.2747
69-1		.0617
69-2	.8090	.3933
69-3	3.2097	2.9630
69-4	.2495	.2183
69-5	.2495	.2183
69-6		.2183
69-7	.8637	.6291
69-8	.3499	.2356
69-9	.0600	.0597
71-1	.0323	.0281
71-2	9.58*	29.77*
71-3	.1438	.1215
71-4	.0287	.0229
71-5	.2103	.1597
71-6	.3687	.2943
71-7	.5135	.4510
71-8	1.2490	.8698
71-9	3.3693	2.4258
72-1	.1536	.1266
72-2	.0391	.0325
72-3	.0728	.0631
72-4		
73-1	.2898	.3366
73-2	.2886	.3378
73-7	.2853	.3411
73-8	.1386	.1355
73-9	.0906	.1154))

Rates Effective  
January 1, 1986

Class	Accident Fund Base Rate	Medical Aid Fund Rate
0101	.9173	.5169
0102	.6174	.4560
0103	.7655	.6175
0104	.6290	.3849
0105	.7717	.6070
0106	1.4788	.8458
0107	.6661	.4174
0108	.7336	.4215
0109	1.1993	.8514
0201	1.6817	.9508
0202	1.9203	1.1604
0206	.8173	.5813
0301	.4026	.3279
0302	1.2063	.5353
0306	.3970	.3411
0307	.3789	.3782
0401	1.5919	1.0394
0402	.9938	.9604
0403	1.1485	.6861
0502	.7586	.4606
0503	.4718	.4490
0504	.8805	.5379
0505	.9137	.6347
0506	1.1739	.8218
0507	1.1977	.7983
0508	1.3353	.8480
0509	1.1366	.7217
0510	.9137	.6347
0601	.3309	.2903
0602	.3466	.2647
0603	.5929	.3005

Class	Accident Fund Base Rate	Medical Aid Fund Rate
0604	.9071	.7812
0606	.1674	.1637
0607	.2185	.1876
0608	.3309	.2903
0701	.9087	.7924
0803	.3120	.2287
0804	.5037	.5712
0901	1.6875	.5428
1002	.8273	.4490
1003	.4832	.3049
1004	.4832	.3049
1005	2.0393	1.1156
1007	.0653	.0798
1101	.3643	.2959
1102	.8469	.5299
1103	.2808	.2331
1104	.3672	.3199
1106	.0801	.1050
1108	.3794	.3178
1109	.8469	.5299
1301	.2879	.2486
1303	.1549	.1802
1304	.0096	.0154
1305	.1796	.2067
1401	.6267	.6325
1404	.3740	.2093
1501	.2789	.2519
1507	.2320	.1935
1701	1.5819	.7030
1702	1.5819	.7030
1703	.4158	.2635
1704	.4567	.3969
1801	.5873	.5280
2002	.4825	.3239
2003	.3123	.2536
2004	.5349	.5070
2005	.2551	.2577
2007	.3064	.2633
2008	.2116	.1646
2101	.3544	.3189
2102	.3123	.2536
2104	.1382	.1819
2105	.5387	.4375
2201	.1913	.1464
2202	.2752	.1768
2401	.4547	.3667
2903	.5454	.4569
2904	.6843	.4516
2906	.3478	.3020
2908	.5543	.4643
3101	.5752	.3788
3102	.4152	.2705
3103	.4152	.2705
3104	.4554	.2998
3105	.6275	.5078
3301	.6028	.4788
3302	.4348	.3488
3303	.2341	.2559
3309	.3031	.3373
3401	.2927	.2536
3402	.3083	.3083
3403	.0968	.0580
3404	.3672	.3178
3405	.1596	.1342
3406	.1369	.2021
3407	.2339	.2349
3408	.0904	.0870
3409	.1349	.1435
3501	.3538	.3857

Rates Effective  
January 1, 1986Rates Effective  
January 1, 1986

Class	Rates Effective January 1, 1986	
	Accident Fund Base Rate	Medical Aid Fund Rate
3503	.2459	.2698
3506	.4707	.2994
3508	.2697	.2698
3602	.0686	.0699
3603	.3638	.3640
3604	.6585	.4611
3605	.2381	.2224
3606	.4743	.3868
3701	.1522	.1652
3702	.3916	.2700
3707	.2836	.2349
3708	.1589	.1483
3801	.2075	.1957
3802	.1264	.1179
3808	.1411	.1315
3901	.2471	.1790
3902	.4736	.3360
3903	.6666	.7020
3905	.1009	.1278
3906	.3588	.3079
3909	.1286	.1593
4002	.5252	.3237
4101	.0990	.1090
4103	.1843	.2054
4107	.0524	.0633
4108	.0990	.1090
4109	.0990	.1090
4201	.3828	.2498
4301	.5925	.4942
4302	.5817	.4964
4303	.6299	.6048
4304	.4970	.3650
4305	.9271	.4991
4401	.3292	.2498
4402	.4308	.3295
4404	.3123	.2536
4501	.0926	.0847
4502	.0382	.0293
4504	.0472	.0703
4601	.3673	.5125
4802	.1754	.1470
4803	.2077	.2489
4804	.4172	.3323
4805	.2184	.1961
4806	.0544	.0586
4808	.2403	.2794
4809	.1475	.1328
4810	.1797	.1519
4811	.2077	.2489
4812	.1754	.1470
4901	.0476	.0620
4902	.1069	.1003
4903	.0476	.0620
4904	.0118	.0134
4905	.1942	.1628
4906	.0391	.0410
4907	.0777	.0630
4908	.0793	.1411
4909	.0793	.1411
5001	2.8752	1.6948
5002	.2991	.3017
5003	.9474	.4241
5004	.5065	.5406
5101	.6294	.4727
5102	1.0034	.7765
5103	.8614	.5999
5106	.4341	.4392
5108	.5605	.5122
5109	.4195	.3078

Class	Rates Effective January 1, 1986	
	Accident Fund Base Rate	Medical Aid Fund Rate
5201	.3026	.2468
5204	1.1653	.4432
5206	.3259	.2749
5207	.0992	.1058
5208	.5343	.5376
5209	.4124	.4125
5301	.0125	.0148
5305	.0213	.0218
5306	.0250	.0189
5307	.1552	.1253
6103	.0242	.0304
6104	.2761	.2224
6105	.1617	.1731
6107	.1196	.1192
6108	.3164	.2530
6109	.0283	.0256
6201	.1216	.1205
6202	.5007	.3374
6203	.0922	.0904
6204	.1019	.1160
6205	.1019	.1160
6206	.1019	.1160
6207	.5744	.8664
6208	.1976	.1791
6209	.1475	.2161
6301	.0894	.0653
6302	.1269	.0942
6303	.0340	.0304
6304	.0956	.0800
6305	.0431	.0529
6306	.1359	.1686
6308	.0297	.0206
6309	.0721	.0937
6402	.1764	.1341
6403	.1061	.1122
6404	.0371	.0425
6405	.3140	.3086
6406	.0581	.0597
6407	.1371	.1333
6408	.2324	.2582
6409	.3454	.3746
6501	.0313	.0281
6502	.0110	.0135
6503	.0939	.0432
6504	.1270	.1743
6505	.1357	.1181
6506	.0331	.0338
6508	.2285	.2158
6509	.1275	.1344
6601	.1776	.1669
6602	.3310	.2291
6603	.1737	.1546
6604	.0545	.0483
6605	.1444	.1425
6607	.0992	.1058
6608	.2249	.1427
6609	1.2487	1.2925
6704	.1286	.1338
6705	.3627	.4622
6706	.2024	.2026
6707	6.20*	9.85*
6708	1.4425	1.2045
6709	.0906	.1154
6801	.5022	.2792
6802	.2817	.2995
6803	2.5217	1.6950
6804	.1636	.1729
6809	1.3320	2.2747
6901	-	.0617

Rates Effective  
January 1, 1986

Class	Rates Effective January 1, 1986	
	Accident Fund Base Rate	Medical Aid Fund Rate
6902	8090	.3933
6903	3.2097	2.9630
6904	.2495	.2183
6905	.2495	.2183
6906	-	.2183
6907	.8637	.6291
6908	.3499	.2356
6909	.0600	.0597
7101	.0323	.0281
7102	9.58*	29.77*
7103	.1438	.1215
7104	.0287	.0229
7105	.2103	.1597
7106	.3687	.2943
7107	.5135	.4510
7108	1.2490	.8698
7109	3.3693	2.4258
7201	.1536	.1266
7202	.0391	.0325
7203	.0728	.0631
7204	-	-
7301	.2898	.3366
7302	.2886	.3378
7307	.2853	.3411
7308	.1386	.1355
7309	.0906	.1154

\*Daily rate. The daily rate shall be paid in full on any person for any calendar day in which any duties are performed that are incidental to the profession of the worker.

**WSR 85-20-122**  
**PROPOSED RULES**  
**DEPARTMENT OF LICENSING**  
**(Board of Registration for Landscape Architects)**  
[Filed October 2, 1985]

Notice is hereby given in accordance with the provisions of RCW 34.04.025, that the Washington State Board of Registration for Landscape Architects intends to adopt, amend, or repeal rules concerning:

- Amd WAC 308-13-032 Licensing examination.
- Rep WAC 308-13-035 Qualifications for reexaminations;

that the agency will at 9:30 a.m., Wednesday, November 6, 1985, in the Inglewood Country Club Hearing Room, 6505 Inglewood Road N.E., Kenmore, WA 98028, 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 18.96.060.

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency before November 6, 1985.

Dated: October 2, 1985  
By: Sidney W. Beckett  
Executive Secretary

**STATEMENT OF PURPOSE**

Name of Agency: Washington State Board of Registration for Landscape Architects.

Purpose: WAC 308-13-032 is to conform prior board rule to changes in RCW 18.96.090 regarding examinations; allows the board to review periodically the national grading standards used by the Council of Landscape Architects Registration Boards (CLARB) to ensure that CLARB grading standards are in conformity with RCW 18.96.090; and repealed WAC 308-13-035 is necessary as this rule is no longer being enforced by the board.

Statutory Authority: RCW 18.96.060.

Summary of the Rules: WAC 308-13-032 requires the board to review grading standards used by CLARB - grading landscape architect examinations in order to ensure that CLARB standards are in conformity with state law; and the repeal of WAC 308-13-035 is in the nature of "housekeeping" changes.

Reason Proposed: While the board feels that the current CLARB guidelines conform to state law, the adoption of the amendments to WAC 308-13-032 give the board the power to revise CLARB standards if in the future for any reason those standards fail to conform to state law.

Responsible Personnel: In addition to the members of the board, the following board of registration personnel have knowledge of and responsibility for drafting, implementing and enforcing these rules: Sydney Beckett, Executive Secretary, P.O. Box 9649, Olympia, WA 98504, phone (206) 753-3873 comm, 234-3873 scan.

Proponents: Washington State Board for the Registration for Landscape Architects.

Small Business Economic Impact Statement: Not required and has not been filed since these rules do not impact small business as that term is defined by RCW 43.31.920.

AMENDATORY SECTION (Amending Order PL 511, filed 1/31/85)

WAC 308-13-032 LICENSING EXAMINATION. The form of the examination required of applicants shall consist of a written and graphic examination. Subject to the provisions of RCW 18.96.090 ((F))the board adopts the Uniform National Examination, "UNE", prepared by the Council of Landscape Architectural Registration Boards (CLARB) as its examination, to test the applicant's qualifications and minimum competency for registration.

The board shall periodically, and in no event not less than once every year, review the passing grade score established by CLARB to ensure that such score conforms with the provisions of RCW 18.96.090. The board may convert raw scores received from CLARB to conform to the passing grade percentage established in RCW 18.96.090.

- (1) Procedure for admittance to the "UNE":
  - (a) Upon completion of the qualifications for admittance to the "UNE" under WAC 308-13-020, submit the completed application provided by the board, including fees. The complete application, including fees, must be postmarked by March 15th or earlier to be considered for the next scheduled examination.
  - (b) No application fee will be refunded because of withdrawal from the examination.
  - (c) Examination fees are refundable when notice of withdrawal is given prior to the examination application deadline, March 15th.
  - (d) A completed application includes:
    - (i) Green application form LA 656-3 with notarization;
    - (ii) Three landscape architect references;
    - (iii) Two references from related design professionals;
    - (iv) Transcript of academic experience showing courses taken and degree awarded;

- (v) Verification of work experience;
- (vi) Application and examination fees.

(e) Notice of acceptance, along with preexamination information, will be mailed to accepted applicants approximately six weeks in advance of the examination, accompanied by specific details regarding the time and place of the examination.

The written examination, the "UNE", is administered over a two-day period in June each year. The examinees are tested on their ability to exercise value judgments in actual landscape architecture situations.

(2) Examination scoring:

(a) The written parts of the examination are machine scored. The graphic parts of the examination are graded in a manner prescribed by the landscape architect board members.

(b) To pass the examination, an applicant must achieve a passing score on each section. The minimum passing score is seventy in any subject, when an average score of all sections is seventy-five percent of a possible one hundred percent.

(c) Applicants are notified of their grades by mail. No grades are given by telephone.

(d) Reexamination information is given on the examination grade sheet. NO OTHER NOTICE MAY BE GIVEN. See WAC 308-13-025 for reexamination information.

#### REPEALER

The following section of the Washington Administrative Code is repealed:

WAC 308-13-035 QUALIFICATIONS FOR REEXAMINATION.

**WSR 85-20-123**  
**PROPOSED RULES**  
**DEPARTMENT OF LICENSING**  
**(Podiatry Board)**

[Filed October 2, 1985]

Notice is hereby given in accordance with the provisions of RCW 34.04.025, that the Washington State Podiatry Board intends to adopt, amend, or repeal rules concerning board officers, new WAC 308-31-001;

that the agency will at 1:30 p.m., Tuesday, November 19, 1985, in the Travelodge, Rooms A and B, 2824 South 188th Street, 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 18.22.015(8).

The specific statute these rules are intended to implement is RCW 18.22.015(8).

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency before November 19, 1985.

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

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

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

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

Laura Alverson, Executive Secretary  
 Department of Licensing  
 Division of Professional Licensing  
 P.O. Box 9649  
 Olympia, WA 98504

Dated: October 2, 1985

By: Joyce R. Dolliver  
 Assistant Attorney General

#### STATEMENT OF PURPOSE

Title and Numbers of Rule Section(s) or Chapters:  
 WAC 308-31-001 Board officers.

Statutory Authority and Specific Statute(s) that the Rule(s) are Intended to Implement: WAC 308-31-001 is proposed under authority of RCW 18.22.015(8) and is intended to implement RCW 18.22.015(8).

Summary of Rule(s): New WAC 308-31-001 establishes the offices of vice-chairperson and secretary for the Washington State Podiatry Board.

Reasons Supporting the Proposed Rule(s): New WAC 308-31-001 will assist the Podiatry Board in carrying out its duties should the chairperson be unavailable or unable to preside at board meetings.

Agency Personnel Responsible for Drafting, Implementation and Enforcement of the Rule(s): Laura Alverson, Executive Secretary, Division of Professional Licensing, P.O. Box 9649, Olympia, WA 98504, (206) 753-0775 comm, 234-0775 scan.

Name of Person or Organization that is Proposing this Rule: Washington State Podiatry Board.

Agency Comments or Recommendations, if any, Regarding Statutory Language, Implementation, Enforcement and Fiscal Matters Pertaining to These Rule(s): None.

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

Any Other Information that may be of Assistance in Identifying the Rule or its Purpose: None.

Small Business Economic Impact Statement: Not required for these rules. The board has reviewed the impact that the adoption of WAC 308-31-001 would have on podiatrists. The board finds that a small business impact statement is not required. Podiatrists are classed in SIC Code 804, Offices of Other Health Care Practitioners. As such, they account for less than 10 percent of the health practitioners in this area. Also, they are less than 20 percent of all industries. Finally, any impact that these proposed rules may have is intended to fall equally on all podiatrists.

#### NEW SECTION

WAC 308-31-001 BOARD OFFICERS. In addition to electing a board member to serve as chairperson as required by RCW 18.22.014, the board shall also elect a vice-chairperson and a secretary from among its members.

The board shall schedule an annual election of members to the above named offices.

**WSR 85-20-124**  
**PROPOSED RULES**  
**DEPARTMENT OF LICENSING**  
 [Filed October 2, 1985]

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:

Amd WAC 308-115-050 Definitions.  
 Amd WAC 308-115-140 Curriculum.  
 Amd WAC 308-115-150 Students.  
 Amd WAC 308-115-190 School survey visits;

that the agency will at 10:00 a.m., Wednesday, November 6, 1985, in Rooms A and B, SeaTac Travelodge, 2824 South 188th Street, 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 18.50.135.

The specific statute these rules are intended to implement is RCW 18.50.045.

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency before October 30, 1985.

Dated: October 1, 1985

By: Ruth Jacobson  
 Coordinator for Midwifery

#### STATEMENT OF PURPOSE

Name of Agency: Washington State Department of Licensing.

Purpose of Rules: WAC 308-115-050 contains definitions of terms used in chapter 308-115 WAC. The amendment clarifies the definition of practical midwifery experience; 308-115-140 describes the curriculum for an approved midwifery program. The amendment provides that no fewer than fifteen women must be cared for in each period listed by a student while that student is actually enrolled in the school. In addition, no fewer than fifteen of the required observed births must be observed while the student is actually enrolled in the school; 308-115-150 describes various requirements with regard to students in approved midwifery schools. The amendment imposes the same requirement for care of women during the periods listed and for observed births as does the amendment to WAC 308-115-140; and 308-115-190 describes school survey visits. The amendment provides that the costs of surveys of out-of-state schools shall be borne by that out-of-state school.

Statutory Authority: RCW 18.50.135.

Responsible Agency Personnel: The director of the Department of Licensing and the midwifery coordinator have the responsibility for drafting, implementing and enforcing these rules. The midwifery coordinator is Ruth Jacobson, Division of Professional Licensing, P.O. Box 9649, Olympia, Washington 98504, phone (206) 753-3729.

Proponents of the Proposed Amendments: Director of the Department of Licensing with the advice of the Midwifery Advisory Committee.

Federal Law or State or Federal Court Requirements: These amendments are not necessitated as a result of any state or federal court action or federal law.

Small Business Economic Impact Statement: Not necessary since this rule does not impact small businesses as that term is defined by RCW 43.31.920.

AMENDATORY SECTION (Amending Order PL 406, filed 9/21/82)

WAC 308-115-050 DEFINITIONS. (1) Preceptor. A preceptor is ~~((am))~~ a licensed obstetric practitioner who assumes responsibility for supervising the practical (clinical obstetric) experience of a student midwife. The preceptor shall be physically present whenever the student is managing a birth, and shall evaluate in writing the student's overall performance.

(2) Supervision means the observation and evaluation of a student midwife's practical performance. A supervisor need not be physically present in nonbirth situations. However, when a student midwife undertakes managing a birth, the supervisor must be physically present.

(3) Survey visit is an information gathering and observational visit intended to provide the basis for the director's assessment of a school's compliance with all aspects of chapter 18.50 RCW.

(4) Nursing education as used in these rules means completion of courses for credit in a school that is approved to train persons for licensure as registered nurses or licensed practical nurses, or courses in other formal training programs which include instruction in basic nursing skills.

(5) Practical midwifery experience as used in these rules means performance in midwifery functions, prior to obtaining a license, that is verified by affidavit, testimony or other sworn written documentation that verifies that the experience and its documentation is equivalent to that required of regularly enrolled midwifery students.

(6) Health care provider as used in ~~((these rules))~~ RCW 18.50.105 means any licensed physician who is engaged in active clinical obstetrical practice.

(7) Academic director as used in these rules means the individual who is responsible for planning, organizing and implementing all aspects of the curriculum of a midwifery education program.

AMENDATORY SECTION (Amending Order PL 406, filed 9/21/82)

WAC 308-115-140 CURRICULUM. (1) The basic education shall be at least three academic years, and shall consist of both didactic and clinical instruction sufficient to meet the educational standards of the school and of chapter 18.50 RCW. However, the school may shorten the length of time for the program after consideration of the student's documented education and experience in the required subjects, if the applicant is a registered nurse under chapter 18.88 RCW, a licensed practical nurse under chapter 18.78 RCW, or has had previous nursing education or practical midwifery experience. The midwifery training shall not be reduced to a period of less than two academic years ~~((and))~~. ~~((each))~~ Each student must undertake the care of not less than fifty women in each of the prenatal, intrapartum and early postpartum periods ~~((while enrolled in the school from which the student graduates))~~. The care of up to thirty five women in each of the periods may be undertaken as a part of previous nursing education or practical midwifery experience as defined in WAC 308-115-050(5). No less than fifteen women must be cared for in each period while enrolled in the school from which the student graduates. The student need not see the same women throughout each of the periods. A candidate for licensure must observe an additional fifty women in the intrapartum period in order to qualify for licensure. Up to thirty five of these observations may be as a part of previous nursing education or practical midwifery experience as defined in WAC 308-115-050(5). No less than fifteen women must be observed in the intrapartum period while enrolled in the school from which the student graduates.

(2) Each school must ensure that the students receive instructions in the following instruction area:

(a) Instruction in basic sciences (including biology, physiology, microbiology, anatomy with emphasis on female reproductive anatomy, genetics and embryology) normal and abnormal obstetrics and gynecology, family planning techniques, childbirth education, nutrition both during pregnancy and lactation, breast feeding, neonatology, epidemiology, community care, and medicolegal aspects of midwifery.

(b) Instruction in basic nursing skills and clinical skills, including but not limited to vital signs, perineal prep, enema, catheterization, aseptic techniques, administration of medications both orally and by injection, local infiltration for anesthesia, venipuncture, administration of intravenous fluids, infant and adult resuscitation, and charting.

(c) Clinical practice in midwifery which includes care of women in the prenatal, intrapartum and early postpartum periods, in compliance with RCW 18.50.040.

(3) Provision shall be made for systematic, periodic evaluation of the curriculum.

(4) Any proposed major curriculum revision shall be presented to the director at least three months prior to implementation.

**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 406, filed 9/21/82)

WAC 308-115-150 STUDENTS. (1) Written policies and procedures for selection, admission, promotion, graduation and withdrawal of students shall be available.

(2) Courses completed prior to enrollment in the midwifery school should have been completed within ten years of enrollment and must be documented by official transcript in order for reduction of basic requirements to be considered.

(3) Students who seek admission by transfer from another midwifery educational program shall meet the equivalent of the school's current standards for those regularly enrolled. The school may grant credit for the care of up to thirty five women in each of the periods undertaken as a part of previous midwifery education. No less than fifteen women must be cared for in each period while enrolled in the school from which the student graduates. The student need not see the same women throughout each of the periods. A candidate for licensure must observe an additional fifty women in the intrapartum period in order to qualify for licensure. Up to thirty five of these observations may be as a part of previous midwifery education. No less than fifteen women must be observed in the intrapartum period while enrolled in the school from which the student graduates.

(4) Individuals may request advanced placement on the basis of their previous practical midwifery experience as specified in RCW 18.50.040(2) and WAC 308-115-050(6) but in no case shall a school grant credit for more than thirty-five of the fifty required managed births. At least fifteen of the managed births must be undertaken while enrolled in the school granting advanced placement.

~~((4))~~ (5) Each school shall maintain a comprehensive system of student records.

**AMENDATORY SECTION** (Amending Order PL 406, filed 9/21/82)

WAC 308-115-190 SCHOOL SURVEY VISITS. The director's designee shall make survey visits to midwifery educational programs:

(1) At least annually during the first three years of operation, and  
(2) At least every two years after the new school's first three years of operation or more often at the discretion of the director.

(3) The cost of a survey visit to a midwifery educational program outside the state of Washington shall be borne by the program requesting accreditation.

**WSR 85-20-125**  
**PROPOSED RULES**  
**BOARD OF PHARMACY**  
[Filed October 2, 1985]

Notice is hereby given in accordance with the provisions of RCW 34.04.025, that the Washington State Board of Pharmacy intends to adopt, amend, or repeal rules concerning adding butorphanol to either Schedule IV or Schedule V, new sections WAC 360-36-442 or 360-36-452;

that the agency will at 9:00 a.m., Tuesday, November 19, 1985, in the Mayflower Park Hotel, 405 Olive Way, Seattle, WA 98101, conduct a public hearing on the proposed rules.

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

The authority under which these rules are proposed is RCW 18.64.005.

The specific statute these rules are intended to implement is RCW 69.50.201, 69.50.204 or 69.50.205.

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency before November 10, 1985.

Dated: October 1, 1985

By: Donald H. Williams  
Executive Secretary

**STATEMENT OF PURPOSE**

Name of Agency: Washington State Board of Pharmacy.

Purpose of Rule: WAC 360-36-442 and 360-36-452 is to add the substance butorphanol to either Schedule IV or Schedule V of the listings of controlled substances. The rules are proposed in the alternative. After considering the evidence and testimony to be presented during the hearing, the board will determine whether the substance meets the tests described in RCW 69.50.209 or the tests described in RCW 69.50.211 and will schedule the substance accordingly. If the board determines that the substance meets the tests in RCW 69.50.209, it will adopt WAC 360-36-442 and the substance will be placed in Schedule IV. If the board determines that the substance meets the tests described in RCW 69.50.211, it will adopt WAC 360-36-452 and the substance will be placed in Schedule V.

Statutory Authority: RCW 69.50.201, 69.50.203, 69.50.205 and 18.64.005 (4) and (11).

Responsible Agency Personnel: The board and the executive secretary of the board have responsibility for drafting, implementing and enforcing these rules. The executive secretary is Donald H. Williams, 319 East 7th Avenue, W.E.A. Building, FF-21, Olympia, Washington 98504, phone (206) 753-6834.

Proponents of the Proposed Rule and Amendments: Washington State Board of Pharmacy.

Federal Law or State or Federal Court Requirements: These rules are not necessitated as a result of federal law or state or federal court action.

Small Business Economic Impact Statement: Not necessary since this rule does not impact small businesses as that term is defined by RCW 43.31.920.

**NEW SECTION**

(Note: these rules are being proposed in the alternative. After considering all materials presented during the public hearing, the Board intends to adopt one of the alternatives proposed.)

**Alternative 1:**

WAC 360-36-442 ADDING BUTORPHANOL TO SCHEDULE IV. The Washington State Board of Pharmacy finds that butorphanol has a low potential for abuse relative to substances in Schedule III; has currently accepted medical use in treatment in the United States; and the abuse of the substance may lead to limited physical dependence or

psychological dependence relative to the substances in Schedule III, and hereby places that substance in Schedule IV.

Alternative 2:

WAC 360-36-452 ADDING BUTORPHANOL TO SCHEDULE V. The Washington State Board of Pharmacy finds that butorphanol has a low potential for abuse relative to substances in Schedule IV; has currently accepted medical use in treatment in the United States; and the substance has limited physical dependence or psychological dependence liability relative to the substances in Schedule IV, and hereby places that substance in Schedule V.

**WSR 85-20-126**  
**PROPOSED RULES**  
**BOARD OF PHARMACY**  
[Filed October 2, 1985]

Notice is hereby given in accordance with the provisions of RCW 34.04.025, that the Washington State Board of Pharmacy intends to adopt, amend, or repeal rules concerning component and drug product containers and closures, amending WAC 360-46-080;

that the agency will at 9:00 a.m., Tuesday, November 19, 1985, in the Mayflower Park Hotel, 405 Olive Way, Seattle, WA 98101, conduct a public hearing on the proposed rules.

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

The authority under which these rules are proposed is RCW 18.64.005(11) and 69.04.370.

The specific statute these rules are intended to implement is RCW 69.04.370 and 18.64.005.

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency before November 12, 1985.

Dated: October 1, 1985

By: Donald H. Williams  
Executive Secretary

**STATEMENT OF PURPOSE**

Name of Agency: Washington State Board of Pharmacy.

Purpose of Rule: To establish requirements for product containers and closures used for packaging of drug product or component.

Statutory Authority: RCW 18.64.005(11) and 69.04.370.

Responsible Agency Personnel: The board and the executive secretary of the board have responsibility for drafting, implementing and enforcing these rules. The executive secretary is Donald H. Williams, 319 East Seventh Avenue, W.E.A. Building, FF-21, Olympia, Washington 98504, phone (206) 753-6834.

Proponents of the Proposed Rules and Amendments: Washington State Board of Pharmacy.

Federal Law or State or Federal Court Requirements: Not necessitated as a result of federal law or state or federal court action.

Small Business Economic Impact Statement: Not necessary since this rule does not impact small businesses as that term is defined by RCW 43.31.920.

AMENDATORY SECTION (Amending Order 133, filed 8/4/77)

WAC 360-46-080 COMPONENT AND DRUG PRODUCT CONTAINERS AND ((THEIR PACKAGING MATERIAL)) CLOSURES. ((Suitable specifications, test methods, cleaning procedures, and, when indicated, sterilization procedures shall be used to assure that containers, closures, and other component parts of drug packages are suitable for their intended use. Containers for parenteral drugs, drug products or drug components shall be cleansed with water which has been filtered through a non-fiber-releasing filter equivalent to that indicated in WAC 360-46-060(10). Product containers and their components shall not be reactive, additive, or absorptive so as to alter the safety, identity, strength, quality, or purity of the drug or its components beyond the official or established requirements and shall provide adequate protection against external factors that can cause deterioration or contamination of the drug:))

(1) Component and drug product containers and closures shall:

(a) Not be reactive, additive, or absorptive so as to alter the safety, identity, strength, quantity, or purity of the product or its components beyond the official or established requirements;

(b) Provide adequate protection against foreseeable external factors in storage and use that can cause deterioration or contamination of the drug product; and

(c) Be clean and, where indicated by the nature of the drug, sterilized and processed to remove pyrogenic properties to assure that they are suitable for their intended use.

Containers and their components for parenterals shall be cleansed with water which has been filtered through a nonfiber-releasing filter.

(2) Drug product containers and closures shall not be reused for component or drug product packaging.

(3) Standards or specifications, methods of testing, and, where indicated, processing to remove pyrogenic properties shall be written and followed for component and drug product containers and closures.

**WSR 85-20-127**  
**ADOPTED RULES**  
**DEPARTMENT OF GAME**  
**(Game Commission)**  
[Order 258—Filed October 2, 1985]

Be it resolved by the State Game Commission, acting at the Vance Tyee, 500 Tyee Drive, Tumwater, WA 98502, that it does adopt the annexed rules relating to game farm license provisions, amending WAC 232-12-027.

This action is taken pursuant to Notice No. WSR 85-17-057 filed with the code reviser on August 20, 1985. 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 77.12.030, 77.12.040, 77.16.020 and 77.32.211 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 October 1, 1985.

By Jack S. Wayland  
for Archie U. Mills  
Chairman, Game Commission

AMENDATORY SECTION (Amending Order 192, filed 9/9/82)

WAC 232-12-027 GAME FARM LICENSE PROVISIONS. It is unlawful to operate a game farm except under the following provisions:

(1) Game farms licensed prior to July 1, 1981, may continue to possess, propagate, sell and transfer wildlife they lawfully possess on July 1, 1981, by virtue of their license or permit issued by the department. Transfers of wildlife other than those species listed under 2(a), (b), or (c)(~~(-or-(d))~~) are restricted to licensed game farms authorized by written permit to possess said wildlife.

(2) Game farms licensed after July 1, 1981, may purchase, possess, propagate, sell or transfer the following wildlife:

(a) Game animals - bullfrog, *Rana catesbeiana*

(b) Fur-bearing animals - muskrat, *Ondatra zibethicus* and beaver, *Castor canadensis*

(c) Game birds - Pheasant, of the genus *Phasianus* and *Syrnaticus reevesi*; wild turkeys of the species *Meleagris gallopavo*; Hungarian partridge of the genus *Perdix*; chukar partridge of the genus *Alectoris*; quail, of the genus *Lophortyx*, *Colinus*, and *Oreortyx*; waterfowl of the family Anatidae, and tinamou of the genus *Nothoprocta*

((~~(d) Game fish - trout and Atlantic salmon~~))

(3) Application for a game farm license shall be made on a form provided by the department.

(4) The director may issue a license, if after investigation, the applicant meets the requirements of subsection (1) or (2) above and complies with the following criteria:

(a) The applicant is the owner or tenant of or has a possessory interest in the lands, waters, and riparian rights shown in the application.

(b) The rearing and holding facilities are adequate and structurally sound to prevent the egress of game farm wildlife.

(c) Operating conditions are clean and humane.

(d) No hazards to state wildlife exist from the operation.

(e) The license covers only the immediate premises and areas described on the application where game birds (~~(game fish,))~~ or game animals will be held.

(f) Such other restrictions as the director may require.

(5) Holders of a game farm license must make annual reports on the last day of January to the director on forms to be furnished by the department.

(6) A game farm license is not required for captive-bred mink, *Mustela vison*, and captive-bred silver fox, *Vulpes fulva*, lawfully acquired from a licensed breeder or fur farm and held for fur farming purposes.

**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 85-20-128**  
**PROPOSED RULES**  
**PARKS AND RECREATION**  
**COMMISSION**  
 [Filed October 2, 1985]

Notice is hereby given in accordance with the provisions of RCW 34.04.025, that the Washington State Parks and Recreation Commission intends to adopt, amend, or repeal rules concerning recreational and conference center housing fees and meeting room fees charged, WAC 352-32-25001, and campsite and rally area reservations, WAC 352-32-25002;

that the agency will at 9:00 a.m., Friday, November 15, 1985, in the Anacortes City Council Chambers, 6th and Quince Street, Anacortes, 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 43.51.040 and 43.51.060.

The specific statute these rules are intended to implement is RCW 43.51.040 and 43.51.060.

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency before November 11, 1985.

Dated: October 2, 1985

By: Mike Reed

Executive Assistant

**STATEMENT OF PURPOSE**

Title: Recreational and conference center housing fees and meeting room fees charged, WAC 352-32-25001; and Campsite and rally area reservations—Fort Worden State Park, WAC 352-32-25002.

Description of Purpose: Modify rates for individual and group recreational housing, and refine and clarify procedures and practices governing such housing at Fort Worden State Park; establish procedures for reservation of campsites and recreational vehicle rally area.

Statutory Authority: RCW 43.51.040 and 43.51.060.

Summary of Rule: Modifies fees charged for recreational and conference center housing at Fort Worden State Park to reflect agency costs. Specifies required deposit, clarifies deposit requirement for group reservations. Establishes campsite reservation procedure at Fort Worden State Park, outlines application procedure, and refund/cancellation provisions. Establishes reservation provisions for group use of recreational vehicle rally area.

Reasons Supporting Proposed Action: Increased agency costs require change in rates for vacation housing; need to clarify and specify procedures in evident after a year's experience. Campsite reservations and rally area procedures are distinct at Fort Worden State Park, and require separate rule provisions.

Agency Personnel Responsible for Drafting: Rex Derr, Parks Programs Management Chief, 7150 Cleanwater Lane, Olympia, WA 98504; Implementation and Enforcement: Lynn Genasci, Assistant Director, Operations, 7150 Cleanwater Lane, Olympia, WA 98504.

Proposing: Washington State Parks and Recreation Commission.

Agency Comments: [No information supplied by agency.]

Federal Law/Court Action: The rules and amendments referenced above are not necessary because of federal law or state court action.

AMENDATORY SECTION (Amending Resolution No. 85, filed 11/19/84)

WAC 352-32-25001 RECREATIONAL AND CONFERENCE CENTER HOUSING FEES AND MEETING ROOM FEES CHARGED. (1) The following fees shall be charged per day for recreational and conference center housing at Fort Worden State Park:

(a) Renovated housing

- Noncommissioned officers' row buildings—#331 and #332 (4 units, each with 2 bedrooms) ..... \$ ((57)) 59/unit
- Officers' row buildings—#5, #6, and #7 (6 units, each with 3.5 bedrooms) ..... \$ ((93)) 95/unit
- Officers' row buildings—#4 and #11 (4 units, each with 6 bedrooms) ..... \$ ((+52)) 157/unit
- Charge for additional rollaway beds..... \$ ((9-25)) 9.50 per bed.

(b) Nonrenovated housing

- Officers' row building—#9, #10 and #16 (5 units, each with 3 bedrooms) ..... \$ ((7+)) 73/unit
- Officers' row buildings—#15 (1 unit with 5 bedrooms) ..... \$ ((+)) 115/unit
- Charge for additional rollaway beds..... \$ ((9-25)) 9.50 per bed.
- Bliss vista building—#235 (1 unit with 1 bedroom)..... \$ ((47)) 49/unit

A deposit equal to the cost of the first night's fee for each unit rented is required. A \$10.00 per unit cancellation fee is ((charged)) deducted from the deposit for any cancelled reservations, to cover processing costs. If the cancellation is made less than three weeks prior to the arrival date, the entire deposit is forfeited, unless the unit is rented.

Standard meal charges (meals optional for above-listed housing)

Breakfast.....	\$ 2.75
Lunch.....	\$ 3.25
Dinner.....	\$ ((5-00)) <u>5.25</u>
Total .....	\$ ((+)) <u>11.25</u>

Coffee service.....\$10.00 minimum charge for any group of 20 or less. 50¢ per person for additional persons.

(c) Dormitory housing (for group reservations only—meals included)

1 - 2 days.....	\$((20-00)) <u>20.60</u> /person/day
3 - 13 days .....	\$((+8-35)) <u>18.90</u> /person/day
14 or more days.....	\$((+6-90)) <u>17.40</u> /person/day
Dormitory linen and towel charge .....	\$((7-50)) <u>7.75</u>
Additional towel charges .....	\$ ((-55)) <u>.60</u>
Additional towel set .....	\$ <u>1.50</u>

The parks and recreation commission has an agreement with the Centrum organization which provides for use of Fort Worden State Park dormitory facilities and services in conjunction with special group

programs administered by Centrum. For further information, contact Centrum at Fort Worden State Park.

(d) Barracks-style housing (for group reservations only—meals included)

1 - 2 days.....	\$((+8-35)) <u>18.90</u> /person/day
3 - 13 days .....	\$((+6-90)) <u>17.40</u> /person/day
14 or more days.....	\$((+5-35)) <u>15.75</u> /person/day

All meals are served in the dining hall.

Washington state sales tax is added to all charges.

(2) Meeting rooms are available at varying charges, depending on size, character of facility, and length of stay. Prices range between \$6.50 and \$33.00 for those residing in Fort Worden recreational housing, with increased charges for nonusers of recreational housing facilities. Additional cleaning fee is charged if food or beverages are consumed in the room. Theatre is available for performances—\$100.00 per day; for rehearsals—\$26.00 per night.

(3) Groups or organizations wishing to reserve the Fort Worden State Park housing or meeting room facilities may do so by contacting the park and completing and complying with procedures specified in the group booking agreement, available through the agency. Included in the provisions of the agreement are the following:

A deposit of \$100.00 per scheduled night for each dorm and ((a proportional amount for units of vacation housing)) the cost of the first night's fee for each unit of vacation housing rented, up to a combined maximum of \$((500-00))1000.00, is required to confirm reservations. The deposit is refundable if cancellation is made more than ((sixty)) ninety days in advance. Unrestricted partial cancellations of reserved housing facilities may be made up to sixty days in advance for dormitory facilities, or ((thirty days in advance)) for vacation housing; partial cancellations made following these dates incur certain minimum charges ((or penalties)) specified in the group booking agreement. The deposit will be credited against the final bill.

NEW SECTION

WAC 352-32-25002 CAMPSITE AND RALLY AREA RESERVATIONS—FORT WORDEN STATE PARK. (1) Advance individual campsite reservations will be available at Fort Worden State Park. They may be made throughout the year for no more than ten consecutive nights within the current and first succeeding calendar month, except that a continuous reservation may carry from the end of the first succeeding month into the beginning of the next succeeding month. Reservations may be made by mail, or in person, at Fort Worden State Park, and will require a completed application, the first night's camping fee and the nonrefundable reservation fee provided for in WAC 352-32-035. Tentative reservations may be made by telephone, but must be followed by a mailing containing the first night's camping fee, the reservation fee and completed application postmarked within ten days of the tentative telephone reservation to become a confirmed reservation.

A refund of the first night's camping fee will be issued for any reservation which is not used, provided a cancellation request is made in person, by mail, or by telephone prior to 5:00 p.m. on the first day of the reservation. Campers will be declared no-show and, in addition to the nonrefundable reservation fee, will forfeit their reservation as well as the first night's camping fee if they have not cancelled and if the reservation is not claimed by 8:00 a.m. on the day after the confirmed arrival date.

(2) Advance reservations will be available for groups of self-contained recreational vehicles in the Fort Worden State Park rally area. The group must have a minimum of twenty-five recreational vehicles and may not exceed two hundred recreational vehicles. The nonrefundable reservation fee for the rally area will be \$2.00 per recreational vehicle, or \$100.00 total, whichever is greater. The rally area camping fee is \$4.00 per night. Rally area reservations may be made by contacting Fort Worden State Park.

**WSR 85-20-129**  
**PROPOSED RULES**  
**DEPARTMENT OF**  
**LABOR AND INDUSTRIES**  
 [Filed October 2, 1985]

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 prevailing wages, chapter 296-127 WAC. The 1985 legislature, in chapter 15, Laws of 1985 (SHB 16), amended the prevailing wage law, chapter 39.12 RCW, to strengthen the remedies available for workers who have not received the prevailing wage on public works projects. The legislature also gave the department greater responsibility to enforce the law and to act on behalf of workers. The proposed rules are intended to implement the new law and to clarify certain aspects of the current rules. WAC 296-127-010 and 296-127-020 define terms used in chapter 296-127 WAC and in chapter 39.12 RCW. WAC 296-127-130 through 296-127-170 set out the procedures for issuance of a notice of violation, appeal of the notice, and hearing on the appeal. The procedures are designed to be used with the uniform procedure rules in chapter 1-08 WAC. The uniform procedure rules are adopted by reference. When a contractor has not paid its employees the prevailing wage, RCW 39.12.\_\_\_\_ (section 2, chapter 15, Laws of 1985) requires the department first to prove that the contractor violated the law and then to bring actions against the contractor's retainage and bonds to recover the unpaid wages. To ensure that the department does not need to prove the violations anew in the actions against the retainage and bonds, WAC 296-127-150 (4) and (5) require the department to give the contractor's surety companies a copy of the notice of violation and gives the sureties a right to appeal. WAC 296-127-180 provides that the final decision on the notice of violation will be binding on the sureties as well as the contractor. In this fashion, the department believes that any secondary actions necessary to recover from the bonds can be resolved upon motion for summary judgment. WAC 296-127-190 makes it clear that the department can file liens against a contractor's retainage and surety bonds. WAC 296-127-200 explains when the director may require a contractor to post an additional surety bond as allowed by RCW 39.12.\_\_\_\_ (2)(c) (section 2 (2)(c), chapter 15, Laws of 1985). WAC 296-127-220 describes the method the department shall use to distribute recoveries of unpaid wages. WAC 296-127-310 provides that the department shall keep a list of debarred contractors and shall, to the extent possible, refuse to certify any statement of intent to pay prevailing wages submitted by a debarred contractor. WAC 296-127-320 requires a contractor to keep certain payroll records and to provide a certified copy of the records, on request, to the department and to the awarding agency;

that the agency will at 9:00 a.m., Thursday, November 7, 1985, in the Ground Floor Conference Room, General Administration Building, Olympia, conduct a public hearing on the proposed rules.

The formal decision regarding adoption, amendment, or repeal of the rules will take place on November 13, 1985.

The authority under which these rules are proposed is RCW 39.12.\_\_\_\_ (section 2, chapter 15, Laws of 1985), 39.12.050 and 43.22.270.

The specific statute these rules are intended to implement is RCW 39.12.\_\_\_\_ (section 2, chapter 15, Laws of 1985) and 39.12.050.

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency before November 5, 1985.

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

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

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

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

Dan Hainline, Program Manager  
 ESAC Division  
 Department of Labor and Industries  
 General Administration Building, AX-31  
 Olympia, Washington 98504  
 Telephone: (206) 753-3474

Dated: October 2, 1985

By: Richard A. Davis  
 Director

#### STATEMENT OF PURPOSE

Title and Number of Rule Section(s) or Chapter(s): WAC 296-127-010 Definitions for chapter 296-127 WAC; 296-127-020 Interpretation of phrases used in chapter 39.12 RCW; 296-127-130 Filing of complaint; 296-127-140 Investigation of complaint; 296-127-150 Notice of violation; 296-127-160 Appeal of notice of violation; 296-127-170 Hearing on notice of violation; 296-127-180 Effect of final decision finding a violation of RCW 39.12.\_\_\_\_ (section 2, chapter 15, Laws of 1985); 296-127-190 Filing of lien against retainage or bonds; 296-127-200 Bond payable to director; 296-127-210 Suit against retainage or bonds; 296-127-220 Distribution of recovery; 296-127-300 Filing and service; 296-127-310 List of violators; and 296-127-320 Payroll records.

Statutory Authority: RCW 39.12.050, 39.12.\_\_\_\_ (section 2, chapter 15, Laws of 1985) and 43.22.270.

Specific Statute that the Rules are Intended to Implement: RCW 39.12.050 and 39.12.\_\_\_\_ (section 2, chapter 15, Laws of 1985).

Summary of the Rules: This notice proposes to make housekeeping changes to the definitions, and to add several new rules made necessary by the 1985 amendments to chapter 39.12 RCW. The rules set out the procedure

by which: A complaint is filed; a notice of violation is issued; a notice is appealed; and a hearing is held. The rules also contain a new payroll records requirement.

Reasons Supporting the Proposed Rules: The legislature, in chapter 15, Laws of 1985, expanded the department's enforcement power over prevailing wage violations. The department foresees the necessity to hold administrative hearings on alleged violations. The rules are necessary to ensure that all affected people are aware of the procedures for the hearings. The payroll records requirement will enable the department to more easily examine the wages paid by contractors who are alleged to have violated chapter 39.12 RCW.

Agency Personnel Responsible for Drafting: Dan Hainline, ESAC Program Manager, Department of Labor and Industries, General Administration Building, Mailstop AX-31, Olympia, Washington 98504, phone (206) 753-3474; Implementation and Enforcement: Don Anderson, ESAC Assistant Director, Department of Labor and Industries, General Administration Building, Mailstop AX-31, Olympia, Washington 98504, phone (206) 753-6311.

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: These are basic rules that will not be difficult or expensive for the persons who must comply with them. The department believes that the information required by WAC 296-127-320, payroll records, is commonly kept in the course of business and will pose little if any added burden on contractors.

The rule is not necessary to comply with federal law or a federal or state court decision.

Any Other Information that may be of Assistance in Identifying the Rule or its Purpose: None.

A small business impact statement is not required. The proposed rules will place the same minimal economic cost on all contractors of whatever size. The hearing rules will affect only those entities that are interested in an alleged violation. The payroll records, again, are those contractors regularly keep in the normal course of business.

#### AMENDATORY SECTION (Amending Order 82-28, filed 8/27/82)

WAC 296-127-010 DEFINITIONS FOR CHAPTER 296-127  
WAC. (1) "Department" means the department of labor and industries.

(2) "Director" means the director of the department ((of labor and industries)) or his or her duly authorized deputy or representative.

(3) "Industrial statistician" means the industrial statistician of the ((department of labor and industries, industrial relations)) department's employment standards, apprenticeship, and crime victims division.

(4) "Assistant director" means the ((supervisor of industrial relations for the department of labor and industries)) assistant director of the employment standards, apprenticeship, and crime victims (ESAC) division or his or her duly authorized deputy or representative.

(5) "Contractor" includes subcontractor.

#### AMENDATORY SECTION (Amending Order 82-28, filed 8/27/82)

WAC 296-127-020 INTERPRETATION OF ((LOCALITY)) PHRASES USED IN CHAPTER 39.12 RCW. (1) The "acceptance

date of the public works project" referred to in RCW 39.12.— (section 2, chapter 15, Laws of 1985) is the date the awarding agency accepts the completed public works project.

(2) RCW 39.12.— (section 2, chapter 15, Laws of 1985) and 39.12.050 refer to "inadvertent filing or reporting error." An error is "inadvertent" if it is made notwithstanding the use of due care by the party making the error. The burden of proving that an error is inadvertent is on the person charged with the error.

(3) The ((department interprets the)) definition of "locality" ((contained)) in RCW 39.12.010(2)((;)) contains the phrase "wherein the physical work is being performed((, "as))." The department interprets this phrase to mean the actual work site. For example, if materials are prefabricated in a county other than the county wherein the public works project is to be completed, the wage for the prefabrication shall be the prevailing wage for the county where the physical work of prefabrication is actually performed. Standard items for sale on the general market are not subject to the requirements of chapter 39.12 RCW.

#### NEW SECTION

WAC 296-127-130 FILING OF COMPLAINT. Any interested party, as defined in RCW 39.12.010(4) may file with the department a complaint alleging a violation of the prevailing wage laws. The complaint must describe the alleged violation and identify the alleged violator. It would aid the department's investigation if the complaint also specifies:

- (1) The name and address of the complainant;
- (2) The address of the alleged violator;
- (3) The name and address of the public agency that awarded the contract;
- (4) The date the public agency accepted the completed public work (if applicable);
- (5) The specific rates of wages paid by the violator and the rates that allegedly should be paid; and
- (6) The exact amount of prevailing wages that are alleged to remain unpaid.

#### NEW SECTION

WAC 296-127-140 INVESTIGATION OF COMPLAINT. (1) The department shall investigate a complaint filed by an interested party unless the complaint was filed more than thirty days after the date the public agency accepted the public work that gave rise to the complaint. The department may, in its sole discretion, investigate a complaint filed more than thirty days after the acceptance date. However, the department may not charge a contractor with a violation of RCW 39.12.— (section 2, chapter 15, Laws of 1985) if the complaint is filed after the thirty-day limit.

The department's investigation shall determine whether a violation of RCW 39.12.— (section 2, chapter 15, Laws of 1985) or 39.12.050, or both, or of any other provision of chapter 39.12 RCW, occurred.

(2) If the department's investigation substantiates a complaint that alleges that a contractor has violated RCW 39.12.— (section 2, chapter 15, Laws of 1985), the department is required to attempt to collect unpaid wages for the contractor's employees. During the investigation, the department should be able to identify the affected employees. The department shall direct to the affected employees the best notice practicable under the circumstances, including individual notice to all employees who can be identified through reasonable effort. The notice shall inform the employee that (a) the department's final order, whether favorable or not, will apply to all employees; (b) any employee who does not request exclusion may, if he or she desires, move to intervene as a party in any hearing held as a result of the investigation; and (c) that the employee may have a private right of action to collect unpaid prevailing wages.

#### NEW SECTION

WAC 296-127-150 NOTICE OF VIOLATION. (1) If the department determines after its investigation that there is reasonable cause to believe that the prevailing wage law has been violated, the department shall notify the violator of its determination. The notice of violation shall be served on the violator personally or by certified mail.

- (2) The notice of violation shall:
  - (a) Describe concisely the violation;
  - (b) Specify which statute or statutes were violated;

(c) If known, identify the laborers, workers, and mechanics who are affected by the violation;

(d) If known, state the amount of unpaid prevailing wages the violator owes;

(e) State that an employee cannot by contract or agreement waive the right to receive the prevailing wage;

(f) State the penalty that the department will assess for a violation, if any, of RCW 39.12.— (section 2, chapter 15, Laws of 1985) and 39.12.050; and

(g) State the date the complaint was filed with the department.

(3) RCW 39.12.— (section 2, chapter 15, Laws of 1985) and 39.12.050 establish the penalty amounts.

(4) If the notice alleges a violation of RCW 39.12.— (section 2, chapter 15, Laws of 1985), the department shall serve a copy of the notice of violation on the violator's sureties under chapters 39.08, 18.27, 19.28, and 60.28 RCW.

(5) The notice of violation shall inform the violator and, if a violation of RCW 39.12.— (section 2, chapter 15, Laws of 1985) is alleged, its sureties that they may request a hearing on the violations, the amount of unpaid prevailing wages owed, or the penalties assessed. The notice shall specify that if no hearing is requested within thirty days of the date of issuance of the notice the director shall issue a final, unappealable order finding that the violation did occur, ordering the violator to pay any unpaid prevailing wages, and assessing penalties.

#### NEW SECTION

##### WAC 296-127-160 APPEAL OF NOTICE OF VIOLATION.

The violator or any of its sureties who are interested in the matter may request a hearing on a notice of violation. One original and four copies of the request must be filed with the director within thirty days after the date the department issued the notice. The party requesting the hearing must also serve a copy of the notice on all interested sureties and, if the requestor is a surety, on the violator.

The request for hearing must be in writing and must specify:

(1) The name and address of the party requesting the hearing;

(2) The notice of violation that is being appealed;

(3) The items of the notice of violation that the requestor believes are erroneous; and

(4) The reasons the notice of violation is erroneous.

#### NEW SECTION

##### WAC 296-127-170 HEARING ON NOTICE OF VIOLATION.

(1) The director may hear the appeal personally or may delegate the authority to hold the hearing and draft a proposed decision to an administrative law judge pursuant to chapter 34.12 RCW. The plaintiff in the hearing shall be the department, and the defendants shall be the violator and its interested sureties. The department shall have the burden of proving, by a preponderance of the evidence, that the violations occurred and that any wages were unpaid as stated in the notice.

(2) Any interested party who has standing may, upon motion, be allowed to intervene as a plaintiff in the hearing. "Standing" shall be construed broadly to effectuate the remedial purposes of the prevailing wage law. An interested party, whether or not admitted as a plaintiff, may submit written arguments and affidavits.

(3) The hearing shall be conducted in accordance with the Uniform Procedure Rules, chapter 1-08 WAC.

(4) If the director presides over the hearing, the director shall issue a final decision that includes findings of fact and conclusions of law, and if appropriate an order to pay unpaid prevailing wages, a penalty, or both.

(5) If an administrative law judge presides over the hearing, she or he shall issue a proposed decision that includes findings of fact, conclusions of law, and if appropriate an order to pay unpaid prevailing wages, a penalty, or both. The proposed decision shall be served by certified mail or personally on the violator, the interested sureties, the department, and any interested parties who have intervened as plaintiffs. Any of these parties, if aggrieved by the proposed decision, may appeal to the director within thirty days after the date of issuance of the proposed decision. If none of the parties appeals within thirty days, the proposed decision may not be appealed either to the director or the courts.

(6) An appellant must file with the director an original and four copies of its notice of appeal. The notice of appeal must specify which

findings and conclusions are erroneous. The appellant must attach to the notice the written arguments supporting its appeal.

The appellant must serve a copy of the notice of appeal and the arguments on the other parties. The respondent parties must file with the director their written arguments within thirty days after the date the notice of appeal and the arguments were served upon them.

(7) The director shall review the proposed decision in accordance with the administrative procedure act, chapter 34.04 RCW. The director may: Allow the parties to present oral arguments as well as the written arguments; require the parties to specify the portions of the record on which the parties rely; require the parties to submit additional information by affidavit or certificate; remand the matter to the administrative law judge for further proceedings; and require a departmental employee to prepare a summary of the record for the director to review. The director shall issue a final decision that can affirm, modify, or reverse the proposed decision.

(8) The director shall serve the final decision on all parties. Any aggrieved party may appeal the final decision to superior court pursuant to RCW 34.04.130 unless the final decision affirms an unappealed proposed decision. If no party appeals within the period set by RCW 34.04.130, the director's decision is conclusive and binding on all parties.

#### NEW SECTION

WAC 296-127-180 EFFECT OF FINAL DECISION FINDING A VIOLATION OF RCW 39.12.— (SECTION 2, CHAPTER 15, LAWS OF 1985). If the director issues a final decision that includes a finding that a contractor violated RCW 39.12.— (section 2, chapter 15, Laws of 1985) and that the contractor owes unpaid prevailing wages, and the finding is not timely appealed or is affirmed by the courts, the findings and the decision are res judicata in any action by the department or by any interested party who was a plaintiff at the hearing, against the contractor and its sureties to recover the unpaid prevailing wages. The findings and decision are not res judicata in any action by an interested party who was not a plaintiff at the hearing.

#### NEW SECTION

WAC 296-127-190 FILING OF LIEN AGAINST RETAINAGE OR BONDS. (1) Upon receipt of a timely complaint that a contractor has violated RCW 39.12.— (section 2, chapter 15, Laws of 1985), and that the contractor owes unpaid prevailing wages, the department may file a lien against the retainage or bond obtained by the contractor under RCW 60.28.010.

(2) Upon issuance by the director of a final decision that finds that a contractor has violated RCW 39.12.— (section 2, chapter 15, Laws of 1985) or 39.12.050, and that sets a civil penalty for the violation, the department shall file liens for the penalty amount against the retainage and bonds the contractor obtained under RCW 39.12.— (2)(c) (section 2(2)(c), chapter 15, Laws of 1985), 39.08.010, and 60.28.010.

#### NEW SECTION

WAC 296-127-200 BOND PAYABLE TO DIRECTOR. (1) RCW 39.12.— (2)(c) (section 2(2)(c), chapter 15, Laws of 1985) authorizes the director to require a contractor to obtain a surety bond "running to the director in the amount of the violation found." The intent and wording indicates that the director may require such a bond only after issuing a final decision finding that the contractor has violated RCW 39.12.— (section 2, chapter 15, Laws of 1985).

(2) The director may demand that a violating contractor post the bond when:

(a) The director has issued a final decision that finds that the contractor owes unpaid prevailing wages or a penalty, whether or not the decision has been appealed to the courts; and

(b) The retainage or bonds provided under RCW 60.28.010, 18.27.040, and 19.28.120 are or may be insufficient to pay the amount of prevailing wages or the penalty owed.

(3) A contractor may at any time voluntarily obtain a bond running to the director to guarantee the payment of the prevailing wages or the penalty. The contractor may allow the director to satisfy any claim for unpaid wages or the penalty from this bond instead of from the retainage or bonds obtained under RCW 60.28.010, 18.27.040, 19.28.120, and 39.08.010.

**NEW SECTION**

**WAC 296-127-210 SUIT AGAINST RETAINAGE AND BONDS.** (1) If the director issues a final decision that includes a finding that the contractor has violated RCW 39.12.—(section 2, chapter 15, Laws of 1985) or 39.12.050, and the finding is not timely appealed or is affirmed by the courts, the department may file suit against the appropriate retainage and bonds to recover the amount of unpaid prevailing wages or the civil penalty.

(2) The department may, before issuance of a final decision, file suit against the appropriate retainage and bonds to recover unpaid prevailing wages if the filing of a suit is necessary to preserve the claim. The suit shall be held in abeyance pending the exhaustion of administrative remedies.

**NEW SECTION**

**WAC 296-127-220 DISTRIBUTION OF RECOVERY.** (1) Upon making a recovery pursuant to RCW 39.12.—(2) (section 2(2), chapter 15, Laws of 1985) against a contractor's retainage or bonds, the department shall distribute the proceeds and any award of attorneys' fees and costs as follows:

(a) First shall be paid the costs the department incurred in making the recovery. The department shall pay these costs from the attorney's fees and costs awarded by the courts.

(b) The recovery shall be paid to the employees of the violator who did not receive the correct prevailing wage. The distribution among employees shall be based on the evidence of wage loss produced at the hearing on the violation.

(2) A contractor who is the subject of an investigation or who has received a notice of violation may choose not to contest the matter and may tender to the department the amount of unpaid prevailing wages the department determines is owed. The department, after identifying and notifying the affected employees pursuant to WAC 296-127-140, shall accept the tender if the contractor in writing acknowledges that the department, by accepting the tendered amount, does not absolve the contractor from liability to any employee for unpaid prevailing wages.

(3) If an employee for whom the department has recovered unpaid prevailing wages cannot be found, the department shall retain the wages for the one-year period required by RCW 63.29.150. After the statutory period has lapsed, the department shall pay the wages to the department of revenue in accordance with RCW 63.29.170.

**NEW SECTION**

**WAC 296-127-300 FILING AND SERVICE.** All papers required to be filed with the director under this chapter or chapter 39.12 RCW shall be addressed to Director, Department of Labor and Industries, General Administration Building, Olympia, WA. 98504.

Filing and service shall be made as allowed by WAC 1-08-090 through 1-08-140.

**NEW SECTION**

**WAC 296-127-310 LIST OF VIOLATORS.** The industrial statistician shall maintain a list of all contractors who are forbidden to bid on a public works project, or to have a bid accepted, pursuant to RCW 39.12.—(3) (section 2(3), chapter 15, Laws of 1985) or 39.12.050. To the extent required by RCW 39.12.—(3) (section 2(3), chapter 15, Laws of 1985) and 39.12.050, the industrial statistician shall refuse to certify any statement of intent to pay the prevailing wage that he or she determines was submitted by a contractor on the list. Because the department receives a large number of requests for certification, the industrial statistician and the department shall not be liable to any person or entity for certifying a statement of a contractor on the list.

The industrial statistician shall make the list available to any public agency upon request.

**NEW SECTION**

**WAC 296-127-320 PAYROLL RECORDS.** (1) Each contractor shall keep accurate payroll records, showing the name, address, Social Security number, work classification, straight time and overtime hours worked each day and week, and the actual per diem wages paid, for each laborer, worker, and mechanic employed by the contractor for work done on a public work.

(2) A contractor shall, within ten days after it receives a written request, file a certified copy of the payroll records with the agency that awarded the public works contract and with the industrial statistician.

(3) Both the industrial statistician and the awarding agency shall make the certified payroll records available, upon written request, to any interested party. The interested party must, before it receives a copy of the records, reimburse the awarding agency or the department for the cost of the copy.

(4) A contractor's noncompliance with this section shall constitute a violation of RCW 39.12.050.

**WSR 85-20-130****ADOPTED RULES****DEPARTMENT OF  
LABOR AND INDUSTRIES**

[Order 85-27—Filed October 2, 1985]

I, R. A. Davis, director of the Department of Labor and Industries, do promulgate and adopt at Olympia, Washington, the annexed rules relating to adoption of new chapter 296-402 WAC, electrical testing laboratory accreditation. The rules establish conditions, criteria, and procedures for the accreditation of electrical products testing laboratories. The rules include sections on the following: Purpose; definitions; business practices; quality control; personnel calibration; plans; records; product certification; follow-up procedures; program implementation; laboratory evaluation and fees; renewals; conditions of accreditation; penalties; change notification requirements; and revocation and suspension procedures.

This action is taken pursuant to Notice No. WSR 85-14-033 filed with the code reviser on June 27, 1985. These rules shall take effect thirty days after they are filed with the code reviser pursuant to RCW 34.04.040(2).

This rule is promulgated pursuant to RCW 19.28.010, 19.28.060, 19.28.065 and 19.28.070 and is intended to administratively implement that statute.

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

APPROVED AND ADOPTED October 2, 1985.

By Richard A. Davis  
Director

Chapter 296-402 WAC  
ELECTRICAL TESTING LABORATORY AC-  
CREDITATION

**WAC**

296-402-010	Foreword.
296-402-020	Purpose and scope.
296-402-030	Definitions.
296-402-040	Organization.
296-402-050	Professional and ethical business practices.
296-402-060	Quality control system.
296-402-070	Personnel.
296-402-080	Calibration—Verification and maintenance of facilities and equipment.
296-402-090	Plans for certification programs.

296-402-100	Records.
296-402-110	Product certification program.
296-402-120	Product assurance (follow-up) activities.
296-402-130	Laboratory approval program implementation.
296-402-140	Initial laboratory evaluation.
296-402-150	Renewals.
296-402-160	Conditions of accreditation.
296-402-170	Penalties.
296-402-180	Notification of change.
296-402-190	Revocation and suspension procedures.

NEW SECTION

WAC 296-402-010 **FOREWORD.** This chapter is promulgated in accordance with the provisions of chapter 19.28 RCW which covers electricians and electrical installations.

To qualify for certification as an approved electrical products testing laboratory, the criteria of this chapter shall be complied with.

NEW SECTION

WAC 296-402-020 **PURPOSE AND SCOPE.** The purpose of this chapter is to provide for recognition and accreditation of electrical products testing and certification laboratories for the state of Washington so the general consuming public can be assured that electrical products have been tested for safety and identified for their intended use.

Any electrical product, device, system, material, or installation which is accepted, or classified, identified, or certified, or listed, or labeled by a Washington state accredited electrical products testing laboratory shall be deemed to have been successfully evaluated for safety.

NEW SECTION

WAC 296-402-030 **DEFINITIONS.** The definitions set forth in this section shall apply throughout this chapter.

(1) "ANSI" means American National Standards Institute.

(2) "Certified electrical product" means an electrical product that is certified under this chapter:

(a) To which a label, symbol, or other identifying mark of an approved testing laboratory has been attached to indicate that the manufacturer produced the product in compliance with appropriate standards or that the product performs in a specified manner.

(b) That is not decertified.

(3) "Certification mark" means a specified approved testing laboratory identification indicating that a certified electrical product has been manufactured in accordance with the requirements of appropriate standards or tested for specific end uses.

(4) "Certification program" means a specified set of testing, inspection, and quality assurance procedures, with appropriate implementing authority directed toward evaluating products for certification of compliance to the requirements of appropriate standards.

(5) "Department" means the department of labor and industries.

(6) "Labeled" means an electrical product to which a label, symbol, or other identifying mark of an approved laboratory is attached.

(7) "Laboratory operations control manual" means a document consisting of specified procedures and information for each test method responding to the application requirements of the product standard.

(8) "Quality control manual" means a document consisting of general guidelines for the quality control of the laboratory's method of operation. Specific information is provided for portions of individual test methods whenever specifics are needed to comply with the criteria or otherwise support the laboratory's operations.

NEW SECTION

WAC 296-402-040 **ORGANIZATION.** The laboratory shall be an independent, third-party testing and inspection organization with no organizational, managerial, or financial affiliation with manufacturers, suppliers, or vendors of products covered under its certification programs.

(1) The laboratory shall not be owned by manufacturers or vendors.

(2) The laboratory administration shall not be controlled by manufacturers or vendors.

(3) The laboratory shall be legally constituted and permitted to perform certification work.

(4) The laboratory shall not be engaged in the promotion or design of the product being evaluated, tested, or certified.

(5) The laboratory shall have sufficient diversity of clients or activity so that the loss or award of a specific contract regarding certification would not be a determinative factor in the financial well-being of the laboratory.

(6) The employment security status of the personnel of the laboratory shall be free of influence or control of manufacturers or vendors of products certified.

NEW SECTION

WAC 296-402-050 **PROFESSIONAL AND ETHICAL BUSINESS PRACTICES.** The laboratory shall be operated in accordance with generally accepted professional and ethical business practices and shall agree in writing that as a minimum it will be its policy to:

(1) Perform the examinations, tests, evaluations, and inspections required under the certification programs in accordance with the designated standards and procedures.

(2) Assure that reported values accurately reflect measured data.

(3) Limit work to that for which competence and capacity are available.

(4) Treat test data, records, and reports as proprietary information.

(5) Respond and attempt to resolve complaints contesting test results and certifications.

(6) Be capable of performing all examinations, tests, evaluations, and inspections for certification programs for which it is approved according to the latest effective version of applicable safety standards as adopted by rule, and require that all certified products produced after the effective date comply with such standards.

(7) Maintain an independent relationship between its clients, affiliates, or other organizations, so that the laboratory's capacity to render test reports and certifications objectively and without bias is not adversely affected.

(8) Notify the department within thirty calendar days should it become unable to conform to any of these criteria.

#### NEW SECTION

WAC 296-402-060 **QUALITY CONTROL SYSTEM.** The laboratory shall maintain a quality control system to help assure the accuracy and technical integrity of its work as follows:

(1) The laboratory's quality control system must include a quality control manual or a laboratory operations control manual containing written procedures and information in response to the applicable requirements of the product standard. The procedures and information may be explicitly contained in the manual or may be referenced so that their location in the laboratory is clearly identified. The written procedures and information must be adequate to guide a testing technician and inspector in conducting the tests and inspections in accordance with the test methods and procedures required for the certification programs for which accreditation is sought.

(2) The laboratory shall have a current copy of its quality control manual available in the laboratory for use by laboratory personnel and shall make the manual available to the department for review and audit.

#### NEW SECTION

WAC 296-402-070 **PERSONNEL.** The laboratory shall be staffed by competent personnel who shall have the necessary education, training, technical knowledge, and experience for their assigned functions to perform the tests, examinations, reevaluations, and inspections for certification programs for which accreditation is sought.

(1) There shall be a job description for each senior technical position category.

(2) The laboratory shall assure the competency of its staff through the observation and/or examination of each relevant staff member in the performance of tests, examinations, and inspections that each member is assigned to perform. The observations must be conducted at intervals not exceeding one year by one or more individuals judged qualified by the person who has technical responsibility for the operation.

(3) The laboratory shall make available the description of its training program for assuring that new or untrained staff will be able to perform tests and inspections properly and uniformly to the requisite degree of precision and accuracy.

(4) The laboratory shall maintain records, including dates of the observation or examination of performance of personnel. Information on the relevant qualifications, training, and experience of the technical staff shall be maintained by the laboratory and shall be furnished to the department on request.

#### NEW SECTION

WAC 296-402-080 **CALIBRATION—VERIFICATION AND MAINTENANCE OF FACILITIES AND EQUIPMENT.** The laboratory shall provide evidence of the calibration, verification, and maintenance of the facilities and equipment specified for each test method for certification programs for which accreditation is sought by means of the following:

(1) A description of the procedures used in calibrating, verifying, and maintaining the test equipment and facilities, including as applicable:

(a) Calibration and verification equipment or services used;

(b) Reference standards and materials used;

(c) Measurement assurance, corroborative reference, or other programs in which the laboratory participates; and

(d) Specified maintenance practices.

(2) Calibration and verification records, including as applicable:

(a) Equipment description or name;

(b) Name of manufacturer;

(c) Model, style, and serial number, or other identification;

(d) Equipment variables subject to calibration and verification;

(e) Statement of the instrument's allowable error and tolerances of readings;

(f) Calibration or verification schedule (intervals);

(g) Dates and results of last calibrations or verifications and schedule of future calibrations or verifications;

(h) Name of laboratory person or outside contractor providing the calibration or verification services; and

(i) Traceability to National Bureau of Standards or other standard reference authority as required.

#### NEW SECTION

WAC 296-402-090 **PLANS FOR CERTIFICATION PROGRAMS.** The laboratory shall maintain plans for its certification programs for which accreditation is sought which shall include, as applicable, instructions for:

(1) Equipment maintenance and verification checks.

(2) Sample selection.

(3) Data collection, analysis, and reporting.

(4) Quality control checks and audits.

#### NEW SECTION

WAC 296-402-100 **RECORDS.** The laboratory shall maintain records and prepare reports of those testing, inspection, and certification activities associated with each program for which approval is sought. The laboratory shall make available to the department, upon request, a typical completed test or inspection report

with the name of the client and source of any product deleted. Test and inspection reports shall contain, as applicable:

- (1) Name and address of the laboratory.
- (2) Pertinent data and identification of tests or inspections.
- (3) Name of client.
- (4) Description and identification of the sample including, as necessary, where and how the sample was selected.
- (5) An appropriate title.
- (6) Identification of the test, inspection, or procedure as specified for the certification program.
- (7) Known deviations, additions to, or exclusions from testing, inspection, and certification activities in order to be appropriate to new or innovative products not contemplated by the standard.
- (8) Measurements, examinations, derived results, and identification of test anomalies.
- (9) If necessary, a statement as to whether or not the results comply with the requirements of the standard.
- (10) Signature of person(s) having responsibility for the report.
- (11) Data generated during testing if not included in the test report, such as raw data, calculations, tables, graphs, sketches, and photographs, shall be maintained.
- (12) Sample control forms documenting the receipt, handling, storage, shipping, and testing of samples or a written description of the procedures and separate records that are maintained to control these operations.
- (13) The laboratory shall have copies of applicable standards and other documents referred to or used in performing each test or inspection for product certification for which approval is sought.
- (14) The laboratory shall maintain records of its quality control checks and audits for monitoring its test work associated with its certification programs, including:
  - (a) Records of products assurance (follow-up) test results; and
  - (b) Records of detected errors and discrepancies and actions taken subsequent to such detection.
- (15) The laboratory shall maintain a record of written complaints and disposition thereof.
- (16) The laboratory shall retain records required by these criteria for a minimum of three years.

#### NEW SECTION

**WAC 296-402-110 PRODUCT CERTIFICATION PROGRAM.** (1) General. The testing laboratory shall be approved only to certify those products identified by the laboratory in its application and as authorized by the department. The certification program shall contain the procedures and authority to ensure that the certified product complies with the standards (requirements) established by the program.

(2) Electrical product safety standard used. The standard used as the basis of the certification program shall be a state approved product safety standard that is determined to provide an adequate level of safety or define an adequate level of safety performance.

- (a) Generally, such standards shall:
  - (i) Be recognized in the United States as an electrical product safety standard.
  - (ii) Be compatible with and be maintained current with periodic revisions of applicable national codes and installation standards.
  - (iii) Be developed by a standards developing organization under a method providing for input and consideration of views of industry groups, experts, users, consumers, and governmental authorities, and others having broad experience in the electrical products safety field.
- (b) All ANSI safety designated electrical product standards are deemed acceptable without further qualification.
- (c) If a testing laboratory desires to use a published standard other than an ANSI standard, the department shall evaluate the proposed standard to determine that it provides an adequate level of safety. If there exists an ANSI standard, or other published standard meeting the criteria of (a) of this subsection which has been recognized by the department for use in certification programs, the laboratory shall identify and justify all differences between the proposed standard and such ANSI standard or other standard previously recognized by the department.
- (d) Where there is no published standard meeting the above cited criteria for the equipment under consideration, the department shall evaluate the proposed standard to determine that it provides an adequate level of safety. The laboratory shall identify and justify the adequacy of the standard or other specifications used as a source of requirements.
- (e) The department shall review proposed standards to determine that they provide an adequate level of safety and shall present a recommendation concerning each proposed standard to the electrical advisory board at a regular or special board meeting for the board's approval.
- (3) Evaluation of components. Components of certified products shall be evaluated for compliance with standards applicable to such components or found to be suitable for use in the product as stated in the end product standard.
- (4) Certification agreement. Measures, such as the following, to provide for manufacturer compliance with the provisions of the product standard and laboratory control of the use of the certification mark shall be embodied in an agreement between the manufacturer and the testing laboratory:
  - (a) Require the manufacturer to provide such information and assistance as needed by the testing laboratory to conduct the necessary product conformity and production assurance evaluation.
  - (b) Require the manufacturer to provide the testing laboratory's representative access during working hours to the factory for inspection and audit activities without prior notice.
  - (c) Restrict the manufacturer to application of certification marks only to products that comply with requirements of the product standard.
  - (d) Secure the manufacturer's agreement to the publication of notice by the testing laboratory for any

product already available in the marketplace that does not meet the safety standard.

(e) Whenever the standard covering the product is revised, require reevaluation of products as a condition of continued use of the certification mark.

(f) Provide for notification by the laboratory of the manufacturer's personnel responsible for and authorized to institute product recall in the case of a hazard.

(g) Provide for control of certification marks (or labels) by the testing laboratory.

(h) Require that the testing laboratory provide to the manufacturer a report of original product evaluation, which documents by test results and other data, when conformity with the applicable product standard is achieved.

(i) Require the manufacturer to provide the identification of the manufacturer or vendor of the product, and, if the product is produced in more than one location, the place of manufacture of the product.

(5) Identification of certified products. Certified products shall be labeled or marked with the certification mark of the approved testing laboratory. The certification mark shall:

(a) Be owned by the testing laboratory and be registered as a certification mark with the United States Patent and Trademark Office.

(b) Not be readily transferable from one product to another.

(c) Be directly applied to each unit of production in the form of labels or markings suitable for the environment and use of the product, except where the physical size of the unit does not permit, in which case markings may then be attached to the smallest package in which the unit is marketed.

(d) Include the name or other appropriate identification of the testing laboratory.

(e) Include the product category where such is not completely obvious.

(6) Directory (list) of certified products. The testing laboratory shall publish annually a products directory to identify products that are authorized to bear the laboratory's certification mark (label). The products directory shall briefly describe the program, the products covered, the name of the manufacturer or vendor of the certified products, and the identification of the published standards or the compiled requirements on which the program is based. The products directory shall be available to the public. Supplemental up-to-date information shall be publicly available at the office of the testing laboratory at any time during normal business hours.

(7) Original conformance (engineering) evaluation. Prior to authorizing the use of a certification mark on a product, the testing laboratory shall:

(a) Determine by examination and/or tests that representative samples of the product comply with the requirements (standards). Components of certified products shall also be required to comply with the safety standards (requirements) applicable to such components or found to be suitable for use as stated in the end product standard. Evaluation of the product design shall be made on representative production samples or on

prototype product samples with subsequent verification that factory productions are the same as the prototype.

(b) Determine that the manufacturer has the necessary facilities, test equipment, and control procedures to ensure that continuing production of the product complies with the requirements.

#### NEW SECTION

WAC 296-402-120 PRODUCT ASSURANCE (FOLLOW-UP) ACTIVITIES. (1) General. Concurrent with and subsequent to authorizing the manufacturer to use the testing laboratory's certification mark, the testing laboratory shall establish a factory follow-up inspection program to determine continued compliance of certified products with the applicable standard.

(2) Follow-up inspection manual. The testing laboratory shall prepare and utilize an inspection manual setting forth the conditions governing the use of the certification mark on the products. The inspection manual shall include the identification of the products authorized for certification; identification of manufacturer and plant location at which manufacture and certification are authorized; description, specifications, and requirements applicable to the product; description of processes where needed for control purposes; description of the manufacturer's quality assurance program when used as part of the follow-up program; description of inspections and tests to be conducted by the manufacturer and the inspector; description of countercheck tests to be conducted in the laboratory; and description of the form and means of applying the certification mark.

(3) Follow-up procedures and activities. Follow-up procedures and activities shall include the following:

(a) Periodic unannounced inspections at the factory with testing at the factory or testing laboratory of representative samples selected from production and, if appropriate, from the market.

(b) Periodic auditing or surveillance of the manufacturer's quality assurance program through the witnessing of manufacturer's tests, review of the manufacturer's records, and verification of the manufacturer's produced data.

(c) Investigation of alleged field failures upon department request.

(d) Procedures for control of the use of the certification mark by:

(i) Keeping records of the release and use of certification marks.

(ii) Removal of marks from noncomplying products.

(iii) Return or destruction of unused marks when the authority to use the marks is terminated.

(iv) Legal action.

(e) Frequency of follow-up. The frequency of follow-up inspections shall be sufficient to provide a reasonable check on the means which the manufacturer exercises to assure that the product bearing the certification mark complies with the applicable standards. The frequency shall not be less than once each three months, unless adequate data is provided to the department to justify less frequent inspections.

**NEW SECTION**

**WAC 296-402-130 LABORATORY APPROVAL PROGRAM IMPLEMENTATION.** (1) The department may establish a standing committee for the purpose of recommending action regarding approval of electrical testing laboratories, and reviewing of applications, non-ANSI standards, and other technical criteria.

(2) The department shall develop forms and procedures which will enable applicants to submit the data necessary for evaluation.

(3) The department may waive on-site inspection for a testing laboratory showing evidence of current recognition by another state determined to provide an accreditation program acceptable to the department.

**NEW SECTION**

**WAC 296-402-140 INITIAL LABORATORY EVALUATION.** (1) The department shall:

(a) Accept requests for testing laboratory certification.

(b) Make an administrative review to ensure completeness and accuracy of information.

(c) Review the request.

(d) Arrange for the laboratory on-site inspection by a technically qualified representative of the department to evaluate compliance with accreditation criteria. The cost shall be borne by the applicant.

(2) Notification of evaluation and evaluation results. The department shall notify the applicant of the recommendation of the department and time and place of the hearing to consider the request.

(3) Fees. There shall be an initial filing fee accompanying the application, an initial accreditation fee, and a biennial renewal fee as established from time to time by the department. Evaluation costs including travel expenses and any additional related expenses shall be borne by the laboratory. On-site inspections, requiring fees, shall not be made more than once a year, unless additional inspections are required by the department or requested by the laboratory.

Initial filing fee	\$500.00
Initial accreditation fee:	
One product category	\$250.00
Each additional category for the next nineteen categories	\$100.00 each
Maximum for twenty categories or more	\$2150.00
Biennial renewal fee	50% of the amount of the initial accreditation fee

(4) Number and category. Each accredited testing laboratory shall be identified by the number of electrical product category(ies) that the department has determined the laboratory is qualified to evaluate. The accreditation shall indicate the electrical product category(ies) for which accreditation is issued.

(5) Approval. The department shall accept or deny laboratory approval. Such approval shall be subject to reexamination when deemed necessary by the department.

(6) Appeal. If an applicant disagrees with the action of the department regarding accreditation or qualifications, an appeal may be made to the electrical advisory board within thirty days of the notice by the department.

**NEW SECTION**

**WAC 296-402-150 RENEWALS.** (1) At least thirty days prior to the expiration date of any such accreditation, the electrical testing laboratory shall forward to the department an application for renewal. The department, upon receipt of the completed form and fee, shall renew accreditation for a period of two years or notify such applicant of the department's refusal with reasons thereof. Accreditation may be renewed for one or more electrical product category(ies) and renewal may be refused for one or more electrical product category(ies).

(2) Appeal. If an applicant disagrees with the action of the department regarding accreditation or electrical product category(ies), an appeal may be made to the electrical advisory board within thirty days of the notice by the department.

**NEW SECTION**

**WAC 296-402-160 CONDITIONS OF ACCREDITATION.** (1) Evidence of accreditation. The accreditation of any testing laboratory shall be evidenced by a letter of accreditation from the department.

(2) Period of accreditation. The accreditation of a testing laboratory shall be valid for a period of two years from the date of acceptance by the department. The period of validity shall be stated in the letter of accreditation.

(3) Maintenance of qualifying conditions. Every accredited testing laboratory shall continue to satisfy all the conditions specified in this chapter during the period of the accreditation.

(4) Reports. The accredited laboratory shall furnish the department an annual report detailing the extent of its activities for the year, and covering the products which it has certified during the year. The report shall include information concerning:

(a) The number of factory inspections.

(b) List of certified products.

**NEW SECTION**

**WAC 296-402-170 PENALTIES.** Any person and/or laboratory that fails to comply with the requirements of these rules and regulations or that files a false report may have accreditation revoked for one or more electrical product category(ies) and shall bear such cost which may accrue to the department or its agent(s) as a result of the violation. A laboratory whose accreditation has been revoked may apply again for accreditation no sooner than one year after the date of revocation of accreditation.

**NEW SECTION**

**WAC 296-402-180 NOTIFICATION OF CHANGE.** Testing laboratories accredited under these

rules and regulations shall notify the department within thirty working days of any of the following:

- (1) Change in company name and/or address.
- (2) Changes in major test equipment.
- (3) Changes in principal officers, key supervisory and responsible personnel in the company including the director of testing and engineering services, director of follow-up services, and the laboratory supervisor.
- (4) Change in the standard(s) covering the certified product(s).
- (5) Change in independent status.

#### NEW SECTION

WAC 296-402-190 REVOCATION AND SUSPENSION PROCEDURES. (1) Revocation and suspension. The department on its own initiative may suspend or revoke the accreditation of any testing laboratory found to be in noncompliance with these rules and regulations, the laws of the state of Washington, or having substantial evidence of the laboratory's conduct in unethical business practices.

(2) Notice and conference. Prior to suspension, revocation, or failure to renew the accreditation of a laboratory, written notice of such intent shall be served by registered mail by the department. Within ten calendar days of receipt of such notice, the affected laboratory may request a conference before the department. Should the electrical testing laboratory disagree with the decision of the department, an appeal may be made to the electrical advisory board. Direct an appeal to Chairman, Electrical Advisory Board, 520 South Water St., P.O. Box 9519, Olympia, WA 98504.

(3) Effect of suspension and revocation. If the accreditation is suspended, revoked, or not renewed, the laboratory shall immediately notify the involved manufacturers whose products are covered by the accreditation that such products manufactured subsequent to the revocation and offered for sale in the state of Washington can no longer bear the laboratory's label that identified it as a certified product.



Table of WAC Sections Affected

WAC #	WSR #	WAC #	WSR #	WAC #	WSR #			
16-322-010	AMD-P	85-11-082	16-409-120	REP	85-07-028	16-514-060	NEW-P	85-14-103
16-322-010	AMD	85-15-017	16-426-001	REP-P	85-11-080	16-514-060	NEW	85-20-042
16-322-012	AMD-P	85-11-082	16-426-001	REP	85-15-047	16-514-070	NEW-P	85-14-103
16-322-012	AMD	85-15-017	16-426-005	REP-P	85-11-080	16-514-070	NEW	85-20-042
16-322-015	AMD-P	85-11-082	16-426-005	REP	85-15-047	16-514-080	NEW-P	85-14-103
16-322-015	AMD	85-15-017	16-426-010	REP-P	85-11-080	16-514-080	NEW	85-20-042
16-322-020	REP-P	85-11-082	16-426-010	REP	85-15-047	16-529-030	AMD	85-10-015
16-322-020	REP	85-15-017	16-426-015	REP-P	85-11-080	16-530-010	NEW	85-11-089
16-322-025	AMD-P	85-11-082	16-426-015	REP	85-15-047	16-530-020	NEW	85-11-089
16-322-025	AMD	85-15-017	16-426-020	REP-P	85-11-080	16-530-030	NEW	85-11-089
16-322-035	AMD-P	85-11-082	16-426-020	REP	85-15-047	16-530-040	NEW	85-11-089
16-322-035	AMD	85-15-017	16-426-025	REP-P	85-19-073	16-530-050	NEW	85-11-089
16-322-040	AMD-P	85-11-082	16-470	AMD-C	85-19-002	16-530-060	NEW	85-11-089
16-322-040	AMD	85-15-017	16-470-010	AMD-P	85-11-086	16-555-010	NEW-P	85-05-038
16-322-045	AMD-P	85-11-082	16-470-010	AMD-E	85-11-087	16-555-010	NEW	85-11-030
16-322-045	AMD	85-15-017	16-470-010	AMD	85-15-006	16-555-020	NEW-P	85-05-038
16-322-045	AMD	85-15-017	16-470-015	AMD-P	85-11-084	16-555-020	NEW	85-11-030
16-332A-001	REP-P	85-19-073	16-470-015	AMD-E	85-11-087	16-555-030	NEW-P	85-05-038
16-332A-010	REP-P	85-19-073	16-470-015	AMD	85-15-007	16-555-030	NEW	85-11-030
16-332A-020	REP-P	85-19-073	16-470-100	AMD-P	85-11-084	16-555-040	NEW-P	85-05-038
16-332A-030	REP-P	85-19-073	16-470-100	AMD-E	85-11-087	16-555-040	NEW	85-11-030
16-332A-040	REP-P	85-19-073	16-470-100	AMD	85-15-007	16-555-041	NEW-P	85-05-038
16-332A-050	REP-P	85-19-073	16-470-110	AMD-P	85-11-084	16-555-041	NEW	85-11-030
16-332A-060	REP-P	85-19-073	16-470-110	AMD-E	85-11-087	16-555-050	NEW-P	85-05-038
16-332A-070	REP-P	85-19-073	16-470-110	AMD	85-15-007	16-555-050	NEW	85-11-030
16-332A-080	REP-P	85-19-073	16-470-110	AMD	85-11-084	16-555-060	NEW-P	85-05-038
16-333-010	NEW-P	85-19-073	16-470-120	AMD-P	85-11-084	16-555-060	NEW	85-11-030
16-333-020	NEW-P	85-19-073	16-470-120	AMD-E	85-11-087	16-555-070	NEW-P	85-05-038
16-333-030	NEW-P	85-19-073	16-470-120	AMD	85-15-007	16-555-070	NEW	85-11-030
16-333-040	NEW-P	85-19-073	16-470-200	NEW-P	85-11-083	16-555-080	NEW-P	85-05-038
16-333-050	NEW-P	85-19-073	16-470-200	NEW-E	85-11-088	16-555-080	NEW	85-11-030
16-333-060	NEW-P	85-19-073	16-470-200	NEW	85-15-008	16-555-080	NEW-P	85-05-038
16-333-070	NEW-P	85-19-073	16-470-210	NEW-P	85-11-083	16-560-06001	AMD-P	85-02-054
16-333-080	NEW-P	85-19-073	16-470-210	NEW-E	85-11-088	16-560-06001	AMD	85-10-005
16-333-090	NEW-P	85-19-073	16-470-210	NEW	85-15-008	16-565-010	AMD-P	85-11-078
16-354-005	AMD-P	85-11-079	16-470-220	NEW-P	85-11-083	16-565-010	AMD	85-15-018
16-354-005	AMD	85-15-046	16-470-220	NEW-E	85-11-088	16-565-020	AMD-P	85-11-078
16-354-010	AMD-P	85-11-079	16-470-220	NEW	85-15-008	16-565-020	AMD	85-15-018
16-354-010	AMD	85-15-046	16-470-230	NEW-P	85-11-083	16-620-110	NEW-E	85-20-092
16-354-020	AMD-P	85-11-079	16-470-230	NEW-E	85-11-088	16-620-110	NEW-P	85-20-101
16-354-020	AMD	85-15-046	16-470-230	NEW	85-15-008	16-620-115	NEW-E	85-20-092
16-354-030	AMD-P	85-11-079	16-470-300	NEW-P	85-11-085	16-620-115	NEW-P	85-20-101
16-354-030	AMD	85-15-046	16-470-300	NEW-W	85-14-072	16-666-140	NEW-P	85-10-051
16-354-040	AMD-P	85-11-079	16-470-300	NEW-P	85-15-054	16-666-140	NEW-W	85-12-053
16-354-040	AMD	85-15-046	16-470-300	NEW	85-20-043	16-750-010	AMD-P	85-03-102
16-354-050	AMD-P	85-11-079	16-470-310	NEW-P	85-11-085	16-750-010	AMD	85-07-003
16-354-050	AMD	85-15-046	16-470-310	NEW-W	85-14-072	25-15-010	NEW-E	85-20-008
16-354-070	AMD-P	85-11-079	16-470-310	NEW-P	85-15-054	25-15-020	NEW-E	85-20-008
16-354-070	AMD	85-15-046	16-470-310	NEW	85-20-043	25-15-030	NEW-E	85-20-008
16-354-080	REP-P	85-11-079	16-470-320	NEW-P	85-11-085	25-15-040	NEW-E	85-20-008
16-354-080	REP	85-15-046	16-470-320	NEW-W	85-14-072	25-15-050	NEW-E	85-20-008
16-354-090	NEW-P	85-11-079	16-470-320	NEW-P	85-15-054	25-15-060	NEW-E	85-20-008
16-354-090	NEW	85-15-046	16-470-320	NEW	85-20-043	25-15-070	NEW-E	85-20-008
16-354-100	NEW-P	85-11-079	16-470-330	NEW-P	85-11-085	25-15-080	NEW-E	85-20-008
16-354-100	NEW	85-15-046	16-470-330	NEW-W	85-14-072	25-15-090	NEW-E	85-20-008
16-400-007	NEW-P	85-03-089	16-470-330	NEW-P	85-15-054	25-15-100	NEW-E	85-20-008
16-400-007	NEW	85-06-029	16-470-330	NEW	85-20-043	25-15-110	NEW-E	85-20-008
16-400-020	REP-P	85-03-089	16-470-340	NEW-P	85-11-085	25-15-120	NEW-E	85-20-008
16-400-020	REP	85-06-029	16-470-340	NEW-W	85-14-072	50-12-010	REP-P	85-16-116
16-409-015	AMD-P	85-03-090	16-470-340	NEW-P	85-15-054	50-12-010	REP-C	85-19-045
16-409-015	AMD	85-07-028	16-470-340	NEW	85-20-043	50-12-010	REP	85-19-052
16-409-020	AMD-P	85-03-090	16-470-400	NEW-P	85-17-019	50-12-040	AMD-P	85-16-116
16-409-020	AMD	85-07-028	16-470-410	NEW-P	85-17-019	50-12-040	AMD-C	85-19-045
16-409-030	AMD-P	85-03-090	16-470-420	NEW-P	85-17-019	50-12-040	AMD	85-19-052
16-409-030	AMD	85-07-028	16-470-430	NEW-P	85-17-019	50-12-050	AMD-E	85-16-030
16-409-035	AMD-P	85-03-090	16-470-440	NEW-P	85-17-019	50-12-050	AMD-P	85-16-116
16-409-035	AMD	85-07-028	16-514-010	NEW-P	85-14-103	50-12-050	AMD-C	85-19-045
16-409-060	AMD-P	85-03-090	16-514-010	NEW	85-20-042	50-12-050	AMD	85-19-052
16-409-060	AMD	85-07-028	16-514-020	NEW-P	85-14-103	50-12-100	NEW-P	85-16-116
16-409-065	AMD-P	85-03-090	16-514-020	NEW	85-20-042	50-12-100	NEW-C	85-19-045
16-409-065	AMD	85-07-028	16-514-030	NEW-P	85-14-103	50-12-100	NEW	85-19-052
16-409-070	AMD-P	85-03-090	16-514-030	NEW	85-20-042	50-12-110	NEW-P	85-16-116
16-409-070	AMD	85-07-028	16-514-040	NEW-P	85-14-103	50-12-110	NEW-C	85-19-045
16-409-075	AMD-P	85-03-090	16-514-040	NEW	85-20-042	50-12-110	NEW	85-19-052
16-409-075	AMD	85-07-028	16-514-041	NEW-P	85-14-103	50-16-030	AMD-P	85-16-055
16-409-085	AMD-P	85-03-090	16-514-041	NEW	85-20-042	50-16-030	AMD-C	85-19-043
16-409-085	AMD	85-07-028	16-514-050	NEW-P	85-14-103	50-16-030	AMD	85-19-054
16-409-120	REP-P	85-03-090	16-514-050	NEW	85-20-042	50-20-010	AMD-P	85-16-056

Table of WAC Sections Affected

WAC #	WSR #	WAC #	WSR #	WAC #	WSR #
50-20-010	AMD-C	85-19-044	51-12-409	NEW-P	85-18-068
50-20-010	AMD	85-19-053	51-12-410	NEW-P	85-18-068
50-20-050	AMD-E	85-15-074	51-12-411	NEW-P	85-18-068
50-20-050	AMD-P	85-16-056	51-12-412	NEW-P	85-18-068
50-20-050	AMD-C	85-19-044	51-12-413	NEW-P	85-18-068
50-20-050	AMD	85-19-053	51-12-414	NEW-P	85-18-068
50-20-055	AMD-E	85-15-074	51-12-415	NEW-P	85-18-068
50-20-055	AMD-P	85-16-056	51-12-416	NEW-P	85-18-068
50-20-055	AMD-C	85-19-044	51-12-417	NEW-P	85-18-068
50-20-055	AMD-P	85-19-088	51-12-418	NEW-P	85-18-068
50-20-090	NEW-E	85-15-074	51-12-419	NEW-P	85-18-068
50-20-090	NEW-P	85-16-056	51-12-420	NEW-P	85-18-068
50-20-090	NEW-C	85-19-044	51-12-421	NEW-P	85-18-068
50-20-090	NEW	85-19-053	51-12-422	NEW-P	85-18-068
50-24-100	AMD-P	85-16-116	51-12-423	NEW-P	85-18-068
50-24-100	AMD-C	85-19-045	51-12-424	NEW-P	85-18-068
50-24-100	AMD	85-19-052	51-12-425	NEW-P	85-18-068
50-44-030	AMD-P	85-16-116	51-12-426	NEW-P	85-18-068
50-44-030	AMD-C	85-19-045	51-12-500	NEW-P	85-18-068
50-44-030	AMD	85-19-052	51-12-501	NEW-P	85-18-068
50-48-020	AMD-P	85-16-116	51-12-502	NEW-P	85-18-068
50-48-020	AMD-C	85-19-045	51-12-503	NEW-P	85-18-068
50-48-020	AMD	85-19-052	51-12-504	NEW-P	85-18-068
51-10	AMD-P	85-02-055	51-12-505	NEW-P	85-18-068
51-10	AMD	85-03-095	51-12-506	NEW-P	85-18-068
51-10	AMD	85-07-036	51-12-507	NEW-P	85-18-068
51-12-100	NEW-P	85-18-068	51-12-600	NEW-P	85-18-068
51-12-101	NEW-P	85-18-068	51-12-601	NEW-P	85-18-068
51-12-102	NEW-P	85-18-068	51-12-602	NEW-P	85-18-068
51-12-103	NEW-P	85-18-068	51-12-603	NEW-P	85-18-068
51-12-104	NEW-P	85-18-068	51-12-604	NEW-P	85-18-068
51-12-105	NEW-P	85-18-068	51-12-605	NEW-P	85-18-068
51-12-106	NEW-P	85-18-068	51-12-606	NEW-P	85-18-068
51-12-107	NEW-P	85-18-068	51-12-607	NEW-P	85-18-068
51-12-108	NEW-P	85-18-068	51-12-608	NEW-P	85-18-068
51-12-109	NEW-P	85-18-068	51-16-010	NEW-P	85-18-058
51-12-110	NEW-P	85-18-068	51-16-020	NEW-P	85-18-058
51-12-200	NEW-P	85-18-068	51-16-030	NEW-P	85-18-058
51-12-201	NEW-P	85-18-068	51-16-040	NEW-P	85-18-058
51-12-202	NEW-P	85-18-068	51-16-050	NEW-P	85-18-058
51-12-203	NEW-P	85-18-068	51-16-060	NEW-P	85-18-058
51-12-204	NEW-P	85-18-068	51-16-070	NEW-P	85-18-058
51-12-205	NEW-P	85-18-068	67-25-005	AMD-P	85-03-081
51-12-206	NEW-P	85-18-068	67-25-005	AMD	85-06-030
51-12-207	NEW-P	85-18-068	67-25-180	REP-E	85-13-023
51-12-208	NEW-P	85-18-068	67-25-180	REP-P	85-15-077
51-12-209	NEW-P	85-18-068	67-25-180	REP	85-18-046
51-12-210	NEW-P	85-18-068	67-25-185	REP-E	85-13-023
51-12-211	NEW-P	85-18-068	67-25-185	REP-P	85-15-077
51-12-212	NEW-P	85-18-068	67-25-185	REP	85-18-046
51-12-213	NEW-P	85-18-068	67-25-190	REP-E	85-13-023
51-12-214	NEW-P	85-18-068	67-25-190	REP-P	85-15-077
51-12-215	NEW-P	85-18-068	67-25-190	REP	85-18-046
51-12-216	NEW-P	85-18-068	67-25-200	REP-E	85-13-023
51-12-217	NEW-P	85-18-068	67-25-200	REP-P	85-15-077
51-12-218	NEW-P	85-18-068	67-25-200	REP	85-18-046
51-12-219	NEW-P	85-18-068	67-25-257	NEW-P	85-03-081
51-12-220	NEW-P	85-18-068	67-25-257	NEW	85-06-030
51-12-221	NEW-P	85-18-068	67-25-360	AMD-P	85-15-077
51-12-222	NEW-P	85-18-068	67-25-360	AMD	85-18-046
51-12-223	NEW-P	85-18-068	67-25-420	AMD-P	85-03-081
51-12-300	NEW-P	85-18-068	67-25-420	AMD	85-06-030
51-12-301	NEW-P	85-18-068	67-35-070	AMD-P	85-15-075
51-12-302	NEW-P	85-18-068	67-35-070	AMD	85-18-048
51-12-303	NEW-P	85-18-068	67-35-100	AMD-P	85-15-075
51-12-304	NEW-P	85-18-068	67-35-100	AMD	85-18-048
51-12-305	NEW-P	85-18-068	67-35-130	AMD-P	85-15-075
51-12-306	NEW-P	85-18-068	67-35-130	AMD	85-18-048
51-12-400	NEW-P	85-18-068	67-35-140	AMD-P	85-15-075
51-12-401	NEW-P	85-18-068	67-35-140	AMD	85-18-048
51-12-402	NEW-P	85-18-068	67-35-160	AMD-P	85-15-075
51-12-403	NEW-P	85-18-068	67-35-160	AMD-C	85-18-030
51-12-404	NEW-P	85-18-068	67-35-160	AMD	85-19-048
51-12-405	NEW-P	85-18-068	67-35-180	AMD-P	85-15-075
51-12-406	NEW-P	85-18-068	67-35-180	AMD	85-18-048
51-12-407	NEW-P	85-18-068	67-35-190	AMD-P	85-15-075
51-12-408	NEW-P	85-18-068	67-35-190	AMD	85-18-048
67-35-280	AMD-P	85-15-075			
67-35-280	AMD	85-18-048			
67-35-310	AMD-P	85-15-075			
67-35-310	AMD	85-18-048			
67-35-350	AMD-P	85-15-075			
67-35-350	AMD	85-18-048			
67-35-460	AMD-P	85-15-075			
67-35-460	AMD	85-18-048			
67-35-520	AMD-P	85-15-075			
67-35-520	AMD	85-18-048			
67-45-010	REP-E	85-09-039			
67-45-010	REP-E	85-15-044			
67-45-010	REP-P	85-15-076			
67-45-010	REP	85-18-047			
67-45-020	REP-E	85-09-039			
67-45-020	REP-E	85-15-044			
67-45-020	REP-P	85-15-076			
67-45-020	REP	85-18-047			
67-45-030	REP-E	85-09-039			
67-45-030	REP-E	85-15-044			
67-45-030	REP-P	85-15-076			
67-45-030	REP	85-18-047			
67-45-040	REP-E	85-09-039			
67-45-040	REP-E	85-15-044			
67-45-040	REP-P	85-15-076			
67-45-040	REP	85-18-047			
67-45-045	REP-E	85-09-039			
67-45-045	REP-E	85-15-044			
67-45-045	REP-P	85-15-076			
67-45-045	REP	85-18-047			
67-45-050	REP-E	85-09-039			
67-45-050	REP-E	85-15-044			
67-45-050	REP-P	85-15-076			
67-45-050	REP	85-18-047			
67-45-060	REP-E	85-09-039			
67-45-060	REP-E	85-15-044			
67-45-060	REP-P	85-15-076			
67-45-060	REP	85-18-047			
67-45-070	REP-E	85-09-039			
67-45-070	REP-E	85-15-044			
67-45-070	REP-P	85-15-076			
67-45-070	REP	85-18-047			
82-50-021	AMD-P	85-13-068			
82-50-021	AMD	85-16-014			
98-40-010	NEW-P	85-14-108			
98-40-010	NEW	85-19-012			
98-40-020	NEW-P	85-14-108			
98-40-020	NEW	85-19-012			
98-40-030	NEW-P	85-14-108			
98-40-030	NEW	85-19-012			
98-40-040	NEW-P	85-14-108			
98-40-040	NEW	85-19-012			
98-40-050	NEW-P	85-14-108			
98-40-050	NEW	85-19-012			
98-40-060	NEW-P	85-14-108			
98-40-060	NEW	85-19-012			
98-40-070	NEW-P	85-14-108			
98-40-070	NEW	85-19-012			
98-40-080	NEW-P	85-14-108			
98-40-080	NEW	85-19-012			
98-70-010	AMD-P	85-14-108			
98-70-010	AMD	85-19-012			
100-100-010	NEW	85-03-011			
100-100-020	NEW	85-03-011			
100-100-030	NEW	85-03-011			
100-100-040	NEW	85-03-011			
100-100-050	NEW	85-03-011			
100-100-060	NEW	85-03-011			
100-100-070	NEW	85-03-011			
100-100-070	AMD-P	85-04-063			
100-100-070	AMD	85-09-027			
100-100-075	NEW	85-09-027			
100-100-080	NEW	85-03-011			

Table of WAC Sections Affected

WAC #	WSR #	WAC #	WSR #	WAC #	WSR #			
100-100-090	NEW	85-03-011	106-120-064	REP-P	85-03-086	118-03-270	AMD-E	85-17-004
100-100-100	NEW	85-03-011	106-120-064	REP	85-07-032	118-03-270	AMD	85-20-062
100-100-100	AMD-P	85-04-063	106-120-066	REP-P	85-03-086	118-03-290	AMD-P	85-17-003
106-120	AMD-P	85-03-086	106-120-066	REP	85-07-032	118-03-290	AMD-E	85-17-004
106-120	AMD	85-07-032	106-120-131	NEW-P	85-03-086	118-03-290	AMD	85-20-062
106-120-001	REP-P	85-03-086	106-120-131	NEW	85-07-032	118-03-310	AMD-P	85-17-003
106-120-001	REP	85-07-032	106-120-132	NEW-P	85-03-086	118-03-310	AMD-E	85-17-004
106-120-003	NEW-P	85-03-086	106-120-132	NEW	85-07-032	118-03-310	AMD	85-20-062
106-120-003	NEW	85-07-032	106-120-143	NEW-P	85-03-086	120-04-010	REP-P	85-11-041
106-120-004	NEW-P	85-03-086	106-120-143	NEW	85-07-032	120-04-010	REP	85-15-013
106-120-004	NEW	85-07-032	106-120-200	REP-P	85-03-086	120-04-030	REP-P	85-11-041
106-120-005	NEW-P	85-03-086	106-120-200	REP	85-07-032	120-04-030	REP	85-15-013
106-120-005	NEW	85-07-032	106-120-210	REP-P	85-03-086	120-04-050	REP-P	85-11-041
106-120-006	NEW-P	85-03-086	106-120-210	REP	85-07-032	120-04-050	REP	85-15-013
106-120-006	NEW	85-07-032	106-120-220	REP-P	85-03-086	120-06-010	REP-P	85-11-041
106-120-007	NEW-P	85-03-086	106-120-220	REP	85-07-032	120-06-010	REP	85-15-013
106-120-007	NEW	85-07-032	106-120-230	REP-P	85-03-086	120-06-020	REP-P	85-11-041
106-120-010	REP-P	85-03-086	106-120-230	REP	85-07-032	120-06-020	REP	85-15-013
106-120-010	REP	85-07-032	106-120-240	REP-P	85-03-086	120-06-030	REP-P	85-11-041
106-120-011	REP-P	85-03-086	106-120-240	REP	85-07-032	120-06-030	REP	85-15-013
106-120-011	REP	85-07-032	106-120-250	REP-P	85-03-086	120-06-040	REP-P	85-11-041
106-120-013	REP-P	85-03-086	106-120-250	REP	85-07-032	120-06-040	REP	85-15-013
106-120-013	REP	85-07-032	106-120-700	REP-P	85-03-086	120-06-050	REP-P	85-11-041
106-120-020	REP-P	85-03-086	106-120-700	REP	85-07-032	120-06-050	REP	85-15-013
106-120-020	REP	85-07-032	106-120-800	REP-P	85-03-086	120-06-060	REP-P	85-11-041
106-120-021	NEW-P	85-03-086	106-120-800	REP	85-07-032	120-06-060	REP	85-15-013
106-120-021	NEW	85-07-032	106-120-900	REP-P	85-03-086	120-06-070	REP-P	85-11-041
106-120-022	NEW-P	85-03-086	106-120-900	REP	85-07-032	120-06-070	REP	85-15-013
106-120-022	NEW	85-07-032	113-12-005	REP-E	85-16-067	120-06-080	REP-P	85-11-041
106-120-023	NEW-P	85-03-086	113-12-005	REP-P	85-16-089	120-06-080	REP	85-15-013
106-120-023	NEW	85-07-032	113-12-005	REP	85-20-078	120-06-090	REP-P	85-11-041
106-120-024	NEW-P	85-03-086	114-12-005	REP-P	85-10-068	120-06-090	REP	85-15-013
106-120-024	NEW	85-07-032	114-12-005	REP	85-13-081	120-06-100	REP-P	85-11-041
106-120-025	NEW-P	85-03-086	114-12-121	REP-P	85-10-068	120-06-100	REP	85-15-013
106-120-025	NEW	85-07-032	114-12-121	REP	85-13-081	120-06-110	REP-P	85-11-041
106-120-026	NEW-P	85-03-086	114-12-125	NEW-P	85-10-068	120-06-110	REP	85-15-013
106-120-026	NEW	85-07-032	114-12-125	NEW	85-13-081	120-06-120	REP-P	85-11-041
106-120-027	NEW-P	85-03-086	118-03-010	AMD-P	85-17-003	120-06-120	REP	85-15-013
106-120-027	NEW	85-07-032	118-03-010	AMD-E	85-17-004	120-08-010	REP-P	85-11-041
106-120-028	NEW-P	85-03-086	118-03-010	AMD	85-20-062	120-08-010	REP	85-15-013
106-120-028	NEW	85-07-032	118-03-030	AMD-P	85-17-003	120-52-010	REP-P	85-11-041
106-120-030	REP-P	85-03-086	118-03-030	AMD-E	85-17-004	120-52-010	REP	85-15-013
106-120-030	REP	85-07-032	118-03-030	AMD	85-20-062	120-52-030	REP-P	85-11-041
106-120-031	REP-P	85-03-086	118-03-050	AMD-P	85-17-003	120-52-030	REP	85-15-013
106-120-031	REP	85-07-032	118-03-050	AMD-E	85-17-004	120-52-050	REP-P	85-11-041
106-120-032	REP-P	85-03-086	118-03-070	AMD	85-20-062	120-52-050	REP	85-15-013
106-120-032	REP	85-07-032	118-03-070	AMD-P	85-17-003	120-52-070	REP-P	85-11-041
106-120-033	NEW-P	85-03-086	118-03-070	AMD-E	85-17-004	120-52-070	REP	85-15-013
106-120-033	NEW	85-07-032	118-03-070	AMD	85-20-062	120-52-090	REP-P	85-11-041
106-120-040	REP-P	85-03-086	118-03-090	AMD-P	85-17-003	120-52-090	REP	85-15-013
106-120-040	REP	85-07-032	118-03-090	AMD-E	85-17-004	131-16-005	AMD-P	85-16-103
106-120-041	REP-P	85-03-086	118-03-090	AMD	85-20-062	131-16-005	AMD	85-19-056
106-120-041	REP	85-07-032	118-03-110	AMD-P	85-17-003	131-16-011	AMD-P	85-16-103
106-120-042	REP-P	85-03-086	118-03-110	AMD-E	85-17-004	131-16-011	AMD-W	85-19-055
106-120-042	REP	85-07-032	118-03-110	AMD	85-20-062	131-24-040	NEW-P	85-16-102
106-120-043	REP-P	85-03-086	118-03-130	AMD-P	85-17-003	131-24-040	NEW	85-20-045
106-120-043	REP	85-07-032	118-03-130	AMD-E	85-17-004	132B-122-010	NEW-P	85-04-051
106-120-050	REP-P	85-03-086	118-03-150	AMD	85-20-062	132B-122-010	NEW	85-08-025
106-120-050	REP	85-07-032	118-03-150	AMD-P	85-17-003	132C-104-060	AMD-P	85-07-050
106-120-051	REP-P	85-03-086	118-03-150	AMD-E	85-17-004	132C-104-060	AMD	85-13-024
106-120-051	REP	85-07-032	118-03-170	AMD	85-20-062	132C-120-010	AMD-P	85-07-051
106-120-053	REP-P	85-03-086	118-03-170	AMD-P	85-17-003	132C-120-010	AMD	85-13-067
106-120-053	REP	85-07-032	118-03-170	AMD-E	85-17-004	132C-120-015	AMD-P	85-07-051
106-120-055	REP-P	85-03-086	118-03-190	AMD	85-20-062	132C-120-015	AMD	85-13-067
106-120-055	REP	85-07-032	118-03-190	AMD-P	85-17-003	132C-120-020	AMD-P	85-07-051
106-120-056	REP-P	85-03-086	118-03-190	AMD-E	85-17-004	132C-120-020	AMD	85-13-067
106-120-056	REP	85-07-032	118-03-190	AMD	85-20-062	132C-120-025	AMD-P	85-07-051
106-120-057	REP-P	85-03-086	118-03-210	AMD-P	85-17-003	132C-120-025	AMD	85-13-067
106-120-057	REP	85-07-032	118-03-210	AMD-E	85-17-004	132C-120-030	AMD-P	85-07-051
106-120-058	REP-P	85-03-086	118-03-210	AMD	85-20-062	132C-120-030	AMD	85-13-067
106-120-058	REP	85-07-032	118-03-230	AMD-P	85-17-003	132C-120-035	AMD-P	85-07-051
106-120-060	REP-P	85-03-086	118-03-230	AMD-E	85-17-004	132C-120-035	AMD	85-13-067
106-120-060	REP	85-07-032	118-03-230	AMD	85-20-062	132C-120-040	AMD-P	85-07-051
106-120-061	REP-P	85-03-086	118-03-250	AMD-P	85-17-003	132C-120-040	AMD	85-13-067
106-120-061	REP	85-07-032	118-03-250	AMD-E	85-17-004	132C-120-045	AMD-P	85-07-051
106-120-062	REP-P	85-03-086	118-03-250	AMD	85-20-062	132C-120-045	AMD	85-13-067
106-120-062	REP	85-07-032	118-03-270	AMD-P	85-17-003	132C-120-050	AMD-P	85-07-051

Table of WAC Sections Affected

WAC #	WSR #	WAC #	WSR #	WAC #	WSR #			
132C-120-050	AMD	85-13-067	132E-116-008	REP	85-04-003	132F-168-110	AMD-P	85-18-059
132C-120-055	AMD-P	85-07-051	132E-116-012	REP	85-04-003	132F-200-010	AMD-P	85-16-120
132C-120-055	AMD	85-13-067	132E-116-016	REP	85-04-003	132F-325-010	AMD-P	85-18-059
132C-120-060	AMD-P	85-07-051	132E-116-020	REP	85-04-003	132F-325-030	AMD-P	85-18-059
132C-120-060	AMD	85-13-067	132E-116-024	REP	85-04-003	132F-325-070	NEW-P	85-18-059
132C-120-065	AMD-P	85-07-051	132E-116-028	REP	85-04-003	132F-419-010	NEW-P	85-07-056
132C-120-065	AMD	85-13-067	132E-116-032	REP	85-04-003	132F-419-010	NEW-C	85-12-016
132C-120-070	REP-P	85-07-051	132E-116-036	REP	85-04-003	132F-419-010	NEW	85-13-075
132C-120-070	REP	85-13-067	132E-116-040	REP	85-04-003	132F-419-020	NEW-P	85-07-056
132C-120-075	REP-P	85-07-051	132E-116-044	REP	85-04-003	132F-419-020	NEW-C	85-12-016
132C-120-075	REP	85-13-067	132E-116-048	REP	85-04-003	132F-419-020	NEW	85-13-075
132C-120-080	REP-P	85-07-051	132E-116-052	REP	85-04-003	132F-419-030	NEW-P	85-07-056
132C-120-080	REP	85-13-067	132E-116-056	REP	85-04-003	132F-419-030	NEW-C	85-12-016
132C-120-085	REP-P	85-07-051	132E-116-060	REP	85-04-003	132F-419-030	NEW	85-13-075
132C-120-085	REP	85-13-067	132E-116-064	REP	85-04-003	132F-419-040	NEW-P	85-07-056
132C-120-090	REP-P	85-07-051	132E-116-068	REP	85-04-003	132F-419-040	NEW-C	85-12-016
132C-120-090	REP	85-13-067	132E-116-072	REP	85-04-003	132F-419-040	NEW	85-13-075
132C-120-095	REP-P	85-07-051	132E-116-076	REP	85-04-003	132F-419-050	NEW-P	85-07-056
132C-120-095	REP	85-13-067	132E-116-080	REP	85-04-003	132F-419-050	NEW-C	85-12-016
132C-120-100	AMD-P	85-07-051	132E-116-084	REP	85-04-003	132F-419-050	NEW	85-13-075
132C-120-100	AMD	85-13-067	132E-116-088	REP	85-04-003	132F-419-060	NEW-P	85-07-056
132C-120-105	AMD-P	85-07-051	132E-116-092	REP	85-04-003	132F-419-060	NEW-C	85-12-016
132C-120-105	AMD	85-13-067	132E-116-096	REP	85-04-003	132F-419-060	NEW	85-13-075
132C-120-110	AMD-P	85-07-051	132E-116-100	REP	85-04-003	132F-419-070	NEW-P	85-07-056
132C-120-110	AMD	85-13-067	132E-116-104	REP	85-04-003	132F-419-070	NEW-C	85-12-016
132C-120-115	AMD-P	85-07-051	132E-116-108	REP	85-04-003	132F-419-070	NEW	85-13-075
132C-120-115	AMD	85-13-067	132E-116-112	REP	85-04-003	132H-120-200	AMD-E	85-19-074
132C-120-120	AMD-P	85-07-051	132E-116-116	REP	85-04-003	132H-120-205	AMD-E	85-19-074
132C-120-120	AMD	85-13-067	132E-116-120	REP	85-04-003	132H-120-220	AMD-E	85-19-074
132C-120-125	AMD-P	85-07-051	132E-116-124	REP	85-04-003	132H-120-230	AMD-E	85-19-074
132C-120-125	AMD	85-13-067	132F-104-010	AMD-P	85-16-120	132H-120-330	AMD-E	85-19-074
132C-120-130	AMD-P	85-07-051	132F-104-020	AMD-P	85-16-120	132H-120-340	AMD-E	85-19-074
132C-120-130	AMD	85-13-067	132F-104-030	AMD-P	85-16-120	132H-120-360	AMD-E	85-19-074
132C-120-135	AMD-P	85-07-051	132F-104-812	AMD-P	85-16-120	132H-120-490	NEW-E	85-19-074
132C-120-135	AMD	85-13-067	132F-104-813	AMD-P	85-16-120	132L-30	AMD-P	85-16-087
132C-120-140	AMD-P	85-07-051	132F-104-815	AMD-P	85-16-120	132L-30-010	AMD-P	85-16-087
132C-120-140	AMD	85-13-067	132F-104-818	AMD-P	85-16-120	132L-30-020	AMD-P	85-16-087
132C-120-145	AMD-P	85-07-051	132F-104-819	AMD-P	85-16-120	132L-30-030	AMD-P	85-16-087
132C-120-145	AMD	85-13-067	132F-116-020	AMD-P	85-18-059	132L-30-040	AMD-P	85-16-087
132C-120-150	AMD-P	85-07-051	132F-116-040	AMD-P	85-18-059	132L-30-050	AMD-P	85-16-087
132C-120-150	AMD	85-13-067	132F-116-070	REP-P	85-18-059	132L-30-060	AMD-P	85-16-087
132C-120-155	REP-P	85-07-051	132F-116-100	AMD-P	85-18-059	132L-30-080	AMD-P	85-16-087
132C-120-155	REP	85-13-067	132F-116-110	AMD-P	85-18-059	132L-30-110	AMD-P	85-16-087
132C-120-160	REP-P	85-07-051	132F-116-120	AMD-P	85-18-059	132L-30-120	AMD-P	85-16-087
132C-120-160	REP	85-13-067	132F-116-130	AMD-P	85-18-059	132L-30-130	AMD-P	85-16-087
132C-120-165	REP-P	85-07-051	132F-116-140	AMD-P	85-18-059	132L-30-140	AMD-P	85-16-087
132C-120-165	REP	85-13-067	132F-116-150	AMD-P	85-18-059	132L-30-150	AMD-P	85-16-087
132C-120-170	REP-P	85-07-051	132F-116-170	AMD-P	85-16-120	132L-30-160	AMD-P	85-16-087
132C-120-170	REP	85-13-067	132F-136-010	AMD-P	85-18-059	132L-30-170	AMD-P	85-16-087
132C-120-175	REP-P	85-07-051	132F-136-020	AMD-P	85-18-059	132L-30-180	AMD-P	85-16-087
132C-120-175	REP	85-13-067	132F-136-030	AMD-P	85-18-059	132L-30-190	AMD-P	85-16-087
132C-120-180	REP-P	85-07-051	132F-136-040	AMD-P	85-18-059	132L-30-200	AMD-P	85-16-087
132C-120-180	REP	85-13-067	132F-136-050	AMD-P	85-18-059	132L-30-210	AMD-P	85-16-087
132C-120-185	REP-P	85-07-051	132F-136-060	AMD-P	85-18-059	132L-30-230	AMD-P	85-16-087
132C-120-185	REP	85-13-067	132F-136-070	AMD-P	85-18-059	132L-30-260	AMD-P	85-16-087
132C-120-190	REP-P	85-07-051	132F-148-010	AMD-P	85-09-057	132L-30-270	AMD-P	85-16-087
132C-120-190	REP	85-13-067	132F-148-010	AMD	85-13-076	132L-30-280	AMD-P	85-16-087
132C-120-195	REP-P	85-07-051	132F-148-020	AMD-P	85-09-057	132L-30-290	AMD-P	85-16-087
132C-120-195	REP	85-13-067	132F-148-020	AMD	85-13-076	132L-30-300	REP-P	85-16-087
132C-120-200	AMD-P	85-07-051	132F-148-030	AMD-P	85-09-057	132L-140-020	AMD-P	85-14-119
132C-120-200	AMD	85-13-067	132F-148-030	AMD	85-13-076	132L-140-020	AMD	85-18-056
132C-120-205	AMD-P	85-07-051	132F-148-040	AMD-P	85-09-057	132Q-04-095	NEW-P	85-16-070
132C-120-205	AMD	85-13-067	132F-148-040	AMD	85-13-076	132Q-04-095	NEW	85-19-032
132C-120-210	AMD-P	85-07-051	132F-148-050	AMD-P	85-09-057	132R-128-010	REP-P	85-05-007
132C-120-210	AMD	85-13-067	132F-148-050	AMD	85-13-076	132R-128-010	REP	85-14-078
132C-120-215	AMD-P	85-07-051	132F-148-060	AMD-P	85-09-057	132R-128-020	REP-P	85-05-007
132C-120-215	AMD	85-13-067	132F-148-060	AMD	85-13-076	132R-128-020	REP	85-14-078
132C-120-220	AMD-P	85-07-051	132F-148-070	AMD-P	85-09-057	132R-128-030	REP-P	85-05-007
132C-120-220	AMD	85-13-067	132F-148-070	AMD	85-13-076	132R-128-030	REP	85-14-078
132C-120-225	AMD-P	85-07-051	132F-168-030	AMD-P	85-18-059	132R-128-040	REP-P	85-05-007
132C-120-225	AMD	85-13-067	132F-168-040	AMD-P	85-18-059	132R-128-040	REP	85-14-078
132C-120-230	NEW-P	85-07-051	132F-168-050	AMD-P	85-18-059	132R-128-050	REP-P	85-05-007
132C-120-230	NEW	85-13-067	132F-168-060	AMD-P	85-18-059	132R-128-050	REP	85-14-078
132C-120-235	NEW-P	85-07-051	132F-168-070	AMD-P	85-18-059	132R-128-060	REP-P	85-05-007
132C-120-235	NEW	85-13-067	132F-168-080	AMD-P	85-18-059	132R-128-060	REP	85-14-078
132E-116-001	REP	85-04-003	132F-168-090	AMD-P	85-18-059	132R-128-070	REP-P	85-05-007
132E-116-004	REP	85-04-003	132F-168-100	AMD-P	85-18-059	132R-128-070	REP	85-14-078

Table of WAC Sections Affected

WAC #	WSR #	WAC #	WSR #	WAC #	WSR #			
132R-128-080	REP-P	85-05-007	137-52-020	NEW-P	85-03-104	139-08-320	AMD	85-08-011
132R-128-080	REP	85-14-078	137-52-020	NEW	85-07-042	139-08-330	AMD-P	85-03-077
132R-128-090	REP-P	85-05-007	137-52-025	NEW-P	85-03-104	139-08-330	AMD	85-08-011
132R-128-090	REP	85-14-078	137-52-025	NEW	85-07-042	139-08-350	AMD-P	85-03-077
132R-128-100	REP-P	85-05-007	137-52-030	NEW-P	85-03-104	139-08-350	AMD	85-08-011
132R-128-100	REP	85-14-078	137-52-030	NEW	85-07-042	139-08-360	AMD-P	85-03-077
132R-128-110	REP-P	85-05-007	137-52-030	AMD-P	85-17-056	139-08-360	AMD	85-08-011
132R-128-110	REP	85-14-078	137-52-030	AMD	85-20-081	139-08-370	AMD-P	85-03-077
132R-128-120	REP-P	85-05-007	137-52-035	NEW-P	85-03-104	139-08-370	AMD	85-08-011
132R-128-120	REP	85-14-078	137-52-035	NEW	85-07-042	139-08-390	REP-P	85-03-077
132R-128-120	REP	85-05-007	137-52-035	NEW	85-07-042	139-08-390	REP	85-08-011
132R-128-121	REP-P	85-05-007	137-52-040	NEW-P	85-03-104	139-08-400	REP-P	85-03-077
132R-128-121	REP	85-14-078	137-52-040	NEW	85-07-042	139-08-400	REP	85-08-011
132R-128-122	REP-P	85-05-007	137-52-045	NEW-P	85-03-104	139-08-400	REP-P	85-03-077
132R-128-122	REP	85-14-078	137-52-045	NEW	85-07-042	139-08-410	REP	85-08-011
132R-128-130	REP-P	85-05-007	137-52-050	NEW-P	85-03-104	139-08-410	REP	85-03-077
132R-128-130	REP	85-14-078	137-52-050	NEW	85-07-042	139-08-420	REP-P	85-03-077
132R-180-010	REP-P	85-05-007	137-54-010	NEW-P	85-02-067	139-08-420	REP	85-08-011
132R-180-010	REP	85-14-078	137-54-010	NEW	85-05-019	139-08-430	REP-P	85-03-077
132R-180-020	REP-P	85-05-007	137-54-020	NEW-P	85-02-067	139-08-430	REP	85-08-011
132R-180-020	REP	85-14-078	137-54-020	NEW	85-05-019	139-08-440	REP-P	85-03-077
132R-180-030	REP-P	85-05-007	137-54-030	NEW-P	85-02-067	139-08-440	REP	85-08-011
132R-180-030	REP	85-14-078	137-54-030	NEW	85-05-019	139-08-440	REP-P	85-03-077
132R-180-040	REP-P	85-05-007	137-54-040	NEW-P	85-02-067	139-08-450	REP	85-08-011
132R-180-040	REP	85-14-078	137-54-040	NEW	85-05-019	139-08-450	REP	85-08-011
132R-180-040	REP	85-05-007	137-54-040	NEW	85-05-019	139-08-460	REP-P	85-03-077
132R-180-050	REP-P	85-05-007	137-60-020	AMD	85-04-015	139-08-460	REP	85-08-011
132R-180-050	REP	85-14-078	137-67-010	NEW-P	85-15-093	139-08-470	REP-P	85-03-077
132R-180-060	REP-P	85-05-007	137-67-010	NEW	85-18-061	139-08-470	REP	85-08-011
132R-180-060	REP	85-14-078	137-67-015	NEW-P	85-15-093	139-08-480	REP-P	85-03-077
132R-180-070	REP-P	85-05-007	137-67-015	NEW	85-18-061	139-08-480	REP	85-08-011
132R-180-070	REP	85-14-078	137-67-020	NEW-P	85-15-093	139-08-490	REP-P	85-03-077
132R-180-080	REP-P	85-05-007	137-67-020	NEW	85-18-061	139-08-490	REP	85-08-011
132R-180-080	REP	85-14-078	137-67-025	NEW-P	85-15-093	139-08-510	REP-P	85-03-077
132R-180-090	REP-P	85-05-007	137-67-025	NEW	85-18-061	139-08-510	REP	85-08-011
132R-180-090	REP	85-14-078	137-67-030	NEW-P	85-15-093	139-08-570	AMD-P	85-03-077
132W-129-001	NEW-P	85-18-017	137-67-030	NEW	85-18-061	139-08-570	AMD	85-08-011
132Y-100-008	AMD-P	85-14-111	137-67-035	NEW-P	85-15-093	139-08-600	NEW-P	85-03-077
132Y-100-008	AMD	85-18-010	137-67-035	NEW	85-18-061	139-08-600	NEW	85-08-011
132Y-100-010	NEW-P	85-14-111	137-67-040	NEW-P	85-15-093	139-22-020	NEW-P	85-07-040
132Y-100-010	NEW	85-18-010	137-67-040	NEW	85-18-061	139-22-020	NEW-P	85-14-094
132Y-140-102	REP-P	85-16-001	137-67-045	NEW-P	85-15-093	139-36-031	AMD-E	85-14-006
132Y-140-102	REP	85-20-044	137-67-045	NEW	85-18-061	139-36-031	AMD-P	85-14-095
132Y-140-104	REP-P	85-16-001	137-70-040	AMD-P	85-09-056	140-08-010	REP	85-03-004
132Y-140-104	REP	85-20-044	137-70-040	AMD	85-12-020	140-08-020	REP	85-03-004
132Y-140-104	NEW-P	85-07-055	137-70-060	AMD-P	85-03-103	140-08-030	REP	85-03-004
136-18-064	NEW	85-11-054	137-70-060	AMD	85-07-017	140-08-040	REP	85-03-004
136-18-066	NEW-P	85-07-055	137-70-070	AMD-P	85-03-103	140-08-050	REP	85-03-004
136-150-050	NEW-E	85-11-018	137-70-070	AMD	85-07-017	140-08-060	REP	85-03-004
136-150-050	NEW-P	85-14-052	139-04-010	AMD-P	85-03-076	140-08-070	REP	85-03-004
136-150-050	NEW-W	85-20-109	139-04-010	AMD	85-08-010	140-08-080	REP	85-03-004
136-160-024	NEW-P	85-07-053	139-08-005	AMD-P	85-03-077	140-08-090	REP	85-03-004
136-160-024	NEW	85-11-053	139-08-005	AMD	85-08-011	140-08-100	REP	85-03-004
136-190-010	NEW-P	85-07-054	139-08-010	REP-P	85-03-077	140-08-110	REP	85-03-004
136-190-010	NEW	85-11-055	139-08-010	REP	85-08-011	140-09-010	NEW	85-03-004
136-190-020	NEW-P	85-07-054	139-08-014	NEW-W	85-07-039	140-09-020	NEW	85-03-004
136-190-020	NEW	85-11-055	139-08-020	REP-P	85-03-077	140-09-030	NEW	85-03-004
136-190-030	NEW-P	85-07-054	139-08-020	REP	85-08-011	140-09-040	NEW	85-03-004
136-190-030	NEW	85-11-055	139-08-030	REP-P	85-03-077	140-09-050	NEW	85-03-004
136-190-040	NEW-P	85-07-054	139-08-030	REP	85-08-011	140-09-058	NEW	85-03-004
136-190-040	NEW	85-11-055	139-08-040	AMD-P	85-03-077	140-09-065	NEW	85-03-004
136-190-050	NEW-P	85-07-054	139-08-040	AMD	85-08-011	140-09-080	NEW	85-03-004
136-190-050	NEW	85-11-055	139-08-060	REP-P	85-03-077	140-09-090	NEW	85-03-004
137-08-060	AMD-P	85-10-066	139-08-060	REP	85-08-011	140-09-100	NEW	85-03-004
137-08-060	AMD	85-13-020	139-08-090	AMD-P	85-03-077	140-09-110	NEW	85-03-004
137-08-105	NEW-P	85-10-066	139-08-090	AMD	85-08-011	140-09-120	NEW	85-03-004
137-08-105	NEW	85-13-020	139-08-130	AMD-P	85-03-077	140-09-128	NEW	85-03-004
137-08-110	AMD-P	85-10-066	139-08-130	AMD	85-08-011	140-09-130	NEW	85-03-004
137-08-110	AMD	85-13-020	139-08-150	AMD-P	85-03-077	140-09-140	NEW	85-03-004
137-08-150	AMD-P	85-10-066	139-08-150	AMD	85-08-011	140-09-150	NEW	85-03-004
137-08-150	AMD	85-13-020	139-08-240	AMD-P	85-03-077	140-09-155	NEW	85-03-004
137-28-030	AMD-P	85-05-048	139-08-240	AMD	85-08-011	140-09-160	NEW	85-03-004
137-28-030	AMD	85-08-026	139-08-270	AMD-P	85-03-077	140-09-173	NEW	85-03-004
137-52-005	NEW-P	85-03-104	139-08-270	AMD	85-08-011	140-09-175	NEW	85-03-004
137-52-005	NEW	85-07-042	139-08-280	AMD-P	85-03-077	140-09-180	NEW	85-03-004
137-52-010	NEW-P	85-03-104	139-08-280	AMD	85-08-011	140-09-185	NEW	85-03-004
137-52-010	NEW	85-07-042	139-08-290	AMD-P	85-03-077	140-09-200	NEW	85-03-004
137-52-015	NEW-P	85-03-104	139-08-290	AMD	85-08-011	140-09-220	NEW	85-03-004
137-52-015	NEW	85-07-042	139-08-320	AMD-P	85-03-077	140-09-230	NEW	85-03-004

Table of WAC Sections Affected

WAC #	WSR #	WAC #	WSR #	WAC #	WSR #
142-30-010	AMD-E 85-08-014	173-100-020	NEW-P 85-20-093	173-154-020	NEW 85-12-018
142-30-010	AMD-P 85-11-071	173-100-030	NEW-P 85-20-093	173-154-030	NEW 85-12-018
142-30-010	AMD-E 85-14-020	173-100-040	NEW-P 85-20-093	173-154-040	NEW 85-12-018
142-30-010	AMD-C 85-14-040	173-100-050	NEW-P 85-20-093	173-154-050	NEW 85-12-018
142-30-010	AMD-E 85-14-088	173-100-060	NEW-P 85-20-093	173-154-060	NEW 85-12-018
142-30-010	AMD 85-15-003	173-100-070	NEW-P 85-20-093	173-154-070	NEW 85-12-018
173-14-040	AMD-P 85-06-065	173-100-080	NEW-P 85-20-093	173-154-080	NEW 85-12-018
173-14-040	AMD 85-09-043	173-100-090	NEW-P 85-20-093	173-154-090	NEW 85-12-018
173-14-064	AMD-P 85-06-065	173-100-100	NEW-P 85-20-093	173-154-100	NEW 85-12-018
173-14-064	AMD 85-09-043	173-100-110	NEW-P 85-20-093	173-154-110	NEW 85-12-018
173-14-090	AMD-P 85-06-065	173-100-120	NEW-P 85-20-093	173-216-050	AMD 85-04-006
173-14-090	AMD 85-09-043	173-100-130	NEW-P 85-20-093	173-303-071	AMD-P 85-05-047
173-14-110	AMD-P 85-06-065	173-144-010	NEW-E 85-03-075	173-303-071	AMD 85-09-042
173-14-115	AMD-P 85-06-065	173-144-010	NEW-E 85-09-067	173-303-9904	AMD-P 85-05-047
173-14-115	AMD 85-09-043	173-144-020	NEW-E 85-03-075	173-303-9904	AMD 85-09-042
173-14-130	AMD-P 85-06-065	173-144-020	NEW-E 85-09-067	173-304-010	NEW-P 85-14-027
173-14-130	AMD 85-09-043	173-144-030	NEW-E 85-03-075	173-304-011	NEW-P 85-14-027
173-16-030	AMD-P 85-06-065	173-144-030	NEW-E 85-09-067	173-304-015	NEW-P 85-14-027
173-16-030	AMD 85-09-043	173-144-040	NEW-E 85-03-075	173-304-100	NEW-P 85-14-027
173-16-070	AMD-P 85-06-065	173-144-040	NEW-E 85-09-067	173-304-130	NEW-P 85-14-027
173-16-070	AMD 85-09-043	173-144-050	NEW-E 85-03-075	173-304-190	NEW-P 85-14-027
173-18-380	AMD-P 85-06-065	173-144-050	NEW-E 85-09-067	173-304-195	NEW-P 85-14-027
173-18-380	AMD 85-09-043	173-144-060	NEW-E 85-03-075	173-304-200	NEW-P 85-14-027
173-19-130	AMD-P 85-12-049	173-144-060	NEW-E 85-09-067	173-304-300	NEW-P 85-14-027
173-19-130	AMD-C 85-16-104	173-144-070	NEW-E 85-03-075	173-304-400	NEW-P 85-14-027
173-19-130	AMD-C 85-17-063	173-144-070	NEW-E 85-09-067	173-304-405	NEW-P 85-14-027
173-19-2204	AMD-P 85-07-061	173-144-080	NEW-E 85-03-075	173-304-410	NEW-P 85-14-027
173-19-2204	AMD 85-10-030	173-144-080	NEW-E 85-09-067	173-304-420	NEW-P 85-14-027
173-19-230	AMD-P 85-10-072	173-144-090	NEW-E 85-03-075	173-304-430	NEW-P 85-14-027
173-19-230	AMD 85-12-051	173-144-090	NEW-E 85-09-067	173-304-440	NEW-P 85-14-027
173-19-240	AMD-P 85-06-065	173-145-010	NEW-P 85-10-071	173-304-450	NEW-P 85-14-027
173-19-240	AMD 85-09-043	173-145-010	NEW 85-14-002	173-304-460	NEW-P 85-14-027
173-19-250	AMD-P 85-10-073	173-145-020	NEW-P 85-10-071	173-304-461	NEW-P 85-14-027
173-19-250	AMD 85-13-054	173-145-020	NEW 85-14-002	173-304-462	NEW-P 85-14-027
173-19-2501	AMD-P 85-10-073	173-145-030	NEW-P 85-10-071	173-304-463	NEW-P 85-14-027
173-19-2501	AMD 85-13-054	173-145-030	NEW 85-14-002	173-304-470	NEW-P 85-14-027
173-19-2511	AMD-P 85-06-065	173-145-040	NEW-P 85-10-071	173-304-490	NEW-P 85-14-027
173-19-2511	AMD 85-09-043	173-145-040	NEW 85-14-002	173-304-600	NEW-P 85-14-027
173-19-2515	AMD-P 85-10-073	173-145-050	NEW-P 85-10-071	173-304-700	NEW-P 85-14-027
173-19-2515	AMD 85-13-054	173-145-050	NEW 85-14-002	173-304-9901	NEW-P 85-14-027
173-19-2521	AMD-P 85-16-072	173-145-060	NEW-P 85-10-071	173-400-030	AMD 85-06-046
173-19-2521	AMD 85-20-094	173-145-060	NEW 85-14-002	173-400-075	AMD 85-06-046
173-19-260	AMD-P 85-05-044	173-145-070	NEW-P 85-10-071	173-400-100	AMD 85-06-046
173-19-260	AMD 85-10-014	173-145-070	NEW 85-14-002	173-400-115	AMD 85-06-046
173-19-2901	AMD-P 85-06-065	173-145-080	NEW-P 85-10-071	173-403-030	AMD 85-06-047
173-19-2901	AMD 85-09-043	173-145-080	NEW 85-14-002	173-403-030	AMD-E 85-07-011
173-19-3210	AMD 85-04-039	173-145-090	NEW-P 85-10-071	173-403-050	AMD 85-06-047
173-19-3210	AMD-P 85-05-045	173-145-090	NEW 85-14-002	173-403-050	AMD-E 85-07-011
173-19-3210	AMD 85-08-016	173-145-100	NEW-P 85-10-071	173-403-070	AMD 85-06-047
173-19-3514	AMD-P 85-05-046	173-145-100	NEW 85-14-002	173-403-070	AMD-E 85-07-011
173-19-3514	AMD 85-10-013	173-145-110	NEW-P 85-10-071	173-403-080	AMD 85-06-047
173-19-3701	AMD-P 85-06-065	173-145-110	NEW 85-14-002	173-403-080	AMD-E 85-07-011
173-19-3701	AMD 85-09-043	173-145-120	NEW-P 85-10-071	173-403-080	AMD-E 85-07-011
173-19-3903	AMD-P 85-06-065	173-145-120	NEW 85-14-002	173-405-021	AMD 85-06-048
173-19-3903	AMD 85-09-043	173-145-130	NEW-P 85-10-071	173-405-041	NEW 85-06-048
173-19-4402	AMD-P 85-13-053	173-145-130	NEW 85-14-002	173-410-021	AMD 85-06-048
173-19-4402	AMD 85-16-105	173-145-140	NEW-P 85-10-071	173-410-042	NEW 85-06-048
173-19-450	AMD-C 85-03-046	173-145-140	NEW 85-14-002	173-415-020	AMD 85-06-048
173-19-450	AMD 85-04-040	173-145-150	NEW-P 85-10-071	173-415-041	NEW 85-06-048
173-19-4506	AMD-P 85-16-073	173-150	NEW-C 85-08-032	173-501-010	NEW-P 85-16-112
173-19-4506	AMD 85-20-095	173-150-010	NEW 85-12-017	173-501-020	NEW-P 85-16-112
173-20-120	AMD-P 85-06-065	173-150-020	NEW 85-12-017	173-501-030	NEW-P 85-16-112
173-20-120	AMD 85-09-043	173-150-030	NEW 85-12-017	173-501-040	NEW-P 85-16-112
173-20-130	AMD-P 85-06-065	173-150-040	NEW 85-12-017	173-501-050	NEW-P 85-16-112
173-20-130	AMD 85-09-043	173-150-050	NEW 85-12-017	173-501-060	NEW-P 85-16-112
173-20-550	AMD-P 85-06-065	173-150-060	NEW 85-12-017	173-501-070	NEW-P 85-16-112
173-20-550	AMD 85-09-043	173-150-070	NEW 85-12-017	173-501-080	NEW-P 85-16-112
173-20-700	AMD-P 85-06-065	173-150-080	NEW 85-12-017	173-501-090	NEW-P 85-16-112
173-20-700	AMD 85-09-043	173-150-090	NEW 85-12-017	173-501-100	NEW-P 85-16-112
173-22-040	AMD-P 85-06-065	173-150-090	NEW 85-12-017	173-501-900	NEW-P 85-16-112
173-22-040	AMD 85-09-043	173-150-100	NEW 85-12-017	173-516	NEW-C 85-20-054
173-22-060	AMD-P 85-06-065	173-150-100	NEW 85-12-017	173-516-010	NEW-P 85-12-050
173-22-060	AMD 85-09-043	173-150-110	NEW 85-12-017	173-516-020	NEW-P 85-12-050
173-22-060	AMD-P 85-09-066	173-150-120	NEW 85-12-017	173-516-030	NEW-P 85-12-050
173-22-060	AMD-C 85-13-029	173-150-130	NEW 85-12-017	173-516-040	NEW-P 85-12-050
173-22-060	AMD 85-14-001	173-150-140	NEW 85-12-017	173-516-050	NEW-P 85-12-050
173-100-010	NEW-P 85-20-093	173-154-010	NEW-C 85-08-033	173-516-060	NEW-P 85-12-050
			NEW 85-12-018	173-516-070	NEW-P 85-12-050

Table of WAC Sections Affected

WAC #	WSR #	WAC #	WSR #	WAC #	WSR #			
173-516-080	NEW-P	85-12-050	180-33-015	AMD-P	85-06-069	180-51-065	AMD-P	85-09-053
173-516-090	NEW-P	85-12-050	180-33-015	AMD	85-09-060	180-51-065	AMD	85-12-041
173-516-100	NEW-P	85-12-050	180-33-015	AMD-E	85-09-064	180-51-070	AMD-P	85-09-053
174-104-010	AMD-P	85-06-074	180-33-015	AMD-P	85-20-116	180-51-070	AMD	85-12-041
174-104-010	AMD	85-10-049	180-33-025	AMD-P	85-20-116	180-51-075	AMD-P	85-09-053
174-107-230	REP-P	85-14-034	180-33-030	AMD-P	85-20-116	180-51-075	AMD	85-12-041
174-107-240	REP-P	85-14-034	180-33-035	AMD-P	85-20-116	180-51-080	AMD-P	85-09-053
174-107-250	REP-P	85-14-034	180-33-042	NEW-P	85-06-069	180-51-080	AMD	85-12-041
174-107-260	REP-P	85-14-034	180-33-042	NEW	85-09-060	180-51-085	AMD-P	85-09-053
174-107-270	REP-P	85-14-034	180-33-042	NEW-E	85-09-064	180-51-085	AMD	85-12-041
174-107-280	REP-P	85-14-034	180-33-043	NEW-P	85-06-069	180-51-100	AMD-P	85-09-053
174-107-290	REP-P	85-14-034	180-33-043	NEW	85-09-060	180-51-100	AMD	85-12-041
174-107-300	REP-P	85-14-034	180-33-043	NEW-E	85-09-064	180-51-110	AMD-P	85-09-053
174-107-310	REP-P	85-14-034	180-38-005	NEW-E	85-16-021	180-51-110	AMD	85-12-041
174-107-320	REP-P	85-14-034	180-38-005	NEW-P	85-16-035	180-52-040	REP-P	85-16-037
174-107-330	REP-P	85-14-034	180-38-005	NEW	85-20-040	180-52-040	REP	85-20-041
174-107-340	REP-P	85-14-034	180-38-010	NEW-E	85-16-021	180-52-045	REP-P	85-16-037
174-107-350	REP-P	85-14-034	180-38-010	NEW-P	85-16-035	180-52-045	REP	85-20-041
174-116-040	AMD	85-03-048	180-38-010	NEW	85-20-040	180-52-050	REP-P	85-16-037
174-116-123	AMD-P	85-14-112	180-38-020	NEW-E	85-16-021	180-52-050	REP	85-20-041
177-04-010	REP-P	85-11-042	180-38-020	NEW-P	85-16-035	180-52-055	REP-P	85-16-037
177-04-010	REP	85-15-012	180-38-020	NEW	85-20-040	180-52-055	REP	85-20-041
177-04-030	REP-P	85-11-042	180-38-025	NEW-E	85-16-021	180-52-060	REP-P	85-16-037
177-04-030	REP	85-15-012	180-38-025	NEW-P	85-16-035	180-52-060	REP	85-20-041
177-04-050	REP-P	85-11-042	180-38-025	NEW	85-20-040	180-52-065	REP-P	85-16-037
177-04-050	REP	85-15-012	180-38-030	NEW-E	85-16-021	180-52-065	REP	85-20-041
177-06-010	REP-P	85-11-042	180-38-030	NEW-P	85-16-035	180-53-005	NEW-P	85-20-117
177-06-010	REP	85-15-012	180-38-030	NEW	85-20-040	180-53-010	NEW-P	85-20-117
177-06-020	REP-P	85-11-042	180-38-035	NEW-E	85-16-021	180-53-010	NEW-P	85-20-117
177-06-020	REP	85-15-012	180-38-035	NEW-P	85-16-035	180-53-025	NEW-P	85-20-117
177-08-010	REP-P	85-11-042	180-38-035	NEW	85-20-040	180-53-030	NEW-P	85-20-117
177-08-010	REP	85-15-012	180-38-040	NEW-E	85-16-021	180-53-035	NEW-P	85-20-117
180-25-010	AMD-P	85-20-113	180-38-040	NEW-P	85-16-035	180-53-040	NEW-P	85-20-117
180-25-025	AMD-P	85-20-113	180-38-040	NEW	85-20-040	180-53-045	NEW-P	85-20-117
180-25-030	AMD-P	85-20-113	180-38-045	NEW-E	85-16-021	180-53-050	NEW-P	85-20-117
180-25-035	AMD-P	85-20-113	180-38-045	NEW-P	85-16-035	180-53-055	NEW-P	85-20-117
180-25-037	NEW-P	85-20-113	180-38-045	NEW	85-20-040	180-53-060	NEW-P	85-20-117
180-25-040	AMD-P	85-06-070	180-38-050	NEW-E	85-16-021	180-53-065	NEW-P	85-20-117
180-25-040	AMD	85-09-059	180-38-050	NEW-P	85-16-035	180-53-065	AMD-E	85-12-036
180-25-040	AMD-E	85-09-063	180-38-050	NEW	85-20-040	180-75-065	AMD-P	85-12-044
180-25-040	AMD-P	85-20-113	180-38-055	NEW-E	85-16-021	180-75-065	AMD	85-16-020
180-25-045	AMD-P	85-06-070	180-38-055	NEW-P	85-16-035	180-78-050	AMD	85-04-010
180-25-045	AMD	85-09-059	180-38-055	NEW	85-20-040	180-90-105	NEW-P	85-20-118
180-25-045	AMD-E	85-09-063	180-38-060	NEW-E	85-16-021	180-90-110	AMD-P	85-20-118
180-25-050	AMD-P	85-20-113	180-38-060	NEW-P	85-16-035	180-90-112	NEW-P	85-20-118
180-25-055	NEW-P	85-06-070	180-38-060	NEW	85-20-040	180-90-115	NEW-P	85-20-118
180-25-055	NEW	85-09-059	180-38-065	NEW-E	85-16-021	180-90-119	NEW-P	85-20-118
180-25-055	NEW-E	85-09-063	180-38-065	NEW-P	85-16-035	180-90-120	AMD-P	85-20-118
180-25-055	AMD-P	85-20-113	180-38-065	NEW	85-20-040	180-90-123	NEW-P	85-20-118
180-25-200	NEW-P	85-20-113	180-38-070	NEW-E	85-16-021	180-90-130	AMD-P	85-20-118
180-25-990	NEW-E	85-16-022	180-38-070	NEW-P	85-16-035	180-90-133	NEW-P	85-20-118
180-25-990	REP-E	85-20-025	180-40-215	NEW	85-20-040	180-90-135	NEW-P	85-20-118
180-25-991	NEW-E	85-20-025	180-40-227	AMD	85-04-009	180-90-137	NEW-P	85-20-118
180-26-040	AMD-P	85-20-113	180-40-227	NEW	85-04-009	180-90-139	NEW-P	85-20-118
180-26-050	NEW-P	85-20-113	180-40-227	AMD-E	85-06-035	180-90-140	REP-P	85-20-118
180-26-055	NEW-P	85-20-113	180-40-227	AMD-P	85-06-071	180-90-145	AMD-P	85-20-118
180-26-060	NEW-P	85-20-113	180-40-227	AMD	85-09-049	180-90-150	AMD-P	85-20-118
180-26-200	NEW-P	85-20-113	180-40-245	AMD-P	85-09-058	180-90-160	AMD-P	85-20-118
180-27-053	NEW	85-04-008	180-40-245	AMD	85-12-042	192-09-040	AMD-P	85-08-030
180-27-054	NEW	85-04-008	180-40-260	AMD-P	85-09-058	192-09-040	AMD	85-11-038
180-27-055	REP	85-04-008	180-40-260	AMD	85-12-042	192-09-060	AMD-P	85-08-030
180-27-056	NEW	85-04-008	180-40-275	AMD-P	85-09-058	192-09-060	AMD	85-11-038
180-27-058	NEW	85-04-008	180-50-120	AMD	85-04-007	192-09-060	AMD-E	85-18-076
180-27-058	AMD-P	85-20-114	180-50-120	AMD-P	85-09-052	192-09-060	AMD-P	85-18-077
180-27-059	NEW-P	85-20-114	180-50-120	AMD	85-12-037	192-09-063	AMD-P	85-08-030
180-27-060	AMD-P	85-20-114	180-50-135	AMD-P	85-16-036	192-09-063	AMD	85-11-038
180-27-063	NEW-P	85-20-114	180-50-135	AMD	85-20-026	192-12-018	NEW-E	85-18-076
180-27-085	AMD-P	85-20-114	180-50-315	AMD-P	85-09-052	192-12-018	NEW-P	85-18-077
180-27-105	AMD-P	85-20-114	180-50-315	AMD	85-12-037	192-12-019	NEW-E	85-18-076
180-27-115	AMD-P	85-20-114	180-51-050	AMD-P	85-09-053	192-12-019	NEW-P	85-18-077
180-27-990	NEW-P	85-09-062	180-51-050	AMD	85-12-041	192-12-040	AMD-P	85-08-030
180-27-990	NEW-E	85-09-065	180-51-055	AMD-P	85-09-053	192-12-040	AMD	85-11-038
180-27-990	NEW	85-12-040	180-51-055	AMD	85-12-041	192-12-070	AMD-P	85-08-030
180-29-021	NEW-P	85-20-115	180-51-060	AMD-P	85-09-053	192-12-070	AMD	85-11-038
180-29-107	AMD-P	85-20-113	180-51-060	AMD	85-12-041	192-12-072	NEW-P	85-08-030
180-29-108	NEW-P	85-20-113	180-51-062	NEW-P	85-09-053	192-12-072	NEW	85-11-038
180-29-200	NEW-P	85-20-113	180-51-062	NEW	85-12-041	192-12-074	NEW-P	85-08-030

**Table of WAC Sections Affected**

WAC #		WSR #	WAC #		WSR #	WAC #		WSR #
192-12-074	NEW	85-11-038	204-66-190	REP-P	85-17-058	204-93-130	NEW-P	85-17-060
192-12-076	NEW-P	85-08-030	204-66-190	REP	85-20-100	204-93-130	NEW	85-20-090
192-12-076	NEW	85-11-038	204-66-200	REP-P	85-17-058	204-93-140	NEW-P	85-17-060
192-12-157	REP-P	85-18-078	204-82-010	NEW-P	85-17-059	204-93-140	NEW	85-20-090
192-26-010	NEW-E	85-14-056	204-82-010	NEW	85-20-089	204-93-150	NEW-P	85-17-060
192-26-010	REP-E	85-19-065	204-82-020	NEW-P	85-17-059	204-93-150	NEW	85-20-090
192-26-030	NEW-E	85-14-056	204-82-020	NEW	85-20-089	204-93-160	NEW-P	85-17-060
192-26-030	REP-E	85-19-065	204-82-030	NEW-P	85-17-059	204-93-160	NEW	85-20-090
192-26-040	NEW-E	85-14-056	204-82-030	NEW	85-20-089	204-94-010	NEW-P	85-17-061
192-26-040	REP-E	85-19-065	204-82-040	NEW-P	85-17-059	204-94-010	NEW	85-20-091
192-26-050	NEW-E	85-14-056	204-82-040	NEW	85-20-089	204-94-020	NEW-P	85-17-061
192-26-050	REP-E	85-19-065	204-82-050	NEW-P	85-17-059	204-94-020	NEW	85-20-091
192-26-100	NEW-E	85-14-056	204-82-050	NEW	85-20-089	204-94-030	NEW-P	85-17-061
192-26-100	REP-E	85-19-065	204-82-060	NEW-P	85-17-059	204-94-030	NEW	85-20-091
192-28-100	NEW-P	85-18-078	204-82-060	NEW	85-20-089	204-94-040	NEW-P	85-17-061
192-28-105	NEW-P	85-18-078	204-91-010	NEW-P	85-17-058	204-94-040	NEW	85-20-091
192-28-110	NEW-P	85-18-078	204-91-010	NEW	85-20-100	204-94-050	NEW-P	85-17-061
192-28-115	NEW-P	85-18-078	204-91-020	NEW-P	85-17-058	204-94-050	NEW	85-20-091
192-28-120	NEW-P	85-18-078	204-91-020	NEW	85-20-100	220-12-020	AMD-P	85-03-110
192-28-125	NEW-P	85-18-078	204-91-030	NEW-P	85-17-058	220-12-020	AMD-C	85-09-016
192-30-010	NEW-E	85-19-065	204-91-030	NEW	85-20-100	220-12-020	AMD	85-09-017
192-30-010	NEW-P	85-19-066	204-91-040	NEW-P	85-17-058	220-12-02000A	NEW-E	85-08-005
192-30-020	NEW-E	85-19-065	204-91-040	NEW	85-20-100	220-16-340	AMD-P	85-03-110
192-30-020	NEW-P	85-19-066	204-91-050	NEW-P	85-17-058	220-16-340	AMD-C	85-09-016
192-30-030	NEW-E	85-19-065	204-91-050	NEW	85-20-100	220-16-340	AMD	85-09-017
192-30-030	NEW-P	85-19-066	204-91-060	NEW-P	85-17-058	220-16-34000A	NEW-E	85-08-005
192-30-040	NEW-E	85-19-065	204-91-060	NEW	85-20-100	220-20-010	AMD-P	85-03-110
192-30-040	NEW-P	85-19-066	204-91-070	NEW-P	85-17-058	220-20-010	AMD-P	85-04-065
192-30-050	NEW-E	85-19-065	204-91-070	NEW	85-20-100	220-20-010	AMD	85-08-023
192-30-050	NEW-P	85-19-066	204-91-080	NEW-P	85-17-058	220-20-010	AMD-C	85-09-016
192-30-060	NEW-E	85-19-065	204-91-080	NEW	85-20-100	220-20-010	AMD	85-09-017
192-30-060	NEW-P	85-19-066	204-91-100	NEW-P	85-17-058	220-20-01000J	NEW-E	85-08-005
192-30-100	NEW-E	85-19-065	204-91-100	NEW	85-20-100	220-20-01000K	NEW-E	85-09-011
192-30-100	NEW-P	85-19-066	204-91-110	NEW-P	85-17-058	220-20-016	AMD-P	85-07-065
192-30-200	NEW-E	85-19-065	204-91-110	NEW	85-20-100	220-20-016	AMD-C	85-09-034
192-30-200	NEW-P	85-19-066	204-91-120	NEW-P	85-17-058	220-20-016	AMD	85-11-020
192-30-210	NEW-P	85-19-066	204-91-120	NEW	85-20-100	220-20-021	AMD-P	85-04-065
192-30-220	NEW-P	85-19-066	204-91-130	NEW-P	85-17-058	220-20-021	AMD	85-08-023
192-30-230	NEW-P	85-19-066	204-91-130	NEW	85-20-100	220-20-02100B	NEW-E	85-09-011
196-04-030	NEW	85-04-030	204-91-140	NEW-P	85-17-058	220-20-02100B	REP-E	85-09-036
196-04-040	NEW	85-04-030	204-91-140	NEW	85-20-100	220-20-02100C	NEW-E	85-09-036
204-66-010	REP-P	85-17-058	204-91-150	NEW-P	85-17-058	220-20-030	REP-P	85-08-038
204-66-010	REP	85-20-100	204-91-150	NEW	85-20-100	220-20-030	REP-C	85-13-031
204-66-020	REP-P	85-17-058	204-91-160	NEW-P	85-17-058	220-20-030	REP	85-13-032
204-66-020	REP	85-20-100	204-91-160	NEW	85-20-100	220-20-03800A	NEW-E	85-11-039
204-66-030	REP-P	85-17-058	204-91-170	NEW-P	85-17-058	220-20-03800A	REP-E	85-14-060
204-66-030	REP	85-20-100	204-91-170	NEW	85-20-100	220-22-01000A	NEW-E	85-19-018
204-66-040	REP-P	85-17-058	204-91-180	NEW-P	85-17-058	220-22-030	AMD-P	85-08-038
204-66-040	REP	85-20-100	204-91-180	NEW	85-20-100	220-22-030	AMD-C	85-13-031
204-66-050	REP-P	85-17-058	204-91-190	NEW-P	85-17-058	220-22-030	AMD	85-13-032
204-66-050	REP	85-20-100	204-91-190	NEW	85-20-100	220-24-02000C	NEW-E	85-10-010
204-66-060	REP-P	85-17-058	204-91-200	NEW-P	85-17-058	220-24-02000C	REP-E	85-11-031
204-66-060	REP	85-20-100	204-91-200	NEW	85-20-100	220-24-02000D	NEW-E	85-11-031
204-66-070	REP-P	85-17-058	204-93-010	NEW-P	85-17-060	220-24-02000D	REP-E	85-11-057
204-66-070	REP	85-20-100	204-93-010	NEW	85-20-090	220-24-02000E	NEW-E	85-11-057
204-66-080	REP-P	85-17-058	204-93-020	NEW-P	85-17-060	220-24-02000E	REP-E	85-15-030
204-66-080	REP	85-20-100	204-93-020	NEW	85-20-090	220-24-02000F	NEW-E	85-15-030
204-66-090	REP-P	85-17-058	204-93-030	NEW-P	85-17-060	220-24-02000F	REP-E	85-15-065
204-66-090	REP	85-20-100	204-93-030	NEW	85-20-090	220-24-02000G	NEW-E	85-15-065
204-66-100	REP-P	85-17-058	204-93-040	NEW-P	85-17-060	220-24-02000G	REP-E	85-16-061
204-66-100	REP	85-20-100	204-93-040	NEW	85-20-090	220-24-02000H	NEW-E	85-16-061
204-66-110	REP-P	85-17-058	204-93-050	NEW-P	85-17-060	220-24-02000H	REP-E	85-17-067
204-66-110	REP	85-20-100	204-93-050	NEW	85-20-090	220-24-02000I	NEW-E	85-17-067
204-66-120	REP-P	85-17-058	204-93-060	NEW-P	85-17-060	220-28-440	REP-E	85-03-037
204-66-120	REP	85-20-100	204-93-060	NEW	85-20-090	220-28-501	NEW-E	85-10-011
204-66-130	REP-P	85-17-058	204-93-070	NEW-P	85-17-060	220-28-501	REP-E	85-12-013
204-66-130	REP	85-20-100	204-93-070	NEW	85-20-090	220-28-502	NEW-E	85-12-013
204-66-140	REP-P	85-17-058	204-93-080	NEW-P	85-17-060	220-28-502	REP-E	85-13-014
204-66-140	REP	85-20-100	204-93-080	NEW	85-20-090	220-28-503	NEW-E	85-13-014
204-66-150	REP-P	85-17-058	204-93-090	NEW-P	85-17-060	220-28-503	REP-E	85-14-082
204-66-150	REP	85-20-100	204-93-090	NEW	85-20-090	220-28-504	NEW-E	85-14-082
204-66-160	REP-P	85-17-058	204-93-100	NEW-P	85-17-060	220-28-504	REP-E	85-15-035
204-66-160	REP	85-20-100	204-93-100	NEW	85-20-090	220-28-505	NEW-E	85-15-035
204-66-170	REP-P	85-17-058	204-93-110	NEW-P	85-17-060	220-28-505	REP-E	85-15-071
204-66-170	REP	85-20-100	204-93-110	NEW	85-20-090	220-28-506	NEW-E	85-15-071
204-66-180	REP-P	85-17-058	204-93-120	NEW-P	85-17-060	220-28-506	REP-E	85-16-081
204-66-180	REP	85-20-100	204-93-120	NEW	85-20-090	220-28-507	NEW-E	85-16-081

Table of WAC Sections Affected

WAC #	WSR #	WAC #	WSR #	WAC #	WSR #			
220-28-507	REP-E	85-16-083	220-36-021	AMD	85-13-073	220-47-414	AMD-C	85-13-031
220-28-508	NEW-E	85-16-083	220-36-02100T	NEW-E	85-14-081	220-47-414	AMD	85-13-032
220-28-508	REP-E	85-17-010	220-36-02100T	REP-E	85-19-049	220-47-601	NEW-E	85-16-012
220-28-509	NEW-E	85-17-010	220-36-022	AMD-P	85-10-060	220-47-601	REP-E	85-16-082
220-28-509	REP-E	85-17-040	220-36-022	AMD	85-13-073	220-47-602	NEW-E	85-16-082
220-28-510	NEW-E	85-17-040	220-36-024	AMD-P	85-10-060	220-47-602	REP-E	85-17-009
220-28-510	REP-E	85-17-050	220-36-024	AMD	85-13-073	220-47-603	NEW-E	85-17-009
220-28-511	NEW-E	85-17-050	220-36-02500N	NEW-E	85-17-054	220-47-603	REP-E	85-17-049
220-28-511	REP-E	85-18-006	220-36-03001	AMD-C	85-04-005	220-47-604	NEW-E	85-17-049
220-28-512	NEW-E	85-18-006	220-36-03001	AMD-C	85-06-032	220-47-604	REP-E	85-18-005
220-28-512	REP-E	85-18-052	220-36-03001	AMD	85-06-033	220-47-605	NEW-E	85-18-005
220-28-513	NEW-E	85-18-052	220-36-031	NEW-C	85-04-005	220-47-605	REP-E	85-18-014
220-28-513	REP-E	85-19-016	220-36-031	NEW-C	85-06-032	220-47-606	NEW-E	85-18-014
220-28-514	NEW-E	85-19-016	220-36-031	NEW	85-06-033	220-47-606	REP-E	85-18-051
220-28-514	REP-E	85-19-050	220-40-021	AMD-P	85-10-060	220-47-607	NEW-E	85-18-051
220-28-515	NEW-E	85-19-050	220-40-021	AMD	85-13-073	220-47-607	REP-E	85-19-005
220-28-515	REP-E	85-20-015	220-40-02100A	NEW-E	85-19-064	220-47-608	NEW-E	85-19-005
220-28-516	NEW-E	85-20-015	220-40-02100A	REP-E	85-19-068	220-47-608	REP-E	85-19-015
220-28-516	REP-E	85-20-068	220-40-02100B	NEW-E	85-19-068	220-47-609	NEW-E	85-19-015
220-28-517	NEW-E	85-20-068	220-40-02100B	REP-E	85-19-084	220-47-609	REP-E	85-19-022
220-32-02200M	NEW-E	85-04-012	220-40-02100C	REP-E	85-19-084	220-47-610	NEW-E	85-19-022
220-32-02200M	REP-E	85-04-049	220-40-02100C	REP-E	85-20-051	220-47-610	REP-E	85-19-051
220-32-02200N	NEW-E	85-04-049	220-40-02100D	NEW-E	85-20-051	220-47-611	NEW-E	85-19-051
220-32-03000P	NEW-E	85-05-035	220-40-02100Y	NEW-E	85-14-081	220-47-611	REP-E	85-20-016
220-32-03000P	REP-E	85-07-002	220-40-02100Y	REP-E	85-19-049	220-47-612	NEW-E	85-20-016
220-32-03000Q	NEW-E	85-07-002	220-40-02100Z	NEW-E	85-19-049	220-47-612	REP-E	85-20-052
220-32-03000R	NEW-E	85-14-005	220-40-02100Z	REP-E	85-19-064	220-47-613	NEW-E	85-20-052
220-32-03000R	REP-E	85-14-022	220-40-022	AMD-P	85-10-060	220-47-613	REP-E	85-20-069
220-32-03000S	NEW-E	85-14-022	220-40-022	AMD	85-13-073	220-47-614	NEW-E	85-20-069
220-32-03000S	REP-E	85-19-058	220-40-024	AMD-P	85-10-060	220-47-930	REP-E	85-03-036
220-32-03000T	NEW-E	85-19-058	220-40-024	AMD	85-13-073	220-47-931	NEW-E	85-03-036
220-32-03000T	REP-E	85-20-014	220-40-030	AMD-C	85-04-005	220-48-005	AMD-P	85-04-065
220-32-03000U	NEW-E	85-20-014	220-40-030	AMD-C	85-06-032	220-48-005	AMD	85-08-023
220-32-03000U	REP-E	85-20-037	220-40-030	AMD	85-06-033	220-48-00500B	NEW-E	85-09-011
220-32-03000V	NEW-E	85-20-037	220-40-031	NEW-C	85-04-005	220-48-011	AMD-P	85-04-065
220-32-04000W	NEW-E	85-08-021	220-40-031	NEW-C	85-06-032	220-48-011	AMD	85-08-023
220-32-04100H	NEW-E	85-12-028	220-40-031	NEW	85-06-033	220-48-01100A	NEW-E	85-09-011
220-32-04200F	NEW-E	85-03-044	220-44-020	AMD-P	85-04-065	220-48-013	NEW-P	85-04-065
220-32-04200F	REP-E	85-06-014	220-44-050	AMD-P	85-04-035	220-48-013	NEW	85-08-023
220-32-04200G	NEW-E	85-06-014	220-44-050	AMD	85-07-022	220-48-015	AMD-P	85-04-065
220-32-04200G	REP-E	85-06-034	220-44-05000N	NEW-E	85-09-035	220-48-015	AMD	85-08-023
220-32-04200H	NEW-E	85-06-034	220-44-05000N	REP-E	85-12-031	220-48-01500M	NEW-E	85-04-044
220-32-05100I	NEW-E	85-08-001	220-44-05000P	NEW-E	85-12-031	220-48-01500M	NEW-E	85-06-013
220-32-05100J	NEW-E	85-14-005	220-44-05000P	REP-E	85-15-045	220-48-01500P	NEW-E	85-09-011
220-32-05100J	REP-E	85-14-022	220-44-05000Q	NEW-E	85-15-045	220-48-01500Q	NEW-E	85-12-009
220-32-05100K	NEW-E	85-14-022	220-44-05000Q	REP-E	85-20-023	220-48-01500Q	REP-E	85-13-034
220-32-05100K	REP-E	85-14-038	220-44-05000R	NEW-E	85-20-023	220-48-01500R	NEW-E	85-13-034
220-32-05100L	NEW-E	85-14-038	220-44-05000R	REP-E	85-20-063	220-48-01500R	REP-E	85-14-023
220-32-05100L	REP-E	85-15-005	220-44-05000S	NEW-E	85-20-063	220-48-01500S	NEW-E	85-14-023
220-32-05100M	NEW-E	85-15-005	220-44-060	NEW-P	85-04-065	220-48-01500S	REP-E	85-15-016
220-32-05100M	REP-E	85-17-025	220-44-080	NEW	85-08-023	220-48-06200A	NEW-E	85-09-047
220-32-05100N	NEW-E	85-17-025	220-44-080	NEW	85-08-023	220-49-02000R	NEW-E	85-09-012
220-32-05100N	REP-E	85-18-029	220-44-08000A	NEW-E	85-09-011	220-49-02000R	NEW-E	85-11-058
220-32-05100P	NEW-E	85-18-029	220-47-307	AMD-P	85-08-038	220-52-05300P	NEW-E	85-09-012
220-32-05100P	REP-E	85-18-035	220-47-307	AMD-C	85-13-031	220-52-06600G	NEW-E	85-13-033
220-32-05100Q	NEW-E	85-18-035	220-47-307	AMD	85-13-032	220-52-07400C	NEW-E	85-18-050
220-32-05100Q	REP-E	85-19-018	220-47-311	AMD-P	85-08-038	220-56-100	AMD-P	85-03-110
220-32-05100R	NEW-E	85-19-018	220-47-311	AMD-C	85-13-031	220-56-100	AMD-C	85-09-016
220-32-05100R	REP-E	85-19-058	220-47-311	AMD	85-13-032	220-56-100	AMD	85-09-017
220-32-05100S	NEW-E	85-19-058	220-47-312	AMD-P	85-08-038	220-56-10000A	NEW-E	85-08-005
220-32-05100S	REP-E	85-20-014	220-47-312	AMD-C	85-13-031	220-56-105	AMD-P	85-03-110
220-32-05100T	NEW-E	85-20-014	220-47-312	AMD	85-13-032	220-56-105	AMD-C	85-09-016
220-32-05100T	REP-E	85-20-017	220-47-313	AMD-P	85-08-038	220-56-105	AMD	85-09-017
220-32-05100U	NEW-E	85-20-037	220-47-313	AMD-C	85-13-031	220-56-105	AMD	85-09-017
220-32-05100V	NEW-E	85-20-038	220-47-313	AMD	85-13-032	220-56-10500B	NEW-E	85-08-005
220-32-055	AMD-P	85-15-053	220-47-319	AMD-P	85-13-032	220-56-110	AMD-P	85-07-065
220-32-055	AMD	85-18-027	220-47-319	AMD-C	85-08-038	220-56-110	AMD-C	85-09-034
220-32-055000I	NEW-E	85-10-043	220-47-319	AMD	85-13-031	220-56-110	AMD	85-11-020
220-32-05500I	REP-E	85-13-013	220-47-411	AMD-P	85-13-032	220-56-115	AMD-P	85-03-110
220-32-05500J	NEW-E	85-13-013	220-47-411	AMD-C	85-08-038	220-56-115	AMD-C	85-09-016
220-32-05500N	NEW-E	85-11-006	220-47-412	AMD-P	85-13-031	220-56-115	AMD	85-09-017
220-32-05500N	REP-E	85-14-061	220-47-412	AMD-C	85-08-038	220-56-11500D	NEW-E	85-08-005
220-32-05500P	NEW-E	85-14-061	220-47-412	AMD-C	85-13-031	220-56-116	AMD-P	85-03-110
220-32-05500Q	NEW-E	85-14-039	220-47-412	AMD	85-13-032	220-56-116	AMD-C	85-09-016
220-32-05800A	NEW-E	85-19-018	220-47-413	AMD-P	85-08-038	220-56-116	AMD	85-09-017
220-32-05900H	NEW-E	85-10-034	220-47-413	AMD-C	85-13-031	220-56-11600C	NEW-E	85-08-005
220-36-021	AMD-P	85-10-060	220-47-413	AMD	85-13-032	220-56-126	NEW-P	85-03-110
			220-47-414	AMD-P	85-08-038	220-56-126	NEW-C	85-09-016
							NEW	85-09-017

Table of WAC Sections Affected

WAC #	WSR #	WAC #	WSR #	WAC #	WSR #
220-56-128	AMD-P 85-03-110	220-56-32500G	NEW-E 85-11-058	220-57-385	AMD 85-09-048
220-56-128	AMD-C 85-09-016	220-56-330	AMD-P 85-03-110	220-57-38500H	NEW-E 85-18-015
220-56-128	AMD 85-09-017	220-56-330	AMD-C 85-09-016	220-57-400	AMD-P 85-03-110
220-56-12800C	NEW-E 85-10-012	220-56-330	AMD 85-09-017	220-57-400	AMD-C 85-09-016
220-56-156	NEW-P 85-03-110	220-56-33000E	NEW-E 85-15-016	220-57-400	AMD 85-09-017
220-56-156	NEW-C 85-09-016	220-56-335	AMD-P 85-03-109	220-57-425	AMD-P 85-03-110
220-56-156	NEW 85-09-017	220-56-335	AMD 85-07-023	220-57-425	AMD-C 85-09-016
220-56-15600D	NEW-E 85-08-005	220-56-335000A	NEW-E 85-08-020	220-57-425	AMD 85-09-017
220-56-175	AMD-P 85-07-065	220-56-350	AMD-P 85-10-061	220-57-42500E	NEW-E 85-15-100
220-56-175	AMD-C 85-09-034	220-56-350	AMD 85-12-046	220-57-42500E	REP-E 85-16-080
220-56-175	AMD 85-11-020	220-56-360	AMD-P 85-09-032	220-57-42500F	NEW-E 85-16-080
220-56-180	AMD-P 85-03-110	220-56-360	AMD 85-12-007	220-57-42500F	REP-E 85-19-057
220-56-180	AMD-C 85-09-016	220-56-360	AMD-P 85-15-099	220-57-42500G	NEW-E 85-19-057
220-56-180	AMD 85-09-017	220-56-360	AMD 85-19-067	220-57-43500A	NEW-E 85-19-057
220-56-18000S	NEW-E 85-07-024	220-56-36000H	NEW-E 85-04-064	220-57-45000B	NEW-E 85-15-100
220-56-185	AMD-P 85-03-110	220-56-36000I	NEW-E 85-12-008	220-57-45000B	REP-E 85-19-057
220-56-185	AMD-C 85-09-016	220-56-400	AMD-P 85-03-110	220-57-45000C	NEW-E 85-19-057
220-56-185	AMD 85-09-017	220-56-400	AMD-C 85-09-016	220-57-45500A	NEW-E 85-19-057
220-56-185	AMD-P 85-15-098	220-56-400	AMD 85-09-017	220-57-460	AMD-P 85-06-066
220-56-185	AMD 85-18-026	220-56-40000A	NEW-E 85-08-005	220-57-460	AMD 85-09-048
220-56-18500A	NEW-E 85-08-005	220-57-130	AMD-P 85-03-110	220-57-46000M	NEW-E 85-13-051
220-56-190	AMD-P 85-03-110	220-57-130	AMD-C 85-09-016	220-57-46000N	NEW-E 85-18-015
220-56-190	AMD-C 85-09-016	220-57-130	AMD 85-09-017	220-57-465	AMD-P 85-03-110
220-56-190	AMD 85-09-017	220-57-13000H	NEW-E 85-18-015	220-57-465	AMD-C 85-09-016
220-56-19000N	NEW-E 85-09-020	220-57-135	AMD-P 85-06-066	220-57-465	AMD 85-09-017
220-56-19000Q	NEW-E 85-14-024	220-57-135	AMD 85-09-048	220-57-495	AMD-P 85-03-110
220-56-19000Q	REP-E 85-15-083	220-57-13500G	NEW-E 85-18-015	220-57-495	AMD-C 85-09-016
220-56-19000R	NEW-E 85-15-083	220-57-15500D	NEW-E 85-13-051	220-57-495	AMD 85-09-017
220-56-19000R	REP-E 85-17-027	220-57-15500E	NEW-E 85-18-015	220-57-495	NEW-E 85-15-031
220-56-19000S	NEW-E 85-17-027	220-57-160	AMD-P 85-03-110	220-57-502	NEW-P 85-03-110
220-56-19000S	REP-E 85-17-048	220-57-160	AMD-C 85-09-016	220-57-502	NEW-C 85-09-016
220-56-19000T	NEW-E 85-17-048	220-57-160	AMD 85-09-017	220-57-502	NEW 85-09-017
220-56-19000T	REP-E 85-18-008	220-57-16000P	NEW-E 85-14-031	220-57-505	AMD-P 85-03-110
220-56-19000U	NEW-E 85-18-008	220-57-16000P	REP-E 85-15-031	220-57-505	AMD-C 85-09-016
220-56-19000U	REP-E 85-18-037	220-57-16000Q	NEW-E 85-15-031	220-57-505	AMD 85-09-017
220-56-19000V	NEW-E 85-18-037	220-57-16000Q	REP-E 85-17-026	220-57-50500I	NEW-E 85-08-005
220-56-19000V	REP-E 85-18-049	220-57-16000R	NEW-E 85-17-026	220-57-50500J	NEW-E 85-11-040
220-56-19000W	NEW-E 85-18-049	220-57-16000R	REP-E 85-18-009	220-57-510	AMD-P 85-03-110
220-56-19000W	REP-E 85-19-019	220-57-16000S	NEW-E 85-18-009	220-57-510	AMD-C 85-09-016
220-56-19000X	NEW-E 85-19-019	220-57-16000S	REP-E 85-18-028	220-57-510	AMD 85-09-017
220-56-195	AMD-P 85-03-110	220-57-16000T	NEW-E 85-18-028	220-57-52000F	REP-E 85-03-074
220-56-195	AMD-C 85-09-016	220-57-16000T	REP-E 85-18-053	220-57-52000F	REP-E 85-03-074
220-56-195	AMD 85-09-017	220-57-16000U	NEW-E 85-18-053	220-57A-00100B	NEW-E 85-08-005
220-56-19500C	NEW-E 85-08-005	220-57-16000U	REP-E 85-19-004	220-57A-010	AMD-P 85-03-110
220-56-196	AMD-P 85-11-009	220-57-16000V	NEW-E 85-19-004	220-57A-010	AMD-C 85-09-016
220-56-197	NEW-P 85-03-110	220-57-16000V	REP-E 85-19-017	220-57A-010	AMD 85-09-017
220-56-197	NEW-C 85-09-016	220-57-16000W	NEW-E 85-19-017	220-57A-012	AMD-P 85-03-110
220-56-197	NEW 85-09-017	220-57-16000W	REP-E 85-20-039	220-57A-012	AMD-C 85-09-016
220-56-198	REP-P 85-03-110	220-57-16000X	NEW-E 85-20-039	220-57A-012	AMD 85-09-017
220-56-198	REP-C 85-09-016	220-57-16000X	REP-E 85-20-067	220-57A-012	AMD-P 85-03-110
220-56-198	REP 85-09-017	220-57-16000Y	NEW-E 85-20-067	220-57A-037	AMD-C 85-09-016
220-56-199	NEW-P 85-03-110	220-57-175	AMD-P 85-03-110	220-57A-037	AMD 85-09-017
220-56-199	NEW-C 85-09-016	220-57-175	AMD-C 85-09-016	220-57A-040	AMD-P 85-03-110
220-56-199	NEW 85-09-017	220-57-175	AMD 85-09-017	220-57A-040	AMD-C 85-09-016
220-56-201	REP-P 85-03-110	220-57-17500N	NEW-E 85-08-005	220-57A-040	AMD 85-09-017
220-56-201	REP-E 85-08-005	220-57-20000B	NEW-E 85-18-015	220-57A-080	AMD-P 85-03-110
220-56-201	REP-C 85-09-016	220-57-215	AMD-P 85-03-110	220-57A-080	AMD-C 85-09-016
220-56-201	REP 85-09-017	220-57-215	AMD-C 85-09-016	220-57A-080	AMD 85-09-017
220-56-20100A	NEW-E 85-14-021	220-57-215	AMD 85-09-017	220-57A-112	AMD-P 85-03-110
220-56-235	AMD-P 85-03-110	220-57-27000N	NEW-E 85-18-015	220-57A-112	AMD-C 85-09-016
220-56-235	AMD-C 85-09-016	220-57-28000F	REP-E 85-03-074	220-57A-112	AMD 85-09-017
220-56-235	AMD 85-09-017	220-57-285	AMD-P 85-06-066	220-57A-152	AMD-P 85-03-110
220-56-23500C	NEW-E 85-08-005	220-57-285	AMD 85-09-048	220-57A-152	AMD-C 85-09-016
220-56-240	AMD-P 85-03-110	220-57-29000G	NEW-E 85-11-051	220-57A-152	AMD 85-09-017
220-56-240	AMD-C 85-09-016	220-57-295	AMD-P 85-06-066	220-57A-18200A	NEW-E 85-15-031
220-56-240	AMD 85-09-017	220-57-295	AMD 85-09-048	220-57A-185	AMD-P 85-03-110
220-56-24000B	NEW-E 85-08-005	220-57-310	AMD-P 85-03-110	220-57A-185	AMD-C 85-09-016
220-56-255	AMD-P 85-07-063	220-57-310	AMD-C 85-09-016	220-57A-185	AMD 85-09-017
220-56-255	AMD 85-10-062	220-57-310	AMD 85-09-017	220-57A-190	AMD-P 85-03-110
220-56-30500A	NEW-E 85-11-010	220-57-335	AMD-P 85-03-110	220-57A-190	AMD-C 85-09-016
220-56-310	AMD-P 85-10-061	220-57-335	AMD-C 85-09-016	220-57A-190	AMD 85-09-017
220-56-310	AMD 85-12-046	220-57-335	AMD 85-09-017	220-60-010	AMD-P 85-20-036
220-56-310	AMD-P 85-15-099	220-57-335	AMD 85-09-017	220-60-020	AMD-P 85-20-036
220-56-31000F	NEW-E 85-09-038	220-57-350	AMD-P 85-03-110	220-60-030	REP-P 85-20-036
220-56-320	AMD-P 85-03-110	220-57-350	AMD-C 85-09-016	220-60-070	AMD-P 85-20-036
220-56-320	AMD-C 85-09-016	220-57-3500A	NEW-E 85-15-100	220-60-080	AMD-P 85-20-036
220-56-320	AMD 85-09-017	220-57-385	AMD-P 85-06-066	220-60-090	AMD-P 85-20-036

Table of WAC Sections Affected

WAC #	WSR #	WAC #	WSR #	WAC #	WSR #	
220-60-110	AMD-P	85-20-036	230-08-240	AMD	85-06-002	
220-60-120	REP-P	85-20-036	230-08-250	AMD	85-06-002	
220-69-215	AMD-P	85-07-065	230-08-260	AMD	85-03-025	
220-69-215	AMD-C	85-09-034	230-08-260	AMD-E	85-03-029	
220-69-215	AMD	85-11-020	230-08-260	AMD	85-06-002	
220-69-230	AMD-P	85-07-065	230-12-020	AMD	85-03-026	
220-69-230	AMD-C	85-09-034	230-20-010	AMD-P	85-06-003	
220-69-230	AMD	85-11-020	230-20-010	AMD	85-09-040	
220-69-234	AMD-P	85-07-065	230-20-063	REP-P	85-09-041	
220-69-234	AMD-C	85-09-034	230-20-063	REP	85-13-041	
220-69-234	AMD	85-11-020	230-20-064	NEW-P	85-09-041	
220-69-240	AMD-P	85-07-065	230-20-064	NEW	85-13-041	
220-69-240	AMD-C	85-09-034	230-20-325	AMD-P	85-06-003	
220-69-240	AMD	85-11-020	230-20-325	AMD	85-09-040	
220-69-250	AMD-P	85-07-065	230-20-325	AMD-P	85-13-037	
220-69-250	AMD-C	85-09-034	230-20-325	AMD	85-17-015	
220-69-250	AMD	85-11-020	230-20-380	AMD-P	85-07-030	
220-69-254	AMD-P	85-07-065	230-20-380	AMD	85-11-023	
220-69-254	AMD-C	85-09-034	230-20-605	AMD-P	85-06-003	
220-69-254	AMD	85-11-020	230-20-605	AMD	85-09-040	
220-69-264	AMD-P	85-07-065	230-25-065	AMD	85-03-025	
220-69-264	AMD-C	85-09-034	230-25-065	AMD-E	85-03-029	
220-69-264	AMD	85-11-020	230-25-120	AMD	85-03-059	
220-69-272	AMD-P	85-07-065	230-25-220	AMD-P	85-07-030	
220-69-272	AMD-C	85-09-034	230-25-220	AMD	85-11-023	
220-69-272	AMD	85-11-020	230-25-220	AMD-P	85-14-075	
220-69-274	AMD-P	85-07-065	230-25-220	AMD	85-17-015	
220-69-274	AMD-C	85-09-034	230-30-040	NEW-P	85-09-041	
220-69-274	AMD	85-11-020	230-30-050	AMD-P	85-07-030	
220-69-280	AMD-P	85-07-065	230-30-050	AMD	85-11-023	
220-69-280	AMD-C	85-09-034	230-30-060	AMD-P	85-17-014	
220-69-280	AMD	85-11-020	230-30-070	AMD	85-03-024	
220-69-300	NEW-P	85-07-064	230-30-070	AMD-E	85-03-028	
220-69-300	NEW-C	85-09-033	230-30-070	AMD-P	85-17-014	
220-69-300	NEW	85-11-021	230-30-075	AMD-P	85-13-038	
220-76-001	REP-E	85-16-013	230-30-075	AMD-P	85-17-055	
220-76-01000A	NEW-E	85-16-013	230-30-075	AMD-C	85-19-047	
220-76-015	REP-E	85-16-013	230-30-102	AMD	85-03-024	
220-76-016	REP-E	85-16-013	230-30-102	AMD-E	85-03-028	
220-76-020	REP-E	85-16-013	230-30-103	AMD-P	85-17-014	
220-76-025	REP-E	85-16-013	230-30-104	AMD	85-03-024	
220-76-030	REP-E	85-16-013	230-30-104	AMD-E	85-03-028	
220-95-012	AMD-P	85-04-043	230-30-999	NEW	85-03-024	
220-95-012	AMD-W	85-07-059	230-30-999	NEW-E	85-03-028	
220-95-012	REP-P	85-08-039	230-40-030	AMD	85-03-025	
220-95-012	REP	85-11-011	230-40-030	AMD-E	85-03-029	
220-95-01200A	NEW-E	85-03-053	230-40-050	AMD	85-03-026	
220-95-021	AMD-P	85-08-039	230-40-050	AMD-P	85-13-037	
220-95-021	AMD	85-11-011	230-40-050	AMD	85-17-015	
220-130-010	NEW	85-04-045	230-40-055	NEW	85-03-026	
220-130-020	NEW	85-04-045	230-40-055	AMD-P	85-13-037	
220-130-030	NEW	85-04-045	230-40-055	AMD	85-17-015	
220-130-040	NEW	85-04-045	230-40-120	AMD-P	85-17-014	
220-130-050	NEW	85-04-045	230-46-010	NEW-P	85-06-003	
220-130-060	NEW	85-04-045	230-46-010	NEW	85-09-040	
230-02-020	AMD	85-03-026	230-46-020	NEW-P	85-06-003	
230-04-201	AMD	85-03-024	230-46-020	NEW	85-09-040	
230-04-201	AMD-E	85-03-028	230-46-030	NEW-P	85-06-003	
230-04-201	AMD-P	85-09-041	230-46-030	NEW	85-09-040	
230-04-201	AMD-P	85-13-070	230-46-040	NEW-P	85-06-003	
230-04-201	AMD-E	85-15-038	230-46-040	NEW	85-09-040	
230-04-201	AMD	85-17-015	230-46-050	NEW-P	85-06-003	
230-04-230	AMD	85-03-026	230-46-050	NEW	85-09-040	
230-04-325	AMD	85-03-026	230-46-060	NEW-P	85-06-003	
230-08-025	AMD-P	85-09-041	230-46-060	NEW	85-09-040	
230-08-025	AMD-P	85-10-036	230-60-015	AMD-P	85-03-058	
230-08-028	NEW-P	85-09-041	230-60-015	AMD	85-07-031	
230-08-035	NEW-P	85-09-041	232-12-017	AMD-P	85-05-049	
230-08-035	NEW-P	85-10-036	232-12-017	AMD	85-09-014	
230-08-095	AMD	85-03-026	232-12-018	NEW-P	85-05-049	
230-08-120	AMD	85-03-026	232-12-018	AMD	85-04-042	
230-08-120	AMD	85-06-002	232-12-027	AMD-P	85-17-057	
230-08-125	AMD	85-06-002	232-12-027	AMD	85-20-127	
230-08-130	AMD	85-06-002	232-12-027	NEW-E	85-02-057	
230-08-140	AMD	85-06-002	232-12-04503	NEW-E	85-03-056	
230-08-150	AMD	85-06-002	232-12-064	AMD-P	85-05-052	
230-08-160	AMD	85-06-002	232-12-064	AMD	85-09-008	
				232-12-091	AMD-P	85-05-049
				232-12-091	AMD	85-09-014
				232-12-129	NEW-P	85-05-054
				232-12-129	NEW	85-09-006
				232-12-131	AMD-C	85-08-034
				232-12-157	AMD-P	85-08-035
				232-12-157	AMD	85-12-005
				232-12-189	AMD-E	85-19-082
				232-12-227	AMD-P	85-12-035
				232-12-227	AMD	85-16-004
				232-12-241	AMD-E	85-19-021
				232-16-120	REP-P	85-05-055
				232-16-120	REP	85-09-005
				232-16-670	AMD-P	85-05-053
				232-16-670	AMD	85-09-007
				232-28-107	REP-P	85-12-034
				232-28-107	REP	85-16-026
				232-28-108	NEW-P	85-12-034
				232-28-108	NEW	85-16-026
				232-28-208	REP-P	85-08-036
				232-28-208	REP	85-14-037
				232-28-20801	REP-P	85-08-036
				232-28-20801	REP	85-14-037
				232-28-20802	REP-P	85-08-036
				232-28-20802	REP	85-14-037
				232-28-209	NEW-P	85-05-056
				232-28-209	NEW	85-12-004
				232-28-210	NEW-P	85-08-036
				232-28-210	NEW	85-14-037
				232-28-408	REP-P	85-14-036
				232-28-408	REP	85-18-032
				232-28-409	NEW-P	85-14-036
				232-28-409	NEW	85-18-032
				232-28-40901	NEW-E	85-18-071
				232-28-507	REP-P	85-12-033
				232-28-507	REP	85-19-081
				232-28-508	NEW-P	85-12-033
				232-28-508	NEW	85-19-081
				232-28-614	REP-P	85-14-096
				232-28-61401	NEW	85-03-041
				232-28-61401	REP-P	85-14-096
				232-28-61402	NEW	85-03-041
				232-28-61402	REP-P	85-14-096
				232-28-61405	NEW-E	85-03-030
				232-28-61406	NEW-E	85-03-017
				232-28-61408	NEW-E	85-03-097
				232-28-61409	NEW-E	85-03-098
				232-28-61410	NEW-E	85-05-050
				232-28-61411	NEW-E	85-06-027
				232-28-61412	NEW-E	85-06-028
				232-28-61413	NEW-E	85-16-059
				232-28-61414	NEW-E	85-07-025
				232-28-61415	NEW-E	85-14-062
				232-28-61416	NEW-E	85-15-026
				232-28-61417	NEW-E	85-16-060
				232-28-61418	NEW-E	85-18-054
				232-28-61419	NEW-E	85-17-041
				232-28-61420	NEW-E	85-19-083
				232-28-61421	NEW-E	85-19-025
				232-28-615	NEW-P	85-14-096
				232-28-706	REP	85-05-051
				232-28-707	NEW	85-05-051
				232-28-806	REP-P	85-05-057
				232-28-806	REP	85-12-006
				232-28-807	NEW-P	85-05-057
				232-28-807	NEW	85-12-006
				236-12-200	AMD-P	85-15-019
				236-12-200	AMD	85-19-001
				236-12-290	AMD-P	85-15-019
				236-12-290	AMD	85-19-001
				236-12-295	NEW-P	85-15-019
				236-12-295	NEW	85-19-001
				236-20A-010	AMD-P	85-07-057
				236-20A-010	AMD	85-10-037
				240-10-010	NEW-E	85-17-002
				240-10-020	NEW-E	85-17-002
				240-10-030	NEW-E	85-17-002

Table of WAC Sections Affected

WAC #	WSR #	WAC #	WSR #	WAC #	WSR #
240-10-040	NEW-E 85-17-002	248-30-115	NEW 85-03-063	248-152-040	REP 85-17-046
240-10-050	NEW-E 85-17-002	248-30-130	AMD 85-03-063	248-152-050	REP-P 85-14-105
240-10-060	NEW-E 85-17-002	248-31-001	NEW 85-04-054	248-152-050	REP 85-17-046
248-08-596	AMD-P 85-12-055	248-31-002	NEW 85-04-054	248-152-060	REP-P 85-14-105
248-08-596	AMD 85-15-063	248-31-010	NEW 85-04-054	248-152-060	REP 85-17-046
248-14-001	AMD-P 85-14-017	248-31-020	NEW 85-04-054	248-164-001	NEW-P 85-18-080
248-14-001	AMD 85-17-039	248-31-030	NEW 85-04-054	248-164-010	NEW-P 85-18-080
248-14-140	AMD-P 85-14-017	248-31-040	NEW 85-04-054	248-164-020	NEW-P 85-18-080
248-14-140	AMD 85-17-039	248-31-050	NEW 85-04-054	248-164-030	NEW-P 85-18-080
248-14-230	AMD-P 85-14-017	248-31-060	NEW 85-04-054	248-164-040	NEW-P 85-18-080
248-14-230	AMD 85-17-039	248-31-070	NEW 85-04-054	248-164-050	NEW-P 85-18-080
248-14-260	AMD-P 85-14-017	248-31-075	NEW 85-04-054	248-164-060	NEW-P 85-18-080
248-14-260	AMD 85-17-039	248-31-080	NEW 85-04-054	250-18-060	AMD-E 85-14-016
248-14-264	AMD-P 85-14-017	248-31-090	NEW 85-04-054	250-18-060	AMD-P 85-16-078
248-14-264	AMD 85-17-039	248-31-100	NEW 85-04-054	250-18-060	AMD 85-20-035
248-14-297	NEW-P 85-14-017	248-31-110	NEW 85-04-054	250-40-070	AMD-P 85-14-057
248-14-297	NEW 85-17-039	248-31-120	NEW 85-04-054	250-40-070	AMD-E 85-14-058
248-14-570	NEW-P 85-14-017	248-31-130	NEW 85-04-054	250-40-070	AMD-C 85-16-077
248-14-570	NEW 85-17-039	248-31-140	NEW 85-04-054	250-40-070	AMD 85-20-034
248-18-017	AMD-P 85-20-006	248-31-150	NEW 85-04-054	250-44-040	AMD-P 85-06-058
248-18-018	REP-P 85-20-006	248-31-160	NEW 85-04-054	250-44-040	AMD 85-10-022
248-18-250	REP-P 85-20-007	248-58-005	AMD-P 85-18-079	250-44-050	AMD-P 85-06-058
248-18-251	NEW-P 85-20-007	248-58-010	AMD-P 85-18-079	250-44-050	AMD 85-10-022
248-18-253	NEW-P 85-20-007	248-58-080	AMD-P 85-18-079	250-44-110	AMD-P 85-06-058
248-18-256	NEW-P 85-20-007	248-58-090	AMD-P 85-18-079	250-44-110	AMD 85-10-022
248-18-260	AMD-P 85-02-069	248-58-500	AMD-P 85-18-079	250-44-120	AMD-P 85-06-058
248-18-260	AMD 85-05-034	248-63-010	AMD-P 85-06-006	250-44-120	AMD 85-10-022
248-18-440	AMD-P 85-20-006	248-63-020	AMD-P 85-06-006	250-44-130	AMD-P 85-06-058
248-18-560	AMD-P 85-20-007	248-63-060	AMD-P 85-06-006	250-44-130	AMD 85-10-022
248-18-565	AMD-P 85-20-007	248-63-080	AMD-P 85-06-006	251-04-020	AMD 85-04-019
248-18-568	NEW-P 85-20-007	248-63-120	AMD-P 85-06-006	251-04-020	AMD-P 85-12-047
248-18-680	AMD-P 85-02-069	248-63-150	AMD-P 85-06-006	251-04-020	AMD-P 85-14-046
248-18-680	AMD 85-05-034	248-63-160	AMD-P 85-06-006	251-04-020	AMD-E 85-15-082
248-18-700	AMD-P 85-02-069	248-63-170	AMD-P 85-06-006	251-04-020	AMD 85-16-038
248-18-700	AMD 85-05-034	248-63-180	AMD-P 85-06-006	251-04-020	AMD 85-20-049
248-18-718	AMD-P 85-05-004	248-84-120	NEW-E 85-07-026	251-04-050	AMD-P 85-14-046
248-18-718	AMD 85-10-001	248-84-120	NEW-P 85-08-037	251-04-050	AMD-P 85-15-060
248-18-99902	AMD-P 85-02-068	248-84-120	NEW 85-11-024	251-04-050	AMD-P 85-15-061
248-18-99902	AMD 85-05-033	248-100-163	AMD-E 85-03-055	251-04-050	AMD-E 85-15-067
248-19	AMD-C 85-13-008	248-100-163	AMD-P 85-03-062	251-04-050	RESCIND 85-15-069
248-19-200	REP-P 85-07-044	248-100-163	RESCIND 85-07-027	251-04-050	AMD-E 85-15-070
248-19-210	AMD-P 85-07-044	248-100-163	AMD-E 85-15-064	251-04-050	AMD 85-20-048
248-19-220	AMD-P 85-07-044	248-100-163	AMD-P 85-16-115	251-06-010	AMD-P 85-06-067
248-19-230	AMD-P 85-07-044	248-100-163	AMD-C 85-19-027	251-06-012	NEW-P 85-06-067
248-19-240	AMD-P 85-07-044	248-100-163	AMD 85-20-019	251-06-014	NEW-P 85-06-067
248-19-260	AMD-P 85-07-044	248-100-164	AMD-E 85-03-055	251-06-090	AMD-P 85-06-067
248-19-270	AMD-P 85-07-044	248-100-164	AMD-P 85-03-062	251-06-092	NEW-P 85-06-067
248-19-280	AMD-P 85-07-044	248-100-164	RESCIND 85-07-027	251-06-094	NEW-P 85-06-067
248-19-290	REP-P 85-07-044	248-100-164	AMD-E 85-15-064	251-08-090	AMD-E 85-14-043
248-19-295	NEW-P 85-07-044	248-100-164	AMD-P 85-16-115	251-08-090	AMD-P 85-14-046
248-19-300	AMD-P 85-07-044	248-100-164	AMD-C 85-19-027	251-08-090	AMD-E 85-15-082
248-19-310	AMD-P 85-07-044	248-100-164	AMD 85-20-019	251-08-090	AMD 85-20-049
248-19-320	AMD-P 85-07-044	248-150-010	AMD-P 85-18-018	251-08-091	AMD-E 85-14-043
248-19-325	REP-P 85-07-044	248-150-010	AMD-E 85-20-020	251-08-091	REP-P 85-14-046
248-19-326	NEW-P 85-07-044	248-150-020	AMD-P 85-18-018	251-08-091	REP-E 85-15-082
248-19-327	NEW-P 85-07-044	248-150-020	AMD-E 85-20-020	251-08-091	REP 85-20-049
248-19-330	AMD-P 85-07-044	248-150-030	AMD-P 85-18-018	251-08-100	AMD-P 85-12-047
248-19-340	AMD-P 85-07-044	248-150-030	AMD-E 85-20-020	251-08-100	AMD 85-16-038
248-19-350	AMD-P 85-07-044	248-150-040	AMD-P 85-18-018	251-09-020	AMD-P 85-18-083
248-19-360	AMD 85-05-032	248-150-040	AMD-E 85-20-020	251-09-020	AMD-P 85-20-105
248-19-370	AMD 85-05-032	248-150-050	AMD-P 85-18-018	251-09-030	AMD-P 85-14-046
248-19-373	NEW 85-05-032	248-150-050	AMD-E 85-20-020	251-09-030	AMD-P 85-18-084
248-19-400	AMD-P 85-07-044	248-150-060	AMD-P 85-18-018	251-09-030	AMD-P 85-20-105
248-19-403	AMD-P 85-07-044	248-150-060	AMD-E 85-20-020	251-09-030	AMD-P 85-20-106
248-19-405	AMD-P 85-07-044	248-150-070	AMD-P 85-18-018	251-09-040	AMD-P 85-03-008
248-19-410	AMD-P 85-07-044	248-150-070	AMD-E 85-20-020	251-09-040	AMD-E 85-04-058
248-19-415	AMD-P 85-07-044	248-150-080	AMD-P 85-18-018	251-09-040	AMD-E 85-14-044
248-19-420	AMD-P 85-07-044	248-150-080	AMD-E 85-20-020	251-09-040	AMD 85-14-045
248-19-430	AMD-P 85-07-044	248-152-010	REP-P 85-14-105	251-09-090	AMD-P 85-06-067
248-19-440	AMD-P 85-07-044	248-152-010	REP 85-17-046	251-09-092	NEW-P 85-06-067
248-19-450	AMD-P 85-07-044	248-152-020	REP-P 85-14-105	251-10-025	NEW 85-04-019
248-19-460	AMD-P 85-07-044	248-152-020	REP 85-17-046	251-10-030	AMD-P 85-12-047
248-19-470	AMD-P 85-07-044	248-152-030	REP-P 85-14-105	251-10-030	AMD 85-16-038
248-19-475	AMD-P 85-07-044	248-152-030	REP 85-17-046	251-10-031	REP-E 85-14-044
248-19-480	AMD-P 85-07-044	248-152-035	REP-P 85-14-105	251-10-031	REP-P 85-14-046
248-30-080	AMD 85-03-063	248-152-035	REP 85-17-046	251-10-031	REP 85-20-049
248-30-110	AMD 85-03-063	248-152-040	REP-P 85-14-105	251-10-032	NEW-E 85-14-043

Table of WAC Sections Affected

WAC #	WSR #	WAC #	WSR #	WAC #	WSR #			
251-10-035	AMD-P	85-12-047	251-20-050	AMD-E	85-15-082	275-32-080	REP-P	85-05-031
251-10-035	AMD	85-16-038	251-20-050	AMD-P	85-20-107	275-32-080	REP	85-09-003
251-10-055	AMD-P	85-14-046	251-22-040	AMD-P	85-12-047	275-32-085	REP-P	85-05-031
251-10-055	AMD	85-20-050	251-22-040	AMD-E	85-15-082	275-32-085	REP	85-09-003
251-10-110	AMD-P	85-17-073	251-22-040	AMD	85-16-038	275-32-095	REP-P	85-05-031
251-10-112	NEW	85-04-019	251-22-060	AMD-P	85-12-047	275-32-095	REP	85-09-003
251-10-115	NEW-P	85-17-073	251-22-060	AMD	85-16-038	275-32-105	REP-P	85-05-031
251-10-120	AMD-P	85-03-008	251-22-090	AMD-P	85-12-047	275-32-105	REP	85-09-003
251-10-120	AMD	85-06-017	251-22-090	AMD-E	85-15-082	275-32-115	REP-P	85-05-031
251-10-120	AMD-P	85-17-073	251-22-090	AMD	85-16-038	275-32-115	REP	85-09-003
251-12-073	AMD-P	85-12-047	251-22-090	AMD-P	85-17-042	275-32-135	REP-P	85-05-031
251-12-073	AMD	85-16-038	251-22-200	AMD-P	85-12-047	275-32-135	REP	85-09-003
251-14-035	REP-P	85-06-067	251-22-200	AMD	85-16-038	275-32-145	REP-P	85-05-031
251-14-040	AMD-P	85-06-067	260-32-165	NEW-P	85-12-056	275-32-145	REP	85-09-003
251-14-050	AMD-P	85-06-067	260-48-329	NEW-P	85-10-044	275-32-155	REP-P	85-05-031
251-14-052	AMD-P	85-06-067	260-48-329	NEW-E	85-10-045	275-32-155	REP	85-09-003
251-14-054	AMD-P	85-06-067	260-48-329	NEW	85-14-104	275-32-165	REP-P	85-05-031
251-14-080	AMD-P	85-18-072	260-48-329	NEW-E	85-15-072	275-32-165	REP	85-09-003
251-14-080	AMD-P	85-18-073	260-70-100	AMD-P	85-09-051	275-32-175	REP-P	85-05-031
251-14-080	AMD-P	85-18-074	260-70-100	AMD	85-12-057	275-32-175	REP	85-09-003
251-14-082	NEW-P	85-18-072	261-20	AMD	85-04-026	275-34-010	REP-P	85-05-031
251-14-082	NEW-P	85-18-073	261-20	AMD-P	85-13-045	275-34-010	REP	85-09-003
251-14-083	NEW-P	85-18-072	261-20	AMD	85-16-018	275-34-020	REP-P	85-05-031
251-14-083	NEW-P	85-18-073	261-20-057	NEW	85-04-026	275-34-020	REP	85-09-003
251-14-084	NEW-P	85-18-072	261-20-090	AMD	85-04-026	275-34-030	REP-P	85-05-031
251-14-084	NEW-P	85-18-073	261-40-135	AMD-P	85-19-086	275-34-030	REP	85-09-003
251-14-085	NEW-P	85-18-072	261-40-150	AMD-P	85-19-086	275-34-040	REP-P	85-05-031
251-14-085	NEW-P	85-18-073	261-40-170	NEW-P	85-13-021	275-34-040	REP	85-09-003
251-14-086	NEW-P	85-18-073	261-40-170	NEW-W	85-13-039	275-34-050	REP-P	85-05-031
251-14-087	NEW-P	85-18-073	261-40-170	NEW-P	85-13-040	275-34-050	REP	85-09-003
251-14-090	AMD-P	85-18-074	261-40-170	NEW-E	85-14-077	275-34-060	REP-P	85-05-031
251-18-010	AMD-P	85-12-047	261-40-170	NEW	85-16-017	275-34-060	REP	85-09-003
251-18-010	AMD	85-16-038	261-50-010	AMD-P	85-14-116	275-34-070	REP-P	85-05-031
251-18-010	AMD-P	85-18-075	261-50-020	AMD-P	85-14-116	275-34-070	REP	85-09-003
251-18-035	NEW-P	85-12-047	261-50-020	AMD	85-17-020	275-34-080	REP-P	85-05-031
251-18-035	NEW	85-16-038	261-50-030	AMD-P	85-14-116	275-34-080	REP	85-09-003
251-18-035	AMD-P	85-18-075	261-50-030	AMD	85-17-020	275-34-090	REP-P	85-05-031
251-18-041	NEW-P	85-12-047	261-50-040	AMD-P	85-14-116	275-34-090	REP	85-09-003
251-18-041	NEW	85-16-038	261-50-040	AMD	85-17-020	275-34-100	REP-P	85-05-031
251-18-075	NEW-P	85-12-047	261-50-045	AMD-P	85-14-116	275-34-100	REP	85-09-003
251-18-075	NEW	85-16-038	261-50-045	AMD	85-17-020	275-34-110	REP-P	85-05-031
251-18-095	NEW-P	85-12-047	261-50-050	AMD-P	85-14-116	275-34-110	REP	85-09-003
251-18-095	NEW	85-16-038	261-50-060	AMD-P	85-14-116	275-34-120	REP-P	85-05-031
251-18-140	AMD-C	85-04-018	261-50-065	AMD-P	85-14-116	275-34-120	REP	85-09-003
251-18-140	AMD-P	85-12-047	261-50-065	AMD	85-17-020	275-34-140	REP-P	85-05-031
251-18-140	AMD	85-16-038	261-50-070	AMD-P	85-14-116	275-34-140	REP	85-09-003
251-18-145	AMD-P	85-14-046	261-50-090	NEW-P	85-14-116	275-35-010	NEW-P	85-05-031
251-18-145	AMD	85-20-050	261-50-090	NEW	85-17-020	275-35-010	NEW	85-09-003
251-18-165	NEW-P	85-12-047	262-02-010	NEW-P	85-13-069	275-35-020	NEW-P	85-05-031
251-18-165	NEW	85-16-038	262-02-010	NEW	85-18-031	275-35-020	NEW	85-09-003
251-18-185	AMD-P	85-12-047	262-02-020	NEW-P	85-13-069	275-35-030	NEW-P	85-05-031
251-18-185	AMD	85-16-038	262-02-020	NEW	85-18-031	275-35-030	NEW	85-09-003
251-18-190	AMD	85-04-019	262-02-030	NEW-P	85-13-069	275-35-040	NEW-P	85-05-031
251-18-200	AMD	85-04-019	262-02-030	NEW	85-18-031	275-35-040	NEW	85-09-003
251-18-240	AMD-P	85-12-047	263-12-145	AMD-E	85-16-015	275-35-050	NEW-P	85-05-031
251-18-240	AMD-E	85-15-082	263-12-150	AMD-E	85-16-015	275-35-050	NEW	85-09-003
251-18-240	AMD	85-16-038	275-16-030	AMD-P	85-14-011	275-35-060	NEW-P	85-05-031
251-18-250	AMD-P	85-12-047	275-16-030	AMD-E	85-14-067	275-35-060	NEW	85-09-003
251-18-255	NEW-P	85-12-047	275-16-030	AMD	85-17-038	275-35-070	NEW-P	85-05-031
251-18-255	NEW	85-16-038	275-32-005	REP-P	85-05-031	275-35-070	NEW	85-09-003
251-18-285	NEW-P	85-06-067	275-32-005	REP	85-09-003	275-35-080	NEW-P	85-05-031
251-18-285	NEW	85-10-056	275-32-010	REP-P	85-05-031	275-35-080	NEW	85-09-003
251-18-420	AMD-P	85-12-047	275-32-010	REP	85-09-003	275-35-090	NEW-P	85-05-031
251-18-420	AMD	85-16-038	275-32-015	REP-P	85-05-031	275-35-090	NEW	85-09-003
251-20-010	AMD-P	85-14-046	275-32-015	REP	85-09-003	275-35-100	NEW-P	85-05-031
251-20-010	AMD-E	85-15-082	275-32-025	REP-P	85-05-031	275-35-100	NEW	85-09-003
251-20-010	AMD	85-20-049	275-32-025	REP	85-09-003	275-37-010	NEW-P	85-05-031
251-20-030	AMD-P	85-14-046	275-32-035	REP-P	85-05-031	275-37-010	NEW	85-09-003
251-20-030	AMD-E	85-15-082	275-32-035	REP	85-09-003	275-37-020	NEW-P	85-05-031
251-20-030	AMD	85-20-049	275-32-045	REP-P	85-05-031	275-37-020	NEW	85-09-003
251-20-040	AMD-P	85-14-046	275-32-045	REP	85-09-003	275-38-001	AMD-P	85-03-006
251-20-040	AMD-E	85-15-082	275-32-060	REP-P	85-05-031	275-38-001	AMD-E	85-03-007
251-20-040	AMD	85-20-049	275-32-060	REP	85-09-003	275-38-001	AMD	85-06-063
251-20-045	REP-P	85-14-046	275-32-065	REP-P	85-05-031	275-38-745	AMD-P	85-03-006
251-20-045	REP-E	85-15-082	275-32-065	REP	85-09-003	275-38-745	AMD-E	85-03-007
251-20-045	REP	85-20-049	275-32-075	REP-P	85-05-031	275-38-745	AMD	85-06-063
251-20-050	AMD-P	85-14-046	275-32-075	REP	85-09-003	275-38-785	AMD-P	85-03-006

**Table of WAC Sections Affected**

WAC #		WSR #	WAC #		WSR #	WAC #		WSR #
275-38-785	AMD-E	85-03-007	289-16-230	AMD	85-18-025	296-17-501	AMD	85-06-026
275-38-785	AMD	85-06-063	289-26-300	AMD-P	85-14-083	296-17-501	AMD-P	85-20-121
275-38-831	AMD-P	85-03-006	289-26-300	AMD	85-18-024	296-17-502	AMD-P	85-02-052
275-38-831	AMD-E	85-03-007	289-26-310	AMD-P	85-14-083	296-17-502	AMD	85-06-026
275-38-831	AMD	85-06-063	289-26-310	AMD	85-18-024	296-17-502	AMD-P	85-20-121
275-38-850	AMD-P	85-03-006	289-26-430	AMD-P	85-14-085	296-17-503	AMD-P	85-02-052
275-38-850	AMD-E	85-03-007	289-26-430	AMD	85-18-025	296-17-503	AMD	85-06-026
275-38-850	AMD	85-06-063	289-28-300	AMD-P	85-14-084	296-17-503	AMD-P	85-20-121
275-38-860	AMD-P	85-03-006	289-28-300	AMD	85-18-023	296-17-504	AMD-P	85-20-121
275-38-860	AMD-E	85-03-007	289-28-400	AMD-P	85-14-084	296-17-505	AMD-P	85-20-121
275-38-860	AMD	85-06-063	289-28-400	AMD	85-18-023	296-17-506	AMD-P	85-20-121
275-38-863	NEW-P	85-03-006	296-04-005	AMD-P	85-18-038	296-17-50601	AMD-P	85-20-121
275-38-863	NEW-E	85-03-007	296-04-040	AMD-P	85-18-038	296-17-50602	AMD-P	85-20-121
275-38-863	NEW	85-06-063	296-04-060	AMD-P	85-18-038	296-17-507	AMD-P	85-20-121
275-38-865	AMD-P	85-03-006	296-15-030	AMD-C	85-04-059	296-17-508	AMD-P	85-20-121
275-38-865	AMD-E	85-03-007	296-15-030	AMD	85-06-031	296-17-509	AMD-P	85-02-052
275-38-865	AMD	85-06-063	296-15-050	AMD-C	85-04-059	296-17-509	AMD	85-06-026
275-38-870	AMD-P	85-03-006	296-15-050	AMD	85-06-031	296-17-509	AMD-P	85-20-121
275-38-870	AMD-E	85-03-007	296-15-215	AMD-C	85-04-059	296-17-50904	AMD-P	85-02-052
275-38-870	AMD	85-06-063	296-15-215	AMD	85-06-031	296-17-50904	AMD	85-06-026
275-38-875	AMD-P	85-03-006	296-15-230	AMD-C	85-04-059	296-17-50904	AMD-P	85-20-121
275-38-875	AMD-E	85-03-007	296-15-230	AMD	85-06-031	296-17-510	AMD-P	85-02-052
275-38-875	AMD	85-06-063	296-15A-010	NEW-E	85-16-024	296-17-510	AMD	85-06-026
275-38-886	AMD-P	85-03-006	296-15A-020	NEW-E	85-16-024	296-17-510	AMD-P	85-20-121
275-38-886	AMD-E	85-03-007	296-15A-030	NEW-E	85-16-024	296-17-511	AMD-P	85-02-052
275-38-886	AMD	85-06-063	296-15A-040	NEW-E	85-16-024	296-17-511	AMD	85-06-026
275-85-005	REP-P	85-03-104	296-15A-050	NEW-E	85-16-024	296-17-511	AMD-P	85-20-121
275-85-005	REP	85-07-042	296-15A-060	NEW-E	85-16-024	296-17-512	AMD-P	85-02-052
275-85-010	REP-P	85-03-104	296-15A-070	NEW-E	85-16-024	296-17-512	AMD	85-06-026
275-85-010	REP	85-07-042	296-15A-080	NEW-E	85-16-024	296-17-512	AMD-P	85-20-121
275-85-015	REP-P	85-03-104	296-15A-090	NEW-E	85-16-024	296-17-513	AMD-P	85-20-121
275-85-015	REP	85-07-042	296-15A-100	NEW-E	85-16-024	296-17-514	AMD-P	85-02-052
275-85-020	REP-P	85-03-104	296-16-010	AMD-P	85-06-038	296-17-514	AMD	85-06-026
275-85-020	REP	85-07-042	296-16-010	AMD-C	85-13-026	296-17-514	AMD-P	85-20-121
275-85-025	REP-P	85-03-104	296-16-010	AMD	85-13-027	296-17-515	AMD-P	85-02-052
275-85-025	REP	85-07-042	296-17-310	AMD-P	85-02-052	296-17-515	AMD	85-06-026
275-85-030	REP-P	85-03-104	296-17-310	AMD	85-06-026	296-17-515	AMD-P	85-20-121
275-85-030	REP	85-07-042	296-17-310	AMD-P	85-20-121	296-17-516	AMD-P	85-02-052
275-85-035	REP-P	85-03-104	296-17-320	AMD-P	85-02-052	296-17-516	AMD	85-06-026
275-85-035	REP	85-07-042	296-17-320	AMD	85-06-026	296-17-516	AMD-P	85-20-121
275-85-040	REP-P	85-03-104	296-17-330	AMD-P	85-20-121	296-17-517	AMD-P	85-20-121
275-85-040	REP	85-07-042	296-17-350	AMD-P	85-02-052	296-17-518	AMD-P	85-20-121
275-85-045	REP-P	85-03-104	296-17-350	AMD	85-06-026	296-17-519	AMD-P	85-20-121
275-85-045	REP	85-07-042	296-17-352	AMD-P	85-02-052	296-17-520	AMD-P	85-09-046
275-85-050	REP-P	85-03-104	296-17-352	AMD	85-06-026	296-17-520	AMD	85-12-024
275-85-050	REP	85-07-042	296-17-360	AMD-P	85-02-052	296-17-520	AMD-P	85-20-121
275-92-407	REP-P	85-05-018	296-17-360	AMD	85-06-026	296-17-52001	AMD-P	85-20-121
275-92-407	REP	85-08-022	296-17-370	AMD-P	85-02-052	296-17-52002	AMD-P	85-20-121
275-110-040	AMD-P	85-05-031	296-17-370	AMD	85-06-026	296-17-521	AMD-P	85-02-052
275-110-040	AMD	85-09-003	296-17-370	AMD-P	85-20-121	296-17-521	AMD	85-06-026
284-24-100	NEW-P	85-20-088	296-17-375	REP-P	85-09-046	296-17-521	AMD-P	85-20-121
284-30-700	NEW-E	85-13-056	296-17-375	REP	85-12-024	296-17-52101	AMD-P	85-20-121
284-30-700	NEW-P	85-14-087	296-17-380	AMD-P	85-02-052	296-17-52102	AMD-P	85-20-121
284-30-700	NEW	85-17-018	296-17-380	AMD	85-06-026	296-17-522	AMD-P	85-02-052
284-52-050	AMD	85-03-035	296-17-390	AMD-P	85-02-052	296-17-522	AMD	85-06-026
284-52-060	AMD	85-03-035	296-17-390	AMD	85-06-026	296-17-522	AMD-P	85-20-121
284-84-010	NEW-P	85-18-020	296-17-410	AMD-P	85-02-052	296-17-523	AMD-P	85-20-121
284-84-020	NEW-P	85-18-020	296-17-410	AMD	85-06-026	296-17-524	AMD-P	85-02-052
284-84-030	NEW-P	85-18-020	296-17-411	AMD-P	85-02-052	296-17-524	AMD	85-06-026
284-84-040	NEW-P	85-18-020	296-17-411	AMD	85-06-026	296-17-524	AMD-P	85-20-121
284-84-050	NEW-P	85-18-020	296-17-420	AMD-P	85-02-052	296-17-525	AMD-P	85-02-052
284-84-060	NEW-P	85-18-020	296-17-420	AMD	85-06-026	296-17-525	AMD	85-06-026
284-84-070	NEW-P	85-18-020	296-17-430	AMD-P	85-02-052	296-17-525	AMD-P	85-20-121
284-84-080	NEW-P	85-18-020	296-17-430	AMD	85-06-026	296-17-526	AMD-P	85-02-052
284-84-090	NEW-P	85-18-020	296-17-440	AMD-P	85-02-052	296-17-526	AMD	85-06-026
284-84-100	NEW-P	85-18-020	296-17-440	AMD	85-06-026	296-17-526	AMD-P	85-20-121
284-84-110	NEW-P	85-18-020	296-17-440	AMD-P	85-20-121	296-17-527	AMD-P	85-02-052
289-12-030	AMD	85-05-002	296-17-44001	NEW-P	85-02-052	296-17-527	AMD	85-06-026
289-12-030	AMD-P	85-10-035	296-17-44001	NEW	85-06-026	296-17-527	AMD-P	85-20-121
289-12-030	AMD	85-14-120	296-17-441	AMD-P	85-20-121	296-17-52701	NEW-P	85-02-052
289-15-225	AMD	85-05-001	296-17-450	AMD-P	85-02-052	296-17-52701	NEW	85-06-026
289-15-225	AMD-P	85-06-001	296-17-450	AMD	85-06-026	296-17-52701	AMD-P	85-20-121
289-15-225	AMD-P	85-10-050	296-17-450	AMD-P	85-20-121	296-17-528	AMD-P	85-20-121
289-15-225	AMD	85-14-086	296-17-455	NEW-P	85-02-052	296-17-529	AMD-P	85-02-052
289-16-130	AMD-P	85-14-085	296-17-455	NEW	85-06-026	296-17-529	AMD	85-06-026
289-16-130	AMD	85-18-025	296-17-455	AMD-P	85-20-121	296-17-529	AMD-P	85-20-121
289-16-230	AMD-P	85-14-085	296-17-501	AMD-P	85-02-052	296-17-530	AMD-P	85-02-052





Table of WAC Sections Affected

WAC #	WSR #	WAC #	WSR #	WAC #	WSR #			
296-17-758	AMD-P	85-20-121	296-18-080	REP-E	85-18-007	296-18-320	REP-E	85-11-050
296-17-759	AMD-P	85-20-121	296-18-090	REP-E	85-11-050	296-18-320	REP-P	85-13-082
296-17-760	AMD-P	85-02-052	296-18-090	REP-P	85-13-082	296-18-320	REP-C	85-16-074
296-17-760	AMD	85-06-026	296-18-090	REP-C	85-16-074	296-18-320	REP	85-17-022
296-17-760	AMD-P	85-20-121	296-18-090	REP	85-17-022	296-18-320	REP-E	85-18-007
296-17-761	AMD-P	85-20-121	296-18-090	REP-E	85-18-007	296-18-330	REP-E	85-11-050
296-17-762	AMD-P	85-20-121	296-18-100	REP-E	85-11-050	296-18-330	REP-P	85-13-082
296-17-763	AMD-P	85-02-052	296-18-100	REP-P	85-13-082	296-18-330	REP-C	85-16-074
296-17-763	AMD	85-06-026	296-18-100	REP-C	85-16-074	296-18-330	REP	85-17-022
296-17-763	AMD-P	85-20-121	296-18-100	REP	85-17-022	296-18-330	REP-E	85-18-007
296-17-764	AMD-P	85-02-052	296-18-100	REP-E	85-18-007	296-18-340	AMD-P	85-03-019
296-17-764	AMD	85-06-026	296-18-110	REP-E	85-11-050	296-18-340	AMD-E	85-04-038
296-17-764	AMD-P	85-20-121	296-18-110	REP-P	85-13-082	296-18-340	REP-E	85-11-050
296-17-765	AMD-P	85-20-121	296-18-110	REP-C	85-16-074	296-18-340	REP-P	85-13-082
296-17-766	AMD-P	85-20-121	296-18-110	REP	85-17-022	296-18-340	REP-C	85-16-074
296-17-772	AMD-P	85-20-121	296-18-110	REP-E	85-18-007	296-18-340	REP	85-17-022
296-17-773	AMD-P	85-20-121	296-18-120	REP-E	85-11-050	296-18-340	REP-E	85-18-007
296-17-777	AMD-P	85-20-121	296-18-120	REP-P	85-13-082	296-18-345	NEW-P	85-03-019
296-17-778	AMD-P	85-02-052	296-18-120	REP-C	85-16-074	296-18-345	NEW-E	85-04-038
296-17-778	AMD	85-06-026	296-18-120	REP	85-17-022	296-18-350	AMD-P	85-03-019
296-17-778	AMD-P	85-20-121	296-18-120	REP-E	85-18-007	296-18-350	AMD-E	85-04-038
296-17-779	AMD-P	85-20-121	296-18-130	REP-E	85-11-050	296-18-350	REP-E	85-11-050
296-17-850	AMD-P	85-10-067	296-18-130	REP-P	85-13-082	296-18-350	REP-P	85-13-082
296-17-850	AMD	85-13-046	296-18-130	REP-C	85-16-074	296-18-350	REP-C	85-16-074
296-17-850	AMD-E	85-14-064	296-18-130	REP	85-17-022	296-18-350	REP	85-17-022
296-17-850	AMD-P	85-20-121	296-18-130	REP-E	85-18-007	296-18-350	REP-E	85-18-007
296-17-855	AMD-P	85-20-121	296-18-140	REP-E	85-11-050	296-18-360	AMD-P	85-03-019
296-17-875	AMD-P	85-20-121	296-18-140	REP-P	85-13-082	296-18-360	AMD-E	85-04-038
296-17-880	AMD-P	85-20-121	296-18-140	REP-C	85-16-074	296-18-360	REP-E	85-11-050
296-17-885	AMD-P	85-02-052	296-18-140	REP	85-17-022	296-18-360	REP-P	85-13-082
296-17-885	AMD	85-06-026	296-18-140	REP-E	85-18-007	296-18-360	REP-C	85-16-074
296-17-885	AMD-P	85-20-121	296-18-160	REP-E	85-11-050	296-18-360	REP	85-17-022
296-17-890	AMD-P	85-20-121	296-18-160	REP-P	85-13-082	296-18-360	REP-E	85-18-007
296-17-895	AMD-P	85-02-052	296-18-160	REP-C	85-16-074	296-18-370	AMD-P	85-03-019
296-17-895	AMD	85-06-026	296-18-160	REP	85-17-022	296-18-370	AMD-E	85-04-038
296-17-895	AMD-P	85-10-067	296-18-160	REP-E	85-18-007	296-18-370	REP-E	85-11-050
296-17-895	AMD	85-13-046	296-18-170	REP-E	85-11-050	296-18-370	REP-P	85-13-082
296-17-895	AMD-E	85-14-064	296-18-170	REP-P	85-13-082	296-18-370	REP-C	85-16-074
296-17-895	AMD-P	85-20-121	296-18-170	REP-C	85-16-074	296-18-370	REP	85-17-022
296-17-904	AMD	85-06-025	296-18-170	REP	85-17-022	296-18-370	REP-E	85-18-007
296-17-910	AMD	85-06-025	296-18-170	REP-E	85-18-007	296-18-380	NEW-P	85-03-019
296-17-911	AMD	85-06-025	296-18-180	REP-E	85-11-050	296-18-380	NEW-E	85-04-038
296-17-913	AMD	85-06-025	296-18-180	REP-P	85-13-082	296-18-390	NEW-P	85-03-019
296-17-914	AMD	85-06-025	296-18-180	REP-C	85-16-074	296-18-390	NEW-E	85-04-038
296-17-915	AMD	85-06-025	296-18-180	REP	85-17-022	296-18-400	REP-E	85-11-050
296-17-916	AMD	85-06-025	296-18-180	REP-E	85-18-007	296-18-400	REP-P	85-13-082
296-17-917	AMD	85-06-025	296-18-190	REP-E	85-11-050	296-18-400	REP-C	85-16-074
296-17-919	AMD	85-06-025	296-18-190	REP-P	85-13-082	296-18-400	REP	85-17-022
296-17-91901	AMD	85-06-025	296-18-190	REP-C	85-16-074	296-18-400	REP-E	85-18-007
296-17-91902	AMD	85-06-025	296-18-190	REP	85-17-022	296-18-410	NEW-E	85-11-050
296-18	AMD-C	85-17-021	296-18-190	REP-E	85-18-007	296-18-410	NEW-P	85-13-082
296-18-010	REP-E	85-11-050	296-18-200	AMD-P	85-06-040	296-18-410	NEW-C	85-16-074
296-18-010	REP-P	85-13-082	296-18-200	REP-E	85-11-050	296-18-420	NEW-E	85-11-050
296-18-010	REP-C	85-16-074	296-18-200	AMD-W	85-13-025	296-18-420	NEW-P	85-13-082
296-18-010	REP	85-17-022	296-18-200	REP-P	85-13-082	296-18-420	NEW-C	85-16-074
296-18-010	REP-E	85-18-007	296-18-200	REP-C	85-16-074	296-18-420	NEW	85-17-022
296-18-020	REP-E	85-11-050	296-18-200	REP	85-17-022	296-18-420	NEW-E	85-18-007
296-18-020	REP-P	85-13-082	296-18-200	REP-E	85-18-007	296-18-430	NEW-E	85-11-050
296-18-020	REP-C	85-16-074	296-18-205	NEW-P	85-06-039	296-18-430	NEW-P	85-13-082
296-18-020	REP	85-17-022	296-18-205	NEW-W	85-13-025	296-18-430	NEW-C	85-16-074
296-18-020	REP-E	85-18-007	296-18-210	AMD-P	85-06-039	296-18-440	NEW-E	85-11-050
296-18-040	AMD-P	85-03-019	296-18-210	REP-E	85-11-050	296-18-440	NEW-P	85-13-082
296-18-040	AMD-E	85-04-038	296-18-210	AMD-W	85-13-025	296-18-440	NEW-C	85-16-074
296-18-040	REP-E	85-11-050	296-18-210	REP-P	85-13-082	296-18-440	NEW	85-17-022
296-18-040	REP-P	85-13-082	296-18-210	REP-C	85-16-074	296-18-440	NEW-E	85-18-007
296-18-040	REP-C	85-16-074	296-18-210	REP	85-17-022	296-18-445	NEW-P	85-13-082
296-18-040	REP	85-17-022	296-18-210	REP-E	85-18-007	296-18-445	NEW-C	85-16-074
296-18-040	REP-E	85-18-007	296-18-300	REP-E	85-11-050	296-18-445	NEW	85-17-022
296-18-070	REP-E	85-11-050	296-18-300	REP-P	85-13-082	296-18-445	NEW-E	85-18-007
296-18-070	REP-P	85-13-082	296-18-300	REP-C	85-16-074	296-18-450	NEW-E	85-11-050
296-18-070	REP-C	85-16-074	296-18-300	REP	85-17-022	296-18-450	NEW-P	85-13-082
296-18-070	REP	85-17-022	296-18-300	REP-E	85-18-007	296-18-450	NEW-C	85-16-074
296-18-070	REP-E	85-18-007	296-18-310	REP-E	85-11-050	296-18-450	NEW	85-17-022
296-18-080	REP-E	85-11-050	296-18-310	REP-P	85-13-082	296-18-450	NEW-E	85-18-007
296-18-080	REP-P	85-13-082	296-18-310	REP-C	85-16-074	296-18-460	NEW-E	85-11-050
296-18-080	REP-C	85-16-074	296-18-310	REP	85-17-022	296-18-460	NEW-P	85-13-082
296-18-080	REP	85-17-022	296-18-310	REP-E	85-18-007	296-18-460	NEW-C	85-16-074

**Table of WAC Sections Affected**

WAC #	WSR #	WAC #	WSR #	WAC #	WSR #			
296-18-460	NEW	85-17-022	296-24-47505	AMD-P	85-05-043	296-62-05413	AMD-P	85-05-043
296-18-460	NEW-E	85-18-007	296-24-47505	AMD	85-10-004	296-62-05413	AMD	85-10-004
296-18-470	NEW-E	85-11-050	296-30-010	NEW	85-03-060	296-62-05421	AMD-P	85-05-043
296-18-470	NEW-P	85-13-082	296-30-020	NEW	85-03-060	296-62-05421	AMD	85-10-004
296-18-470	NEW-C	85-16-074	296-30-050	NEW	85-03-060	296-62-05425	AMD-P	85-05-043
296-18-470	NEW	85-17-022	296-30-060	NEW	85-03-060	296-62-05425	AMD	85-10-004
296-18-470	NEW-E	85-18-007	296-30-080	NEW	85-03-060	296-62-07302	AMD-P	85-05-043
296-18-480	NEW-E	85-11-050	296-30-130	NEW	85-03-060	296-62-07302	AMD	85-10-004
296-18-480	NEW-P	85-13-082	296-30-170	NEW	85-03-060	296-62-07306	AMD-P	85-05-043
296-18-480	NEW-C	85-16-074	296-30-900	NEW	85-03-060	296-62-07306	AMD	85-10-004
296-18-480	NEW	85-17-022	296-40-940	REP-E	85-11-064	296-62-07353	AMD-P	85-05-043
296-18-480	NEW-E	85-18-007	296-46-495	AMD-E	85-14-090	296-62-07353	AMD	85-10-004
296-18-490	NEW-E	85-11-050	296-46-495	AMD-P	85-14-091	296-62-130	AMD-P	85-05-043
296-18-490	NEW-P	85-13-082	296-46-495	AMD	85-20-065	296-62-130	AMD	85-10-004
296-18-490	NEW-C	85-16-074	296-46-495	AMD-E	85-20-066	296-65-001	NEW-E	85-16-019
296-18-490	NEW	85-17-022	296-46-910	AMD-E	85-14-090	296-65-001	NEW-E	85-18-021
296-18-490	NEW-E	85-18-007	296-46-910	AMD-P	85-14-091	296-65-001	NEW-P	85-18-045
296-18-500	NEW-E	85-11-050	296-46-910	AMD	85-20-065	296-65-003	NEW-E	85-16-019
296-18-500	NEW-P	85-13-082	296-46-910	AMD-E	85-20-066	296-65-003	NEW-E	85-18-021
296-18-500	NEW-C	85-16-074	296-56-60001	AMD-P	85-05-043	296-65-003	NEW-P	85-18-045
296-18-500	NEW	85-17-022	296-56-60001	AMD	85-10-004	296-65-005	NEW-E	85-16-019
296-18-500	NEW-E	85-18-007	296-56-60019	AMD-P	85-05-043	296-65-005	NEW-E	85-18-021
296-18-510	NEW-E	85-11-050	296-56-60019	AMD	85-10-004	296-65-005	NEW-P	85-18-045
296-18-510	NEW-P	85-13-082	296-56-60045	AMD-P	85-05-043	296-65-010	NEW-E	85-16-019
296-18-510	NEW-C	85-16-074	296-56-60045	AMD	85-10-004	296-65-010	NEW-E	85-18-021
296-18-510	NEW	85-17-022	296-56-60069	AMD-P	85-05-043	296-65-010	NEW-P	85-18-045
296-18-510	NEW-E	85-18-007	296-56-60069	AMD	85-10-004	296-65-015	NEW-E	85-16-019
296-18-520	NEW-E	85-11-050	296-56-60073	AMD-P	85-05-043	296-65-015	NEW-E	85-18-021
296-18-520	NEW-P	85-13-082	296-56-60073	AMD	85-10-004	296-65-015	NEW-P	85-18-045
296-18-520	NEW-C	85-16-074	296-56-60077	AMD-P	85-05-043	296-65-020	NEW-E	85-16-019
296-18-520	NEW	85-17-022	296-56-60077	AMD	85-10-004	296-65-020	NEW-E	85-18-021
296-18-520	NEW-E	85-18-007	296-56-60081	AMD-P	85-05-043	296-65-020	NEW-P	85-18-045
296-23-940	REP-E	85-11-070	296-56-60081	AMD	85-10-004	296-65-025	NEW-E	85-16-019
296-23-940	REP-P	85-13-082	296-56-60083	AMD-P	85-05-043	296-65-025	NEW-E	85-18-021
296-23-940	REP-C	85-16-074	296-56-60083	AMD	85-10-004	296-65-025	NEW-P	85-18-045
296-23-9401	REP-E	85-11-064	296-56-60085	AMD-P	85-05-043	296-65-030	NEW-E	85-16-019
296-23-9401	REP-P	85-13-082	296-56-60085	AMD	85-10-004	296-65-030	NEW-E	85-18-021
296-23-9401	REP-C	85-16-074	296-56-60089	AMD-P	85-05-043	296-65-030	NEW-P	85-18-045
296-23-9403	REP-E	85-11-064	296-56-60089	AMD	85-10-004	296-65-040	NEW-E	85-16-019
296-23-9403	REP-P	85-13-082	296-56-60093	AMD-P	85-05-043	296-65-040	NEW-E	85-18-021
296-23-9403	REP-C	85-16-074	296-56-60093	AMD	85-10-004	296-65-040	NEW-P	85-18-045
296-23-9409	REP-E	85-11-064	296-56-60098	AMD-P	85-05-043	296-65-045	NEW-E	85-16-019
296-23-9409	REP-P	85-13-082	296-56-60098	AMD	85-10-004	296-65-045	NEW-E	85-18-021
296-23-9409	REP-C	85-16-074	296-56-60099	AMD-P	85-05-043	296-65-045	NEW-P	85-18-045
296-23-9410	REP-E	85-11-064	296-56-60099	AMD	85-10-004	296-104-010	AMD-E	85-20-004
296-23-9410	REP-P	85-13-082	296-56-60115	AMD-P	85-05-043	296-104-010	AMD-P	85-20-018
296-23-9410	REP-C	85-16-074	296-56-60115	AMD	85-10-004	296-104-015	AMD-E	85-20-004
296-23-950	NEW-E	85-14-089	296-56-60117	AMD-P	85-05-043	296-104-015	AMD-P	85-20-018
296-23-950	NEW-E	85-20-120	296-56-60117	AMD	85-10-004	296-104-200	AMD-E	85-20-004
296-23-960	NEW-E	85-14-089	296-56-60135	AMD-P	85-05-043	296-104-200	AMD-P	85-20-018
296-23-960	NEW-E	85-20-120	296-56-60135	AMD	85-10-004	296-104-201	REP-E	85-20-004
296-24-19003	AMD-P	85-05-043	296-56-60137	REP-P	85-05-043	296-104-201	REP-P	85-20-018
296-24-19003	AMD	85-10-004	296-56-60137	REP	85-10-004	296-116-070	AMD-P	85-12-039
296-24-31503	AMD-P	85-05-043	296-56-60182	REP-P	85-05-043	296-116-070	AMD	85-15-032
296-24-31503	AMD	85-10-004	296-56-60182	REP	85-10-004	296-116-070	AMD-E	85-16-057
296-24-31505	AMD-P	85-05-043	296-56-60209	AMD-P	85-05-043	296-116-120	AMD-P	85-12-038
296-24-31505	AMD	85-10-004	296-56-60209	AMD	85-10-004	296-116-120	AMD	85-15-033
296-24-32003	AMD-P	85-05-043	296-56-60211	AMD-P	85-05-043	296-124-010	NEW	85-03-065
296-24-32003	AMD	85-10-004	296-56-60211	AMD	85-10-004	296-124-020	NEW	85-03-065
296-24-33009	AMD-P	85-05-043	296-56-60217	AMD-P	85-05-043	296-124-021	NEW	85-03-065
296-24-33009	AMD	85-10-004	296-56-60217	AMD	85-10-004	296-124-022	NEW	85-03-065
296-24-33011	AMD-P	85-05-043	296-56-60219	AMD-P	85-05-043	296-124-040	NEW	85-03-065
296-24-33011	AMD	85-10-004	296-56-60219	AMD	85-10-004	296-124-050	NEW	85-03-065
296-24-33013	AMD-P	85-05-043	296-56-60227	AMD-P	85-05-043	296-127-010	AMD-P	85-20-129
296-24-33013	AMD	85-10-004	296-56-60227	AMD	85-10-004	296-127-020	AMD-P	85-20-129
296-24-33015	AMD-P	85-05-043	296-56-60233	AMD-P	85-05-043	296-127-130	NEW-P	85-20-129
296-24-33015	AMD	85-10-004	296-56-60233	AMD	85-10-004	296-127-140	NEW-P	85-20-129
296-24-33017	AMD-P	85-05-043	296-56-60235	AMD-P	85-05-043	296-127-150	NEW-P	85-20-129
296-24-33017	AMD	85-10-004	296-56-60235	AMD	85-10-004	296-127-160	NEW-P	85-20-129
296-24-37005	AMD-P	85-05-043	296-56-60237	AMD-P	85-05-043	296-127-170	NEW-P	85-20-129
296-24-37005	AMD	85-10-004	296-56-60237	AMD	85-10-004	296-127-180	NEW-P	85-20-129
296-24-37019	AMD-P	85-05-043	296-62-05403	AMD-P	85-05-043	296-127-190	NEW-P	85-20-129
296-24-37019	AMD	85-10-004	296-62-05403	AMD	85-10-004	296-127-200	NEW-P	85-20-129
296-24-37023	AMD-P	85-05-043	296-62-05405	AMD-P	85-05-043	296-127-210	NEW-P	85-20-129
296-24-37023	AMD	85-10-004	296-62-05405	AMD	85-10-004	296-127-220	NEW-P	85-20-129
296-24-40509	AMD-P	85-05-043	296-62-05411	AMD-P	85-05-043	296-127-300	NEW-P	85-20-129
296-24-40509	AMD	85-10-004	296-62-05411	AMD	85-10-004	296-127-310	NEW-P	85-20-129

Table of WAC Sections Affected

WAC #	WSR #	WAC #	WSR #	WAC #	WSR #
296-127-320	NEW-P	85-20-129	304-12-300	REP	85-20-032
296-150A-005	AMD	85-05-026	304-12-305	REP-P	85-16-065
296-150A-016	AMD	85-05-026	304-12-305	REP	85-20-032
296-150A-040	AMD	85-05-026	304-12-310	REP-P	85-16-065
296-150A-100	AMD	85-05-026	304-12-310	REP	85-20-032
296-150A-105	AMD	85-05-026	304-12-350	AMD-P	85-16-065
296-150A-125	AMD	85-05-026	304-12-350	AMD	85-20-032
296-150A-300	AMD	85-05-026	304-25	AMD-P	85-16-066
296-150B-300	AMD	85-05-028	304-25	AMD	85-20-033
296-150B-305	AMD	85-05-028	304-25-010	AMD-P	85-16-066
296-150B-310	AMD	85-05-028	304-25-010	AMD	85-20-033
296-150B-990	AMD	85-05-027	304-25-510	AMD-P	85-16-066
296-155-665	AMD-P	85-05-043	304-25-510	AMD	85-20-033
296-155-665	AMD	85-10-004	304-25-560	AMD-P	85-16-066
296-360-040	AMD-P	85-05-043	304-25-560	AMD	85-20-033
296-360-040	AMD	85-10-004	304-25-570	AMD-P	85-16-066
296-401-175	AMD-E	85-14-090	304-25-570	AMD	85-20-033
296-401-175	AMD-P	85-14-091	308-04-001	AMD-E	85-03-082
296-401-175	AMD	85-20-065	308-04-001	AMD-P	85-13-078
296-401-175	AMD-E	85-20-066	308-04-001	AMD-P	85-19-035
296-402-010	NEW-P	85-14-033	308-11-010	AMD	85-03-045
296-402-010	NEW	85-20-130	308-11-050	AMD	85-03-045
296-402-020	NEW-P	85-14-033	308-11-100	AMD	85-03-045
296-402-020	NEW	85-20-130	308-11-120	AMD	85-03-045
296-402-030	NEW-P	85-14-033	308-12-010	AMD-P	85-17-077
296-402-030	NEW	85-20-130	308-12-025	NEW-P	85-17-077
296-402-040	NEW-P	85-14-033	308-12-031	AMD	85-05-010
296-402-040	NEW	85-20-130	308-12-031	AMD-P	85-17-077
296-402-050	NEW-P	85-14-033	308-12-040	AMD	85-05-010
296-402-050	NEW	85-20-130	308-12-050	AMD	85-05-010
296-402-060	NEW-P	85-14-033	308-12-050	AMD-P	85-17-077
296-402-060	NEW	85-20-130	308-12-080	AMD-P	85-17-077
296-402-070	NEW-P	85-14-033	308-12-081	AMD-P	85-17-077
296-402-070	NEW	85-20-130	308-12-082	REP-P	85-17-077
296-402-080	NEW-P	85-14-033	308-12-085	NEW-P	85-17-077
296-402-080	NEW	85-20-130	308-12-110	AMD	85-05-010
296-402-090	NEW-P	85-14-033	308-12-110	REP-P	85-17-077
296-402-090	NEW	85-20-130	308-12-115	NEW-P	85-17-077
296-402-100	NEW-P	85-14-033	308-12-116	NEW-P	85-17-077
296-402-100	NEW	85-20-130	308-12-120	REP-P	85-17-077
296-402-110	NEW-P	85-14-033	308-12-130	REP-P	85-17-077
296-402-110	NEW	85-20-130	308-12-320	AMD	85-05-010
296-402-120	NEW-P	85-14-033	308-12-321	NEW-P	85-17-077
296-402-120	NEW	85-20-130	308-12-322	NEW-P	85-17-077
296-402-130	NEW-P	85-14-033	308-12-323	NEW-P	85-17-077
296-402-130	NEW	85-20-130	308-12-324	NEW-P	85-17-077
296-402-140	NEW-P	85-14-033	308-12-325	NEW-P	85-17-077
296-402-140	NEW	85-20-130	308-13-005	NEW	85-04-029
296-402-150	NEW-P	85-14-033	308-13-010	AMD	85-04-029
296-402-150	NEW	85-20-130	308-13-015	AMD	85-04-029
296-402-160	NEW-P	85-14-033	308-13-020	AMD	85-04-029
296-402-160	NEW	85-20-130	308-13-022	NEW	85-04-029
296-402-170	NEW-P	85-14-033	308-13-025	NEW	85-04-029
296-402-170	NEW	85-20-130	308-13-030	REP	85-04-029
296-402-180	NEW-P	85-14-033	308-13-032	NEW	85-04-029
296-402-180	NEW	85-20-130	308-13-032	AMD-P	85-20-122
296-402-190	NEW-P	85-14-033	308-13-035	REP-P	85-20-122
296-402-190	NEW	85-20-130	308-13-040	AMD	85-04-029
304-12-140	AMD-P	85-16-065	308-13-050	AMD	85-04-029
304-12-140	AMD	85-20-032	308-13-070	REP	85-04-029
304-12-155	REP-P	85-16-065	308-13-080	REP	85-04-029
304-12-155	REP	85-20-032	308-13-090	REP	85-04-029
304-12-170	REP-P	85-16-065	308-13-100	AMD	85-04-029
304-12-170	REP	85-20-032	308-13-110	AMD	85-04-029
304-12-180	REP-P	85-16-065	308-25-030	AMD-P	85-06-053
304-12-180	REP	85-20-032	308-25-030	AMD	85-10-026
304-12-190	REP-P	85-16-065	308-25-200	REP-E	85-15-103
304-12-190	REP	85-20-032	308-25-200	REP-P	85-16-090
304-12-191	REP-P	85-16-065	308-25-200	REP	85-19-039
304-12-191	REP	85-20-032	308-26-030	REP-E	85-15-106
304-12-192	REP-P	85-16-065	308-26-030	REP-P	85-16-091
304-12-192	REP	85-20-032	308-26-030	REP	85-19-040
304-12-220	REP-P	85-16-065	308-31-001	NEW-P	85-20-123
304-12-220	REP	85-20-032	308-31-200	NEW	85-04-028
304-12-225	REP-P	85-16-065	308-31-200	REP-P	85-12-059
304-12-225	REP	85-20-032	308-31-200	REP	85-15-058
304-12-300	REP-P	85-16-065	308-31-200	REP-E	85-16-052
308-34-100	REP-E	85-15-104	308-34-100	REP-P	85-16-092
308-34-100	REP-P	85-16-092	308-34-100	REP	85-19-036
308-37-160	NEW-P	85-02-062	308-37-160	NEW-P	85-02-062
308-37-160	NEW	85-05-040	308-37-160	NEW	85-02-062
308-37-170	NEW-P	85-02-062	308-37-170	NEW	85-05-040
308-37-180	NEW-P	85-02-062	308-37-180	NEW	85-05-040
308-37-180	NEW	85-05-040	308-37-180	NEW-P	85-02-062
308-37-190	NEW-P	85-02-062	308-37-190	NEW	85-05-040
308-37-190	NEW	85-05-040	308-40-104	AMD-P	85-11-065
308-40-104	AMD-P	85-11-065	308-40-104	AMD-C	85-14-032
308-40-104	AMD-C	85-14-032	308-40-104	AMD	85-16-113
308-40-111	REP-C	85-06-007	308-40-111	REP-C	85-06-007
308-40-111	REP	85-07-046	308-40-111	REP	85-07-046
308-42-122	NEW-P	85-03-107	308-42-122	NEW-P	85-03-107
308-42-122	NEW	85-10-002	308-42-122	NEW	85-10-002
308-42-136	NEW-P	85-03-107	308-42-136	NEW-P	85-08-042
308-42-136	NEW-P	85-08-042	308-42-136	NEW	85-11-049
308-42-165	NEW-P	85-18-086	308-42-165	NEW-P	85-18-086
308-42-200	REP-P	85-14-109	308-42-200	REP-P	85-14-109
308-42-200	REP-E	85-14-110	308-42-200	REP-E	85-14-110
308-42-200	REP	85-18-087	308-42-200	REP	85-18-087
308-48-100	AMD-P	85-14-025	308-48-100	AMD-P	85-14-025
308-48-100	AMD	85-19-014	308-48-100	AMD	85-19-014
308-48-320	REP-P	85-15-101	308-48-320	REP-P	85-15-101
308-48-320	REP-E	85-15-109	308-48-320	REP-E	85-15-109
308-48-320	REP	85-19-013	308-48-320	REP	85-19-013
308-48-590	AMD-P	85-15-101	308-48-590	AMD-P	85-15-101
308-48-590	AMD	85-19-013	308-48-590	AMD	85-19-013
308-48-700	NEW-P	85-18-085	308-48-700	NEW-P	85-18-085
308-48-710	NEW-P	85-18-085	308-48-710	NEW-P	85-18-085
308-48-720	NEW-P	85-18-085	308-48-720	NEW-P	85-18-085
308-48-730	NEW-P	85-18-085	308-48-730	NEW-P	85-18-085
308-48-740	NEW-P	85-18-085	308-48-740	NEW-P	85-18-085
308-48-750	NEW-P	85-18-085	308-48-750	NEW-P	85-18-085
308-48-760	NEW-P	85-18-085	308-48-760	NEW-P	85-18-085
308-48-770	NEW-P	85-18-085	308-48-770	NEW-P	85-18-085
308-48-780	NEW-P	85-18-085	308-48-780	NEW-P	85-18-085
308-50-060	REP-P	85-06-055	308-50-060	REP-P	85-06-055
308-50-060	REP	85-10-024	308-50-060	REP	85-10-024
308-50-070	REP-P	85-06-055	308-50-070	REP-P	85-06-055
308-50-070	REP	85-10-024	308-50-070	REP	85-10-024
308-50-080	REP-P	85-06-055	308-50-080	REP-P	85-06-055
308-50-080	REP	85-10-024	308-50-080	REP	85-10-024
308-50-270	AMD	85-05-020	308-50-270	AMD	85-05-020
308-50-300	REP-P	85-06-055	308-50-300	REP-P	85-06-055
308-50-300	REP	85-10-024	308-50-300	REP	85-10-024
308-50-310	AMD-P	85-19-034	308-50-310	AMD-P	85-19-034
308-50-320	AMD-P	85-06-055	308-50-320	AMD-P	85-06-055
308-50-320	AMD	85-10-024	308-50-320	AMD	85-10-024
308-50-330	AMD-P	85-19-034	308-50-330	AMD-P	85-19-034
308-50-380	NEW	85-05-020	308-50-380	NEW	85-05-020
308-50-390	NEW-P	85-06-055	308-50-390	NEW-P	85-06-055
308-50-390	NEW	85-10-024	308-50-390	NEW	85-10-024
308-50-400	NEW-P	85-06-055	308-50-400	NEW-P	85-06-055
308-50-400	NEW	85-10-024	308-50-400	NEW	85-10-024
308-50-410	NEW-P	85-06-055	308-50-410	NEW-P	85-06-055
308-50-410	NEW	85-10-024	308-50-410	NEW	85-10-024
308-50-420	NEW-P	85-19-034	308-50-420	NEW-P	85-19-034
308-51-190	REP-E	85-15-105	308-51-190	REP-E	85-15-105
308-51-190	REP-P	85-16-093	308-51-190	REP-P	85-16-093
308-51-190	REP	85-19-037	308-51-190	REP	85-19-037
308-52-138	AMD	85-03-083	308-52-138	AMD	85-03-083
308-52-255	AMD-P	85-07-066	308-52-255	AMD-P	85-07-066
308-52-255	AMD	85-11-048	308-52-255	AMD	85-11-048
308-52-260	AMD	85-03-084	308-52-260	AMD	85-03-084
308-52-270	AMD	85-03-084	308-52-270	AMD	85-03-084
308-52-405	AMD-P	85-19-089	308-52-405	AMD-P	85-19-089
308-52-406	AMD-P	85-19-089	308-52-406	AMD-P	85-19-089
308-52-415	AMD-P	85-19-089	308-52-415	AMD-P	85-19-089
308-52-500	AMD-P	85-19-089	308-52-500	AMD-P	85-19-089
308-52-510	AMD-P	85-19-089	308-52-510	AMD-P	85-19-089
308-53-160	REP-P	85-13-079	308-53-160	REP-P	85-13-079

Table of WAC Sections Affected

WAC #	WSR #	WAC #	WSR #	WAC #	WSR #			
308-53-160	REP	85-16-054	308-93-072	NEW-E	85-19-092	308-120-315	AMD-P	85-07-067
308-53-165	AMD-P	85-13-079	308-93-073	NEW-E	85-14-079	308-120-315	AMD-C	85-16-050
308-53-165	AMD	85-16-054	308-93-073	NEW-P	85-16-095	308-120-315	AMD-P	85-20-077
308-53-211	REP	85-04-055	308-93-073	NEW-E	85-19-092	308-120-325	AMD-P	85-07-067
308-53-270	AMD-P	85-13-079	308-93-074	NEW-E	85-14-079	308-120-325	AMD-C	85-16-050
308-53-270	AMD	85-16-054	308-93-074	NEW-P	85-16-095	308-120-325	AMD-P	85-20-077
308-53-290	NEW	85-05-009	308-93-074	NEW-E	85-19-092	308-120-335	AMD-P	85-07-067
308-53-290	REP-P	85-13-079	308-93-075	AMD-E	85-14-079	308-120-335	AMD-C	85-16-050
308-53-290	REP-E	85-16-053	308-93-075	AMD-P	85-16-095	308-120-335	AMD-P	85-20-077
308-53-290	REP	85-16-054	308-93-075	AMD-E	85-19-092	308-120-345	AMD-P	85-07-067
308-55-005	REP-E	85-15-107	308-93-076	NEW-E	85-14-079	308-120-345	AMD-C	85-16-050
308-55-005	REP-P	85-16-094	308-93-076	NEW-P	85-16-095	308-120-345	AMD-P	85-20-077
308-55-005	REP	85-19-041	308-93-076	NEW-E	85-19-092	308-120-355	REP-P	85-07-067
308-56A-150	AMD-P	85-02-064	308-93-077	NEW-E	85-14-079	308-120-355	REP-C	85-16-050
308-56A-150	AMD	85-06-011	308-93-077	NEW-P	85-16-095	308-120-355	REP-P	85-20-077
308-61-010	AMD-P	85-20-119	308-93-077	NEW-E	85-19-092	308-120-360	AMD-P	85-07-067
308-61-025	AMD-P	85-20-119	308-93-135	AMD-E	85-14-079	308-120-360	AMD-C	85-16-050
308-61-026	NEW-P	85-20-119	308-93-135	AMD-P	85-16-095	308-120-360	AMD-P	85-20-077
308-61-027	REP-P	85-20-119	308-93-135	AMD-E	85-19-092	308-120-365	AMD-P	85-07-067
308-61-030	AMD-P	85-20-119	308-93-190	AMD-E	85-14-079	308-120-365	AMD-C	85-16-050
308-61-040	AMD-P	85-20-119	308-93-190	AMD-P	85-16-095	308-120-365	AMD-P	85-20-077
308-61-050	AMD-P	85-20-119	308-93-190	AMD-E	85-19-092	308-120-400	AMD-P	85-07-067
308-61-100	REP-P	85-20-119	308-93-210	AMD-E	85-14-079	308-120-400	AMD-C	85-16-050
308-61-105	NEW-P	85-20-119	308-93-210	AMD-P	85-16-095	308-120-400	AMD-P	85-20-077
308-61-108	NEW-P	85-20-119	308-93-210	AMD-E	85-19-092	308-120-410	AMD-P	85-07-067
308-61-110	REP-P	85-20-119	308-93-260	REP-E	85-14-079	308-120-410	AMD-C	85-16-050
308-61-115	NEW-P	85-20-119	308-93-260	REP-P	85-16-095	308-120-410	AMD-P	85-20-077
308-61-120	REP-P	85-20-119	308-93-260	REP-E	85-19-092	308-120-420	AMD-P	85-07-067
308-61-125	NEW-P	85-20-119	308-93-360	AMD-E	85-14-079	308-120-420	AMD-C	85-16-050
308-61-130	REP-P	85-20-119	308-93-360	AMD-P	85-16-095	308-120-420	AMD-P	85-20-077
308-61-135	NEW-P	85-20-119	308-93-360	AMD-E	85-19-092	308-120-430	AMD-P	85-07-067
308-61-140	REP-P	85-20-119	308-93-450	AMD-E	85-14-079	308-120-430	AMD-C	85-16-050
308-61-145	NEW-P	85-20-119	308-93-450	AMD-P	85-16-095	308-120-430	AMD-P	85-20-077
308-61-150	REP-P	85-20-119	308-93-450	AMD-E	85-19-092	308-120-440	AMD-P	85-07-067
308-61-155	REP-P	85-20-119	308-93-620	AMD-E	85-14-079	308-120-440	AMD-C	85-16-050
308-61-158	NEW-P	85-20-119	308-93-620	AMD-P	85-16-095	308-120-440	AMD-P	85-20-077
308-61-160	REP-P	85-20-119	308-93-620	AMD-E	85-19-092	308-120-450	AMD-P	85-07-067
308-61-165	REP-P	85-20-119	308-93-650	AMD-E	85-14-079	308-120-450	AMD-C	85-16-050
308-61-168	NEW-P	85-20-119	308-93-650	AMD-P	85-16-095	308-120-450	AMD-P	85-20-077
308-61-170	REP-P	85-20-119	308-93-650	AMD-E	85-19-092	308-120-600	REP-P	85-20-076
308-61-175	NEW-P	85-20-119	308-96A-046	AMD-P	85-10-069	308-120-601	REP-P	85-20-076
308-61-180	REP-P	85-20-119	308-96A-046	AMD	85-15-059	308-120-602	REP-P	85-20-076
308-61-185	NEW-P	85-20-119	308-96A-080	NEW-P	85-07-045	308-120-603	REP-P	85-20-076
308-61-190	NEW-P	85-20-119	308-96A-080	NEW	85-11-014	308-120-604	REP-P	85-20-076
308-78-010	AMD	85-04-027	308-96A-085	NEW-P	85-07-045	308-120-605	REP-P	85-20-076
308-78-040	AMD	85-04-027	308-96A-085	NEW	85-11-014	308-120-606	REP-P	85-20-076
308-78-045	AMD	85-04-027	308-96A-090	NEW-P	85-07-045	308-120-607	REP-P	85-20-076
308-78-050	AMD	85-04-027	308-96A-090	NEW	85-11-014	308-120-607	REP-P	85-20-076
308-78-070	AMD	85-04-027	308-96A-095	NEW-P	85-07-045	308-120-608	REP-P	85-20-076
308-78-080	AMD	85-04-027	308-96A-095	NEW	85-11-014	308-120-700	NEW-P	85-07-068
308-89-010	NEW-P	85-10-070	308-96A-097	NEW-P	85-07-045	308-120-710	NEW-P	85-07-068
308-89-010	NEW-P	85-17-071	308-96A-097	NEW	85-11-014	308-120-720	NEW-P	85-07-068
308-89-020	NEW-P	85-10-070	308-99-010	AMD-P	85-13-080	308-120-800	NEW-P	85-07-069
308-89-020	NEW-P	85-17-071	308-99-010	AMD	85-20-080	308-120-800	NEW	85-17-031
308-89-030	NEW-P	85-10-070	308-99-020	AMD-P	85-13-080	308-122-210	REP	85-06-043
308-89-030	NEW	85-16-088	308-99-020	AMD	85-20-080	308-122-215	NEW	85-06-043
308-89-040	NEW-P	85-10-070	308-99-025	NEW-P	85-13-080	308-122-600	NEW	85-06-044
308-89-040	NEW	85-16-088	308-99-025	NEW	85-20-080	308-122-610	NEW	85-06-044
308-89-050	NEW-P	85-10-070	308-99-040	AMD-P	85-13-080	308-122-620	NEW	85-06-044
308-89-050	NEW	85-16-088	308-99-040	AMD	85-20-080	308-122-630	NEW-P	85-16-114
308-93-010	AMD-E	85-14-079	308-115-050	AMD-P	85-20-124	308-122-640	NEW	85-06-044
308-93-010	AMD-P	85-16-095	308-115-140	AMD-P	85-20-124	308-122-640	AMD-P	85-16-114
308-93-010	AMD-E	85-19-092	308-115-150	AMD-P	85-20-124	308-122-650	NEW	85-06-044
308-93-050	AMD-E	85-14-079	308-115-190	AMD-P	85-20-124	308-122-660	NEW	85-06-044
308-93-050	AMD-P	85-16-095	308-115-300	REP-E	85-15-108	308-122-670	NEW-P	85-16-114
308-93-050	AMD-E	85-19-092	308-115-300	REP-P	85-16-096	308-122-680	NEW	85-06-044
308-93-060	AMD-E	85-14-079	308-115-300	REP	85-19-038	308-122-690	NEW	85-06-044
308-93-060	AMD-P	85-16-095	308-117-025	NEW-P	85-18-033	308-122-695	NEW	85-06-044
308-93-060	AMD-E	85-19-092	308-120-170	AMD-P	85-07-067	308-122-700	NEW	85-06-043
308-93-070	AMD-E	85-14-079	308-120-170	AMD-C	85-16-050	308-122-710	NEW	85-06-043
308-93-070	AMD-P	85-16-095	308-120-170	AMD-P	85-20-077	308-124C-020	AMD-P	85-16-051
308-93-070	AMD-E	85-19-092	308-120-300	AMD-P	85-07-067	308-124D-100	REP-P	85-17-072
308-93-071	NEW-E	85-14-079	308-120-300	AMD-C	85-16-050	308-124E-011	AMD-P	85-16-051
308-93-071	NEW-P	85-16-095	308-120-300	AMD-P	85-20-077	308-124F-040	NEW-P	85-16-051
308-93-071	NEW-E	85-19-092	308-120-305	AMD-P	85-07-067	308-124H-010	AMD-P	85-16-051
308-93-072	NEW-E	85-14-079	308-120-305	AMD-C	85-16-050	308-124H-020	AMD-P	85-16-051
308-93-072	NEW-P	85-16-095	308-120-305	AMD-P	85-20-077	308-124H-030	AMD-P	85-16-051
						308-124H-032	REP-P	85-16-051

Table of WAC Sections Affected

WAC #	WSR #	WAC #	WSR #	WAC #	WSR #			
308-124H-040	AMD-P	85-16-051	314-12-080	REVIEW	85-12-054	315-04-060	AMD	85-09-004
308-124H-045	AMD-P	85-16-051	314-12-090	REVIEW	85-12-054	315-04-070	AMD-P	85-05-058
308-124H-060	AMD-P	85-16-051	314-12-100	REVIEW	85-12-054	315-04-070	AMD	85-09-004
308-124H-065	NEW-P	85-16-051	314-12-110	REVIEW	85-12-054	315-04-100	REP-E	85-13-016
308-124H-080	NEW-P	85-16-051	314-12-120	REVIEW	85-12-054	315-04-100	REP-P	85-13-077
308-138-055	AMD-P	85-06-009	314-12-125	REVIEW	85-12-054	315-04-100	REP	85-16-031
308-138-055	AMD	85-10-025	314-12-130	REVIEW	85-12-054	315-04-110	AMD-P	85-05-058
308-138-300	AMD-P	85-19-090	314-12-140	REVIEW	85-12-054	315-04-110	AMD	85-09-004
308-151-080	AMD	85-03-085	314-12-150	REVIEW	85-12-054	315-04-125	AMD-P	85-05-058
308-151-100	AMD	85-03-085	314-12-170	REVIEW	85-12-054	315-04-125	AMD	85-09-004
308-151-100	AMD-P	85-03-108	314-16-010	REVIEW	85-12-054	315-04-130	AMD-P	85-05-058
308-151-100	AMD	85-07-021	314-16-020	REVIEW	85-12-054	315-04-130	AMD	85-09-004
308-153-010	AMD-P	85-14-080	314-16-030	REVIEW	85-12-054	315-04-132	AMD-P	85-05-058
308-153-020	AMD-P	85-14-080	314-16-040	AMD-P	85-03-105	315-04-132	AMD	85-09-004
308-153-030	AMD-P	85-14-080	314-16-040	AMD	85-06-023	315-04-133	REP-P	85-05-058
308-153-040	REP-P	85-14-080	314-16-040	REVIEW	85-12-054	315-04-133	REP	85-09-004
308-153-045	NEW-P	85-14-080	314-16-050	REVIEW	85-12-054	315-04-134	REP-P	85-05-058
308-156-070	AMD	85-03-085	314-16-060	REVIEW	85-12-054	315-04-134	REP	85-09-004
308-171-001	NEW-W	85-02-053	314-16-070	REVIEW	85-12-054	315-04-140	AMD-P	85-05-058
308-171-001	NEW-P	85-02-065	314-16-075	REVIEW	85-12-054	315-04-140	AMD	85-09-004
308-171-001	NEW	85-05-008	314-16-080	REVIEW	85-12-054	315-04-200	AMD-P	85-05-058
308-171-001	AMD-P	85-07-070	314-16-090	REVIEW	85-12-054	315-04-200	AMD	85-09-004
308-171-001	AMD	85-12-010	314-16-100	REVIEW	85-12-054	315-04-200	AMD-E	85-13-016
308-171-010	NEW-W	85-02-053	314-16-110	REVIEW	85-12-054	315-04-200	AMD-P	85-13-077
308-171-010	NEW-P	85-02-065	314-16-120	AMD-P	85-12-048	315-04-200	AMD	85-16-031
308-171-010	NEW	85-05-008	314-16-120	REVIEW	85-12-054	315-04-220	AMD-P	85-10-075
308-171-020	NEW-W	85-02-053	314-16-120	AMD	85-15-021	315-04-220	AMD-E	85-11-028
308-171-020	NEW-P	85-02-065	314-16-122	REVIEW	85-12-054	315-04-220	AMD	85-13-015
308-171-020	NEW	85-05-008	314-16-125	REVIEW	85-12-054	315-06-035	NEW-P	85-05-058
308-171-030	NEW-P	85-02-063	314-16-130	REVIEW	85-12-054	315-06-035	NEW	85-09-004
308-171-030	NEW	85-06-012	314-16-140	REVIEW	85-12-054	315-06-120	AMD-E	85-13-016
308-171-040	NEW-P	85-02-063	314-16-145	REVIEW	85-12-054	315-06-120	AMD-P	85-13-077
308-171-040	NEW	85-06-012	314-16-150	REVIEW	85-12-054	315-06-120	AMD	85-16-031
308-171-100	NEW-W	85-02-053	314-16-155	REVIEW	85-12-054	315-10-030	AMD-P	85-05-058
308-171-100	NEW-P	85-02-065	314-16-160	REVIEW	85-12-054	315-10-030	AMD	85-09-004
308-171-100	NEW	85-05-008	314-16-170	REVIEW	85-12-054	315-10-030	AMD-E	85-13-016
308-171-101	NEW-W	85-02-053	314-16-180	REVIEW	85-12-054	315-10-030	AMD-P	85-13-077
308-171-101	NEW-P	85-02-065	314-16-190	AMD-P	85-05-042	315-10-030	AMD	85-16-031
308-171-101	NEW	85-05-008	314-16-190	AMD-W	85-09-026	315-10-030	AMD-E	85-19-024
308-171-102	NEW-W	85-02-053	314-16-190	AMD-P	85-11-036	315-10-030	AMD-P	85-19-085
308-171-102	NEW-P	85-02-065	314-16-190	REVIEW	85-12-054	315-10-060	AMD-P	85-05-058
308-171-102	NEW	85-05-008	314-16-190	AMD	85-14-107	315-10-060	AMD	85-09-004
308-171-103	NEW-P	85-07-070	314-16-195	REVIEW	85-12-054	315-10-070	AMD-E	85-13-016
308-171-103	NEW	85-12-010	314-16-196	AMD-P	85-04-061	315-10-070	AMD-P	85-13-077
308-171-200	NEW-W	85-02-053	314-16-196	AMD-W	85-07-034	315-10-070	AMD	85-16-031
308-171-200	NEW-P	85-02-065	314-16-196	REVIEW	85-12-054	315-11-140	NEW-P	85-03-099
308-171-200	NEW	85-05-008	314-16-197	NEW-P	85-05-042	315-11-140	NEW-E	85-07-004
308-171-201	NEW-W	85-02-053	314-16-197	NEW-W	85-09-026	315-11-140	NEW	85-07-005
308-171-201	NEW-P	85-02-065	314-16-197	NEW-P	85-11-036	315-11-141	NEW-P	85-03-099
308-171-201	NEW	85-05-008	314-16-197	NEW	85-14-107	315-11-141	NEW-E	85-07-004
308-171-202	NEW-W	85-02-053	314-16-200	REVIEW	85-12-054	315-11-141	NEW	85-07-005
308-171-202	NEW-P	85-02-065	314-16-205	REVIEW	85-12-054	315-11-142	NEW-P	85-03-099
308-171-202	NEW	85-05-008	314-16-210	REVIEW	85-12-054	315-11-142	NEW-E	85-07-004
308-171-300	NEW-W	85-02-053	314-16-220	REVIEW	85-12-054	315-11-142	NEW	85-07-005
308-171-300	NEW-P	85-02-065	314-16-230	REVIEW	85-12-054	315-11-150	NEW-P	85-05-058
308-171-300	NEW	85-05-008	314-18-040	AMD-P	85-03-093	315-11-150	NEW-E	85-07-004
308-171-301	NEW-P	85-07-070	314-18-040	AMD	85-06-021	315-11-150	NEW	85-09-004
308-171-301	NEW	85-12-010	314-20-100	AMD-P	85-18-092	315-11-151	NEW-P	85-05-058
308-175-010	NEW	85-06-018	314-20-105	AMD-P	85-18-092	315-11-151	NEW-E	85-07-004
308-175-020	NEW	85-06-018	314-24-003	AMD-P	85-16-039	315-11-151	NEW	85-09-004
308-175-030	NEW	85-06-018	314-24-003	AMD	85-19-030	315-11-152	NEW-P	85-05-058
308-175-040	NEW	85-06-018	314-24-220	NEW-P	85-07-052	315-11-152	NEW-E	85-07-004
308-175-050	NEW	85-06-018	314-24-220	NEW	85-10-029	315-11-152	NEW	85-09-004
308-175-060	NEW	85-06-018	314-40-040	AMD-P	85-03-094	315-11-160	NEW-E	85-10-039
308-175-070	NEW	85-06-018	314-40-040	AMD	85-06-020	315-11-160	NEW-P	85-10-075
308-175-080	NEW	85-06-018	314-44-005	AMD-P	85-03-106	315-11-160	NEW	85-13-015
308-175-090	NEW	85-06-018	314-45-010	AMD-P	85-16-119	315-11-161	NEW-E	85-10-039
308-180-007	NEW-E	85-20-079	314-45-010	AMD	85-19-031	315-11-161	NEW-P	85-10-075
314-12-010	REVIEW	85-12-054	314-52-015	AMD-P	85-03-106	315-11-161	NEW	85-13-015
314-12-020	REVIEW	85-12-054	314-52-030	AMD-P	85-03-106	315-11-162	NEW-E	85-10-039
314-12-030	REVIEW	85-12-054	315-02-020	AMD-P	85-03-099	315-11-162	NEW-P	85-10-075
314-12-033	REVIEW	85-12-054	315-02-020	AMD	85-07-005	315-11-162	NEW	85-13-015
314-12-035	REVIEW	85-12-054	315-04-010	AMD-P	85-05-058	315-11-170	NEW-P	85-10-075
314-12-040	REVIEW	85-12-054	315-04-010	AMD	85-09-004	315-11-170	NEW-E	85-11-028
314-12-050	REVIEW	85-12-054	315-04-040	AMD-P	85-05-058	315-11-170	NEW	85-13-015
314-12-060	REVIEW	85-12-054	315-04-040	AMD	85-09-004	315-11-171	NEW-P	85-10-075
314-12-070	REVIEW	85-12-054	315-04-060	AMD-P	85-05-058	315-11-171	NEW-E	85-11-028

### Table of WAC Sections Affected

WAC #	WSR #	WAC #	WSR #	WAC #	WSR #			
315-11-171	NEW	85-13-015	326-20-210	REP-E	85-03-043	332-14-250	NEW	85-10-040
315-11-172	NEW-P	85-10-075	326-20-210	REP	85-07-006	332-14-260	NEW-P	85-04-062
315-11-172	NEW-E	85-11-028	326-30-037	NEW-E	85-14-041	332-14-260	NEW	85-10-040
315-11-172	NEW	85-13-015	326-30-037	NEW-P	85-14-042	332-14-270	NEW-P	85-04-062
315-11-180	NEW-E	85-19-024	326-30-037	NEW-E	85-20-057	332-14-270	NEW	85-10-040
315-11-180	NEW-P	85-19-085	326-30-037	NEW	85-20-058	332-14-280	NEW-P	85-04-062
315-11-181	NEW-E	85-19-024	326-40-020	AMD-P	85-03-032	332-14-280	NEW	85-10-040
315-11-181	NEW-P	85-19-085	326-40-020	AMD-E	85-03-043	332-22-105	AMD-P	85-07-033
315-11-182	NEW-E	85-19-024	326-40-020	AMD	85-07-006	332-22-105	AMD	85-11-012
315-11-182	NEW-P	85-19-085	326-50-010	NEW-P	85-14-117	332-26-010	NEW-E	85-15-036
315-30-020	AMD-P	85-05-058	326-50-010	NEW-E	85-14-118	332-26-020	NEW-E	85-15-036
315-30-020	AMD	85-09-004	326-50-010	NEW-C	85-20-059	332-26-040	NEW-E	85-15-036
315-30-030	AMD-E	85-13-016	326-50-020	NEW-P	85-14-117	332-26-050	NEW-E	85-15-036
315-30-030	AMD-P	85-13-077	326-50-020	NEW-E	85-14-118	332-26-060	NEW-E	85-15-036
315-30-030	AMD	85-16-031	326-50-020	NEW-C	85-20-059	332-26-080	NEW-E	85-09-010
315-30-050	AMD-E	85-16-032	326-50-030	NEW-P	85-14-117	332-26-081	NEW-E	85-14-063
315-30-050	AMD-P	85-19-085	326-50-030	NEW-E	85-14-118	332-26-081	REP-E	85-19-087
315-30-060	AMD-P	85-05-058	326-50-030	NEW-C	85-20-059	332-26-082	NEW-E	85-15-014
315-30-060	AMD	85-09-004	326-50-040	NEW-P	85-14-117	332-26-082	REP-E	85-17-017
315-30-080	AMD-P	85-05-058	326-50-040	NEW-E	85-14-118	332-26-083	NEW-E	85-15-015
315-30-080	AMD	85-09-004	326-50-040	NEW-C	85-20-059	332-26-083	AMD-E	85-15-025
315-30-080	AMD-E	85-19-024	326-50-050	NEW-P	85-14-117	332-26-083	AMD-E	85-15-037
315-30-080	AMD-P	85-19-085	326-50-050	NEW-E	85-14-118	332-26-083	AMD-E	85-15-049
315-30-090	AMD-P	85-05-058	326-50-050	NEW-C	85-20-059	332-26-083	AMD-E	85-15-068
315-30-090	AMD	85-09-004	326-50-060	NEW-P	85-14-117	332-26-083	AMD-E	85-16-005
315-32	AMD-P	85-19-085	326-50-060	NEW-E	85-14-118	332-26-083	AMD-E	85-16-023
315-32-010	AMD-P	85-19-085	332-14	NEW-C	85-20-059	332-26-083	AMD-E	85-16-033
315-32-020	AMD-P	85-19-085	332-14-010	NEW-P	85-08-017	332-26-083	AMD-E	85-16-058
315-32-030	AMD-P	85-19-085	332-14-010	NEW	85-10-040	332-26-083	AMD-E	85-16-085
315-32-040	AMD-E	85-07-004	332-14-020	NEW-P	85-04-062	332-26-083	AMD-E	85-16-111
315-32-040	AMD-P	85-10-075	332-14-020	NEW	85-10-040	332-26-083	REP-E	85-17-001
315-32-040	AMD-E	85-11-028	332-14-020	NEW	85-10-040	332-26-084	NEW-E	85-15-068
315-32-040	AMD	85-13-015	332-14-030	NEW-P	85-04-062	332-26-084	AMD-E	85-16-005
315-32-040	AMD-P	85-19-085	332-14-030	NEW	85-10-040	332-26-084	AMD-E	85-16-023
315-32-050	AMD-P	85-19-085	332-14-040	NEW-P	85-04-062	332-26-084	AMD-E	85-16-033
315-32-060	AMD-P	85-19-085	332-14-040	NEW	85-10-040	332-26-084	AMD-E	85-16-058
316-02-100	AMD-E	85-09-015	332-14-050	NEW-P	85-04-062	332-26-084	REP-E	85-17-017
316-02-100	AMD-P	85-16-110	332-14-050	NEW	85-10-040	332-26-085	NEW-E	85-16-006
316-02-103	AMD-E	85-09-015	332-14-060	NEW-P	85-04-062	332-26-085	REP-E	85-17-017
316-02-103	AMD-P	85-16-110	332-14-060	NEW	85-10-040	332-26-085	NEW-E	85-16-006
316-02-130	REP-E	85-09-015	332-14-070	NEW-P	85-04-062	332-26-086	AMD-E	85-16-023
316-02-130	REP-P	85-16-110	332-14-070	NEW	85-10-040	332-26-086	AMD-E	85-16-085
316-02-135	NEW-E	85-09-015	332-14-080	NEW-P	85-04-062	332-26-086	REP-E	85-17-017
316-02-135	NEW-P	85-16-110	332-14-080	NEW	85-10-040	332-26-087	NEW-E	85-16-023
316-02-140	REP-E	85-09-015	332-14-090	NEW-P	85-04-062	332-26-087	AMD-E	85-16-027
316-02-140	REP-P	85-16-110	332-14-090	NEW	85-10-040	332-26-087	AMD-E	85-16-085
320-18-020	NEW-P	85-18-088	332-14-100	NEW-P	85-04-062	332-26-087	REP-E	85-17-047
320-20-025	NEW-P	85-18-088	332-14-100	NEW	85-10-040	332-26-087	NEW-E	85-17-017
320-20-026	NEW-P	85-18-088	332-14-110	NEW-P	85-04-062	332-26-088	REP-E	85-17-068
320-20-027	NEW-P	85-18-088	332-14-110	NEW	85-10-040	332-26-088	NEW-E	85-17-068
320-20-060	AMD-P	85-18-088	332-14-120	NEW-P	85-04-062	332-26-088a	NEW-E	85-17-068
326-02-030	AMD-P	85-11-015	332-14-120	NEW	85-10-040	332-26-089	NEW-E	85-17-017
326-02-030	AMD-E	85-11-016	332-14-130	NEW-P	85-04-062	332-26-089	REP-E	85-17-047
326-02-030	AMD	85-14-101	332-14-130	NEW	85-10-040	332-26-089a	NEW-E	85-17-047
326-06-030	AMD-P	85-11-015	332-14-140	NEW-P	85-04-062	332-26-089a	REP-E	85-17-068
326-06-030	AMD-E	85-11-016	332-14-140	NEW	85-10-040	332-26-089b	NEW-E	85-17-068
326-06-030	AMD	85-14-101	332-14-150	NEW-P	85-04-062	332-26-089b	AMD-E	85-18-019
326-08-015	NEW-P	85-11-068	332-14-150	NEW	85-10-040	332-26-089b	REP-E	85-18-060
326-08-015	NEW-E	85-11-069	332-14-160	NEW-P	85-04-062	332-26-089c	NEW-E	85-18-060
326-08-015	NEW	85-14-101	332-14-160	NEW	85-10-040	332-26-090	NEW-E	85-17-047
326-20-115	NEW-E	85-14-041	332-14-170	NEW-P	85-04-062	332-26-090	REP-E	85-17-068
326-20-115	NEW-P	85-14-042	332-14-170	NEW	85-10-040	332-26-090a	NEW-E	85-17-068
326-20-115	NEW-E	85-20-057	332-14-180	NEW-P	85-04-062	332-26-090a	AMD-E	85-18-019
326-20-115	NEW	85-20-058	332-14-180	NEW	85-10-040	332-26-090a	REP-E	85-18-060
326-20-120	AMD-P	85-11-015	332-14-190	NEW-P	85-04-062	332-26-090b	NEW-E	85-18-060
326-20-120	AMD-E	85-11-016	332-14-190	NEW	85-10-040	332-26-091	NEW-E	85-17-047
326-20-120	AMD	85-14-101	332-14-200	NEW-P	85-04-062	332-26-091	REP-E	85-17-068
326-20-170	AMD-P	85-03-032	332-14-200	NEW	85-10-040	332-26-091a	NEW-E	85-17-068
326-20-170	AMD-E	85-03-043	332-14-210	NEW-P	85-04-062	332-26-091a	AMD-E	85-18-019
326-20-170	AMD	85-07-006	332-14-210	NEW	85-10-040	332-26-091a	REP-E	85-18-060
326-20-185	NEW-P	85-03-032	332-14-220	NEW-P	85-04-062	332-26-091b	NEW-E	85-18-060
326-20-185	NEW-E	85-03-043	332-14-220	NEW	85-10-040	332-26-091b	REP-E	85-18-082
326-20-185	NEW	85-07-006	332-14-230	NEW-P	85-04-062	332-26-091c	NEW-E	85-18-082
326-20-190	AMD-P	85-03-032	332-14-230	NEW	85-10-040	332-26-091c	REP-E	85-19-009
326-20-190	AMD-E	85-03-043	332-14-240	NEW-P	85-04-062	332-26-092	NEW-E	85-18-039
326-20-190	AMD	85-07-006	332-14-240	NEW	85-10-040	332-26-092	REP-E	85-18-060
326-20-210	REP-P	85-03-032	332-14-250	NEW-P	85-04-062	332-26-092a	NEW-E	85-18-060

Table of WAC Sections Affected

WAC #	WSR #	WAC #	WSR #	WAC #	WSR #			
332-30	AMD-C	85-14-049	352-36-110	AMD	85-16-002	356-15-030	AMD-C	85-19-077
332-30	AMD-C	85-19-008	352-36-130	NEW-P	85-12-058	356-15-050	AMD-P	85-16-109
332-30-100	AMD-P	85-11-037	352-36-130	NEW	85-16-002	356-15-050	AMD-E	85-20-029
332-30-103	AMD-P	85-11-037	352-36-140	NEW-P	85-12-058	356-15-050	AMD-P	85-20-103
332-30-106	AMD-P	85-11-037	352-36-140	NEW	85-16-002	356-15-060	AMD-P	85-04-031
332-30-107	AMD-P	85-11-037	352-64-010	NEW	85-03-087	356-15-060	AMD-E	85-04-032
332-30-112	REP-P	85-11-037	352-64-020	NEW	85-03-087	356-15-060	AMD-C	85-07-035
332-30-115	AMD-P	85-11-037	352-64-030	NEW	85-03-087	356-15-060	RESCIND	85-09-029
332-30-117	NEW-P	85-11-037	352-64-040	NEW	85-03-087	356-15-060	AMD-P	85-10-052
332-30-121	REP-P	85-11-037	352-64-050	NEW	85-03-087	356-15-060	AMD	85-14-008
332-30-126	NEW-P	85-11-037	352-64-060	NEW	85-03-087	356-15-060	AMD-E	85-14-073
332-30-128	NEW-P	85-11-037	352-64-070	NEW	85-03-087	356-15-061	NEW-P	85-10-052
332-30-130	REP-P	85-11-037	352-64-080	NEW	85-03-087	356-15-061	NEW	85-14-008
332-30-131	NEW-P	85-11-037	356-05-050	AMD	85-05-030	356-15-061	NEW-E	85-14-073
332-30-133	REP-P	85-11-037	356-05-211	NEW-P	85-10-052	356-15-070	AMD-E	85-03-041
332-30-134	NEW-P	85-11-037	356-05-211	NEW-C	85-14-007	356-15-070	AMD	85-05-030
332-30-136	REP-P	85-11-037	356-05-211	NEW	85-15-043	356-15-070	AMD-P	85-10-052
332-30-137	NEW-P	85-11-037	356-05-213	REP-P	85-14-102	356-15-070	AMD	85-14-008
332-30-144	NEW-P	85-11-037	356-05-213	REP-E	85-16-016	356-15-070	AMD-E	85-14-073
332-30-160	REP-P	85-11-037	356-05-213	REP-C	85-17-029	356-15-095	NEW-P	85-16-109
332-30-161	NEW-P	85-11-037	356-05-213	REP	85-19-078	356-15-095	NEW	85-20-027
332-30-166	AMD-E	85-07-041	356-05-214	NEW-E	85-14-074	356-15-130	AMD-E	85-05-029
332-30-166	AMD-P	85-08-040	356-05-222	REP-P	85-14-102	356-15-130	AMD-P	85-06-036
332-30-166	AMD-C	85-13-030	356-05-222	REP-E	85-16-016	356-15-130	AMD	85-09-030
332-30-166	AMD-C	85-13-042	356-05-222	REP-C	85-17-029	356-18-020	AMD-P	85-12-043
332-30-166	AMD-E	85-13-055	356-05-222	REP	85-19-078	356-18-020	AMD	85-15-043
332-30-166	AMD	85-15-050	356-05-240	AMD-E	85-14-074	356-18-030	AMD-P	85-16-109
344-12-015	AMD	85-03-018	356-05-240	AMD-P	85-14-102	356-18-030	AMD	85-20-027
344-12-030	AMD	85-03-018	356-05-240	AMD-E	85-16-016	356-18-080	AMD-E	85-09-031
344-12-035	AMD	85-03-018	356-05-240	AMD-C	85-17-029	356-18-080	AMD-P	85-10-052
344-12-040	AMD	85-03-018	356-05-240	AMD	85-19-078	356-18-080	AMD	85-14-008
344-12-045	AMD	85-03-018	356-05-390	AMD-E	85-14-074	356-18-080	AMD-E	85-14-009
344-12-050	AMD	85-03-018	356-05-390	AMD-P	85-18-057	356-18-090	AMD-P	85-06-036
344-12-060	AMD	85-03-018	356-05-396	NEW-E	85-14-074	356-18-090	AMD	85-09-030
344-12-070	AMD	85-03-018	356-05-465	AMD-P	85-16-109	356-18-100	AMD-P	85-14-102
344-12-080	AMD	85-03-018	356-05-465	AMD	85-20-027	356-18-100	AMD-E	85-16-016
344-12-087	AMD	85-03-018	356-06-020	AMD-P	85-14-102	356-18-100	AMD-C	85-17-029
344-12-098	AMD	85-03-018	356-06-020	AMD-E	85-16-016	356-18-100	AMD	85-19-079
344-12-112	AMD	85-03-018	356-06-020	AMD-C	85-17-029	356-18-140	AMD-P	85-08-013
344-12-125	AMD	85-03-018	356-06-020	AMD-P	85-18-057	356-18-140	AMD	85-11-074
344-12-131	AMD	85-03-018	356-06-020	AMD	85-19-078	356-22-210	AMD-P	85-08-013
344-12-140	AMD	85-03-018	356-06-020	AMD-E	85-20-028	356-22-210	AMD	85-11-074
344-12-205	AMD	85-03-018	356-06-055	AMD-P	85-18-057	356-22-030	AMD	85-05-030
344-12-230	AMD	85-03-018	356-06-055	AMD-E	85-20-028	356-26-030	AMD-P	85-10-052
344-12-235	AMD	85-03-018	356-10-040	AMD-P	85-06-036	356-26-030	AMD	85-14-008
344-12-245	AMD	85-03-018	356-10-040	AMD-C	85-09-028	356-26-040	AMD-P	85-14-102
344-12-260	AMD	85-03-018	356-10-040	AMD	85-11-074	356-26-040	AMD-E	85-16-016
344-12-262	AMD	85-03-018	356-14-075	AMD-E	85-04-033	356-26-040	AMD-C	85-17-029
344-12-265	AMD	85-03-018	356-14-075	AMD-P	85-06-036	356-26-040	AMD-C	85-19-076
344-12-275	AMD	85-03-018	356-14-075	AMD-E	85-06-037	356-26-060	AMD-P	85-14-102
344-18-010	NEW	85-03-016	356-14-075	AMD	85-09-030	356-26-060	AMD-E	85-16-016
344-18-020	NEW	85-03-016	356-14-110	AMD-E	85-14-074	356-26-060	AMD-C	85-17-029
344-18-030	NEW	85-03-016	356-14-110	AMD-P	85-14-102	356-26-060	AMD-E	85-20-029
344-18-040	NEW	85-03-016	356-14-110	AMD-E	85-16-016	356-26-060	AMD-P	85-20-103
344-18-055	NEW	85-03-016	356-14-110	AMD-C	85-17-029	356-26-130	AMD-P	85-04-031
344-18-350	NEW	85-03-016	356-14-110	AMD	85-19-078	356-26-130	AMD	85-07-060
344-18-420	NEW	85-03-016	356-14-120	AMD-P	85-14-102	356-30-300	AMD-E	85-14-074
344-18-504	NEW	85-03-016	356-14-120	AMD-E	85-16-016	356-30-300	AMD-P	85-14-102
344-18-510	NEW	85-03-016	356-14-120	AMD-C	85-17-029	356-30-300	AMD-E	85-16-016
344-18-665	NEW	85-03-016	356-14-120	AMD	85-19-078	356-30-300	AMD-C	85-17-029
344-18-910	NEW	85-03-016	356-14-125	REP-P	85-14-102	356-30-300	AMD	85-19-078
344-18-950	NEW	85-03-016	356-14-125	REP-E	85-16-016	356-30-302	AMD-E	85-14-074
352-12-020	AMD-P	85-04-060	356-14-125	REP-C	85-17-029	356-30-302	REP-P	85-14-102
352-12-020	AMD	85-08-003	356-14-130	REP	85-19-078	356-30-302	REP-E	85-16-016
352-32-035	AMD-P	85-04-060	356-14-130	AMD-P	85-14-102	356-30-302	REP-C	85-17-029
352-32-035	AMD	85-08-003	356-14-130	AMD-E	85-16-016	356-30-302	REP	85-19-078
352-32-250	AMD-P	85-04-060	356-14-130	AMD-C	85-17-029	356-30-330	AMD-P	85-06-036
352-32-250	AMD	85-08-003	356-14-130	AMD	85-19-078	356-30-330	AMD	85-09-030
352-32-25001	AMD-P	85-20-128	356-14-180	AMD-P	85-12-043	356-30-330	AMD-P	85-12-043
352-32-25002	NEW-P	85-20-128	356-14-180	AMD	85-15-043	356-30-330	AMD-E	85-14-074
352-32-252	AMD-P	85-04-060	356-14-220	AMD-P	85-08-013	356-30-330	AMD-E	85-16-016
352-32-252	AMD	85-08-003	356-14-220	AMD	85-11-074	356-30-330	AMD-C	85-19-075
352-32-285	AMD-P	85-04-060	356-14-230	AMD-P	85-10-052	356-30-330	AMD	85-19-080
352-32-285	AMD	85-08-003	356-14-230	AMD	85-14-008	356-34-010	AMD-P	85-14-102
352-36-010	AMD-P	85-12-058	356-15-020	AMD-P	85-16-109	356-34-010	AMD-E	85-16-016
352-36-010	AMD	85-16-002	356-15-020	AMD-C	85-19-077	356-34-010	AMD-C	85-17-029
352-36-110	AMD-P	85-12-058	356-15-030	AMD-P	85-16-109	356-34-010	AMD	85-19-078

Table of WAC Sections Affected

WAC #	WSR #	WAC #	WSR #	WAC #	WSR #			
356-34-035	NEW-P	85-16-109	360-40-070	AMD-P	85-02-061	365-31-150	REP-P	85-11-045
356-34-035	NEW-C	85-19-077	360-40-070	AMD	85-06-010	365-31-150	REP	85-15-009
356-35-010	AMD-P	85-10-052	360-40-080	REP-P	85-02-061	365-31-160	REP-P	85-11-045
356-35-010	AMD	85-14-008	360-40-080	REP	85-06-010	365-31-160	REP	85-15-009
356-42-048	NEW-P	85-12-043	360-46-080	AMD-P	85-20-126	365-31-170	REP-P	85-11-045
356-42-048	NEW-C	85-15-042	365-12-010	REP-P	85-11-043	365-31-170	REP	85-15-009
356-42-048	NEW-C	85-19-076	365-12-010	REP	85-15-011	365-31-210	REP-P	85-11-045
356-42-082	AMD-P	85-12-043	365-12-020	REP-P	85-11-043	365-31-210	REP	85-15-009
356-42-082	AMD-C	85-15-042	365-12-020	REP	85-15-011	365-31-330	REP-P	85-11-045
356-42-082	AMD-C	85-19-076	365-12-030	REP-P	85-11-043	365-31-330	REP	85-15-009
356-42-083	AMD-P	85-12-043	365-12-030	REP	85-15-011	365-40-010	AMD-P	85-04-057
356-42-083	AMD-C	85-15-042	365-12-040	REP-P	85-11-043	365-40-010	AMD	85-13-006
356-42-083	AMD-C	85-19-076	365-12-040	REP	85-15-011	365-40-020	AMD-P	85-04-057
356-46-130	REP-P	85-06-036	365-12-050	REP-P	85-11-043	365-40-020	AMD	85-13-006
356-46-130	REP	85-09-030	365-12-050	REP	85-15-011	365-40-041	AMD-P	85-04-057
356-49-040	AMD-P	85-18-057	365-12-060	REP-P	85-11-043	365-40-041	AMD	85-13-006
356-49-040	AMD-E	85-20-028	365-12-060	REP	85-15-011	365-40-051	AMD-P	85-04-057
358-30-030	AMD-E	85-16-007	365-12-070	REP-P	85-11-043	365-40-051	AMD	85-13-006
358-30-030	AMD-P	85-16-098	365-12-070	REP	85-15-011	365-40-061	AMD-P	85-04-057
358-30-030	AMD	85-20-001	365-12-080	REP-P	85-11-043	365-40-061	AMD	85-13-006
358-30-210	AMD-E	85-16-007	365-12-080	REP	85-15-011	365-40-071	AMD-P	85-04-057
358-30-210	AMD-P	85-16-098	365-12-090	REP-P	85-11-043	365-40-071	AMD	85-13-006
358-30-210	AMD	85-20-001	365-12-090	REP	85-15-011	365-100-010	AMD	85-05-017
358-30-220	AMD-E	85-16-007	365-12-100	REP-P	85-11-043	365-100-020	AMD	85-05-017
358-30-220	AMD-P	85-16-098	365-12-100	REP	85-15-011	365-100-030	AMD	85-05-017
358-30-220	AMD	85-20-001	365-14-010	REP-P	85-11-043	365-100-040	AMD	85-05-017
360-12-125	NEW-P	85-02-061	365-14-010	REP	85-15-011	365-100-050	REP	85-05-017
360-12-125	NEW	85-06-010	365-14-020	REP-P	85-11-043	365-110-010	NEW-E	85-15-051
360-12-130	AMD-P	85-02-061	365-14-020	REP	85-15-011	365-110-010	NEW-P	85-16-108
360-12-130	AMD	85-06-010	365-14-030	REP-P	85-11-043	365-110-010	NEW	85-19-042
360-16-170	REP-P	85-08-041	365-14-030	REP	85-15-011	365-110-020	NEW-E	85-15-051
360-16-170	REP	85-11-066	365-14-040	REP-P	85-11-043	365-110-020	NEW-P	85-16-108
360-16-200	AMD-P	85-08-041	365-14-040	REP	85-15-011	365-110-020	NEW	85-19-042
360-16-200	AMD	85-11-066	365-14-050	REP-P	85-11-043	365-110-030	NEW-E	85-15-051
360-16-230	AMD-P	85-08-041	365-14-050	REP	85-15-011	365-110-030	NEW-P	85-16-108
360-16-230	AMD	85-11-066	365-14-060	REP-P	85-11-043	365-110-030	NEW	85-19-042
360-16-255	AMD-P	85-02-061	365-14-060	REP	85-15-011	365-110-035	NEW-E	85-15-051
360-16-255	AMD	85-06-010	365-14-070	REP-P	85-11-043	365-110-035	NEW-P	85-16-108
360-17-060	AMD-P	85-08-041	365-14-070	REP	85-15-011	365-110-035	NEW	85-19-042
360-17-060	AMD	85-11-066	365-14-080	REP-P	85-11-043	365-110-040	NEW-E	85-15-051
360-18-020	AMD-P	85-02-061	365-14-080	REP	85-15-011	365-110-040	NEW-P	85-16-108
360-18-020	AMD	85-06-010	365-14-200	REP-P	85-11-043	365-110-040	NEW	85-19-042
360-18-020	AMD-P	85-15-102	365-14-200	REP	85-15-011	365-110-050	NEW-E	85-15-051
360-18-020	AMD-P	85-18-089	365-14-210	REP-P	85-11-043	365-110-050	NEW-P	85-16-108
360-18-020	AMD-E	85-18-090	365-14-210	REP	85-15-011	365-110-050	NEW	85-19-042
360-32-050	AMD-P	85-15-102	365-22-010	REP-P	85-11-044	365-110-060	NEW-E	85-15-051
360-32-050	AMD	85-18-091	365-22-010	REP	85-15-010	365-110-060	NEW-P	85-16-108
360-36-010	AMD-P	85-02-061	365-22-020	REP-P	85-11-044	365-110-060	NEW	85-19-042
360-36-010	AMD	85-06-010	365-22-020	REP	85-15-010	365-110-070	NEW-E	85-15-051
360-36-230	REP-P	85-02-061	365-22-030	REP-P	85-11-044	365-110-080	NEW-E	85-15-051
360-36-230	REP	85-06-010	365-22-030	REP	85-15-010	365-110-080	NEW-P	85-16-108
360-36-411	NEW-P	85-15-102	365-22-040	REP-P	85-11-044	365-110-080	NEW	85-19-042
360-36-411	NEW	85-18-091	365-22-040	REP	85-15-010	381	AMD	85-03-079
360-36-412	NEW-P	85-15-102	365-22-050	REP-P	85-11-044	381	AMD	85-04-001
360-36-412	NEW	85-18-091	365-22-050	REP	85-15-010	383-06	AMD-P	85-15-096
360-36-413	NEW-P	85-15-102	365-22-060	REP-P	85-11-044	383-06	AMD-E	85-15-097
360-36-413	NEW	85-18-091	365-22-060	REP	85-15-010	383-06-010	AMD-P	85-15-096
360-36-421	NEW-P	85-15-102	365-22-070	REP-P	85-11-044	383-06-010	AMD-E	85-15-097
360-36-441	NEW-P	85-15-102	365-22-070	REP	85-15-010	383-06-010	AMD-C	85-19-060
360-36-442	NEW-P	85-15-102	365-22-080	REP-P	85-11-044	383-06-020	AMD-P	85-15-096
360-36-442	NEW-P	85-20-125	365-22-080	REP	85-15-010	383-06-020	AMD-E	85-15-097
360-36-443	NEW-P	85-15-102	365-22-090	REP-P	85-11-044	383-06-020	AMD-C	85-19-060
360-36-451	NEW-P	85-15-102	365-22-090	REP	85-15-010	383-06-030	AMD-P	85-15-096
360-36-451	NEW	85-18-091	365-31-010	REP-P	85-11-045	383-06-030	AMD-E	85-15-097
360-36-452	NEW-P	85-20-125	365-31-010	REP	85-15-009	383-06-030	AMD-C	85-19-060
360-40-010	AMD-P	85-02-061	365-31-020	REP-P	85-11-045	383-06-040	AMD-P	85-15-096
360-40-010	AMD	85-06-010	365-31-020	REP	85-15-009	383-06-040	AMD-E	85-19-060
360-40-020	REP-P	85-02-061	365-31-110	REP-P	85-11-045	383-06-045	NEW-P	85-15-096
360-40-020	REP	85-06-010	365-31-110	REP	85-11-045	383-06-045	NEW-E	85-15-097
360-40-030	REP-P	85-02-061	365-31-111	REP-P	85-15-009	383-06-050	AMD-P	85-15-096
360-40-030	REP	85-06-010	365-31-111	REP	85-11-045	383-06-050	AMD-E	85-15-097
360-40-040	AMD-P	85-02-061	365-31-120	REP-P	85-15-009	383-06-050	AMD-C	85-19-060
360-40-040	AMD	85-06-010	365-31-120	REP	85-11-045	383-06-060	AMD-P	85-15-096
360-40-050	REP-P	85-02-061	365-31-130	REP-P	85-11-045	383-06-060	AMD-E	85-15-097
360-40-050	REP	85-06-010	365-31-130	REP	85-15-009	383-06-060	AMD-C	85-19-060
360-40-060	REP-P	85-02-061	365-31-140	REP-P	85-11-045	383-06-070	AMD-P	85-15-096
360-40-060	REP	85-06-010	365-31-140	REP	85-15-009			

Table of WAC Sections Affected

WAC #	WSR #	WAC #	WSR #	WAC #	WSR #			
383-06-070	AMD-E	85-15-097	388-24-254	NEW-E	85-16-044	388-29-025	REP-P	85-03-054
383-06-070	AMD-C	85-19-060	388-24-254	NEW	85-20-022	388-29-025	REP	85-07-020
383-06-080	AMD-P	85-15-096	388-24-255	AMD-P	85-16-043	388-29-030	REP-P	85-03-054
383-06-080	AMD-E	85-15-097	388-24-255	AMD-E	85-16-044	388-29-030	REP	85-07-020
383-06-080	AMD-C	85-19-060	388-24-255	AMD	85-20-022	388-29-040	REP-P	85-03-054
383-06-090	AMD-P	85-15-096	388-24-260	AMD-P	85-16-043	388-29-040	REP	85-07-020
383-06-090	AMD-E	85-15-097	388-24-260	AMD-E	85-16-044	388-29-080	AMD-P	85-03-054
383-06-090	AMD-C	85-19-060	388-24-260	AMD	85-20-022	388-29-080	AMD	85-07-020
383-06-100	AMD-P	85-15-096	388-24-265	AMD-P	85-13-049	388-29-100	AMD-P	85-03-054
383-06-100	AMD-E	85-15-097	388-24-265	AMD	85-18-041	388-29-100	AMD	85-07-020
383-06-100	AMD-C	85-19-060	388-24-270	AMD-P	85-16-043	388-29-100	AMD-P	85-13-083
383-06-110	AMD-P	85-15-096	388-24-270	AMD-E	85-16-044	388-29-100	AMD-E	85-14-066
383-06-110	AMD-E	85-15-097	388-24-270	AMD	85-20-022	388-29-100	AMD	85-16-049
383-06-110	AMD-C	85-19-060	388-24-550	AMD-P	85-13-049	388-29-110	AMD-P	85-03-054
383-06-120	AMD-P	85-15-096	388-24-550	AMD	85-18-041	388-29-110	AMD	85-07-020
383-06-120	AMD-E	85-15-097	388-28	AMD-C	85-16-040	388-29-112	AMD-P	85-03-054
383-06-120	AMD-C	85-19-060	388-28-300	AMD-P	85-13-048	388-29-112	AMD	85-07-020
383-06-130	AMD-P	85-15-096	388-28-300	AMD	85-18-042	388-29-125	AMD-P	85-03-054
383-06-130	AMD-E	85-15-097	388-28-355	AMD-P	85-13-048	388-29-125	AMD	85-07-020
383-06-130	AMD-C	85-19-060	388-28-355	AMD	85-18-042	388-29-130	AMD-P	85-03-054
383-06-140	AMD-P	85-15-096	388-28-392	AMD-P	85-15-085	388-29-130	AMD	85-07-020
383-06-140	AMD-E	85-15-097	388-28-392	AMD	85-18-066	388-29-135	REP-P	85-03-054
383-06-140	AMD-C	85-19-060	388-28-420	AMD-P	85-13-048	388-29-135	REP	85-07-020
388-08-406	AMD-P	85-04-052	388-28-420	AMD	85-18-042	388-29-145	AMD-P	85-03-054
388-08-406	AMD	85-07-048	388-28-425	NEW-P	85-13-048	388-29-145	AMD	85-07-020
388-11-011	AMD-P	85-20-064	388-28-425	NEW	85-18-042	388-29-146	AMD-P	85-03-054
388-11-011	AMD-E	85-20-087	388-28-435	AMD	85-04-024	388-29-146	AMD	85-07-020
388-14-200	AMD-P	85-17-069	388-28-435	AMD-P	85-13-048	388-29-150	AMD-P	85-03-054
388-14-200	AMD	85-20-085	388-28-435	AMD	85-18-042	388-29-150	AMD	85-07-020
388-14-260	AMD-P	85-20-064	388-28-438	AMD-P	85-13-048	388-29-160	AMD-P	85-03-054
388-14-260	AMD-E	85-20-087	388-28-438	AMD	85-18-042	388-29-160	AMD	85-07-020
388-15-120	AMD-P	85-10-041	388-28-439	NEW-P	85-13-048	388-29-180	AMD-P	85-03-054
388-15-120	AMD	85-13-059	388-28-439	NEW	85-18-042	388-29-180	AMD	85-07-020
388-15-215	AMD-P	85-19-003	388-28-450	AMD-P	85-13-048	388-29-200	AMD-P	85-03-054
388-15-215	AMD-E	85-20-083	388-28-450	AMD	85-18-042	388-29-200	AMD	85-07-020
388-15-620	AMD-P	85-15-084	388-28-475	AMD	85-04-024	388-29-210	AMD-P	85-03-054
388-15-620	AMD	85-18-067	388-28-475	AMD-P	85-13-048	388-29-210	AMD	85-07-020
388-15-630	AMD-P	85-15-084	388-28-475	AMD	85-18-042	388-29-220	AMD-P	85-03-054
388-15-630	AMD	85-18-067	388-28-480	AMD	85-04-024	388-29-220	AMD	85-07-020
388-18-010	NEW	85-03-069	388-28-480	AMD-P	85-13-048	388-29-230	AMD-P	85-03-054
388-18-020	NEW	85-03-069	388-28-480	AMD	85-18-042	388-29-230	AMD	85-07-020
388-18-030	NEW	85-03-069	388-28-482	AMD	85-04-024	388-29-260	AMD-P	85-03-054
388-18-040	NEW	85-03-069	388-28-483	AMD-P	85-03-067	388-29-260	AMD	85-07-020
388-18-050	NEW	85-03-069	388-28-483	AMD	85-06-060	388-29-270	AMD-P	85-03-054
388-18-060	NEW	85-03-069	388-28-483	AMD-P	85-13-048	388-29-270	AMD-P	85-16-043
388-18-070	NEW	85-03-069	388-28-483	AMD	85-18-042	388-29-270	AMD-E	85-16-044
388-18-080	NEW	85-03-069	388-28-484	AMD	85-04-024	388-29-270	AMD	85-20-022
388-18-090	NEW	85-03-069	388-28-484	AMD-P	85-13-048	388-29-280	AMD-P	85-03-054
388-18-100	NEW	85-03-069	388-28-484	AMD	85-18-042	388-29-280	AMD	85-07-020
388-18-110	NEW	85-03-069	388-28-500	AMD	85-04-024	388-29-290	AMD	85-04-020
388-18-120	NEW	85-03-069	388-28-500	AMD-P	85-13-048	388-29-295	AMD-P	85-03-054
388-18-130	NEW	85-03-069	388-28-500	AMD	85-18-042	388-29-295	AMD	85-07-020
388-24	AMD-C	85-16-041	388-28-515	AMD	85-04-024	388-33-080	AMD-P	85-12-019
388-24-040	AMD-P	85-13-049	388-28-515	AMD-P	85-13-048	388-33-080	AMD	85-15-056
388-24-040	AMD	85-18-041	388-28-515	AMD	85-18-042	388-33-085	AMD-P	85-12-019
388-24-050	AMD-P	85-13-049	388-28-520	AMD-P	85-13-048	388-33-085	AMD	85-15-056
388-24-050	AMD	85-18-041	388-28-520	AMD	85-18-042	388-33-135	AMD-P	85-12-019
388-24-051	NEW-P	85-13-049	388-28-535	AMD	85-04-024	388-33-135	AMD	85-15-056
388-24-052	AMD-P	85-13-049	388-28-535	AMD-P	85-13-048	388-33-140	AMD-P	85-12-019
388-24-052	AMD	85-18-041	388-28-535	AMD	85-18-042	388-33-140	AMD	85-15-056
388-24-055	AMD-P	85-13-049	388-28-560	AMD-P	85-13-048	388-33-140	AMD-P	85-20-096
388-24-055	AMD	85-18-041	388-28-560	AMD	85-18-042	388-33-195	AMD-P	85-12-019
388-24-070	AMD-P	85-13-049	388-28-570	AMD	85-04-024	388-33-195	AMD	85-15-056
388-24-070	AMD	85-18-041	388-28-570	AMD-P	85-13-048	388-33-355	AMD-P	85-13-009
388-24-074	AMD-P	85-13-049	388-28-570	AMD	85-18-042	388-33-355	AMD	85-16-045
388-24-074	AMD	85-18-041	388-28-575	AMD	85-04-024	388-37-010	AMD-P	85-17-051
388-24-125	AMD-P	85-13-049	388-28-575	AMD-P	85-13-048	388-37-010	AMD-E	85-17-053
388-24-125	AMD	85-18-041	388-28-575	AMD	85-18-042	388-37-010	AMD	85-20-086
388-24-137	AMD-P	85-13-049	388-28-590	AMD	85-03-068	388-37-030	AMD-P	85-12-026
388-24-137	AMD	85-18-041	388-29-001	NEW-P	85-03-054	388-37-030	AMD	85-15-090
388-24-250	AMD-P	85-16-043	388-29-001	NEW	85-07-020	388-37-032	AMD-P	85-19-033
388-24-250	AMD-E	85-16-044	388-29-005	NEW-P	85-03-054	388-37-036	REP-P	85-12-026
388-24-250	AMD	85-20-022	388-29-005	NEW	85-07-020	388-37-036	REP	85-15-090
388-24-253	NEW-P	85-16-043	388-29-010	AMD-P	85-03-054	388-37-037	AMD-P	85-19-033
388-24-253	NEW-E	85-16-044	388-29-010	AMD	85-07-020	388-37-060	AMD-P	85-12-026
388-24-253	NEW	85-20-022	388-29-020	AMD-P	85-03-054	388-37-060	AMD	85-15-090
388-24-254	NEW-P	85-16-043	388-29-020	AMD	85-07-020	388-37-100	NEW-P	85-12-026

Table of WAC Sections Affected

WAC #	WSR #	WAC #	WSR #	WAC #	WSR #			
388-37-100	NEW	85-15-090	388-54-745	AMD-P	85-16-042	388-83-210	AMD	85-13-063
388-37-110	NEW-P	85-12-026	388-54-745	AMD	85-20-030	388-86-008	AMD-P	85-03-080
388-37-110	NEW	85-15-090	388-54-745	AMD-E	85-20-084	388-86-008	AMD-C	85-06-059
388-37-115	NEW-P	85-12-026	388-54-750	AMD-P	85-16-042	388-86-008	AMD	85-09-002
388-37-115	NEW	85-15-090	388-54-750	AMD	85-20-030	388-86-030	AMD-P	85-15-086
388-37-120	NEW-P	85-12-026	388-54-750	AMD-E	85-20-084	388-86-030	AMD	85-18-065
388-37-120	NEW	85-15-090	388-54-760	AMD-P	85-16-042	388-86-040	AMD-P	85-15-087
388-37-130	NEW-P	85-12-026	388-54-760	AMD	85-20-030	388-86-040	AMD	85-18-064
388-37-130	NEW	85-15-090	388-54-760	AMD-E	85-20-084	388-86-050	AMD-P	85-10-042
388-37-135	NEW-P	85-12-026	388-54-768	AMD-P	85-16-042	388-86-050	AMD	85-13-061
388-37-135	NEW	85-15-090	388-54-768	AMD	85-20-030	388-86-085	AMD	85-05-024
388-37-140	NEW-P	85-12-026	388-54-768	AMD-E	85-20-084	388-86-095	AMD	85-04-021
388-37-140	NEW	85-15-090	388-54-775	AMD-P	85-16-042	388-86-112	AMD-P	85-14-012
388-37-150	NEW-P	85-12-026	388-54-775	AMD	85-20-030	388-86-112	AMD	85-17-037
388-37-150	NEW	85-15-090	388-54-775	AMD-E	85-20-084	388-86-120	AMD-P	85-18-040
388-37-160	NEW-P	85-12-026	388-54-776	AMD-P	85-16-042	388-87-005	AMD	85-04-022
388-37-160	NEW	85-15-090	388-54-776	AMD	85-20-030	388-87-007	AMD	85-04-022
388-37-170	NEW-P	85-12-026	388-54-776	AMD-E	85-20-084	388-87-010	AMD	85-05-024
388-37-170	NEW	85-15-090	388-54-785	AMD	85-05-013	388-87-012	AMD-P	85-10-042
388-37-180	NEW-P	85-12-026	388-54-800	AMD-P	85-03-040	388-87-012	AMD	85-13-061
388-37-180	NEW	85-15-090	388-54-800	AMD	85-06-061	388-87-035	AMD	85-05-024
388-37-190	NEW-P	85-12-026	388-54-817	AMD-P	85-03-020	388-87-070	AMD	85-03-073
388-37-190	NEW	85-15-090	388-54-817	AMD-E	85-03-021	388-87-070	AMD-P	85-10-007
388-42-030	AMD-P	85-09-055	388-54-817	AMD	85-06-062	388-87-070	AMD-E	85-10-008
388-42-115	AMD-P	85-09-055	388-54-820	AMD-P	85-16-042	388-87-070	AMD-P	85-14-030
388-53-010	AMD-P	85-11-059	388-54-820	AMD	85-20-030	388-87-070	AMD-E	85-14-070
388-53-010	AMD	85-14-106	388-54-820	AMD-E	85-20-084	388-87-070	AMD	85-17-033
388-53-020	AMD-P	85-11-059	388-54-850	AMD-P	85-04-053	388-87-070	AMD-P	85-20-097
388-53-020	AMD	85-14-106	388-54-850	AMD	85-07-047	388-87-070	AMD-E	85-20-098
388-53-030	AMD-P	85-11-059	388-70-042	AMD-P	85-10-046	388-87-072	NEW-P	85-14-030
388-53-030	AMD	85-14-106	388-70-042	AMD-E	85-10-054	388-87-072	NEW-E	85-14-070
388-53-040	AMD-P	85-11-059	388-70-042	AMD	85-13-062	388-87-072	NEW	85-17-033
388-53-040	AMD	85-14-106	388-70-044	AMD-P	85-10-046	388-88-050	AMD-P	85-13-010
388-53-050	AMD-P	85-11-059	388-70-044	AMD-E	85-10-054	388-88-050	AMD-E	85-14-071
388-53-050	AMD	85-14-106	388-70-044	AMD	85-13-062	388-88-050	AMD	85-17-070
388-53-080	AMD-P	85-11-059	388-70-047	REP-P	85-10-046	388-91-013	AMD-P	85-08-008
388-53-080	AMD	85-14-106	388-70-047	REP-E	85-10-054	388-91-013	AMD	85-11-034
388-53-090	AMD-P	85-11-059	388-70-047	REP	85-13-062	388-91-016	AMD-P	85-08-008
388-53-090	AMD	85-14-106	388-70-047	REP	85-13-062	388-91-016	AMD	85-11-034
388-53-100	AMD-P	85-11-059	388-70-048	AMD-P	85-10-046	388-91-020	AMD-P	85-08-008
388-53-100	AMD	85-14-106	388-70-048	AMD-E	85-10-054	388-91-020	AMD	85-11-034
388-53-120	AMD-P	85-11-059	388-70-048	AMD	85-13-062	388-91-030	AMD-P	85-08-008
388-53-120	AMD	85-14-106	388-70-053	REP-P	85-10-046	388-91-030	AMD	85-11-034
388-54-601	AMD-P	85-16-042	388-70-053	REP-E	85-10-054	388-91-030	AMD	85-08-008
388-54-601	AMD	85-20-030	388-70-053	REP	85-13-062	388-91-035	AMD-P	85-08-008
388-54-601	AMD-E	85-20-084	388-70-054	AMD-P	85-10-046	388-91-035	AMD	85-11-034
388-54-605	AMD-P	85-08-028	388-70-054	AMD-E	85-10-054	388-92-015	AMD-E	85-04-034
388-54-605	AMD	85-11-033	388-70-054	AMD	85-13-062	388-92-015	AMD-P	85-04-048
388-54-630	AMD-P	85-16-042	388-70-056	AMD-P	85-10-046	388-92-015	AMD	85-07-049
388-54-630	AMD	85-20-030	388-70-056	AMD-E	85-10-054	388-92-045	AMD	85-05-014
388-54-630	AMD-E	85-20-084	388-70-056	AMD	85-13-062	388-92-050	AMD	85-03-072
388-54-660	AMD-P	85-03-005	388-70-058	AMD-P	85-10-046	388-95-335	NEW-P	85-03-038
388-54-660	AMD	85-06-064	388-70-058	AMD-E	85-10-054	388-95-335	NEW-E	85-03-039
388-54-665	AMD-P	85-16-042	388-70-058	AMD	85-13-062	388-95-335	NEW-E	85-09-023
388-54-665	AMD	85-20-030	388-70-066	AMD-P	85-10-046	388-95-335	NEW	85-09-024
388-54-665	AMD-E	85-20-084	388-70-066	AMD-E	85-10-054	388-95-380	AMD	85-05-014
388-54-675	AMD-P	85-05-059	388-70-066	AMD	85-13-062	388-95-390	AMD	85-03-072
388-54-675	AMD	85-09-013	388-73-057	AMD-P	85-10-053	388-96-010	AMD-P	85-10-017
388-54-677	AMD-P	85-05-059	388-73-057	AMD-E	85-10-055	388-96-010	AMD-E	85-10-018
388-54-677	AMD	85-09-013	388-73-057	AMD	85-13-064	388-96-010	AMD	85-13-060
388-54-678	REP-P	85-05-059	388-73-140	AMD-P	85-15-062	388-96-020	AMD-P	85-10-016
388-54-678	REP	85-09-013	388-73-140	AMD	85-18-063	388-96-020	AMD	85-13-065
388-54-679	NEW-P	85-05-059	388-82-115	AMD	85-05-015	388-96-029	AMD-P	85-14-018
388-54-679	NEW	85-09-013	388-82-115	AMD-E	85-08-024	388-96-029	AMD-E	85-14-019
388-54-725	AMD-P	85-07-043	388-82-115	AMD-P	85-08-029	388-96-029	AMD	85-17-052
388-54-725	AMD	85-11-035	388-82-115	AMD	85-11-032	388-96-032	AMD-P	85-14-018
388-54-725	AMD-E	85-12-027	388-82-115	AMD-P	85-13-057	388-96-032	AMD-E	85-14-019
388-54-728	AMD-P	85-16-042	388-82-115	AMD-E	85-13-066	388-96-032	AMD	85-17-052
388-54-728	AMD	85-20-030	388-82-115	AMD	85-16-046	388-96-101	AMD-P	85-14-018
388-54-728	AMD-E	85-20-084	388-83-017	AMD	85-03-072	388-96-101	AMD-E	85-14-019
388-54-730	AMD-P	85-13-058	388-83-028	AMD-P	85-13-057	388-96-101	AMD	85-17-052
388-54-730	AMD-E	85-14-065	388-83-028	AMD-E	85-13-066	388-96-104	AMD-P	85-14-018
388-54-730	AMD	85-16-048	388-83-028	AMD	85-16-046	388-96-104	AMD-E	85-14-019
388-54-740	AMD	85-05-013	388-83-200	AMD-P	85-10-064	388-96-104	AMD	85-17-052
388-54-740	AMD-P	85-16-042	388-83-200	AMD-E	85-10-065	388-96-110	AMD-P	85-14-018
388-54-740	AMD	85-20-030	388-83-200	AMD	85-13-063	388-96-110	AMD-E	85-14-019
388-54-740	AMD-E	85-20-084	388-83-210	AMD-P	85-10-064	388-96-110	AMD	85-17-052
			388-83-210	AMD-E	85-10-065	388-96-113	AMD-P	85-14-018

Table of WAC Sections Affected

WAC #	WSR #	WAC #	WSR #	WAC #	WSR #			
388-96-113	AMD-E	85-14-019	388-100-001	NEW-E	85-15-027	390-18-010	NEW-P	85-11-008
388-96-113	AMD	85-17-052	388-100-001	NEW	85-17-034	390-18-010	NEW	85-15-020
388-96-117	AMD-P	85-14-018	388-100-025	AMD-P	85-14-029	390-18-020	NEW-P	85-11-008
388-96-117	AMD-E	85-14-019	388-100-025	AMD-E	85-15-027	390-18-020	NEW	85-15-020
388-96-117	AMD	85-17-052	388-100-025	AMD	85-17-034	390-18-030	NEW-P	85-11-008
388-96-128	AMD-P	85-14-018	388-100-035	AMD-P	85-14-028	390-18-030	NEW	85-15-020
388-96-128	AMD-E	85-14-019	388-100-035	AMD-E	85-14-069	390-18-050	NEW-P	85-11-008
388-96-128	AMD	85-17-052	388-100-035	AMD	85-17-035	390-20-0101	AMD-P	85-20-111
388-96-134	AMD-P	85-14-018	390-05-200	AMD-P	85-11-067	390-20-013	AMD-P	85-20-111
388-96-134	AMD-E	85-14-019	390-05-200	AMD	85-15-020	390-20-015	AMD-P	85-20-111
388-96-134	AMD	85-17-052	390-05-205	AMD-P	85-11-067	390-20-017	NEW-P	85-20-111
388-96-204	AMD-P	85-14-018	390-05-205	AMD	85-15-020	390-20-018	NEW-P	85-20-111
388-96-204	AMD-E	85-14-019	390-05-210	AMD-P	85-11-067	390-20-020	AMD-P	85-20-111
388-96-204	AMD	85-17-052	390-05-210	AMD	85-15-020	390-20-023	AMD-P	85-20-111
388-96-207	AMD-P	85-14-018	390-05-220	AMD-P	85-11-067	390-20-024	NEW-P	85-20-111
388-96-207	AMD-E	85-14-019	390-05-220	AMD	85-15-020	390-20-052	AMD-P	85-20-111
388-96-207	AMD	85-17-052	390-05-230	REP-P	85-11-067	390-20-100	AMD-P	85-20-111
388-96-213	AMD-P	85-14-018	390-05-230	REP	85-15-020	390-20-105	AMD-P	85-20-111
388-96-213	AMD-E	85-14-019	390-05-240	REP-P	85-11-067	390-20-110	AMD-P	85-20-111
388-96-213	AMD	85-17-052	390-05-240	REP	85-15-020	390-20-115	AMD-P	85-20-111
388-96-216	AMD-P	85-14-018	390-05-250	AMD-P	85-11-067	390-20-120	AMD-P	85-20-111
388-96-216	AMD-E	85-14-019	390-05-250	AMD	85-15-020	390-20-125	AMD-P	85-20-111
388-96-216	AMD	85-17-052	390-05-260	REP-P	85-11-067	390-20-130	AMD-P	85-20-111
388-96-224	AMD-P	85-10-017	390-05-260	REP	85-15-020	390-20-140	AMD-P	85-20-111
388-96-224	AMD-E	85-10-018	390-05-280	REP-P	85-11-067	390-20-143	AMD-P	85-20-111
388-96-224	AMD	85-13-060	390-05-280	REP	85-15-020	390-20-144	AMD-P	85-20-111
388-96-228	AMD-P	85-14-018	390-05-290	NEW-P	85-11-008	390-20-145	AMD-P	85-20-111
388-96-228	AMD-E	85-14-019	390-05-290	NEW	85-15-020	390-24-010	AMD-P	85-20-111
388-96-228	AMD	85-17-052	390-05-300	AMD-P	85-11-067	390-28-010	REP-P	85-18-034
388-96-369	AMD-P	85-13-010	390-05-300	AMD	85-15-020	390-28-020	AMD-P	85-18-034
388-96-369	AMD-E	85-14-071	390-05-305	AMD-P	85-11-067	390-28-021	REP-P	85-18-034
388-96-369	AMD	85-17-070	390-05-305	AMD	85-15-020	390-28-025	AMD-P	85-18-034
388-96-559	AMD-P	85-14-018	390-12-010	AMD-P	85-11-067	390-28-030	REP-P	85-18-034
388-96-559	AMD-E	85-14-019	390-12-010	AMD	85-15-020	390-28-040	AMD-P	85-18-034
388-96-559	AMD	85-17-052	390-12-040	AMD-P	85-11-067	390-28-050	AMD-P	85-18-034
388-96-567	AMD-P	85-14-018	390-12-040	AMD	85-15-020	390-28-060	AMD-P	85-18-034
388-96-567	AMD-E	85-14-019	390-12-050	AMD-P	85-11-067	390-28-070	AMD-P	85-18-034
388-96-567	AMD	85-17-052	390-12-050	AMD	85-15-020	390-28-080	AMD-P	85-18-034
388-96-580	AMD-P	85-14-018	390-12-150	REP-P	85-11-067	390-28-090	AMD-P	85-18-034
388-96-580	AMD-E	85-14-019	390-12-150	REP	85-15-020	390-28-100	AMD-P	85-18-034
388-96-580	AMD	85-17-052	390-12-170	AMD-P	85-11-067	390-32-010	AMD-P	85-18-034
388-96-717	AMD-P	85-14-018	390-12-170	AMD	85-15-020	390-32-020	AMD-P	85-18-034
388-96-717	AMD-E	85-14-019	390-12-180	REP-P	85-11-067	390-32-030	AMD-P	85-18-034
388-96-717	AMD	85-17-052	390-12-180	REP	85-15-020	390-32-040	REP-P	85-18-034
388-96-719	AMD-P	85-14-018	390-12-200	AMD-P	85-11-067	390-37-100	AMD-P	85-11-067
388-96-719	AMD-E	85-14-019	390-12-200	AMD	85-15-020	390-37-100	AMD	85-15-020
388-96-719	AMD	85-17-052	390-12-210	REP-P	85-11-067	390-37-210	AMD-P	85-11-067
388-96-722	AMD-P	85-14-018	390-12-210	REP	85-15-020	390-37-210	AMD	85-15-020
388-96-722	AMD-E	85-14-019	390-12-250	AMD-P	85-11-067	391-08-630	NEW-P	85-14-076
388-96-722	AMD	85-17-052	390-12-250	AMD	85-15-020	391-08-630	NEW	85-19-059
388-96-754	AMD-P	85-14-018	390-13-100	AMD-P	85-11-067	391-25-390	AMD-P	85-14-076
388-96-754	AMD-E	85-14-019	390-13-100	AMD	85-15-020	391-25-390	AMD	85-19-059
388-96-754	AMD	85-17-052	390-14-010	REP-P	85-11-067	391-25-650	AMD-P	85-14-076
388-96-773	AMD-P	85-10-016	390-14-010	REP	85-15-020	391-25-650	AMD	85-19-059
388-96-773	AMD	85-13-065	390-14-015	AMD-P	85-11-067	391-35-190	AMD-P	85-14-076
388-96-774	NEW-P	85-14-018	390-14-015	AMD	85-15-020	391-35-190	AMD	85-19-059
388-96-774	NEW-E	85-14-019	390-14-020	AMD-P	85-11-067	391-35-210	AMD-P	85-14-076
388-96-774	NEW	85-17-052	390-14-020	AMD	85-15-020	391-35-210	AMD	85-19-059
388-99-010	AMD	85-03-070	390-14-025	AMD-P	85-11-067	391-45-350	AMD-P	85-14-076
388-99-010	AMD-E	85-04-034	390-14-025	AMD	85-15-020	391-45-350	AMD	85-19-059
388-99-010	AMD-P	85-04-048	390-14-030	AMD-P	85-11-067	391-95-150	AMD-P	85-14-076
388-99-010	AMD	85-07-049	390-14-030	AMD	85-15-020	391-95-150	AMD	85-19-059
388-99-010	AMD-P	85-14-026	390-14-035	AMD-P	85-11-067	391-95-170	AMD-P	85-14-076
388-99-010	AMD-E	85-14-068	390-14-035	AMD	85-15-020	391-95-170	AMD	85-19-059
388-99-010	AMD	85-17-036	390-14-040	AMD-P	85-11-067	391-95-190	AMD-P	85-14-076
388-99-020	AMD	85-05-016	390-14-040	AMD	85-15-020	391-95-190	AMD	85-19-059
388-99-020	AMD-P	85-13-011	390-14-045	AMD-P	85-11-067	391-95-250	AMD-P	85-14-076
388-99-020	AMD-E	85-13-012	390-14-045	AMD	85-15-020	391-95-250	AMD	85-19-059
388-99-020	AMD	85-16-047	390-14-100	AMD-P	85-11-067	391-95-260	NEW-P	85-14-076
388-99-030	AMD	85-05-016	390-14-100	AMD	85-15-020	391-95-260	NEW	85-19-059
388-99-035	AMD	85-03-072	390-14-105	AMD-P	85-11-067	391-95-270	AMD-P	85-14-076
388-99-055	AMD	85-05-016	390-14-105	AMD	85-15-020	391-95-270	AMD	85-19-059
388-99-060	AMD-P	85-14-028	390-16-150	AMD-P	85-10-027	392-105-003	AMD-P	85-15-091
388-99-060	AMD-E	85-14-069	390-16-150	AMD-E	85-10-028	392-105-003	AMD	85-19-007
388-99-060	AMD	85-17-035	390-18-010	AMD	85-15-020	392-123-047	AMD-P	85-13-072
388-100-001	NEW-E	85-09-037	390-18-010	NEW-P	85-06-049	392-123-047	AMD	85-15-110
388-100-001	NEW-P	85-14-029	390-18-010	NEW-E	85-06-050	392-123-054	AMD-P	85-13-072

Table of WAC Sections Affected

WAC #	WSR #	WAC #	WSR #	WAC #	WSR #			
392-123-054	AMD	85-15-110	392-193-055	NEW-E	85-17-007	434-15-090	NEW	85-13-017
392-123-072	AMD-P	85-13-072	392-193-060	NEW-P	85-17-005	434-15-100	NEW-P	85-10-063
392-123-072	AMD	85-15-110	392-193-060	NEW-E	85-17-007	434-15-100	NEW	85-13-017
392-123-076	AMD-P	85-13-072	392-196-005	NEW-P	85-17-023	434-15-110	NEW-P	85-10-063
392-123-076	AMD	85-15-110	392-196-005	NEW-E	85-17-024	434-15-110	NEW	85-13-017
392-123-078	AMD-P	85-13-072	392-196-010	NEW-P	85-17-023	434-15-120	NEW-P	85-10-063
392-123-078	AMD	85-15-110	392-196-010	NEW-E	85-17-024	434-15-120	NEW	85-13-017
392-123-079	AMD-P	85-13-072	392-196-015	NEW-P	85-17-023	434-15-130	NEW-P	85-10-063
392-123-079	AMD	85-15-110	392-196-015	NEW-E	85-17-024	434-15-130	NEW	85-13-017
392-123-115	AMD-P	85-13-072	392-196-020	NEW-P	85-17-023	434-15-140	NEW-P	85-10-063
392-123-115	AMD	85-15-110	392-196-020	NEW-E	85-17-024	434-15-140	NEW	85-13-017
392-123-125	AMD-P	85-13-072	392-196-025	NEW-P	85-17-023	434-15-150	NEW-P	85-10-063
392-123-125	AMD	85-15-110	392-196-025	NEW-E	85-17-024	434-15-150	NEW	85-13-017
392-125-012	AMD-P	85-13-071	392-196-030	NEW-P	85-17-023	434-15-990	NEW-P	85-10-063
392-125-012	AMD	85-15-111	392-196-030	NEW-E	85-17-024	434-15-990	NEW	85-13-017
392-125-015	AMD-P	85-13-071	392-196-035	NEW-P	85-17-023	434-15-99001	NEW-P	85-10-063
392-125-015	AMD	85-15-111	392-196-035	NEW-E	85-17-024	434-15-99001	NEW	85-13-017
392-125-020	AMD-P	85-13-071	392-196-040	NEW-P	85-17-023	434-57-030	NEW-E	85-14-059
392-125-020	AMD	85-15-111	392-196-040	NEW-E	85-17-024	434-57-030	NEW-P	85-14-115
392-125-030	AMD-P	85-13-071	392-196-045	NEW-P	85-17-023	434-57-030	NEW	85-18-003
392-125-030	AMD	85-15-111	392-196-045	NEW-E	85-17-024	440-44	AMD-C	85-13-002
392-125-035	AMD-P	85-13-071	392-196-050	NEW-P	85-17-023	440-44-035	AMD-P	85-09-054
392-125-035	AMD	85-15-111	392-196-050	NEW-E	85-17-024	440-44-035	AMD	85-12-029
392-125-036	AMD-P	85-13-071	392-196-055	NEW-P	85-17-023	440-44-040	AMD-P	85-09-054
392-125-036	AMD	85-15-111	392-196-055	NEW-E	85-17-024	440-44-040	AMD	85-12-029
392-125-045	AMD-P	85-13-071	392-196-060	NEW-P	85-17-023	440-44-050	AMD-P	85-09-054
392-125-045	AMD	85-15-111	392-196-060	NEW-E	85-17-024	440-44-050	AMD	85-13-007
392-125-065	AMD-P	85-13-071	392-196-065	NEW-P	85-17-023	440-44-050	AMD-P	85-15-022
392-125-065	AMD	85-15-111	392-196-065	NEW-E	85-17-024	440-44-050	AMD-E	85-16-064
392-125-075	REP-P	85-13-071	392-196-070	NEW-P	85-17-023	440-44-050	AMD	85-20-021
392-127-010	AMD-P	85-15-092	392-196-070	NEW-E	85-17-024	440-44-057	AMD-P	85-02-058
392-127-010	AMD	85-19-006	392-196-075	NEW-P	85-17-023	440-44-057	AMD-E	85-02-059
392-127-260	AMD-P	85-15-092	392-196-075	NEW-E	85-17-024	440-44-057	AMD	85-06-024
392-127-260	AMD	85-19-006	392-196-080	NEW-P	85-17-023	440-44-057	AMD-P	85-09-054
392-127-295	AMD-P	85-15-092	392-196-085	NEW-P	85-17-023	440-44-057	AMD	85-13-007
392-127-295	AMD	85-19-006	392-196-085	NEW-E	85-17-024	440-44-058	NEW-P	85-09-054
392-127-360	AMD-P	85-15-092	392-196-085	NEW-E	85-17-024	440-44-058	NEW	85-13-007
392-127-360	AMD	85-19-006	392-196-090	NEW-P	85-17-023	440-44-060	AMD-P	85-15-022
392-127-395	AMD-P	85-15-092	392-196-090	NEW-E	85-17-024	440-44-060	AMD-E	85-16-064
392-127-395	AMD	85-19-006	419-14-030	AMD-P	85-03-050	440-44-060	AMD	85-20-021
392-127-550	AMD-P	85-15-092	419-14-030	AMD	85-07-009	440-44-061	NEW-P	85-15-022
392-127-550	AMD	85-19-006	419-14-040	AMD-P	85-03-050	440-44-061	NEW-E	85-16-064
392-127-565	AMD-P	85-15-092	419-14-040	AMD	85-07-009	440-44-061	NEW	85-20-021
392-127-565	AMD	85-19-006	419-14-075	AMD-E	85-03-023	440-44-065	AMD-P	85-09-054
392-127-650	AMD-P	85-15-092	419-14-075	AMD-P	85-03-049	440-44-065	AMD	85-12-029
392-127-650	AMD	85-19-006	419-14-075	AMD	85-07-010	440-44-075	AMD-P	85-09-054
392-127-665	AMD-P	85-15-092	419-14-100	AMD-P	85-03-050	440-44-075	AMD	85-12-029
392-127-665	AMD	85-19-006	419-14-100	AMD	85-07-009	440-44-076	NEW-P	85-09-054
392-129	AMD-C	85-05-012	419-14-110	AMD-P	85-03-050	440-44-076	NEW	85-13-007
392-129-030	NEW-E	85-04-046	419-14-110	AMD	85-07-009	440-44-090	NEW-P	85-15-023
392-129-030	NEW-P	85-04-047	419-18-030	AMD-P	85-03-051	440-44-090	NEW	85-20-031
392-129-030	NEW	85-09-019	419-18-030	AMD	85-07-008	440-44-095	NEW	85-04-023
392-183-005	NEW-P	85-17-006	419-18-040	AMD-P	85-03-051	440-44-100	NEW-P	85-15-089
392-183-005	NEW-E	85-17-008	419-18-040	AMD	85-07-008	446-50-080	AMD-E	85-15-048
392-183-010	NEW-P	85-17-006	419-18-060	AMD-P	85-03-051	446-50-080	AMD-P	85-16-003
392-183-010	NEW-E	85-17-008	419-18-060	AMD	85-07-008	446-50-080	AMD	85-20-070
392-183-015	NEW-P	85-17-006	419-18-070	AMD-P	85-03-051	448-12-210	NEW-P	85-05-041
392-183-015	NEW-E	85-17-008	419-18-070	AMD	85-07-008	448-12-210	NEW	85-08-012
392-183-020	NEW-P	85-17-006	419-36-090	NEW-E	85-19-011	448-12-220	NEW-P	85-05-041
392-183-020	NEW-E	85-17-008	419-36-090	NEW-P	85-19-028	448-12-220	NEW	85-08-012
392-193-005	NEW-P	85-17-005	434-15-010	NEW-P	85-10-063	448-12-230	NEW-P	85-05-041
392-193-005	NEW-E	85-17-007	434-15-010	NEW	85-13-017	448-12-230	NEW	85-08-012
392-193-010	NEW-P	85-17-005	434-15-020	NEW-P	85-10-063	448-12-240	NEW-P	85-05-041
392-193-010	NEW-E	85-17-007	434-15-020	NEW	85-13-017	448-12-240	NEW	85-08-012
392-193-020	NEW-P	85-17-005	434-15-030	NEW-P	85-10-063	448-12-250	NEW-P	85-05-041
392-193-020	NEW-E	85-17-007	434-15-030	NEW	85-13-017	448-12-250	NEW	85-08-012
392-193-025	NEW-P	85-17-005	434-15-040	NEW-P	85-10-063	448-12-260	NEW-P	85-05-041
392-193-025	NEW-E	85-17-007	434-15-040	NEW	85-13-017	448-12-260	NEW	85-08-012
392-193-030	NEW-P	85-17-005	434-15-050	NEW-P	85-10-063	448-12-270	NEW-P	85-05-041
392-193-030	NEW-E	85-17-007	434-15-050	NEW	85-13-017	448-12-270	NEW	85-08-012
392-193-035	NEW-P	85-17-005	434-15-060	NEW-P	85-10-063	448-12-280	NEW-P	85-05-041
392-193-035	NEW-E	85-17-007	434-15-060	NEW	85-13-017	448-12-280	NEW	85-08-012
392-193-045	NEW-P	85-17-005	434-15-070	NEW-P	85-10-063	448-12-290	NEW-P	85-05-041
392-193-045	NEW-E	85-17-007	434-15-070	NEW	85-13-017	448-12-290	NEW	85-08-012
392-193-050	NEW-P	85-17-005	434-15-080	NEW-P	85-10-063	448-12-300	NEW-P	85-05-041
392-193-050	NEW-E	85-17-007	434-15-080	NEW	85-13-017	448-12-300	NEW	85-08-012
392-193-055	NEW-P	85-17-005	434-15-090	NEW-P	85-10-063	448-12-310	NEW-P	85-05-041

Table of WAC Sections Affected

WAC #		WSR #	WAC #		WSR #	WAC #		WSR #
448-12-310	NEW	85-08-012	458-08-240	NEW-E	85-16-101	460-20A-230	AMD	85-16-068
448-12-320	NEW-P	85-05-041	458-08-240	NEW-C	85-19-069	460-20A-230	AMD-P	85-19-070
448-12-320	NEW	85-08-012	458-08-250	NEW-P	85-16-100	460-20A-400	AMD-P	85-13-022
448-12-330	NEW-P	85-05-041	458-08-250	NEW-E	85-16-101	460-20A-400	AMD	85-16-068
448-12-330	NEW	85-08-012	458-08-250	NEW-C	85-19-069	460-20A-400	AMD-P	85-19-070
448-12-340	NEW-P	85-05-041	458-12-250	REP-P	85-18-022	460-20A-405	NEW	85-03-042
448-12-340	NEW	85-08-012	458-12-255	REP-P	85-18-022	460-24A-050	AMD-P	85-13-022
458-08-010	NEW-P	85-16-100	458-12-260	REP-P	85-18-022	460-24A-050	AMD	85-16-068
458-08-010	NEW-E	85-16-101	458-12-265	REP-P	85-18-022	460-24A-050	AMD-P	85-19-070
458-08-010	NEW-C	85-19-069	458-14-040	AMD-P	85-14-003	460-24A-060	AMD-P	85-13-022
458-08-020	NEW-P	85-16-100	458-14-040	AMD	85-17-016	460-24A-060	AMD	85-16-068
458-08-020	NEW-E	85-16-101	458-14-045	AMD-P	85-14-003	460-24A-205	AMD-P	85-13-022
458-08-020	NEW-C	85-19-069	458-14-045	AMD-E	85-14-004	460-24A-205	AMD	85-16-068
458-08-030	NEW-P	85-16-100	458-14-045	AMD	85-17-016	460-24A-205	AMD-P	85-19-070
458-08-030	NEW-E	85-16-101	458-14-092	AMD-P	85-14-003	460-24A-220	NEW-P	85-19-070
458-08-030	NEW-C	85-19-069	458-14-092	AMD	85-17-016	460-90A-005	NEW-P	85-04-056
458-08-040	NEW-P	85-16-100	458-14-152	AMD-P	85-14-003	460-90A-005	NEW	85-12-021
458-08-040	NEW-E	85-16-101	458-14-152	AMD-E	85-14-004	460-90A-010	REP-P	85-04-056
458-08-040	NEW-C	85-19-069	458-14-152	AMD	85-17-016	460-90A-010	REP	85-12-021
458-08-050	NEW-P	85-16-100	458-16-110	AMD-C	85-02-060	460-90A-015	NEW-P	85-04-056
458-08-050	NEW-E	85-16-101	458-16-110	AMD	85-05-025	460-90A-015	NEW	85-12-021
458-08-050	NEW-C	85-19-069	458-16-111	AMD-C	85-02-060	460-90A-015	AMD-P	85-12-022
458-08-060	NEW-P	85-16-100	458-16-111	AMD	85-05-025	460-90A-015	AMD	85-19-093
458-08-060	NEW-E	85-16-101	458-16-130	AMD-C	85-02-060	460-90A-017	NEW-P	85-04-056
458-08-060	NEW-C	85-19-069	458-16-130	AMD	85-05-025	460-90A-017	NEW-P	85-12-022
458-08-070	NEW-P	85-16-100	458-16-150	AMD-C	85-02-060	460-90A-017	NEW	85-19-093
458-08-070	NEW-E	85-16-101	458-16-150	AMD	85-05-025	460-90A-018	NEW-P	85-04-056
458-08-070	NEW-C	85-19-069	458-16-210	AMD-C	85-02-060	460-90A-018	NEW	85-12-021
458-08-080	NEW-P	85-16-100	458-16-210	AMD	85-05-025	460-90A-018	AMD-P	85-12-022
458-08-080	NEW-E	85-16-101	458-16-220	AMD-C	85-02-060	460-90A-018	AMD	85-19-093
458-08-080	NEW-C	85-19-069	458-16-220	AMD	85-05-025	460-90A-020	REP-P	85-04-056
458-08-090	NEW-P	85-16-100	458-16-230	AMD-C	85-02-060	460-90A-020	REP	85-12-021
458-08-090	NEW-E	85-16-101	458-16-230	AMD	85-05-025	460-90A-022	NEW-P	85-04-056
458-08-090	NEW-C	85-19-069	458-16-240	AMD-C	85-02-060	460-90A-022	NEW	85-12-021
458-08-100	NEW-P	85-16-100	458-16-240	AMD	85-05-025	460-90A-022	NEW-P	85-04-056
458-08-100	NEW-E	85-16-101	458-16-260	AMD-C	85-02-060	460-90A-025	NEW	85-12-021
458-08-100	NEW-C	85-19-069	458-16-260	AMD	85-05-025	460-90A-025	NEW-P	85-04-056
458-08-110	NEW-P	85-16-100	458-16-260	AMD	85-05-025	460-90A-027	NEW-P	85-12-021
458-08-110	NEW-E	85-16-101	458-16-270	AMD-C	85-02-060	460-90A-027	NEW	85-12-021
458-08-110	NEW-C	85-19-069	458-16-270	AMD	85-05-025	460-90A-030	AMD-P	85-04-056
458-08-120	NEW-P	85-16-100	458-16-280	AMD-C	85-02-060	460-90A-030	AMD	85-12-021
458-08-120	NEW-E	85-16-101	458-16-280	AMD	85-05-025	460-90A-030	AMD-P	85-12-022
458-08-120	NEW-C	85-19-069	458-16-282	AMD-C	85-02-060	460-90A-030	AMD	85-19-093
458-08-130	NEW-P	85-16-100	458-16-282	AMD	85-05-025	460-90A-032	NEW-P	85-04-056
458-08-130	NEW-E	85-16-101	458-17-100	NEW-P	85-18-022	460-90A-032	NEW	85-12-021
458-08-130	NEW-C	85-19-069	458-20-155	AMD-P	85-16-106	460-90A-032	AMD-P	85-12-022
458-08-140	NEW-P	85-16-100	458-20-155	AMD-E	85-16-107	460-90A-032	AMD	85-19-093
458-08-140	NEW-E	85-16-101	458-20-155	AMD	85-20-012	460-90A-035	NEW-P	85-04-056
458-08-140	NEW-C	85-19-069	458-20-179	AMD-P	85-18-069	460-90A-035	NEW-P	85-12-022
458-08-150	NEW-P	85-16-100	458-20-179	AMD-E	85-18-070	460-90A-035	NEW	85-19-093
458-08-150	NEW-E	85-16-101	458-20-17901	NEW-P	85-16-106	460-90A-040	REP-P	85-04-056
458-08-150	NEW-C	85-19-069	458-20-17901	NEW-C	85-20-010	460-90A-040	REP	85-12-021
458-08-160	NEW-P	85-16-100	458-20-189	AMD	85-04-016	460-90A-045	NEW-P	85-04-056
458-08-160	NEW-E	85-16-101	458-20-189	AMD-P	85-18-069	460-90A-045	NEW-P	85-12-022
458-08-160	NEW-C	85-19-069	458-20-189	AMD-E	85-18-070	460-90A-045	NEW-E	85-15-057
458-08-170	NEW-P	85-16-100	458-20-207	AMD-P	85-16-106	460-90A-045	NEW	85-19-093
458-08-170	NEW-E	85-16-101	458-20-207	AMD-E	85-16-107	460-90A-050	REP-P	85-12-022
458-08-170	NEW-C	85-19-069	458-20-207	AMD	85-20-012	460-90A-050	REP	85-19-093
458-08-180	NEW-P	85-16-100	458-20-228	AMD	85-04-016	460-90A-055	NEW-P	85-12-022
458-08-180	NEW-E	85-16-101	458-20-24001	NEW-P	85-16-106	460-90A-055	NEW	85-19-093
458-08-180	NEW-C	85-19-069	458-20-24001	NEW-E	85-16-107	460-90A-070	AMD-P	85-04-056
458-08-190	NEW-P	85-16-100	458-20-24001	NEW-C	85-20-011	460-90A-070	AMD-P	85-12-022
458-08-190	NEW-E	85-16-101	458-20-24002	NEW-P	85-16-106	460-90A-070	AMD	85-19-093
458-08-190	NEW-C	85-19-069	458-20-24002	NEW-E	85-16-107	460-90A-090	AMD-P	85-12-022
458-08-200	NEW-P	85-16-100	458-40-18717	NEW-C	85-20-011	460-90A-090	AMD	85-19-093
458-08-200	NEW-E	85-16-101	458-40-18717	NEW-P	85-10-058	460-90A-100	AMD-P	85-12-022
458-08-200	NEW-C	85-19-069	458-40-18717	NEW-E	85-14-047	460-90A-100	AMD	85-19-093
458-08-210	NEW-P	85-16-100	458-40-18718	NEW	85-14-048	460-90A-110	REP-P	85-04-056
458-08-210	NEW-E	85-16-101	458-40-18718	NEW-P	85-10-058	460-90A-110	REP	85-12-021
458-08-220	NEW-C	85-19-069	458-40-18718	NEW-E	85-14-047	460-90A-115	NEW-P	85-04-056
458-08-220	NEW-P	85-16-100	460-20A-210	NEW	85-14-048	460-90A-115	NEW	85-12-021
458-08-220	NEW-E	85-16-101	460-20A-210	AMD-P	85-13-022	460-90A-115	AMD-P	85-12-022
458-08-220	NEW-C	85-19-069	460-20A-210	AMD	85-16-068	460-90A-115	AMD-E	85-15-057
458-08-230	NEW-P	85-16-100	460-20A-220	AMD-P	85-19-070	460-90A-115	AMD	85-19-093
458-08-230	NEW-E	85-16-101	460-20A-220	AMD-P	85-13-022	460-90A-120	REP-P	85-04-056
458-08-230	NEW-C	85-19-069	460-20A-220	AMD	85-16-068	460-90A-120	REP	85-12-021
458-08-240	NEW-P	85-16-100	460-20A-230	AMD-P	85-19-070	460-90A-122	NEW-P	85-04-056
				AMD-P	85-13-022	460-90A-122	NEW	85-12-021

Table of WAC Sections Affected

WAC #	WSR #	WAC #	WSR #	WAC #	WSR #			
460-90A-125	NEW-P	85-04-056	468-70-060	AMD-P	85-14-099	478-08-290	REP	85-20-071
460-90A-125	NEW	85-12-021	468-70-060	AMD-E	85-14-100	478-08-300	REP-P	85-15-066
460-90A-140	AMD-P	85-04-056	468-70-060	AMD	85-17-012	478-08-300	REP	85-20-071
460-90A-140	AMD	85-12-021	468-70-070	AMD-P	85-14-099	478-08-310	REP-P	85-15-066
460-90A-150	REP-P	85-04-056	468-70-070	AMD-E	85-14-100	478-08-310	REP	85-20-071
460-90A-150	REP	85-12-021	468-70-070	AMD	85-17-012	478-08-320	REP-P	85-15-066
468-06	REVIEW	85-13-005	468-70-080	AMD	85-03-031	478-08-320	REP	85-20-071
468-06-030	AMD-P	85-18-001	468-70-080	AMD-P	85-14-099	478-08-330	REP-P	85-15-066
468-06-040	AMD-P	85-18-001	468-70-080	AMD-E	85-14-100	478-08-330	REP	85-20-071
468-06-070	AMD-P	85-18-001	468-70-080	AMD	85-17-012	478-08-340	REP-P	85-15-066
468-06-110	AMD-P	85-18-001	468-70-990	REP-P	85-14-099	478-08-340	REP	85-20-071
468-10	REVIEW	85-13-005	468-70-990	REP-E	85-14-100	478-08-350	REP-P	85-15-066
468-12	REVIEW	85-13-005	468-70-990	REP	85-17-012	478-08-350	REP	85-20-071
468-14	REVIEW	85-16-084	468-70-99001	REP-P	85-14-099	478-08-360	REP-P	85-15-066
468-18	REVIEW	85-13-005	468-70-99001	REP-E	85-14-100	478-08-360	REP	85-20-071
468-18-090	AMD-P	85-11-060	468-70-99001	REP	85-17-012	478-08-400	REP-P	85-15-066
468-18-090	AMD-E	85-11-063	468-70-99002	REP-P	85-14-099	478-08-400	REP	85-20-071
468-18-090	AMD	85-15-080	468-70-99002	REP-E	85-14-100	478-08-410	REP-P	85-15-066
468-30	REVIEW	85-16-084	468-70-99002	REP	85-17-012	478-08-410	REP	85-20-071
468-34	REVIEW	85-16-084	468-70-99003	REP-P	85-14-099	478-08-420	REP-P	85-15-066
468-38	AMD-C	85-17-064	468-70-99003	REP-E	85-14-100	478-08-420	REP	85-20-071
468-38	REVIEW	85-18-002	468-70-99003	REP	85-17-012	478-08-510	REP-P	85-15-066
468-38	AMD-C	85-20-074	468-70-99004	REP-P	85-14-099	478-08-510	REP	85-20-071
468-38-020	AMD-P	85-14-010	468-70-99004	REP-E	85-14-100	478-08-520	REP-P	85-15-066
468-38-120	AMD-P	85-15-078	468-70-99004	REP	85-17-012	478-08-520	REP	85-20-071
468-38-120	AMD-E	85-15-079	468-78	REVIEW	85-18-002	478-08-530	REP-P	85-15-066
468-38-120	AMD-C	85-20-075	468-95-010	AMD-P	85-18-062	478-08-530	REP	85-20-071
468-38-280	AMD-P	85-14-010	468-300	REVIEW	85-13-005	478-08-540	REP-P	85-15-066
468-38-290	AMD-P	85-06-004	468-300-005	REP-P	85-06-015	478-08-540	REP	85-20-071
468-38-290	AMD-E	85-06-005	468-300-005	REP	85-11-007	478-08-550	REP-P	85-15-066
468-38-290	AMD-C	85-10-009	468-300-010	AMD-P	85-06-015	478-08-550	REP	85-20-071
468-38-290	AMD-E	85-11-061	468-300-010	AMD	85-11-007	478-08-560	REP-P	85-15-066
468-38-290	AMD	85-11-062	468-300-020	AMD-P	85-06-015	478-08-560	REP	85-20-071
468-38-370	AMD-P	85-14-010	468-300-020	AMD	85-11-007	478-08-570	REP-P	85-15-066
468-46	REVIEW	85-18-002	468-300-030	AMD-P	85-06-015	478-08-570	REP	85-20-071
468-54	REVIEW	85-16-084	468-300-030	AMD	85-11-007	478-168-060	AMD-P	85-10-033
468-58	REVIEW	85-16-084	468-300-040	AMD-P	85-06-015	478-168-060	AMD	85-14-035
468-66-010	AMD	85-03-031	468-300-040	AMD	85-11-007	478-168-070	AMD-P	85-10-033
468-66-010	AMD-P	85-14-099	468-300-070	AMD-P	85-06-015	478-168-070	AMD	85-14-035
468-66-010	AMD-E	85-14-100	468-300-070	AMD	85-11-007	478-168-080	AMD-P	85-10-033
468-66-010	AMD	85-17-012	468-300-100	RE-AD-P	85-06-015	478-168-080	AMD	85-14-035
468-66-030	AMD	85-03-031	468-300-100	READOPT	85-11-007	478-168-090	AMD-P	85-10-033
468-66-030	AMD-P	85-14-099	468-300-410	AMD-P	85-06-015	478-168-090	AMD	85-14-035
468-66-030	AMD-E	85-14-100	468-300-410	AMD	85-11-007	478-168-092	NEW-P	85-10-033
468-66-030	AMD	85-17-012	468-300-510	RE-AD-P	85-06-015	478-168-092	NEW	85-14-035
468-66-050	AMD-P	85-14-099	468-300-510	READOPT	85-11-007	478-168-094	NEW-P	85-10-033
468-66-050	AMD-E	85-14-100	478-08-001	REP-P	85-15-066	478-168-094	NEW	85-14-035
468-66-050	AMD	85-17-012	478-08-001	REP	85-20-071	478-168-096	NEW-P	85-10-033
468-66-060	AMD-P	85-14-099	478-08-010	REP-P	85-15-066	478-168-096	NEW	85-14-035
468-66-060	AMD-E	85-14-100	478-08-010	REP	85-20-071	479-16-080	AMD-P	85-11-046
468-66-060	AMD	85-17-012	478-08-080	REP-P	85-15-066	479-16-080	AMD-E	85-11-047
468-66-060	AMD-P	85-14-099	478-08-080	REP	85-20-071	479-16-080	AMD	85-15-073
468-66-090	AMD-E	85-14-100	478-08-090	REP-P	85-15-066	480-08-050	AMD-E	85-06-072
468-66-090	AMD	85-17-012	478-08-090	REP	85-20-071	480-08-050	AMD-P	85-06-073
468-66-100	AMD-P	85-14-099	478-08-100	REP-P	85-15-066	480-08-050	AMD	85-09-025
468-66-100	AMD-E	85-14-100	478-08-100	REP	85-20-071	480-12-033	AMD-E	85-15-001
468-66-100	AMD	85-17-012	478-08-110	REP-P	85-15-066	480-12-033	AMD-P	85-15-002
468-66-110	AMD-P	85-14-099	478-08-110	REP	85-20-071	480-12-033	AMD	85-18-044
468-66-110	AMD-E	85-14-100	478-08-120	REP-P	85-15-066	480-12-190	AMD-P	85-20-104
468-66-110	AMD	85-17-012	478-08-120	REP	85-20-071	480-12-350	AMD-P	85-07-018
468-66-140	AMD-P	85-14-099	478-08-130	REP-P	85-15-066	480-12-350	AMD-E	85-07-019
468-66-140	AMD-E	85-14-100	478-08-130	REP	85-20-071	480-12-350	AMD	85-10-032
468-66-140	AMD	85-17-012	478-08-140	REP-P	85-15-066	480-30-100	AMD-P	85-17-076
468-70-020	AMD-P	85-14-099	478-08-140	REP	85-20-071	480-30-100	AMD	85-20-047
468-70-020	AMD-E	85-14-100	478-08-230	REP-P	85-15-066	480-30-100	AMD-P	85-20-104
468-70-020	AMD	85-17-012	478-08-230	REP	85-20-071	480-40-070	AMD-P	85-20-104
468-70-030	AMD-P	85-14-099	478-08-240	REP-P	85-15-066	480-70-120	AMD-P	85-17-075
468-70-030	AMD-E	85-14-100	478-08-240	REP	85-20-071	480-70-120	AMD	85-20-046
468-70-030	AMD	85-17-012	478-08-250	REP-P	85-15-066	480-70-150	AMD-P	85-17-075
468-70-040	AMD-P	85-14-099	478-08-250	REP	85-20-071	480-70-150	AMD	85-20-046
468-70-040	AMD-E	85-14-100	478-08-260	REP-P	85-15-066	480-70-330	AMD-P	85-20-104
468-70-040	AMD	85-17-012	478-08-260	REP	85-20-071	480-80-010	AMD-P	85-16-008
468-70-050	AMD	85-03-031	478-08-270	REP-P	85-15-066	480-80-010	AMD-E	85-16-010
468-70-050	AMD-P	85-14-099	478-08-270	REP	85-20-071	480-80-010	AMD	85-20-003
468-70-050	AMD-E	85-14-100	478-08-280	REP-P	85-15-066	480-80-030	AMD-P	85-16-008
468-70-050	AMD	85-17-012	478-08-280	REP	85-20-071	480-80-030	AMD-E	85-16-010
468-70-060	AMD	85-03-031	478-08-290	REP-P	85-15-066	480-80-030	AMD	85-20-003

Table of WAC Sections Affected

WAC #	WSR #	WAC #	WSR #	WAC #	WSR #
480-80-045	NEW-P	85-16-008	484-20-010	AMD-E	85-15-081
480-80-045	NEW-E	85-16-010	484-20-010	AMD-P	85-15-088
480-80-045	NEW	85-20-003	484-20-010	AMD-C	85-18-036
480-80-120	AMD-P	85-16-008	484-20-010	AMD-E	85-20-017
480-80-120	AMD-E	85-16-010	484-20-010	AMD	85-20-099
480-80-120	AMD	85-20-003	484-20-015	AMD-P	85-15-088
480-80-125	AMD-P	85-16-008	484-20-015	AMD-C	85-18-036
480-80-125	AMD-E	85-16-010	484-20-015	AMD	85-20-099
480-80-125	AMD	85-20-003	484-20-030	AMD-P	85-15-088
480-80-210	AMD-P	85-06-045	484-20-030	AMD-C	85-18-036
480-80-220	AMD-P	85-16-008	484-20-040	AMD-P	85-15-088
480-80-220	AMD-E	85-16-010	484-20-040	AMD-C	85-18-036
480-80-220	AMD	85-20-003	484-20-040	AMD	85-20-099
480-80-240	AMD-P	85-16-008	484-20-065	AMD-P	85-15-088
480-80-240	AMD-E	85-16-010	484-20-065	AMD-C	85-18-036
480-80-240	AMD	85-20-003	484-20-065	AMD	85-20-099
480-80-340	AMD-P	85-06-045	484-20-068	AMD-P	85-15-088
480-80-380	AMD-P	85-06-045	484-20-068	AMD-C	85-18-036
480-110-041	AMD-P	85-08-015	484-20-068	AMD	85-20-099
480-110-041	AMD	85-11-019	484-20-070	AMD-P	85-15-088
480-120-011	AMD-P	85-18-081	484-20-070	AMD-C	85-18-036
480-120-021	AMD-P	85-06-045	484-20-070	AMD	85-20-099
480-120-021	AMD-P	85-18-081	484-20-075	AMD-P	85-15-088
480-120-022	NEW-P	85-18-081	484-20-075	AMD-C	85-18-036
480-120-023	NEW-P	85-18-081	484-20-075	AMD	85-20-099
480-120-024	NEW-P	85-18-081	484-20-085	AMD-E	85-08-002
480-120-025	NEW-P	85-18-081	484-20-085	AMD-E	85-12-003
480-120-031	AMD-P	85-06-045	484-20-085	AMD-E	85-15-081
480-120-031	AMD-P	85-18-081	484-20-085	AMD-P	85-15-088
480-120-041	AMD-P	85-18-081	484-20-085	AMD-C	85-18-036
480-120-042	AMD-P	85-18-081	484-20-085	AMD-E	85-20-017
480-120-056	AMD	85-04-036	484-20-085	AMD	85-20-099
480-120-056	AMD-P	85-18-081	484-20-090	AMD-E	85-04-004
480-120-061	AMD-P	85-14-055	484-20-090	AMD-E	85-08-002
480-120-061	AMD-C	85-16-117	484-20-090	AMD-E	85-12-003
480-120-061	AMD	85-18-011	484-20-090	AMD-E	85-15-081
480-120-066	AMD-P	85-14-055	484-20-090	AMD-P	85-15-088
480-120-066	AMD-C	85-16-117	484-20-090	AMD-C	85-18-036
480-120-066	AMD-P	85-18-012	484-20-090	AMD-E	85-20-017
480-120-066	AMD-E	85-18-013	484-20-090	AMD	85-20-099
480-120-081	AMD-P	85-14-055	484-20-100	AMD-E	85-04-004
480-120-081	AMD-C	85-16-117	484-20-100	AMD-E	85-08-002
480-120-081	AMD	85-18-011	484-20-100	AMD-E	85-12-003
480-120-088	AMD-P	85-18-081	484-20-100	AMD-E	85-15-081
480-120-106	AMD-P	85-11-075	484-20-100	AMD-P	85-15-088
480-120-106	AMD-E	85-11-076	484-20-100	AMD-C	85-18-036
480-120-106	AMD-C	85-14-054	484-20-100	AMD-E	85-20-017
480-120-106	AMD-P	85-14-055	484-20-100	AMD	85-20-099
480-120-106	AMD-C	85-16-117	484-20-105	AMD-E	85-04-004
480-120-106	AMD	85-16-118	484-20-105	AMD-E	85-08-002
480-120-106	AMD	85-18-011	484-20-105	AMD-E	85-12-003
480-120-137	NEW-P	85-11-077	484-20-105	AMD-E	85-15-081
480-120-137	NEW-C	85-14-053	484-20-105	AMD-P	85-15-088
480-120-137	NEW-P	85-15-094	484-20-105	AMD-C	85-18-036
480-120-137	NEW-C	85-18-043	484-20-105	AMD-E	85-20-017
480-120-137	NEW	85-20-009	484-20-105	AMD	85-20-099
480-120-138	NEW-P	85-15-094	484-20-110	AMD-E	85-04-004
480-120-138	NEW	85-20-009	484-20-110	AMD-E	85-08-002
480-121-010	NEW-P	85-16-009	484-20-110	AMD-E	85-12-003
480-121-010	NEW-E	85-16-011	484-20-110	AMD-E	85-15-081
480-121-010	NEW	85-20-002	484-20-110	AMD-P	85-15-088
480-121-020	NEW-P	85-16-009	484-20-110	AMD-C	85-18-036
480-121-020	NEW-E	85-16-011	484-20-110	AMD-E	85-20-017
480-121-020	NEW	85-20-002	484-20-110	AMD	85-20-099
480-121-030	NEW-P	85-16-009	484-20-120	AMD-E	85-04-004
480-121-030	NEW-E	85-16-011	484-20-120	AMD-E	85-08-002
480-121-030	NEW	85-20-002	484-20-120	AMD-E	85-12-003
480-121-040	NEW-P	85-16-009	484-20-120	AMD-E	85-15-081
480-121-040	NEW-E	85-16-011	484-20-120	AMD-P	85-15-088
480-121-040	NEW	85-20-002	484-20-120	AMD-C	85-18-036
480-121-050	NEW-P	85-16-009	484-20-120	AMD-E	85-20-017
480-121-050	NEW-E	85-16-011	484-20-120	AMD	85-20-099
480-121-050	NEW	85-20-002	484-20-125	REP-E	85-04-004
484-20-010	AMD-E	85-04-004	484-20-125	REP-E	85-08-002
484-20-010	AMD-E	85-08-002	484-20-125	REP-E	85-12-003
484-20-010	AMD-E	85-12-003	484-20-125	REP-E	85-15-081
484-20-010	AMD-E	85-15-088	484-20-125	REP-P	85-15-088
484-20-125	REP-C	85-18-036	484-20-125	REP-C	85-18-036
484-20-125	REP-E	85-20-017	484-20-125	REP-E	85-20-017
484-20-125	REP	85-20-099	484-20-125	REP	85-20-099
484-20-130	REP-E	85-04-004	484-20-130	REP-E	85-04-004
484-20-130	REP-E	85-08-002	484-20-130	REP-E	85-08-002
484-20-130	REP-E	85-12-003	484-20-130	REP-E	85-12-003
484-20-130	REP-P	85-15-081	484-20-130	REP-P	85-15-081
484-20-130	REP-C	85-18-036	484-20-130	REP-C	85-18-036
484-20-130	REP-E	85-20-017	484-20-130	REP-E	85-20-017
484-20-130	REP-E	85-20-099	484-20-130	REP-E	85-20-099
484-20-155	REP-E	85-04-004	484-20-155	REP-E	85-04-004
484-20-155	REP-E	85-08-002	484-20-155	REP-E	85-08-002
484-20-155	REP-E	85-12-003	484-20-155	REP-E	85-12-003
484-20-155	REP-P	85-15-081	484-20-155	REP-P	85-15-081
484-20-155	REP-E	85-18-036	484-20-155	REP-P	85-15-088
484-20-155	REP-C	85-20-017	484-20-155	REP-C	85-18-036
484-20-155	REP-E	85-20-099	484-20-155	REP-E	85-20-017
484-20-155	REP	85-20-099	484-20-155	REP	85-20-099
490-500-385	AMD	85-03-071	490-500-385	AMD	85-03-071
504-17-185	NEW-P	85-07-012	504-17-185	NEW-P	85-07-012
504-17-185	NEW	85-14-051	504-17-185	NEW	85-14-051
504-17-190	REP-P	85-07-012	504-17-190	REP-P	85-07-012
504-17-190	REP	85-14-051	504-17-190	REP	85-14-051
508-60-040	AMD-E	85-13-028	508-60-040	AMD-E	85-13-028
508-60-040	AMD-E	85-19-023	508-60-040	AMD-E	85-19-023
516-12	AMD-C	85-14-097	516-12	AMD-C	85-14-097
516-12-400	AMD-P	85-09-050	516-12-400	AMD-P	85-09-050
516-12-400	AMD	85-14-098	516-12-400	AMD	85-14-098
516-12-410	AMD-P	85-09-050	516-12-410	AMD-P	85-09-050
516-12-410	AMD	85-14-098	516-12-410	AMD	85-14-098
516-12-420	AMD-P	85-09-050	516-12-420	AMD-P	85-09-050
516-12-420	AMD	85-14-098	516-12-420	AMD	85-14-098
516-12-430	AMD-P	85-09-050	516-12-430	AMD-P	85-09-050
516-12-430	AMD	85-14-098	516-12-430	AMD	85-14-098
516-12-440	AMD-P	85-09-050	516-12-440	AMD-P	85-09-050
516-12-440	AMD	85-14-098	516-12-440	AMD	85-14-098
516-12-450	AMD-P	85-09-050	516-12-450	AMD-P	85-09-050
516-12-450	AMD	85-14-098	516-12-450	AMD	85-14-098
516-12-460	AMD-P	85-09-050	516-12-460	AMD-P	85-09-050
516-12-460	AMD	85-14-098	516-12-460	AMD	85-14-098
516-12-470	AMD-P	85-09-050	516-12-470	AMD-P	85-09-050
516-12-470	AMD	85-14-098	516-12-470	AMD	85-14-098
516-52-001	AMD-P	85-19-072	516-52-001	AMD-P	85-19-072
516-52-010	AMD-P	85-19-072	516-52-010	AMD-P	85-19-072

**Subject/Agency Index**  
(Citations in **bold type** refer to material in this issue)

<b>ACCOUNTANCY, BOARD OF</b>		<b>AGRICULTURE, DEPARTMENT OF—cont.</b>	
Budget requirements	85-17-074	Mint rootstock certification	85-11-082
Certified public accountants	85-06-008		85-15-017
	85-06-054	Onion white rot	85-11-085
	85-11-013		85-11-086
Educational requirements pre-1992	85-17-032		85-14-072
Fees	85-02-066		85-15-006
	85-17-074		85-15-054
	85-19-091		85-19-002
Temporary permits	85-06-008	Pears, loose	<b>85-20-043</b>
	85-06-054	Plum curculio	85-03-089
<b>ADMINISTRATIVE HEARINGS, OFFICE OF</b>			85-11-084
Agency organization	85-13-003		85-11-086
	85-14-013		85-11-087
	85-17-011		85-15-006
	<b>85-20-053</b>		85-15-007
Interpreters	85-13-003	Seed testing fee, certification, etc.	85-06-051
	85-14-013		85-06-052
	85-17-011		85-11-003
	<b>85-20-053</b>		85-11-004
<b>AGRICULTURE, DEPARTMENT OF</b>		Sod seed certification service fee	85-11-081
Alfalfa seed commission			85-14-093
membership	85-02-003	Strawberry commission	85-05-038
	85-10-015		85-11-030
Animal health care		Tree fruit research commission	
biological products	85-03-061	assessment rates	85-02-054
	85-09-061		85-10-005
	85-10-020	meeting	85-01-057
	85-12-025	Walla Walla County	
	85-13-047	restricted use desiccants	
	85-15-024	and defoliant	85-07-062
Apple maggot quarantine	85-11-084		85-10-057
	85-11-086		85-11-052
	85-11-087		85-12-012
	85-15-006		85-14-092
	85-15-007		85-17-043
Apples, loose	85-03-089		85-17-065
Asparagus	85-03-090	Wheat, phytosanitary certificate	85-17-066
	85-07-028		85-13-035
Barley commission	85-11-089	<b>AIRPLANES</b>	
Bean quarantine	85-02-050	Aircraft fuel tax	85-04-027
Bulk food sale weights	85-10-051		
	85-12-053	<b>AIR POLLUTION</b>	
Caneberry plants, certification	85-19-073	(See <b>ECOLOGY, DEPARTMENT OF</b> )	
Chestnut quarantine	85-17-019	<b>ALFALFA</b>	
Corn seed certification	85-07-058	(See <b>AGRICULTURE, DEPARTMENT OF</b> )	
	85-11-002	<b>APPRENTICESHIPS (See LABOR AND</b>	
Cranberry commodity board	85-11-078	<b>INDUSTRIES, DEPARTMENT OF)</b>	
	85-15-018	<b>AQUATIC LANDS</b>	
Desiccants and defoliant	85-17-043	(See <b>NATURAL RESOURCES, DEPARTMENT</b>	
	85-17-065	<b>OF)</b>	
	85-17-066	<b>ARCHAEOLOGY AND HISTORIC</b>	
Endrin	85-13-052	<b>PRESERVATION</b>	
	85-16-075	Advisory council	
	85-17-044	meetings	85-02-017
Fruit commission		Heritage council	
meeting	85-01-006	meetings	85-03-057
Herbicides	85-03-101	Special valuation for	
	85-06-042	historic properties	<b>85-20-008</b>
	85-07-062		
	85-10-057	<b>ARCHITECTS, BOARD OF REGISTRATION</b>	
	85-11-052	Applications	85-17-077
	85-12-012	Approved schools	85-17-077
Honey bee tracheal	85-11-083	Architect listings	85-17-077
	85-11-086	Competence	85-17-077
	85-11-088	Conflict of interest	85-17-077
	85-15-006	Definitions	85-17-077
	85-15-008	Disclosure	85-17-077
Hop rootstock certification	85-11-079	Examinations	85-05-010
	85-11-080	Professional conduct	85-17-077
	85-15-046	Reciprocity	85-17-077
	85-15-047	Seal	85-17-077
Horticulture inspection fees	85-02-032		
	85-02-033	<b>ARCHIVES</b>	
	85-06-029	(See <b>SECRETARY OF STATE</b> )	
Livestock liens	<b>85-20-092</b>		
	<b>85-20-101</b>		

**Subject/Agency Index**  
(Citations in **bold type** refer to material in this issue)

<b>ASBESTOS</b> (See <b>LABOR AND INDUSTRIES, DEPARTMENT OF</b> )		<b>BLIND</b> —cont. Vocational rehabilitation services	85-03-081 85-06-030 85-15-077 85-18-046
<b>ASIAN AMERICAN AFFAIRS, COMMISSION ON</b> Meetings correction to schedule	85-01-037 85-03-012 85-20-073	<b>BOATING SAFETY</b> (See <b>PARKS AND RECREATION COMMISSION</b> )	
<b>ATTORNEY DISCIPLINARY RULES</b> (See <b>SUPREME COURT</b> )		<b>BOATS</b> (See <b>LICENSING, DEPARTMENT OF</b> )	
<b>ATTORNEY GENERAL OPINIONS</b> Apprenticeship wages, state versus federal programs	85-05-036 85-16-029	<b>BODY CAVITY SEARCHES</b> Regulations	85-01-032 85-01-033
Building codes, amendments		<b>BOILER RULES</b> (See <b>LABOR AND INDUSTRIES, DEPARTMENT OF</b> )	
Children on motorcycles without restraints, illegal	85-01-002	<b>BREATHALYZER EVIDENCE RULES</b> JCrR 4.09	85-13-001
Dental work, LEOFF coverage	85-07-008	<b>BUILDING CODE COUNCIL</b> Adoption of uniform codes	85-18-058 85-02-055
Emergency services, telephone system, tax authority	85-18-004	Barrier-free facilities	85-03-095 85-07-036 85-18-068 85-02-056
House of representatives, vacancy, multicounty district	85-03-022	Energy code	
Human rights commission chairman	85-06-041	Meetings	
Industrial insurance, vocational rehabilitation, wages	85-03-053	<b>CEMETERY BOARD</b> Human remains, handling procedures	85-14-108 85-19-012
Kindergarten preassessment, no fee	85-17-028	<b>CENTENNIAL COMMISSION</b> Administration procedures	85-03-011
Landlord and tenant	85-01-051	Meetings	85-10-059
Legislator vacancies	85-19-061	Procurement of services and selection of projects	85-04-063 85-09-027
Mental health treatment, insurance coverage	85-11-022	<b>CENTRALIA COLLEGE/SPSCC</b> (District 12)	
Mobile home landlord and tenant	85-01-051	Environmental protection	85-14-119 85-18-056 85-08-018 85-13-074 85-18-055 85-20-082 85-16-087
Motorcycles child passengers need restraints	85-01-002	Meeting schedule	
Name change following divorce	85-14-050	Parking and traffic, SPSCC	
Radioactive emissions, monitor air pollution only	85-04-013	<b>CENTRAL WASHINGTON UNIVERSITY</b> Meetings	85-05-006 85-15-055 85-03-086 85-07-032
Salary setting in executive session	85-04-025	Student rights and responsibilities	
School districts, transfer of federal funds	85-16-063	<b>CERTIFICATE OF NEED</b> (See <b>HOSPITALS</b> )	
Vacancy in multi-county legislative position	85-20-060	<b>CHIROPRACTIC DISCIPLINARY BOARD</b> Uniform Disciplinary Act	85-20-078
<b>AUBURN, CITY OF</b> Shoreline management master program	85-10-073 85-13-054	<b>CHIROPRACTIC EXAMINING BOARD</b> Examinations, national board	85-10-068 85-13-081 85-01-076 85-13-081 85-16-067 85-16-089
<b>BARBERING</b> (See <b>LICENSING, DEPARTMENT OF</b> )		Uniform Disciplinary Act	
<b>BELLEVUE COMMUNITY COLLEGE</b> (District 8) Liquor implementation	85-19-074	<b>CLALLAM COUNTY</b> Shoreline management master program	85-12-049 85-16-104 85-17-063
Meetings	85-02-012	<b>CLARK COLLEGE</b> (District 14) Meetings	85-02-028
Student code	85-19-074	<b>COMMUNITY COLLEGE DISTRICT 1</b> (See <b>PENINSULA COLLEGE</b> )	
Student discipline	85-19-074	<b>COMMUNITY COLLEGE DISTRICT 2</b> (See <b>GRAYS HARBOR COLLEGE</b> )	
<b>BIG BEND COMMUNITY COLLEGE</b> (District 18) Reduction-in-force	85-05-007 85-14-078 85-05-007 85-14-078		
Tenure, contracts, probation, dismissal			
<b>BLIND</b> Business enterprises revolving fund	85-18-030 85-19-048		
Definitions	85-03-081 85-06-030		
Economic need	85-13-023 85-18-046		
Labor and industries department revisions	85-03-066		
Prevention of blindness program repealed	85-09-039 85-15-044 85-15-076 85-18-047		
Prevocational skills assessment	85-03-081		
Vending facility program	85-06-030 85-15-075 85-18-048		

**Subject/Agency Index**  
(Citations in **bold type** refer to material in this issue)

COMMUNITY COLLEGE DISTRICT 3 (See OLYMPIC COLLEGE)		COMMUNITY DEVELOPMENT, DEPARTMENT OF—cont.	
COMMUNITY COLLEGE DISTRICT 4 (See SKAGIT VALLEY COLLEGE)		Regional planning agencies, repeal	85-11-043 85-15-011
COMMUNITY COLLEGE DISTRICT 5 (See EVERETT COMMUNITY COLLEGE)		Utility shutoff moratorium program	85-01-068 85-01-069 85-05-017
COMMUNITY COMMUNITY COLLEGE DISTRICT 6 (See SEATTLE COMMUNITY COLLEGE)		CONSERVATION COMMISSION	
COMMUNITY COLLEGE DISTRICT 7 (See SHORELINE COMMUNITY COLLEGE)		Meetings	85-16-071
COMMUNITY COLLEGE DISTRICT 9 (See HIGHLINE COMMUNITY COLLEGE)		CONVENTION AND TRADE CENTER	
COMMUNITY COLLEGE DISTRICT 10 (See GREEN RIVER COMMUNITY COLLEGE)		Meetings	85-03-003 85-09-009 85-09-021 85-11-073 85-03-004
COMMUNITY COLLEGE DISTRICT 11 (See FORT STEILACOOM COMMUNITY COLLEGE)		SEPA	
COMMUNITY COLLEGE DISTRICT 12 (See CENTRALIA COLLEGE/SPSCC)		CORRECTIONS, DEPARTMENT OF	
COMMUNITY COLLEGE DISTRICT 14 (See CLARK COLLEGE)		Administrative segregation and intensive management	85-01-059
COMMUNITY COLLEGE DISTRICT 15 (See WENATCHEE VALLEY COLLEGE)		Billing procedure	85-03-103 85-07-017
COMMUNITY COLLEGE DISTRICT 17 (See SPOKANE COMMUNITY COLLEGES)		Correction of erroneous information	85-10-066
COMMUNITY COLLEGE DISTRICT 18 (See BIG BEND COMMUNITY COLLEGE)		Department review committee	85-13-020 85-03-103 85-07-017 85-10-066 85-13-020 85-01-058 85-04-015
COMMUNITY COLLEGE DISTRICT 20 (See WALLA WALLA COMMUNITY COLLEGE)		Fees, inspection and copying	
COMMUNITY COLLEGE DISTRICT 21 (See WHATCOM COMMUNITY COLLEGE)		Furlough	
COMMUNITY COLLEGE DISTRICT 22 (See TACOMA COMMUNITY COLLEGE)		Hearing appeal	85-01-060
COMMUNITY COLLEGE DISTRICT 23 (See EDMONDS COMMUNITY COLLEGE)		Inmate marriages	85-02-067 85-05-018 85-03-104 85-07-042 <b>85-20-081</b>
COMMUNITY COLLEGE EDUCATION, BOARD FOR		Leaves of absence, escorted	
Annuity retirement plan	85-16-103 85-19-055 85-19-056	Out-of-state transfer of inmates	85-01-059
Meetings	85-12-030	Public records	85-10-066 85-13-020 85-09-056 85-12-020 85-01-060 85-05-048 85-08-026
Tuition and fee waivers for full-time employees	85-01-040	Reimbursable impact rates	
Voluntary student fees	85-16-102 <b>85-20-045</b>	Sanctions	85-01-060
COMMUNITY DEVELOPMENT, DEPARTMENT OF		Serious infractions	85-05-048 85-08-026
Building code surcharges	85-15-051 85-16-108 85-19-042	Supervision, individual work release placement	85-05-018 85-08-022
Community development, office, repeal	85-15-013	Transfer of foreign citizens	85-15-093 85-18-061
Community services block grant program hearing	85-03-002 85-15-041	Twin Rivers, capacity, governor proclamation	85-06-019
Economic opportunity, repeal	85-15-012	CORRECTIONS STANDARDS BOARD	
Energy department state plan	85-01-041	Accountability for prisoners	85-18-023
Head start programs, local	85-04-057 85-13-006	Capacities	85-14-083 85-18-024 85-14-085 85-18-025 85-14-083 85-18-024 85-14-085 85-18-025 85-10-035 85-17-056 85-01-034 85-01-035 85-05-001 85-06-001 85-10-050 85-14-086
Law and justice planning office, repeal	85-11-045 85-15-009	Classification/segregation	
Low-income home energy assistance program state plan	85-13-018	Crowding	
Low-income weatherization, Skagit County	85-05-021	Holding facilities	
Office of community development, repeal	85-11-041	Jail dormitory space requirements	
Office of economic opportunity, repeal	85-11-042	Leaves of absence, escorted	
Planning advances program, repeal	85-11-044 85-15-010	Maximum capacities	
		Physical plant standards	
		dormitories	85-14-120
		new facilities	85-05-002
		work release	85-05-002
		Prisoner money accounts	85-14-084 85-18-023 85-14-083 85-18-024
		Special detention facilities	

**Subject/Agency Index**  
(Citations in **bold type** refer to material in this issue)

<b>CORRECTIONS STANDARDS BOARD—cont.</b>		<b>DENTAL HYGIENE EXAMINING COMMITTEE</b>	
Strip search, body cavity search	85-01-032	Examination	85-06-053
	85-01-033		85-10-026
Work release, prisoner accountability	85-14-084	Uniform Disciplinary Act	85-15-103
			85-16-090
<b>COSMETOLOGISTS (See LICENSING, DEPARTMENT OF, subtopic Barbering)</b>			85-19-039
<b>COUNTY ROAD ADMINISTRATION BOARD</b>		<b>DEVELOPMENTALLY DISABLED</b>	
County construction projects, administration	85-11-054	Elections, polling place accessibility	85-14-059
Execution procedures for CRAB/county contract	85-14-052	IMR program and reimbursement system	85-14-115
	<b>85-20-109</b>		85-03-006
Publication requirements	85-07-055	Transportation, financial support	85-03-007
RAP project audits	85-07-054		85-06-063
	85-11-055		85-01-054
RATA fund allocation	85-07-053	<b>DISCIPLINARY RULES, LAWYERS</b>	
	85-11-053	(See SUPREME COURT)	
RATA funds eligibility	85-11-018	<b>DISPLACED HOMEMAKERS</b>	
	85-14-052	(See POSTSECONDARY EDUCATION, COUNCIL FOR)	
<b>CRIMINAL JUSTICE TRAINING COMMISSION</b>		<b>DRUGLESS THERAPEUTICS</b>	
Appeals	85-03-077	(See LICENSING, DEPARTMENT OF)	
	85-08-011	<b>EASTERN WASHINGTON UNIVERSITY</b>	
Basic correction officers academy curriculum	85-14-006	Meetings	85-03-014
	85-14-095		
Basic law enforcement academy attendee requirements	85-07-040	<b>ECOLOGY, DEPARTMENT OF</b>	
	85-14-094	Air pollution	
Cancellation of notice of intent to adopt	85-07-039	air contaminant sources	85-01-087
Description of central and field organization	85-03-076	general regulations for sources	85-06-047
	85-08-010		85-07-011
			85-01-084
<b>DAIRY PRODUCTS COMMISSION</b>		kraft pulping mills	85-06-046
Milk assessment decrease	85-11-071		85-01-088
	85-14-040	primary aluminum plants	85-01-088
	85-15-003	PUREX plant, AGO	85-04-013
temporary reduction	85-02-024	sulfite pulping mills	85-01-088
	85-08-014	EPA agreement, public hearing	85-08-031
	85-14-020		85-09-068
	85-14-088	Flood control assistance account program	85-03-075
			85-09-067
<b>DAY CARE</b>		Flood control zones, waivers	85-10-071
Immunization	85-03-055		85-14-002
	85-03-062	Groundwater	85-13-028
	85-07-027	management areas and programs	85-19-023
	85-15-062	protection of withdrawal facilities	<b>85-20-093</b>
	85-15-064		85-08-032
	85-16-021	upper aquifer zones	85-11-026
	85-16-035		85-12-017
	85-18-063	Hazardous waste disposal, public hearing procedures	85-08-032
	85-19-027	Instream resource protection programs	85-11-026
	<b>85-20-019</b>	Nooksack	85-12-018
	<b>85-20-040</b>	Skokomish-Dosewallips	85-11-090
Insurance	85-13-056		85-16-112
	85-14-087	Municipal wastewater treatment construction grants	85-12-050
	85-17-018	PCBs, transformers and capacitors	<b>85-20-054</b>
<b>DENTAL DISCIPLINARY BOARD</b>			85-10-074
Disclosure of membership affiliation	85-02-062	Shoreline Management Act guidelines	85-05-047
	85-05-040		85-09-042
Disclosure of provider services	85-02-062		
	85-05-040	lakes	85-06-065
Representation of care, fees, and records	85-02-062		85-06-065
	85-05-040	permits	85-09-043
Speciality representation	85-02-062		85-06-065
	85-05-040	state master program	85-09-043
<b>DENTAL EXAMINERS, BOARD OF</b>		streams and rivers	85-06-065
Examination results	85-11-065		85-09-043
	85-16-113	wetlands	85-06-065
Preclinical exam waiver	85-01-074		85-09-043
	85-06-007	Shoreline management master program	85-06-065
	85-07-046		85-09-043

**Subject/Agency Index**  
(Citations in **bold type** refer to material in this issue)

<b>ECOLOGY, DEPARTMENT OF—cont.</b>		<b>EDUCATION, STATE BOARD OF—cont.</b>	
Auburn	85-10-073	Pupils	85-04-009
	85-13-054		85-09-058
Clallam County	85-12-049		85-12-042
	85-16-104	Religious rights	85-06-035
	85-17-063		85-06-071
Hoquiam	85-07-061		85-09-049
	85-10-030	School construction projects	
Island County	85-10-072	approval and granting of	
	85-12-051	state assistance	<b>85-20-113</b>
King County	85-10-073	interim application of priority system	85-09-062
	85-13-054		85-09-065
Kitsap County	85-05-044	priority system	<b>85-20-114</b>
	85-10-014	Secondary education	
Mercer Island	85-10-073	standardized high school transcript	85-01-017
	85-13-054	Self-study by districts	<b>85-20-117</b>
Nooksack	85-16-073	State assistance	
	<b>85-20-096</b>	modernization assistance,	
San Juan County		grade span grouping	<b>85-20-116</b>
designation maps	85-09-066	school plant facilities	85-04-008
	85-13-029		85-06-069
	85-14-001		85-06-070
Seattle	85-16-072		85-09-059
	<b>85-20-094</b>		85-09-060
Tacoma	85-05-046		85-09-063
	85-10-013		85-09-064
Walla Walla	85-13-053		<b>85-20-115</b>
	85-16-105	Study and survey actions	
Whatcom County	85-03-046	temporary moratoriums	85-16-022
	85-04-040		<b>85-20-025</b>
Winthrop	85-01-021		
	85-04-039	<b>EGG COMMISSION</b>	
	85-05-045	Formation	85-14-103
	85-08-016		<b>85-20-042</b>
Solid waste		<b>ELECTIONS</b>	
minimum functional standards	85-14-027	(See <b>SECRETARY OF STATE</b> )	
Waste discharge		<b>EMERGENCY MANAGEMENT, DEPARTMENT OF</b>	
discharges not subject to permits	85-01-086	Mt. St. Helens	85-17-003
	85-04-006		85-17-004
			<b>85-20-062</b>
<b>EDMONDS COMMUNITY COLLEGE</b>		<b>EMPLOYMENT SECURITY DEPARTMENT</b>	
(District 23)		Appeals	85-08-030
Dismissal of tenured and probationary	85-16-001		85-11-038
faculty members	<b>85-20-044</b>	Benefit change relief, employer request	85-18-076
		Benefit overpayment, recovery	85-18-077
Traffic rules	85-14-111	Claims	85-18-076
	85-18-010	interested parties defined	85-18-078
			85-08-030
<b>EDUCATION, STATE BOARD OF</b>		Employer contributions	85-11-038
Building projects, priority system	85-12-040		85-08-030
Certification fee	85-12-036	Marginal labor force attachment	85-11-038
	85-12-044		85-14-056
	85-16-020		85-19-065
Courses of study and equivalencies	85-09-052		85-19-066
	85-12-037		85-18-076
General certification provisions	85-01-015		85-18-077
Grade school history and government			85-08-030
requirement	85-04-007		85-11-038
High school graduation requirements	85-09-053	Musicians/entertainers	
	85-12-041		85-18-076
High school history and government		Predecessor-successor	85-08-030
requirement	85-04-007		85-11-038
Immunization	85-16-021	Remunerations	
	85-16-035	cash value	85-08-030
	<b>85-20-040</b>		85-11-038
Meetings	85-02-009	<b>ENERGY ASSISTANCE</b>	
	85-06-068	Low-income home energy	
	85-12-045	assistance allowance	85-01-029
	<b>85-20-112</b>		85-04-020
Physical education requirements	85-16-036	Low-income home energy assistance	
	<b>85-20-026</b>	program state plan	85-13-018
Private schools	<b>85-20-118</b>	Utility shutoff moratorium program	85-01-068
Professional preparation certification			85-01-069
requirements	85-01-016	<b>EQUIPMENT, COMMISSION ON</b>	
Professional preparation program		Assistance vans on freeways	85-17-060
development and approval	85-04-010		<b>85-20-090</b>
Pupil personnel services	85-16-037	Reflectorized warning devices	85-17-061
	<b>85-20-041</b>		<b>85-20-091</b>

**Subject/Agency Index**  
(Citations in **bold type** refer to material in this issue)

<b>EQUIPMENT, COMMISSION ON—cont.</b>		<b>FISHERIES, DEPARTMENT OF—cont.</b>	
Sunscreens on vehicles	85-17-059	rockfish	85-02-005
	<b>85-20-089</b>		85-04-035
Towing businesses	85-17-058		85-07-022
	<b>85-20-100</b>		85-09-035
			85-12-031
<b>EVERETT COMMUNITY COLLEGE</b>			85-15-045
(District 5)			<b>85-20-023</b>
Meetings	85-02-001		<b>85-20-063</b>
	85-03-100	sablefish	85-02-005
Traffic regulations	85-04-003		85-04-035
			85-07-022
<b>EXECUTIVE ORDERS</b>			85-09-035
(See GOVERNOR)			85-12-031
			85-15-045
<b>FERRY SYSTEM</b>			<b>85-20-023</b>
(See TRANSPORTATION, DEPARTMENT OF)			<b>85-20-063</b>
<b>FINANCIAL MANAGEMENT, OFFICE OF</b>			
Paydates	85-13-068	shortbelly rockfish	85-02-005
	85-16-014		85-04-035
			85-07-022
			85-09-035
<b>FISHERIES, DEPARTMENT OF</b>			85-12-031
<u>Agency procedures</u>			85-15-045
aquaculture registration	85-16-013		<b>85-20-023</b>
commercial purchasers			<b>85-20-063</b>
and receivers, duties	85-11-020		85-09-047
fish receiving ticket accountability	85-11-020	surf perch	85-12-009
gear reduction program	85-04-043	trawl closure	85-13-034
	85-07-059		85-02-005
	85-08-030	widow rockfish	85-04-035
	85-11-011		85-07-022
general provisions	85-08-023		85-09-035
	85-09-011		85-12-031
nontreaty fish receiving tickets	85-11-020		85-15-045
off-reservation treaty Indian			<b>85-20-023</b>
ceremonial fishing	85-13-032		<b>85-20-063</b>
reporting rules	85-07-065		85-02-031
	85-09-033	Willapa Harbor	85-04-005
	85-09-034		85-06-032
stream obstruction hearings	85-01-020		85-06-033
subsistence fishing	85-15-053		85-04-035
	85-18-027	yellowtail rockfish	85-09-035
transportation ticket	85-07-064		85-12-031
	85-11-020		85-15-045
	85-11-021		<b>85-20-023</b>
treaty Indian fish receiving tickets	85-11-020		<b>85-20-063</b>
treaty Indian identification cards	85-11-020		85-09-011
vessel and license buy-back	85-01-012	general provisions	85-04-065
	85-01-013	major procedures	85-08-023
	85-03-053		85-09-011
	85-08-039	sale	85-09-036
	85-11-011		85-09-012
volunteer cooperative fisheries		herring	
enhancement program	85-01-089	salmon	
	85-04-045	Bellingham Bay	85-14-023
<u>Commercial</u>		Chehalis River	85-17-054
bottomfish		coastal harbor salmon seasons	85-10-060
areas and catch limits		Columbia River	85-05-035
Grays Harbor	85-02-031		85-07-002
	85-04-005		85-08-001
	85-06-032		85-14-005
	85-06-033		85-14-022
idiot rockfish	85-15-045		85-14-038
Pacific Ocean perch	85-02-005		85-15-005
	85-04-035		85-17-025
	85-07-022		85-18-029
	85-09-035		85-18-035
	85-12-031		85-19-017
	85-15-045		85-19-018
	<b>85-20-023</b>		85-19-058
	<b>85-20-063</b>		<b>85-20-014</b>
Pacific whiting	85-04-044		<b>85-20-037</b>
	85-06-013		<b>85-20-038</b>
		Grays Harbor	85-01-014
			85-01-050
			85-14-081
		Herman Creek	85-19-018
		Hood River	85-19-018

**Subject/Agency Index**  
(Citations in **bold type** refer to material in this issue)

**FISHERIES, DEPARTMENT OF—cont.**

**FISHERIES, DEPARTMENT OF—cont.**

Klickitat River		oyster reserves, sales from	<b>85-20-036</b>
subsistence	85-10-034	razor clams	85-09-032
Pacific Ocean	85-17-067	receiving tickets	85-01-010
Puget Sound	85-01-005	sea urchins	85-01-010
	85-01-009		85-18-050
	85-01-036	smelt	85-03-044
	85-01-049		85-06-014
	85-02-014		85-06-034
	85-03-036	sturgeon	
	85-03-037	Columbia River	85-04-012
	85-08-038		85-04-049
	85-10-011		85-08-021
	85-12-013	general provisions	85-08-023
	85-13-014	Grays Harbor	85-02-031
	85-13-031		85-04-005
	85-14-023		85-06-032
	85-14-082		85-06-033
	85-15-035	sale	85-09-011
	85-15-071		85-09-036
	85-16-012	Willapa Harbor	85-02-031
	85-16-081		85-04-005
	85-16-082		85-06-032
	85-16-083		85-06-033
	85-17-009		85-13-033
	85-17-010	squid	
	85-17-040	<b>Personal use</b>	
	85-17-049	agency procedures	
	85-17-050	general provisions	85-08-005
	85-18-005		85-09-017
	85-18-006	landing Canadian fish	85-08-005
	85-18-014		85-09-017
	85-18-051	possession rules	85-11-020
	85-18-052	bottomfish	
	85-19-005	halibut	85-07-063
	85-19-015		85-10-062
	85-19-016	perch, shiner	85-08-005
	85-19-022		85-09-017
	85-19-050	possession limits	85-08-005
	85-19-051		85-09-017
	<b>85-20-015</b>	recreation rule update	85-03-110
	<b>85-20-016</b>		85-09-016
	<b>85-20-052</b>	salmon	
	<b>85-20-068</b>	bag limits	85-09-017
	<b>85-20-069</b>	barbed hooks outlawed	85-08-005
	85-13-032	Bogachiel River	85-09-017
gill net seasons, etc.	85-13-073		85-18-015
	85-13-032	Calawah River	85-06-066
			85-09-048
purse seine seasons, etc.			85-18-015
Puget Sound management and		Carr Inlet, Minter Creek area closed	85-08-005
catch reporting areas	85-13-032		85-09-017
sale of commercial caught salmon	85-11-020	catch record cards	85-11-020
troll fishery	85-10-010	Clearwater River	85-13-051
	85-11-031		85-18-015
	85-11-057	closed areas	85-09-017
	85-15-030	Columbia River	85-09-017
	85-15-065		85-14-031
	85-16-061		85-15-032
Wanapum Indians	85-11-006		85-17-026
	85-14-061		85-18-009
Willapa Harbor	85-13-073		85-18-028
	85-14-081		85-18-053
	85-19-049		85-19-004
	85-19-064		<b>85-20-039</b>
	85-19-068		<b>85-20-067</b>
	85-19-084		85-08-005
	<b>85-20-051</b>	Cowlitz River	85-09-017
Yakima River subsistence	85-13-013		85-18-015
	85-14-039	Dickey River	85-09-017
shad	85-12-028	Dungeness River	85-09-017
shellfish			85-10-012
classifications	85-01-010	Duwamish Waterway	85-09-017
crab		Hoh River	85-18-015
dungeness	85-01-010	Hoquiam River	85-03-074
red rock	85-01-010	Humptulips River	85-06-066
seasons and areas	85-01-010		85-09-048
hardshell clam import permit	85-11-039	Icicle River	85-11-051
	85-14-060		

## Subject/Agency Index

(Citations in **bold type** refer to material in this issue)

### FISHERIES, DEPARTMENT OF—cont.

Joe Creek	85-06-066
	85-09-048
Kalama River	85-09-017
lakes	
Armstrong	85-08-005
	85-09-017
Baker	85-08-005
	85-09-017
Clear	85-08-005
	85-09-017
Cushman	85-08-005
	85-09-017
Goodwin	85-08-005
	85-09-017
McMurray	85-08-005
	85-09-017
Shannon	85-08-005
	85-09-017
Wenatchee	85-15-032
Wilderness	85-08-005
	85-09-017
Wynoochee	85-08-005
	85-09-017
lawful gear	85-09-017
Little White Salmon River	85-11-040
marine area codes	85-08-005
	85-09-017
	85-15-097
	85-18-026
Naselle River	85-09-017
Nooksack River	85-09-017
	85-15-100
Pacific Ocean	85-14-024
	85-15-083
	85-17-027
	85-17-048
	85-18-008
	85-18-037
	85-18-049
	85-19-019
Point Whitney to	
Bolton Peninsula closed	85-08-005
Puget Sound	85-14-021
punch card area 8, two lures	85-08-005
punch card area 9	85-07-024
punch card area 12, two lures	85-08-005
Quilcene Bay	85-09-017
Quillayute River	85-06-066
	85-09-048
	85-18-015
Salmon River	85-09-017
Saltwater seasons and bag limits	85-09-017
	85-09-020
Skagit River	85-09-017
	85-11-009
	85-14-021
	85-15-100
	85-16-080
	85-19-057
Skykomish River	85-19-057
Snohomish River	85-15-100
	85-19-057
Snoqualmie River	85-19-057
Soleduck River	85-06-066
	85-09-048
	85-13-051
	85-18-015
Stillaguamish River	85-09-017
Wanapum Indians subsistence	85-14-061
Washougal River	85-09-017
Wenatchee River	85-15-032
Whatcom Creek	85-09-017
White Salmon River	85-08-005
	85-09-017

### FISHERIES, DEPARTMENT OF—cont.

Willapa River	85-09-017
Wishkaw River	85-03-074
Wynoochee River	85-03-074
Yakima River	
subsistence fishing	85-10-043
shellfish	
abalone	85-08-005
	85-09-017
	85-09-038
	85-12-046
	85-03-109
	85-07-023
	85-08-020
	85-09-017
	85-09-017
gear	
Grays Harbor, clam limit	85-10-061
macoma clams	85-08-005
oyster reserves,	
clam digging restrictions	85-10-061
	85-09-017
	85-12-046
	85-04-064
	85-12-007
	85-12-008
	85-15-099
	85-19-067
	85-11-058
shrimp, Hood Canal	
sturgeon	
possession limits	85-08-005
Snake River	85-11-010
<b>FLOOD CONTROL</b>	
(See <b>ECOLOGY, DEPARTMENT OF</b> )	
<b>FOOD STAMPS</b>	
(See <b>SOCIAL AND HEALTH SERVICES, DEPARTMENT OF</b> )	
<b>FORESTS AND FOREST PRODUCTS</b>	
(See also <b>NATURAL RESOURCES, DEPARTMENT OF</b> )	
Stumpage values	
definitions	85-02-025
	85-02-026
general	85-02-025
	85-02-026
harvester adjustments	85-02-025
	85-02-026
	85-10-058
	85-14-047
	85-14-048
stumpage value areas and	
hauling distance zone – map	85-02-025
	85-02-026
stumpage value tables	85-02-025
	85-02-026
	85-10-058
	85-14-047
	85-14-008
timber quality code numbers	
tables	85-02-025
	85-02-026
Timber sales, initial deposit	85-01-066
<b>FOREST PRACTICES BOARD</b>	
Meetings	85-01-071
	85-07-037
	85-14-113
	85-17-045
	85-19-071
	<b>85-20-110</b>
<b>FORT STEILACOOM COMMUNITY COLLEGE</b>	
(District 11)	
Meetings	85-04-017
<b>FRUIT COMMISSION</b>	
Meeting	85-01-006

**Subject/Agency Index**  
(Citations in **bold type** refer to material in this issue)

**FUNERAL DIRECTORS AND EMBALMERS**

Continuing education 85-01-077  
85-15-101  
85-19-013  
Cremation 85-18-085  
Human remains 85-18-085  
Improper methods for seeking business 85-14-025  
85-19-013  
Uniform Disciplinary Act 85-15-101  
85-15-109  
85-19-013

**GAMBLING COMMISSION**

Administrative organization of commission 85-03-058  
85-07-031  
Agricultural fairs, charitable,  
and nonprofit organizations  
annual activity report 85-01-064  
85-06-002  
receipts deposit 85-03-026  
Amusement games  
annual activity reports 85-01-064  
85-06-002  
shopping centers 85-07-030  
85-11-023  
types authorized 85-06-003  
85-09-040  
Bingo  
accounting records 85-03-026  
annual activity reports 85-01-064  
85-06-002  
expenses 85-09-041  
85-13-041  
gross receipts limit 85-09-041  
85-13-041  
prize payout limit 85-09-041  
85-13-041  
quarterly activity reports 85-01-064  
85-03-026  
85-06-002  
Bona fide charitable or  
nonprofit amusement games 85-06-002  
Cards  
fees 85-03-026  
85-13-037  
85-17-015  
mah jongg 85-13-070  
85-17-015  
number of tables, players 85-03-025  
85-03-029  
tournaments 85-03-026  
85-13-037  
85-17-015  
wager limits, blind, straddle 85-17-014  
Commission meetings 85-03-026  
Distributors  
accounting records 85-09-041  
punchboards and pull tabs 85-01-065  
quarterly activity reports 85-01-064  
85-06-002  
representatives 85-01-065  
sales cutoff 85-09-041  
85-10-036  
yearly physical inventory 85-09-041  
85-10-036  
Fees 85-03-024  
85-03-028  
85-09-041  
85-15-038  
85-17-015  
Fund raising events  
activity report 85-01-064  
85-03-025  
85-03-029  
85-06-002  
joint event 85-03-025  
85-03-029

**GAMBLING COMMISSION—cont.**

lotteries 85-07-030  
85-11-023  
85-14-075  
85-17-015  
raffles 85-07-030  
85-11-023  
85-17-015  
rent, lease, etc. 85-03-059  
time change 85-03-026  
Licenses  
distributors' representatives 85-01-065  
intentionally understating anticipated  
revenue 85-03-026  
manufacturers' representatives 85-01-065  
punchboard and pull tab distributors 85-01-065  
schedule change 85-01-065  
Manufacturers  
accounting records 85-09-041  
85-10-036  
quarterly activity reports 85-01-064  
85-06-002  
Promotions  
definitions 85-09-040  
duration 85-09-040  
fees 85-09-040  
legality 85-09-040  
uniformity and fairness 85-06-002  
85-09-040  
valuable consideration 85-06-002  
85-09-040  
Punchboards and pull tabs  
construction standards 85-17-014  
control of prizes 85-03-024  
85-03-028  
85-17-014  
display of collectable punchboards 85-17-014  
distributors 85-01-065  
licensing fee 85-13-070  
open-end pull tab system, test 85-03-024  
85-03-028  
prizes, minimum percentage 85-13-038  
85-17-055  
85-19-047  
prizes, purchase of, invoice 85-11-023  
quarterly activity reports 85-01-064  
85-06-002  
sales invoices 85-07-030  
series assembly and packaging 85-03-024  
85-03-028  
user fee 85-09-041  
Raffles  
conduct 85-06-003  
85-09-040  
85-13-037  
85-17-015  
fund raising events 85-07-030  
85-11-023  
prizes 85-06-003  
85-09-040  
85-06-002  
quarterly activity reports 85-06-002  
Social and public cardrooms  
quarterly activity reports 85-01-064  
85-06-002  
**GAME, DEPARTMENT OF**  
Agency procedures  
anadromous game fish 85-05-049  
85-09-014  
85-02-057  
dogs, destroy 85-03-056  
85-19-082  
duplicate licenses, tags, etc. 85-05-049  
exotic wildlife, research on 85-09-014  
85-17-057  
game farm licenses **85-20-127**  
license dealers 85-19-021  
meetings 85-02-015

## Subject/Agency Index

(Citations in **bold type** refer to material in this issue)

<b>GAME, DEPARTMENT OF—cont.</b>		<b>GENERAL ADMINISTRATION</b>	
raptors	85-05-054 85-09-006	Banks and trust companies	
wildlife in captivity	85-05-052 85-09-008	fees	85-16-116 85-19-045 85-19-052 85-19-045
Game reserves		investment securities, limits	85-19-052 85-16-116
Deer Park	85-05-055 85-09-005	leases	85-19-045 85-19-052 85-16-030
Lower Crab Creek	85-05-053 85-09-007	loans to officers	85-16-116 85-19-045 85-19-052
Hunting		public records	85-16-116 85-19-045 85-19-052
damage, deer and elk permits	85-04-042	reserves	85-16-116 85-19-045 85-19-052
elk area 61	85-14-037	Capitol grounds	
game management unit 603	85-14-037	traffic and parking	85-15-019 85-19-001
hunter education	85-12-035	Consumer finance companies	
migratory game bird seasons	85-12-034 85-16-026	electronic display equipment	85-16-055 85-19-043 85-19-054
mountain goat, sheep, moose	85-05-057 85-12-006	Credit unions	
Mt. Tebo	85-14-037	examination fees	85-02-029 85-02-030 85-03-051 85-07-008 85-19-011 85-19-028 85-02-029 85-02-030 85-03-051 85-07-008 85-07-057 85-10-037
opening dates	85-05-056 85-12-004	investments in common trust funds	85-19-011 85-19-028
Pysht	85-14-037	supervision fees	85-02-029 85-02-030 85-03-051 85-07-008 85-07-057 85-10-037
special season	85-08-034	Flags	
spring bear and turkey	85-05-051	Foreign associations	
upland game bird and migratory		branch application fees	85-03-023 85-03-049 85-07-010 85-15-074 85-16-056 85-19-044 85-19-053 85-19-088 85-19-053 85-15-019 85-19-001
waterfowl seasons	85-14-036 85-18-032 85-18-071	Industrial loan companies	
1985 management units and area descriptions	85-08-036 85-14-037	Open end loans	
1985 seasons and game bag limits	85-08-036 85-14-037	Parking permits	85-15-019 85-19-001
Sport fishing		Savings and loan associations	
game fish		examination fees	85-03-050 85-07-009 85-03-050 85-07-009
Deep Lake	85-03-041	supervision fees	
Heart Lake	85-16-059	<b>GOVERNOR</b>	
Lake Washington	85-03-041	Executive orders	
Martha Lake	85-18-054	developmental disabilities	
Purdy Creek	85-17-041	planning council	85-11-005
Spectacle Lake	85-16-060	expenditure reductions	85-09-001
Wenatchee Lake	85-03-041	hiring freeze and spending curtailment	85-08-004 85-09-001
1985 seasons and catch limits	85-14-096	industrial revenue bond ceiling	
Columbia River	85-14-062	control	85-02-002
Deep Lake	85-14-096	Mt. St. Helens, zones	85-16-076
Drano Lake	85-15-026	support enforcement task force	85-13-044
Lake Washington	85-14-096	Proclamations	
Lake Wenatchee	85-14-096	emergency, 11-5-82, terminated	<b>85-20-072</b>
Snake River	85-19-083	forest fires in central Washington	85-19-010
1986 seasons and catch limits	85-14-096	Twin Rivers capacity	85-06-019
steelhead		State employee combined charitable	
agency procedures		contributions program	85-17-002
punchcard	85-08-035		
Dewatto River	85-03-097		
Green River system	85-03-098		
Humptulips River	85-06-027		
Nooksack River	85-06-028		
punchcard	85-12-005		
Puyallup River	85-03-030		
Quinault River	85-02-051		
Samish River	85-03-017		
Satus Creek	85-07-025		
Skagit River	85-05-050		
Skokomish River	85-03-097		
Snohomish River	85-06-028		
Snoqualmie River	85-02-007		
Starvation Lake	85-19-025		
Tahuya River	85-03-097		
Tokul River	85-02-007		
Toppenish Creek	85-07-025		
trapping			
seasons	85-12-033 85-19-081		

**Subject/Agency Index**  
(Citations in **bold type** refer to material in this issue)

<b>GRAYS HARBOR COLLEGE</b> (District 2)		<b>HIGHER EDUCATION PERSONNEL BOARD—cont.</b>	
Debts, withholding services for outstanding	85-04-051 85-08-025	Composition, etc.	85-15-060 85-15-061 85-15-067 85-15-069 85-15-070 <b>85-20-048</b>
<b>GREEN RIVER COMMUNITY COLLEGE</b> (District 10)		Definitions	85-04-019 85-12-047 85-14-046 85-15-082 85-16-038 <b>85-20-049</b>
Meetings	85-03-092 85-10-021 85-12-002		
<b>HANDICAPPED</b> (See <b>DEVELOPMENTALLY DISABLED</b> )		Dismissal, etc. grounds for, notice	85-03-008 85-06-017 85-17-073
<b>HEALTH, BOARD OF</b>		Eligible lists	85-04-019 85-12-047 85-16-038
Central sterilizing and processing service facilities	85-02-069 85-05-034	Employee performance evaluation	85-14-046 85-15-082 <b>85-20-049</b> <b>85-20-107</b>
Design requirements	85-05-004	Examination	85-04-018 85-12-047 85-14-046 85-16-038 85-18-075 <b>85-20-050</b>
Documents adopted by reference	85-02-068 85-05-033	Exempt status, appeals	85-12-047 85-16-038 85-15-082 85-16-038
Food service and sanitation	85-07-026 85-11-024 85-10-001	Holidays	85-16-038 85-12-047 85-16-038
Hospital design requirements	85-03-055	Layoff	85-16-038 85-12-047
Immunization, school and day care requirements	85-03-062 85-07-027 85-15-062 85-15-064 85-16-021 85-16-035 85-16-115 85-18-063 85-19-027 <b>85-20-019</b> <b>85-20-040</b>	Layoff, equal layoff seniority	85-14-044 85-14-046 <b>85-20-049</b>
Kidney centers	85-03-063	Layoff lists	85-14-046 <b>85-20-050</b>
Labor camps	85-06-006	Layoff, performance and seniority, management employees	85-14-043
Processing and sterilizing services	85-02-069 85-05-034	Layoff seniority	85-04-019
Receiving, storage and distribution	85-02-069 85-05-034	Layoff, special employment programs	85-16-038
Reportable diseases		Leave of absence without pay	85-16-038
list of	85-01-080	Medical examination	85-04-019
Scoliosis screening	85-18-018 <b>85-20-020</b>	Overtime	85-14-046 85-18-084 <b>85-20-105</b> <b>85-20-106</b>
Sentinel birth defects	85-18-080	Periodic increment date	85-12-047 85-16-038 85-14-043 85-14-046 85-15-082 <b>85-20-049</b>
Shellfish	85-18-079	Periodic increment withheld	85-17-073 85-06-067 85-12-047 85-16-038 85-18-075 85-14-043 85-14-046 85-15-082 <b>85-20-049</b>
Smoking	85-14-105 85-17-046	Predissmissal process	85-17-073
Sulfiting agents	85-07-026 85-08-037 85-11-024 85-12-055 85-15-063	Probation	85-06-067
Variances, waivers, exemptions		Recruitment notices	85-12-047 85-16-038 85-18-075 85-14-043 85-14-046 85-15-082 <b>85-20-049</b>
<b>HEALTH CARE ASSISTANTS</b> (See <b>LICENSING, DEPARTMENT OF</b> )		Salary, periodic increment	85-14-043 85-14-046 85-15-082 <b>85-20-049</b>
<b>HEARING AIDS</b>		Separation grounds for, notice	85-06-017 85-17-073
Fitting and dispensing	85-05-020 85-06-055 85-10-024 85-19-034	Shift differential	85-03-008 85-04-058 85-14-044 85-14-045 85-16-038 85-15-082 85-16-038 85-17-047
<b>HIGHER EDUCATION PERSONNEL BOARD</b>		Vacation leave, accrual	
Application materials	85-12-047 85-16-038	Vacation leave, cash payment	
Appointment Board	85-16-038 85-14-046		
Certification			
error, correction method	85-10-056 85-15-082 85-16-038		
specific position requirements	85-16-038		
Classification plan	85-06-067		

## Subject/Agency Index

(Citations in **bold type** refer to material in this issue)

<b>HIGHER EDUCATION PERSONNEL BOARD—cont.</b>		<b>HUMAN RIGHTS COMMISSION—cont.</b>	
Unfair labor practices	85-18-072 85-18-073 85-18-074 85-18-083 <b>85-20-105</b>	Meetings	85-02-070 85-03-009 85-06-057 85-08-027 85-15-028 85-15-029
Work period designations		Special meeting advisory council	85-16-062 <b>85-20-102</b>
<b>HIGHLINE COMMUNITY COLLEGE</b> (District 9)		case closures	85-16-062
Meetings	85-16-028	charter and bylaws	85-16-006
<b>HOQUIAM</b>		compensation of public officials	85-03-009
Shoreline management master program	85-07-061 85-10-030	discrimination in the banking industry	85-11-017
<b>HORSE RACING COMMISSION</b>		executive secretary interviews	85-13-050
Blood and urine tests	85-12-056	human rights agencies, association meeting	85-13-004 85-16-062
Limited sweepstakes parimutuel wagering	85-10-044 85-10-045 85-14-104 85-15-072	legislation	85-05-037 85-06-056 85-08-006 85-16-062
Medication	85-09-051 85-12-057	personnel matters	85-04-037 85-06-056 85-08-006 85-10-003 85-10-047 85-12-023 85-16-062
<b>HOSPICES</b>		reconsideration policy	85-16-062
Certification standards	85-01-028 85-01-031 85-04-054	resignation	85-06-056
<b>HOSPITAL COMMISSION</b>		Statewide networking group planning meeting	85-01-067 85-03-064
Accounting and reporting manual	85-01-008 85-01-052 85-04-026 85-13-045 85-16-018	<b>INDIANS</b>	
Annual budget submittals and rates, methodology	85-19-086	Salmon	
Budget and rate request hearings	85-03-013 85-04-014 85-05-005 85-06-016 85-07-013 85-08-007 85-10-019 85-10-038 85-12-011 85-12-014 85-13-019 85-01-007 85-01-008 85-11-025 85-13-021 85-13-039 85-13-040 85-14-077 85-16-017 85-14-116 85-17-020	Columbia River	85-08-001 85-14-005 85-14-022 85-14-038 85-15-005 85-18-029 85-18-035 85-11-006 <b>85-20-038</b>
Charity care and bad debts		Wanapum Indians	
Meeting		Yakima Indians	
Negotiated rates		Klickitat River	
Patient discharge information		subsistence fishing	85-10-034
<b>HOSPITALS</b>		Puget Sound	85-01-009 85-01-036 85-02-014 85-10-011 85-12-013 85-13-014 85-14-082 85-15-035 85-15-071 85-16-081 85-16-083 85-17-010 85-17-040 85-17-050 85-17-054 85-18-006 85-18-052 85-19-016 85-19-050 <b>85-20-015</b> <b>85-20-068</b>
Certificate of need	85-01-048 85-05-032 85-07-044 85-13-008	Wanapum Indians subsistence fishing	85-14-061 85-15-053 85-18-027
Design requirements	85-10-001	Yakima River	
Health facility construction review fees	85-12-029	subsistence fishing	85-10-043 85-13-013 85-14-039 85-15-053 85-18-027
License to cover two or more buildings	<b>85-20-006</b>		
Record system	<b>85-20-006</b>		
Schedule of charges for state facilities	85-14-011 85-14-067 85-17-038 <b>85-20-007</b>		
Surgery			
<b>HOUSING FINANCE COMMISSION</b>			
Executive Conflict of Interest Act	85-13-069 85-18-031		
<b>HUMAN RIGHTS COMMISSION</b>			
Chairman tenure, AGO	85-06-041		

**Subject/Agency Index**  
(Citations in **bold type** refer to material in this issue)

<b>INDUSTRIAL INSURANCE, BOARD OF APPEALS</b>		<b>LABOR AND INDUSTRIES, DEPARTMENT OF</b>	
Practice and procedure	85-16-015	—cont.	
<b>INSURANCE COMMISSIONER</b>		Risk classification	85-02-052 85-06-026 85-09-045 85-09-046 85-12-024 <b>85-20-121</b>
Conversion plans	85-03-035		
Day care centers	85-13-056 85-14-087 85-17-018	Safe place standard	85-01-022
Insurers, agents, solicitors		Safe wiring labels and fees	85-14-090 85-14-091 <b>85-20-065</b> <b>85-20-066</b>
trade practices	85-02-019		
Life		Self-insured employers	
fixed premium universal life	85-18-020	surety requirement	85-01-073 85-04-059 85-06-031 85-03-065
Mental health treatment, AGO	85-11-022		
Standards for schedule rating plans	<b>85-20-088</b>	Theatrical Enterprises Act	
Unfair practices		Vocational rehabilitation	
group disability	85-02-018	administration	85-11-050 85-11-064 85-11-070 85-13-082 85-16-074 85-17-021 85-17-022 85-18-007
group life	85-02-018		
<b>INVESTMENT ADVISORS AND SALESPERSONS</b>		counselors	
(See LICENSING, DEPARTMENT OF)		deregistration	85-03-019 85-04-038 85-06-039 85-13-025 85-13-082 85-06-039
<b>INVESTMENT BOARD</b>		dispute resolution	
Meetings	85-02-016 85-10-031	1985 legislative session revision	
<b>ISLAND COUNTY</b>		plans	
Shoreline management master program	85-10-072 85-12-051	qualified injured workers,	
		reduction of benefits	85-06-040 85-13-025
<b>JUDGES</b>		<b>Workers' compensation</b>	
Pro tempore, transfer, CAR 21	85-13-001	accident fund base rates	85-10-067 85-13-046
<b>KING COUNTY</b>		administrative actions following discharge or	
Shoreline management master program	85-10-073 85-13-054	discipline of workers filing claim	85-16-024
<b>KITSAP COUNTY</b>		contract work	85-12-024
Shoreline management master program	85-05-044 85-10-014	medical aid fund base rates	85-10-067 85-13-046
<b>LABOR AND INDUSTRIES, DEPARTMENT OF</b>		retrospective rating plans and	
Accident fund base rates	85-14-064	group insurance plans	85-02-022 85-06-025
Apprenticeship and training agreements	85-18-038	<b>LANDSCAPE ARCHITECTS</b>	
council meetings	85-18-038	Board duties	85-04-029
officers, etc.	85-18-038	Definitions	85-04-029
Apprenticeship wages, state versus		Exams	85-04-029 <b>85-20-122</b>
federal program, AGO	85-05-036	Listings	85-04-029
Asbestos	85-16-019 85-18-021 85-18-045 85-03-066 <b>85-20-004</b> <b>85-20-018</b> 85-03-060 85-14-090 85-14-091 <b>85-20-065</b> <b>85-20-066</b>	Meetings	85-04-029
Blind, proposed changes, meeting	85-03-066	Proctoring	85-04-029
Boiler rules	<b>85-20-004</b> <b>85-20-018</b>	Recexams	85-04-029 <b>85-20-122</b>
Crime victims	85-03-060	Registration by reciprocity	85-04-029
Electrical contractors, etc, fees	85-14-090 85-14-091 <b>85-20-065</b> <b>85-20-066</b>	Reinstatements	85-04-029
Electrical testing laboratory		<b>LAWYER DISCIPLINARY RULES</b>	
accreditation	85-14-033 <b>85-20-130</b>	(See SUPREME COURT)	
Factory-built housing and		<b>LIBRARY, STATE</b>	
commercial structures	85-05-026	Meetings	85-03-027 85-05-023 85-16-025 85-17-062 85-16-065 <b>85-20-032</b>
General safety and health	85-05-043 85-10-004 85-05-043 85-14-091 85-05-043 85-14-089 <b>85-20-120</b> 85-14-064 85-06-038 85-13-027	Practices and procedures	
Hazard communication	85-05-043	Western library network	
Inspection fees	85-14-091	computer service council	85-03-034
Marine terminal	85-05-043	rules and regulations	85-16-066 <b>85-20-033</b>
Massage therapy	85-14-089 <b>85-20-120</b>	<b>LICENSING, DEPARTMENT OF</b>	
Medical aid base rates	85-14-064	Aircraft fuel tax	85-04-027
Medical aid premiums	85-06-038 85-13-027	Acupuncture	<b>85-20-079</b>
Mobile homes			
construction requirements	85-05-028		
HUD-labeled, inspection fees	85-05-027		
Preferred workers,			
procedures and benefits	85-13-026		
Prevailing wages	<b>85-20-129</b>		

## Subject/Agency Index

(Citations in **bold type** refer to material in this issue)

### LICENSING, DEPARTMENT OF—cont.

Auctioneers 85-03-045  
 Barbering, manicurists  
 and cosmetologists 85-01-044  
 Boats  
   excise tax 85-14-079  
                   85-16-095  
                   85-19-092  
   registration 85-14-079  
                   85-16-095  
                   85-19-092  
   titles 85-14-079  
                   85-16-095  
                   85-19-092  
 Broker-dealers and salespersons 85-13-022  
                                   85-16-068  
                                   85-19-070  
 Camping clubs 85-04-056  
                                   85-12-021  
                                   85-12-022  
                                   85-15-057  
                                   85-19-093  
 Confidential license plates 85-07-045  
                                   85-11-014  
 Director appointment 85-03-082  
                                   85-13-078  
                                   85-19-035  
 Dispensing opticians 85-15-106  
                                   85-16-091  
                                   85-19-040  
 Drugless therapeutics 85-01-075  
                                   85-15-104  
                                   85-16-092  
                                   85-19-036  
 For hire vehicles 85-17-071  
 Health care assistants 85-01-075  
                                   85-06-018  
 Investment advisors and salespersons 85-03-042  
                                   85-13-022  
                                   85-19-070  
 Midwifery 85-15-108  
                                   85-16-096  
                                   85-19-038  
                                   **85-20-124**  
 Motorcycles  
   child passengers need restraints 85-01-002  
 Motor vehicles  
   certificates of inspection 85-02-064  
                                   85-06-011  
   for hire vehicles 85-10-070  
                                   85-16-088  
   nonresidents 85-13-080  
                                   85-16-088  
                                   **85-20-080**  
   permits 85-16-088  
   veterans' free license plates 85-10-069  
 Ocularists 85-15-107  
                                   85-16-094  
                                   85-19-041  
                                   85-16-051  
 Real estate 85-17-072  
   payment of earned commissions  
 Securities 85-02-023  
   dishonest or unethical behavior 85-01-062  
   nonpublic offers and sales  
 Self-insured employers 85-04-059  
   posting of security  
 Tow truck operators **85-20-119**  
 Veterans' free license plates 85-10-069  
                                   85-15-059

### LICENSING, DEPARTMENT OF—cont.

Agents 85-03-106  
 Banquet permits 85-03-093  
                                   85-06-021  
 Beer suppliers price filings 85-18-092  
 Beer wholesalers price posting 85-18-092  
 Bonded wine warehouses 85-07-052  
                                   85-10-029

### LIQUOR CONTROL BOARD—cont.

Class A or D in lieu of B 85-05-042  
                                   85-09-026  
                                   85-11-036  
                                   85-14-107  
                                   85-03-105  
                                   85-06-023  
 Class H, Class C 85-05-042  
                                   85-09-026  
                                   85-11-036  
                                   85-14-107  
 Class H restaurant 85-04-061  
                                   85-07-034  
 Class H without a cocktail lounge 85-12-048  
                                   85-15-021  
 Conduct on licensed premises 85-16-119  
                                   85-19-031  
 Conventions, etc. 85-03-094  
                                   85-06-020  
 Guest and courtesy cards 85-03-096  
                                   85-12-054  
 Meetings 85-03-106  
 Rules review plan 85-16-039  
 School advertising 85-19-030  
 Wine, standards of identity

### LOTTERY

Agents 85-05-058  
                                   85-09-004  
                                   85-19-085  
 Drawings 85-19-085  
 Fees 85-05-058  
                                   85-09-004  
 Instant games criteria 85-05-058  
                                   85-09-004  
                                   85-13-016  
                                   85-13-077  
                                   85-16-031  
                                   85-19-024  
                                   85-19-085  
                                   85-05-058  
                                   85-09-004  
Instant game number 14 – Win for Life  
   criteria 85-02-020  
                                   85-03-099  
                                   85-07-004  
                                   85-07-005  
                                   85-02-020  
                                   85-03-099  
                                   85-07-004  
                                   85-07-005  
                                   85-02-020  
                                   85-03-099  
                                   85-07-004  
                                   85-07-005  
Instant game number 15 – Jokers' Wild  
   criteria 85-05-058  
                                   85-07-004  
                                   85-09-004  
                                   85-05-058  
                                   85-07-004  
                                   85-09-004  
                                   85-05-058  
                                   85-07-004  
                                   85-09-004  
Instant game number 16 – People's Choice  
   criteria 85-10-039  
                                   85-10-075  
                                   85-13-015  
                                   85-10-039  
                                   85-10-075  
                                   85-13-015  
                                   85-10-039  
                                   85-10-075  
                                   85-13-015  
                                   85-10-039  
                                   85-13-015  
Instant game number 17 – Doubling Dollars  
   criteria 85-10-075  
                                   85-11-028  
                                   85-13-015



**Subject/Agency Index**  
(Citations in **bold type** refer to material in this issue)

**NATURAL RESOURCES, DEPARTMENT OF**  
(See also **FORESTS AND FOREST PRODUCTS**)

—cont.

Dredge soil disposal 85-07-041  
85-08-040  
85-13-030  
85-13-042  
85-13-055  
85-15-050  
85-07-033  
85-11-012

Electronic sites/facilities

Fire hazard,  
industrial operations curtailed 85-15-015  
85-15-025  
85-15-037  
85-15-049  
85-15-068  
85-16-006  
85-16-023  
85-16-027  
85-16-033  
85-16-058  
85-16-085  
85-16-111  
85-17-001  
85-17-068  
85-18-019  
85-14-063

Fire restrictions 85-15-014  
85-15-036  
85-17-017  
85-17-047  
85-17-068  
85-18-039  
85-19-087

Fire season, industrial fire  
tool requirements 85-09-010

Forest fire advisory board 85-01-081  
85-16-097  
**85-20-061**

Hoot owl restrictions 85-16-005  
85-17-047  
85-17-068  
85-18-060  
85-18-082  
85-19-009  
85-16-005  
85-04-062  
85-08-017  
85-10-040

Logging restrictions, fire  
Mining 85-03-001  
85-11-056

Natural resources board 85-01-066

Timber sales, initial deposits

**NOOKSACK**  
Shoreline management master program 85-16-073  
**85-20-095**

**NOXIOUS WEED CONTROL BOARD**  
List 85-03-102  
85-07-003

**NUCLEAR WASTE BOARD**  
Hanford disposal 85-04-041

**NURSING HOMES**  
Accounting and reimbursement system 85-14-018  
85-14-019  
85-17-052

Adequate nursing home care 85-14-071  
85-17-070

Certificate of need 85-01-048  
85-10-017  
85-10-018  
85-13-060  
85-14-017

Food service 85-03-069  
Long-term care ombudsman program 85-13-010  
Medical supplies reimbursement 85-14-017  
Nursing services

**NURSING HOMES—cont.**

Patient trust fund accounts 85-13-010  
85-14-071  
85-17-070

Pets 85-14-017  
85-17-039

Prospective cost-related reimbursement 85-10-016  
85-13-065

Prospective rate adjustment 85-10-016  
85-13-065

Rehabilitative services 85-14-017  
Respite care 85-14-017  
Terms 85-10-017  
85-10-018  
85-13-060  
85-14-017

Ventilation 85-14-017

**NURSING, BOARD OF**  
Advanced practice 85-07-067  
85-16-050

Certified registered nurses **85-20-077**  
Continuing education **85-20-076**  
Delegation 85-07-068  
Documents authorized practice **85-20-077**  
Nursing process 85-07-068  
Scope of practice, advisory opinions 85-07-069  
85-17-031

**OCCUPATIONAL THERAPY**  
Code of ethics 85-07-070  
85-12-010

Commonly accepted standards 85-02-053  
85-02-065  
85-05-008

Definitions 85-05-008  
85-07-070  
85-12-010

Educational programs 85-02-053  
85-02-065  
85-05-008

Examinations 85-02-053  
85-02-065  
85-05-008

Fees 85-02-063  
85-06-012

License renewal 85-02-063  
85-06-012

License exemption 85-07-070  
85-12-010

Occupational therapy assistants 85-05-008  
Proof of actual practice 85-02-053  
85-02-065  
85-05-008

Supervised field work experience 85-02-053  
85-02-065  
85-05-008

Unprofessional conduct or gross  
incompetency 85-02-053  
85-02-065  
85-05-008

**OIL AND GAS CONSERVATION COMMITTEE**  
Administration 85-03-018  
Enforcement 85-03-018  
Hearing 85-07-038  
Wilexco Inc. 85-03-018  
Implementation 85-03-016  
SEPA

**OLYMPIC COLLEGE**  
(District 3)  
Meetings 85-07-050  
85-13-024

Student conduct code 85-07-051  
85-13-067

**OPTOMETRY BOARD**  
Continuing education 85-13-079  
85-16-054

**Subject/Agency Index**  
(Citations in **bold type** refer to material in this issue)

**OPTOMETRY BOARD—cont.**

Franchises 85-13-079  
85-16-054  
Minimum contact lens prescription 85-01-085  
85-04-055  
Uniform Disciplinary Act 85-05-009  
85-13-079  
85-16-053  
85-16-054

**OSTEOPATHIC MEDICINE AND SURGERY**

Examination 85-06-009  
85-10-025  
Publicity and advertising, prohibited 85-19-090

**OUTDOOR RECREATION,  
INTERAGENCY COMMITTEE FOR**

Meetings 85-05-011  
85-13-036  
**85-20-055**

**PARKS AND RECREATION COMMISSION**

Boating safety grant and contract program 85-02-011  
85-03-087  
Boat moorage fees 85-04-060  
85-08-003  
Campsite fees 85-04-060  
Campsite reservations 85-04-060  
85-08-003  
**85-20-128**  
Definitions 85-16-002  
Group rates 85-12-058  
85-16-002  
Meeting room fees **85-20-128**  
Meetings 85-01-091  
Rally area reservations **85-20-128**  
Recreational and conference center housing fees **85-20-128**  
Senior citizen pass 85-04-060  
off-season 85-08-003  
Vehicle lighting and equipment standards 85-12-058  
85-16-002  
Vehicles, certain excluded from ocean use 85-16-002

**PENINSULA COLLEGE  
(District I)**

Meetings 85-12-052

**PERSONNEL APPEALS BOARD**

Appeals 85-16-007  
Hearings 85-16-007  
Transcripts 85-16-098  
**85-20-001**

**PERSONNEL DEPARTMENT/BOARD**

Bargaining unit determination of 85-01-082  
Basic salary range 85-02-034  
85-05-030  
Certification 85-17-029  
**85-20-029**  
**85-20-103**  
Certification/decertification of exclusive representative 85-12-043  
85-15-042  
85-19-076  
Classified service, movement between 85-18-057  
**85-20-028**  
Disability 85-10-052  
85-14-008  
Disciplinary actions 85-16-016  
85-17-029  
85-19-078  
Dismissal 85-16-109  
Downward reallocation 85-06-036  
85-09-028  
85-11-074

**PERSONNEL DEPARTMENT/BOARD—cont.**

Examinations records and retention 85-08-013  
85-11-074  
85-14-102  
Exemptions, exceptions 85-16-016  
85-17-029  
85-18-057  
85-19-078  
**85-20-028**  
Flex-time 85-16-109  
**85-20-027**  
Holidays 85-12-043  
85-15-043  
85-16-109  
**85-20-027**  
**85-20-029**  
**85-20-103**  
Housing committee 85-06-036  
85-09-028  
Inter-system movement, HEP/SPB 85-18-057  
**85-20-028**  
Leadworker 85-10-052  
85-14-007  
85-15-043  
Leave without pay 85-08-013  
85-11-074  
Leave, worker's compensation, adjustment 85-09-031  
85-10-052  
85-14-008  
85-14-009  
85-14-102  
85-16-016  
85-17-029  
85-19-078  
85-14-074  
Nonmanagement employee 85-16-016  
85-17-029  
85-19-078  
85-16-109  
85-19-076  
85-14-074  
85-16-016  
85-17-029  
85-19-078  
85-14-102  
85-16-016  
85-17-029  
85-19-078  
85-19-077  
85-06-036  
85-09-030  
85-12-043  
85-16-016  
85-19-075  
85-19-080  
85-02-034  
85-05-030  
85-10-052  
85-14-008  
85-14-102  
85-16-016  
85-17-029  
85-19-076  
Registers 85-02-034  
85-05-030  
85-10-052  
85-14-008  
85-14-102  
85-16-016  
85-17-029  
85-19-076  
Salary  
concurrency of probation, trial service and periodic increment date 85-14-102  
85-17-029  
differential provisions and compensation 85-10-052  
duplicate payment 85-10-052  
85-14-008  
85-14-074  
nonmanagement employees 85-14-102

**Subject/Agency Index**  
(Citations in **bold type** refer to material in this issue)

**PERSONNEL DEPARTMENT/BOARD—cont.**

periodic increment dates 85-14-102  
85-16-016  
85-17-029  
85-19-078  
reversion, computation 85-12-043  
85-15-043  
reviews 85-14-102  
85-16-016  
85-17-029  
85-08-013  
wage and hour records 85-11-074  
85-04-031  
85-07-060  
Selective certification 85-14-074  
85-18-057  
85-14-074  
Seniority 85-14-074  
85-18-057  
Service credit 85-14-074  
Shift premium provisions  
and compensation 85-04-031  
85-04-032  
85-07-035  
85-09-029  
85-10-052  
85-14-008  
85-14-073  
Shift premium schedule 85-14-008  
85-14-073  
Special pay ranges 85-05-029  
85-06-036  
85-09-030  
Split shift  
provisions and compensation 85-02-034  
85-03-047  
85-05-030  
85-10-052  
85-14-008  
85-14-073  
Unfair labor practice charge  
filing 85-12-043  
85-15-042  
investigation and disposition 85-12-043  
85-15-042  
85-19-076  
Vacation leave  
accrual 85-06-036  
85-09-030  
85-14-102  
85-16-016  
85-17-029  
85-19-079  
85-16-109  
85-20-027  
85-01-083  
85-16-109  
85-19-076  
85-04-033  
85-06-036  
85-06-037  
85-09-030

**PHARMACY, BOARD OF**

Butorphanol 85-20-125  
Component and drug product containers  
and closures 85-20-120  
85-02-061  
85-06-010  
Condoms 85-02-061  
85-06-010  
85-15-102  
Definitions 85-06-010  
85-15-102  
Legend drugs  
Licenses 85-02-061  
application 85-06-010  
85-02-061  
display 85-06-010  
85-06-010

**PHARMACY, BOARD OF—cont.**

fees 85-01-042  
85-02-061  
85-06-010  
85-15-102  
85-18-089  
85-18-090  
85-06-010  
85-01-042  
85-02-061  
85-06-010  
85-01-042  
85-01-042  
85-02-061  
85-01-042  
85-02-061  
85-06-010  
85-06-010  
85-11-066  
identification  
inactive 85-08-041  
85-11-066  
85-08-041  
85-11-066  
85-02-061  
85-06-010  
85-06-010  
85-02-061  
85-06-010  
85-02-061  
85-06-010  
85-15-102  
85-18-091  
85-08-041  
85-11-066  
periods  
reactivation 85-02-061  
85-01-042  
85-02-061  
85-01-042  
85-02-061  
85-06-010  
85-06-010  
85-11-066  
adequate equipment 85-08-041  
adequate stock 85-11-066  
85-02-061  
85-06-010  
85-06-010  
85-02-061  
85-06-010  
85-02-061  
85-06-010  
85-15-102  
85-18-091  
85-08-041  
85-11-066  
Prescription labeling  
Prophylactic licenses  
Registration 85-02-061  
85-06-010  
85-02-061  
85-06-010  
85-02-061  
85-06-010  
85-15-102  
85-18-091  
85-08-041  
85-11-066  
Uniform Controlled Substances Act  
Vending machines

**PHYSICAL THERAPY BOARD**

Appliances or devices 85-18-086  
Approved schools 85-03-107  
85-10-002  
Assistants 85-03-107  
supervision 85-08-042  
85-11-049  
85-14-109  
85-14-110  
85-18-086  
Uniform Disciplinary Act

**PILOTAGE COMMISSIONERS**

Fees, collection 85-12-039  
85-16-057  
85-12-038  
85-15-033  
Physical exam, annual  
Tariffs and pilotage rates 85-02-048  
Grays Harbor district 85-02-049  
85-02-048  
85-02-049  
Puget Sound district 85-02-048  
85-02-049

**PODIATRY BOARD**

Board officers 85-20-123  
85-04-028  
Uniform Disciplinary Act 85-12-059  
85-15-058  
85-16-052

**POSTSECONDARY EDUCATION, COUNCIL FOR**

Displaced homemaker 85-06-058  
85-10-022  
85-14-016  
85-16-078  
85-20-035  
Residency status 85-14-057  
85-14-058  
85-16-077  
85-20-034  
Work study program

**PRACTICAL NURSING, BOARD OF**

Discipline standards 85-18-033



**Subject/Agency Index**  
(Citations in **bold type** refer to material in this issue)

**SEATTLE COMMUNITY COLLEGE**

(District 6)—cont.

Meetings

85-01-011  
85-01-038  
85-01-063  
85-03-015  
85-03-088  
85-07-014  
85-07-015  
85-07-016  
85-09-044  
85-10-048  
85-11-027  
85-12-032  
85-16-079  
**85-20-005**  
**85-20-013**  
85-18-059  
85-16-120  
85-18-059  
85-07-056  
85-12-016  
85-13-075  
85-16-120  
85-18-059

Public records access  
Rules and regulations  
SEPA  
Sexual harassment policy

Tenure  
Traffic rules

**SECRETARY OF STATE**

Archives  
practice and procedure

Polling place accessibility for  
disabled and elderly

85-10-063  
85-13-017  
  
85-14-059  
85-14-115  
85-18-003

**SECURITIES**

(See LICENSING, DEPARTMENT OF)

**SENIOR CITIZENS**

Polling place accessibility

Transportation, financial support

85-14-059  
85-14-115  
85-01-054

**SENTENCING GUIDELINES COMMISSION**

Meetings

85-01-039

**SHORELINE COMMUNITY COLLEGE**

(District 7)

Meetings

85-03-033

**SHORELINE MANAGEMENT MASTER PROGRAM**

(See ECOLOGY, DEPARTMENT OF)

**SKAGIT VALLEY COLLEGE**

(District 4)

Meetings

85-02-027  
**85-20-024**

**SMOKING (See HEALTH, BOARD OF)**

**SOCIAL AND HEALTH SERVICES,**

**DEPARTMENT OF**

Adult protective services

85-10-041  
85-13-059

AFDC and general assistance

alcoholism treatment  
alien sponsorship  
assistance units

85-15-090  
85-03-068  
85-16-041  
85-18-041  
85-15-090

drug addiction  
eligibility

assignment of support rights  
cooperation, federal aid assistance

**85-20-085**  
85-17-051  
85-17-053  
**85-20-086**

deprivation of parental support

85-01-025  
85-16-041  
85-18-041

general

85-13-049  
85-15-090

individuals leaving institutions

**85-20-096**

**SOCIAL AND HEALTH SERVICES,**

**DEPARTMENT OF—cont.**

living in home of relative

85-16-041  
85-18-041

mental health residents,  
suspense status

85-13-009  
85-16-045

minor parents

85-16-041  
85-18-041

need

85-01-078  
85-04-024

progressive evaluation  
summary

85-13-048  
85-16-040

emergency situations

85-15-090  
85-16-041

excluded resources

85-18-041  
85-16-043

exclusions  
incapacitated

85-16-044  
**85-20-022**

pregnant

85-05-014  
85-18-042

financial need computation

85-17-051  
85-17-053

funeral expenses  
grant or vendor payment

**85-20-086**  
85-17-051

incapacity, determination of  
mental health services  
property rights

85-17-053  
**85-20-086**

prospective eligibility

85-16-040  
85-18-042

retrospective budgeting

85-09-055  
85-12-019

SSI, interim, reimbursement

85-15-056  
85-19-033

standards for assistance

85-18-040  
85-16-040

support enforcement recovery  
unemployable

85-18-042  
85-03-067

Agency procedures

decision-rendering procedure

85-18-042  
85-16-040

CAP

85-17-051  
85-17-053

CEAP

85-03-054  
85-07-020

Child care agencies

reporting of circumstantial changes

85-13-083  
85-14-066

Chorc services

85-16-049  
85-17-069

COPES

85-12-026  
85-04-052

Developmentally disabled, see **DEVELOPMENTALLY  
DISABLED**

85-07-048  
85-10-064

Disaster assistance program, grants

85-10-065  
85-13-063

85-16-043  
85-16-044

85-18-041  
**85-20-022**

85-16-043  
85-18-041

85-10-053  
85-10-055

85-13-064  
85-19-003

**85-20-083**  
85-10-064

85-10-065  
85-13-063

85-15-084  
85-18-067

**Subject/Agency Index**  
(Citations in **bold type** refer to material in this issue)

**SOCIAL AND HEALTH SERVICES,  
DEPARTMENT OF—cont.**

**SOCIAL AND HEALTH SERVICES,  
DEPARTMENT OF—cont.**

Energy assistance, see ENERGY ASSISTANCE			
Fees	85-09-054		
	85-13-002		
	85-13-007		
Food stamps	85-02-039		
	85-02-045		
	85-03-005		
	85-06-064		
administrative hearings	85-03-020		
	85-03-021		
	85-06-062		
allotments	85-05-013		
application and participation, verification	<b>85-20-030</b>		
	<b>85-20-084</b>		
certification periods	<b>85-20-030</b>		
	<b>85-20-084</b>		
definitions	<b>85-20-030</b>		
	<b>85-20-084</b>		
general provisions	85-08-028		
	85-11-033		
hearings	<b>85-20-030</b>		
	<b>85-20-084</b>		
household determination	<b>85-20-030</b>		
	<b>85-20-084</b>		
income, budgeting	<b>85-20-030</b>		
	<b>85-20-084</b>		
income, deductions	<b>85-20-030</b>		
	<b>85-20-084</b>		
income, definitions	85-07-043		
	85-11-035		
	85-12-027		
income determination	85-05-013		
income, eligibility	85-13-058		
	85-14-065		
	85-16-048		
	<b>85-20-030</b>		
	<b>85-20-084</b>		
income, self-employment	<b>85-20-030</b>		
	<b>85-20-084</b>		
monthly reporting	85-16-042		
	<b>85-20-030</b>		
	<b>85-20-084</b>		
overpayments	85-04-053		
	85-07-047		
replacement allotments	85-03-040		
	85-06-061		
retrospective budgeting	85-16-042		
work registration, voluntary quit	85-05-059		
	85-09-013		
Foster care	85-10-046		
	85-10-054		
	85-13-062		
	85-12-029		
Health facility construction review fees			
Hospices, see HOSPICES			
Hospitals, see HOSPITALS			
IMR facilities, see DEVELOPMENTALLY DISABLED			
Juveniles			
consolidated juvenile services programs	85-05-031		
	85-09-003		
county probation programs	85-05-031		
	85-09-003		
diversion	85-05-031		
	85-09-003		
division of juvenile rehabilitation	85-05-031		
	85-09-003		
institutions and eligible impacted political subdivisions	85-05-031		
	85-09-003		
juvenile disposition standards commission sentencing standards	85-12-001		
Labor camp	85-15-089		
Low-income energy assistance, see ENERGY ASSISTANCE			
Medical assistance			
		budgeting	
		prospective	85-06-060
		retrospective	85-06-060
		cataracts, contacts	85-01-026
		drugs	85-08-008
			85-11-034
		eligibility	
		excluded resources	85-02-038
			85-02-044
		limitation of resources	85-03-072
		ownership of home	85-03-038
			85-03-039
		ownership of income	85-09-023
			85-09-024
		pregnant women	85-14-026
		prospective	85-06-060
		resource standards	85-03-072
		Social Security number	85-02-043
			85-03-072
		special categories	85-08-024
			85-08-029
			85-11-032
			85-13-057
			85-13-066
			85-16-046
		eyeglasses	85-15-086
			85-18-065
		hearing aids	85-15-087
			85-18-064
		in-patient hospital care, length of stay	85-10-042
			85-13-061
		limited casualty program	
		eligibility modified due to expenditure reduction	85-09-037
		medically indigent	85-14-028
			85-14-029
			85-14-069
			85-15-027
			85-17-034
			85-17-035
		medically needy	85-02-036
			85-02-041
			85-03-070
			85-04-034
			85-04-048
			85-05-016
			85-07-049
			85-13-011
			85-13-012
			85-14-028
			85-14-068
			85-14-069
			85-16-047
			85-17-035
			85-17-036
		medical provider agreement	85-01-027
			85-04-022
		mental health services	85-18-040
		patient overutilization	85-03-080
			85-06-059
			85-09-002
		patient transportation	85-02-040
			85-02-047
			85-05-024
		payment	
		consultant's and specialist's services and fees	85-10-042
			85-13-061
		eligible providers	85-01-027
			85-04-022
		hospital care	85-03-073
			85-10-007
			85-10-008

**Subject/Agency Index**  
(Citations in **bold type** refer to material in this issue)

<b>SOCIAL AND HEALTH SERVICES, DEPARTMENT OF—cont.</b>		<b>STATE PATROL</b>	
hospital services	85-14-030 85-14-070 85-17-033 <b>85-20-097</b> <b>85-20-098</b>	Hazardous materials	85-15-048 85-16-003 <b>85-20-070</b>
physical medicine and rehabilitation evaluation and treatment	85-14-012 85-17-037	Hazardous waste	85-15-048 85-16-003 <b>85-20-070</b>
physicians services cataracts, contacts	85-01-026 85-04-021	Radioactive waste	85-15-048 85-16-003 <b>85-20-070</b>
special categories	85-02-037 85-02-042 85-05-015	<b>STRAWBERRY COMMISSION</b>	
<b>Mental health</b>		Created	85-05-038 85-11-030
GAU eligibility service providers	85-18-040 85-15-023 <b>85-20-031</b>	<b>STRIP SEARCHES</b>	
<b>Nursing homes, see NURSING HOMES</b>		Regulations	85-01-032 85-01-033
<b>Radiation machine facility     registration fee</b>	85-15-022 85-16-064 <b>85-20-021</b>	<b>SULFITING AGENTS</b>	
<b>Radiation, site user permit system</b>	85-15-022 85-16-064 <b>85-20-021</b>	(See <b>HEALTH, BOARD OF</b> )	
<b>Radiation, waste site surveillance</b>	85-15-022 85-16-064 <b>85-20-021</b>	<b>SUPERINTENDENT OF PUBLIC INSTRUCTION</b>	
<b>Radioactive materials</b>	85-02-058 85-02-059 85-06-024 85-03-055 85-03-062 85-15-062 85-15-064 85-16-021 85-16-035 85-18-063 85-19-027 <b>85-20-019</b> <b>85-20-040</b>	Beginning teachers assistance program	85-17-023 85-17-024 85-13-071 85-15-111
<b>School immunization</b>	85-01-003 85-02-046 85-03-054 85-04-034 85-04-048 85-07-049 85-17-051 85-17-053 85-01-004 85-17-069 <b>85-20-064</b> <b>85-20-085</b> <b>85-20-087</b>	Educational service district budgeting	85-17-023 85-17-024 85-13-071 85-15-111
<b>SEPA</b>	85-01-003 85-02-046 85-03-054 85-04-034 85-04-048 85-07-049 85-17-051 85-17-053 85-01-004 85-17-069 <b>85-20-064</b> <b>85-20-085</b> <b>85-20-087</b>	Finance	85-17-023 85-17-024 85-13-071 85-15-111
<b>SSI assistance</b>	85-01-003 85-02-046 85-03-054 85-04-034 85-04-048 85-07-049 85-17-051 85-17-053 85-01-004 85-17-069 <b>85-20-064</b> <b>85-20-085</b> <b>85-20-087</b>	emergency school closure	85-04-046 85-04-047 85-05-012 85-09-019
<b>Support enforcement</b>	85-01-003 85-02-046 85-03-054 85-04-034 85-04-048 85-07-049 85-17-051 85-17-053 85-01-004 85-17-069 <b>85-20-064</b> <b>85-20-085</b> <b>85-20-087</b>	group total salary and insurance benefits	85-15-092 85-19-006 85-13-072 85-15-110
<b>Time loss compensation, lien</b>	85-15-085 85-18-066 85-01-030 85-04-023	school district budgeting	85-03-055 85-03-062 85-07-027 85-15-062 85-15-064 85-16-021 85-16-035 85-18-063 85-19-027 <b>85-20-019</b> <b>85-20-040</b>
<b>Vital records</b>	85-01-030 85-04-023	Immunization	85-03-055 85-03-062 85-07-027 85-15-062 85-15-064 85-16-021 85-16-035 85-18-063 85-19-027 <b>85-20-019</b> <b>85-20-040</b>
<b>Vocational rehabilitation     physical and mental restoration</b>	85-03-071	Kindergarten, preassessment, no fee, AGO 85-13	85-17-028 85-15-091 85-19-007
<b>SOLID WASTE</b>		Public records, access	85-17-005 85-17-007 85-17-006 85-17-008
(See <b>ECOLOGY, DEPARTMENT OF</b> )		School personnel, permits for aliens	85-17-005 85-17-007 85-17-006 85-17-008
<b>SOUTH PUGET SOUND COMMUNITY COLLEGE</b>		Student health records	85-17-006 85-17-008
(See <b>CENTRALIA COLLEGE/SPSCC</b>		<b>SUPPORT ENFORCEMENT</b>	
District 12)		(See <b>SOCIAL AND HEALTH SERVICES,     DEPARTMENT OF</b> )	
<b>SPOKANE COMMUNITY COLLEGES</b>		<b>SUPREME COURT</b>	
(District 17)		APR	
Meetings	85-14-015	5(d)(3)	<b>85-20-056</b>
Student conduct	85-16-070 85-19-032	8(c)(1)	<b>85-20-056</b>
		8(d)(2)(iv)	<b>85-20-056</b>
		9(a)(4)	<b>85-20-056</b>
		9(c)	<b>85-20-056</b>
		12(d)	85-19-029
		CAR 21	85-13-001
		CJC	
		5(c)(8)	85-15-040
		7(B)(2)	85-02-010
		CPR rescission	85-15-039
		CR 71(c)(1)	<b>85-20-056</b>
		JCR 71(c)(1)	<b>85-20-056</b>
		JCrR 4.09	85-13-001
		JTIR 6.2	85-13-001
		Limited practice rule	85-19-029
		RAP's	85-13-043
		RCP adoption	85-15-039



## Subject/Agency Index

(Citations in **bold type** refer to material in this issue)

<b>UTILITIES AND TRANSPORTATION COMMISSION—cont.</b>		<b>WENATCHEE VALLEY COLLEGE (District 15)</b>	
Telephones, customer-owned pay telephones	85-11-077 85-14-053 85-15-094 85-18-043 <b>85-20-009</b>	Faculty tenure	85-18-017
Utility pole attachments	85-06-072 85-06-073 85-09-025	<b>WESTERN LIBRARY NETWORK (See LIBRARY, STATE)</b>	
Water companies business telephone number, etc. to be available	85-08-015 85-11-019	<b>WESTERN WASHINGTON UNIVERSITY</b>	
		Health and safety Meetings	85-19-072 85-01-046 85-04-011 85-05-039 85-08-009 85-10-006 85-11-072 85-18-016 85-09-050 85-14-097 85-14-098
<b>VETERANS AFFAIRS</b>		Parking permits	
Soldiers home and colony	85-04-004 85-08-002 85-12-003 85-15-081 85-15-088 85-18-036 <b>85-20-017</b> <b>85-20-099</b>		
Veterans home	85-04-004 85-08-002 85-15-081 85-15-088 85-18-036 <b>85-20-017</b> <b>85-20-099</b>	<b>WHATCOM COMMUNITY COLLEGE (District 21)</b>	
		Meetings	85-15-034 85-15-095 85-16-034 85-19-062 85-19-063
		<b>WHATCOM COUNTY</b>	
		Shoreline management master program	85-03-046 85-04-040
		<b>WINTHROP, TOWN OF</b>	
		Shoreline management master program	85-01-021 85-04-039 85-05-045 85-08-016
<b>VETERINARY BOARD OF GOVERNORS</b>			
Definitions	85-14-080		
Exam			
grading	85-03-085		
procedures	85-03-085		
results	85-03-085 85-03-108 85-07-021 85-14-080 85-14-080		
Medical facility requirements			
Practice management			
<b>VITAL RECORDS (See SOCIAL AND HEALTH SERVICES, DEPARTMENT OF)</b>			
<b>VOCATIONAL EDUCATION, COUNCIL ON</b>			
Advisory council meetings	85-07-001		
Meetings	85-11-029 85-19-026		
<b>VOCATIONAL EDUCATION, COMMISSION FOR</b>			
Meetings	85-03-078 85-09-022		
<b>VOLUNTEER FIREMEN, BOARD FOR</b>			
Meeting	85-04-002 85-09-018 85-14-114 85-19-046		
<b>WALLA WALLA</b>			
Shoreline management master program	85-13-053 85-16-105		
<b>WALLA WALLA COMMUNITY COLLEGE (District 20)</b>			
Meetings	85-04-050		
<b>WASHINGTON STATE UNIVERSITY</b>			
ASWSU meetings	85-05-003 85-15-004		
Parking permit fees	85-07-012 85-14-051 85-19-020		
Regents meetings			
<b>WATER POLLUTION (See ECOLOGY, DEPARTMENT OF, various topics)</b>			